Town of Berry Board Meeting

September 21, 2026, 7:00 pm, at the Town Hall, 9046 State Road 19, Mazomanie, WI 53560
Agenda

1. Call to order
2. Confirmation of Compliance with Open Meetings Law
3. Approve minutes of August 17, 2026
4. Public Comments: You may address the Board on any item not on the agenda. Comments are generally limited to three minutes.
5. Patrolman Report
6. Discussion/action re:
   A. (D-2024-6) Travis & Kaitlyn Boran, 6244 Hillsandwood Road, final driveway approval
7. Discussion/action re: LRIP Project - Award Bid for Whippoorwill Road Reconstruction
8. Discussion/action re: MSA Professional Services amendment to Agreement for Whippoorwill Road Reconstruction
9. Discussion/action re: Park access off Indian Trail
10. Discussion/action re: Imposing a moratorium on approval of data centers and AI data centers
11. Discussion/action re: Garage door cement issue
12. Discussion/action re: Storage location and rent for new chassis
13. Discussion/action re: Set date, time and location for Public Budget Hearing and Special Town Meeting of the Electors
14. Budgetary Matters
    A. Discussion/action re: Payment of bills
15. Discussion/action re: Committee reports/Correspondence/Communications
    A. Fire Districts
    B. EMS Districts
    C. Other
16. Discussion of future agenda items
17. Adjourn

Persons requiring additional services to participate in a public meeting should contact the Town Clerk at the Town Hall, 9046 State Highway 19, Mazomanie, WI 53560. Call 608-767-4152 or email clerk@tn.berry.wi.gov

Posted: 9/15/26 Brenda Kahl, Clerk/Treasurer

TITLE: Town of Berry Town Board Meeting Minutes
DATE: August 17, 2026
TIME: 7:00 – 7:45 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 Clerk, Brenda Kahl, Patrolman, Lucas Danz and Attorney Mark Hazelbaker.

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 JULY 20, 2026
Motion D Statz/Schwoerer to approve the Town Board minutes of July 20, 2026. Motion carried. Vote 5-0

IV. PUBLIC COMMENTS: You may address the Board on any item not on the agenda. Comments are generally limited to three minutes.

V. PATROLMAN REPORT
Boehnen's will be surveying South Valley Road and then start the project in the next couple of weeks. Northwestern is scheduled to start pulverizing Scherbel Road on September 4 and then pave the following week. Have been cleaning and organizing the shop on rainy days. Finishing cold patching roads. Attended an informational meeting with surrounding town's patrolman.

VI. DISCUSSION/ACTION RE:
A. (R-2026-6) Scott & Dawn Evert, 8916 State Highway 19, rezone 5.06 acres from A-1EX to AG and approval of final certified survey map
Motion Schwoerer/M Statz to approve Scott & Dawn Evert's rezone of 5.06 acres from A-1EX to AG and approved the final certified survey map. Motion carried. Vote 5-0

B. (R-2026-7) Sundance Development, Brewery Road, rezone 126.36 acres from AG to SFR and approval of final certified survey map
Motion Evert/M Statz to approve Sundance Development's rezone of 126.36 acres from AG to SFR and approved the final certified survey map. Motion carried. Vote 5-0

C. (FR-2026-1) Fred Ballweg, Hill Point Road, field road permit application
Motion Haag/Evert to approve Fred Ballweg's field road permit application. Motion carried. Vote 5-0

VII. DISCUSSION/RECOMMENDATION TO THE BOARD OF ZONING APPEALS RE:
A. (V-2026-2) Whippoorwill, Randall Laufenberg, 7914 State Highway 19, variance application
Motion Evert/D Statz to recommend approval to the Board of Zoning Appeals the Whippoorwill, Randall Laufenberg's, variance request. Motion carried. Vote 5-0

VIII. DISCUSSION/ACTION RE: DEMOLITION PERMIT APPLICATION FOR 8785 HIGHWAY 19
Motion Haag/Schwoerer to approve Clemens Excavating demolition permit application and bid for a total cost of $33,625.00. Motion carried. Vote 5-0.

IX. DISCUSSION/ACTION RE: NORTHWESTERN STONE CHANGE ORDER FOR SCHERBEL ROAD ASPHALT PROJECT
Motion Evert/M Statz to approve Northwestern Stone's change order for Scherbel Road at a cost of 30,800. Motion carried. Vote 5-0

X. DISCUSSION/ACTION RE: SET DATE FOR WORKING BUDGET MEETING
Motion Haag/Schwoerer to hold the working budget meeting on Tuesday, October 6 at 7:00 pm. Motion carried. Vote 5-0

XI. BUDGETARY MATTERS
A. Discussion/action re: Payment of bills
Motion Haag/Evert to approve the payment of bills. Motion carried. Vote 5-0. Check numbers 4576 & 20295-20335

XII. COMMITTEE REPORTS/CORRESPONDENCE/COMMUNICATIONS
*Cross Plains Fire District: Approved the preliminary budget
*District One EMS: Budget meeting is August 27 and Fire consolidation meeting on September 3

XIII. DISCUSSION OF FUTURE AGENDA ITEMS
*Invite assessor to next meeting to answer questions

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

Brenda Kahl, Clerk/Treasurer

Duane Haag, Chair

1230 South Blvd.
Baraboo, WI 53913

P: (608) 356-2771
TF: (800) 362-4505
F: (608) 807-5148

www.msa-ps.com

September 9, 2026

Duane Haag, Town Chair
Town of Berry
9064 State Road 19
Mazomanie, WI 53560

Re: Whippoorwill Road Reconstruction
Town of Berry

Dear Mr. Haag:

Upon review of the bids received on September 3, 2026, for the above-referenced project, it was found that they were submitted by qualified contractors. It is our recommendation that the low responsive bidder listed below along with Bid Alternates A, B and C, be accepted and awarded at your next meeting.
Please note: Bid Alternate B will replace Bid Items 27, 80, and 98 and Bid Alternate C will replace Bid Item 36 as shown in the attached Bid Tabulation worksheet.

Clemens Excavating Co.
7857 Dunroven Road
Dane, WI 53529 Total Bid Amount $1,282,860.51

Please execute the enclosed Notice of Award for the contract. Once the form is signed, please email a copy back to dspindler@msa-ps.com. After receiving the executed copy, we will forward one copy of the Notice of Award and the remaining contract package to the Contractor.

Sincerely,
MSA Professional Services, Inc.

Nick Manke, PE
Senior Project Engineer Public Works

dds
Enc.

NOTICE OF AWARD

Date of Issuance: September 9, 2026

Owner: Town of Berry

Owner's Contract No.:

Engineer: MSA Professional Services, Inc

Engineer's Project No.:00383018

Contract: Town of Berry - Whippoorwill Road Reconstruction

Bidder: Clemens Excavating Co.

Bidder's Address: 7857 Dunroven Road, Dane, WI 53529

You are notified that your Bid dated September 3, 2026, for the above Contract, and that you are the Successful Bidder and are awarded a Contract for Whippoorwill Road Reconstruction.

Base Bid:	$1,255,493.61
Deduct Bid Items #27, 36, 80, 98:	($ 60,157.60)
Add Bid Alternate A, B, C:	$ 87,524.50
Total:	$1,282,860.51

The Contract Price of your Contract is One million two hundred eighty-two thousand eight hundred sixty Dollars and Fifty-one Cents ($1,282,860.51). Contract Price is subject to adjustment based on the provisions of the Contract, including but not limited to those governing changes, Unit Price Work, and Work performed on a cost-plus-fee basis, as applicable.

[1] unexecuted counterparts of the Agreement accompany this Notice of Award, and one copy of the Contract Documents accompanies this Notice of Award, or has been transmitted or made available to Bidder electronically.

☑ Drawings will be delivered separately from the other Contract Documents.

You must comply with the following conditions precedent within 15 days of the date of receipt of this Notice of Award:

1. Deliver to Owner **[1]** counterparts of the Agreement, signed by Bidder (as Contractor).
2. Deliver with the signed Agreement(s) the Contract security (such as required performance and payment bonds) and insurance documentation, as specified in the Instructions to Bidders and in the General Conditions, Articles 2 and 6.
3. Other conditions precedent (if any): **N/A**

Failure to comply with these conditions within the time specified will entitle Owner to consider you in default, annul this Notice of Award, and declare your Bid security forfeited.

Within 10 days after you comply with the above conditions, Owner will return to you one fully signed counterpart of the Agreement, together with any additional copies of the Contract Documents as indicated in Paragraph 2.02 of the General Conditions.

Owner: Town of Berry

By *(signature)*: _____

Name (printed): Duane Haag

Title: Town Chair

Copy to Engineer

EJCDC® C-510, Notice of Award.
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Town of Berry Whippoorwill Road Reconstruction (#10321075)
Owner: Town of Berry
Solicitor: MSA Professional Services, Inc - CORP HQ - Baraboo
09/03/2026 10:00 AM CDT

				Engineer Estimate		Clemons Excavating Co		Northwestern Stone, LLC.		Meise Construction Inc		Schultz Landscaping LLC		James Peterson Sons, Inc. -		Payne & Dolan, Inc.		A-1 Excavating LLC	
Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
General																			
1	Mobilization, Bonds, and Insurance	LS	1	$35,000.00	$35,000.00	$15,760.00	$15,760.00	$8,500.00	$8,500.00	$58,000.00	$58,000.00	$15,000.00	$15,000.00	$77,435.00	$77,435.00	$20,000.00	$20,000.00	$33,000.00	$33,000.00
2	Traffic Control	LS	1	$1,500.00	$1,500.00	$100.00	$100.00	$4,000.00	$4,000.00	$3,000.00	$3,000.00	$8,000.00	$8,000.00	$4,175.00	$4,175.00	$1,000.00	$1,000.00	$7,500.00	$7,500.00
3	Sawcut Asphalt	LF	35	$2.00	$70.00	$3.00	$105.00	$3.00	$105.00	$5.00	$175.00	$4.00	$140.00	$2.00	$70.00	$2.75	$96.25	$3.00	$105.00
4	Sawcut Concrete	LF	15	$10.00	$150.00	$4.00	$60.00	$3.00	$45.00	$5.00	$75.00	$8.00	$120.00	$5.00	$75.00	$2.75	$41.25	$6.00	$90.00
5	Removing Asphaltic Pavement	SY	3050	$3.50	$10,675.00	$3.50	$10,675.00	$5.25	$16,012.50	$2.52	$7,686.00	$4.50	$13,725.00	$5.00	$15,250.00	$2.74	$8,357.00	$10.00	$30,500.00
6	Removing Asphaltic Surface (Driveways)	SY	15	$13.00	$195.00	$4.10	$61.50	$4.25	$63.75	$22.00	$330.00	$7.00	$105.00	$200.00	$3,000.00	$14.00	$210.00	$20.00	$300.00
7	Removing Concrete Flatwork	SY	10	$15.00	$150.00	$19.00	$190.00	$20.00	$200.00	$33.00	$330.00	$15.00	$150.00	$200.00	$2,000.00	$29.00	$290.00	$40.00	$400.00
8	Salvaged Topsoil	LS	1	$10,000.00	$10,000.00	$9,950.00	$9,950.00	$14,250.00	$14,250.00	$9,500.00	$9,500.00	$7,000.00	$7,000.00	$12,750.00	$12,750.00	$4,850.00	$4,850.00	$12,000.00	$12,000.00
9	Clearing	LS	1	$2,500.00	$2,500.00	$4,500.00	$4,500.00	$33,000.00	$33,000.00	$3,000.00	$3,000.00	$3,000.00	$3,000.00	$9,950.00	$9,950.00	$42,929.29	$42,929.29	$10,000.00	$10,000.00
10	Grubbing	LS	1	$3,500.00	$3,500.00	$5,117.00	$5,117.00	$6,995.00	$6,995.00	$3,000.00	$3,000.00	$3,000.00	$3,000.00	$6,995.00	$6,995.00	$1,515.15	$1,515.15	$15,000.00	$15,000.00
11	Sediment Logs, 12-Inch	LF	100	$10.00	$1,000.00	$3.00	$300.00	$5.00	$500.00	$5.75	$575.00	$8.00	$800.00	$10.00	$1,000.00	$9.00	$900.00	$8.00	$800.00
12	Erosion Mat Urban Class I Type B (Urban)	SY	4500	$1.75	$7,875.00	$1.75	$7,875.00	$1.75	$7,875.00	$2.02	$9,090.00	$1.90	$8,550.00	$1.75	$7,875.00	$1.65	$7,425.00	$2.00	$9,000.00
13	Silt Fence (Installation and Maintenance)	LF	800	$2.00	$1,600.00	$2.75	$2,200.00	$2.00	$1,600.00	$2.30	$1,840.00	$2.25	$1,800.00	$2.00	$1,600.00	$2.00	$1,600.00	$2.00	$1,600.00
14	Stone Tracking Pad	EACH	1	$750.00	$750.00	$350.00	$350.00	$1,000.00	$1,000.00	$1,500.00	$1,500.00	$750.00	$750.00	$1,500.00	$1,500.00	$800.00	$800.00	$500.00	$500.00
15	Riprap, Heavy, Grouted	CY	30	$350.00	$10,500.00	$180.00	$5,400.00	$450.00	$13,500.00	$140.00	$4,200.00	$260.00	$7,800.00	$600.00	$18,000.00	$177.00	$5,310.00	$240.00	$7,200.00
16	Riprap, Heavy	CY	25	$225.00	$5,625.00	$126.00	$3,150.00	$55.00	$1,375.00	$75.00	$1,875.00	$75.00	$1,875.00	$200.00	$5,000.00	$150.30	$3,757.50	$190.00	$4,750.00
17	Riprap, Medium	CY	50	$175.00	$8,750.00	$96.00	$4,800.00	$45.00	$2,250.00	$75.00	$3,750.00	$55.00	$2,750.00	$150.00	$7,500.00	$150.30	$7,515.00	$140.00	$7,000.00
18	Riprap, Light (Chinking)	CY	30	$200.00	$6,000.00	$150.00	$4,500.00	$75.00	$2,250.00	$75.00	$2,250.00	$50.00	$1,500.00	$150.00	$4,500.00	$150.30	$4,509.00	$140.00	$4,200.00
19	Geotextile Fabric Type HR (Riprap)	SY	150	$2.00	$300.00	$3.60	$540.00	$3.00	$450.00	$3.00	$450.00	$3.00	$450.00	$5.00	$750.00	$4.00	$600.00	$6.00	$900.00
20	Culvert Pipe, CMP, 12-Inch	LF	35	$90.00	$3,150.00	$55.00	$1,925.00	$32.27	$1,129.45	$83.00	$2,905.00	$45.00	$1,575.00	$72.00	$2,520.00	$135.70	$4,749.50	$65.00	$2,275.00
21	Apron Endwall, CMP, 12-Inch	EACH	2	$550.00	$1,100.00	$175.00	$350.00	$194.00	$388.00	$280.00	$560.00	$350.00	$700.00	$242.00	$484.00	$875.00	$1,750.00	$465.00	$930.00
22	Culvert Pipe, RCP, Class IV, 18-Inch	LF	72	$145.00	$10,440.00	$95.00	$6,840.00	$61.00	$4,392.00	$73.00	$5,256.00	$75.00	$5,400.00	$93.00	$6,696.00	$144.00	$10,368.00	$70.00	$5,040.00
23	Apron Endwall, RCP, 18-Inch	EACH	2	$1,500.00	$3,000.00	$1,050.00	$2,100.00	$1,257.36	$2,514.72	$1,891.00	$3,782.00	$900.00	$1,800.00	$764.00	$1,528.00	$2,850.00	$5,700.00	$1,300.00	$2,600.00
24	Unclassified Excavation	LS	1	$50,000.00	$50,000.00	$10,250.00	$10,250.00	$98,000.00	$98,000.00	$61,000.00	$61,000.00	$82,000.00	$82,000.00	$15,600.00	$15,600.00	$88,300.00	$88,300.00	$100,000.00	$100,000.00
25	Washout Repair	LS	1	$25,000.00	$25,000.00	$15,644.00	$15,644.00	$25,000.00	$25,000.00	$10,000.00	$10,000.00	$14,000.00	$14,000.00	$31,300.00	$31,300.00	$21,450.00	$21,450.00	$20,000.00	$20,000.00
26	Shaping Shoulders	LF	2250	$1.75	$3,937.50	$1.60	$3,600.00	$1.00	$2,250.00	$2.50	$5,625.00	$1.50	$3,375.00	$2.63	$5,917.50	$2.00	$4,500.00	$1.50	$3,375.00
27	Base Aggregate Dense, 3/4-Inch (Shoulders)	TON	140	$30.00	$4,200.00	$26.00	$3,640.00	$18.00	$2,520.00	$26.00	$3,640.00	$45.00	$6,300.00	$28.05	$3,927.00	$64.00	$8,960.00	$30.00	$4,200.00
28	Base Aggregate Dense, 1-1/4-Inch	TON	1500	$25.00	$37,500.00	$19.20	$28,800.00	$14.50	$21,750.00	$16.25	$24,375.00	$18.00	$27,000.00	$17.73	$26,595.00	$19.34	$29,010.00	$10.00	$15,000.00
29	Base Aggregate Dense, 3-Inch Breaker Run	TON	2200	$25.00	$55,000.00	$19.20	$42,240.00	$14.50	$31,900.00	$16.25	$35,750.00	$17.00	$37,400.00	$17.73	$39,006.00	$19.34	$42,548.00	$20.00	$44,000.00
30	Excavation Below Subgrade (EBS) with Fabric, Type R	CY	150	$30.00	$4,500.00	$66.00	$9,900.00	$21.00	$3,150.00	$20.00	$3,000.00	$40.00	$6,000.00	$12.00	$1,800.00	$34.25	$5,137.50	$25.00	$3,750.00
31	Geotextile Fabric, HP370, Undistributed	SY	2500	$3.50	$8,750.00	$3.60	$9,000.00	$3.50	$8,750.00	$4.11	$10,275.00	$3.25	$8,125.00	$3.00	$7,500.00	$4.50	$11,250.00	$2.00	$5,000.00
32	Geogrid, Undistributed	SY	2500	$2.75	$6,875.00	$2.20	$5,500.00	$3.50	$8,750.00	$2.30	$5,750.00	$4.25	$10,625.00	$1.85	$4,625.00	$2.50	$6,250.00	$2.00	$5,000.00
33	Concrete Curb and Gutter, 36-Inch, Type D (Mountable)	LF	175	$45.00	$7,875.00	$68.60	$12,005.00	$58.50	$10,237.50	$50.00	$8,750.00	$48.00	$8,400.00	$68.60	$12,005.00	$68.60	$12,005.00	$80.00	$14,000.00
34	Concrete Flume	EACH	1	$1,500.00	$1,500.00	$1,250.00	$1,250.00	$500.00	$500.00	$5,000.00	$5,000.00	$2,200.00	$2,200.00	$1,250.00	$1,250.00	$1,250.00	$1,250.00	$2,000.00	$2,000.00
35	Asphaltic Concrete Pavement 3 MT 58-28 S (2.25-Inch Binder)	TON	400	$75.00	$30,000.00	$78.60	$31,440.00	$79.00	$31,600.00	$79.00	$31,600.00	$82.53	$33,012.00	$79.00	$31,600.00	$79.00	$31,600.00	$94.00	$37,600.00
36	Asphaltic Concrete Pavement 4 MT 58 28 S (1.75-Inch Surface)	TON	320	$85.00	$27,200.00	$86.43	$27,657.60	$81.00	$25,920.00	$87.00	$27,840.00	$90.75	$29,040.00	$81.00	$25,920.00	$81.00	$25,920.00	$86.00	$27,520.00
37	Asphaltic Concrete Pavement 4 MT 58 28 S (3.0-Inch Driveway)	TON	10	$300.00	$3,000.00	$128.10	$1,281.00	$150.00	$1,500.00	$129.00	$1,290.00	$134.51	$1,345.10	$150.00	$1,500.00	$150.00	$1,500.00	$191.00	$1,910.00
38	Seeding, No. 20 Mix	LB	175	$13.00	$2,275.00	$7.00	$1,225.00	$9.00	$1,575.00	$10.35	$1,811.25	$6.00	$1,050.00	$7.95	$1,391.25	$7.95	$1,391.25	$8.00	$1,400.00
39	Fertilizer, Type B	CWT	4	$115.00	$460.00	$85.00	$340.00	$85.00	$340.00	$98.00	$392.00	$125.00	$500.00	$110.00	$440.00	$110.00	$440.00	$200.00	$800.00
40	Ditching	LF	1200	$12.00	$14,400.00	$6.60	$7,920.00	$8.00	$9,600.00	$7.22	$8,664.00	$4.00	$4,800.00	$8.25	$9,900.00	$22.60	$27,120.00	$5.00	$6,000.00
Proposal 1: Signage																			
41	Small Sign Support (4-Inch x 6-Inch)	EACH	13	$400.00	$5,200.00	$80.00	$1,040.00	$90.00	$1,170.00	$104.00	$1,352.00	$350.00	$4,550.00	$100.00	$1,300.00	$100.00	$1,300.00	$130.00	$1,690.00
42	Sign (W1-3)	SF	18	$70.00	$1,260.00	$27.00	$486.00	$35.00	$630.00	$40.00	$720.00	$35.00	$630.00	$25.00	$450.00	$25.00	$450.00	$30.00	$540.00
43	Sign (W13-1)	SF	5	$70.00	$350.00	$27.00	$135.00	$35.00	$175.00	$40.00	$200.00	$35.00	$175.00	$25.00	$125.00	$25.00	$125.00	$30.00	$150.00
44	Sign (W1-8)	SF	66	$70.00	$4,620.00	$27.00	$1,782.00	$35.00	$2,310.00	$40.00	$2,640.00	$35.00	$2,310.00	$25.00	$1,650.00	$25.00	$1,650.00	$30.00	$1,980.00
Proposal 2: STA 105+36 to STA 15+00																			
45	Mobilization, Bonds, and Insurance	LS	1	$35,000.00	$35,000.00	$5,500.00	$5,500.00	$14,300.00	$14,300.00	$60,000.00	$60,000.00	$45,000.00	$45,000.00	$62,404.00	$62,404.00	$10,000.00	$10,000.00	$40,000.00	$40,000.00

				Engineer Estimate		Clemens Excavating Co		Northwestern Stone, LLC.		Meise Construction Inc		Schultz Landscaping LLC		James Peterson Sons, Inc.-		Payne & Dolan, Inc.		A-1 Excavating LLC	
Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
46	Traffic Control	LS	1	$2,500.00	$2,500.00	$3,600.00	$3,600.00	$100.00	$100.00	$3,000.00	$3,000.00	$20,000.00	$20,000.00	$6,650.00	$6,650.00	$1,000.00	$1,000.00	$7,500.00	$7,500.00
47	Removing Small Pipe Culverts	EACH	10	$750.00	$7,500.00	$550.00	$5,500.00	$400.00	$4,000.00	$750.00	$7,500.00	$400.00	$4,000.00	$650.00	$6,500.00	$1,100.00	$11,000.00	$400.00	$4,000.00
48	Sawcut Asphalt	LF	95	$2.00	$190.00	$3.00	$285.00	$2.85	$270.75	$5.00	$475.00	$4.00	$380.00	$2.50	$237.50	$2.75	$261.25	$3.00	$285.00
49	Pulverize and Regrade Existing Asphalt Pavement	SY	19400	$2.25	$43,650.00	$1.50	$29,100.00	$0.85	$16,490.00	$1.40	$27,160.00	$1.38	$26,772.00	$1.48	$28,712.00	$1.65	$32,010.00	$2.50	$48,500.00
50	Removing Asphaltic Pavement	SY	1650	$3.50	$5,775.00	$3.75	$6,187.50	$5.25	$8,662.50	$2.52	$4,158.00	$3.84	$6,336.00	$5.00	$8,250.00	$2.74	$4,521.00	$9.00	$14,850.00
51	Removing Asphaltic Surface (Driveways)	SY	170	$13.00	$2,210.00	$4.50	$765.00	$4.25	$722.50	$6.00	$1,020.00	$6.30	$1,071.00	$5.00	$850.00	$14.00	$2,380.00	$12.00	$2,040.00
52	Salvaged Topsoil	LS	1	$40,000.00	$40,000.00	$16,511.00	$16,511.00	$11,250.00	$11,250.00	$5,500.00	$5,500.00	$14,000.00	$14,000.00	$25,000.00	$25,000.00	$1,850.00	$1,850.00	$53,000.00	$53,000.00
53	Clearing	LS	1	$2,000.00	$2,000.00	$2,000.00	$2,000.00	$7,000.00	$7,000.00	$3,000.00	$3,000.00	$4,500.00	$4,500.00	$6,500.00	$6,500.00	$7,575.76	$7,575.76	$3,000.00	$3,000.00
54	Grubbing	LS	1	$2,500.00	$2,500.00	$2,970.00	$2,970.00	$3,500.00	$3,500.00	$3,000.00	$3,000.00	$4,500.00	$4,500.00	$2,500.00	$2,500.00	$2,323.23	$2,323.23	$6,000.00	$6,000.00
55	Sediment Logs, 12-Inch	LF	450	$10.00	$4,500.00	$3.00	$1,350.00	$5.00	$2,250.00	$5.75	$2,587.50	$8.00	$3,600.00	$9.00	$4,050.00	$9.00	$4,050.00	$8.00	$3,600.00
56	Erosion Mat Urban Class I Type B (Urban)	SY	12000	$1.75	$21,000.00	$1.75	$21,000.00	$1.75	$21,000.00	$2.02	$24,240.00	$1.85	$22,200.00	$1.65	$19,800.00	$1.65	$19,800.00	$2.50	$30,000.00
57	Silt Fence (Installation and Maintenance)	LF	4500	$2.00	$9,000.00	$2.75	$12,375.00	$1.75	$7,875.00	$2.02	$9,090.00	$2.25	$10,125.00	$2.00	$9,000.00	$2.00	$9,000.00	$1.00	$4,500.00
58	Stone Tracking Pad	EACH	1	$750.00	$750.00	$350.00	$350.00	$1,000.00	$1,000.00	$1,500.00	$1,500.00	$750.00	$750.00	$1,500.00	$1,500.00	$800.00	$800.00	$500.00	$500.00
59	Riprap, Medium	CY	75	$150.00	$11,250.00	$96.00	$7,200.00	$45.00	$3,375.00	$75.00	$5,625.00	$55.00	$4,125.00	$150.00	$11,250.00	$106.00	$7,950.00	$135.00	$10,125.00
60	Riprap, Light (Chinking)	CY	30	$175.00	$5,250.00	$150.00	$4,500.00	$75.00	$2,250.00	$70.00	$2,100.00	$50.00	$1,500.00	$150.00	$4,500.00	$150.30	$4,509.00	$135.00	$4,050.00
61	Geotextile Fabric Type HR (Riprap)	SY	125	$2.00	$250.00	$3.60	$450.00	$3.50	$437.50	$3.00	$375.00	$3.00	$375.00	$5.00	$625.00	$4.00	$500.00	$5.00	$625.00
62	Culvert Pipe, CMP, 12-Inch	LF	50	$90.00	$4,500.00	$55.00	$2,750.00	$32.27	$1,613.50	$65.00	$3,250.00	$45.00	$2,250.00	$72.00	$3,600.00	$75.00	$3,750.00	$64.00	$3,200.00
63	Apron Endwall, CMP, 12-Inch	EACH	2	$550.00	$1,100.00	$175.00	$350.00	$194.00	$388.00	$280.00	$560.00	$350.00	$700.00	$242.00	$484.00	$875.00	$1,750.00	$480.00	$960.00
64	Culvert Pipe, CMP, 24-Inch	LF	56	$115.00	$6,440.00	$95.00	$5,320.00	$55.00	$3,080.00	$90.00	$5,040.00	$70.00	$3,920.00	$95.00	$5,320.00	$116.00	$6,496.00	$97.00	$5,432.00
65	Apron Endwall, CMP, 24-Inch	EACH	4	$750.00	$3,000.00	$3,000.00	$12,000.00	$480.00	$1,920.00	$410.00	$1,640.00	$650.00	$2,600.00	$465.00	$1,860.00	$1,070.00	$4,280.00	$740.00	$2,960.00
66	Culvert Pipe, RCP, Class IV, 36-Inch	LF	32	$275.00	$8,800.00	$165.00	$5,280.00	$203.00	$6,496.00	$184.00	$5,888.00	$155.00	$4,960.00	$225.00	$7,200.00	$226.00	$7,232.00	$195.00	$5,920.00
67	Culvert Pipe, RCP, 36-Inch	LF	32	$270.00	$8,640.00	$145.00	$4,640.00	$169.18	$5,413.76	$161.00	$5,152.00	$135.00	$4,320.00	$225.00	$7,200.00	$190.50	$6,096.00	$164.00	$5,248.00
68	Apron Endwall, RCP, 36-Inch	EACH	4	$5,000.00	$20,000.00	$4,220.00	$16,880.00	$3,022.50	$12,090.00	$2,500.00	$10,000.00	$2,100.00	$8,400.00	$4,020.00	$16,080.00	$3,950.00	$15,800.00	$2,700.00	$10,800.00
69	Culvert Pipe, RCP, Class IV, 30-Inch	LF	38	$250.00	$9,500.00	$115.00	$4,370.00	$153.36	$5,827.68	$142.00	$5,396.00	$125.00	$4,750.00	$202.00	$7,676.00	$197.00	$7,486.00	$139.00	$5,282.00
70	Apron Endwall, RCP, 30-Inch	EACH	2	$4,500.00	$9,000.00	$3,070.00	$6,140.00	$1,950.00	$3,900.00	$1,900.00	$3,800.00	$1,500.00	$3,000.00	$2,979.00	$5,958.00	$3,300.00	$6,600.00	$1,800.00	$3,600.00
71	Culvert Pipe, RCP, Class IV, 18-Inch	LF	30	$150.00	$4,500.00	$95.00	$2,850.00	$64.00	$1,920.00	$102.00	$3,060.00	$75.00	$2,250.00	$175.00	$5,250.00	$137.00	$4,110.00	$77.00	$2,310.00
72	Apron Endwall, RCP, 18-Inch	EACH	2	$1,500.00	$3,000.00	$1,050.00	$2,100.00	$1,257.36	$2,514.72	$1,810.00	$3,620.00	$900.00	$1,800.00	$787.00	$1,574.00	$2,850.00	$5,700.00	$1,300.00	$2,600.00
73	Culvert Pipe, HERCP, 24x38-Inch	LF	84	$225.00	$18,900.00	$175.00	$14,700.00	$209.26	$17,493.84	$190.00	$15,960.00	$155.00	$13,020.00	$218.00	$18,312.00	$233.00	$19,572.00	$182.00	$15,288.00
74	Apron Endwall, HERCP, 24x38-Inch	EACH	4	$4,250.00	$17,000.00	$3,070.00	$12,280.00	$2,418.00	$9,672.00	$3,000.00	$12,000.00	$1,750.00	$7,000.00	$3,168.00	$12,672.00	$3,600.00	$14,400.00	$2,300.00	$9,200.00
75	Culvert Pipe, HERCP, 29x45-Inch	LF	36	$250.00	$9,000.00	$215.00	$7,740.00	$305.00	$10,980.00	$242.00	$8,712.00	$195.00	$7,020.00	$275.00	$9,900.00	$302.00	$10,872.00	$238.00	$8,568.00
76	Apron Endwall, HERCP, 29x45-Inch	EACH	2	$5,000.00	$10,000.00	$3,710.00	$7,420.00	$3,150.28	$6,300.56	$3,413.00	$6,826.00	$2,200.00	$4,400.00	$4,887.00	$9,774.00	$4,020.00	$8,040.00	$3,000.00	$6,000.00
77	Unclassified Excavation	LS	1	$40,000.00	$40,000.00	$45,073.00	$45,073.00	$65,320.00	$65,320.00	$45,000.00	$45,000.00	$82,000.00	$82,000.00	$94,100.00	$94,100.00	$74,200.00	$74,200.00	$70,000.00	$70,000.00
78	Shaping Shoulders	LF	19250	$1.75	$33,687.50	$1.60	$30,800.00	$1.00	$19,250.00	$2.00	$38,500.00	$1.25	$24,062.50	$0.01	$192.50	$2.00	$38,500.00	$1.50	$28,875.00
79	Imported Granular Backfill	CY	100	$25.00	$2,500.00	$24.50	$2,450.00	$25.00	$2,500.00	$15.07	$1,507.00	$30.00	$3,000.00	$19.50	$1,950.00	$24.40	$2,440.00	$20.00	$2,000.00
80	Base Aggregate Dense, 3/4 Inch (Shoulders)	TON	1050	$30.00	$31,500.00	$26.00	$27,300.00	$18.00	$18,900.00	$22.00	$23,100.00	$45.00	$47,250.00	$24.95	$26,197.50	$63.00	$66,150.00	$21.00	$22,050.00
81	Base Aggregate Dense, 1-1/4 Inch	TON	1200	$25.00	$30,000.00	$19.20	$23,040.00	$14.50	$17,400.00	$16.25	$19,500.00	$18.00	$21,600.00	$18.62	$22,344.00	$20.10	$24,120.00	$22.00	$26,400.00
82	Base Aggregate Dense, 3 Inch Breaker Run	TON	2000	$25.00	$50,000.00	$19.20	$38,400.00	$14.50	$29,000.00	$16.25	$32,500.00	$17.00	$34,000.00	$18.62	$37,240.00	$20.10	$40,200.00	$23.00	$46,000.00
83	Excavation Below Subgrade (EBS) with Fabric, Type R	CY	800	$30.00	$24,000.00	$66.00	$52,800.00	$21.00	$16,800.00	$12.00	$9,600.00	$28.00	$22,400.00	$15.00	$12,000.00	$34.25	$27,400.00	$24.00	$19,200.00
84	Geotextile Fabric, HP370, Undistributed	SY	1500	$3.50	$5,250.00	$3.60	$5,400.00	$3.25	$4,875.00	$4.11	$6,165.00	$3.25	$4,875.00	$3.00	$4,500.00	$4.50	$6,750.00	$3.00	$4,500.00
85	Geogrid, Undistributed	SY	2000	$2.75	$5,500.00	$2.20	$4,400.00	$3.50	$7,000.00	$2.30	$4,600.00	$4.25	$8,500.00	$1.85	$3,700.00	$2.50	$5,000.00	$2.00	$4,000.00
86	Prepare Foundation for Asphaltic Surface	LS	1	$30,000.00	$30,000.00	$0.01	$0.01	$34,977.15	$34,977.15	$15,000.00	$15,000.00	$16,875.00	$16,875.00	$16,635.00	$16,635.00	$6,500.00	$6,500.00	$30,000.00	$30,000.00
87	Asphaltic Concrete Pavement 3 MT 58-28 S (2.25-Inch Binder)	TON	3100	$75.00	$232,500.00	$77.05	$238,855.00	$79.00	$244,900.00	$77.05	$238,855.00	$77.15	$239,165.00	$79.00	$244,900.00	$79.00	$244,900.00	$84.00	$260,400.00
88	Asphaltic Concrete Pavement 4 MT 58-28 S (1.75 Inch Surface)	TON	2450	$85.00	$208,250.00	$82.05	$201,022.50	$81.00	$198,450.00	$82.05	$201,022.50	$82.24	$201,488.00	$81.00	$198,450.00	$81.00	$198,450.00	$86.00	$210,700.00
89	Asphaltic Concrete Pavement 4 MT 58-28 S (3.0-Inch Driveway)	TON	20	$250.00	$5,000.00	$131.80	$2,636.00	$150.00	$3,000.00	$132.00	$2,640.00	$113.72	$2,274.40	$150.00	$3,000.00	$150.00	$3,000.00	$185.00	$3,700.00
90	Temporary Asphaltic Concrete Pavement (2.0-Inch), Undistributed	TON	30	$300.00	$9,000.00	$334.00	$10,020.00	$100.00	$3,000.00	$334.00	$10,020.00	$310.80	$9,324.00	$165.00	$4,950.00	$165.00	$4,950.00	$297.00	$8,910.00
91	Seeding, No. 20 Mix	LB	500	$13.00	$6,500.00	$7.50	$3,750.00	$9.00	$4,500.00	$10.35	$5,175.00	$6.00	$3,000.00	$7.95	$3,975.00	$7.95	$3,975.00	$10.00	$5,000.00
92	Fertilizer, Type B	CWT	12	$115.00	$1,380.00	$90.00	$1,080.00	$85.00	$1,020.00	$98.00	$1,176.00	$125.00	$1,500.00	$110.00	$1,320.00	$110.00	$1,320.00	$200.00	$2,400.00
93	Ditching	LF	1100	$12.00	$13,200.00	$6.60	$7,260.00	$8.00	$8,800.00	$7.22	$7,942.00	$4.00	$4,400.00	$8.75	$9,625.00	$22.60	$24,860.00	$8.00	$8,800.00
Proposal 3: STA 105+36 to Cul-de-Sac																			
94	Mobilization, Bonds, and Insurance	LS	1	$7,500.00	$7,500.00	$3,262.00	$3,262.00	$2,500.00	$2,500.00	$18,000.00	$18,000.00	$6,000.00	$6,000.00	$5,000.00	$5,000.00	$5,000.00	$5,000.00	$10,000.00	$10,000.00
95	Traffic Control	LS	1	$1,250.00	$1,250.00	$25.00	$25.00	$100.00	$100.00	$3,000.00	$3,000.00	$3,000.00	$3,000.00	$3,250.00	$3,250.00	$1,000.00	$1,000.00	$2,500.00	$2,500.00
96	Prepare Foundation for Asphaltic Surface	LS	1	$3,000.00	$3,000.00	$4,937.00	$4,937.00	$1,950.75	$1,950.75	$3,000.00	$3,000.00	$18,900.00	$18,900.00	$2,500.00	$2,500.00	$6,500.00	$6,500.00	$3,000.00	$3,000.00

				Engineer Estimate		Clemens Excavating Co		Northwestern Stone, LLC.		Meise Construction Inc		Schultz Landscaping LLC		James Peterson Sons, Inc. -		Payne & Dolan, Inc.		A-1 Excavating LLC	
Item Code	Item Description	UofM	Quantity	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension	Unit Price	Extension
97	Shaping Shoulders	LF	1100	$1.75	$1,925.00	$1.60	$1,760.00	$0.50	$550.00	$2.50	$2,750.00	$1.25	$1,375.00	$0.01	$11.00	$2.00	$2,200.00	$3.00	$3,300.00
98	Base Aggregate Dense, 3/4-Inch (Shoulders)	TON	60	$30.00	$1,800.00	$26.00	$1,560.00	$18.00	$1,080.00	$30.00	$1,800.00	$45.00	$2,700.00	$24.95	$1,497.00	$66.00	$3,960.00	$30.00	$1,800.00
99	Base Aggregate Dense, 1-1/4-Inch, Undistributed	TON	80	$25.00	$2,000.00	$19.20	$1,536.00	$14.50	$1,160.00	$16.75	$1,340.00	$16.00	$1,280.00	$18.62	$1,489.60	$23.60	$1,888.00	$25.00	$2,000.00
100	Asphaltic Concrete Pavement 3 MT 58-28 S (2.25 Inch Binder)	TON	240	$75.00	$18,000.00	$19.20	$4,608.00	$79.00	$18,960.00	$79.00	$18,960.00	$82.53	$19,807.20	$79.00	$18,960.00	$79.00	$18,960.00	$84.00	$20,160.00
101	Asphaltic Concrete Pavement 4 MT 58-28 S (1.75 Inch Surface)	TON	190	$85.00	$16,150.00	$89.85	$17,071.50	$81.00	$15,390.00	$87.00	$16,530.00	$90.75	$17,242.50	$81.00	$15,390.00	$81.00	$15,390.00	$86.00	$16,340.00
	TOTAL BID ITEMS #1:#101				**$1,524,330.00**		**$1,265,493.61**		**$1,326,499.13**		**$1,351,720.25**		**$1,404,469.70**		**$1,458,819.85**		**$1,525,756.93**		**$1,583,563.00**
	(Deduct Bid Items 27, 36, 80, 98)				**$1,458,630.00**		**$1,196,336.01**		**$1,277,079.13**		**$1,295,340.25**		**$1,319,179.70**		**$1,401,278.35**		**$1,420,786.93**		**$1,528,013.00**
Bid Alternate A: VRAM																			
A1	VRAM	LF	11125	$4.50	**$50,062.50**	$2.50	**$27,812.50**	$3.80	**$42,275.00**	$2.42	**$26,922.50**	$2.54	**$28,257.50**	$2.62	**$29,147.50**	$2.42	**$26,922.50**	$2.60	**$28,925.00**
Bid Alternate B: RAP Shouldering - REPLACES BID ITEMS #27, #80, #98																			
B1	RAP, 3/4-Inch (Shoulders)	TON	1250	$25.00	**$31,250.00**	$24.00	**$30,000.00**	$22.00	**$27,500.00**	$32.00	**$40,000.00**	$9.61	**$12,012.50**	$23.53	**$29,412.50**	$75.00	**$93,750.00**	$40.00	**$50,000.00**
Bid Alternate C: Asphaltic Concrete Pavement, 4HT 58-28H (1.75-Inch Surface), Proposal 1 - REPLACES BID ITEM #36																			
C1	Asphaltic Concrete Pavement, 4HT 58-28H (1.75-Inch Surface)	TON	320	$95.00	**$30,400.00**	$92.85	**$29,712.00**	$98.00	**$31,360.00**	$90.00	**$28,800.00**	$94.08	**$30,105.60**	$98.00	**$31,360.00**	$98.00	**$31,360.00**	$110.00	**$35,200.00**
	TOTAL BID ALTERNATES A, B, C				**$111,712.50**		**$87,524.50**		**$101,135.00**		**$95,722.50**		**$70,375.60**		**$89,920.00**		**$152,032.50**		**$114,125.00**
	TOTAL BASE BID + BID ALTERNATES A, B, C				**$1,571,342.50**		**$1,282,860.51**		**$1,378,214.13**		**$1,391,062.75**		**$1,389,565.30**		**$1,491,198.35**		**$1,572,798.43**		**$1,642,138.00**

MSA **Amendment**

Amendment No: 01

MSA Project Number: 00383018
Date of Issuance: 09/14/2026

This is an amendment to the Agreement dated March 5, 2025 and does acknowledge that MSA Professional Services, Inc. (MSA) is authorized to begin work on the following project amendment:

MSA PROFESSIONAL SERVICES, INC (MSA)
Address: 1230 South Boulevard, Baraboo, WI 53913
Phone: (608) 355-8959
Representative: Gregg Borucki Email: gborucki@msa-ps.com

OWNER'S NAME (OWNER)
Address: 9046 State Road 19, Mazomanie, WI 53560
Phone: (608) 798-3638
Representative: Duane Haag, Chairman Email: twnberry@chorus.net

Project Name: Whippoorwill Road Reconstruction

The project scope has changed due to: Providing Construction-Related Services

The scope of the work authorized is: See Attachment A: Scope of Services

The schedule to perform the work is: Approximate Start Date: September, 2026
Approximate Completion Date: October, 2027

The estimated fee for the work is: $78,000 (Breakdown $49,500 Town of Berry and $28,599 Town of Springfield)

Original contract amount: $44,800 (original Whippoorwill Road without additional Springfield section which is a separate project number)

New contract amount: $122,800

Any attachments or exhibits referenced in this Amendment are made part of the original Agreement. Payment for these services will be on a time and expense basis. Attachment B: Rate Schedule is attached and made part of this Agreement

Approval: MSA shall commence work on this project in accordance with your written authorization. This authorization is acknowledged by signature of the authorized representatives of the parties to this Amendment. A copy of this Amendment signed by the authorized representatives shall be returned for our files. If a signed copy of this Authorization is not received by MSA within seven days from the date of issuance, MSA may stop work on the project.

TOWN OF BERRY

Duane Haag
Town Chairman
Date:_____

MSA PROFESSIONAL SERVICES, INC.

Gregg Borucki
Senior Team Leader, P.E.
Date: September 14, 2026

As requested by the Town, MSA will provide construction-related services for the Whippoorwill Road Reconstruction project bid in September. The Amendment will be split into separate Phases for Town of Berry, Town of Springfield, and shared portions of the project for Invoicing.

1. **Construction Administration**
    - Project Administration: Manage and coordinate project team, budget QAQC and schedules. Maintain communication with Owner and stakeholders on project. Manage and assist with LRIP funding reimbursements.
    - Pre-Construction Meeting: Coordinate and Conduct an in-person Preconstruction Meeting
    - Contractor Communication: Respond to Contractor Requests for Information and assist in interpretation of contract documents.
    - Submittal Review: Review Contractor Shop Drawings, Submittals, Schedules and Samples for compliance with Construction Documents.
    - Change Orders: Review Change Order requests from Contractor; recommend Change Orders to Owner as appropriate.
    - Applications for Payment: Review Contractor Applications for Payment; make payment recommendation to Owner as appropriate.
    - Project Closeout: Prepare punch list (items to be completed or corrected), and Substantial Completion Certificate. Review Contractor work and completion documents for compliance with construction contract and readiness for final payment *(includes warranty documentation and lien waiver review).*

2. **Construction Staking**
    - Provide one-time line and grade stakes for the following as specified in the contractor bidding documents under Survey Layout:
        - Culverts
        - Reference Line
        - Concrete Curb and Gutter
        - Red Tops in Full-Reconstruct Areas and Cul-de-Sac
        - Benchmark and Control Points
        - Section Monument Re-setting

3. **Construction Observation**
    - Furnish a Field Construction staff to observe the progress and quality of the Contractor's work on the Project. Duties and responsibilities of the CO include:
        - Attend meetings with Contractor, such as preconstruction conferences and progress meetings.
        - Assist in communication between Engineer, Contractor, and Owner, especially when additional information, interpretation, or clarification is needed regarding existing conditions or contract documents.
        - Conduct on-Site observations of Contractor's work in progress to assist Engineer in determining if the Work is in general proceeding in accordance with the Contract Documents.
        - Verify that tests, equipment, procedures, and materials are conducted/installed and documented appropriately.
        - Maintain orderly files and prepare a daily report recording Contractor's hours and activities at the site.
        - Review applications for payment with regard to Work completed, and materials and equipment delivered at the Site.

    - Participate in visits to the Project to determine punch list items, and readiness for Substantial Completion and Final Completion.
- The estimated fee for services is based on 60 calendar days of construction project work between 2026 and 2027 for substantial completion and 10 additional calendar days for final completion at approximately 8 hours per day (anticipating one contractor crew per day).

4. **Post Construction**
    - Record Drawings: Prepare Record Drawings based on addenda, Field Orders, Change Orders and Contractor's Records Drawings.
    - Correction Period: Visit site with Owner one month prior to end of Contractor's correction period to ascertain if any work is subject to correction. (1 site visit)

Deliverables:

- Record drawings (Planset PDF)
- Copies of field reports, pay applications, shop drawings/material submittals, change orders (as needed),and project closeout documents.
- Pre-Construction Meeting Minutes

Assumptions:

- Materials testing (gradations, concrete testing, density testing) is not included in this proposal.
- Archaeological investigations, coordination, etc. are not included in this proposal.
- Additional trips or hours for construction staking beyond what is noted above

ATTACHMENT B:
RATE SCHEDULE

Administrative	$ 90 – $160/hr.
Architects	$ 90 – $208/hr.
Community Development Specialists	$144 – $208/hr.
Digital Design	$121 – $159/hr.
Environmental Scientists/Geologists	$116 – $203/hr.
Geographic Information Systems (GIS)	$105 – $203/hr.
Housing Administration	$ 97 – $198/hr.
Inspectors/Zoning Administrators	$115 – $160/hr.
IT Support	$184 – $203/hr.
Land Surveying	$ 90 – $208/hr.
Landscape Designers & Architects	$ 90 – $231/hr.
Planners	$ 90 – $226/hr.
Principals	$230 – $330/hr.
Professional Engineers/Designers of Engineering Systems	$163 – $214/hr.
Project Managers	$126 – $259/hr.
Real Estate Professionals	$147 – $203/hr.
Staff Engineers	$ 90 – $157/hr.
Technicians	$105 – $159/hr.
Utility Treatment Operators	$ 90 – $190/hr.

Labor rates represent an average or range for a particular job classification. These rates are in effect until December 31, 2026.

REIMBURSABLE EXPENSES (effective April 19, 2026)

Building Inspection Permit Management	$25/permit
Copies/Prints	Rate based on volume
Specs/Reports	$10
Copies	$0.20/page | $0.13/page for DOT
Plots	$0.01/sq.in.
Flash Drive	$10
Dini Laser Level	$85/per day | $85/day for DOT
Drone Flight	$375/flight | $250/flight for DOT
Geodimeter	$30/hour
GPS Equipment	$20/hour | $18/hour for DOT
GPS R2 Equipment	$20/hour | $18/hour for DOT
Mailing/UPS	At cost
Mileage – Reimbursement	IRS Rate – IRS Rate + $5/day
Mileage – MSA Vehicle	$0.77/mile | $0.77/mile for DOT
Nuclear Density Testing	$45/day | $45/day for DOT
Organic Vapor Field Meter	$100/day
PC/CADD Machine	Included in labor rates
Robotic Survey Equipment	$20/hour | $14/hour for DOT
Stakes/Lath/Rods	At cost
Travel Expenses, Lodging, & Meals	At cost
Traffic Counting Equipment & Data Processing	At cost

Expense rates represent an average or range for a particular category and are subject to change to match incurred cost in real time.

Dane County Land & Water Resources Department
Parks Division

Joleen Stinson, Parks Director
Laura M. Hicklin, Director
Melissa Agard, Dane County Executive

September 8, 2026

TO: Town of Berry Board Supervisors

FROM: Alex DeSmidt, Park Planning Manager

SUBJECT: Indian Lake County Park Access off Indian Trail (Road)

Dane County Parks currently owns land along Indian Trail Road in the Town of Berry with existing driveways that have been in place for decades serving the former residence, business, and farming operations at 8139 and 8142 Indian Trail Road. Address placards still exist and are in the 911 dispatch system.

The Parks Director, Joleen Stinson, has granted special permission for limited user groups to park on County parkland outside of the public road right-of-way. This area is not a public parking lot, and access is restricted. Providing this type of limited access is consistent with Dane County Parks' standard procedures across the park system.

The following groups have been granted access to County Parkland via the existing driveways at 8139 and 8142 Indian Trail Road:

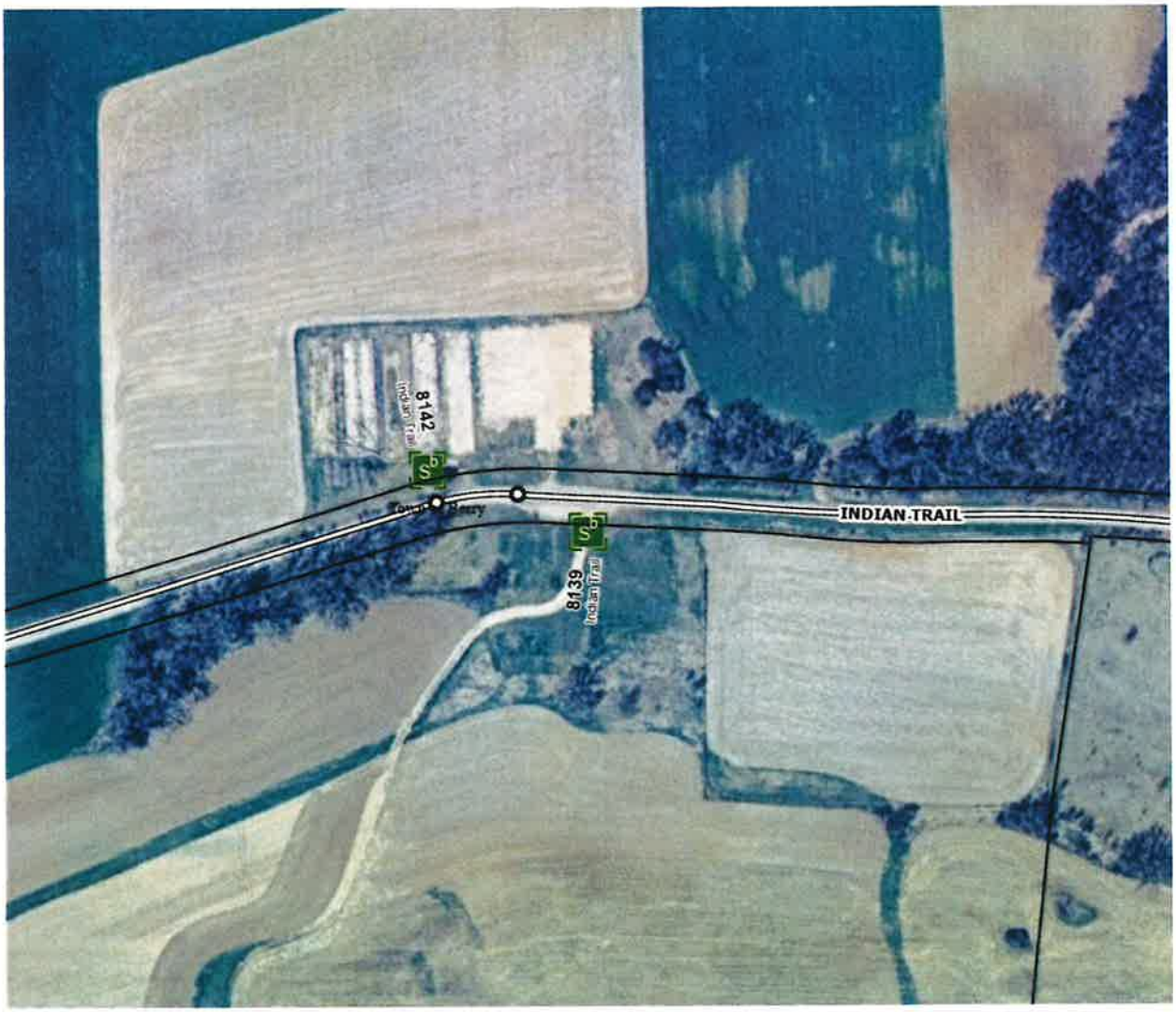
- 20 Archery Permit holders to hunt fall only deer and turkey during the WDNR established hunting season.
- 2 crop lease holders and their employees or designees to conduct agriculture operations year-round.
- Volunteers including Ice Age Trail Alliance for specific land management activities year-round.
- County Staff year-round.

Our Park Rangers will monitor these access points.

Please contact me if you have any questions or comments.

Alex DeSmidt, Park Planning Manager
Dane County Parks Division
Phone: (608) 445-8665
desmidt.alex@danecounty.gov

Enclosure: Map


8142
Indian Trail
Terry
Perry
INDIAN TRAIL
8139
Indian Trail

RESOLUTION FINDING A NEED FOR A MORATORIUM ON CONSIDERATION OR APPROVAL OF APPLICATIONS FOR DATA CENTER OR ARTIFICIAL INTELLIGENCE AND ADOPTING AN ORDINANCE IMPOSING A MORATORIUM

RESOLUTION

WHEREAS, the Town of Berry has become aware of proposals for construction of data centers and artificial intelligence data centers in communities across the United States and the State of Wisconsin;

WHEREAS, existing zoning regulations and ordinances do not address the impact that a data center or artificial intelligence data center might have on the Town and the broader community because of the significant power requirements and possible use of water for cooling of the facility;

WHEREAS, the Town believes there is a need for careful study of the impact and benefits of data centers or artificial intelligence data centers, before any such facility is constructed in the Town;

WHEREAS, the Comprehensive Plan of the Town should be updated to address the natural resources, environmental, economic development and financial aspects of data centers and artificial intelligence data centers;

WHEREAS, Wis. Stats. sec. 66.1002 authorizes the Town to impose a moratorium on development if the conditions described in Wis. Stats. sec. 66.1002 (2)(a) are met;

WHEREAS, the Town has received a report from its planning and engineering consultants which indicates that there exists a concern that construction of a data center or artificial intelligence data center may overburden the electrical power grid in the Town and its vicinity, and may use a disproportionate amount of water;

THEREFORE, THE TOWN BOARD hereby resolves that a Moratorium on approval of data centers is necessary to prevent overburdening of facilities and resources in the Town.

Based upon that resolution, the Town of Berry does hereby Ordain as follows:

Article One. As used in this ordinance, the following terms have the meanings stated:

1.01 (1) In this section, the term "data center" means buildings, equipment, structures, and other stationary items which exceed the threshold provided herein and which contain electronic equipment used to process, store, and transmit digital information for use by a software developer or customers of a software program or programs. The term does not include computer servers or equipment which

provide information technology services to a company such as a bank, insurance company, manufacturer, retailer or other company which derives the majority of its revenues from the sale of products or services other than software.

(2) "artificial intelligence" means a computer algorithm, program, code or device which uses large language models, machine learning models, deep learning models, generative models, computer vision models, hybrid models or other software which seeks to emulate cognition or reasoning.

(3) a "large data center" means a facility or combination of facilities which are located on a single site or on contiguous, adjacent, or otherwise physically connected sites; are owned or operated by the same entity or by any entity that controls, is controlled by, or is under the common control of that entity, regardless of whether the site is a single-occupant or multi-occupant facility; and

(b) are used for the development or operation of artificial intelligence software, or operation or artificial intelligence programs, or data analysis using artificial analysis; and

(b) have, individually or in the aggregate, a maximum rated power capacity or total peak power load in excess of 20 megawatts or which will consume more than than 200,000 gallons of water in a 24-hour period.

1.02 Findings. (a) The problem giving rise to this Moratorium is the proliferation of data centers throughout the United States, which are being constructed without adequate power supplies or cooling facilities.

(b) The Town intends to perform studies to update its comprehensive plan and ordinances to address the impact of data centers on the power grid and water resources of the Town.

(c) The moratorium created by this Ordinance will be in effect for one year, which is the amount of time the Town believes will be necessary to study the impact of data centers and update the Town's comprehensive plan and ordinances.

(d) The length of time of the moratorium is based on the availability of professional staff resources, the length of time it will require to meet and discuss possible modifications of the Comprehensive Plan and ordinances, and the number of meetings which will be required.

(e) This ordinance will apply throughout the entire Town.

(f) The Town will consider exemptions for activities which would otherwise be subject to the moratorium but would have no impact or slight impact.

(g) This ordinance was preceded by a public hearing which was the subject of a Class 1 Notice which identified the name and contact information of a municipal official

who was delegated to provide information concerning the proposed ordinance, and how to obtain a copy of the ordinance.

1.02 Moratorium. (a) Effective on the date of adoption of this Ordinance, no zoning amendment, certified survey map, plat or land division may be approved to authorize construction of a data center.
(b) Commencement of construction or construction of a data center subject to this moratorium constitutes a nuisance and a public harm which cannot be redressed by an award of damages.

Dated _____

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

TO: Town of _____ Town Board, Town Clerk/Treasurer

FROM: Kory D. Anderson, P.E., Town of _____ Zoning Administrator

DATE: July ___, 2026

SUBJECT: Data Center Moratorium Justification
Town of _____, Dane County, WI

Recently in Wisconsin, the construction of a Data Center to support the rapid expansion of artificial intelligence (AI) and cloud computing has become a highly debated topic. Small, rural townships in Wisconsin lack the resources to support the construction of such facilities as well as during post construction operations. It is in my opinion that data centers in the Town of _____ could create shortages, overburden public facilities, or pose significant threats to public health or safety that would justify the need for a moratorium. Here are some examples:

1. Construction of such facilities would damage local roads and require the need for repair/replacement of the Town's already aged and deteriorating roads at the Town's costs.
2. These types of facilities would require an increase in larger and more equipment as well as staff for the local emergency services, including fire departments and ambulance services, that are already maxed out as it is.
3. Construction, erosion, and pollution would put a strain on local water resources and wildlife.
4. Air, light, and noise pollution from the construction of the data center as well as from standby diesel generators would be a threat to public health.
5. The high demand for water and electricity that these facilities need to operate would put a strain on local utilities and also raise prices for neighboring consumers of those utilities.
6. These facilities are built in areas of prime agricultural farmland that is used to support local farmers as well as local agricultural businesses in the community.

Agenda Item #11, Garage door cement issue
It appears that the garage door still has a gap on the bottom. Lucas will have more information at the meeting. The board will need to decide on how they want to proceed.

Agenda Item #12, Storage location and rent for new chassis
The new chassis will be delivered this year and the Town will be needing a location to store it until it is delivered to Universal.

Agenda Item #13, Set date, time and location for 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

9/14/2026 **List of bills to be approved at the September 21, 2026 board meeting**

Date	Check #	Payee	Amount
8/25/2026	20336	Brenda Kahl	1,961.37
8/25/2026	20337	Lucas Danz	1,745.38
8/25/2026	20338	Dane County Treasurer - dog licenses settlement	75.50
9/3/2026	20339	Accurate Appraisal - replace check 2030	1,200.00
9/8/2026	20340	Brenda Kahl	1,961.37
9/8/2026	20341	Lucas Danz	1,745.38
9/21/2026	20342	Accurate Appraisal - contract	1,200.00
9/21/2026	20343	Alliant Energy	238.67
9/21/2026	20344	Black Earth Joint Fire District - payment 4 of 4	6,358.44
9/21/2026	20345	Brenda Kahl - mileage	97.88
9/21/2026	20346	Delta Dental of WI - dental insurance	146.90
9/21/2026	20347	Dresen Lawn Care - town hall, garage and cemetery mowing	670.00
9/21/2026	20348	Finger Publishing - election notice	32.83
9/21/2026	20349	General Engineering - zoning and building permits	3,899.04
9/21/2026	20350	GFC Leasing - copier lease	178.37
9/21/2026	20351	Gordon Flesch - fee for copies printed per month	227.70
9/21/2026	20352	Group Health Cooperative - medical insurance	2,730.00
9/21/2026	20353	Lake Ridge Bank - postage and supplies	872.59
9/21/2026	20354	Lucas Danz - cell phone	25.00
9/21/2026	20355	MSA Professional Services - Matz Rd culvert aid & Spring Valley	339.00
9/21/2026	20356	Pellitteri Waste Systems - solid waste and recycling	12,352.15
9/21/2026	20357	Scott Construction - cold mix	4,354.18
9/21/2026	20358	Sloan Implement - tractor repair and filters	498.48
9/21/2026	20359	T-Mobile - chair cell phone	13.27
9/21/2026	20360	TDS Telecom - phone and internet	208.23
9/21/2026	20361	TrollBytes - August IT services	70.00
9/21/2026	20362	Weld Riley - Zoning	961.52

Additional bills will be handed out at the meeting