

Town of Perry
Minutes of Town Board Meeting
Tuesday, June 14, 2005
Perry Town Hall

1. Call to order. Chairman Pat Downing called the meeting to order at 7:40 PM. Supervisors Larry Price and Roger Kittleson, Treasurer Judy Keller, and Clerk Mary Price were present. Also in attendance – Michael Berg, Mark Haebig, Gary Boley, Pat Harper, Craig Bluschke, Margaret Berg, Linda Bluschke, Bird Cupps, Sarah Baumgartner, Walter Anderson, Jr., Walter Anderson, Sr., Linda Bluschke, Jim Peterson, Brent Radke, Pat O’Neal, Mike Samuels, Ann Windsor, Dan Watson, Terry Miller, Monica Miller, Gene Frakes, Gary Baumgartner, Duane Iverson, Ken Bartz.
2. Minutes of Previous Meetings – May 2, May 7, May 10, and May 24, 2005. Roger Kittleson moved and Larry Price seconded a motion to approve the minutes of Town Board meetings held on May 2, May 7, May 10, May 24, 2005 as presented. Motion carried.
3. Financial Report:
 - a. Treasurer’s Report. Treasurer Judy Keller presented the monthly report.
 - b. Pay Bills due. Roger Kittleson moved and Larry Price seconded a motion to pay the bills as presented. Motion carried.
4. Comments by Town Residents. None presented.
5. Assessor’s services contract. Larry Price presented an analysis of the contract presented by Accurate Appraisals. Larry Price moved and Roger Kittleson seconded a motion to execute the amended contract that the Town Board approved on March 29, 2005. Motion carried.
6. Land Use:
 - a. Terry Miller, 1177 STH 78, zoning change, setback variances – additions. Mick Klein Kennedy, Chairman of the Land Use Committee, presented the Committee’s recommendation to approve the applicant’s zoning change and setback variances since all conditions appear to have been met and additional agreements accepted by the applicant.

Larry Price moved and Roger Kittleson seconded a motion to approve Terry Miller’s application for a zoning change to LC 1 and the setback variances for additions to the residence at 1177 STH 78.

Chairman Pat Downing recognized neighbors who indicated that they wished comment on the applications. Walter Anderson, Jr. asked the Board to require back-up beepers on Mr. Miller’s trucks and to limit deliveries to Mr. Miller’s business to two days per week.

Larry Price reviewed the process that the applicant followed between November, 2004 and June, 2005.

Pat Downing moved to postpone action. Motion failed for lack of a second.

Roger Kittleson expressed his concern that back-up beepers on trucks used for late night service calls might disturb neighbors.

Walter Anderson, Sr. distributed a letter to the Town Board.

Motion carried.

- b. Gene Frakes, approx. 9876 CTH A, 10 kW wind tower site. Roger Kittleson moved and Larry Price seconded a motion to approve Gene Frakes' application for a permit for a wind tower site. Mick Klein Kennedy reported the Land Use Committee's recommendation to approve the application. The Board reviewed information presented by the applicant regarding nominal noise and nominal shadow from the tower. Motion carried.
 - c. Gary Baumgartner, approx. 9876 CTH A, revised driveway construction plan. Larry Price moved and Roger Kittleson seconded a motion to approve the revised driveway construction plan, as reviewed and recommended by the Land Use Committee. Motion carried.
 - d. Substitution 1 to Dane Co. Ordinance Amendment 16 – Town Board consideration of conditional use permits decisions. The Board discussed possible ramifications of Substitution 1 to Dane Co. Ordinance Amendment 16. Larry Price moved and Roger Kittleson seconded a motion to disapprove Substitution 1 to Dane Co. Ordinance Amendment 16. Motion carried.
 - e. Land Use Committee appointments. The Board reviewed the application process, the applications submitted, and each applicant's qualifications including service to the Town on committees. Larry Price moved and Roger Kittleson seconded a motion to appoint Ken Hefty to the Land Use Committee. Motion carried. Roger Kittleson moved and Larry Price seconded a motion to appoint Sarah Baumgartner to the Land Use Committee. Motion failed. Pat Downing moved and Larry Price seconded a motion to appoint Bird Cupps to the Land Use Committee. Motion carried.
7. Historic Commission – recommendations, including Survey bids. Historic Commission Chair Pat Harper presented information about the bid process and bid opening and the Commission's recommendation for the survey of historical and architectural sites in the Town. Larry Price moved and Roger Kittleson seconded a motion to authorize the Historic Commission to award the survey contract, to be completed by July 1, 2006 and to be funded by a grant, to Timothy Heggland. Motion carried.
 8. Parks and Open Space – recommendations, including park signs. Mick Klein Kennedy, Chairman of the Perry Parks and Open Space Committee, presented recommendations from the Committee for the Town Board to approve the sign

purchase, as recommended and gifted by the Friends of Perry Parks, for ten park boundary signs, approximately 8" x 8", diamond shaped, to be mounted on existing posts that currently hold bluebird houses, as well as three larger signs, each 18" x 24" with acrylic panels, for the display of park maps and rules, to be mounted on 4" x 4" posts, to be placed at the Daleyville park and the Hauge park. Larry Price moved and Roger Kittleson seconded a motion to accept the gift of signs for the Daleyville park and Hauge park as proposed by the Friends of Perry Parks and recommended by the Parks and Open Space Committee. Motion carried.

9. Progress report – vehicular traffic in Daleyville. Kay Watson reported that the Dane Co. Sheriff's Dept. has added extra patrolling in the Daleyville area recently. Pat Downing reported that WiDOT confirmed plans to resurface Hwy 78. He is checking on additional questions asked at the May 24, 2005 meeting.
10. Resolution – to reconstruct State Hwy 78 from lower CTH H to Hwy 18/151. Michael Berg and Jim Peterson explained the background for the Resolution to reconstruct State Hwy 78 from lower CTH H to Hwy 18/151. Chairman Pat Downing invited public comments. Mike Samuels and Brent Radke spoke against the Resolution. Pat O'Neal indicated that WiDOT reported plans to relocate Hwy 78 onto lower CTH H in 2016. Larry Price presented the Comprehensive Planning 2004 survey results – 41% responded that Hwy 78 should not be relocated; 29% agreed that Hwy 78 should be relocated; 52% of the Daleyville respondents feel that Hwy 78 should be relocated. Gary Boley reported that the Comprehensive Planning Committee will be scheduling hearings and meetings in the fall of 2005 and could include this discussion. Larry Price moved and Roger Kittleson seconded a motion to revise and approve the Resolution to Reconstruct Wisconsin State Highway 78 from Lower Dane County Highway H to US Highway 18/151 by deleting "Resolved, that the DOT investigate and implement having State Highway 78 use Dane County Highway H as a corridor realignment if that is the majority view of the Town of Perry/Daleyville constituents." and consider this relocation in Perry's Comprehensive Planning process. Motion carried.
11. Roads, Equipment, Facilities – Reports; Award road repair contracts; N. Perry Road repair agreement with Town of Blue Mounds; Indian Hill Road. The Board reviewed a bid comparison report prepared by Larry Price. Larry Price moved and Roger Kittleson seconded a motion to award the 2005 sealcoating contract to B. R. Amon at \$12,026.00 and the 2005 wedging contract to Payne & Dolan at \$ 65,565.50. Motion carried. Roger Kittleson reported additional information about the Indian Hill road repairs. Pat Downing will discuss further with residents.
12. Dane County Towns Association report. Pat Downing attended two meetings and reported information discussed.
13. Municipal Court – review Agreement, Ordinance and hearing schedule. Clerk Mary Price presented the updated schedule for the Ordinance's public hearing and adoption.

14. Announcements. The Board thanked Mick Klein Kennedy and Ann Windsor for representing the Town at the Dane Co. Zoning and Land Regulation Committee public hearing on May 24, 2005 at which the Town's revised Land Use Plan was presented and approved by the ZLR for County Board action.

15. Closed and Open Sessions. Roger Kittleson moved and Larry Price seconded a motion to convene closed session to discuss negotiations of possible purchase of public property, and to confer with legal counsel concerning strategy under WI Stat. 19.85(1) (e) and 19.85(1) (g); Roll Call vote – Pat Downing, Yes; Roger Kittleson, Yes; Larry Price, Yes; Motion carried. Closed session convened at 11:50 PM. Larry Price moved and Roger Kittleson seconded a motion to reconvene to open session. Roll Call vote – Pat Downing, Yes; Roger Kittleson, Yes; Larry Price, Yes; Motion carried. Open session reconvened at 11:58 PM.

16. Adjournment. Roger Kittleson moved and Larry Price seconded a motion to adjourn. Motion carried. The meeting adjourned at 11:58 PM.

Respectfully submitted,

Mary L. Price, Town Clerk
