



Town of Vienna Web Site Address: [www.vienna-wis.com](http://www.vienna-wis.com)

February, 2022

## February Primary Election

There will be Primary Election on Tuesday, February 15th for all **Municipalities in the Lodi Area School District**. For our town, the only voters affected are those registered in the Lodi School District. There are other school districts as part of this election but no State offices. **Polls open at 7:00 AM and close at 8:00 PM**. In-person absentee ballots for the February 15th election will be available in the clerk's office starting Tuesday, February 1, 2022 with hours from 9:00 AM – 3:00 PM, MONDAY – FRIDAY. The last day to vote an absentee ballot in the clerk's office is Friday, February 11th. **There will be no voting allowed Monday, February 14th, due to State Statute**. Registration can take place at anytime throughout the year and/or on the day of an election. Are you registered to vote? Log in to [www.myvote.wi.gov](http://www.myvote.wi.gov) and search by your name or address to confirm. You can update information on this site or register online if needed. You can also review the ballot and verify where you should go on election day.

## Absentee Voting by Mail

The deadline for making application to receive an absentee ballot by mail is 5 pm on Thursday, February 11, 2021. You can request that an application for an absentee ballot be sent to you for the primary or spring election or both. You may also submit a written request in the form of a letter or you may apply for an absentee ballot online at [MyVote.wi.gov](http://MyVote.wi.gov). Note: Special absentee voting application provisions apply to electors who are indefinitely confined to home or a care facility, in the military, hospitalized, or serving as a sequestered juror. If this applies to you, contact the municipal clerk regarding deadlines for requesting and submitting an absentee ballot.

## Town Office Candidates

The following candidate has filed nomination papers to serve on the Town Board for another two year term beginning April, 2022. Incumbent Gary Endres, Supervisor III. A new candidate, Resident Tim Hoege, will be on the ballot to run in place of incumbent Ron Rupp. Also included will be a Town of Vienna referendum regarding the Treasurer's position. More information on this can be found inside this newsletter. If you are interested in working the elections and becoming a election inspector, aka as a poll worker, for the Town of Vienna, please contact the office to discuss the training requirements. This is a paid position and usually entails 6-7 hour shift on the day of election only. Additional information regarding the Spring Election will be provided in the March newsletter.

## Ordinance #2501-Alternate Side Parking

The Town of Vienna adopted this Ordinance on February 5, 2001 at a regular Board meeting. An Ordinance stays in effect indefinitely and is specific to a municipality when a state statute does not address specific guideline on certain subjects.

**Section 1. ALTERNATE SIDE PARKING**—Between December 1st and April 15th no person shall park, stop, or leave standing any vehicle between the hours of 6:00 AM and 6:00 PM on the even numbered side of any street, drive or road on the even numbered calendar days AND on the odd numbered side of any street, drive or road on the odd numbered calendar days-except as may be posted otherwise.

**Section 2. PENALTY**—Any person violating any provision of this ordinance shall be subject to a forfeiture or not more than \$30 for the first offense and note more than \$50 for the second or subsequent violations within one year. For the purposes of this ordinance, each 24 hour period shall be considered as a separate violation. **This ordinance can be found on our town website and should be considered on days were the plow trucks are on the roads salting for ice or clearing snow for safe driving.**

**NOTE: If you can't see the driver of the plow truck in the side mirror, the driver can't see you!**

# Town of Vienna Board Minutes

## January 17, 2022

The regular meeting was called to order on Monday, January 17, 2022 at 7:00pm by Chair Jerry Marx. Supervisors Steve Ruegsegger, Ron Rupp, Sherri Meinholz, Gary Endres and Clerk Kathy Clark were present.

### **Pledge of Allegiance was recited**

**Public Comment:** Endres asked about the raising the property taxes at the time the new town hall was built. The Town Hall was built in 2012. Clark will look into this and provide information at the next meeting.

**Approval of Minutes:** Motion by Ruegsegger, second by Rupp to approve the minutes for the December 20, 2021 town board meeting. Motion carried (5-0).

### **Discussion and possible action on Cemetery**

**Quotes for Mapping:** Clark passed around the current paper map that the office uses to keep records. Clark explained the process of purchasing a plot and the manual update of the maps and the steps involved to sell a plot. Three quotes were requested and of the three, the quote received from Dane County, Capital Area Regional Planning Commission (CARPC). Of the other two, one offered three different packages that were more expensive and the other was too basic and costly for our needs. CARPC will provide a complete map including photos and encoding additional information like birth and death dates for each gravesite. Periodic updates of the data going forward would be fairly inexpensive since the office staff will be responsible for providing new photos and information to the project leader. The estimated cost is \$1,200 which will be paid completely out of the cemetery fund. In 2021, the town sold 22 plots and with this enhancement, this process will be more efficient and convenient for new buyers in the future. Motion by Ruegsegger, second by Meinholz to approve the Union Cemetery mapping up to a cost of \$2,000. Motion carried (5-0)

### **Discussion and possible action on Auction of**

**2009 International Truck:** Clark informed the board that the new 2021 International Plow Truck with Burke Equipment was picked up early this week. Newman had taken pictures and gathered the criteria for the 2009 International Truck to go on Auction. Clark wanted to know if the board wanted a minimum cost put in the bid and whether the board wants the auction to end at the end of the month or the date of the next board meeting for approval. Clark presented another truck currently on Wisconsin Surplus, a 2009 Sterling Plow truck and the current bid is \$22,385 and it was only at \$8,000 in the morning. This truck shows some rust and very few pictures. Our truck is so much cleaner and has plenty of pictures. After some discussion, the board decided to put a minimum cost in the bid request and to close the bidding at the end of the month. We have this ready to post on auction tomorrow if the board agrees with the information presented tonight. The board requested an email be sent to all members when the auction is complete to get feed-

back on the final bid amount. Motion by Rupp, second by Meinholz to approve the 2009 International Truck for Auction from January 18<sup>th</sup> through January 31<sup>st</sup> with a minimum cost of \$20,000. Motion carried (5-0)

**Operator's License:** None

**Town Supervisor Reports:** Supervisor Ruegsegger meeting with the DeForest Area Senior Center was held Tuesday, January 11th. The Senior Center's new Executive Director was in attendance and will be officially running the meetings next month. Supervisor Rupp meeting with the Dane-Vienna Fire Department was held Monday, December 27th. Supervisor Meinholz meeting with Waunakee EMS was held Thursday, January 13th. She was unable to attend. Supervisor Endres meeting with Waunakee Fire Department was scheduled for Monday, December 27<sup>th</sup> but was cancelled

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**Town Clerk's Report:** Clark informed the board that a new release regarding the ARPA funds (American Rescue Plan Act) has now included road repair and maintenance as an eligible project. The final rule is 437 pages and there are some organizations working on a summary for this ruling. Also, resident Tim Hoege stopped in to take out papers for running in April 2022 for the Town Board Seat currently held by Ron Rupp.

### **Review and authorize payments of current town and utility bills, wages and expenses:**

Motion by Rupp, second by Ruegsegger to approve the current town bills as stated in the amount of \$1,907,089.33; Payroll (2 periods) \$22,671.80; Town Bills \$1,899,819.62 (includes tax settlements with County and School Districts); Utility 1 \$1,362.41 and Utility 2 \$163.03. Motion carried (5-0)

**Adjourn:** Motion by Rupp, second by Ruegsegger to adjourn. Motion carried (5-0). Meeting adjourned at 7:56 PM.

**Prepared by:** Kathleen Clark, Town Clerk

**Note:** These draft minutes are subject to approval at the February 7, 2022 Town Board Meeting

# April 2022 Election Referendum

The Town Board of the Town of Vienna is looking to convert the Treasurer's office from an elected position to an appointed position. This change would take effect in April, 2023 when the current term of the Treasurer ends. To accomplish this, the board took the first step by adopting Ordinance 12-2021, to place a referendum on the April ballot for electors to vote on (see below). To understand this decision, included are reasons why towns switch to having an appointed clerk or treasurer.

## **Appointed Positions:**

1. Do not have to be town residents.
2. Have their qualifications, job descriptions, and wages/benefits set by the town board as they are essentially town employees hired by the board.
3. Cannot be removed by the board during their term of office, unless there is "cause" for removal (misconduct in office or neglect of duties). This means there would need to be a hearing and other due process protections afforded before someone could be removed from office. That said, once his or her term expires, the town board can simply choose not to re-appoint a clerk or treasurer without having to establish cause.
4. Can be appointed for a term not to exceed 3 years at one time. Can be appointed for a shorter term such as six months or one year or whatever the board deems appropriate. The board may also re-appoint the person for successive terms, if desired.

## **Elected Positions:**

1. Do have to be town residents.
2. Are answerable to the electorate and cannot be required by the board to hold specific qualifications or obtain training (unless required by state law-such as election training for clerks). Cannot be required by the board to keep set hours at the town hall or be required to work a certain number of hours per week.
3. Can be recalled from office like other elected officials. Can also be removed from office by a majority vote of the board, but only if the reason for removal is continued physical inability to perform the duties of the office or gross neglect of duty, s. 17.13(2m), Wis. Stat.
4. Are elected for two year terms at the spring election in odd-numbered years

## **ORDINANCE No. 12-2021**

The Town Board of the Town of Vienna, Dane County, Wisconsin, does hereby ordain as follows:

That, pursuant to Wis. Stat. § 60.30 (1e)(a), the office of the Town Treasurer shall be filled by appointment of a majority of the members-elect of the town board.

The term of office for the appointed position shall be set by the town board, but may not exceed 3 years per § 60.30 (1e)(c). The town board may re-appoint the officer for additional terms. However, removal by the town board during a given term of office may only be for "cause" as defined under § 17.001 and required by § 60.30(1e)(f).

This ordinance is subject to approval by the town electors in a referendum, which is hereby called by the Town Board to be held on April 5, 2022. **The referendum question shall be:**

**"Shall the person holding the office of Town Treasurer in the Town of Vienna be appointed by the Town Board"**

The salary of the appointed position shall be set by the town board and may not be reduced during the term of office.

This ordinance shall be in full force and effect from and after the date of its town board passage, notice after passage per § 60.80 and also its referendum approval by the town electors as required by § 60.30 (1e)(b).

Adopted this 20th day of December, 2021 Town of Vienna, Dane County, Wisconsin

**Vienna Town Board Meeting Agenda  
Monday, February 7, 2022**

The Vienna Town Board will meet on Monday, February 7, 2022 at 7:00PM at the Town Hall, located at 7161 County Highway I, DeForest, WI. 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 January 17, 2022 Town Board meeting
- Update from Dane County Deputy Sheriff Jodi Schneider
- Operator's License
- Town Supervisor Reports
- Town Clerk's Report
  - 2009 Int'l Plow Truck Sale Auction
  - Election February 15<sup>th</sup> for Lodi Area School District Board
- Review and authorize payments of current town and utility bills, wages and expenses
- Adjourn