



Town of Vienna Web Site Address: www.vienna-wis.com

October, 2020

November 3, 2020 General Election

Absentee ballots for the November 3rd General Election were mailed on 9/16 & 9/17 to everyone who have absentee requests on file **If you do not want to send your ballot back via USPS, the town hall has a drop box located in the vestibule and is accessible 24/7 for you to use. The box is marked "Absentee Drop Off Site"**. If you have not requested an absentee ballot but would like to, you may request an absentee ballot by mail at anytime now through October 29th. You can do this by visiting www.myvote.wi.gov or visiting our website under the Elections tab or you can stop by Town Hall and pick up the paper form, located in the vestibule. A copy of your proof of residency via a drivers license or utility bill will need to be provided. **In-Person early voting absentee will begin October 20th per the 7th Circuit Court of Appeals ruling.** In person voting hours are from 9AM to 3PM Monday thru Friday. The last day to vote an absentee ballot in the clerk's office is Friday, October 30th until 5:00 PM. Any ballots received after the polls close will be counted by the board of canvassers if postmark by Election Day If you have any questions about voting in-person or by mail, please contact the office at 608-846-3800.

Registering for the Election

If you are not registered yet, we strongly recommend you register now to avoid waiting in long lines on election day. Registering before the election is easy and your name will be in the poll book for identification purposes and proof of residency. Registration is simple, just visit My Vote online at myvote.wi.gov or you can access the form on our website under the Election tab or pick up the form in our vestibule, open day and night for your convenience. The last day to register by mail is October 14th but you can still register in person and on Election Day if necessary.

Budget Workshop Meeting

The Vienna Town Board will hold a special meeting on Monday, October 19, 2020 at 6:30 PM to review finances, road projects, future expenditures and the towns levy limit. Members of the public may attend, but public input will not be received at this meeting. Public input on the budget can be given at the November 2, 2020 regular board meeting and at the Annual Budget Meeting on November 16, 2020 when the budget will be adopted.

Halloween Trick or Treat

Public Health is not prohibiting trick-or-treat, but has released these tips to prevent the spread of COVID-19: Only trick-or-treat with people you live with or within your neighborhood only. Bring hand sanitizer to use in between visits. Maintain distance and wear a mask. Trick-or-Treat hours in DeForest and Waunakee are 5:00-7:30 PM on Halloween night. Happy Halloween to all and stay safe!

Schumacher Road Project

Construction continues on Schumacher Road. The major hill approaching Cuba Valley Road is being lowered by 8' and most of the removal has taken place already. The work on the rest of the road, from Easy Street to Cuba Valley has begun as well. The goal is to complete this section before winter and hopefully replace all the culverts from Cuba Valley to Highway V before the weather turns.

October Brush Site Hours

The brush site will be open on the following dates and times. Saturday, October 3rd, 9AM to 2PM; Wednesday, October 7th, 4PM to 7PM. Also Saturday, October 17th, 9AM to 2PM; Wednesday, October 21st 4PM to 7PM. November hours are being considered for Saturday's only due to the shorter days during the week. Times and dates will be announced in the November Newsletter.

Town of Vienna Board Minutes September 8, 2020

The regular meeting was called to order on Tuesday, September 8, 2020 at 7:00PM by Chair Jerry Marx. Supervisors Steve Ruegsegger, Ron Rupp, Gary Endres, Karen Ingalls and Clerk Kathy Clark were present. Also present were residents Denise Powell, Craig & Kristi Ziegler and Jim Meier. Town Engineer Scott Anderson attended via ZOOM.

Pledge of Allegiance was recited

Public Comment: Powell has lived in the Windsor Prairie development since 1976. The farm field next to her house has been spreading manure in the field and the order is so bad that Powell cannot open windows in the house or go outside. Powell talked with the owners who stated they are not doing anything wrong and she agreed. She was concerned that the manure was too close to her well and through research found that it should be kept 200 feet from residential wells. Powell reached out to Jefferson Township, Green County that requires deodorizing manure before spreading and provided copies of this information to the Clerk. Endres informed Powell that Dane County monitors this process and should be contacted with her concerns. Clark will look into this further regarding regulations.

Approval of Minutes: Motion by Rupp, second by Ruegsegger to approve the minutes for the August 17, 2020 town board meeting. Motion carried (5-0).

Discussion and possible action on Meier Rezone Application & CSM-6005 County Rd V: Meier was present at the meeting and would like to split the buildings off his 40 acre parcel as a 5 acre Farmette to sell and keep the rest of the land for farming. This was reviewed at the Plan Commission meeting on August 10th and recommended for approval. Motion by Endres, second by Ingalls to approve the rezone & CSM application and Deed Restrict the remainder of the farm. Motion carried (5-0)

Discussion and possible action on Wipperfurth CSM-5270 Norway Grove Road: Wipperfurth bought an empty lot next to their property. A certified survey map was presented to combine the two lots into one. Their plan is to put up a shed on the property for personal storage. Motion by Rupp, second by Ruegsegger to approve the Wipperfurth CSM. Motion carried (5-0)

Discussion on Farmland Easement on Schumacher Road: Anderson presented a drawing of the easement needed on both sides of Schumacher Road for two reasons. MGE will not bury their gas line under private land so the town will need to own this easement, not just lease it. Also this will allow the roadside to be a clean 3:1 slope on both sides. Clark has talked to the Ziegler's and they were willing to work with the town. The total land involved would be .75 acres. Endres asked how long the easement is and Anderson stated it would be about 700' south. Clark pulled up the GIS and showed the area involved which goes from Cuba Valley Road to just past the current field entrance. Rupp asked if it was necessary to go that far past the rock cut and it was explained the distance would be the best for a clean road ROW. As part of the discussion on this easement, Ziegler's had requested one more split on their farmland be allowed even though it was deed restricted in year 2000 after the last family split took place. The county did a density study on the farm and a split would be available if there was no deed restriction on the land. Clark looked through old documents to get history on the land and explain why the land was deed restricted back then and it had to do with the towns zoning ordinance at that time. Discussion followed. Clark will have Dane County Zoning department head review the requests and findings for final decision. Clark will follow up with the Ziegler's once this is completed.

Operator's License: One Operators license application was submitted by Tigermart for Kristin Dahms for review and ap-

proval. Motion by Rupp, second by Ruegsegger to approve the Operator's license for Kristin Dahms. Motion carried (5-0)

Town Supervisor Reports: Supervisor Ruegsegger meeting with the DeForest Area Senior Center was held Tuesday, September 8th. They are looking into get the facility painted. Supervisor Rupp meeting with the Dane-Vienna Fire Department was held Monday, August 31st and they are working on the 2021 budget. Supervisor Ingalls meeting with Waunakee is scheduled for Thursday, September 10th. Supervisor Endres meeting with Waunakee Fire Department was held Monday, August 31st. They were looking for a full time chief but now that has been put on hold due to COVID. The department is discussing an increase for the part time chief for all his extra time and work involved.

Town Clerk's Report: Clark informed the board that the work on Schumacher is moving at a good pace. Integrity is scheduled to start the week of the 14th. Endres informed the board that one of the land owners along Schumacher would like some of the black dirt that will be removed. Clark showed pictures of the construction site. Also, there are two meetings scheduled for Monday, September 14th. An ETZ meeting at 6pm and the Plan Commission at 7pm. Clark noted that many emails have been sent by a resident complaining about their neighbors and she will forward these to the board for review

Review and authorize payments of current town and utility bills, wages and expenses: Motion by Ruegsegger, second by Rupp to approve the current town bills as stated in the amount of \$49,415.57; Payroll \$15,824.14; Town Bills \$32,698.89; Utility 1 \$125.37 and Utility 2 \$767.17. Motion carried (5-0)

Convene into Closed Session: Motion by Ingalls, second by Endres to go into closed session. A roll call vote was taken. Endres yes, Ingalls yes, Marx yes, Rupp yes, Ruegsegger yes. Motion carried (5-0)

Reconvene into Open Session and Action: Motion by Endres, second by Ingalls to reconvene to open session. The board will move forward on the purchase of the land from Ziegler's of .75 acres. Clark will have the town lawyer work on the agreement offer.

Adjourn: Motion by Endres, second by Rupp to adjourn. Motion carried (5-0). Meeting adjourned at 8:35 PM.

Prepared by: Kathleen Clark, Town Clerk

Note: These draft minutes are subject to approval at the September 21, 2020 Town Board Meeting

Town of Vienna Plan Commission Minutes Monday, September 15, 2020

The Town of Vienna Plan Commission meeting was called to order on Monday, September 15, 2020 at 7:00 PM by Chair Brian Meinholz. Commissioner Mallon was present and Commissioners Cate Heath and Supervisor Karen Ingalls attended via Zoom. Clerk Kathy Clark, Madison Sand & Gravel Jake Taff and Engineer Scott Anderson and Residents Donna Kelley, Diane Ripp, Dennis Kelley, Brent and Jackie Kelley were present. Koch was excused.

Recite the Pledge of Allegiance

Public comment: None

Approve the minutes: Motion by Heath, second by Ingalls to approve the minutes for the August 14, 2020 Plan Commission meeting. Motion carried (4-0).

Discussion and possible recommendation on Madison Sand & Gravel Non-Metallic Mining Application – 5379 County Hwy V: Clark stated the application and plans for this site were received last week. Anderson

reviewed the Conditional Use Permit (CUP) application and plans for the meeting. The parcel consists of 36.5 acres of which 32.5 acres would be used for mining, leaving the remainder of the acres for an existing residential site on the property. Two wetland areas will have silt fence surrounding them. There will be 8'berms with 3:1 slopes placed around the wetland area along Highway V outside the drainage channel. Mineral extraction will start at the southwest corner of the adjoining pit and proceed to the northeast to capture storm water runoff. All topsoil will stay onsite for making berms and as part of the reclamation plan. B. Kelley owns a home that borders the property. Kelley submitted a letter to the plan commission with concerns that was read at the meeting. Primary concerns were the residential wells in the area, fencing for security and planting of trees for a sound barrier. After much discussion, it was agreed to upgrade some of the fencing to a wire mesh near the homes. Wells will be tested prior to the start of operation and tested annually to ensure the safety of the water quality. Also, 5-gallon bucket trees will be planted in the agreed upon area. These conditions will be at the expense of Madison Sand & Gravel and added to the CUP application. Mallon stated he still had three concerns with this application regarding the well water quality, the impact this could have with the ongoing water issues the town currently has and the real estate value of B. Kelley's home. Ingalls asked if the quarry was there when Kelley built his home in 1985 and it was. Anderson will add the new conditions as discussed to the CUP application prior to the Town Boards and Dane County reviews. Motion by Heath, second by Ingalls to recommend approval of the Madison Sand & Gravel application for a Non-Metallic Mining site with the conditions as stated. Motion carried (3-1)

Adjourn: Motion by Mallon, second by Ingalls to adjourn. Meeting was adjourned at 8:05 PM

Prepared by: Kathleen Clark, Clerk

Note: These draft minutes are subject to approval at the next Plan Commission Meeting.

Town of Vienna Board Minutes September 21, 2020

The regular meeting was called to order on Tuesday, September 21, 2020 at 7:00PM by Chair Jerry Marx. Supervisors Steve Ruegsegger, Ron Rupp, Gary Endres, Karen Ingalls and Clerk Kathy Clark were present. Also present were residents Brent & Jacki Kelley, Dennis Kelley, Donna Kelley, Diane Ripp, Steven Fox & son, Engineer Kevin Richardson, MS&G Jake Taff and Engineer Scott Anderson.

Pledge of Allegiance was recited

Public Comment: None

Approval of Minutes: Motion by Ruegsegger, second by Rupp to approve the minutes for the September 8, 2020 town board meeting. Motion carried (5-0).

Discussion and possible action on Madison Sand & Gravel Non-Metallic Mining Application-5379 County Hwy V: Clark stated the application was reviewed by the Plan Commission last week. Conditions were discussed and added to the CUP application for review by the town board. The parcel consists of 35.5 acres of which 32.5 acres would be used for mining, leaving the remainder of the acres for an existing residential site on the property. Anderson went through the revised plans that included an upgrade to some of the fencing around the property to a 4x4 wire mesh. Wells will be located at the five homes in close proximities to the site and tested prior to the start of operation and tested annually to ensure the safety of the water quality. Also, 17-5-gallon bucket trees will be planted around the property line. Two wetlands are involved and will not be disturbed per state statute. Mining will begin in the southwest part of the parcel and move towards the northeast side, extracting sand and gravel. Madison Sand & Gravel (MSG) will purchase the property pending approval of

the mining application. Reclamation plan includes a lake that will be left once the mining is complete. Operation hours will be from 6am to 6pm, Monday-Saturday and no washing, crushing or blasting will take place. B. Kelley asked if the plans will include location of wells and they will. Richardson raised concern with the water line at 945' and the wells are 980' and the well static level is 955' so the residents are requesting a condition that if the well fails due to the dewatering process, MSG will help repair the well. Marx noted the water level will be the same as it right now. Fox asked about the pumping taking place at this time and Taff explained they are dewatering at this time. Endres asked about the monitoring of wells and these still need to be located and added to the plans. Dennis Kelley stated he just had the well at the duplex tested for nitrates have gone down from the previous test performed. Endres stated MSG should reclaim 35 acres with the plan to open up 35 acres of land. MSG has been working on it and will need to move material around once operation begins. Ruegsegger asked what the town limit is on active quarries and it is 985 acres and the last review showed about 500 acres active in operation. Discussion of added trees by the two berms along Highway V took place. Ingalls stated that the quarry was active and open prior to the surrounding homes were bought or built. Motion by Endres, second by Ingalls to approve the application with the conditions discussed including the wells, the fence and the trees, including a couple by the wetland on Highway V. Motion carried (5-0)

Discussion and possible action on Compliance Maintenance Annual Reports for UD 1 & 2: Clark explained the annual reports provide information each year on the maintenance performed with associated costs, the operations that take place throughout the year and any equipment replacement that may have taken place. There is also a financial section for reporting user fees and funding for review to ensure the Utility District is healthy in case any problems occur. Motion by Rupp, second by Ruegsegger to approve the CMAR Annual Reports for Utilities Districts 1 & 2. Motion carried (5-0)

Operator's License: None

Town Supervisor Reports: Supervisor Ruegsegger meeting with the DeForest Area Senior Center was held Tuesday, September 8th and the next meeting is scheduled in a few weeks. Supervisor Rupp meeting with the Dane-Vienna Fire Department is scheduled for Monday, September 28th. Supervisor Ingalls meeting with Waunakee was held Thursday, September 10th. They are working on the five year plan and increasing the level of the responder's qualifications. Supervisor Endres meeting with Waunakee Fire Department is scheduled for Monday, September 28th.

Town Clerk's Report: Clark informed the board that the work on Schumacher continues and blasting is scheduled to take place this week. Integrity is scheduled to meet onsite tomorrow to review plans and begin work. Clark presented several complaint received by two residents regarding barking dogs. The Ordinance does not include any penalties to enforce the ordinance so the next step will be to contact the County Sheriff. The board agreed that a letter should be sent to both residents to stop mailing the town as there is nothing more that can be done at the local level.

Review and authorize payments of current town and utility bills, wages and expenses: Motion by Ruegsegger, second by Rupp to approve the current town bills as stated in the amount of \$145,474.31; Payroll \$5,105.41; Town Bills \$139,880.01; Utility 1 \$413.16 and Utility 2 \$75.73. Motion carried (5-0)

Adjourn: Motion by Rupp, second by Ruegsegger to adjourn. Motion carried (5-0). Meeting adjourned at 8:00 PM.

Prepared by: Kathleen Clark, Town Clerk

Vienna Town Board Meeting Agenda Monday, October 5, 2020

The Vienna Town Board will meet on Monday, October 5, 2020 at 7PM at the Town Hall, located at 7161 County Highway I, DeForest, WI or via ZOOM. The agenda for this meeting includes the following items:

- Call the Town Board meeting to order
- Recite the Pledge of Allegiance
- Public comment
- Approve or amend the minutes of the September 21, 2020 Town Board meeting
- Discussion on 2021 Budget and Road Projects
- Operator's License
- Town Supervisor Reports
- Town Clerk's Report
 - Update on Schumacher Road
 - Plan Commission Meeting October 12th at 7:00pm
- Review and authorize payments of current town and utility bills, wages and expenses
- Adjourn