

TOWN OF WESTPORT

TOWN BOARD - Monday, February 16, 2015

The regular semi-monthly meeting of the Town Board was called to order in the Community Meeting Room of the Bernard J. Kennedy Administration Building at 7:01 p.m. by Chair Van Dinter. Members present: Enge, Robinson, Sipsma (at 7:05 p.m.), Van Dinter, and von Rutenberg. Members absent: None. Also present: Dennis Carpenter, Steve and Melody Bruckner, Terrence Wall and engineer, Rhonda Arries, Guy Kitchell, Matt Prescott, Eric Nordeen, Michael Drew, and Tom Wilson.

There were no public comments on matters not on the agenda. The minutes of the February 2, 2015 regular meeting were approved as presented on a motion by von Rutenberg, second Robinson.

A Regular Operator License for Sarah Nelson as on file with the Clerk and presented was approved subject to State and local requirements, on a motion by Enge, second Robinson, with von Rutenberg abstaining.

For the Engineer Report, Wilson reported on the status of the Public Works Facility Construction.

Wilson gave a report on the Revise Zoning Restrictions to Allow Halloween Haunted Attraction (County C-2 Restricted, ETZ), Halloween FX Props, 5305 CTH M (Former Stop-N-Go Building) and Design Review matter, which included the status of the proposed Resolution recommended by the Plan Commission, minor revisions discussed with the committee placed to review the draft by the Commission and developer, and remaining major issues. The Chair determined that the Board should take up the major remaining issues singularly and then adopt all as part of the Resolution. Each action item below was discussed extensively before action, with Wilson reporting on committee comments, especially Plan Commissioner Trotter's comments since he was now absent.

- Draft paragraphs 2 and 3 on timing: Use in place for two years, and lapses in November unless the developer asks for renewal, which shall then be considered by the JPC in the first 90 days of 2017, on a motion by Sipsma, second von Rutenberg.

- Draft paragraph 6 on special events: 20 special events for the use term outside the noted the time period to be allowed with Wilson to add language clarifying the term time period and the allowed time period, with the uses consistent with the use allowed for the Haunt, and with a two weeks written notice to the Town, on a motion by von Rutenberg, second Robinson.

- Draft paragraph 10 regarding signs and banners: Acceptable to allow as written except that Wilson to add language that banners must be maintained in good condition or the Zoning Administrator may order removal, and contingent on use approval, on a motion by von Rutenberg, second Robinson.

- Draft paragraph 16 on lighting: Lights need to conform to Town Code as written on a motion by Sipsma, second Robinson.

- Draft paragraph 18 on bond: If the Town costs and fees are paid, the cash bond may be lowered to \$2000 to protect the Town in case of charges for emergency calls or sheriff charges, on a motion by von Rutenberg, second Sipsma.

- Draft paragraph 19 on insurance: Provide certificate to Town for \$1 million in haunt insurance as described by the developer and the owners to provide additional coverage of \$2 million on a motion by Sipsma, second Robinson.

Resolution 15-02 was then approved as presented with the revisions noted by the above motions and other modifications described by Wilson, to be drafted by Wilson for review by Van Dinter, on a motion by Sipsma, second Robinson.

After a brief report on the issues by Wilson and discussion involving the immediate neighbors in the audience regarding the Boat/Vehicle Storage on Town Property in Larwood Hills matter as presented, the Board authorized Wilson to approve a continuing road use permit for storing three boats on the right of way at issue as has been historically done without complaint, only during October to May, subject to written approval by the immediate property owners, with no use blockage for the adjoining farm property owner, to be administratively suspended on notice should the Town need to work in the area for any reason, and with the fees waived for the permits since there will be no Town staff follow up as with most road use/utility permits, on a motion by von Rutenberg, second Robinson.

The Benedictine Women of Madison, Temporary Class "B"/Class "B" Retailer's Licenses (3/3/15), Holy Wisdom Monastery, 4200 CTH M , and any related temporary operator licenses, were approved as presented and as on file with the Clerk on a motion by Sipsma, second Enge, conditioned on satisfaction of all state and local requirements, with von Rutenberg abstaining.

After a brief presentation by Van Dinter and discussion, the Town of Windsor Governance Structure Support request was approved as requested by the Windsor Chair on a motion by von Rutenberg, second Robinson, by a vote of 4-0-1 (Sipsma abstaining).

The Audit Committee recommended payment of bills as presented by the Administrator after questions were answered. Van Dinter and Wilson reported on meetings of the plan commission/committees.

For Administrative Matters, Wilson advised the Board of his vacation next week, that Westport citizen Tasha Chambers has been recommended for appointment to the Waunakee Library Board, and that the Waunakee Village Board approved action on the Carriage Ridge North 40 rezone and plat as recommended by the Town.

For Miscellaneous Business or Forthcoming Events raised, Wilson reminded the Board of the Dane County Parks meeting Wednesday evening at the Town meeting room on the Holy Wisdom prairie land purchased by the County, and of the DCTA meeting the same night in Cottage Grove.

Current bills were paid as presented by the Administrator and recommended by the Audit Committee after questions were answered on a motion by Sipsma, second von Rutenberg.

After a very brief statement by Wilson that there was nothing presented to review and confirmation by the developer, the Board did not go into closed session nor take action on the Communities of Bishops Bay Utility Assessment Consent, City of Middleton Assessment District matter at this time.

Motion to adjourn by Sipsma, second von Rutenberg. The meeting adjourned at 8:27 p.m.

Thomas G. Wilson,
Attorney/Administrator/Clerk-Treasurer