

Town of Berry Board Meeting
June 15, 2020, 7:00 p.m., at the Town Hall, 9046 State Road 19, Mazomanie, WI 53560
Agenda

1. Call to order
2. Approve minutes of May 18, 2020
3. Public Comments: You may address the Board on any item not on the agenda. A discussion item may be placed on a future agenda. Public comment may be heard on any agenda item either now, or at the time the agenda item is to be discussed, or at the discretion of the Town Chair at any other time the agenda item is discussed. Comments are generally limited to three minutes.
4. Patrolman Report, if necessary
5. Discussion/action re:
 - A. (R-2020-2) Kirk & Tracy Papenthien, 8691 Spring Valley Rd, zoning change of 9.28 acres from RH-3 to SFR, comply with new town zoning
 - B. (D-2020-1) Stanley Theis, 8688 Theis Road, driveway permit application
6. Discussion/action re: Village of Cross Plains boundary agreement for Brewery Road and North Hill Point Road that abuts Creek Crossing Subdivision
7. Discussion/action re: Revising Ordinance 300.15, Regulate Stopping, Standing or Parking of Vehicles Ordinance
8. Discussion/action re: Approving a Class B Beer and Liquor License and Operator's Licenses for the Whippoorwill
9. Discussion/action re: Review building inspections
10. Discussion/action re: Configuration of meeting room tables during meetings and town board social distancing
11. Discussion/action re: Statement to county from town board on where the town stands regarding the COVID-19 situation
12. Discussion/action re: Town hall rentals
13. Budgetary Matters
 - A. Discussion/action re: Payment of bills
14. Committee reports/Correspondence/Communications
 - A. Fire Districts
 - B. EMS Districts
 - C. Other
15. Discussion of future agenda items
16. Adjourn

Persons requiring additional services to participate in a public meeting should contact the Town Clerk at the Town Hall, 9046 Hwy 19, Mazomanie, WI 53560. 767-4152 twnberry@chorus.net

Posted: 6/8/20

Brenda Kahl, Clerk/Treasurer

TITLE: Town of Berry Board Meeting Minutes
DATE: May 18, 2020
TIME: 7:02 – 7:49 p.m.
PLACE: Town Hall, 9046 State Road 19, Mazomanie, WI 53560
POSTINGS: Town Hall and Town of Berry website

I. CALL TO ORDER – ROLL CALL: The meeting was called to order at 7:02 p.m. Board members present: Anthony Varda, David Evert, Michael Statz, Christine Molling and Duane Haag. Also present Clerk, Brenda Kahl.

II. APPROVE MINUTES OF APRIL 20, 2020

Motion Haag/Statz to approve the minutes of April 20, 2020. Motion carried. Vote 5-0

III. PUBLIC COMMENTS: You may address the Board on any item not on the agenda. A discussion item may be placed on a future agenda. Public comment may be heard on any agenda item either now, or at the time the agenda item is to be discussed, or at the discretion of the Town Chair at any other time the agenda item is discussed.

*Duane Haag stated that at last month's board meeting the chair raised a stink about one of the town residents putting town employees in danger when in fact the man never got out of his truck and doesn't see how that is relevant that he put him in danger

IV. PATROLMAN REPORT, IF NECESSARY

Town of Roxbury is sealcoating their portion of Old Settlers Road. Town of Springfield is working on Enchanted Valley Road by town line.

V. DISCUSSION/ACTION RE:

A. (D-2020-1) William Weber & Katherine Engen, 9081 Spring Valley Road, driveway permit application

Motion Varda/Haag to approve William Weber and Katherine Engen's driveway permit application with a warning about the way the driveway was prepped and to verify it has the required flat space in front of the roadway to avoid the driveway draining onto the roadway. Motion carried. Vote 5-0

VI. DISCUSSION/ACTION RE: TOWN COMMITTEES AND APPOINTMENTS

Motion Varda/Haag to approve the 2020 Committee list. Motion carried. Vote 5-0

VII. DISCUSSION/ACTION RE: RE-CONFIRMING OPEN BOOK AND BOARD OF REVIEW DATES

Motion Varda/Haag to approve Open Book on June 16, 2020 and Board of Review on July 9, 2020. Motion carried. Vote 5-0

VIII. DISCUSSION/ACTION RE: REVISING ORDINANCE 300.15, REGULATE STOPPING, STANDING OR PARKING OF VEHICLES ORDINANCE

Motion Evert/Haag to set over for 30 days in order to have a discussion with the business parking vehicles on the shoulder of Spring Valley Road. Motion carried. Vote 5-0

IX. DISCUSSION/ACTION RE: EXTENDING THE EMERGENCY PROCLAMATION

Motion Varda/Statz to ratify the Proclamation of State Emergency and extend it through July 1, 2020. Motion carried. Vote 5-0

X. DISCUSSION/ACTION RE: RESOLUTION WAIVING INTEREST ON PROPERTY TAX PAYMENT INSTALLMENTS DUE ON OR AFTER APRIL 1, 2020

Discussion only. No action taken.

XI. DISCUSSION/ACTION RE: TURKEY ROAD PROJECT

Discussion only. Town did not receive the TRID funding. Next step is bidding the project.

XII. BUDGETARY MATTERS

A. Discussion/action re: Payment of bills

Motion Varda/Statz to approve the payment of bills. Motion carried. Vote 5-0

Check numbers 17446-17478

XIII. COMMITTEE REPORTS/CORRESPONDENCE/COMMUNICATIONS

- * Black Earth Fire District: Meeting postponed until July
- *Cross Plains Fire District: Meeting postponed until June
- *Cross Pains EMS: Meeting next week
- *District 1 EMS: Meeting postponed until July; ambulance was repaired

XIV. DISCUSSION OF FUTURE AGENDA ITEMS

- *Review building inspections
- *Configuration of meeting room tables during meetings
- *Is Town Board required to continue social distancing
- *Proclamation to County from Town Board on where the town stands regarding the COVID-19 situation

XV. ADJOURN

Motion Varda/Haag to adjourn until the next regular meeting or the call of the chair. Motion carried. Vote 5-0.

Brenda Kahl, Clerk/Treasurer

Anthony Varda, Chair

ZONING CHANGE APPLICATION

TOWN OF BERRY • 9046 STATE ROAD 19 • MAZOMANIE, WI 53560
 PHONE (608) 767-4152 • FAX (608) 767-3015 • www.townofberry.org

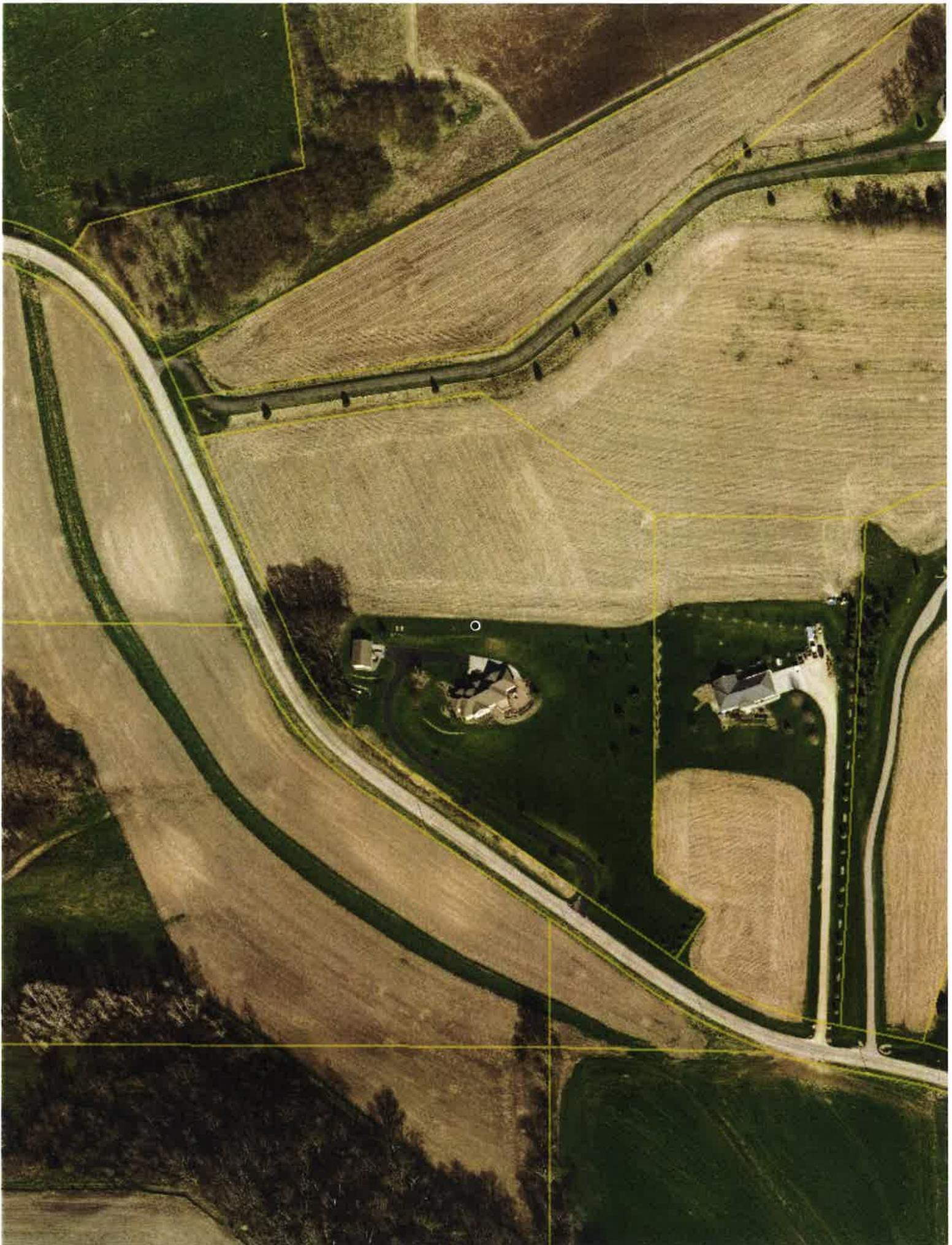
PERMIT #:	
Permit Fee: \$ _____	Fee Paid: <input type="checkbox"/>
Approved By: _____	
Approval Date: _____ / _____ / _____	

Items that must be submitted with your application:

- **Written Legal Description of the Proposed Zoning Boundaries**
 Legal description of the land that is proposed to be changed. The description may be a lot in a plat, Certified Survey map, or an exact metes and bounds description. A separate legal description is required for each zoning district proposed. The description shall include the area in acres or square feet.
- **Scaled Drawing of the Location of the Proposed Zoning Boundaries**
 The drawing shall include the existing and proposed zoning boundaries of the property. All existing buildings shall be shown on the drawing. The drawing shall include the area in acres or square feet.

OWNER	AGENT (Contractor, Coordinator, Other)
NAME <i>Kirk AND Tracy Papentlien</i>	CONTACT NAME
BUSINESS NAME or CO-OWNER'S NAME (if applicable)	BUSINESS NAME (if applicable)
MAILING ADDRESS <i>8691 Spring Valley Road.</i>	MAILING ADDRESS
CITY, STATE, ZIP <i>BLACK EARTH, WI 53515</i>	CITY, STATE, ZIP
DAYTIME PHONE # <i>408-798-1580</i>	DAYTIME PHONE #
EMAIL <i>KR.PAPEN@Yahoo.com</i>	EMAIL

LAND INFORMATION			
Town: <i>Berry</i>	Parcel Numbers Affected: <i>080715385010</i>		
Section: <i>15</i>	Property Address or Location: <i>8691 Spring Valley Road</i>		
Zoning District Change (To / From / # of acres) <i>RH3 to SFR</i>	<i>9.28 ACRES</i>		
Soils classification of area (percentages)	Class I Soils: _____ %	Class II Soils: _____ %	Other: _____ %
Narrative: (reason for change, intended land use, size of farm, time schedule)			
<input type="checkbox"/> Separation of buildings from farmland		<input type="checkbox"/> Creation of a residential lot	
<input checked="" type="checkbox"/> Compliance for existing structures and/or land uses		<input type="checkbox"/> Other	
<i>Comply with NEW TOWN of BERRY ZONING ORDINANCE.</i>			
I authorize that I am the owner or have permission to act on behalf of the owner of the property.			
Signature: <i>KR Papentlien</i>	Date: <i>3-5-2020</i>		



General Engineering Company
P.O. Box 340
916 Silver Lake Drive
Portage, WI 53901



608-742-2169 (Office)
608-742-2592 (Fax)
gec@generalengineering.net
www.generalengineering.net

Engineers • Consultants • Inspectors

ZONING ADMINISTRATOR REVIEW REPORT

TO: Town of Berry Plan Commission, Town Board, Town Clerk/Treasurer
FROM: Kory D. Anderson, P.E., Town of Berry Zoning Administrator
DATE: (for) April 6, 2020 Plan Commission Meeting
SUBJECT: Zoning Change for Kirk & Tracy Papenthien
Tax Parcel 0807-153-8501-0
GEC NO.: 2-0120-36D

Background Information

Owner / Applicant: Kirk & Tracy Papenthien
8691 Spring Valley Road
Black Earth, WI 53515

Agent or Surveyor: None

Location: 8691 Spring Valley Road
In part of the Southwest ¼ of the Northwest ¼ and in part of the Northwest ¼ of the Southeast ¼ of Section 15, all in T8N, R7E, Town of Berry, Dane County, WI.

Request: Zoning Change Approval

Existing Zoning: Tax Parcel 0807-153-8501-0

<u>RH-3 (Legacy)</u>	<u>9.28 Acres</u>
Total	9.28 Acres

Existing Land Use: The western half of the subject property currently has a single family structure and an accessory garage, all connected to Spring Valley Road via a long asphalt driveway. The eastern half of the subject property contains agricultural fields.

Adjacent Land Uses: North: Agriculture
West: Agriculture
East: Agriculture and Residential
South: Agriculture and Residential

Proposal

Zoning Change: Tax Parcel 0807-153-8501-0

<u>SFR</u>	<u>9.28 Acres</u>
Total	9.28 Acres

Applicant submitted information for a zoning change of Tax Parcel 0807-153-8501-0 from zoning RH-3 Residential District (Legacy) to SFR Single Family Residential District. The intention of this zoning change is so the applicant can build an accessory structure taller than what the Legacy zoning allows to accommodate a camper.

Portage • Black River Falls • La Crosse



Consulting Engineering • Structural Engineering • Building Design • Environmental Services • Building Inspection • GIS Services
Grants & Funding Services • Land Surveying • Zoning Administration • Mechanical, Electrical, & Plumbing Services



Submittals/Attachments

1. Zoning Change Application, received March 9, 2020.
2. Jurisdictional Review Form, received March 9, 2020.
3. Preliminary Site Plan or Building Plans, not submitted.

GEC reviewed the attachments and the information submitted by the applicant/agent and has the following comments outlined below:

Comprehensive Plan

The planned land use for this parcel is Rural Neighborhood Area with no other overlay districts. There are no conflicts with this rezoning request.

Town Ordinances

1. General – Proposed Accessory Structure

The application did not include a preliminary site plan of the location of the proposed accessory structure. The proposed structure will need to meet setback requirements from property lines. Steep slopes for the structure may be an issue for this site. Required waterway setbacks should not be an issue for this site. The applicant will need to obtain a land use permit prior to building the structure after the rezone is approved.

Recommendation

GEC recommends that the Plan Commission conditionally approve the proposed Zoning Change of a portion of Parcel 0807-153-8501-0 from zoning RH-3 (Legacy) Residential District to SFR Single Family Residential District, contingent on the following:

1. Town Board discuss any concerns with above comments.
2. Any comments or conditions from the Towns Attorney shall be addressed.



2020-1

www.townofberry.org

9046 State Road 19, Mazomanie, WI 53560, 608-767-4152, twnberry@chorus.net

DRIVEWAY CONSTRUCTION PERMIT APPLICATION

Applicant: Name: STANLEY THEIS
 Street Address: 2131 BROADWAY ST.
 City, State, Zip: PRAIRIE DU SAC, WI 53578
 Phone Number: 608-643-6905 Email: STANLEYTHEIS@GMAIL.COM
 Specific Site Location / Nearby Roads: THEIS ROAD
 Parcel #: 0807-032-9230-0

My signature below indicates that:

I have received a copy of the Driveway, Field Road and Right-of-Way Ordinance 301.1 and the Applications Guide, and that

I have attached the information as requested for a driveway permit, and that

I agree to construct the driveway in accordance with the Driveway, Field Road and Right-of-Way Ordinance and to follow any additional requirements as approved by the Town Board, and that

I have paid the application fee of \$300.00 to the Town Clerk/Treasurer, and that *pd*

I hereby give permission to the Town Board and/or their representative which could be the Plan Commission or other inspector authorized by the Town Board to enter the property in order to evaluate the site of the proposed driveway and to verify compliance with and/or to enforce the Driveway, Field Road and Right-of-Way Ordinance.

Applicant Signature: *Stanley Theis* Date: 05/11/20

Board decision: Approve _____ Deny _____ Date ____/____/____

Culvert required in right-of-way Yes _____ No _____ Size _____

Engineering Plan required? Yes _____ No _____

Additional Requirements? Yes _____ if yes see attached requirements No _____

Driveway construction must begin by Date ____/____/____

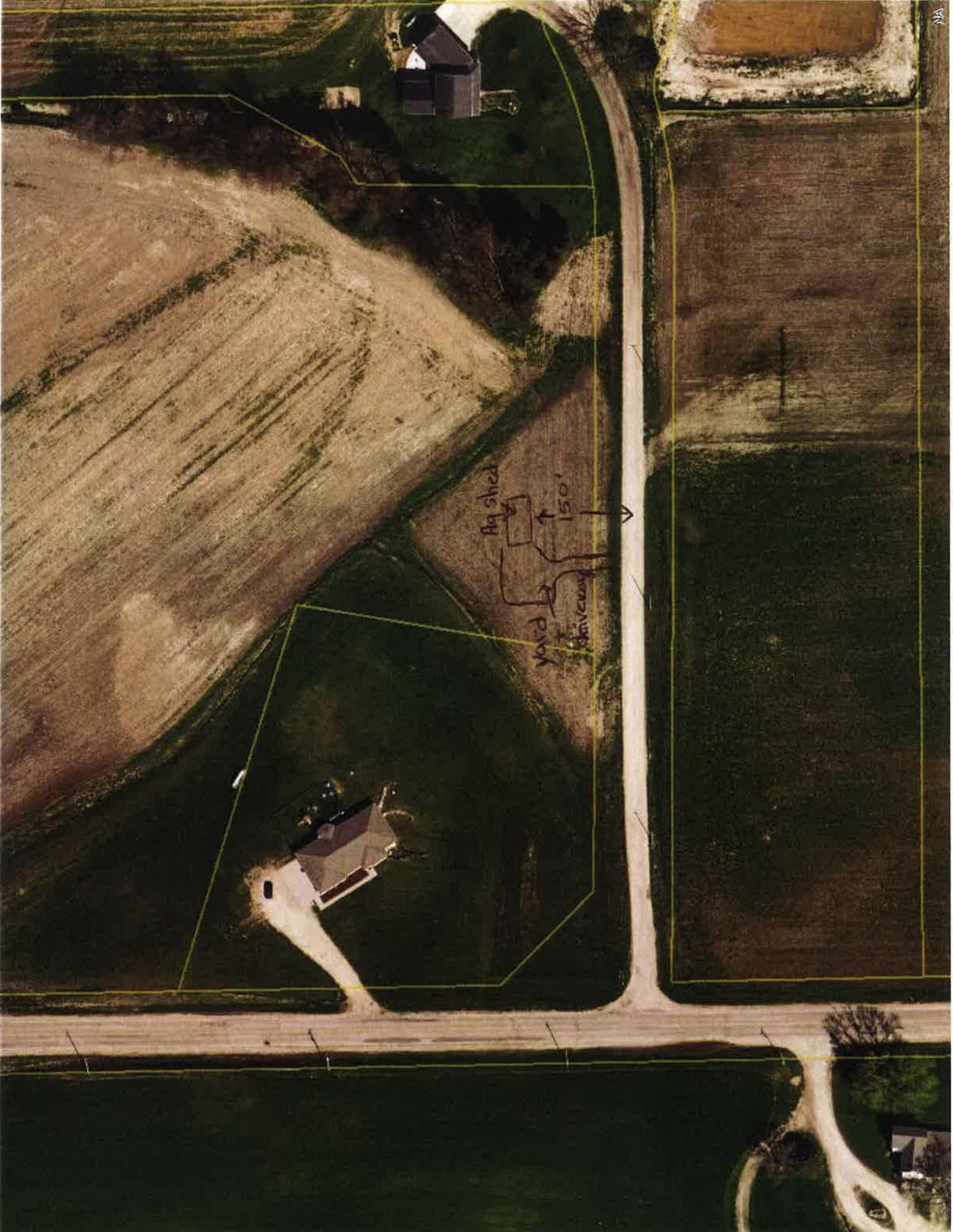
Driveway Permit expiration Date ____/____/____

Permit issued by: Chair Signature _____ Date ____/____/____

Permit issued by: Clerk Signature _____ Date ____/____/____

Permit is not valid unless signed by the Applicant, Town Chair and Town Clerk

Final inspection approval by: Chair Signature _____ Date ____/____/____



6-8-20

Agenda Item #6, Village of Cross Plains boundary agreement for Brewery Road and North Hill Point Road that abuts Creek Crossing Subdivision

Bill Chang, Village of Cross Plains Administrator will be attending the meeting.
See the attached paperwork



2417 Brewery Rd.

PO Box 97

Cross Plains, WI 53528-0097

(608) 798-3241 · (608) 798-3817 fax · www.cross-plains.wi.com

June 8, 2020

Dear Chairman Varda and members of the of the Town of Berry Board,

There are currently two developers that have submitted residential neighborhood development projects to the village of Cross Plains which contain lands within the Town of Berry. In both cases, the developers have expressed intent to annex the Town lands to the Village of Cross Plains. To facilitate this process, the Village of Cross Plains has received approval from the Capital Area Regional Planning Commission to amend the Village's Urban Service Area to include both properties. The Village is currently awaiting documents from the developers in order to further process our plat review and approval. Both projects will result in shared borders with the Town of Berry and in will have an impact on portions of town roads (Brewery Rd and North Hill Point Rd).

Considering the potential impact to both jurisdictions, the Village would like to explore a municipal boundary agreement with the Town of Berry. To start the dialog, we acknowledge that these developments may create town islands and are asking that the Town of Berry acknowledge and consent to the creation of town islands. To help resolve confusion and future conflict, the Village is willing to accept a jurisdictional transfer of these sections of road and right of way, thereby transferring the rights and responsibility of road maintenance and repair from the Town of Berry to the Village of Cross Plains.

I look forward to discussing this with the Town Board at the June 15th meeting. Please do not hesitate to contact me if you are in need of more information or have any questions.

Sincerely,

A handwritten signature in black ink, appearing to read "Bill Chang".

Bill Chang

Village Administrator/Clerk

Enclosures

cc: Jay Lengfeld, Village President
Jerry Gray, Director of Public Facilities



CURRENT
TOWN OF BERRY/
VILLAGE OF
CROSS PLAINS
BOUNDARY

CURRENT
TOWN OF BERRY/
VILLAGE OF CROSS PLAINS
BOUNDARY

D'AMORIS KETTERE AND ASSOCIATES, INC.
7530 Westwood Way, Madison, WI 53717
Phone: 608.837.7337 • Fax: 608.837.1087
www.dakettere.com

TOWN OF BERRY - VILLAGE OF CROSS PLAINS MAP



SCALE: 1" = 500'



DATE: 06/14/20
REVISED:

FN: 17.07.128

Sheet Number:
1 of 1

6-8-20

Agenda Item #7, Revising Ordinance 300.15, Regulate Stopping, Standing or
Parking of Vehicles Ordinance

Ordinance 300.15 was set over to the June meeting.

The revision to the ordinance was the addition of Number 4 in Section II

300.15 Regulate Stopping, Standing or Parking of Vehicles Ordinance

- I Authority
- II Adoption
- III Penalties
- IV Effective Date

SECTION I - AUTHORITY

The Town Board of the Town of Berry, Dane County, Wisconsin, has the specific authority under Wisconsin Statute 349.13 to adopt this ordinance.

SECTION II - ADOPTION

This ordinance, adopted by a majority of the Town Board with a quorum present and voting and proper notice having been given, provides for the regulation of the stopping, standing or parking of vehicles on town highway in the town as follows:

- A. The stopping, standing or parking of vehicles on the following town highways in the Town of Berry is subject to the following restrictions and limitations:
 - 1. Scherbel Road, both sides adjacent to Festge Park except the parking lot
 - 2. Carya Road, turnaround area for the months of November, December January, February and March
 - 3. Knickmeier Road, turnaround area for the months of November, December, January, February and March
 - 4. Spring Valley Road, from West town line to address number 9486 Spring Valley Road
- B. The Town Chairperson or the Town Highway Superintendent may temporarily designate and post limits on any portion of a town road when necessary to prevent an unsafe special or temporary condition, which are likely to impede traffic or cause an unsafe condition on town roads, in the absence of such special limitations. Such designation and posting shall expire upon the next Town Board meeting, unless extended or made permanent by the Town Board.
- C. The Town Chairperson or the Town Highway Superintendent, shall direct the Town Roadman to place appropriate traffic signs on the above described highways on or before the effective date of this ordinance, or at any location subject to temporary restrictions. Sign placement is governed by the Manual on Uniform Traffic Control Devices and authorized under Wisconsin Statute 84.02(4)(e).

SECTION III – PENALTIES

- A. No person may operate or leave any vehicle on the above-noted highways, or any portion of a highway then subject to a temporary restriction and posting, in violation of the posted restriction on stopping, standing, or parking.
- B. The forfeiture for a first violation of any provision of this ordinance shall be \$25.00.
- C. Pursuant to Wisconsin Statute 345.47, the Town, shall recover as costs of the action under Wisconsin Statutes 814.01 and 814.036, its actual reasonable expert witness and attorneys' fees.

SECTION IV – EFFECTIVE DATE

This ordinance shall take effect and be in force from and after the day after passage and publication as required by law.

Dated this 15th day of June, 2020

Attest: _____
Brenda Kahl, Clerk/Treasurer

Anthony Varda, Chairperson

Posted: _____
David Evert, Supervisor

Published: _____
Michael Statz, Supervisor

Christine Molling, Supervisor

Duane Haag, Supervisor

6-8-20

Agenda Item #8, Approving a Class B Beer and Liquor License and Operator's Licenses for the Whippoorwill

Renewal Alcohol Beverage License Application

(Submit to municipal clerk. Read instructions on page 3.)

For the license period beginning: 07/01/2020 ending: 06/30/2021
(mm dd yyyy) (mm dd yyyy)

To the Governing Body of the: Town of } Berry
 Village of }
 City of }

County of Dane Aldermanic Dist. No. _____
 (if required by ordinance)

Check one: Individual Limited Liability Company
 Partnership Corporation/Nonprofit Organization

Complete A or B. All must complete C.

A. Individual or Partnership:

Full Name (Last)	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Starczynski	Larry	Joseph	2701 Fitchrona Rd. Madison, WI 53719
Starczynski	Sherry	Lynn	2701 Fitchrona Rd. Madison, WI 53719
Starczynski	Cody	Alan	2701 Fitchrona Rd. Madison, WI 53719

B. LLC or Corporation (and Agent):

Full Legal Name of Corporation / Nonprofit Organization / Limited Liability Company <u>Starczynski LLC</u>	Address of Corporation / Limited Liability Company (if different from licensed premises) <u>2701 Fitchrona Rd. Madison, WI 53719</u>
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All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent.

Agent Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
-----------------	---------	---------------	--

All Officer(s) Director(s) of Corporation and Members / Managers of Limited Liability Company:

President / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Starczynski	Larry	Joseph	2701 Fitchrona Rd. Madison, WI 53719
Vice President / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Starczynski	Sherry	Lynn	2701 Fitchrona Rd. Madison, WI 53719
Secretary / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Starczynski	Cody	Alan	2701 Fitchrona Rd. Madison, WI 53719
Treasurer / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Directors / Managers Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Directors / Managers Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)

C. Business Information

- Trade Name Whippoorwill Business Phone Number 608 798-9991
- Address of Premises 7914 State Rd 19 Post Office & Zip Code Dane WI 53529
- Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No
- Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) Whippoorwill Restaurant and Bar

Applicant's Wisconsin Seller's Permit Number <u>4560003369946002</u>	
FEIN Number <u>743230123</u>	
TYPE OF LICENSE REQUESTED	FEE
<input type="checkbox"/> Class A beer	\$
<input type="checkbox"/> Class B beer	\$
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class A liquor (cider only)	\$ N/A
<input type="checkbox"/> Class B liquor	\$
<input type="checkbox"/> Reserve Class B liquor	\$
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$
TOTAL FEE	\$

5. Legal description (omit if street address is given on previous page): _____
6. a. Since filing of the last application, has the named licensee, any member of a partnership licensee, or any member, officer, director, manager or agent for either a limited liability company licensee, or nonprofit organization licensee been **convicted of any offenses** (excluding traffic offenses not related to alcohol) for violation of any federal laws, any Wisconsin laws, any laws of other states, or ordinances of any county or municipality? **If yes, complete page 3** Yes No
- b. Are **charges for any offenses presently pending** (excluding traffic offenses not related to alcohol) against the named licensee or any other persons affiliated with this license? **If yes, explain fully on page 3.** Yes No
7. Except for questions 6a and 6b, have there been any changes in the answers to the questions as submitted by you on your last application for this license? **If yes, explain** Yes No
- _____
- _____
- _____
8. Was the profit or loss from the sale of alcohol beverages for the previous year reported on the Wisconsin Income or Franchise Tax return of the licensee? **If not, explain** Yes No
- _____
- _____
- _____
9. Does the applicant understand they must hold a Wisconsin Seller's Permit? Yes No
[phone (608) 266-2776]
10. Does the applicant understand that alcohol beverage invoices must be kept at the licensed premises for 2 years from the date of invoice and made available for inspection by law enforcement? Yes No
11. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? Yes No
12. Does the applicant owe municipal property taxes, assessments, or other fees? Yes No
(Note: Renewal of licenses may be denied pursuant to a local ordinance, if the licensee owes municipal taxes, assessments or other fees).

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the undersigned states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. The signer agrees that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.

Contact Person's Name (Last, First, M.I.) Starczynski, Larry J	Title / Member Agent	Date 05/2/2020
Signature <i>Larry J Starczynski</i>	Phone Number 608 845-6363	Email Address sherry_larry@tds.net

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <i>May 7, 2020</i>	Date reported to council / board	Date license granted
License number issued	Date license issued	Signature of Clerk / Deputy Clerk

Instructions for Renewal Alcohol Beverage License Application

THIS RENEWAL FORM CANNOT BE USED IF:

1. There is a change in business entity (i.e., individual has changed to partnership or corporation/limited liability company; partnership changed to individual or corporation/limited liability company; corporation changed to individual, partnership or limited liability company) and if limited liability company has been dissolved.
2. Partners are added or dropped.
3. Application is made in a different municipality.

PARTNERSHIPS:

Indicate full name and home address of each partner. One partner must sign application. **Reminder:** If partners have been added or dropped since your last application, you must use Form AT-106 (Original Beverage License Application).

CORPORATIONS:

One officer must sign application. Be sure to answer Question No. 7 by indicating any change of officers, directors, and/or changes in home address. If there are any changes in officers and/or directors each must complete Form AT-103 (Auxiliary Questionnaire). If there has been a change in agent since your last approved agent, he/she must complete Forms AT-104 (Schedule for Appointment of Agent) **AND** AT-103 (Auxiliary Questionnaire) in addition to this (AT-115) form.

LIMITED LIABILITY COMPANY:

One member/manager must sign application. Follow procedure under Corporations for any change of members or agent.

NOTE: Use ink or typewriter when filling in applications. Be sure to answer all questions fully and accurately. Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

DISCRIMINATION CLAUSE – (City of Milwaukee only)

The applicant shall not willfully refuse to provide those services offered under this license or refuse to employ or discharge any person otherwise qualified because of race, color, creed, sex, national origin or ancestry, the applicant shall not seek information as a condition of employment, or penalize any employee or discriminate in the selection of personnel for training or promotion solely on the basis of such information. The applicant also shall not discriminate against any member of the military service dressed in uniform by willfully refusing services offered under this license.

Complete, sign and return this form to the clerk.

If answer to Questions No. 6a and/or 6b on page 2 are "YES," outline details below:

CONVICTIONS

1. NAME _____ STATUTE NO./LOCAL ORDINANCE _____
CHARGE _____ WHERE CONVICTED _____
DATE _____ PENALTY _____ MISDEMEANOR FELONY
2. NAME _____ STATUTE NO./LOCAL ORDINANCE _____
CHARGE _____ WHERE CONVICTED _____
DATE _____ PENALTY _____ MISDEMEANOR FELONY
3. NAME _____ STATUTE NO./LOCAL ORDINANCE _____
CHARGE _____ WHERE CONVICTED _____
DATE _____ PENALTY _____ MISDEMEANOR FELONY

PENDING CHARGE

1. NAME _____ STATUTE NO./LOCAL ORDINANCE _____
PENDING CHARGE _____ DATE _____

Auxiliary Questionnaire Alcohol Beverage License Application

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Starczynski		Larry		Joseph	
Home Address (street/route)		Post Office		City	
2701 Fitchrona Rd		Madison		Madison	
Home Phone Number		Age		Date of Birth	
608 845-6363		63		04/19/1957	
				State	
				WI	
				Zip Code	
				53719	
				Place of Birth	
				Madison WI	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an **Individual**.
- A member of a **partnership** which is making application for an alcohol beverage license.
- Agent** of **Starczynski LLC**

(Officer / Director / Member / Manager / Agent)

(Name of Corporation, Limited Liability Company or Nonprofit Organization)

which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

1. How long have you continuously resided in Wisconsin prior to this date? 63
2. Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? Yes No
If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)
3. Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? Yes No
If yes, describe status of charges pending.
4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
If yes, identify. _____
(Name, Location and Type of License/Permit)
5. Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? Yes No
If yes, identify. _____
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Star Home Services	2701 Fitchrona Rd	06/01/1995	
Employer's Name	Employer's Address	Employed From	To
Country Inn	2293 Hwy PB	10/01/1980	05/31/1995

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the undersigned states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. The signer agrees that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.

Larry J. Starczynski
(Signature of Named Individual)

6-8-20

Agenda Item #9, Review building inspections

On the agenda for discussion

The Town averages 6 building/zoning permits per month

6-8-20

Agenda Item #10, Configuration of meeting room tables during meetings and town board social distancing

The tables have been reconfigured into a U shape

Agenda Item #11, Statement to county from town board on where the town stands regarding the COVID-19 situation

Attached is David's email in reference to a statement to the County

Re: June town board agenda

From : David Evert <d.evert@yahoo.com>

Tue, Jun 02, 2020 10:15 PM

Subject : Re: June town board agenda**To :** twnberry@chorus.net, Varda Anthony <arv@dewittllp.com>, Molling Christine <cmolling@outlook.com>, Statz Michael <michaelstatz@ymail.com>, devert <devert@veridianhomes.com>**Reply To :** d evert <d.evert@yahoo.com>

Hello Brenda and fellow board members,

Thank you for the follow up.. Proclamation may be the wrong term. I humbly admit, I do not know how to forward the thoughts and recommendation and I am fully able to accept it will not go anywhere. As a representative I appreciate the opportunity to make this part of the record.

The Covid crisis has had a profound effect on me and many i speak with. I do not come from a world of shut down. I come from the town of Berry. Whether it was a wedding, birthday, anniversary, church, school, sports, concerts, machinery breakdowns, broken bones, board meetings, sickness, death....i deliberately put these two last because they are definitely things that we do not live for or enjoy experiencing, but, what ever happened, we did not shutdown the farm. I don't believe we should ever shutdown certain businesses without agreed upon parameters again. If you take the enjoyment of, or totally eliminate the other experiences without eliminating the last two, which you never will, then it becomes a world of little hope leading to lawlessness and reckless abandon.....do not fool yourself, and think, the most recent events with protests/riots leading to behavior that threatens our health as a society far more than the covid 19 virus are not connected. Covid 19 is not going to be the thing that takes us out. There will be far larger dangers to come that we need the trust of the citizenry.

My hope is, that as leaders, we will look at this as a learning experience, look at the data and science.....i.e. contagious rate, percentage infection rate of the population, mortality rate truly caused by the contagion and not simply weather an individual had it when they passed, vulnerable population, year to year mortality rates analyzed day to day, week by week, month by month with consideration made to the aging population, recovery rate, side effects from infection, current foreign threat or war readiness levels....etc. If these numbers are not larger than other years, the admission of over reaction is critical. By developing metrics as to what warrants what level of shutdown, we can at least have some reasoning as to why citizens can go to large liquor, grocery, home improvement stores,, protests/ riots/rebellion rather than being able have a wedding, birthday, church...etc.

Right now it seems very political and about control...both things that are elements of this country's inception. It is hard for me not to reflect/remember historical references such as Benjamin Franklin 's quote warning us that those who choose temporary safety over liberty deserve to loose them both. Or, when you think of the sacrifice of prior generations who truly believed this was the "land of the free, and the home of the brave". From what I see,

the freedoms are very quickly being restricted and it does not require a whole lot of bravery to give them up or take them away.

I would like to send an advisory statement from our town to the county to forward to the state the request to develop metrics to base future shutdowns(they will come more frequent and intrusive now). I would also hope a request to consider the constitution and Bill of Rights would not be too much to ask.

Thank you for your time and consideration.

Sincerely,
Dave Evert

6-8-20

Agenda Item #12, Town hall rentals

Here are a few questions for discussion.

Accept new rental requests?

Until the County fully reopens how do we control the number of people at each event?

Should there be an additional cost for cleaning?

Is the Town accountable if guidelines are not followed?

6/8/2020

List of bills to be approved at the June 8, 2020 board meeting

Date	Check #	Payee	Amount
5/26/2020	17479	Brenda Kahl	1157.65
5/26/2020	17480	Orlin Danz	1177.04
6/9/2020	17481	Brenda Kahl	1157.65
6/9/2020	17482	Orlin Danz	1177.04
6/15/2020	17483	Alliant Energy	142.01
6/15/2020	17484	Boehnen Inc - recycled blacktop	236.55
6/15/2020	17485	Brenda Kahl - mileage	32.20
6/15/2020	17486	Burke Truck & Equipment - 2012 Dodge & 2017 Freightliner	1150.45
6/15/2020	17487	Cross Plains-Berry Fire District	12741.57
6/15/2020	17488	Dresen Lawn Service - town hall, garage, Sunning Hill Cemetery	480.00
6/15/2020	17489	GFC Leasing - copier lease	190.31
6/15/2020	17490	Group Health Coop - medical and dental insurance	4638.00
6/15/2020	17491	John Deere Financial - tractor repair	4146.47
6/15/2020	17492	McFarlane - chain saw repair and supplies	217.97
6/15/2020	17493	Mindia Rothman - Hwy 19 public hearing transcript	143.00
6/15/2020	17494	News Publishing - license renewal notice	13.13
6/15/2020	17495	O'Donnells Truck - 2017 Freightliner repair	191.42
6/15/2020	17496	Scott Construction - cold mix patch	5722.70
6/15/2020	17497	State Bank of Cross Plains - postage and supplies	247.48
6/15/2020	17498	Steel Surgeon - mower repair	47.79
6/15/2020	17499	TDS Telecom	195.50
6/15/2020	17500	Town & Country Sanitation - garbage & recycling	5904.40
6/15/2020	17501	US Cellular - patrolman's cell phone	54.76

Additional bills will be handed out at the meeting