TITLE: Town of Berry Town Board Meeting Minutes
DATE: April 21, 2025
TIME: 7:00 – 9:47 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: Duane Haag, David Evert, Michael Statz, Nichole Schwoerer and Derek Statz. Also present Attorney, Mark Hazelbaker, Clerk, Brenda Kahl and Patrolman, Lucas Danz.

II. CONFIRMATION OF COMPLIANCE WITH OPEN MEETING LAWS
The Clerk confirmed that the agenda was posted at the town hall and on the town website.

III. APPROVE MINUTES OF MARCH 17, 2025
Motion D Statz/Haag to approve the minutes of March 17, 2025 with the correction of the typo error on number 14 to add the dash to make it 5-0. Motion carried. Vote 5-0

IV. 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.

V. PATROLMAN REPORT
Patrolman was not present.

VI. DISCUSSION/ACTION RE:
A. (R-2025-2) Cardis Irrev. Trust, 5877 Whippoorwill Road, rezone 23.49 acres from A-2 to AG to create 2 lots and approval of final certified survey map
Motion Haag/Evert to approve Cardis Irrev. Trust's rezone of 23.49 acres from A-2 to AG to create two lots which will exhaust all the splits and approval of the final certified survey map and zoning approval is contingent upon the certified survey map be recorded within six months. Motion carried. Vote 5-0

B. (CUP-2025-2) Aaron Weber, 9201 Far View Road, conditional use permit for a ground mounted solar array
Motion Evert/M Statz to approve Aaron Weber's conditional use permit for a ground mounted solar array. Motion carried. Vote 5-0

C. (D-2024-4) Black Earth Valley Farms, South Valley Road, final driveway approval
Motion Haag/M Statz to approve Black Earth Valley Farms' final driveway pending viewing the actual location of the home foundation so it is in compliance with the emergency vehicle turnaround distance requirements. Motion carried. Vote 5-0

VII. DISCUSSION/ACTION RE: AWARDING PROPOSAL FOR MAINTENANCE OF THE HALL/GARAGE GROUNDS AND SUNNING HILL CEMETERY

Motion D Statz/M Statz to approve Jeff Dresen's proposal for the hall, garage grounds and Sunning Hill Cemetery. Motion carried. Vote 5-0

VIII. DISCUSSION/ACTION RE: MSA PROFESSIONAL SERVICES AGREEMENT FOR WHIPPOORWILL ROAD RECONSTRUCTION
Motion Evert/M Statz to approve MSA Professional Services Agreement for Whippoorwill Road reconstruction. Motion carried. Vote 5-0

IX. DISCUSSION/ACTION RE: CARPC COMPREHENSIVE PLAN REVISION ASSISTANCE PROPOSAL
Motion Haag/M Statz to accept CARPC Comprehensive Plan Revision Assistance Proposal for $32,900. Motion carried. Vote 4-1. In favor: Schwoerer, M Statz, Haag and D Statz. Opposed: Evert

X. DISCUSSION/ACTION RE: ZONING ORDINANCE AMENDMENTS
A. Related to Double Frontage Lots
Motion Evert/Haag to approve the Zoning Ordinance Amendment related to Double Frontage Lots. Motion carried. Vote 5-0

B. Related to Rural Based Businesses and Rural Residences
Motion Haag/Evert to approve the Zoning Ordinance Amendment related to Rural Based Businesses and Rural Residences. Motion carried. Vote 5-0

XI. DISCUSSION/ACTION RE: COURT ORDER FOR 8785 HIGHWAY 19
Motion Haag/D Statz to proceed with the Court Order for 8785 Highway 19. Motion carried. Vote 3-1. In favor: Schwoerer, Haag and D Statz. Opposed: M Statz. Evert abstained.

XII. DISCUSSION/ACTION RE: PUPPY MILL ORDINANCE
Motion Evert/M Statz to table a Puppy Mill Ordinance. Motion carried. Vote 5-0

XIII. DISCUSSION/ACTION RE: SECONDARY ENGINEERING FIRM
Motion D Statz/M Statz to strike Jewell Engineering as a designee and use any other professional engineer. Motion carried. Vote 5-0

XIV. DISCUSSION/ACTION RE: REVISIONS TO TOWN PARK COMMITTEE POLICY 103.3
Motion Evert/D Statz to approve the Town Park Committee Policy 103.3 as revised. Motion carried. Vote 5-0

XV. DISCUSSION/ACTION RE: APPOINTING A NOXIOUS WEED COMMISSIONER
Motion Haag/Evert to appoint Lucas Danz as the Noxious Weed Commissioner. Motion carried. Vote 5-0

XVI. DISCUSSION/ACTION RE: TOWN COMMITTEES AND APPOINTMENTS
Motion M Statz/Schwoerer to accept the committees and appointments as presented. Motion carried. Vote 5-0

XVII. BUDGETARY MATTERS

A. Discussion/action re: Payment of bills

Motion Haag/M Statz to approve the payment of bills. Motion carried. Vote 5-0. Check numbers 19691-19740

B. Discussion/action re: Replacing garage door opener

Motion D Statz/Schwoerer to approve the proposal from R&R Doors for $1,695. Motion carried. Vote 5-0

XVIII. COMMITTEE REPORTS/CORRESPONDENCE/COMMUNICATIONS

*District 1 EMS: Possibility of hiring a new chief and consolidation discussions
*Black Earth Fire District: Merger meeting with Black Earth and Mazomanie Fire Districts
*Looking into signing up for positive pay with both banks

XIX. DISCUSSION OF FUTURE AGENDA ITEMS

XX. ADJOURN

Motion M Statz/Evert to adjourn until the next regular meeting or the call of the chair. Motion carried. Vote 5-0

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Brenda Kahl, Clerk/Treasurer Duane Haag, Chair