

# Town of SPRINGFIELD



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## MEETING MINUTES

Tuesday, May 21, 2019, 7:30 P.M.  
Town Board Meeting  
Springfield Town Hall

1. CALL TO ORDER, ROLL CALL, PLEDGE OF ALLEGIANCE

Chair Jim Pulvermacher called the meeting to order at 7:30 p.m.

Roll call shows Chair Pulvermacher and Supervisors Dave Laufenberg, Bill Statz, Art Meinholz, and Dan Dresen present.

Also present were Road Patrolman Darin Ripp, Clerk-Treasurer Dianah Fayas, Deputy Clerk-Treasurer Doreen Jackson, and many residents and members of the public including: Sarah Kotila, Adam Casavat, Marsha VanDomelen, Jennie Casavat, Jackie Crabb, Ryan Kotila, Phil Shultz, Tom Crabb, Connie Bickler, Neal Bickler, Jody Frantz, Gerald Luetkens, Jim Wills, Bill and Dianne Kubsh, Jackie Wealti, Curt Wealti, Janis Mitchard, Brian Mitchard, Leonard Ayres, Julie Bowes, Amanda Paus, Elliott Long, Scott Mosley, Ken Lee, Helen Lee, Dawn Eberhardt, Thomas Eberhardt, Ed Anderson, Teri Anderson, Pam Katz, Fred Katz, Joe Steele, Vickey & Phill Thill, Mark Meyer, Janet Legare, Vivek Balasubramaniam, Keith Horstman, Tom Julian, Aaron Struck, Jessica Martin, Holly Walker, Julie Penosky, Jack Jacoby, Megan Hanson, Beth Rauch, Bill Engels, Robb Warren, Beth Fisher, Emery Bresnick, Alejandro Martinez, Jody Steele, Breanne Ivens, Molly Schlichting, Lisa Clark, and Patty Montgomery.

Pledge of Allegiance was recited.

2. CONFIRMATION OF COMPLIANCE WITH OPEN MEETINGS LAW

The Clerk confirmed that the agenda was posted at town hall and on the Town website and that the Public Hearing was noticed as prescribed by statute. Meeting is being recorded.

After ensuring there were no objections from the Board, Chairman Pulvermacher moved agenda item 8. *Meinholz quarry determination and Yahara's NR 135 plan* up on the agenda as that is the items most in attendance were present for.

8. MEINHOLZ QUARRY DETERMINATION AND YAHARA'S NR 135 PLAN

Chairman Pulvermacher reported he spoke to Dane County personnel about Yahara Materials' reclamation plan permit amendment application, as reclamation plans remain the purview of Dane County. As such, a public hearing on the plan is to be held at the County level. Responding to questions by residents, Chairman Pulvermacher and the Board explained that the Town Board's December 18, 2018 action was in response to a request by Yahara Materials for the Board to address the zoning and non-conforming status of three parcels (42 acres) newly acquired by Meinholz, LLC in the Town of Springfield. The Board acted on that request based on consideration of information, recommendation of counsel, the understanding that the land was in contiguous ownership by the Meinholzes during the April 1969 deadline to register gravel pits and mineral extraction operations and was registered in accordance with that registry, both of which being conditions of non-

conforming status, and that there were no mineral extraction CUPs on the site. The non-conforming status of properties limits the Town's and County's ability to place controls on operation of the site.

Information reported by residents indicated further research on the subject would return additional historical data meriting further review, compounding and perhaps impacting the Board's determination.

As a result of questions and comments received from residents during the discussion, Chairman Pulvermacher and the Town Board will pursue additional information, apprising residents of actions taken by the Town and answers the Town receives. Once the Town has collected more information, a special meeting of the town board will be scheduled to discuss the determination of the 40 acres further, with notice specifically sent out to all of the interested parties who signed up for the quarry email list tonight, in addition to routine posting and notice procedures.

6. DRIVEWAY PERMIT: 7366 SPRINGHELT DRIVE

This is an established driveway being replaced that is currently not in compliance with Town driveway requirements but can be brought into compliance during the reconstruction. Chairman Pulvermacher explained to the applicant that the Town does not replace damage to concrete and that an inspection will be needed after grading, before paving.

**Motion by Sup. Laufenberg, seconded by Sup. Dresen to approve the driveway permit for the Hoglands. Motion carried, 5-0.**

4. MINUTES OF PREVIOUS MEETING: Apr. 17, 2019 & May 7, 2019

**Motion by Sup. Dresen, seconded by Sup. Meinholz to approve the minutes. Motion carried, 5-0.**

3. INFORMAL PUBLIC COMMENT TIME – CHAIRPERSON'S REPORT

Jim Wills' request and subsequent recommendation of the Plan Commission was inadvertently omitted from this agenda and has been added to the June 4<sup>th</sup> agenda for action. Mr. Wills was in attendance at this meeting to explain his request and answer any questions from the Board, as he may not be available on June 4<sup>th</sup>. He explained circumstances have required minor changes to the approved plat for what was originally Unit 2 and they would like to add additional pavement and parking stalls on the south face of the building; replace pavement on the north face of the building with breaker rock and vegetation; and remove "islands" on east side of the parking lot.

5. CHAIRMAN'S REPORT

The Town is seeing an increase in storage of boats, RVs, etc. Chairman Pulvermacher is looking to see how other communities are dealing with the issue, stating the Town needs to have a plan or enforce current restrictions.

The Town received an email from property owner Pam McSherry regarding water infiltration she believes to be coming from the Helt pit. The Helts have since voluntarily pumped and filled the pit. Ms. McSherry believes a cross culvert on Hyer Road is causing Town water to cross onto her property and not just a high water issue.

Dane County bought the 160 acre Acker farm in the southeast corner of the Town for preservation. That land is currently in the intergovernmental agreement with the City of Middleton for future development so they will likely be looking for additional land in the future.

Chairman Pulvermacher spoke to Harvey Winn regarding the Kingsley Cemetery. Mr. Winn has indicated he will serve as liaison to funeral homes performing burials in Kingsley Cemetery.

6. DRIVEWAY PERMIT: 7366 SPRINGHELT DRIVE

This item was moved up on the agenda. See #6 above.

7. HYER ROAD DRAINAGE ISSUE – CROSS CULVERT ABANDONMENT  
 Patrolman Ripp provided a contour map of the area showing Ms. McSherry’s low lying site with a large, nearby pond located 20’ higher in elevation than her property with only a sand pit between. Ms. McSherry was not in attendance to discuss the matter.  
**Motion by Sup. Meinholz, seconded by Sup. Laufenberg to table this until the next meeting. Motion carried, 5-0.**
  
8. MEINHOLZ QUARRY DETERMINATION AND YAHARA’S NR 135 PLAN  
 This item was moved up on agenda. See #8 above.
  
9. ORDINANCE 2019-02: DECLINING TO APPROVE THE COMPREHENSIVE REVISION OF DANE COUNTY ZONING ORDINANCE  
 Town attorney Mark Hazelbaker explained that with the County’s implementation of a new zoning ordinance, by statute, towns need to choose to be subject to the revision, have no zoning, or have their own zoning. The law isn’t clear for Towns that have adopted their own zoning, so attorney Hazelbaker recommends declining to approve the revision so the Town doesn’t end up with two ordinances or none.  
  
 Town residents asked questions and requested data on the costs of Town zoning as well as the impact of Town zoning implementation on the quarry determination and asked the Board to delay their vote on this ordinance.  
**Motion by Sup. Statz, seconded by Sup. Laufenberg to table until the first meeting in August. Motion carried, 5-0.**
  
10. DRIVEWAY SITING – CORNER OF RILES ROAD AND COUNTY HWY. P  
 The applicant clarified the location of his proposed driveway for Supervisors, indicating it was approximately 30’ west of the tree discussed at the site visit, which is approximately 200’ west of the eastern property line.  
**Motion by Chairman Pulvermacher, seconded by Sup. Dresen reaffirming the granting of the original driveway permit for Ryan Faga on Riles Road noting the center line of the driveway is clearly marked in exhibit 10, and is approximately 230’ west of the eastern property line. Motion carried, 5-0.**
  
11. MICHELLE CLASEN & TIM TAGGARE – ENCHANTED VALLEY GARAGE IN ROW  
 In preparation for the upcoming reconstruction of Enchanted Valley Road, it was noted that a shed on the property at 4996 Enchanted Valley Road is located in the road right of way. The CSM creating the lot in 2015 indicates, “Shed to be removed by 12-31-22.” Home owners report they were not aware of that condition at the time of purchase. The Town attorney advised the condition is binding and the shed must be removed accordingly; any dispute about the removal of the shed would be between the seller and purchaser of the lot.

*MOVE TO RECESS REGULAR MEETING & ENTER PUBLIC HEARING.*

**Motion by Sup. Dresen, seconded by Sup. Laufenberg to recess the regular meeting and enter the public hearing. Motion carried, 5-0.**

COMP PLAN AMENDMENT, ORDINANCE 2019-01

The Board heard from residents in attendance who are opposed to airport expansion by the City of Middleton and would like stronger language added to the comp plan to strengthen the Town’s position on the issue. The extent of the proposed airport expansion was discussed as was its purported purpose. Residents asked if the comp plan update needed to occur right away.

*MOVE TO CLOSE PUBLIC HEARING & RECONVENE REGULAR MEETING*

12. DISCUSSION/ACTION FROM PUBLIC HEARING: COMP PLAN AMENDMENT, ORDINANCE 2019-0  
 The Board stated there was no rush to act on the update and directed staff to contact Town Planner Mark Roffers for his opinion and recommendation and to solicit input from the residents.  
**Motion by Sup. Laufenberg, seconded by Sup. Meinholz to table this item for tonight and ask Mark Roffers to look at and ask for public participation in the plan and add to the first meeting in July. Motion carried, 5-0.**

At 10:45 p.m., Chairman Pulvermacher called a five minute recess.

At 10:51 p.m., Chairman Pulvermacher reconvened the meeting after a five minute recess.

13. PRE-CONSTRUCTION MEETINGS FOR 2019 ROAD WORK

The Board determined a pre-construction meeting with residents was not necessary as it is estimated the road will be closed in small segments for short periods. Patrolman Ripp was directed to have the contractor use door hangers to notify residents of Sunrise Ridge Trail in advance of the closure.

14. OSHKOSH PLOW BID

Waushara County personnel made the Town an offer of \$31,000 for the Oshkosh, which combined with the \$6,000 in rental fees for the truck this winter equal the asking price of \$37,000.

**Motion by Sup. Dresen, seconded by Sup. Meinholz to make a counter offer of \$33,000. Motion carried, 5-0.**

The Clerk received clarification that if the counter bid was accepted, no further authorization by the Town was required, the vehicle could be sold.

15. APRIL FINANCIALS

There were no questions or issues.

16. SBCP FRAUD PROTECTION PROGRAMS

Due to time constraints, this item will be added to the next agenda.

17. CD RENEWAL—PARKS

**Motion by Sup. Dresen, seconded by Sup. Laufenberg to renew the CD with SBCP for 11 months at 2.29%.**

**Motion carried, 5-0.**

18. COMMERCIAL ELECTRICAL INSPECTION & PERMITS JURISDICTION – STATE VS. TOWN

Due to time constraints, this item will be added to the next agenda.

19. OLD BUSINESS

a. J.A.R. STORAGE

b. BLIGHT, 7166 COUNTY HWY. K

Staff will notify Public Health that food stuff stored at the property were scattered across the road, indicating food is being stored outside again. Chairman Pulvermacher has spoken to two other home owners in the Town about the storage of refuse.

c. SECURITY UPGRADES

d. BUDGET AMENDMENT 2019-1

e. BOLLIG BEST LAWN SERVICE – FENCING/SCREENING

20. COMMITTEE REPORTS

Sup. Dresen: The fire department had three calls last month. Firefighter numbers holding at 89. The Airport Advisory Committee Meeting will be June 6<sup>th</sup> at 5:30 at City Hall.

Sup. Meinholz:

Sup. Statz:

Sup. Laufenberg: Cross Plains EMS have purchased a replacement ambulance.

Chairman Pulvermacher: The Towns Association had a presentation on tax credit incentives for volunteer firefighters and EMS.

21. ROAD PATROLMAN'S REPORT

Patrolman Ripp continues to fill potholes and will soon begin mowing. The sprayer has been calibrated for brush and weed treatment.

22. CLERK/TREASURER'S REPORT

The Clerk-Treasurer and Deputy Clerk-Treasurer both received scholarships to training in July totaling \$1,400. Clerk-Treasurer Fayas recognized and thanked Deputy Clerk-Treasurer Jackson for a job well done clerking at the last board meeting in the Clerk's absence and for her persistence and tenacity following up on unlicensed dogs in the Town.

23. APPROVAL OF BILLS AS PRESENTED

**Motion by Sup. Dresen, seconded by Sup. Laufenberg to pay the bills. Motion carried, 5-0.**

24. ADJOURN

**Motion by Sup. Meinholz, seconded by Sup. Laufenberg to adjourn the meeting at 11:08 p.m. Motion carried, 5-0.**