Town of Verona Regular Town Board Meeting Town Hall Community Room 7669 County Highway PD, Verona WI 53593 Tuesday August 2, 2022 6:30 PM



PUBLIC SPEAKING INSTRUCTIONS

WRITTEN COMMENTS: You can send comments to the Town Board on any matter, either on or not on the agenda, by emailing mgeller@town.verona.wi.us or twithee@town.verona.wi.us or in writing to Town Board Chair, 7669 County Highway PD, Verona, WI, 53593.

- 1) Call to Order/Approval of the Agenda
- 2) Pledge of Allegiance
- 3) Public Comment Comments on matters not listed on this agenda could be placed on a future meeting agenda. If the Chair or staff has received written comments for items not on the agenda, these may be read.
- 4) Approval of minutes from July 5, 2022
- 5) Committee Reports
 - A. Plan Commission
 - B. Public Works
 - C. Ordinance Committee
 - D. Financial Sustainability Committee
 - E. Natural and Recreational Areas Committee
 - F. EMS Commission
 - G. Senior Services Committee
 - H. Town Chair's Business
 - I. Supervisor Announcements
- Staff Reports
 - A. Administrator/Planner Report
 - B. Public Works Director Report
 - C. Clerk/Treasurer Report
- 7) Old Business
 - A. Discussion and Possible Action: ICE Inc. Lease Renewal
 - B. Discussion and Possible Action: Continuation of the Municipal Court
- 8) New Business

- A. Discussion and Possible Action: Joint Municipal Court Conflict Waiver
- B. Discussion and Possible Action: Annual MPO Budget Contribution Request
- C. Discussion: Check Register Review

9) Adjournment

Regular board agendas are published in the Town's official newspaper, The Verona Press. Per Resolution 2016-2 agendas are posted at the Town Hall and online at www.town.verona.wi.us. Use the 'subscribe' feature on the Town's website to receive agendas and other announcements via email. Notice is also given that a possible quorum of the Plan Commission and/or Public Works, Ordinance, Natural and Recreational Areas, and Financial Sustainability Committees and could occur at this meeting for the purposes of information gathering only.

If anyone having a qualifying disability as defined by the American with Disabilities Act needs an interpreter, materials in alternate formats, or other accommodations to access these meetings, please contact the Town of Verona @ 608-845-7187 or twithee@town.verona.wi.us. Please do so at least-48 hours prior to the meeting so that proper arrangements can be made.

Mark Geller, Town Chair, Town of Verona Sent to VP: 07/22/2022



Town of Verona Strategic Planning Summary

Two strategic planning sessions held by the Town Board, committees, and commissions on November 11, 2017 and February 17th, 2018. The purpose of these sessions was to develop an updated vision statement and outline guiding principles for work going forward.

Town of Verona Vision Statement

To maintain the Town as an independent, financially sustainable, safe, and healthy rural community

Guiding principles

- Create a welcoming and inclusive community
- Provide efficient services
- Be fiscally responsible
- Anticipate and plan for growth
- Protect and enhance cultural and natural resources
- Maintain open and transparent government
- Coordinate and collaborate with neighboring jurisdictions/key partners

Town of Verona Town Board Meeting Minutes Tuesday, July 5, 2022

Town Board Members Present: Chair Geller, Mathies, Lonsdorf, Duerst, and Paul Staff Present: Administrator/Planner Gaskell, Clerk/Treasurer Withee, and Public Works Director Barnes Applicants Present: Clint Weninger, Lisa Steinhauer, Jim Bricker, Nic Mink and Nathan Lockwood

- 1) Call to Order/Approval of the Agenda Chair Geller called the meeting to order at 6:30 pm. Motion by Duerst to approve the agenda, second by Mathies. Motion carried by voice vote.
- 2) Pledge of Allegiance
- 3) Public Comment none
- 4) Approval of minutes from June 7, 2022 Motion by Duerst to approve the minutes from June 7, 2022, second by Mathies. Motion carried by voice vote.
- 5) Committee Reports

A. Plan Commission

- Discussion and Possible Action: Amended Lane Use Application 2022-01 submitted by Nathan Lockwood on behalf of Epic Systems for a rezone of a 4.9-acre portion of parcel 062/0608-092-9152-0 from AT-35 to LC. The Plan Commission recommended approval at their June meeting, as did the Joint City Town Planning Committee. Motion by Lonsdorf to approve Land Use Application 2022-01 submitted by Nathan Lockwood on behalf of Epic Systems for a rezone of a 4.9-acre portion of parcel 062/0608-092-9152-0 from AT-35 to LC, with the condition they adhere to the dark sky ordinance, second by Mathies. Discussion by board. Motion carried by voice vote.
- 2. Discussion and Possible Action: Land Use Application 2022-04 by Frostwood Farms for approval of a concept plan and rezone for parcel 062/0608-134-8100-4 from AT-35 to MFR-08 for Farm 6, a 16-unit Conservation Condominium Development. The Plan Commission recommended approval of the rezone at their June meeting. The proposal will need to be reviewed by the Joint City/Town Planning Committee. Motion by Geller to approve Land Use Application 2022-04 by Frostwood Farms for a rezone of parcel 062/0608-134-8100-4 from AT-35 to MFR-08 for Farm 6, a 16-unit Conservation Condominium Development, second by Duerst, with the following conditions:
 - Land be deed restricted to Single Family
 - Approval by the Joint City/Town Planning Committee
 - Approval of the Final Plat
 - Approval of the Development Agreement and Declaration of Covenants

Motion carried by voice vote.

- 3. Discussion and Possible Action: CUP Application 2022-01 by Payne & Dolan (on behalf of the Herfel Trust) to allow for aggregate crushing at 1977 State Highway 69. The Plan Commission recommended approval of the rezone at their June meeting. Discussion by board. Motion by Mathies to approve CUP Application 2022-01 by Payne & Dolan (on behalf of the Herfel Trust) to allow for aggregate crushing at 1977 State Highway 69 due to the standards of a CUP having been met and with the following conditions, second by Duerst. Motion carried by voice vote. Paul abstained.
 - a. The applicant shall not apply for an extension of the termination date of the permit which is December 30th, 2030.
 - b. The CUP will expire upon any change of operator.
 - c. The current CUP will terminate if a new CUP is granted.
 - d. Engine braking is prohibited for all vehicles either entering, leaving or driving on-site.
 - e. No off-site materials may be brought on site for any operational purposes.
 - f. The applicant will reduce the noise caused by the back-up signal of trucks.
 - g. The applicant will comply with all applicable Town and County ordinances.
 - h. Noise levels shall not exceed 70 decibels measured at the inside edge of the ROW line on the Phase II parcel. Measurements shall be taken at two sites to be determined and data shall be publicly available in real time.
 - i. No visual dust generated by on-site operations will be permitted to cross property lines.
 - j. All applicable conditions of the existing CUP shall carry forward along with any applicable standards.
- B. Public Works no meeting.
- C. Ordinance Committee no meeting.
- D. Financial Sustainability Committee Mathies stated the committed is beginning discussions on longer term planning to include a 5-year budget and will review costs to include inflation with several scenarios.
- E. Natural and Recreational Areas Committee
 - 1. Discussion and Possible Action: Purchase of Development Rights. Lonsdorf gave a review of the information in the packet. Discussion by the Board. Motion by Paul to No longer pursue the purchase of development rights, second by Duerst. Mathies aye, Lonsdorf nay, Paul aye, Duerst aye, Geller abstained. Motion carried.
 - Discussion and Possible Action: An ordinance be created to require all stormwater systems within the town be inspected and certified on a regular basis no less than every two years by a qualified engineering firm. Discussion by the Board. Motion by Duerst to wait 2 years for the county to create an ordinance, second by Mathies. Lonsdorf – nay. Motion carried.

- F. EMS Commission Lonsdorf stated they reviewed the 2023 budget and there was a calculation error that will be reviewed next month. \$3 million budget with approximately half of revenue coming from runs and the other half coming from the stakeholders.
- G. Senior Services Committee Paul reported the Center serves 7 town residents with Meals on Wheels and 11 town residents use case management services. The Center is trying to monitor how many town residents are attending activities at the center.
- H. Town Chair's Business Geller stated that there was a Joint City/Town Planning Committee meeting. He met with Fitchburg Mayor and had a good discussion. Quarterly meeting with Epic occurred in June and out of 10,000 employees, roughly 400 live in Verona. Epic is actively purchasing land in the town. CARPC public hearing for Marty farm is July 14th. Board members should speak only as town residents and not representatives of the Town.
- I. Supervisor Announcements Paul stated that residents can submit email responses regarding Marty Farm development by July 13th.

6) Staff Reports

- A. Administrator/Planner Report Gaskell stated there will be a meeting tomorrow regarding municipal court.
- B. Public Works Director Report Paul asked if the truck was sold. Barnes stated Friday it was at \$11,000 but he was out paving today and hasn't checked.
- C. Clerk/Treasurer Report no questions.
- 7) Old Business none
- 8) New Business
 - A. Discussion and Possible Action: Transfer of a Town of Verona Reserve Liquor License to the Town of Montrose. Nic Mink reviewed their plan for the building in Paoli. Discussion by the board. Motion by Lonsdorf to approve Transfer of a Town of Verona Reserve Liquor License to the Town of Montrose for \$10,000, second by Duerst. Motion carried by voice vote.
 - B. Discussion and Possible Action: ICE Inc. Lease Renewal. Gaskell reviewed the current lease and the plan to expand. The lease is for \$10 per year, Town attorney has reviewed and approved the draft. The Verona Common Council approved the lease at their June meeting. Motion by Duerst to renew the ICE Inc. lease, second by Paul. Discussion by board. More information was requested regarding the history of the parcel and subsequent lease. Duerst withdrew his motion, second by Paul.
 - C. Discussion and Possible Action: Resolution 2022-03 To Adopt the Town of Verona Annex to the Dane County Natural Hazard Mitigation Plan. Barnes reviewed the staff report.

Discussion by board. Motion by Duerst to approve Resolution 2022-03 To Adopt the Town of Verona Annex to the Dane County Natural Hazard Mitigation Plan, second by Mathies with the line regarding the town having one-year operating funds in reserve be corrected. Motion carried by voice vote.

- D. Discussion: Check Register Review
- 9) Motion by Duerst to adjourn, second by Mathies, meeting adjourned with no objection at 9:38 pm.

Prepared by Teresa Withee, Town Clerk Approved:



TOWN OF VERONA

TO: Town Board of Supervisors

FROM: Sarah Gaskell, Planner/Administrator

SUBJECT: Administrator Report for August 2022

Upcoming Meetings

• NRAC – no meeting in August

- Public Works August 16th, 6:30pm Town Hall
- Plan Commission August 18th, 6:30pm Town Hall
- Financial Sustainability August 18th, 1:00pm Town Hall

General

 Staff vacation: Judd out of office August 4 – August 14; Gaskell out August 10-15; Withee out August 22-26th; Rybowiak out August 9-10th and 23-24th

Work Plan

- Town Board Supervisor Handbook
- Municipal Court
- ARPA project determination
- Communications Plan
- Emergency Plan
- Impact Fee Analysis

TOWN OF VERONA

TO: Town Board of Supervisors **DATE:** July 29, 2022

Public Works Committee

FROM: W. Christopher Barnes, Public Works Director

SUBJECT: Monthly Report – July 2022

The monthly Public Works Department Activity report is submitted for the information and review of the Board and the Committee. July was an active month with the completion of the road construction program, roadside mowing season, tree clearing, brush clearing for sight distance and pothole patching. Numerous citizen and resident concerns and action requests were received and addressed on a daily basis. If you should have any questions, please let me know.

Road Maintenance Activities

- Performed downed tree removal and storm clean up from the 7-23/24 storm event. On various town roads. Eight trees were cleared.
- Picked up roadside fly dumping debris from Grandview Road.
- Continued roadside mowing Town-wide and Goose Lake area.

Equipment and Facility Activities

- Sold the 2007 Peterbilt at Wisconsin Surplus Auction. Net settle mint received was \$41,904
- Completed treatment of the exterior building wood.
- Continuing to obtain quotes for conversion from propane to natural gas for the facility

Sanitary Sewer Utility Activities

 Continued discussions with Madison Metro Sewerage District staff about the upcoming force main relief project. Working with the WDNR to consider an

- access drive from Pheasant Lane to the Town and MMSD sewer for maintenance access.
- Responded to 4 Digger Hotline utility locate requests
- Received notice MMSD was soliciting engineering proposals for the extension of the Lower Badger Mill Creek Interceptor Form County Highway PD to Mid-Town Road. Map attached

Engineering Activities

- Continued working with WISDOT on the successful grant application for Fitchrona Road reconstruction in conjunction with the City of Fitchburg. The plan is to reduce the project limits to Nesbitt Road to Lacy Road to stay within the Town budgeted local match.
- Completed construction of the 2022 roads. (Sunset Drive, Grandview Road, and Rolling Oaks Lane), all work is complete including paving, stone shouldering, new signs and chip seal surface. Dane County Highway to do the final pavement stripping in August.
- Preparing final acceptance documents for the Twin Rocks Subdivision.
- Valley Road Bridge design is complete and submitted for final review by WISDOT for a fall 2022 bid letting.

c: Sarah Gaskell, Town Planner/Administrator Mark Judd, Road Patrolman



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LBMCI Phases 3 & 6 - RFP

Page 2 of 20

TOWN OF VERONA

TO: Town Board of Supervisors

FROM: Teresa Withee, Clerk/Treasurer

SUBJECT: July 2022 Clerk/Treasurer Report

<u>Clerk</u>

Attended Town Board meeting and recorded minutes

- 18 movers' postcards were returned undeliverable, sent letters to all to verify they have moved
- Completed election postcard information in WisVote
- Updated the Website with Election information and created new tabs with election information
- Entered absentee requests and new registrations
- In person absentee voting is from July 26th through August 5th
- Prepared election materials for absentee voting at Badger Prairie Health Care
 Center for two visits from special voting deputies
- 253 absentee ballots have been either mailed or voted in person with 136 returned as of 7/28/2022
- Two training / meeting dates have been set for election workers

Treasurer

- Reviewed invoices, printed checks, prepared unpaid invoice reports and check detail reports
- Monthly bank reconciliations
- Prepared information for Financial Sustainability Committee meeting to be held in August

TOWN OF VERONA

TO: Town Board of Supervisors

FROM: Sarah Gaskell, Planner/Administrator

DATE: August 2nd, 2022

RE: Administrator's Memo – August Town Board Meeting

Old Business

1) <u>Discussion and Possible Action: ICE Inc. Lease Renewal</u>

The existing lease is being renewed due to planned expansion of the rink. The Town and the City equally own this parcel in fee simple, and it has been leased to ICE Inc. for the past 28 years for an annual rent of \$10. The lease has been reviewed and approved by the Town Attorney and was approved by the City of Verona Common Council on June 27th, 2022. Information on the history of the parcel is provided in the board packet.

2) <u>Discussion: Continuation of the Municipal Court</u>

Gaskell and Reuter have been participating in bi-weekly meetings to be on track to dissolve the existing court by October 1st, 2022. If the 2023 budget allows, a new court will be formed jointly with the Towns of Middleton, Springfield and possibly Cross Plains, to be housed at the Town of Verona.

New Business

- 1) <u>Discussion and Possible Action: Joint Municipal Court Waiver</u>
 The waiver designates Al Reuter as the legal representative for Town of Verona in the negotiations to form a new court with the Town of Middleton.
- 2) <u>Discussion and Possible Action: Resolution 2022-04 to Adopt the Dane County</u> Natural Hazard Mitigation Plan: 2022 Update

The County determined that municipalities must adopt the plan in its entirety and not just their specific appendix. The language change requested during the last discussion of this plan has been made. The plan can be viewed here. Adoption is requested by August 30th, 2022.

3) Discussion and Possible Action: Annual MPO Contribution Request

The MPO is requesting a 2023 contribution of \$682. In 2022, the board approved the contribution request for \$494. MPO is requesting a response by August 19th, 2022.

9/30/74 Da

LAW OFFICES

ELA, ESCH, HART & CLARK

122 W. WASHINGTON AVENUE

MADISON, WISCONSIN 53703

AREA CODE 608 256-5456

November 1, 1974

2 of 8 acres
frank L. GILBERT 1930
LESTER W. RAEDER 1935

LESTER W. RAEDER 1935 ROMAN HEILMAN 1936 EMERSON ELA 1956 WALTER P. ELA 1974

POYNETTE, WISCONSIN OFFICE 53955

P. O. BOX I28 AREA CODE 608 635-4324

Martin F. Fiess, Clerk Village of Verona Verona Village Hall 100 Factory Street Verona, Wisconsin 53593

> Re: Village of Verona and Town of Verona Purchase of 8-acre Parcel from Dane County

Dear Martin:

G. BURGESS ELA JOHN H. ESCH

EDMUND J. HART

JAMES F. CLARK

RONALD J. KOTNIK

RICHARD J. LANGREHR

DAVID S.UPHOFF JOHN C. FRANK

KAREN MERCER

Enclosed herewith is recorded deed from County of Dane to Village of Verona and Town of Verona covering the 8-acre parcel in the Southeast 1/4 of Section 15, Town 7 North, Range 8 East, Town of Verona, Dane County, Wisconsin, located East of Lincoln Street, South of U.S. Hwy. 18-151 and North of the railroad track which is dated September 20, 1974, recorded September 30, 1974 in Volume 535 of Records, page 883, Dane County Registry, so that you may put it in your records in regard to this matter.

Also enclosed is title policy #C-123 of Chicago Title Insurance Company dated October 29, , 1974, in the amount of \$20,000, issued to Village of Verona and Town of Verena as tenants in common, covering the premises described in the above deed with certain exceptions shown in Schedule B-Section 2 and which we call to your attention which relate to public or private rights, rights for easements and specifically to an easement to Wisconsin Power and Light Company which is along the Southerly 5 feet of the 8-acre parcel; limitations imposed upon ingress and egress under Declaration of State Highway Commission recorded in Vol. 289 of Misc,, page 379 wherein it is designated the Hwy. 18-151 is a controlled-access highway and the amended control access declaration recorded in Vol. 319 of Misc., page 362, and conditions and reservations set forth in a deed from County of Dane to State of Wisconsin recorded as document #922211 also relating to rights of access, private driveways and agricultural special crossings, the latter of which rights could be forfeited by virtue of a change in conjunctive use or the partial change of owners or leasehold interest unless expressly extended by the State Highway Commission.

We also enclose survey map #8609L by George A. Weir, Dane County Surveyor, dated August of 1974, covering the 8-acre parcel for your files in this matter.

Martin F. Fiess, Clerk

Page 2

Our statement for services and disbursements in this matter (your 1/2 share of the total) is also enclosed which we trust meets with your approval.

Very truly yours,

John H. Esch

JHE:ed

Enclosures

STATE OF WISCONSIN County. Personally came before me, this day of the above named to me known to be the person____ who executed the foregoing instrument and acknowledged the same. This instrument was drafted by Robert M. Hesslink, Jr. Asst. Dane Co. Corporation Counsel The use of witnesses is optional. My Commission (Expires) (Is)_

FURNISHED BY

COLUMBIA LAND TITLE COMPANY 111 East Wisconsin St. Portage, Wis. 53901

QUIT CLAIM DEED-STATE BAR OF WISCONSIN, FORM NO. 3 - 1971

, VOL 535 PAGE 883

Names of persons signing in any capacity should

be typed or printed below their signatures.

March 1, 1994 Tuesday 7:30 P.M.

The REGULAR meeting of the Verona town Board was held on tuesday March 1, at the Verona Town Hall 335 N. nine Mound Road

PRESENT: Dahlk, Bitzer, Johnson Tollefson, Wixson, Nelson ALSO PRESENT: Pat Ampe-Dane Co. Towns Assoc., Ron White, Atty. Mike Bauer, Renee Slotten/Beauchamp, Donald Beauchamp, Carl Raemisch, Al Chezcholinski-D.C. Pub. Works, Linda/Richard Lalor, Dale Ziegler, Gerry Maurer, Gregg Miller, Jim/Arlene Burke, Mrs Werner Schorr

Clerk noted the agenda was published in the Verona Press the week of Feb. 24th with amended posted in the three (3) places

Board discussed but took no action on the proposed road discontinuance on Johnson property (Nesbitt Rd. area)

REPORT OF PLAN COMMISSION

Certified Survey Map # 5525 Midthun (Zevnik)

Plan Commission approved survey after discussion as to reasons for the land division - property is an estate. Moved by Tollefson, seconded by Wixson to recommend approval of CSM #5525 as there are lots across on Sunset Drive of similar size. Motion Carried.

Conditional Use Permit #1123 - D.C. Public Works
Al Czecholinski of D.C. Public Works indicated reasons for the
resubmit - due to the expiration of previous. Permit is needed
to extend thru the 1994 construction season. The 1993 season
consisted of hauling over 200,000 cy of fill from the Verona
Commercial Park. Due to wet season no clay was mined or put in
place. Moved by Bitzer, seconded by Tollefson to approve the
request on condition that previous conditions as indicated in
Permit #955 with the exception of item #2 to be changed to
reflect 1994 date. Motion Carried.

- D.C. Zoning Petition #5869 & CUP #1125 Bell
 Plan Commission recommend approval as request was to clean up zoning to have entire property in compliance. Bell wants to expand barn. No conditions were indicated. Moved by Wixson seconded by Bitzer, to approve zoning petition #5869 & CUP #1125 with two (2) conditions: that the A-2 designation allow for horses only and that andy construction on buildings will not alter present water flow. Motion Carried.
- D.C. Zoning Petition #5871 Hodgeson Matter was table at plan commission pending submittal of a survey.

Page 2 March Cont'd.

- D.C. Zoning Petition #5874 & CSM #5527 Lalor for Haessler Plan Commission was for approval due to ex ag zoning was not in compliance with County Ordinance. Moved by Bitzer, seconded by Tollefson, to recommend approval of petition and certified survey. Motion Carried.
- D.C. Zoning Petition #5873 Nelson Plan Commission was for approval with conditions Moved by Wixson, seconded by Tollefson, to recommend approval on condition that no outside storage of equipment and vehicles, and that the only permitted use (J) be allowed in the C-1 district. Motion Carried.
- D.C. Zoning Petition #5886 & CSM #5526 Gust Recommendation from plan commission was for approval to bring land into compliance with County Zoning Ordinance. Moved by Tollefson, seconded by Wixson, to recommend approval of petition and certified survey. Motion Carried.

Black Cherry Plat - Ron White
Bitzer indicated Plan Commission had approved. Moved by Bitzer, seconded by Wixson, to approve subdivision plat. Motion Carried. Board reviewed contract for subdivision improvements, letter from Town's attorney indicating a needed change and letter of credit. Moved by Bitzer, seconded by Tollefson, to approve contract for subdivision improvements on condition that the language suggested by town's attorney in letter dated Sept. 3, 1993 be added to "Article III". Motion Carried. Moved by Bitzer, seconded by Wixson that town accept irrevocable letter of credit submitted by Ron White. Motion Carried.

<u>D.C. Ordinance Amendment #15 & #16</u> Moved by Bitzer, seconded by Wixson, to approve final ordinance amendment #15 & 16 as returned by County Clerk. Motion Carried.

Burke - Sherrer Zoning Petition Board discussed action taken at January meeting on the zoning Moved by Tollefson, seconded by Wixson to rescind motion of Jan. 7, 1994 meeting regarding Z.P. #5766. Moved by Wixson, seconded by Tollefson to approve zoning petition #5766 no conditions. Ziegler, Plan Commission member indicated dissatisfaction with the Town Board's handling of the petition and deed restrictions. Platting of lands vs. the Sherrer will land divisions was discussed. Atty. Bauer indicated his clients dissatisfaction with notification of meetings, conditions and deed restrictions, and the zoning change. members stated views on the proposed zoning, land divisions and deed restrictions and covenants. Chairman called the question: AYE: 4 NO: 1 Motion Carried.

Page 3 March Cont'd.

Claim for Illegal Tax

Board reviewed letter submitted by Carl Raemisch, Cross Country Road, requesting a tax refund as house was not 100 % finished at the time of the townwide reassessment. Moved by Tollefson, seconded by Bitzer, to allow claim for \$1026.89 reflecting a 25% reduction in the improved value of parcel.

ICE Hockey Inc.

Wixson indicated progress on hockey rink, lease and annexation. Moved by Tollefson, seconded by Wixson to approve lease with ICE Hockey Inc. and authorize Chairman and Clerk, to sign. Motion Carried. Moved by Wixson, seconded by Nelson, to approve petition for direct annex to City of Verona all the fire station lands, and authorize Chairman and Clerk to sign. Motion Carried.

1993 Audit - Town of Verona

Clerk presented board with preliminary 1993 audit reports.

Building Permits month of February

Permits issued for the month were reviewed. Clerk noted correspondence from DILHR regarding number of inspections for footings/foundations.

1994 Bridge Inspections

Moved by Tollefson, seconded by Bitzer, to approve agreement with Dane County Hwy. Dept. for an amount of \$595.00 to have town bridges inspected in 1994 and authorize Chairman and Clerk to sign. Motion Carried.

Moved by Tollefson, seconded by Wixson, to approve minutes of the February meeting. Motion Carried. Moved by Tollefson, seconded by Wixson, to approve bills. Motion Carried.

ADJOURN: Bitzer/Tollefson

10:30 P.M.

Rose M. Johnson, Clerk/Treas.

REUTER, WHITISH & EVANS, S.C.

ATTORNEYS AT LAW
44 EAST MIFFLIN ST., SUITE 306
MADISON, WISCONSIN 53703

ALLEN D. REUTER BARBARA O. WHITISH (1952-2013) DANIEL J. EVANS DAVID D. RELLES KEVIN F. MILLIKEN (OF COUNSEL)

July 6, 2022

TELEPHONE (608) 250-9053

FACSIMILE (608) 250-9054

Town of Middleton Board of Supervisors 7555 West Old Sauk Road Verona, WI 53593

Town of Verona Board of Supervisors 7669 County Highway PD Verona, WI 53593

Re: Joint Municipal Court

Dear Town Boards:

My office has represented the Town of Verona as its general counsel since 2000. We have also represented, and continue to represent, the Town of Middleton since 2018 with regard to various development and other matters on which the Town Attorney has conflicts. We have also agreed to represent the Town of Middleton in prosecuting ordinance violations in the future, and we currently provide that service to the Town of Verona.

As you know, there are currently discussions underway to replace the joint municipal court serving both towns, as well as the soon to be dissolved Town of Madison. I have been asked to represent the Town of Verona in connection with the intergovernmental agreement that will be necessary to create the proposed municipal court. I have not been asked to represent the Town of Middleton in that matter, and I understand that the Middleton Town Attorney will continue to represent its interests.

Since both Towns are current clients of my firm, however, the Rules of Professional Conduct for attorneys in Wisconsin prohibit me from representing either Town in negotiations or contracting with one another unless certain conditions are met. Relevant to the current situation, the rules allow me to represent a party if I determine that I can provide competent and diligent representation to both clients and each client gives informed consent in writing authorizing the representation.

Because my ongoing representation of the Town of Middleton is unrelated to the formation of the new joint municipal court, and because the Town is represented by its regular Town Attorney in the contract negotiations, I have determined that my representation of the Town of Verona would not affect my ability to diligently represent both clients in the matters on which I am representing them. Therefore, if both Towns consent, I am able to represent the Town of Verona on the municipal court matter.

Town of Middleton Town of Verona July 6, 2022 Page 2 of 2

In determining whether to consent to my representation of the Town of Verona, you should know that I will not be taking any action to protect the interests of Middleton in that matter. I will not be in a position to give legal or other advice to Middleton with respect to contract terms or other aspects of the proposed court. Middleton will have to rely solely on its Town Attorney for that representation and advice. My obligations in connection with the municipal court matter will be solely to the Town of Verona. My obligations to the Town of Middleton in other matters, however, will not change.

My communications with the Town of Verona will be confidential under the attorney-client privilege. I will not be at liberty to disclose those communications to others, including the Town of Middleton, even if the disclosure of that information might be beneficial to Middleton. While I will continue to provide advice to Middleton on those matters for which I have been retained, I will not do so in the context of the municipal court matter.

If you approve of my representation of the Town of Verona in this matter in light of the above explanation, please sign below and return a signed copy to me. If not, or if you have any questions regarding the above disclosures, please advise me accordingly. Thank you.

Ille X

I have read and understand the above letter and approve of Reuter, Whitish & Evans, S.C. representing the Town of Verona in negotiating and preparing a contract between it and the Town of Middleton (and others) regarding the creation of a joint municipal court.

Town of Middleton	Town of Verona		
By: Cynthia Richson, Chairperson	By: Mark Geller, Chairperson		
Attest: Sarah Danes, Deputy Clerk	Attest: Teresa Withee, Clerk		

Approved at Town of Middleton, Town Board Meeting 7/18/2022; Approved 5-0.

Sarah Gaskell

From: McLellan, John < McLellan@countyofdane.com>

Sent: Tuesday, July 26, 2022 12:50 AM

To: Chris Barnes; 'chair@townofvermont.com'; 'tovclerk@centurytel.net';

'dgrosskopf@townofwestport.org'; 'twilson@townofwestport.org'; 'dyurs@villageofbelleville.com'; 'sbenish@blackearthwisconsin.com'; 'mmichek@bluemoundsvillage.com'; 'spilde@brooklynwi.gov'; 'mmcnally@ci.cambridge.wi.us'; 'mwagner@cottagegrovepolice.org'; 'bmooney@cross-plains.wi.us';

'sclapper@villageofdane.org'; 'nick@mdroffers.com'; 'jnault@marshall-wi.com'; 'phuebner@villageofmazomanie.com'; 'kong.thao@mcfarland.wi.us'; Vierck, Doug; 'jpharo@shorewood-hills.org'; 'srussell@waems.net'; 'christine@windsorwi.gov';

'hmoser@cityofedgerton.com'; 'chad.brecklin@fitchburgwi.gov'; 'gfries@cityofmadison.com'; 'gfries@cityofmadison.com'; 'chad.brecklin@fitchburgwi.gov'; 'gfries@cityofmadison.com'; 'gfries@cityofmadison.com'; 'chad.brecklin@fitchburgwi.gov'; 'gfries@cityofmadison.com'; 'gfries@cityofmadison.com'; 'gfries@cityofmadison.com'; 'gfries@city

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'davis@windsorwi.gov'

Cc: Reimer, John; Kuntz, Kathryn; MacKinnon, Lisa; 'miker@capitalarearpc.org'; Husen, Sara; Standing,

Brian; Carter, Theola; Violante, Todd

Subject: DC Nat Haz Mit Plan

Attachments: 2023 DCNHMP - Sample - Muni Plan Adoption Resolution Language - 202207 UPDATE - Final.docx

Importance: High

CAUTION: This email originated from outside the organization.

Do not click links or open attachments unless you recognize the sender and know the content is safe.

Good morning,

I am very pleased to announce that we have identified a clear process to move forward that meets Wisconsin Emergency Management (WEM) and FEMA requirements. There have been several changes to the process, the largest by far is that municipalities must adopt the whole plan, not just your own annexes. The attached MS WORD file contains language to be used when adopting the complete Dane County Natural Hazard Mitigation Plan (#1 under the "resolved" section).

Here is a link to the DCNHMP (it is a link because the document is too large to email). **Please adopt the plan by August**30 –

https://countyofdane.sharefile.com/d-s6d6f3cf6b9ff422e8e137c624c293a99

If your municipality has already adopted its Annex, you will still need to adopt the whole Dane County Plan. I have been advised by Dane County's Corporation Counsel that there is no revisionary work necessary if you have already adopted your Annex.

Because all participants are adopting the whole plan, the County does not have to wait until all municipalities adopt the plan; Dane County will adopt the plan as soon as we can get it through the Dane County Board.

I realize there are some minor changes that should be made in some Annexes (spelling, wrong municipality on p.9, etc.) Please check this as soon as possible and we will make the appropriate changes. *Appendix C* (copies of all adopting resolutions) will be final only after we have received official copies of all municipal resolutions adopting the plan. We will ensure all participants will receive an updated link when we have received all the resolutions.

We will also be posting the complete plan on-line. It will be posted in a fashion similar to the current plan. It will be updated (Appendix C) after we receive all the municipal resolutions.

I believe I speak for everyone that is has been an unwelcome surprise. I am sorry if this has caused any problems for you or your municipality. I have received assurances that the adopting language in the attached MS WORD document will meet Wisconsin Emergency Management and FEMA requirements.

J. McLellan



J. McLellan

(he, him, his)

Population Protection Planner

Dane County Emergency Management 115 W. Doty St. RM 2107 Madison, WI 53703

Desk – 608 / 267-2542 Cell – 608 / 219-9552

mclellan@countyofdane.com

Resolution Number 2022-4 Town of Verona

Resolution Adopting the Dane County Natural Hazard Mitigation Plan: 2022 Update

WHEREAS the Town of Verona recognizes the threat that natural hazards pose to people and property within our community; and

WHEREAS the Town of Verona Board recognizes the importance of reducing or eliminating vulnerability to disasters caused by natural hazards for the overall good and welfare of the community, and

WHEREAS the Town of Verona has been an active, joint participant in the Dane County Hazard Mitigation Plan update, which has established a comprehensive, multi-jurisdictional, Natural Hazard Mitigation Plan to identify natural hazards and develop strategies to mitigate risks from natural hazards, and

WHEREAS the Federal Disaster Mitigation Act of 2000 requires jurisdictions to prepare and adopt a hazard mitigation plan to be eligible for certain federal disaster mitigation funding opportunities,

WHEREAS Town of Verona has identified and justified a number of proposed projects and programs needed to mitigate the vulnerabilities of Town of Verona to the impacts of future disasters to be included in the Dane County Natural Hazard Mitigation Plan, and

NOW, THEREFORE, BE IT RESOLVED that,

- 1. The Town of Verona hereby adopts the Dane County Natural Hazard Mitigation Plan; and
- 2. The Town of Verona will continue to participate in the updating and revision of the Dane County Hazard Mitigation Plan with a plan review and revision to occur within a five-year cycle, and designated staff will provide annual progress reports on the status of implementation of the plan to the Board of the Town of Verona; and
- 3. On behalf of Town of Verona, Dane County is authorized to submit this plan adoption resolution to Wisconsin Emergency Management and Federal Emergency Management Agency, Region V officials to enable final acceptance and recognition of the Natural Hazard Mitigation Plan.

ADOPTED by the Town of Verona Board on August 2, 2022, Dane, County, Wisconsin.

	Mark Geller, Town Chair
I hereby certify that the foregoing resolution was duly adopted 2^{nd} day of August, 2022.	by the Town of Verona Board at a legal meeting on the
	Teresa Withee, Clerk/Treasurer
	Dated

Sarah Gaskell

From: Schaefer, William < WSchaefer@cityofmadison.com>

Sent: Wednesday, July 20, 2022 6:37 PM

To: Rhodes-Conway, Satya V.; Aaron Richardson; Bob Wipperfurth; Carl Vieth; Carolyn Clow; Chris

Zellner; Dave Benforado; Gurdip Brar; Jane Cahill Wolfgram; Jay Lengfeld; John Williams; Luke Diaz; Mary O'Connor; Paul Esser; Randy Glysch; Tim Swadley; Anthony Varda; Cynthia Richson; David Pfeiffer; Deana Zentner; Gerald Derr; Greg Hyer; Jerry Marx; Jim Campbell; Jim Pulvermacher; Ken Sipsma; Kevin Viney; Kris Hampton; Lyle Updike; Mark Geller; Town Dunkirk; Ron Bristol; Steve Greb;

Wayne Ace

Subject: 2023 Greater Madison MPO Budget - Request for Financial Support to Leverage Additional Federal

Fundina

Attachments: MPOPLArea2020PopByMunicipality_23Budget.pdf

CAUTION: This email originated from outside the organization.

Do not click links or open attachments unless you recognize the sender and know the content is safe.

Mayors, Village Presidents, and Town Chairs,

As Director/Planning Manager and on behalf of the Greater Madison MPO Policy Board, I am writing to request your help in leveraging additional federal Planning funding that is available to the MPO starting in 2023 from the Bipartisan Infrastructure Law.

Last year for the first time in quite a while, the Greater Madison MPO sent out a formal request for financial support of its budget. As a result of that request, the MPO received new or increased contributions from nine (9) municipalities totaling almost \$26,000, an increase of almost \$11,000 over the previous year. The MPO is very appreciative of this support, which allows us to leverage the federal Planning funding we receive, which covers 80% of our budget. WisDOT covers about 4%, but that amount has not increased for many years. Even for communities that weren't able to contribute this year, I heard from many chief elected officials about the recognized value that the MPO brings to the region with its planning and data services, transportation project funding, and the role the MPO plays in leading and coordinating regional transportation planning efforts and serving as a forum for decision-making on regional transportation issues.

As I think you are all aware, the Greater Madison MPO is the federally designated transportation planning and funding agency for the Madison Metropolitan Area. MPOs are required for all urban areas over 50,000 in population as a condition of the region receiving federal transportation funding. The agreement designating the MPO, approved in 2007, calls for the City of Madison to be responsible for staffing the MPO, serving as its fiscal/administrative agent, and providing the required local match funding for its budget. However, while the City of Madison is ultimately made responsible for the local share funding, the agreement states that "other local units of government are strongly encouraged to make proportionate contributions [based on their population] to cover a share of the local costs in support of the MPO."

Just as the federal Bipartisan Infrastructure Law has provided significantly increased funding for transportation projects, the law also provided a large increase in the Transportation Planning funding for MPOs. Under the bill, the Greater Madison MPO's Planning funding will increase 26% (from around \$794,000 to \$1,002,500) starting in calendar year 2023 with 2% annual increases after that. We also use a relatively small amount of funding from one of the programs (STBG Urban) we receive an allocation of funding under for transportation projects to support our Transportation Demand Management program, called RoundTrip, that works with employers, other agencies, and commuters to promote and support alternatives options to driving alone. In order to leverage all of the MPO's increased federal funding, the

required local match funding would increase from around \$171,000 to \$224,525 after accounting for the \$5,000 the MPO receives from the Dane County. The attached table shows the population of each unit of government within the planning area and the proportionate share of the local match funding which would be attributed to the municipality if we were to utilize all of our available federal funding next year. It also shows the contributions being made this year. It should be noted that some communities, which aren't currently contributing their proportionate share, have committed to increases next year.

The MPO is just now starting work on the preparation of our federally work program outlining our planning activities for next year, but the following are some of the ideas for how we would or might use the extra federal Planning funding in the next few years if we are able to secure the required additional local match funding:

- Hire a consultant to assist in completing a regional/county traffic safety action plan that meets federal requirements in order to allow municipalities to be eligible to apply for safety project grants under the new Safe Streets and Roads for All program created by the infrastructure bill. Following completion of the plan next year, the MPO plans to work with interested communities in putting together a regional safety project implementation grant application under the program.
- Complete a plan to identify the best sites for public electric vehicle (EV) charging stations and make
 recommendations on local policies and strategies for facilitating the transition to EVs. This will support grant
 applications for newly available funding for charging infrastructure under the federal infrastructure bill. The
 MPO is slated to receive \$1 million annually in funding for local governments for EV charging infrastructure and
 other projects that reduce transportation related emissions. Projects in four communities were approved this
 year with this funding.
- Hire a new MPO staff person responsible for public information/communications to assist the MPO and the
 work of our TDM program manager with outreach to employers. This person would also take primary
 responsibility for graphic design work for MPO reports, website, and other products.
- Hire a consultant to complete a detailed regional arterial transportation systems management plan that identifies the most cost effective projects to improve traffic/transit vehicle congestion and safety.
- Potentially hire a consultant to assist communities with federal or state transportation grant applications.
- Potentially create a local technical assistance program using consultants to assist with engineering project design or analysis beyond the expertise of MPO staff.
- Continue the MPO's subscription to a transportation data service/platform called StreetLight InSight, which uses cell phone and GPS data to provide a comprehensive set of transportation metrics for travel by motorists, transit riders, bicyclists, pedestrians, and commercial trucks. The MPO has run analyses and shared data results for municipalities to support traffic studies, roadway project design, and planning studies.
- Continue the MPO's work with the UW TOPS Lab on traffic safety studies, including the current effort to identify
 a "high injury network" for prioritizing safety projects that takes into account not just past crashes, but
 expected crashes based on a sophisticated crash prediction model developed by the TOPS Lab. The TOPS Lab
 recently developed a spreadsheet tool for the MPO for use by local government staff to assist in prioritizing
 limited safety funds for intersection safety projects that are most likely to have the largest crash reduction
 potential. A training was conducted on the tool.

The MPO is open to other ideas on how it can best support local transportation planning and project prioritization and design efforts. Staff just conducted a survey of MPO technical committee members to get feedback on ways the MPO could support their work and make the committee more valuable and is reviewing the responses.

The MPO would very much appreciate your including funding in your 2023 operating budget to support the MPO. Even if not the full proportionate share, any partial funding would be helpful as it will leverage the additional federal funding. Just as important as the funding is the commitment that it signifies to working collaboratively with the MPO, other communities, and WisDOT in addressing regional transportation challenges. Thank you for your consideration of this request. While we realize a firm commitment cannot be made until you have completed your local budgets, it would be very helpful to know by August 19 if you would support inclusion of funding in your budget (and if so, at what level) so that the MPO can indicate by that time its intent to WisDOT with regards to accepting its allocated funding.

I would be happy to meet with you and your staff to discuss the request or provide a presentation to your council/board if that would be helpful. Feel free to contact me with any questions. Thank you very much for your consideration of this request.

Bcc: MPO Policy Board

Administrators/Clerks

MPO Technical Committee members

Bill Schaefer (he/him)

PLANNING MANAGER

ph: (608) 266-9115

email: wschaefer@cityofmadison.com

GreaterMadisonMPO.org

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Estimated Share of Estimated 2023 MPO Budget Based On 2020 Population¹ of Muncipalities in the Greater Madison MPO Planning Area

Municipality	Est. 2020 Population Within MPO Planning Area	% of 2020 Pop. Within MPO Planning Area	Est. 2023 Budget ² Estimated Share Local Participation	Amount to be Contributed in 2022
C. Madison	269,840	53.3%	\$119,806	\$145,370
C. Fitchburg	29,609	5.9%	\$13,146	\$8,400
C. Middleton	21,827	4.3%	\$9,691	\$2,465
C. Monona	8,624	1.7%	\$3,829	\$2,916
C. Stoughton	13,173	2.6%	\$5,849	\$0
C. Sun Prairie	35,967	7.1%	\$15,969	\$4,000
C. Verona	14,030	2.8%	\$6,229	\$0
Small Cities Total	123,230	24.4%	\$54,713	\$17,781
V. Cottage Grove	7,303	1.4%	\$3,242	\$0
V. Cross Plains	4,104	0.8%	\$1,822	\$0
V. DeForest	10,811	2.1%	\$4,800	\$0
V. Maple Bluff	1,368	0.3%	\$607	\$463
V. McFarland	8,991	1.8%	\$3,992	\$3,041
V. Oregon	11,179	2.2%	\$4,963	\$0
V. Shorewood Hills	2,169	0.4%	\$963	\$0
V. Waunakee	14,879	2.9%	\$6,606	\$2,516
V. Windsor (part) (76.5%)	7,265	1.4%	\$3,226	\$0
Villages Total	68,069	13.5%	\$30,222	\$6,020
T. Berry (part) (24.9%)	254	0.1%	\$113	\$0
T. Blooming Grove	1,622	0.3%	\$720	\$549
T. Bristol (part) (72.4%)	3,273	0.6%	\$1,453	\$0
T. Burke	3,265	0.6%	\$1,450	\$0
T. Cottage Grove (part) (81.9%)	3,010	0.6%	\$1,336	\$0
T. Cross Plains (part) (30.9%)	399	0.1%	\$177	\$0
T. Dunkirk (part) (65.1%)	1,188	0.2%	\$527	\$0
T. Dunn (part) (89.8%)	4,880	1.0%	\$2,167	\$0
T. Madison	6,236	1.2%	\$2,769	\$0
T. Middleton	6,792	1.3%	\$3,016	\$0
T. Oregon (part) (45.2%)	1,327	0.3%	\$589	\$0
T. Pleasant Springs (part) (65.1%)	2,040	0.4%	\$906	\$0
T. Rutland (part) (36.2%)	648	0.1%	\$288	\$0
T. Springfield (part) (50.5%)	1,483	0.3%	\$658	\$0
T. Sun Prairie (part) (66.9%)	1,565	0.3%	\$695	\$0
T. Verona (part) (80.8%)	1,537	0.3%	\$682	\$0
T. Vienna (part) (67.7%)	1,105	0.2%	\$491	\$0
T. Westport	4,191	0.8%	\$1,861	\$1,417
Towns Total	44,815	8.9%	\$19,785	\$1,966
Total for MPO Planning Area	505,954		\$224,525	\$171,137

¹ Census 2020 P.L. 94-171 Redistricting Data Summary File

² Based on available federal funding and required local matching funding. Represents maximum amount. Assumes Dane County continues to provide \$5,000 per annual agreement with city to support specialized transportation coordination services, used towards local match.