

Town of Berry Board Meeting

September 21, 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 August 17, 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-2020-4) Allayne Turk, intersection of Blackberry and Kahl Road, zoning change of 11.455 acres from A-2(8) to SFR, with a transfer of development right
 - B. (D-2018-11) Alex Wille, 5487 County Road KP, final driveway approval
6. Discussion/action re: Request for Proposals for Residential Garbage/Recycling Collection
7. Discussion/action re: Funding of Cross Plains-Berry Fire District purchase of rapid response vehicle
8. Discussion/action re: Resolution 2020-2, Dane County Order #9
9. Discussion/action re: Set date, time and location for the Public Budget Hearing and Special Town Meeting of the Electors
10. Budgetary Matters
 - A. Discussion/action re: Lakeside International statement
 - B. Discussion/action re: Payment of bills
11. Committee reports/Correspondence/Communications
 - A. Fire Districts
 - B. EMS Districts
 - C. Other
12. Discussion of future agenda items
13. 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: 9/14/20

Brenda Kahl, Clerk/Treasurer

TITLE: Town of Berry Board Meeting Minutes
DATE: August 17, 2020
TIME: 7:00 – 8:28 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 7:00 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 JULY 6, 2020 AND JULY 20, 2020

Motion Haag/Statz to approve the minutes of July 6, 2020 and July 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.

Motion Varda/Haag to amend the agenda to bring forward agenda item #10 to be agenda item #4 on the agenda. Motion carried. Vote 5-0

IV. DISCUSSION/ACTION RE: DESIGNATING ALL-TERRAIN VEHICLE ROUTES AND REGULATING THE OPERATION OF ALL-TERRAIN VEHICLES ORDINANCE

Motion Haag/Varda to table. Motion carried. Vote 5-0

V. PATROLMAN REPORT, IF NECESSARY

Drivers are not obeying the road closed signs on Turkey Road

VI. DISCUSSION/ACTION RE:

A. (R-2020-3) Allayne Turk, Kahl Road, zoning change of 4.679 acres from A-2(4) to SFR, with a transfer of development right

Motion Haag/Statz to approve Allayne Turk's zoning change of 4.679 acres from A-2(4) to SFR with a transfer of development right. Motion carried. Vote 5-0

B. (D-2020-1) William Weber & Katherine Engen, 9081 Spring Valley Road, final driveway approval

Motion Haag/Statz to approve William Weber & Katherine Engen's final driveway. Motion carried. Vote 5-0

C. (D-2020-2) Stanley Theis, Theis Road, final driveway approval

Motion Haag/Evert to approve Stanley Theis' final driveway. Motion carried. Vote 5-0

D. (D-2019-4) Bill & Kathy Bladl, 6214 Matz Road, final driveway approval

Motion Haag/Statz to approve Bill & Kathy Bladl's final driveway. Motion carried. Vote 5-0

E. (D-2018-3) Leonard & Brenda Ziegler, 5163 Enchanted Valley Road, final driveway approval
Motion Haag/Evert to approve Leonard & Brenda Ziegler's final driveway approval. Motion carried. Vote 5-0

VII. DISCUSSION/ACTION RE: AMENDMENTS TO THE TOWN OF BERRY ZONING ORDINANCE

A. Amending the text of the Town Zoning Ordinance Related to Variances

Motion Varda/Evert to approve amending the text of the Town Zoning Ordinance Related to Variances. Motion carried. Vote 5-0

B. Amending the text of the Town Zoning Ordinance Related to Kennel Setbacks

Motion Varda/Haag to approve amending the text of the Town Zoning Ordinance Related to Kennel Setbacks. Motion carried. Vote 5-0

VIII. DISCUSSION/ACTION RE: FORD DRIVE ODOR SITUATION

Motion Haag/Statz to request the assistance of the sheriff department in further investigating the source and nature of the aroma. Motion carried. Vote 5-0

IX. DISCUSSION/ACTION RE: OUTSIDE CONSULTANTS OR A CHECK AND BALANCE SYSTEM FOR EQUIPMENT REPAIRS

Discussion of process and procedures.

X. DISCUSSION/ACTION RE: REIMBURSEMENT OF INVOICES FOR REPAIRING THE DAMAGE TO HERING AND SCHERBEL ROAD

Motion Varda/Molling to put in a claim so can be submitted to the insurance companies for both Bowar and Austin. Motion failed. Vote 2-2. In favor: Varda & Molling. Opposed: Statz & Evert. Haag abstained.

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

Motion Varda/Haag to approve Revising Regulate Stopping, Standing or Parking of Vehicles Ordinance 300.15 by adding Scheele Road and Cowling Road. Motion carried. Vote 5-0

XII. DISCUSSION/ACTION RE: SET DATE FOR WORKING BUDGET MEETING

Motion Varda/Haag to hold the working budget meeting on October 6, 2020 at 6:00 pm

XIII. BUDGETARY MATTERS

A. Discussion/action re: Payment of bills

Motion Varda/Haag to approve the payment of bills, except check number 17572. Motion carried. Vote 5-0 Check numbers 17550-17571 & 17573-17592

Motion Varda/Statz to decline and negotiate with Lakeside International over the bill, check number 17572. Motion carried. Vote 5-0

XIV. COMMITTEE REPORTS/CORRESPONDENCE/COMMUNICATIONS

* Cross Plains Fire District: Voted to remove the purchase of rapid response vehicle from the 2021 budget, but will replace a vehicle in 2022; modernizing the audio visual system at a cost of \$19,000

*Cross Plains EMS: The district is running well and are continuously getting volunteer EMT's

*District 1 EMS: 2021 budget proposal is within \$100 from previous year; director received a 2% raise

XV. DISCUSSION OF FUTURE AGENDA ITEMS

XVI. 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 #: <u>2020-4</u>
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 <u>Allayne Turk</u>	CONTACT NAME <u>Kendall Kahl</u>
BUSINESS NAME or CO-OWNER'S NAME (if applicable) <u>Trent C Turk, POA</u>	BUSINESS NAME (if applicable) <u>C2I Affiliated - Roessler</u>
MAILING ADDRESS <u>9594 Kahl Rd</u>	MAILING ADDRESS <u>2034 Main St.</u>
CITY, STATE, ZIP <u>Black Earth, WI 53515</u>	CITY, STATE, ZIP <u>Cross Plains, WI 53508</u>
DAYTIME PHONE # <u>608-767-3416</u>	DAYTIME PHONE # <u>608-798-5766 or 576-2409</u>
EMAIL <u>trentturk@tds.net</u>	EMAIL <u>kkahl@chorus.net</u>

LAND INFORMATION	
Town: <u>Berry</u>	Parcel Numbers Affected: <u>0040907-302-9590-4</u>
Section: <u>30</u>	Property Address or Location: <u>intersection Kahl + Blackburg rd.</u>
Zoning District Change (To / From / # of acres) <u>11.46 acres SFR from A-2 (8)</u>	
Soils classification of area (percentages) Class I Soils: _____ % Class II Soils: _____ % Other: <u>100</u> %	
Narrative: (reason for change, intended land use, size of farm, time schedule)	
<input type="checkbox"/> Separation of buildings from farmland	<input checked="" type="checkbox"/> Creation of a residential lot
<input type="checkbox"/> Compliance for existing structures and/or land uses	<input type="checkbox"/> Other
<u>Using transfer of development rights from David Lucey</u>	
I authorize that I am the owner or have permission to act on behalf of the owner of the property.	
Signature: <u>Trent C Turk, POA</u>	Date: <u>7-31-20</u>

TOWN OF BERRY JURISDICTION REVIEW FORM

COMPLETE THIS FORM BEFORE STARTING THE ZONING APPLICATION

If your property is subject to Dane County's jurisdiction, the Town cannot grant your zoning change without Dane County's approval. If the answer to any of the Jurisdictional Questions is "Yes", the Town cannot proceed with your application unless Dane County indicates that the County does not have jurisdiction over zoning the parcel.

Applicant/Agent/Contractor: Allayne C. Turk / Trent Turk, POA Email: trentturk@tda.net

Address: 9594 Kahl Rd City/State/Zip: Black Earth, WI 53518 Phone: 608-767-3416

Parcel ID Number(s): 004/0807-302-9590-4

CSM or Plat Information, if any: Lot 3 CSM 9106

Proposed activity on the property: Residential house

Is the property enrolled in CRP or any other farm programs? No Yes

If "Yes" is checked, identify the program and file identification number(s): _____

JURISDICTIONAL QUESTIONS

1. Is your proposed project located within 1,000 feet of the ordinary high-water mark of a navigable lake, pond or flowage? No Yes

2. Is your proposed project located within 300 feet of the ordinary high-water mark of a navigable river, stream or creek? No Yes

3. Is your proposed project located within a floodplain? No Yes

4. Is your proposed project located within a wetland? No Yes

5. Will your project involve disturbing more than 4,000 square feet of land by excavating, grading or filling? No Yes (If Yes, you may need a Dane County erosion control and/or stormwater permit)

6. Do the maps showing wetlands, floodplains and shorelands at <https://dcimapapps.countyofdane.com/lwrviewer/> indicate that there are any floodplain, wetland or shoreland areas on your property or an adjacent parcel? No Yes

STATEMENT OF APPLICANT

The answers above were made after reviewing the facts pertaining to my property. I am aware that if my proposed project is located within a floodplain, shoreland or wetland area, the project must be reviewed by Dane County. Any approvals obtained in error will be void, and all expenses incurred in seeking those approvals will be lost.

Dated: 7-31-20 By: Trent C Turk, POA

If the answer to any jurisdictional question is "Yes," the applicant must submit this request to the Dane County Department of Planning and Development for a determination of whether the project is subject to Dane County Jurisdiction.

DETERMINATION BY DANE COUNTY

The undersigned, acting by authority of Dane County, indicates that the parcel identified in this Jurisdictional Review Form is not subject to shoreland, floodplain or wetland zoning regulations of Dane County.

Dated: _____ By: _____

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) September 8, 2020 Plan Commission Meeting
SUBJECT: Zoning Change for Allayne Turk
Tax Parcel 0807-302-9590-4
GEC NO.: 2-0120-36G

Background Information

Owner / Applicant: Allayne Turk
9594 Kahl Road
Black Earth, WI 53515

Agent or Surveyor: Century 21 Affiliated Roessler
Kendall Kahl
2034 Main Street
Cross Plains, WI 53528

Location: Kahl Road/Blackberry Road
In part of the Southeast ¼ and Northeast ¼ of the Northwest ¼ of Section 30, all
in T8N, R7E, Town of Berry, Dane County, WI.

Request: Zoning Change Approval

Existing Zoning: Tax Parcel 0807-302-9590-4

<u>A-2(8) (Legacy)</u>	<u>11.46 Acres</u>
Total	11.46 Acres

Existing Land Use: The entire subject property contains agricultural fields and fronts on Kahl Road and Blackberry. There are no wetlands, floodplains, or streams associated with the property. However, there are some steeper slopes on the property.

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

Proposal

Zoning Change: Tax Parcel 0807-302-9590-4

<u>SFR</u>	<u>11.46 Acres</u>
Total	11.46 Acres

Applicant submitted information for a zoning change of Tax Parcel 0807-302-9590-4 from zoning A-2(8) Agricultural District (Legacy) to SFR Single Family Residential District. The intention of this zoning

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



change is so the applicant can build a house or sell the parcel as a residential lot. Dane County previously deed restricted this parcel for no residential use. However, the applicant is purchasing a transfer of development right from David Lucey in Section 24 in the Town of Berry.

Submittals/Attachments

1. Zoning Change Application, received August 14, 2020.
2. Jurisdictional Review Form, received August 14, 2020.
3. Transfer of Development Rights Notice, received August 14, 2020.
4. CSM #9106, received August 14, 2020.
5. Recorded Dane County Deed Restriction, received July 2, 2020. (saved from last rezoning on adjacent property by Turk)

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 Agricultural & Rural Lands Preservation Area with no other overlay districts. I'll always defer to the Town on the history of a property meeting the density requirements and the Agricultural and Rural Lands Preservation Area policy in the Town's Comp Plan.

Town Ordinances

1. **General – Proposed Residential House**
The application does not provide the location of the proposed house on the lot along with the location of the proposed driveway. Prior to issuance of a land use permit, site plans will need to be provided to verify setback requirements from property lines, streams, etc. and to show it is not in the area of steep slopes.
2. **Well & Septic**
Prior to issuance of a land use permit for a new house, the applicant will need approval of a septic system from Dane County Public Health.
3. **Driveway Permit**
The new house would require a driveway permit from the Town prior to issuance of a land use permit.

Recommendation

GEC recommends that the Plan Commission conditionally approve the proposed Zoning Change of Parcel 0807-302-9590-4 from zoning A-2(8) (Legacy) Agricultural 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.
3. Town Board confirms that the non-residential deed restriction set by Dane County can be rescinded and the Town Board approves the Transfer of Development Rights Notice.

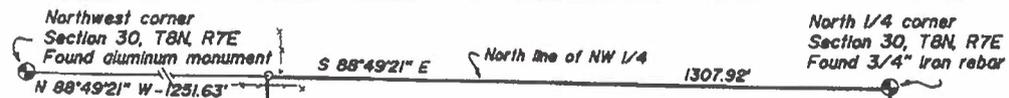
DANE COUNTY CERTIFIED SURVEY MAP NO. 9106

LOCATED IN THE NE 1/4-NW 1/4 AND THE SE 1/4-NW 1/4, SECTION 30, T8N, R7E,
TOWN OF BERRY, DANE COUNTY, WISCONSIN.

3048570

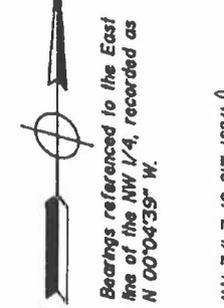
CURVE DATA TABLE

CURVE	RADIUS	ARC	CENTRAL ANGLE	CHORD BEARING	DISTANCE	TANGENT BEAR.	TANGENT BEAR.
1-2	1380.00'	211.39'	08°46'36"	S 65°12'42" W	211.18'	N 60°49'24" E	S 69°36'00" W
3-4	1347.00'	224.77'	09°33'40"	S 64°49'10" W	224.51'	N 60°02'20" E	S 69°36'00" W
5-7	166.25'	136.21'	46°56'34"	N 23°27'33" W	132.43'	S 00°06'44" W	N 46°49'50" W
5-6	166.25'	69.77'	24°02'42"	N 11°34'37" W	69.26'	S 00°06'44" W	N 23°33'38" W
6-7	166.25'	66.44'	22°53'52"	N 35°22'54" W	66.00'	S 23°55'58" E	N 46°49'50" W

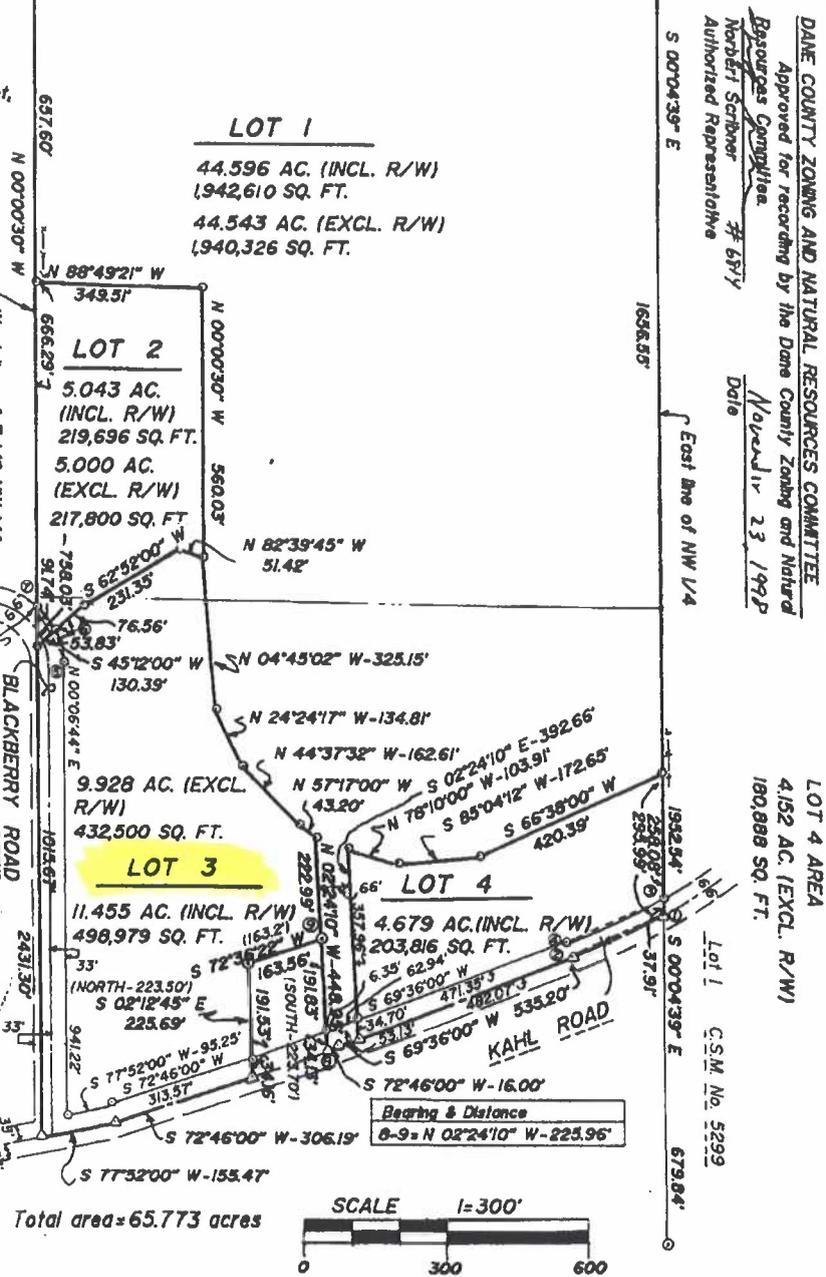
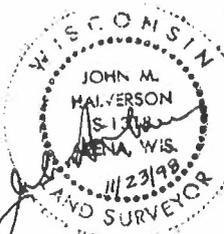


LEGEND & NOTES

- △ Railroad spike set
- 3/4"x24" iron rebar set, weighing 150 lbs. lin. ft.
- ⊙ Found 1-1/4" iron pipe
- () Recorded as
- Existing fence

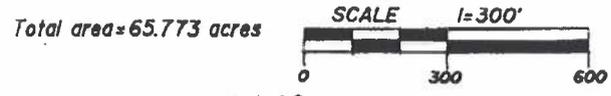


Refer to building site information contained in the Dane County Soil Survey rebar is 26°13'16" W. 128' of corner. OWNER: Allayne & Danna Dee Turk 9594 Kahl Road Black Earth, WI 53515



DANE COUNTY ZONING AND NATURAL RESOURCES COMMITTEE
Approved for recording by the Dane County Zoning and Natural Resources Committee
Resourgas Committee
Northbert Scarber # 6717
Authorized Representative
Date November 23 1999

LOT 4 AREA
4,152 AC. (EXCL. R/W)
180,888 SQ. FT.
Lot 1
C.S.M. No. 5299
679.84'



Total area=65.773 acres

8/10

Dane County Map

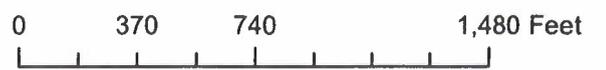


July 31, 2020

Dane County Mask

Dane County Mask

Parcels





2018-11

www.townofberry.org

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

DRIVEWAY CONSTRUCTION PERMIT APPLICATION

Applicant: Name: Alex Wille

Street Address: 113 West High St.

City, State, Zip: Mazomanie WI 53560

Phone Number: 608-712-0033 Email: wille718@gmail.com

Specific Site Location / Nearby Roads: Hwy KP near Spring Valley Rd. - South of Spring Valley Rd

Parcel #: 080721296150

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: [Signature] Date: 11 / 27 / 18

Board decision: Approve Deny _____ Date 3 / 18 / 19

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 3 / 18 / 20

Driveway Permit expiration Date 3 / 18 / 21

Permit issued by: Chair Signature [Signature] Date 3 / 18 / 19

Permit issued by: Clerk Signature Brenda Kohl Date 3 / 18 / 19

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

Final inspection approval by: Chair Signature _____ Date / /

BEING A PART OF THE SE1/4 OF THE NW1/4, SECTION 21, T. 8 N, R. 7 E, TOWN OF BERRY, DANE COUNTY, WISCONSIN

SCALE: 1" = 100'



UNPLATTED LANDS BY OWNER



LOT 1
C.S.M. 11582
BY OTHERS

Emergency turnaround

N01°35'29"E
447.77'

PROPOSED WELL

UNPLATTED LANDS BY OWNER

PROPOSED HOUSE

APPROX. LOCATION OF PROPOSED SEPTIC

LOT 1
PROPOSED CSM

LEGEND

- 3/4" X 24" IRON ROD SET (WT. = 1.5 LBS. / L.F.)
- 3/4" IRON ROD FND.
- △ MAG NAIL SET
- ⊙ RR SPIKE FND.
- ✕ FENCE
- ⊙ POWER POLE
- () PREVIOUS SURVEY OR RECORD INFO.

NE1/4-SW1/4

LOT 2
BY OTHERS

S. LINE NW1/4

N89°32'39"W - 854.10'

WIRE FENCE

APPROX. CENTERLINE OF PROPOSED DRIVE

C.T.H.

C1		C3	
DELTA	= 07°09'10"	DELTA	= 17°10'22"
ARC	= 87.39	ARC	= 299.72
RAD	= 700.00	RAD	= 1000.00
BEARING	= S28°33'46"E	BEARING	= S33°34'22"E
DIST	= 87.33	DIST	= 298.60
TAN IN	= S32°08'21"E	TAN IN	= S24°59'11"E
TAN OUT	= S24°59'11"E	TAN OUT	= S42°09'33"E
C2		C4	
DELTA	= 07°24'54"	DELTA	= 17°10'22"
ARC	= 86.32	ARC	= 309.61
RAD	= 667.00	RAD	= 1033.00
BEARING	= N28°41'38"W	BEARING	= N33°34'22"W
DIST	= 86.26	DIST	= 308.46
TAN IN	= S32°24'05"E	TAN IN	= S24°59'11"E
TAN OUT	= S24°59'11"E	TAN OUT	= S42°09'33"E

SEAL:



OWNER:

WILLE FARMS LLC.
1360 THORSON CT.
BLACK EARTH, WI 53515

CLIENT:

ALEX WILLE
113 W. HIGH ST.
MAZOMANIE, WI 53560

9-14-20

Agenda Item #7, Funding of Cross Plains-Berry Fire District purchase of rapid response vehicle

This is on the agenda to discuss the desired purchase of a rapid response vehicle to replace the squad, which will need replacing in 2022

See attached emails for more information

FW: CP Truck Discussion

From : Christine Molling <cmolling@outlook.com>

Tue, Sep 01, 2020 07:58 PM

Subject : FW: CP Truck Discussion**To :** twnberry@chorus.net

From the chief...

Christine Molling
cmolling@outlook.com**From:** Cross Plains Fire <chief@crossplainsfire.com>**Sent:** Monday, August 24, 2020 9:44 PM**To:** TCP Chair1 <tcpchair1@tds.net>; Christine Molling <cmolling@outlook.com>**Cc:** Patty Mullins <tcpsup1@tds.net>**Subject:** RE: CP Truck Discussion

I am 100% behind that this project should happen in 2021. The price is in line for this type of apparatus and the need will only be justified by the lives and property it helps us save. I am very disappointed at what happened in the village meeting this evening where there were 14 CIP requests for 2021 and 13 passed. The Rapid response vehicle did not pass with the reason being it did not pass at the Fire Board. Seem a little different then what I remember at the District meeting being said that they needed to prioritize the projects because of borrowing restrictions. Thanks and let me know if I can be of any assistance at any board meeting.

Dale N. Lochner, Chief
Cross Plains Fire Department

----- Original Message -----

Subject: CP Truck Discussion

From: TCP Chair1 <tcpchair1@tds.net>

Date: Thu, August 20, 2020 8:29 pm

To: Christine Molling <cmolling@outlook.com>

Cc: Dale Lochner <chief@crossplainsfire.com>, Patty Mullins
<tcpsup1@tds.net>

Christine

We didn't really get Berry's perspective on this issue other than there was little interest in funding next year. CP has no issue with the purchase and the Village position is to fund the followingt year.

If Berry is willing to fund next year, CP and Berry are paying an additional "tax" to delay for the Village. There is interest rate risk and there is clearly a price risk. Dale believes this is a favorable price this year and interest rates are favorable. Both will go up.

Frankly it would be in our interest to purchase next year and defer payments till the following year and just accumulate the interest in 2021 and roll into the permanent financing in 2022. That would have no effect on next year's mill rate.

Attached is a look at the impact of this purchase if it would have been on this year's budget. I think I got all the math right.

The percentage increase on the mill rate to add the truck is: .79% on Berry; .68% on Cross Plains and .12% on the Village. I understand the Village's principal but they are not making the school district or County defer purchases to make it easier on the overall impact.

If Berry is ok in principal with purchase at some point, I encourage you to think about having us revisit this issue and get it done. That will save our taxpayers money in the long run.

Happy to discuss.

Greg

2019	Berry	Cross Plains	V Cross Plains	
Budget	\$583,052	\$682,904	\$3,810,465	
Assessed Value	\$197,911,500	\$244,574,200	\$400,628,900	
mill rate	\$0.0029	\$0.0035	\$0.0193	
mill rate/1000	\$2.9460	\$3.4506	\$19.2534	
Mill Rate on \$400,000 property	\$1,178.41	\$1,380.22	\$7,701.35	TOTAL EQV
EQ Value	\$220,340,700	\$273,379,100	\$423,233,600	\$916,953,400
% of EQV	24%	30%	46%	
FIRE TRUCK	\$265,000			
Towns Share of Truck	\$63,679	\$79,007	\$122,315	TOTAL \$265,000
TRUCK Debt 4%, 20 yr P&I	\$4,631.00	\$5,745.00	\$9,153.36	
1st year interest I	\$2,509	\$3,005	\$8,894	
mill rate for P&I	\$0.0234	\$0.0235	\$0.0228	
P&I on \$400,000 PROPERTY	\$9.36	\$9.40	\$9.14	
% of 2019 TAXES on \$400,000	0.79%	0.68%	0.12%	

9-14-20

Agenda Item #8, Resolution 2020-2, Dane County Order #9

Good Afternoon Tony,

In September's meeting. Would the board place an item agenda to have a discussion and possible pass a resolution on the Health Departments Order #9. This affects a fair amount of people in the town of berry that send their kids to private schools. Would it help the County Board get involved if Villages and Townships across the county act on something like this? Let me know what your thoughts would be

Thank you,
Derek Statz

TOWN OF BERRY

RESOLUTION 2020-2

WHEREAS, the American Academy of Pediatrics “strongly advocates that all policy considerations for the coming school year should start with a goal of having students physically present in school” based on safe, measured and reasonable plans for return (<https://services.aap.org/en/pages/2019-novel-coronavirus-covid-19-infections/clinicalguidance/covid-19-planning-considerations-return-to-in-person-education-in-schools/>);

WHEREAS, the American Academy of Pediatrics advises:

The importance of in-person learning is well-documented, and there is already evidence of the negative impacts on children because of school closures in the spring of 2020.

Lengthy time away from school and associated interruption of supportive services often results in social isolation, making it difficult for schools to identify and address important learning deficits as well as child and adolescent physical or sexual abuse, substance use, depression, and suicidal ideation. This, in turn, places children and adolescents at considerable risk of morbidity and, in some cases, mortality.

Beyond the educational impact and social impact of school closures, there has been substantial impact on food security and physical activity for children and families. The disproportionate impact this has had on Black, Latinx, and Native American/Alaskan Native children and adolescents must also be recognized

(<https://services.aap.org/en/pages/2019-novel-coronavirus-covid-19infections/clinical-guidance/covid-19-planning-considerations-return-toin-person-education-in-schools/>).

WHEREAS, the American Academy of Pediatrics strongly advocates for additional federal assistance to schools throughout the United States, with no restrictions regarding their plans for in-person versus virtual learning (<https://services.aap.org/en/pages/2019-novel-coronavirus-covid-19-infections/clinical-guidance/covid-19-planning-considerations-return-to-in-person-education-in-schools/>);

WHEREAS, for children and adolescents in virtual learning models, educational disparities may widen further, and the technological “homework gap” disproportionately affects Black, Hispanic, and low-income families (<https://www.pewresearch.org/fact-tank/2020/03/16/as-schools-closedue-to-the-coronavirus-some-u-s-students-face-a-digital-homework-gap/>);

WHEREAS, according to the Dane County Health Department, 14% of all cases of COVID-19 in Dane County are in children under the age of 19. There have been zero deaths in that age group. In a population of about 550,000 people we have had a total of 5,085 cases (.9%) and have had 39 deaths (.007%). All but 8 of those deaths were over age 70. Not one death was under age 30 (information as of Aug. 23);

WHEREAS, 17 other counties in the State of Wisconsin have a higher rate of positive cases per 100,000 people (as of 8/24/2020) (Ozaukee, Rock, Jefferson, Oconto, Washington, Lafayette, Waupaca, Dodge, Waukesha, Trempealeau, Marinette, Walworth, Kenosha, Brown, Iron, Racine, Milwaukee) (<https://www.dhs.wisconsin.gov/covid19/county.htm>);

WHEREAS, Other counties and other boards of health have not taken the extreme step of closing all in-person schooling, public and private—even those schools with detailed, safe plans for in-person schooling;

WHEREAS, For example, the Milwaukee Health Department is continuing to review COVID-19 safety plans for schools that are located in the City of Milwaukee and desire to have options aside from virtual, and has approved public and private schools to open with in-person classes in a safe manner;

WHEREAS, Public Health Madison & Dane County is an entity that has little representation from elected officials that can be held accountable for the actions of the entity;

WHEREAS, Public Health Madison & Dane County has no authority beyond that allowed in Wis. Stat. §252.03, which allows it to inspect schools, while Wis. Stat §252.02 reserves the right to close schools to the head of the state Department of Health Services; and

WHEREAS, Public Health Madison & Dane County has issued repeated “Emergency Orders” of dubious legal basis and its Emergency Order No. 9 is currently under legal challenge.

THEREFORE, BE IT RESOLVED, that the Town of Berry Board hereby stands with parents who choose to send their kids to in-person school that have safe and reasonable health measures in place; AND

BE IT FURTHER RESOLVED, that although Town of Berry Board appreciates the efforts of Public Health Madison & Dane County to maintain safety in our community, the Town of Berry Board has determined that Emergency Order No. 9, issued after close of business on Friday, August 21, 2020, is too extreme in its mandate that all schools close in-person learning; AND

BE IT FURTHER RESOLVED, the Town of Berry Board expects that the voices of its citizens and the citizens from the entire County are heard at the Public Health Madison & Dane County.

BE IT FURTHER RESOLVED, the Town of Berry Board hereby requests that Public Health Madison & Dane County Rescind Order No. 9 with respect to any impact on public and private schools; AND

BE IT FURTHER RESOLVED, the Town of Berry Board hereby requests that Public Health Madison & Dane County work in a reasonable and good faith manner with public and private schools to allow for a reasonable and safe return to school, in-person, for those schools and families who select that option.

Adopted this 21st day of September, 2020

Attest: _____

Brenda Kahl, Clerk/Treasurer

Anthony Varda, Chair

Posted: _____

David Evert, Supervisor

Michael Statz, Supervisor

Christine Molling, Supervisor

Duane Haag, Supervisor

9-14-20

Agenda Item #9, Set date, time and location for the Public Budget Hearing and Special Town Meeting of the Electors

Proposing to hold the Public Budget Hearing and Special Town Meeting of the Electors on Thursday, November 5 at 7:00 pm

9/14/2020

List of bills to be approved at the September 21, 2020 board meeting

Date	Check #	Payee	Amount
8/18/2020	17593	Brenda Kahl	1157.65
8/18/2020	17594	Orlin Danz	1177.04
8/18/2020	17595	Tyler Danz - part-time employee	242.60
9/1/2020	17596	Brenda Kahl	1157.65
9/1/2020	17597	Orlin Danz	1177.04
9/1/2020	17598	Tyler Danz - part-time employee	225.52
9/1/2020	17599	Dane County Register of Deeds - filing fee for zoning document	30.00
9/15/2020	17600	Brenda Kahl	1157.65
9/15/2020	17601	Orlin Danz	1177.04
9/15/2020	17602	Tyler Danz - part-time employee	33.23
9/21/2020	17603	Alliant Energy	130.92
9/21/2020	17604	Boehnen Inc - Schuman Rd ditching, recycled blacktop	2205.63
9/21/2020	17605	Brenda Kahl - mileage and supplies	92.70
9/21/2020	17606	Crack Filling Services - crack sealed Pine and portion Otto Kerl	15000.00
9/21/2020	17607	Cross Plains Area EMS	12607.96
9/21/2020	17608	Decker Supply - signs	316.90
9/21/2020	17609	Dresen Electric - fix flag pole light	190.00
9/21/2020	17610	Dresen Lawn Service - town hall, garage, Sunning Hill Cemetery	320.00
9/21/2020	17611	GFC Leasing - copier lease	190.31
9/21/2020	17612	Gordon Flesch - fee for copies per month	41.72
9/21/2020	17613	Group Health Coop - medical and dental insurance	4638.00
9/21/2020	17614	Jewell Associates Engineers - Turkey Road project	6623.13
9/21/2020	17615	John Deere Financial - coupler leak, grapple hoses adapters, etc	2633.43
9/21/2020	17616	Kasieta Legal Group - legal fees	243.74
9/21/2020	17617	Kayser Chrysler - 2012 truck oil and filter change	93.15
9/21/2020	17618	Larowe Gerlach Taggart - ATV ordinance and attend meeting	337.50
9/21/2020	17619	McFarlane - seed and supplies	346.45
9/21/2020	17620	News Publishing - election, ordinance, zoning notices	59.13
9/21/2020	17621	Northwestern Stone - recycled asphalt	610.90
9/21/2020	17622	Prairie Plumbing & Heating - cartridges	15.27
9/21/2020	17623	Scott Construction - cold mix patch	7684.75
9/21/2020	17624	State Bank of Cross Plains - election and postage	184.16
9/21/2020	17625	TDS Telecom	193.40
9/21/2020	17626	Town & Country Sanitation - garbage & recycling	5904.40
9/21/2020	17627	US Cellular - patrolman's cell phone	55.04

Additional bills will be handed out at the meeting