

TITLE: Town of Berry Board Meeting Minutes
DATE: September 20, 2021
TIME: 7:00 – 8:16 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, Christine Molling, Michael Statz and Duane Haag. Also present Clerk, Brenda Kahl.

II. APPROVE MINUTES OF AUGUST 16, 2021

Motion Haag/Statz to approve the minutes of August 16, 2021.

Motion Molling/Varda to amend the minutes to correct a typographical error of “stripends” to “stipends”. Motion carried. Vote 5-0

Motion to approve the amended minutes of August 16, 2021. 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.

IV. PATROLMAN REPORT, IF NECESSARY

No report.

V. DISCUSSION/ACTION RE:

A. (R-2021-6) Zander Marital Trust, 5043 South Valley Road, zoning change of 1.0 acre from A-1Ex to SFR creating a residential parcel around existing home and 60.34 acres from A-1Ex to EA

Motion Haag/Varda to set over the Zander Marital Trust rezone to the next meeting. Motion carried. Vote 5-0

B. (R-2021-7) Doug Wolfe, 5755 County Road KP, zoning change of 14.64 acres from RH-3 to AG, creating 2 lots, with a transfer of development right

Motion Varda/Haag to approve Doug Wolfe’s zoning change of 14.64 acres from RH-3 to AG, creating 2 lots with a transfer of development right. Motion carried. Vote 5-0

C. (D-2021-4) Dane County Parks, Scherbel Road, final field road approval

Motion Haag/Molling to approve Dane County Park’s field road entrance. Motion carried. Vote 5-0

D. (D-2021-2) David Ohnstad, 9425 Blackberry Road, final driveway approval

Motion Molling/Haag to approve David Ohnstad’s final driveway. Motion carried. Vote 5-0

E. (D-2021-10) Ann Hanson & David Ward, Breezeway Drive, driveway permit application
Motion Varda/Haag to approve Ann Hanson & David Ward's driveway permit application.
Motion carried. Vote 5-0

F. (D-2021-11) Geoffrey & Stacey Eslinger, Enchanted Valley Road, driveway permit application
Motion Varda/Haag to approve Geoffrey & Stacey Eslinger's driveway permit application.
Motion carried. Vote 5-0

VI. DISCUSSION/ACTION RE: WHIPPOORWILL ROAD CUL-DE-SAC AND COST SHARING

Motion Varda/Haag to set over to the next meeting. Motion carried. Vote 5-0

VII. DISCUSSION/ACTION RE: RESOLUTION TO DANE COUNTY PUBLIC HEALTH RE EMERGENCY ORDER

Motion Evert/Haag to approve the Resolution to Dane County Public Health.

Motion Varda/ to amend the Berry resolution to delete the second paragraph. Motion failed for lack of a second

Motion Varda/Haag to amend the resolution to revise the second paragraph to read as "Now, Therefore, be it Resolved that the Town of Berry Board will not follow any current or future orders by the Director of Public Health Madison Dane County that does not fall under the statutory authority given to the agency and demand full transparency to the decision making process, including honoring public records request pertaining to. Motion carried. Vote 4-1. In favor: Haag, Statz, Varda and Evert. Opposed: Molling

Motion to approve the Resolution to Dane County Public Health as amended. Motion carried. Vote 4-1. In favor: Haag, Statz, Varda and Evert. Opposed: Molling

VIII. DISCUSSION/ACTION RE: REFUNDING PERMIT DEPOSIT FOR FRIENDS OF BLUE MOUNDS STATE PARK

Motion Molling/Varda to approve refunding the permit deposit for Friends of Blue Mounds State Park.

Motion Varda/Haag to amend the motion to refund the permit deposit and to include a letter with the complaint that we heard from a respective town that this was a race and putting them on notice that it is not acceptable and we will be considering raising the deposit and forfeiting refunding the deposit in the future if such situations continue. Motion carried. Vote 5-0

Motion to approve refunding the permit deposit for Fiends of Blue Mounds State park and to include a letter with the complaint that we heard from a respective town that this was a race and putting them on notice that it is not acceptable and we will be considering raising the deposit and forfeiting refunding the deposit in the future if such situations continue. Motion carried. Vote 5-0

IX. DISCUSSION/ACTION RE: SET DATE, TIME AND LOCATION FOR THE PUBLIC BUDGET HEARING AND SPECIAL TOWN MEETING OF THE ELECTORS

Motion Varda/Evert to hold the Public Budget Hearing and Special Town Meeting of the Electors on Thursday, November 4, 2021 at 7:00 p.m. Motion carried. Vote 5-0

X. BUDGETARY MATTERS

A. Discussion/action re: Payment of bills

Motion Varda/Haag to approve the payment of bills. Motion carried. Vote 5-0. Check numbers 4545 and 18068-18102.

XI. COMMITTEE REPORTS/CORRESPONDENCE/COMMUNICATIONS

*Black Earth Fire District: The 2022 budget will increased about 2% due to increases in the insurance, equipment and supplies; possibly replacing the jeep brush truck with Berry's share around \$6,825; discussion of using stimulus funds for purchase of equipment; discussion of revising driveway ordinances and placing 500 foot markings on shared driveways; have pumper trucks on a 10 year rotation; possibility of refurbishing tanker trucks instead of purchasing new vehicles.

*Cross Plains EMS: Berry's share of the district population adjusted from 11% to 9.6%

XII. DISCUSSION OF FUTURE AGENDA ITEMS

*Masks be readily available for employees and at meetings if it is going to be mandated.

XIII. CLOSED SESSION: The Board may meet in closed session, pursuant to Wisconsin Statute 19.85(1)(c). Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.

Motion Varda/Haag to go into closed session at 8:01 p.m. pursuant to Wisconsin Statute 19.85(1)(c). Roll call vote: Haag-aye, Statz-aye, Varda-aye, Molling-aye, Evert-aye. Motion carried. Vote 5-0

XIV. RECONVENE INTO OPEN SESSION PER WISCONSIN STATUTE 19.85(2)

Motion Varda/Haag to reconvene into open session at 8:16 p.m. Roll call vote: Haag-aye, Statz-aye, Varda-aye, Molling-aye, Evert-aye. Motion carried. Vote 5-0

XV. ADJOURN

Motion Varda/Molling 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