

**TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING**  
**November 23, 2010**

**Members Present:** P. Kanter, C. Dundon, P. Van Horn and R. Ackley

**Members Absent:** L. Krause

**Others Present:** 9 citizens

**First order of business:** Call to Order  
*Chairman Kanter called the meeting to order at 7:00 p.m.*

**Second order of business:** Pledge of Allegiance

**Third order of business:** Approval of Minutes of November 9, 2010  
*The minutes will be filed as prepared by the Town Clerk.*

**Fourth order of business:** Action on vouchers submitted for payment:  
A. Report on budget sub-accounts and action to amend 2010 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

**MOVED TO APPROVE PAYMENT OF CHECKS #47716 – 47751 IN THE AMOUNT OF \$42,885.17**

Payroll

**MOVED TO APPROVE PAYMENT OF CHECKS #22072 – 22086 IN THE AMOUNT OF \$22,900.51**

**MS. DUNDON/MR. ACKLEY**

**MOTION CARRIED.**

**Fifth order of business:** Communications (*for discussion and possible action*)  
A. None

**Sixth order of business:** Unfinished Business  
A. Consideration and possible action of an Ordinance to Create Section 10.11 of the Town of Delafield Town Code re: Sex Offender Regulations (tabled 11/9/10)

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO REMOVE FROM THE TABLE. MOTION CARRIED.**

*Chairman Kanter stated that a second draft of the subject ordinance was submitted today by Attorney Larson. This was due to a call he received from an official with the State of WI Department of Corrections expressing concern that the draft Sex Offender Ordinance for the Town of Delafield could impose restrictions on residents of the Ethan Allen School. Chairman Kanter stated that as Ethan Allen is no threat to the residents of the Town of Delafield, this subject draft includes an exception which would allow sex offenders to continue to be placed at the Ethan Allen School juvenile correction facility. The following suggested revisions/additions to the draft ordinance were discussed: 1. the inclusion of the Schoenstatt Retreat Center (it has been added to the revised child safety zones map); 2. Item 3 (b) to be rewritten, as the discussion at the last meeting indicated that if a sex offender had been residing in a child safety zone before the ordinance was adopted, they would be allowed to live in the Town. If not, they would have to reside outside of the child safety zones; 3. The Town Attorney to provide answers on any questions regarding the enforceability or related potential litigation issues arising in this matter.*

**MOTION MADE BY MR. ACKLEY, SECONDED BY MS. DUNDON TO TABLE AND DIRECT STAFF TO CONTACT ATTORNEY LARSON AND REQUEST THAT HE ATTEND THE DECEMBER 14 MEETING TO FURTHER DISCUSS THESE ISSUES. MOTION CARRIED.**

- B. Consideration and possible action on lighting improvements for the Town Hall (tabled 11/9/10)

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. VAN HORN TO REMOVE FROM THE TABLE. MOTION CARRIED.**

*Mr. Krause submitted an estimate, by e-mail, from Midwest Electric to repair the existing lights at the Town Hall. As he was not in attendance, it was suggested that this matter be tabled.*

**MOTION MADE BY MR. ACKLEY, SECONDED BY MS. DUNDON TO TABLE. MOTION CARRIED.**

- C. Consideration and possible action of proposal from Chas Maier Co., Inc., to remove and replace acoustical tile ceiling and grid in the meeting room of the Town Hall (tabled 11/9/10)

*This item will remain on the table.*

- D. Discussion re: holiday schedule (tabled 10/12/10)

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO REMOVE FROM THE TABLE. MOTION CARRIED.**

*The following wording was submitted by staff for consideration: When Christmas Day and New Year's Day fall on a Saturday, the holiday will be observed on the following Monday; When Christmas Eve and New Year's Eve fall on a Sunday, the holiday will be observed on the previous Friday.*

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. VAN HORN TO APPROVE. MOTION CARRIED.**

**Seventh order of business:** New Business

- A. Consideration and possible action of Plan Commission's recommendation to rezone a portion of W310S478 Maple Avenue from A-1, Agricultural District to A-2, Rural Home District

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO APPROVE REZONING A PORTION OF W310S478 MAPLE AVENUE FROM A-1, AGRICULTURAL DISTRICT TO A-2, RURAL HOME DISTRICT. MOTION CARRIED.**

- B. Consideration and possible action of Plan Commission's recommendation to rezone a portion of W310S486 Maple Avenue currently zoned A-1, Agricultural District to A-2, Rural Home District

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO APPROVE REZONING A PORTION OF W310S486 MAPLE AVENUE CURRENTLY ZONED A-1, AGRICULTURAL DISTRICT TO A-2, RURAL HOME DISTRICT. MOTION CARRIED.**

- C. Consideration and possible action of Plan Commission's recommendation to approve a Certified Survey Map combining a portion of the former Lakeview Lanes property with the

St. Anthony on the Lake property and combining a portion of the former Lakeview Lanes property with lands owned by the Pewaukee Yacht Club

**MOTION MADE BY MR. ACKLEY, SECONDED BY MR. VAN HORN TO TABLE BASED ON A REQUEST FROM THE SURVEYOR REPRESENTING ST. ANTHONY ON THE LAKE. MOTION CARRIED.**

D. Request to approve Alcohol Beverage "Class B" Liquor, Class "B" Beer and Soda License Application for the period from November 24, 2010 through June 30, 2011 for the following trade name: *Dylon's Steakhouse, N26W30227 Maple Avenue*

**MOTION MADE BY MR. ACKLEY, SECONDED BY MS. DUNDON TO APPROVE A ALCOHOL BEVERAGE "CLASS B" LIQUOR, CLASS "B" BEER AND SODA LICENSE APPLICATION FOR THE PERIOD FROM NOVEMBER 24, 2010 THROUGH JUNE 30, 2011 FOR THE FOLLOWING TRADE NAME: DYLON'S STEAKHOUSE, N26W30227 MAPLE AVENUE. MOTION CARRIED.**

E. Consideration and possible action of new Operator's Licenses for the period of July 1, 2010 to June 30, 2012:

1. *Andrew Kirk for Dylon's Steakhouse*

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF JULY 1, 2010 TO JUNE 30, 2012 FOR ANDREW KIRK FOR DYLON'S STEAKHOUSE. MOTION CARRIED.**

2. *Kelly Kehl for Dylon's Steakhouse*

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF JULY 1, 2010 TO JUNE 30, 2012 FOR KELLY KEHL FOR DYLON'S STEAKHOUSE. MOTION CARRIED.**

**Eighth order of business:** Announcements and Planning Items

A. Next Plan Commission Meeting – December 7

B. Next Park and Recreation Commission Meeting – December 13 @ 6:30 p.m.

C. Next Town Board Meeting – December 14

**Ninth order of business:** Adjournment

**MOTION MADE BY MR. ACKLEY, SECONDED BY MS. DUNDON TO ADJOURN AT 7: 35 P.M. MOTION CARRIED.**

Respectfully submitted,

Mary T. Elsner, CMC, WCMC  
Town Clerk/Treasurer

Minutes approved on December 14, 2010