

TOWN OF BURKE TOWN OF BURKE BOARD MEETING MINUTES April 21, 2015
Immediately Following the Annual Meeting which began at 6:00 p.m.

ALL AGENDA ITEMS ARE SUBJECT TO POSSIBLE ACTION

1) ADMINISTRATIVE

- a) It was determination that a quorum is present and that the meeting was properly posted.
- b) The meeting was called to order at 6:14 p.m.
- c) Approval of minutes from the March 18, 2015 Board meeting. Berg indicated his nay vote was on the practicality of the ordinance not on the motion of keeping kids safe. Peterson indicated that she typed the motion exactly as it was stated. Ayers suggested inserting an explanation in the minutes to explain Berg's vote. Motion: Berg/Nimmow approved with as submitted with the explanation that was just discussed. Motion carried.
- d) Public Works report. Kurt reported road bans were lifted today. The first round of chipping is almost complete. He is waiting for final cost estimates from Madison for shared chip seal projects. He is also still working on accessories package for the new truck. Monroe truck is coming in at \$17,521.00 and Burke Truck is at \$19,375.00. Viney noted that time spent to go to Monroe and two vehicles would need to be driven down. He also asked if it is possible to negotiate prices. Kurt indicated prices cannot be negotiated as the two places do different types of boxes, etc. Stieren asked if the plow was made by Boss. Kurt indicated that Monroe has the Boss plow and Burke Truck has a Western plow set up. He also added that Monroe makes their own stainless box set ups and Burke Truck would have to order the accessories from various companies. Kurt was asking if the board wanted him to go in a certain direction. Stieren advised he should go with Monroe but he needed to make the decision. Kurt also reported that the hired contract painter completed the kitchen, community room and foyer. Arbor Day festivities will be on April 25th and Spring Cleanup day will be held on May 16th.
- e) Clerk/Treasurer report. Ayers reported that 575 voted in the Spring Election. Dane County Zoning is working on some property maintenance complaints that were received from Town residents. We have had 42 residents sign up for the compost site cards and has been working on other items on the agenda.
- f) Finance Report was included in board packets.
- g) Board members reviewed bills and signed the Town approval cover sheet for check numbers 27435-27520 and payroll related disbursements numbered 3372-3405.
- h) Public Concerns: Public's opportunity to speak to the Town Board about any subject that is not a specific agenda item. None.

2) NEW BUSINESS

- a) Presentation by and discussion with Department of Corrections Sex Offender Registry staff. **Please see attached summary.**
- b) Consideration of Town's adoption of a sex offender ordinance. Nimmow said he would like more time to review materials from the Department of Corrections.

Viney also asked for more time. Hughes suggested leaving it on the agenda for the May meeting so Board members would have time to review and digest the information given. He added that they need to decide whether the Town is willing to commit the time, resources and money, then they can give direction to Ayers and himself. Nimmow asked about laws already out there in other municipalities and if we were to adopt an ordinance could it be struck down in court. Hughes indicated an ordinance was challenged in Milwaukee County and it is possible. He added a bill was introduced in the State Legislature and had been on the fast track for something to be put in place state wide however it is a long process and has lost steam. Hughes would not advise adopting an ordinance if the state were going to change it. Berg asked if we were to adopt an ordinance and it said that no one could live 1000 feet of a daycare or school would they be forced to move if they were currently living there. Hughes said he would need to check further. Truitt said he would like it to be worked in to grant exceptions on certain cases. Hughes said Towns and Boards need to be very careful on the language of the ordinance. The Board asked to have it on the May agenda.

- c) Ordinance 04212015 establishing spring weight limits on truck routes. Attorney Hughes reported that he has been working on the ordinance for heavy truck users on Town designated truck route roads. The ordinance may also include automatically posting the roads per DOT standards during the spring thaw and put in place an officer of maintenance, either the Town Chair or Lead Patrolman will be allowed to write citations at their discretion enforcing overweight violations. He noted that Ayers has spoken with Sun Prairie and that they will try to work together to notify the Town of large building projects proposed which would be impacting the truck route roads. Motion: Nimmow/Berg to adopt Ordinance 04212015 establishing weight limits on truck routes with revisions noted by Town attorney. Motion carried.
- d) Request from Parks Commission for the construction of shelters in Burke Conservancy Estates, Foxmoor Hills and Sunburst parks; a concrete floor in the existing shelter in Huntington Meadows and a new metal roof on the shelter in the Ledges park. Introductions were made as asked by Nimmow. Ken Paris reported that information was included in board packets. Included was a fund balance sheet and action list. They would like the Town parks to be accessible to all citizens and make them ADA compliant. Communications with residents is that shelters are wanted. Gary Richards indicated he has information from the Cleary Company and when looking at the type of shelters that they do, they would be low maintenance. They will need to go out for bids as indicated by Ayers. Stieren added that they would like to have all park signs and curfews posted uniformly. Motion: Stieren/Berg to move forward and work with Ayers on putting a bid packet together for proposed shelters. Motion carried.
- e) Intergovernmental Agreement Relating to the Acquisition of Burke. Utility Districts #2 and #6 between the City of Madison and Town of Burke. Ayers reported a draft agreement was included in the packets however it has not been reviewed by Hughes. She reported extensive repairs need to be made and unfortunately not able to promise any type of rebate to homeowners. Motion: Berg/Stieren for Ayers to proceed with negotiations with the City of Madison for

an Intergovernmental Agreement Relating to the Acquisition of Burke Utility Districts #2 and #6 Between the City of Madison and Town of Burke. Motion carried. Ayers will send letters to homeowners explaining no rebates will be given due to the extensive repairs that are needed.

- f) Biennial Group Stormwater Discharge Report. Motion: Nimmow/Truitt to approve the Biennial Group Stormwater Discharge Report and the filing of it. Motion carried.
 - g) Operator Licenses. Motion: Nimmow/Stieren to approve Arielle Jacobson, Shirley Acker, Michael Valentine, Jeremy Wolkovitz and Corrine Boldt. Motion carried.
 - h) Approval of agent change for TA-Madison Travel Center. Motion: Nimmow/Stieren to approve Agent change for TA-Madison Travel Center.
- 3) OLD/UNFINISHED BUSINESS
- a) Update on Land Division/Sub Division code revision. No update.
 - b) Update the UWHC at The American Center Project. Kurt reported they are starting on cutting turn lanes at Hoepker and will be paving around the second week in May.
 - c) Update on Charlotte's Walk Pond 2 un-named tributary (BB1) study. No update.
- 4) COMMITTEE REPORTS (AS APPLICABLE)
- a) Plan Commission. Berg reported Cardinal Heating & Air Conditioning came to the April 8th meeting regarding a lot line adjustment for parking. The Plan Commission recommended approval of the CSM and it will be before the Town Board on May 20th.
 - b) ETZ Committee. No update.
 - c) Parks Commission. Stieren reported they met March 23 and have been working to get the information for the Board as in above agenda item 2(d).
 - d) NECC. Nimmow reported upcoming meeting Monday, April 27th.
- 5) **CLOSED SESSION. THE TOWN BOARD WILL CONVENE INTO CLOSED SESSION PURSUANT TO WIS. STAT. SEC. 19.85(1)(e)** Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session to discuss EMS services. Motion: Berg/Nimmow to convene into closed session. Roll call: Stieren aye, Berg aye, Viney aye, Nimmow aye, Truitt aye.
- 6) **OPEN SESSION. THE TOWN BOARD WILL RECONVENE INTO OPEN SESSION PURSUANT TO WIS. STATUTES 19.85(2) FOR DISCUSSION AND POSSIBLE ACTION REGARDING MATTERS DISCUSSED IN CLOSED SESSION.** Motion: Nimmow/Viney to reconvene in open session. Roll call: Stieren aye, Berg aye, Viney aye, Nimmow aye, Truitt aye.
- 7) POSSIBLE ACTION ON ITEMS DISCUSSED IN CLOSED SESSION. No action was taken.

8) NEXT MEETING DATE May 13, 2015 at 5:00 p.m. if needed-based on Blooming Grove Fire/EMS decision on May 12, 2015.

9) ADJOURNMENT. Motion: Stieren/Nimmow to adjourn. Motion carried. Meeting adjourned at 8:28 p.m.

By: Kim Peterson
Deputy/Clerk Treasurer
5/14/2015