

TOWN OF WINDSOR
REGULAR BOARD MEETING

Minutes

March 6, 2014

1. Call Meeting To Order And Roll Call.

Meeting convened by Chairperson Wipperfurth at 5:00 p.m. Supervisors present: Alan Buchner, Don Madelung, Monica Smith, Bruce Stravinski, and Bob Wipperfurth. Others present: Town Clerk Christine Capstran and Town Engineer Kevin Richardson.

2. Recitation Of The Pledge Of Allegiance.

The flag pledge was led by Supervisor Madelung.

3. Announcements.

None.

4. Approve Minutes.

a. February 6, 2014.

Supervisor Stravinski noted that there were no minutes after the closed session. He made a motion, seconded by Supervisor Smith, to hold approval of the February 6, 2014, Minutes in abeyance until receipt of the remaining minutes. Motion carried with a 5-0 vote.

5. Consider Vouchers For Payment.

Chairperson Wipperfurth noted that additional invoices had been provided. A motion was made by Supervisor Madelung, seconded by Supervisor Buchner, to approve the vouchers as presented. Motion carried with a 5-0 vote.

6. Appearances Before The Board.

Tim Roehl provided an update for Revere Trails. He indicated 13 of the 26 lots were sold. Two houses are being built and another foundation went in earlier in the day. A couple more are coming.

The town of Middleton was just awarded Standard and Poor's AAA bond rating.

7. Report From Contract Deputy And Town Of Windsor Policing Monthly Report.

Chairperson Wipperfurth noted that no deputies were at the meeting; however, handouts were provided. If any Town Board member has any questions, they should follow up with town staff.

Chairperson Wipperfurth also noted that the town will be hiring a new second-shift deputy, Heidi Finley, who will start around the first of April.

Supervisor Buchner discussed that the delayed response to the house fire on Gray Road because the road is now closed was an issue.

Fire Chief Nelson responded that other fire and EMS responding to the fire were not sure how to get to Gray Road.

Supervisor Buchner asked how do we immediately correct this.

The Fire Chief did not know.

Supervisor Buchner was concerned about the seven businesses off of Reardon Road that are now an island.

The Fire Chief suggested gates off of Highway 51 for use by emergency vehicles.

8. DeForest Area Fire And EMS District Feasibility Study Discussion And Presentation By Five Bugles Design.

Fire Chief Paul Nelson was present in addition to two representatives from Five Bugles Design. Chief Nelson started out by explaining that they evaluated their operations to see what they were doing and how they were doing it and where growth will be in the future. They looked at a feasibility study for a new station. The Fire District is leasing space from the village until 2016. Five Bugles did a feasibility study.

Five Bugles was represented by Steve Gausman and Jon Schwichtenberg. Mr. Gausman indicated that the current site is sub-optimal. They gathered data, did modeling, looked at growth, and looked at boundaries. Cutting off roads creates drive-time issues.

The first site looked at was the intersection of Gray Road and Lake Road. The existing location, although it would be a smaller station, would remain a satellite station. They also looked at the Windsor Elementary School site as a possible location and one other site. They were recommending the Gray Road site because of its location. They showed a possible floor plan. They are using as a design standard a 50-year building. The cost would be approximately \$200 per square foot. They are proposing 36,000 square feet for a cost of \$7 million. The size is justifiable. The site would need to be a minimum of 2.5 acres with 5 acres being better.

Fire Chief Nelson indicated, staff-wise, they would not be changing the way they would be doing business. The Fire District is doing well with its people-resources. Equipment-wise, they could use a ladder truck. They could split their rolling stock between the two locations.

Chairperson Wipperfurth asked if there would be any room for expansion in what was proposed.

Mr. Gausman said they could look at expansion of the Gray Road site, but usually satellite stations are added.

Mr. Schwichtenberg provided a presentation showing response times.

Supervisor Madelung indicated that at first blush he felt this was overkill. The key will be the cost and location.

9. Operator Licenses.

Chairperson Wipperfurth indicated there were two license requests up for consideration. Town Clerk Capstran recommended approval of both. A motion was made by Supervisor Buchner, seconded by Supervisor Smith, to approve operator licenses for Melanie R. Grueneberg and Bruce C. Knutson based on staff recommendation. Motion carried with a 5-0 vote.

10. Discussion/Action Of Further Windsor – DeForest Cooperation.

Chairperson Wipperfurth indicated there was nothing to report.

11. Discussion/Action On Wisconsin Legislative Updates.

Tim Roehl provided an update. He has been extremely active. From the Wisconsin Towns Association perspective, it does not support the mining bill. The proposed bill will strip down the towns' authority. Senate Bill 338 regarding towns' ability to do TIF and TID passed the Assembly and will be signed into law by the Governor on March 11. Assembly Bill 661 allows towns in the state of Wisconsin to opt out of county zoning. The Wisconsin Counties Association spoke against it. The key thing is if we are going to pass the TIF bill but not pass AB 661 John Hendrick will not allow TIF because he will not allow zoning. What Mr. Roehl has asked for is a total rewrite of the Dane County Zoning.

Chairperson Wipperfurth thanked Mr. Roehl for all of his hard work.

12. Resolution 2014-11 Authorizing The Execution Of An Agreement With Dane County Department Of Public Works, Highway And Transportation For 2014-2015 Bridge Inspection.

Town Engineer Richardson explained that, according to statutes, the town has to have all of its bridges inspected in 2014. Going with the county to do the inspections is less expensive than going it on our own. The town has four bridges to be inspected and has used the county in the past. A motion was made by Supervisor Buchner, seconded by Supervisor Madelung, to approve Resolution 2014-11 Authorizing The Execution Of An Agreement With Dane County Department Of Public Works, Highway And Transportation For 2014-2015 Bridge Inspection. Motion carried with a 5-0 vote.

13. Resolution 2014-10 Authorizing The Execution Of Windsor Town Hall Cleaning Contract.

Town Clerk Capstran indicated that the town has been very happy with its cleaning service. A motion was made by Supervisor Stravinski, seconded by Supervisor Buchner, to approve Resolution 2014-10 Regarding The Execution Of Windsor Town Hall Cleaning Contract. Motion carried with a 5-0 vote.

14. Motion For Reconsideration Of Town's "No Action" Position Adopted At February 20, 2014, Town Board Meeting Regarding Dane County Ordinance Amendment 26, 2013-14 Regarding Abandoned Nonconforming Mineral Extraction Sites.

Chairperson Wipperfurth indicated he was looking for a motion for reconsideration of the town's past action. A motion was made by Supervisor Smith, seconded by Supervisor Madelung, for reconsideration of the town's "no action" position adopted at its February 20, 2014, Town Board meeting regarding Dane County Ordinance Amendment 26, 2013-14 regarding abandoned nonconforming mineral extraction sites. Motion carried with a 5-0 vote.

15. (If Motion To Reconsider Passes) Update And Action By Town Board Regarding Dane County Ordinance Amendment 26, 2013-14 Regarding Abandoned Nonconforming Mineral Extraction Sites.

The town attorney and town planner both provided letters. There is a site registered up in the Morrisonville area that fits the criteria.

In response to a question from Supervisor Madelung, Supervisor Buchner indicated he felt he could participate in the discussions and the vote.

Tim Roehl wants all towns on board with this. The county has a zoning code that is 70 years old and refuses to do a rewrite. We are just bandaging this old code. There are about 12 sites out there and, if opened up, will cause a lot of phone calls. Just the talk of this has created operators to go and open sites that they had not intended to open for 20 years. The *Cook Valley* case is the reason we do not need Ordinance Amendment 26 in towns.

Chairperson Wipperfurth stated that at the last meeting he had asked legal counsel to draft police powers to give the town better enforcement.

Supervisor Stravinski had mixed feelings. If the mining bill goes through, the town would not have its police powers. The town has the final approval on conditions. The worst that could happen is the one nonconforming location in the town would not get a CUP.

Mr. Roehl responded that the towns want to keep their power in their seats and not give up any rights from a town standpoint and put it in the county's hands.

Chairperson Wipperfurth asked that the town look at the bigger picture. If one looks at this in isolation, you may be technically correct. We are in an era where we have a chance to have a voice and limit some activities in some respects.

Supervisor Madelung went back to his original comments. On balance, Supervisor Stravinski makes some good points. It is a very complicated issue. He is still not in favor of approving it.

Supervisor Smith did not want to give Dane County any more authority to dictate to the town its ability to regulate things. She is not in favor of giving Dane County authority.

Chairperson Wipperfurth felt the town should take action.

Supervisor Buchner stated it was his understanding that a non-vote is the same as a vote in favor. He agreed that the town should take action. He appreciated Supervisor Stravinski's ability to think outside the box. He believes there are options for control in Windsor Township. He was in favor of making those decisions locally.

Supervisor Madelung made a motion, seconded by Supervisor Smith, that the town go on record as opposing Dane County Ordinance Amendment 26, 2013-14 regarding abandoned nonconforming mineral extraction sites.

Supervisor Stravinski stated he was glad Mr. Roehl came to the meeting. He was torn because there is only one site in the town. He agreed with the Town Chairman that there is a bigger picture in Dane County.

Motion carried with a 5-0 vote.

16. Debt Policy.

17. Fund Balance Policy.

Items 16 and 17 were discussed together. Town Clerk Capstran advised that Finance Director Tina Butteris attended a session at Ehlers and there was some discussion regarding a debt policy and fund balance policy. Town staff was looking for direction to prepare said policies.

A motion was made by Supervisor Smith, seconded by Supervisor Buchner, directing town staff to draft a debt policy to bring back to the Town Board. Motion carried with a 5-0 vote.

A motion was made by Supervisor Madelung, seconded by Supervisor Stravinski, directing town staff to draft a fund balance policy to bring back to the Town Board. Motion carried with a 5-0 vote.

18. Schedule Date And Time For Annual Spring Road Tour.

Chairperson Wipperfurth offered April 16 from 1:00 p.m. to 3:00 p.m. for the annual spring road tour. A motion was made by Supervisor Smith, seconded by Supervisor Madelung, to schedule the spring road tour for the above date and time. Motion carried with a 5-0 vote.

19. Update On USH 51 Expansion Project.

Town Engineer Richardson advised the bridge abutments are under construction.

Supervisor Buchner went back to his comments regarding Gray Road that dead-ends. What is the process to get Garmin, Google, etc., to update their maps? The same situation may exist in other areas of the town such as Old Grinde Road. Chairperson Wipperfurth responded he would talk to Chief Nelson, and Town Engineer Richardson said he would talk to the state.

20. Committee/Board/Staff Reports.

a. Plan Commission.

Supervisor Stravinski indicated there was no meeting last month.

b. Community Development Authority.

Supervisor Buchner indicated there was no meeting last month.

c. Park Commission.

Chairperson Wipperfurth reported on the Park Commission.

d. Token Creek Conservancy Committee.

Supervisor Smith reported on the Token Creek Conservancy Committee.

e. Sun Prairie Extra-Territorial Zoning Committee.

Supervisor Madelung indicated he had nothing to report.

- f. DeForest Area Community And Senior Center/Half-Century Club.

Supervisor Stravinski reported on the DeForest Area Community and Senior Center/Half-Century Club.

- g. DeForest Area Fire Department.

Chairperson Wipperfurth reported on the DeForest Area Fire Department.

- h. Windsor/DeForest Task Force.

Chairperson Wipperfurth indicated the meeting was rescheduled.

- i. DeForest Area Chamber Of Commerce.

Supervisor Smith indicated she had nothing to report..

- j. DeForest Area Tourism Commission.

Supervisor Stravinski reported on the DeForest Area Tourism Commission.

- k. Madison Beltline Planning Corridor Study.

Supervisor Stravinski indicated he had nothing to report.

- l. Town Chair Report.

Chairperson Wipperfurth provided his report.

- m. Town Staff Report.

Town Clerk Capstran and Town Engineer Richardson provided a staff report.

21. Adjournment.

At 6:40 p.m. a motion was made by Supervisor Smith, seconded by Supervisor Madelung, to adjourn the meeting. Motion carried with a 5-0 vote.

Respectfully submitted,



Ellen G. Teed
Recording Secretary