

Town of Perry
Minutes of Town Board Meeting
Tuesday, June 12, 2007
Perry Town Hall

1. Call to order. Chairman Pat Downing called the meeting to order at 7:30 PM. Supervisors Roger Kittleson and Mick Klein Kennedy, Treasurer Judy Keller and Clerk Mary Price were present. Also in attendance: Julie Gau, Linda Bluschke, Margaret Berg, Ernie Grinder, Mark Haebig, Linda Sweeney, Scott Jelle, Ed Sutter.
2. Minutes of Previous Meetings – May 8 and May 10, 2007. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to approve the minutes of the Town Board meetings held on May 8 and May 10, 2007 as published. Motion carried.
3. Financial Report:
 - a. Treasurer's Report. Treasurer Judy Keller presented the monthly report and is reconciling a bank error. The DNR Recycling Grant was received and deposited in June, 2007.
 - b. Pay Bills due. The Board reviewed invoices presented for payment. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to pay the bills. Motion carried.
4. Comments by Town residents. Linda Bluschke reported four sales sessions were held in the Town to sell all-weather radios through the Dane Co. Emergency Management program. Forty-nine of the 65 radios received have been sold to date. One additional sales session will be held.
5. Dane County Towns Association report – Julie Gau, DCTA Secretary, presented information about the Association's work and announced that the Association is collecting and forwarding comments regarding the newly appointed Dane Co. Zoning Administrator; the next general meeting will be held on July 11; and the Executive Board will be reviewing Chapter 10 revisions.
6. Land Use:
 - a. Permit applications, not requiring site views – Douglas Anderson, 10824 North Perry Rd., deck replacement. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to approve the building permit application for a deck replacement as submitted by Douglas Anderson. Motion carried.
Walter Anderson, 1171 STH 78, deck addition and replacement. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to approve the building permit application for a deck addition and replacement as submitted by Walter Anderson contingent on Dane Co. Zoning's setback approval. Motion carried.
 - b. Timothy Sweeney, 1164 CTH JG, detached garage. Mick Klein Kennedy presented the Land Use Committee's recommendation to approve this application which meets the siting criteria in the Land Use Plan. Mick Klein

Kennedy moved and Roger Kittleson seconded a motion to approve the building permit application for a detached garage as presented by Timothy and Linda Sweeney. Motion carried.

- c. Steve Grinder, 10488 Docken Rd., accessory building. Mick Klein Kennedy presented the Land Use Committee's report for this application to build an accessory building on the site of a former building. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to approve the building permit application as presented by Steve Grinder for an accessory building with variances allowed in the Building Ordinance, Section 1.07(2) – "The Town will consider granting a variance for siting agricultural accessory buildings on Choice soils under the following circumstances:

- a. The proposed site is adjacent to existing agricultural buildings;
- b. Alternative locations on non-Choice soils would hinder the operating efficiencies of the agricultural operations.
- c. Other circumstances that the Town may deem reasonable in order to prevent an undue hardship to the applicant.

and contingent on upgrading the existing field road to Driveway specifications, and compliance with DNR and Dane Co. Land and Water Conservation requirements. Motion carried.

- d. Bret Chizek/Chris Weisskopf, approx. 1063 STH 78, UDC, Land Use Plan compliance. Clerk Mary Price reported steps initiated with the Dane Co. Zoning Inspector and the Town's Building Inspector to determine options to resolve concerns regarding Bret Chizek and Chris Weisskopf's 1063 STH 78 construction site. Mick Klein Kennedy moved and Roger Kittleson seconded a motion to direct the Clerk to write a letter to the owners explaining the Town's concerns and actions taken to date, and to write a letter to the Town's Building Inspector requesting further advice to enforce the Uniform Dwelling Code. Motion carried.

- e. Scott Jelle, Farm Plan, approx. 300 Tyvand Rd. The Board reviewed Farm Plan #168 submitted by Scott Jelle to Dane Co. Zoning. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to recommend approval of Farm Plan #168 as submitted by Scott Jelle as it is consistent with the Town's Land Use Plan. Motion carried – 3 Yes, 0 No.

7. Committee reports – Parks and Open Space. Mick Klein Kennedy presented the Parks and Open Space Committee's recommendations. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to authorize the Friends of Perry Parks to maintain the Hauge Historic Park per the approved maintenance plan to mow the perimeter trail, mow weeds for prairie establishment, limited brush clearing, and removal of barbed wire fence on east parcel. Motion carried.

8. Roads, Equipment, Facilities, reports.

- a. skid steer lease - Mick Klein Kennedy moved and Roger Kittleson seconded a motion to approve the skid steer lease at \$11.00/hr. and the trailer lease at \$150.00 for the current year as negotiated by the Patrolman. Motion carried.

- b. Town Hall roof repair bids – Clerk Mary Price reported the roof repair bid process. The Board reviewed the bids submitted by Ridge Top Roofing and Siding - \$13,335.00, including a ridge vent and Jones Construction - \$10,500.00, with vents as needed. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to approve the Jones Construction bid to replace the Town Hall roof, remove the historic bell, and add soffit vents or gable vents as needed. Motion carried.
 - c. Pavement Rating report – Chairman Pat Downing and Patrolman Fritz Mani will complete the pavement rating report as requested by WiDOT.
 - d. discussion of continued Town maintenance of single purpose roads. The Board reviewed the Wisconsin Towns Association opinion on discontinuing Town roads. Chairman Pat Downing reported Dane Co. Highway Dept.'s culvert options for the Truman Road bridge replacement project. Mick Klein Kennedy moved and Roger Kittleson seconded a motion to use a 25 yr. flood plan culvert at the Truman Road bridge replacement due to lower use criteria if approved by Dane Co. Highway Dept. and the DNR. Motion carried.
9. Ordinances – review possible amendments, set public hearing date. Clerk Mary Price reported that the Outdoor Burning Ordinance and the amended Citations Ordinance were sent to the Town's attorney for review. His review is not complete at this time. Chairman Pat Downing presented a removal clause as a possible amendment to the Parks and Open Space Ordinance and the Historic Preservation Ordinance. Mick Klein Kennedy moved and Roger Kittleson seconded a motion to amend the Parks and Open Space Ordinance by adding the Removal clause:
- “Removal: Removal of any committee member by the town board may occur for cause, following prior notice to the member of the issue's consideration at the next scheduled town board meeting. Mail notices, to the last known address, shall be sufficient.
- “Cause” includes, but is not necessarily limited to, violations of the committee structure set forth, unexcused absences from meetings, refusal to follow committee or town board rules or directions, or voting on an issue in which the member has a direct interest in the outcome by virtue of ownership, easement, or lease rights.
- Any member's resignation may be accepted by the town board. Vacancy shall be filled by the town board, for the unexpired remainder of the term. “ and to hold a public hearing prior to adoption. Motion carried.
- The Board reviewed a suggested Removal clause as an amendment to the Historic Preservation Ordinance. Linda Bluschke presented additional information for consideration prior to amending the Historic Preservation Ordinance. Mick Klein Kennedy moved and Roger Kittleson seconded a motion to request the Town's attorney Mark Rooney to review the suggested amendment, a Removal clause, to the Historic Preservation Ordinance, and to request a review by the State Historical Society. Motion carried.
10. Announcements. Ed Sutter presented the monthly Mt. Horeb Fire District report. Clerk Mary Price reported Walter Hamady's donation of a framed antique map of Dane Co. for the Town Hall. Roger Kittleson asked the Board to review appropriate amounts and type of materials that can be delivered to the Recycling Center.

11. Roger Kittleson moved and Mick Klein Kennedy 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; Mick Klein Kennedy, Yes; Motion carried. Closed session convened at 10:25 PM. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to reconvene to open session. Roll Call vote – Pat Downing, Yes; Roger Kittleson, Yes; Mick Klein Kennedy, Yes; Motion carried. Open session reconvened at 10:55 PM.

12. Adjournment. Roger Kittleson moved and Mick Klein Kennedy seconded a motion to adjourn. Motion carried. The meeting adjourned at 10:55 PM.

Respectfully submitted,

Mary L. Price, Town Clerk
