

TOWN OF COTTAGE GROVE
ANNUAL TOWN MEETING
APRIL 10, 2007

- I. The meeting was called to order by Chairman Kris Hampton at 7:00 P.M. Other Board members present: Dave Morrow, Steve Anders, Karen Kessenich, and Mike Klinger. Also present were Clerk Kim Banigan, Treasurer Debbie Simonson, Highway Superintendent Jeff Smith, and Attorney Greg Murray. A list of other attendees is available in Clerk's Office.
- II. The Clerk read the minutes of the previous annual meeting. **MOTION** by Anders/Morrow to approve the minutes as read. **MOTION CARRIED UNANIMOUSLY.**
- III. Chairman Hampton asked if anyone had additional items to include in the agenda. No one did.
- IV. Presentation of Town Annual Report: **MOTION** by Virgil Schroeder/Silvin Kurt to dispense with the reading of the 2006 Town Annual Report. **MOTION CARRIED UNANIMOUSLY.**
- V. Hampton read Resolution 2007-06 Authorizing the Town Board to Borrow Money in Case of Emergency. **MOTION** by Virgil Schroeder/Steve Querin-Schultz to approve the resolution as read. **MOTION CARRIED UNANIMOUSLY.**
- VI. Hampton read Resolution 2007-07 Designating Public Depositories. **MOTION** by Silvin Kurt/Virgil Schroeder to approve the resolution as read. **MOTION CARRIED UNANIMOUSLY.**
- VII. Hampton explained that the City of Madison, by the power of Extraterritorial Jurisdiction (ETJ), is not allowing land divisions in the areas along US Highway 12 & 18 between County Roads AB and N, which prevents developers or landowners from dividing off small acreages for either commercial or residential development. The Town plan is for commercial development in these areas. Madison seems intent on holding off development until they get there, although there is no projected timeline. Hampton suggested that one way to allow development may be for landowners to lease land to developers using a condominium approach. The developer could put up a building, but would not own the land, so there would be no land division required. Hampton asked the electors for direction: Should the Town consider purchasing land from willing sellers to market as developable under a condominium approach to generate commercial tax base? He noted that the Town lost \$3-million in commercial tax base in 2006 when Landmark annexed part of their operations to the Village.

Kevin Shelly stated his position that farmland preservation and community separation as the Town is currently negotiating for a boundary agreement with the City of Madison and Village of Cottage Grove should have a higher priority than commercial development on US Highway 12 & 18. If pushing for the commercial development is detrimental to negotiations, he feels the Town can do without the commercial development. He is also concerned that commercial development would put more pressure on the south-east portion of the Town for further development.

Hampton responded that the City has indicated they do not want anything to do with using Town TDRs, and they do not want to include the southern part of the Town in negotiations. The Village has not yet given any indication of their willingness to use TDRs. Steve Querin-Schultz suggested that a condominium approach could be used as a bargaining chip with the City.

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Hampton asked Attorney Murray to describe a town's authority within the ETJ of a city or village. Murray explained that ETJ gives cities and villages authority over land divisions, including certified survey maps, subdivisions and plat approval. Cities and Villages often forge boundary agreements without involving the intervening town. The Town of Cottage Grove is trying to maintain a seat at the table, with the goal of creating a long-term, binding agreement between the Town, the City and the Village for how areas in the Town will be developed.

Kevin Shelley asked how extraterritorial zoning (ETZ) fits into the picture, and whether it eliminates ETJ. Jim Bradt asked why only the west side of the Town is included in the ETZ area. Murray and Hampton explained that ETZ removes the County from the zoning process, putting zoning decisions in local hands, but does not eliminate ETJ. The current ETZ area includes the west side of the Town because that is where development is most likely to occur in the near future. Hampton suggested that if ETZ works well on the west side of the Town, portions of the east side could be added in the future.

- VIII. Set Date for Next Year's meeting: **MOTION** by Kessenich/Klinger to have the next Annual Meeting on April 8, 2008 at 7:00 P.M. at the Town Hall. **MOTION CARRIED UNANIMOUSLY.**
- IX. Other Business:
- A. Kevin Shelley, as manager of the Liberty Prairie Cemetery, thanked the Town for the care of the cemetery..
- X. Adjournment: **MOTION** by Anders/Klinger to adjourn. **MOTION CARRIED UNANIMOUSLY.** The annual meeting was adjourned at 7:35 P.M.

Kim Banigan
Clerk
Approved 04-08-2008

TOWN OF COTTAGE GROVE

4058 County Road N
COTTAGE GROVE, WISCONSIN 53527

RESOLUTION 2007-06 A RESOLUTION AUTHORIZING THE TOWN BOARD TO BORROW MONEY IN CASE OF EMERGENCY

BE IT RESOLVED that we, the electors of the Town of Cottage Grove being duly assembled at the Annual Town meeting on April 10, 2007 do hereby authorize the Town Board of the Town of Cottage Grove to borrow money in case of emergencies.

The town clerk shall properly post or publish this resolution as required under s. 60.80, Wis. stats., within 30 days of the below noted adoption date.

Passed at a duly held meeting of the Electors of the Town of Cottage Grove on the 10th day of April, 2007 by a vote of Unanimous Consent.

(Signed Copy available in the Clerk's Office)

TOWN OF COTTAGE GROVE

ATTEST:

Kristopher Hampton, Town Chair

Kim Banigan, Town Clerk

Approved as to form this
_____ day of _____, _____.

Constance L. Anderson, Esq.
Cottage Grove Town Attorney
Gregory D, Murray, Esq.
Cottage Grove Assistant Town Attorney

RESOLUTION 2007-07
RESOLUTION DESIGNATING PUBLIC DEPOSITORIES

BE IT RESOLVED until further action by the Town Board:

1. That all prior resolutions by the Town of Cottage Grove designating depositories for the public funds are hereby canceled and withdrawn.
2. Pursuant to Section 34.05, Wis. Stats., the following institutions, all qualified as public depositories under Chapter 34 of the Wisconsin Statutes, shall be and are hereby designated, as public depositories for all public moneys coming into the hands of the Treasurer of the Town of Cottage Grove, Dane County, Wisconsin.
 - a. Wisconsin Community Bank, 580 North Main Street, Cottage Grove, Wisconsin 53527;
 - b. Cottage Grove Banking Center, 449 West Cottage Grove Rd., Cottage Grove, Wisconsin, 53527;
 - c. The local government pooled-investment fund, administered by the Wisconsin State Treasurer's Office, at whatever address it may use from time to time.

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Cottage Grove Town Attorney
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