

TOWN OF WESTPORT
REGULAR BOARD MEETING
Kennedy Administration Building
Community Meeting Room
5387 Mary Lake Road
Town of Westport, Wisconsin

AGENDA - Monday, January 3, 2022 7:00 p.m

1. Call to Order
2. Public Comment On Matters Not On the Agenda
3. Approve Minutes
4. Review/Approve Operator Licenses
5. Driveway/Access/Utility/Road Opening Permits
6. Water Utility/Fire Protection Utility
Miscellaneous
7. Sewer Utility
Miscellaneous
8. Engineer Report
Miscellaneous Ongoing Projects
9. CTH M Improvements Affecting Town Center Pond/Trees,
Discussion/Action
10. Committee Reports/Items for Action

Personnel Committee	Public Works Committee	Westport/Middleton JZC
Audit Committee	Town Plan Commission	Westport/Waunakee JPC
11. Administrative Matters
12. Miscellaneous Business/Forthcoming Events
13. Pay Current Bills
14. Adjourn

If you need reasonable accommodations to access this meeting, please contact the clerk's office at 849-4372 at least three business days in advance so arrangements can be made to accommodate the request.

TOWN OF WESTPORT
AUDIT COMMITTEE MEETING
Kennedy Administration Building
Community Meeting Room
5387 Mary Lake Road
Town of Westport, Wisconsin

AGENDA - Monday, January 3, 2022 6:30 p.m.

This meeting is being noticed as a possible gathering of a quorum of the Westport Town Board due to the possible attendance of Supervisors not appointed to the Committee. Supervisors may discuss items on this agenda, or gather information on these items, but no action will be taken on these items as the Town Board.

1. Call to order
2. Approve minutes
3. Review/approve bills for payment
4. Adjourn

If you need reasonable accommodations to access this meeting, please contact the clerk's office at 849-4372 at least three business days in advance so arrangements can be made to accommodate the request.

TOWN OF WESTPORT

TOWN BOARD - Monday, December 20, 2021

The regular semi-monthly meeting of the Town Board was called to order at 7:02 p.m. by Chair Grosskopf in the Community Meeting Room of the Bernard J. Kennedy Administration Building/Town Hall. Members Present: Cuccia, Enge, Grosskopf, Sipsma, and Trotter. Members Absent: None. Also Present: Tim Wohlers, and Tom Wilson.

There was no Public Comment On Matters Not On the Agenda. The minutes of December 6, 2021 regular meeting were approved as presented on a motion by Sipsma, second Enge.

After a presentation by Wilson and clarifying questions by the Board, Resolution 21-16 (2022-23 Poll Worker Approval) was adopted as presented on a motion by Sipsma, second Cuccia.

After comments by Cuccia, Trotter and Wilson, the Sign Design Group recommendations on Town Internal Sign Design work as recommended by the Town Plan Commission was approved to proceed with Wilson and Cuccia designated to work on the project as leads on a motion by Sipsma, second Enge.

Grosskopf reported that the Personnel Committee met and details will be discussed later in the meeting. Grosskopf and Wilson reported on items before the plan commission/committees. The Audit Committee recommended payment of bills as presented by Wilson after questions were answered.

There were no Administrative Matters raised. For Miscellaneous Business or Forthcoming Events raised, Sipsma asked Wilson about an e-mail contact on a tax complaint he received for Mariners Cove and Wilson advised that he would have the Finance Manager respond if he had not already, and share that response.

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

After the nature of the business was announced by the Chair, the Board adjourned to closed session pursuant to section 19.85(1)(c), Wis. Stats., to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, and Section 19.85(1)(f), Wis. Stats., to consider financial, medical, social, or personal histories of specific persons which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, regarding Personnel Pay and Policies, and Officer Changes, on a motion by Sipsma, second Trotter, by a unanimous vote, at 7:30 p.m.

The Board returned to Open Session after discussion with the Town Attorney in closed session at 7:48 p.m., on a motion by Enge, second Sipsma, by a unanimous vote.

For Personnel Pay and Policies, the Board approved the pay items as outlined in the Personnel Committee confidential memorandum as presented on a motion by Sipsma, second Enge. As for the Officer Changes item, the Board approved the position description and notice as presented for the Administrator/Clerk-Treasurer position to be finalized by Wilson as discussed in closed session, with Wilson to proceed on the search as directed, on a motion by Sipsma, second Trotter.

Motion to adjourn by Enge, second Sipsma. The meeting adjourned at 7:50 p.m.

Thomas G. Wilson
Attorney/Administrator/Clerk-Treasurer

AGENDA ITEM #9:

CTH M Improvements Affecting the Town Center Pond/Trees,
Discussion/Action



**CTH M Final Design
Oncken Road to STH 113
Dane County**

**Design Meeting with Town Westport Meeting Minutes
December 08, 2021, 10:00 AM**

The following items were discussed at the meeting – Action items are noted in red.

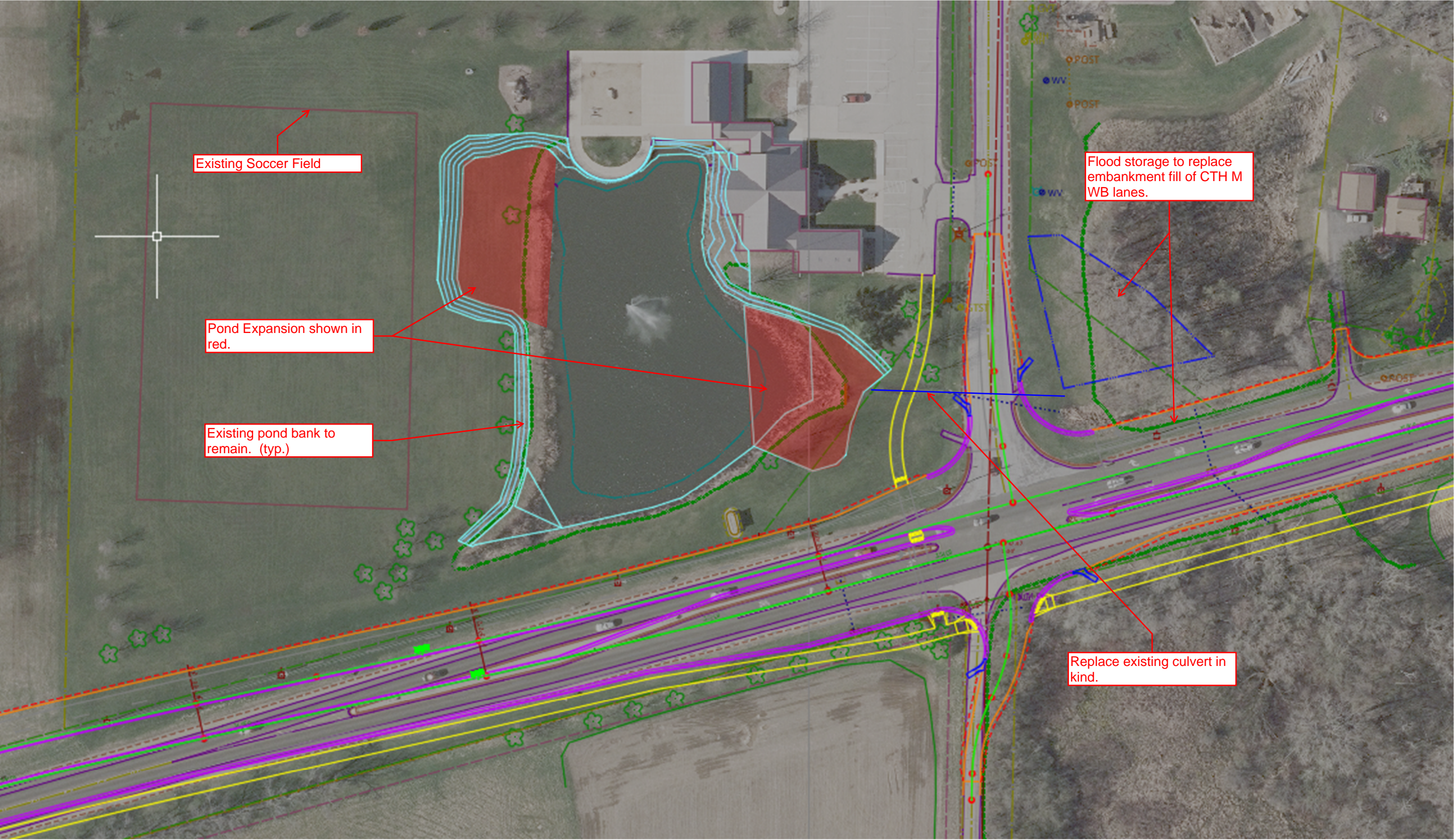
The meeting agenda provided project details and is included in the minutes. Exhibits that were presented at the meeting are also included.

1. Introductions / Attendance:

Dane County:	Pam Dunphy, Jeremy Balousek
Town of Westport:	Tom Wilson, Kevin Even
KL Engineering:	Gerry Schmitt, Brad Cunningham, Lance Williston, Jon Blomquist

2. Action Items from Previous Meeting

- a. Design
 - 1) Cul de Sac's
 - a. Shilling Lane: Discussed septic vent within proposed 66' R/W limits of cul-de-sac stem. Town is agreeable to a narrower (~50') R/W to reduce impacts. Roadway will be 20' pavement with 3' gravel shoulders.
 - 2) Drainage-- Town Westport storm pond expansion (NW quadrant of Mary Lake Rd)
 - o Town would like as many mature trees preserved as possible. Most were planted with a DNR grant. Several trees along the CTH M frontage will be removed for the roadway expansion.
 - o **KL to review footprint for the ability to reshape NW and SE areas to avoid trees.**
 - o **KL to evaluate adding a widened ditch line adjacent to CTH M (south of soccer fields) to increase pond capacity.** This area will be dry except during storm events and will need to be connected to the larger pond via an equalizer culvert. Vegetation planted here should be wet tolerant.
 - o **KL to provide map noting trees to be removed for Town review and discussion**
 - 3) Path Connection to Town Hall
 - o **Town would like the alignment revised to reduce the number of mature trees to be removed.**
 - 4) Storm sewer material selection was discussed. Only concrete products to be used despite options to use plastics in non-traffic loading areas.
 - 5) Signals/Lighting (see attached list of questions and notes)



AGENDA ITEM #11:

Administrative Matters

From: [Tom Wilson](#)
To: [Jessica Duffrin](#)
Subject: FW: January 19 DCTA Membership Meeting, consideration of petition to the EPA regarding Leaded Aviation Gas
Date: Tuesday, December 28, 2021 9:35:02 AM

From: Renee Lauber <lauberconsulting@gmail.com>
Sent: Wednesday, December 22, 2021 1:35 PM
Subject: January 19 DCTA Membership Meeting, consideration of petition to the EPA regarding Leaded Aviation Gas

Dane County Town Boards,

The 2022 DCTA meeting calendar has been posted on the DCTA Website and can be found at <http://danecotowns.net/>

Please note the Membership Meeting on **January 19, 2022**, Annual Meeting on **May 18, 2022** and Membership Meeting on **September 21, 2022**.

Cynthia Richson, Middleton Town Chair, has asked DCTA for a letter of support for a petition to the EPA regarding Leaded Aviation Gas. At the January 19th Membership Meeting, we will consider approval of a DCTA letter of support for the EarthJustice Petition to the EPA, including the Town of Middleton as co-petitioner, for a regulatory lead endangerment finding for leaded aviation gas authorizing the EPA to work with the FAA to transition to unleaded aviation gas. Chair Richson has provided background information on this issue that can be found at: <http://danecotowns.net/wp-content/uploads/2021/12/Leaded-Aviation-Gas.pdf>

Please take the time to review this information and discuss support with your town board so we are able to take action at the January meeting.

The January 19th meeting will be virtual, via Zoom. The meeting agenda and zoom link will be sent out soon.

Happy Holidays!

Renee Lauber

Executive Director
Dane County Towns Association
www.danecotowns.net

608.577.9997

Request for DCTA Letter of Support for Petition to the EPA regarding Leaded Aviation Gas

Consideration and possible approval of a DCTA letter of support for the EarthJustice Petition to the EPA, including the Town of Middleton as co-petitioner, for a regulatory lead endangerment finding for leaded aviation gas authorizing the EPA to work with the FAA to transition to unleaded aviation gas.

Background Information

Even though lead in automobile gas was banned in the 1970s, *leaded* aviation gas is still used in general aviation piston-driven aircraft. Morey Airport aircraft produce 32% of airborne lead emissions or 217.25 pounds annually (2017), and Dane County has the second highest airborne aircraft lead emissions of all 72 counties in Wisconsin. There are over five-hundred airports in Wisconsin and small airports can emit more airborne lead emissions than larger airports. For example, the busiest airport in Wisconsin, Milwaukee's General Mitchell International Airport, had 34% *less* aircraft airborne lead emissions than Morey Airport. (Sources: EPA and Wisconsin DNR; See <https://echo.epa.gov/air-pollutant-report?fid=110037971772>)

There is no safe level of lead in humans, especially in children where even low levels of lead exposure can cause a reduction in IQ among other adverse health effects. Preventing exposure to lead is key. (See <https://www.dhs.wisconsin.gov/lead/health-effects.htm>). Lead exposure is cumulative, and breathing airborne lead is one of the most dangerous ways to be exposed. (See Town of Middleton Town Board 2/17/21 Minutes, Item 4, presentation by pediatrician Beth Neary, M.D., <https://middleton.civicweb.net/Portal/MeetingInformation.aspx?Org=Cal&Id=298>). Unlike lead in automobile gas, once inhaled, piston-engine aviation airborne lead cannot be expelled by the lungs due to its smaller particle size. (See <https://pubmed.ncbi.nlm.nih.gov/33100835/>).

Unleaded 94 Swift Fuels for piston-aircraft has been produced and sold nationwide since 2015 as a "drop-in ready" unleaded aviation gas for 66% of U.S. piston-engine aircraft. (See <https://www.swiftfuelsavgas.com/faq>). In a 9/13/16, statement, Swift Fuels advised it sells UL94 at 40 U.S. airports in 11 states, *mostly in the Midwest, and the largest concentration is in Wisconsin*. (See <https://www.swiftfuelsavgas.com/news/swift-fuels-ul94-put-to-the-test-aopa/>)

In 2021, Swift Fuels expanded its current California distribution of UL94, and as of 1/1/22, county owned Reid-Hillview Airport will sell only unleaded aviation gas. "For some county regulators concerned for their community's health, this announcement could not have come

soon enough, as the National Academies of Science recently released its latest study that indicates: “Small gasoline-powered aircraft are the single largest emitter of lead in the United States, as other major emission sources such as automobile gasoline have been previously addressed. A highly toxic substance that can result in an array of negative health effects in humans, lead, is added to aviation gasoline to meet the performance and safety requirements of a sizable portion of the country’s gasoline-powered aircraft. When emitted from aircraft exhaust, lead can be inhaled by people living near and working at airports.”

(https://www.einnews.com/pr_news/547494368/swift-fuels-expands-unleaded-avgas-distribution-across-california-and-celebrates-6th-anniversary-selling-ul94-nationwide; <https://countyaairports.sccgov.org/sites/g/files/exjcpb686/files/newsletter/2021%2012-06%20SCAN.pdf>)

In addition, at EAA AirVenture in July 2021 the General Aviation Modifications Inc. (GAMI) announced a new 100-octane *unleaded* aviation gas, and as of October 2021, the FAA has approved hundreds more piston-engine aircraft (approximately 611 engines) for use of unleaded aviation gas. (See <https://www.aopa.org/news-and-media/all-news/2021/october/pilot/alternative-fuels-unleaded>; <https://www.aopa.org/news-and-media/all-news/2021/october/28/faa-approves-hundreds-more-engines-to-use-unleaded-avgas>).

On 10/12/21, the Town of Middleton became a co-petitioner to the EarthJustice Petition filed with the EPA for a Regulatory Lead Endangerment Finding for EPA authorization to work with the FAA to safely transition from leaded to *unleaded* aviation gas for all piston-engine aircraft as soon as reasonably possible. As of 10/12/21, there are 57 organizations and 146 medical professionals, professors, advocates, and other individuals who have submitted a letter in support of this Petition to the EPA, and the number of supporters continues to grow.

A letter of support for the Petition to the EPA from the Dane County Towns Association would be in the best interests of the health, safety, and welfare of all town residents in Dane County as well as in the interests of public health for residents of the State of Wisconsin and elsewhere.

For additional information please see also the Town of Middleton website Morey Airport Updates at: <https://town.middleton.wi.us/>

From: [Tom Wilson](#)
To: [Jessica Duffrin](#)
Subject: FW: January 19 DCTA Membership Meeting, consideration of petition to the EPA regarding Leaded Aviation Gas
Date: Tuesday, December 28, 2021 10:28:01 AM

From: Mark Opitz <mopitz@cityofmiddleton.us>
Sent: Tuesday, December 28, 2021 10:03 AM
To: Tom Wilson <twilson@townofwestport.org>
Cc: Mike Davis <mdavis@cityofmiddleton.us>
Subject: RE: January 19 DCTA Membership Meeting, consideration of petition to the EPA regarding Leaded Aviation Gas

Tom,

Thanks for passing this along and for asking for our input.

The City of Middleton has taken the position that we fully support initiatives for piston aircraft to transition to unleaded fuel in a safe, prudent manner. Development of a national standard for the aviation community is long overdue. Below is a link to a resolution that the Common Council recently adopted regarding this matter:

<https://www.cityofmiddleton.us/DocumentCenter/View/9583/Resolution-2021-66-Unleaded-Fuel-Funding-Request>

The Common Council included \$30,000 in the 2022 budget to hire a consultant to undertake design engineering for adding an unleaded fuel tank at the airport.

Although they haven't explicitly done so, I do believe the Common Council would object to any efforts to close Middleton Municipal Airport (which would necessitate sizable repayment(s) to the Federal government consistent with our FAA grant assurances) or to prevent the use of 100LL (low lead) fuel while it remains legal to use in aircraft. I wouldn't be surprised if some area residents view either course of action as a desired outcome of their advocacy at the Federal level.

In short, we would welcome the DCTA taking a position in support of the efficient and safe transition to unleaded fuel, as long as doing so doesn't include advocacy for curtailing general aviation operations.

Mark

From: Tom Wilson <twilson@townofwestport.org>
Sent: Tuesday, December 28, 2021 9:35 AM
To: Mark Opitz <mopitz@cityofmiddleton.us>
Subject: FW: January 19 DCTA Membership Meeting, consideration of petition to the EPA regarding

Leaded Aviation Gas

Wanted to pass on that Cynthia Richson is taking some action to include the DCTA on something about leaded fuel at airports. Not sure what your feelings are about this but maybe you could let me know. I would like to give it to the Town Board for consideration or even to the DCTA if you disagree with her request. Thanks!

From: Renee Lauber <lauberconsulting@gmail.com>

Sent: Wednesday, December 22, 2021 1:35 PM

Subject: January 19 DCTA Membership Meeting, consideration of petition to the EPA regarding Leaded Aviation Gas

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Renee Lauber

Executive Director
Dane County Towns Association
www.danecotowns.net

608.577.9997



RESOLUTION 2021-66

Requesting Federal Funding Assistance for Unleaded Fuel Implementation at Middleton Municipal Airport

WHEREAS, the City of Middleton, Dane County, Wisconsin, being a municipal body corporation of the State of Wisconsin, is authorized by Wis. Stat. 114.11 to acquire, establish, construct, own, control, lease, equip, improve, maintain, and operate an airport; and

WHEREAS, the City has been planning for potential improvements of Middleton Municipal Airport – Morey Field (“Airport”), a City-owned general aviation airport located at 8300 Airport Road, Middleton, Wisconsin, consistent with the City of Middleton’s 2021 Comprehensive Plan and other ongoing planning activities; and

WHEREAS, the U.S. federal government recently passed the bipartisan Infrastructure Investment and Jobs Act which invests \$25 billion in order to “upgrade our nation’s airports”; and

WHEREAS, conversion of leaded fuel to unleaded fuel at our nation’s airports will be of great environmental benefit to our nation, state and city; and

WHEREAS, the City of Middleton has actively listened to residents of Middleton and neighboring municipalities who have expressed a desire to transition Middleton Municipal Airport from leaded to unleaded aviation fuel; and

WHEREAS, the Airport Commission has developed a plan that purchases the existing fuel farm from Morey Airplane Company, purchases a new 12,000 gallon tank to store unleaded fuel, and rehabilitates the existing tanks used for 100LL and Jet-A fuel, with the goal of enabling as many aircraft operators to transition to unleaded fuel as possible.

WHEREAS, the Fuel Farm project does not meet FAA eligibility guidelines for funding as an AIP project and therefore other funding needs to be identified; however, the FAA can provide project oversight to assure the project meets FAA standards.

NOW, THEREFORE, BE IT RESOLVED that the City of Middleton hereby requests \$300,000 in federal funding for the modification of the Middleton Municipal Airport’s fuel farm system to facilitate the transition from leaded aviation fuel to unleaded aviation fuel with the explicit notation the project does not have to meet FAA funding guidelines. The project would include the following:

- The City of Middleton’s purchase of the existing C29 Fuel Farm
- The addition of new components to the C29 Fuel Farm
- Inspection, painting and maintenance of all C29 Fuel Farm components

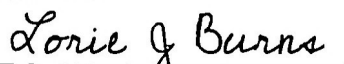
BE IT FURTHER RESOLVED that the City Clerk is hereby directed to send this resolution to the offices of Senator Tammy Baldwin, Senator Ron Johnson, Representative Mark Pocan, and Federal Aviation Administrator Stephen Dickson.

This Resolution was adopted by a majority vote of the Middleton Common Council on the 7 day of December, 2021.

COMMON COUNCIL OF THE
CITY OF MIDDLETON


Gurdeep Brar, Mayor

ATTEST:


Lorie Burns, City Clerk