

# Town of SPRINGFIELD

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## MEETING MINUTES

Tuesday, July 5, 2022, 7:00 P.M.  
Town Board Meeting

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

Chair Jim Pulvermacher called the meeting to order at 7:00 p.m.

Roll call shows Chair Pulvermacher and Supervisors Dave Laufenberg, Matt Wright, Art Meinholz, and Leon Zinck III present.

Also present were Road Patrolman Darin Ripp, Clerk-Treasurer Dianah Fayas, Deputy Clerk-Treasurer Doreen Jackson, Kurt and Lisa Acker, and Jacob Niesen.

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.

3. INFORMAL PUBLIC COMMENT TIME – None.

4. MINUTES OF PREVIOUS MEETING: June 21, 2022

**Motion by Sup. Laufenberg, seconded by Sup. Zinck to approve the minutes. Motion carried, 5-0.**

5. CHAIRPERSON'S REPORT

Chairperson Pulvermacher received an email detailing some of the jets that are flying out of Middleton Airport and was notified someone was taking an informal road condition survey on social media to identify which roads the town should prioritize maintenance and repair on. Chairperson Pulvermacher met with Attorney Hazelbaker and discussed the commercial traffic on Whippoorwill Road after the rezone by the Town of Berry, and how to address the estimated road damage due to increased weight and utilization; refined the property maintenance ordinance; and, updated Attorney Hazelbaker on the town board's decision to not establish a Town holding account for development rights not used due to annexation, conservation easements, etc.

6. OPERATOR'S LICENSE: SHANNON SCOTT, MISSOURI TAVERN; NICOLE BONG, R BAR

**Motion by Sup. Zinck, seconded by Chairperson Pulvermacher to approve both operator license applications. Motion carried, 5-0.**

7. RECOMMENDATIONS OF THE PLAN COMMISSION FROM JUNE 13, 2022

a. REZONE RESTRICTIONS AMENDMENT: KALISH HOLDINGS, LLC, 7365 DARLIN DR.

PC ACTION: MOTION BY COMMISSIONER WEILAND, SECONDED BY COMMISSIONER WOLFE TO RESTRICT THE REZONE TO COM CONSISTENT WITH THE COMMERCIAL PARK'S DEVELOPMENT RESTRICTIONS BY DAN WARD. MOTION CARRIED, 7-0.

**Motion by Chairperson Pulvermacher, seconded by Sup. Meinholz to table. Motion carried, 5-0.**

8. PROPERTY MAINTENANCE ORDINANCE – UPDATED DRAFT

Chairperson Pulvermacher and Attorney Hazelbaker simplified the property maintenance ordinance and targeted it to address the highest priority items and things the Town would like to enforce. Supervisors would like #4 referencing grass to be updated to, "...kept mowed to a height of not more than eight inches" instead of the draft six inches, and for item 6B regarding parking or leaving stand, to include, "or trailer" so the subsection applies to vehicles and trailers.

**Motion by Sup. Laufenberg, seconded by Sup. Zinck to approve the property maintenance ordinance with the changes made tonight. Motion carried, 5-0.**

9. TOWN ROAD OVER UTILIZATION, DETERIORATION, PRESERVATION, AND REPAIR &/OR REPLACEMENT EXPENSE REIMBURSEMENT: ROAD AGREEMENTS, TRIP GENERATION STUDIES, BASELINES, ASSESSMENTS  
Chairperson Pulvermacher would like to draft and send a letter to the Town of Berry notifying them that Springfield intends to document current road conditions on Whippoorwill Road and will share those results with Berry. Springfield will pursue data driven cost allocation with the Town of Berry or the heavy weight traffic commercial entity operating on the shared town road, for future repairs and/or reconstruction of Whippoorwill Road.

**Motion by Chairperson Pulvermacher, seconded by Sup. Laufenberg to have Patrolman Ripp contact MSA to extend the road conditions study from Martinsville Road north to the town line on the east half of Whippoorwill Road in Springfield, and Chairperson Pulvermacher will draft a letter of notification to share with Berry. Motion carried, 5-0.**

10. RESOLUTION DISALLOWING CLAIM OF JACOB NIESEN

By adopting a resolution disallowing Mr. Niesen's claim, a six-month statute of limitations clock is started for Mr. Niesen to sue. It was noted that with regard to the claim of damage by Mr. Niesen, the board has legislative immunity when speaking at a public meeting which can't form the basis of libel or slander actions.

**Motion by Sup. Zinck, seconded by Sup. Wright to adopt the resolution as presented. Motion carried, 5-0.**

Hearing no objection from the board, Chairperson Pulvermacher moved Item 13c up on the agenda.

- 13c. OLD BUSINESS – BLIGHT

The county started a forfeiture action which can't issue an injunction. Doesn't allow for equitable relief; the Town would have to file its own suit for injunctive relief. The board hopes the county's case will result in some near term clean up which can be followed up with municipal action in the future once the town is a member of a joint court.

11. RESOLUTION ADOPTING SPRINGFIELD'S ANNEX TO DANE COUNTY'S NATURAL HAZARD MITIGATION PLAN

**Motion by Chairperson Pulvermacher, seconded by Sup. Meinholz to adopt the resolution as presented in the meeting packet, Item 11, 1 of 2. Motion carried, 5-0.**

12. AMENDMENT TO COOPERATION AGREEMENT FOR DANE COUNTY'S URBAN COUNTY CONSORTIUM (FOR CDBG & HOME PROGRAMS)

**Motion by Chairperson Pulvermacher, seconded by Sup. Laufenberg to adopt and sign the amendment to the cooperative agreement for Dane County's Urban County Consortium. Motion carried, 5-0.**

13. OLD BUSINESS

a. TOWN ROADS' WEIGHT LIMITS

The Town only received one bid for road borings. It came in at approximately \$4,500. Patrolman Ripp was directed to order the borings.

b. MIDDLETON MOREY AIRPORT UPDATE

c. BLIGHT – HWY. K & ASHTON

Staff will send letters to both residences notifying them they are in violation of the new Town ordinance and may expect future communication or action from the Town to comply.

- d. OUTDOOR STORAGE VIOLATIONS
- e. PROPERTY MAINTENANCE ORDINANCE (SEE ALSO #8)
- f. 2022 ROAD PROJECTS

Woodland will begin later this month; the road was marked last week. The project was shortened to stay away from the cemetery. We had a resident meeting on the Kickaboo cul de sac; the contractor thinks the project will start late August. Kickaboo ditching as started; electric is being moved this week, gas, next week. The culvert on Hyer will be replaced Monday, and the Hyer guardrail project and bid needs a denial or approval.

**Motion by Sup. Laufenberg, seconded by Sup. Meinholz to deny the bid for Hyer Road guardrail. Motion carried, 5-0.**

14. COMMITTEE REPORTS

Sup. Zinck:

Sup. Meinholz:

Sup. Wright:

Sup. Laufenberg:

Chairman Pulvermacher:

15. ROAD PATROLMAN'S REPORT

16. CLERK/TREASURER'S REPORT AND CORRESPONDENCE

17. APPROVAL OF BILLS AS PRESENTED

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

18. ADJOURN

**Motion by Chairperson Pulvermacher, seconded by Sup. Meinholz to adjourn the meeting at 8:27 p.m. Motion carried, 5-0.**