

TOWN OF COTTAGE GROVE
PUBLIC HEARINGS AND TOWN BOARD MEETING
JUNE 1, 2015

PUBLIC HEARING: 2015-2016 ALCOHOL BEVERAGE LICENSE RENEWALS

- I. Notice of the public hearing was published in the legal section of the Wisconsin State Journal on May 28, 29, and 30 and posted at the Town Hall, the park at 4539 American Way, Gaston Road at Brown Thrush and US Hwy 12 & 18 at County Road BN, and on the Town's web site. Town Chair Kris Hampton and Supervisors Mike Fonger, Steve Anders, Kristi Williams and Mike DuPlayee were present, along with Clerk Kim Banigan, Treasurer Debra Abel, and Highway Superintendent Jeff Smith.
- II. Hampton called the public hearing to order at 7:00 P.M. and read the list of applicants.
- III. There were no public comments or questions.
- IV. **MOTION** by Anders/DuPlayee to close the public hearing. **MOTION CARRIED 5-0.** The public hearing ended at 7:02 P.M.

PUBLIC HEARING: 2015-2016 NON-METALLIC MINING PERMIT RENEWALS

- I. Notice of the public hearing was posted at the Town Hall, the park at 4539 American Way, Gaston Road at Brown Thrush and US Hwy 12 & 18 at County Road BN, and on the Town's web site. Attendance was as described for the public hearing above.
- II. Hampton called the public hearing to order at 7:02 P.M. and read the list of applicants.
- III. Cheryl Retzlaff, 3651 T-Bird Way, asked if any changes of operation are planned for the Skaar Pit. Dennis Richardson of RG Huston Company, Inc. stated that there are no changes planned.
- IV. **MOTION** by DuPlayee/Williams to close the public hearing. **MOTION CARRIED 5-0.** The public hearing ended at 7:04 P.M.

TOWN BOARD MEETING

- I. ADMINISTRATIVE
 - A. Notice of the meeting was posted at Town Hall, the park at 4539 American Way, Gaston Road at Brown Thrush and US Hwy 12 & 18 at County Road BN, and on the Town's web site. Attendance was as described for the public hearings above.
 - B. Hampton called the meeting to order at 7:04 P.M.
 - C. Minutes of previous meeting(s): **MOTION** by Williams/DuPlayee to approve the May 18, 2015 Town Board minutes as printed. **MOTION CARRIED 5-0.**
 - D. Finance Report and Approval of Bills:
 1. **MOTION** by DuPlayee/Fonger to approve payment of bills corresponding to checks #23658-23693. **MOTION CARRIED 5-0.**
 2. **MOTION** by Anders/DuPlayee to approve payment of May per diems as presented, and payment of \$2,241.00 to Viken Inspection Agency for May building permits. **MOTION CARRIED 5-0.**
 - E. Public Concerns: None.
 - F. Road Right of Way Permits: **MOTION** by Anders/DuPlayee to permit Frontier to jack & bore and plow across and parallel to the right-of-way at 2321 Uphoff Road for a service drop. **MOTION CARRIED 5-0.**
- II. BUSINESS:
 - A. Discuss/Consider approval of July 2015 – June 2016 Alcohol Beverage Licenses (see public hearing notice for applicants):

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1. Combination Class B Beer and Class B Liquor Licenses: **MOTION** by DuPlayee/Fonger to approve Combination Class B Beer and Liquor licenses for the period of July 1, 2015 through June 30, 2016 for the following:

Ball of Fun, LLC
d.b.a. Doubleday's
Debra Stueber, Agent
4586 Baxter Road
Cottage Grove, WI 53527

Nora's Tavern, Inc.
Timothy Kluever, Agent
1843 HWY 12 & 18
Deerfield, WI 53531

Door Creek Golf Course, Inc.
Phillip C. Frederickson, Agent
4321 Vilas Road
Cottage Grove, WI 53527

Country Corners, LLC
Tricia J. Youngs, Agent
3737 CTH AB
McFarland, WI 53558

MOTION CARRIED 5-0.

2. Operators and Managers Licenses: A memo from the Clerk stated that background checks were favorable for all of the Manager's license applicants and all but two of the Operator's License applicants. (Applicants are listed in Appendix A) **MOTION** by DuPlayee/Williams to approve Manager's Licenses running from July 1, 2015 to June 30, 2016 for all four applicants. **MOTION CARRIED.** Sandi St. Dennis was in attendance to discuss her 2014 conviction for "Adult Encourage Underage Drinking", which she stated occurred during a "sting" operation. This was confirmed by Country Corners owner Tricia Youngs. The Clerk stated that Loreli Smithback was not in attendance due to illness. **MOTION** by DuPlayee/Fonger to approve Operator's Licenses running from July 1, 2015 to June 30, 2016 for 36 of the 37 applicants, tabling Loreli Smithback's application until the July 15th meeting. **MOTION CARRIED 5-0.**
- B. Discuss/Consider approval of July 2015– June 2016 Non-metallic Mining Permits (see public hearing notice for applicants):
- Gaston Road Quarry – 2543 Gaston Road, owned by Huston Holdings, LLC, operated by Brad Huston, President of RG Huston Company, Inc: Dennis Richardson, Engineer for RG Huston Company, Inc., said no changes of operation are planned for the pit, which mostly recycles and stores spoils from jobs. **MOTION** by Anders/Williams to approve a Non-metallic Mining Permit for the Gaston Quarry for the period of July 1, 2015 through June 30, 2016. **MOTION CARRIED 5-0.**
 - Skaar Pit – 3355 County Road N, owned by Huston Living Trust, operated by Brad Huston, President of RG Huston Company, Inc: Dennis Richardson, Engineer for RG Huston Company, Inc., said no changes of operation are planned for the pit, and no blasting is anticipated in the near future. It is mostly used for extraction of a sand product and recycling of job spoils. **MOTION** by Fonger/DuPlayee to approve a Non-metallic Mining Permit for the Skaar Pit for the period of July 1, 2015 through June 30, 2016. **MOTION CARRIED 5-0.**
 - Non-metallic mining site at 2294 US Highway 12 & 18, owned by Rocky Rights LLC, Operated by Wade A Cattell: Mr. Cattell stated that no operational changes are planned, and there is no need for blasting. **MOTION** by Fonger/Williams to to approve a Non-

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metallic Mining Permit for the 2294 US Highway 12 & 18 pit for the period of July 1, 2015 through June 30, 2016. **MOTION CARRIED 5-0.**

- C. Set date for the Town Board to tour the non-metallic mining site at 2294 US Hwy 12 & 18: The board will tour the site on Wednesday, June 10th at 10 AM. Mr. Cattell agreed to pay the board per diems for the special meeting.
- D. Plan Commission Recommendations:
1. Viney Acres, LLC and Heisig, Greg and Anita – parcels 0711-352-9301-6 and 0711-352-9001-9 at 2074 US Hwy 12 & 18: Land swap between A1-EX and RH-1 for ease of farming: Greg Heisig and Don Viney stated that they are in agreement regarding the mutually beneficial land swap. Viney said a final survey is in the works that will comply with County setback requirements for the tobacco shed. **MOTION** by DuPlayee/Williams to accept the Plan Commission's recommendation to approve the land swap and rezone as presented, with final measurements to be determined on revised survey. **MOTON CARRIED 5-0.**
 2. Kurt Dairy Farm, LLC – parcels 071-122-8775-0 and 0711-122-8795-0 on Ridge Road: Land swap between A-4 and RH-1 for ease of farming: Silvin Kurt explained that the current configuration of the RH-1 lot leaves a corner of the A-4 field that isn't even big enough to turn his machinery around in. **MOTION** by DuPlayee/Williams to accept the Plan Commission's recommendation to approve the rezone as presented, to make it more farmable even though the resulting RH-1 parcel will be slightly over the usual 2.0 acre limit (2.6 acres). **MOTION CARRIED 5-0.**
- E. Discuss/Consider approval of a Certified Survey Map for 2305 West Ridge Road: A corresponding rezone was approved on March 2, 2015 to attach a .16 acre waterway to the edge of Joanne Schultz's property at 2305 W. Ridge Road. **MOTION** by Williams/DuPlayee to approve the CSM, identified as Office Map No. 140795, as presented. **MOTION CARRIED 5-0.**
- F. Discuss/Consider awarding of 2015 re-paving and seal coating bids:
- Only one seal coating bid was received, from Scott Construction for a total cost of all projects of \$93,128.00. Oil type is HFRS-2 Emulsion and stone type is Portage Bottom Ash Slag. **MOTION** by DuPlayee/Anders to award the 2015 seal coating projects to Scott Construction for a total cost of \$93,128.00. **MOTION CARRIED 5-0.**
 - Two re-paving bids were received:

Wolf Paving & Excavating of Madison, Inc.	Payne & Dolan, Inc.
Total cost of all projects: \$203,973.75	Total cost of all projects: \$213,304.00
Type of asphalt: E-1 12.5 mm	Type of asphalt: Commercial grade 12.5mm

MOTION by DuPlayee/Williams to award 2015 re-paving projects to Wolf Paving & Excavating of Madison, Inc., for a total cost of all projects of \$203,973.75. **MOTION CARRIED 5-0.**
- G. Discuss/Consider quotes to re-pave the Town Hall parking lot: Smith stated that the Public Works department will remove the existing blacktop in the area from the Town Garage to the south end of the Town Hall parking lot. Two bids were received to grade, re-pave and stripe:
- | | |
|-------------------------|---|
| Payne & Dolan, Inc. | Wolf Paving & Excavating of Madison, Inc. |
| Total Cost: \$32,370.00 | Total Cost: \$29,876.40 |

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MOTION by Anders/Williams to award the re-paving of the parking lot to Wolf Paving & Excavating of Madison, Inc., for a total cost of \$29,873.40 to grade, re-pave and stripe.

MOTION CARRIED 5-0. **MOTION** by Hampton/Anders to fund the parking lot project using 2014 carryover funds. **MOTION CARRIED 5-0.**

- H. Discuss/Consider authorizing the Treasurer to request quotes for financing options for 2015 Highway Department projects and capital purchases: **MOTION** by Williams/DuPlayee authorizing the Treasurer to seek quotes from Wisconsin Bank & Trust, Bank of Sun Prairie, and Monona State Bank for two loans totaling \$370,000, including interest: a 5 year loan to finance the purchase of the new patrol truck, and a one year loan for the balance, to finance the new loader and 2015 road maintenance projects. **MOTION CARRIED 5-0.**
- I. Update on Uphoff Road and Femrite Road bridge inspections: Greg Jewell of Jewell Associates Engineers Inc. reported on his inspections of the two bridges. He agrees with the conclusions of the previous inspection of the Uphoff Road bridge for the most part, although he thinks the pilings are in better shape than it stated, and that repairs in the \$10,000 - \$20,000 range could extend the life of the bridge by many years. The current rating under the Federal Bridge Replacement program is 48.5, which does qualify it for replacement (50 or below). As for the Femrite Road Bridge, he disagrees with the conclusions of the previous inspection on two points: he believes the deck beams have more corrosion and the abutments are in worse shape. The bridge is currently rated at 63, but he thinks his inspection will bring it below 50, making it eligible for replacement, and he recommended replacing this bridge before the Uphoff Road one. The Federal program pays 80% of the cost to replace the bridge, with the remaining 20% split equally by the County and the Town. He estimated that the Uphoff Bridge would cost \$250,000 - \$275,000 to replace, while the smaller Femrite Road Bridge would cost \$200,000. Applications for the Federal program are due June 15th, so Jewell recommended putting paperwork in now for the Uphoff Road Bridge, noting that once accepted, the Town would have the option of substituting another qualifying bridge. The Federal program is not offered every year, and it can take up to 3 years of processing before construction can start. Consensus was for Jewel to submit an application for replacement of the Uphoff Road Bridge by June 15th, and submit his inspection results to the State, which should qualify the Femrite Road bridge for replacement as well.
- J. Discuss/Consider options for payment in lieu of Health Insurance: The current policy may need to be revised before June 30th to be in compliance with the Affordable Care Act. **MOTION** by Hampton/Williams to table until the next meeting when Attorney Anderson can be present to advise. **MOTION CARRIED 5-0.**
- K. Discuss/Consider enforcement of TCG Ord. sec 11.09 for 4540 American Way: Smith reported that the lawn has been mowed, so no enforcement is needed.
- L. Discuss/Consider the Town becoming a lifetime member of the Cottage Grove Area Historical Society. Hampton made this suggestion, which would cost \$150.00. **MOTION** by Fonger/Williams to approve spending \$150.00 for the Town to become a lifetime member of the Cottage Grove Area Historical Society. **MOTION CARRIED 5-0.**
- M. Discuss/Consider creation of a resolution to send to the WTA for the next legislative session regarding effects of ETJ and levy limits on Smartgrowth Planning: Hampton proposed this measure to force Towns and Villages to the table to form boundary agreements that would allow Towns to carry out their comprehensive plans, penalizing Villages with the loss of ETJ and Towns with loss of shared revenue if they don't cooperate. **MOTION** by

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Fonger/Williams to have Attorney Anderson draft a resolution, to be sent to the Dane County Towns Association and the Wisconsin Towns Association. **MOTION CARRIED 5-0.**

III. CLERK'S REPORT: A cloud-based backup service has been implemented for office computers.

IV. BOARD REPORTS AND COMMUNICATIONS:

- A. Williams reported being pleased with Deputy French's appearance with things for the children at the Memorial Day party in her neighborhood, and also commented on how beautifully mowed the park was that day. Her neighbors are seeing and appreciating the contracted deputies in the area.
- B. Hampton asked the Board to think about whether to include funds in the 2016 budget to go through the Town's code of ordinances to bring them up to date and make them more consistent. Attorney Anderson had estimated a cost of \$30,000 if Hampton and the Clerk did a lot of the work, noting that the town of Windsor recently spent \$45,000 for a similar project.

V. COMMITTEE REPORTS:

- A. Deer-Grove EMS Commission: Hampton is the new Chair.
- B. Emergency Government Committee: DuPlayee is the new chair, and the June meeting will include a tour of Paul Davis Restoration.
- C. Joint Town/Village Landfill Monitoring Committee: Anders is still the chair, and the new Village committee members were educated on the landfill and committee.

VI. Adjournment: **MOTION** by DuPlayee/Fonger to adjourn. **MOTION CARRIED 5-0.** The meeting ended at 8:38 P.M.

Kim Banigan, Clerk

TOWN OF COTTAGE GROVE
TOWN BOARD MINUTES APPENDIX A
JUNE 1, 2015

2015-16 Manager's License Applicants

<u>New/Renewal</u>	<u>Background</u>	<u>Servers Cert.</u>	<u>Last Name</u>	<u>First Name</u>	<u>Establishment</u>
Renewal	ok	yes	Kennedy	Matthew J.	Door Creek Golf Course
Renewal	ok	yes	Purvis, Jr.	Robert A.	Door Creek Golf Course
Renewal	ok	yes	Stueber	Gary F.	Doubledays
Renewal	ok	yes	Kluever	Sheryl L.	Nora's Tavern

2015-16 Operator's License Applicants

<u>New/Renewal</u>	<u>Background</u>	<u>Servers Cert.</u>	<u>Last Name</u>	<u>First Name</u>	<u>Establishment</u>
Renewal	ok	yes	Erickson	Pamela J.	Country Corners
Renewal	ok	yes	Krawczyk	Michael J.	Country Corners
New	ok	yes	Mueller	Courtney S.	Country Corners
Renewal	ok	yes	Philipps	Meredith K.	Country Corners
Renewal	ok	yes	Smith	Tammy J.	Country Corners
Renewal	2014 Sale to Minor	yes	St. Dennis	Sandi	Country Corners
Renewal	ok	yes	Vancil	Laura J.	Country Corners
New	ok	yes	Arndt	Chelsea J.	Door Creek Golf Course
New	ok	yes	Frederickson	Kristin Z.	Door Creek Golf Course
New	ok	yes	Gerlach	Jordan T.	Door Creek Golf Course
New	ok	yes	Hoekstra	Sydney N.	Door Creek Golf Course
Renewal	ok	yes	Kozar	Aleesha M.	Door Creek Golf Course
Renewal	ok	yes	LaMarche	Thomas L.	Door Creek Golf Course
Renewal	ok	yes	Nelson	Amanda H.	Door Creek Golf Course
New	ok	yes	Radomski	Eva M.	Door Creek Golf Course
New	ok	yes	Slowinski	Kaylie	Door Creek Golf Course
Renewal	ok	yes	Archer	Bernadette L.	Doubledays
Renewal	ok	yes	Banigan	Kyle F.	Doubledays
Renewal	ok	yes	Kratochwill	Becky J.	Doubledays
Renewal	ok	yes	Moen	Nancy A.	Doubledays
Renewal	2014 OWI	yes	Smithback	Lorelei A.	Doubledays
Renewal	ok	yes	Stueber	Anna M.	Doubledays
Renewal	ok	yes	Stueber	Mark A.	Doubledays
Renewal	ok	yes	Stueber	Riva M.	Doubledays
Renewal	ok	yes	Crawford	Kathleen C.	Nora's Tavern
Renewal	ok	yes	Hudson	Dawn M.	Nora's Tavern
Renewal	ok	yes	Hudson	Katrina L.	Nora's Tavern
Renewal	ok	yes	Kluever	Helen E.	Nora's Tavern
Renewal	ok	yes	Lattanzio	Patricia Jo	Nora's Tavern
Renewal	ok	yes	Linnerud	Jaimee L.	Nora's Tavern
Renewal	ok	yes	Sawyer	Rebecca J.	Nora's Tavern
Renewal	ok	yes	Schmidt	Jason M.	Nora's Tavern
Renewal	ok	yes	Shapiro	Michelle L.	Nora's Tavern
Renewal	ok	yes	Simle	Jason M.	Nora's Tavern
Renewal	ok	yes	Slater	Rebecca A.	Nora's Tavern
Renewal	ok	yes	Swenson	Karen S.	Nora's Tavern
Renewal	ok	yes	Wood	Marcia L.	Nora's Tavern