

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
May 25, 2010

Members Present: P. Kanter, P. Van Horn, C. Dundon, and L. Krause

Members Absent: R. Ackley

Others Present: E. Larson, *Town Attorney*, S. Kramlich, *Park and Recreation Commission*, J. Stevens, *Lake Country Reporter*, 7 citizens

Chairman Kanter stated that Mr. Kramlich requested to have Item 5B taken out of order.

Fifth order of business: Unfinished Business

B. Consideration and possible action of Delafield Youth Baseball, Inc.'s request to sell concessions at the Sports Commons on June 12 (tabled 5/11/10)

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

Shawn Kramlich was in attendance on behalf of Delafield Youth Baseball, Inc. In response to the question as to whether or not the proposal could include donating a percentage of the proceeds to the Town, he stated that the organization is already paying a \$200.00/day rental fee and this is not a "big money making event".

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AS PRESENTED. MOTION CARRIED.

First order of business: Public Hearing. The Town Board will hold a hearing on May 25, 2010, immediately following the Board of Review in the Town Hall of the Town of Delafield located at N14 W301782 Golf Road, Delafield, Wisconsin, upon the resolution to discontinue a portion of Louis Avenue and may act upon said resolution at said time and place. Said resolution was introduced before the Town of Delafield Town Board on the 13th day of April, 2010, and proposes to adjust the curve in the right-of-way in an area abutting N23 W28992 Louis Avenue.

Brian Dupont, Jahnke and Jahnke, spoke on behalf of Mr. Schultz. He provided a summary of the subject proposal utilizing exhibits displaying the existing right-of-way line and the existing home located adjacent to the right-of-way that will be removed. The land will be dedicated back to the town in order to create a 33 foot right-of-way strip north of the centerline of Louis Avenue. Mr. Schultz confirmed that he will incur all costs of the subject project, and the area will be incorporated and vegetated.

Mr. Dupont indicated that the legal descriptions previously provided to the Town and to the neighbors for the areas to be vacated had to be modified. The original versions assumed a property corner to be on the section line between sections 13 and 24, but while creating the CSM they determined that this was not the case. Revised legal descriptions were provided to the Town Engineer on April 20, 2010.

Attorney Larson proposed that the resolution be approved subject to attaching the revised exhibits and legal descriptions provided to the Town Engineer on April 20, 2010.

The public hearing closed at 7:22 p.m.

Second order of business: Minutes of May 11, 2010
The minutes will be filed as prepared by the Clerk.

Third 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 #47203 – 47240 IN THE AMOUNT OF \$73,180.76

Payroll

**MOVED TO APPROVE PAYMENT OF CHECKS #21494 – 21518 IN THE AMOUNT OF \$24,158.07
MS. DUNDON/MR. KRAUSE MOTION CARRIED.**

Fourth order of business: Communications (*for discussion and possible action*)
None

Fifth order of business: Unfinished Business

A. Consideration and discussion of procedures concerning new fire station/town hall (tabled 4/13/10)

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

Chairman Kanter stated that he has received numerous oppositions relating to the construction of a new town hall. He is of the opinion that the consolidation of a town hall and fire station is the fiscally responsible thing to do. Nonetheless, the need for a new fire station is far too great to allow this controversy to continue to block the new station.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO ENGAGE BOND COUNSEL AND A FINANCIAL ADVISOR IMMEDIATELY; TO ENGAGE A CONSULTANT TO HELP US DELIVER THE MESSAGE TO THE VOTERS; AND, THAT WE PROCEED WITH A BINDING REFERENDUM ON THE NOVEMBER BALLOT FOR THE APPROVAL TO ISSUE MUNICIPAL BONDS SUFFICIENT FOR THE CONSTRUCTION OF A NEW TOWN OF DELAFIELD FIRE STATION, CONSISTENT WITH THE RECOMMENDATION OF ATTORNEY LARSON. MS. DUNDON – YES, CHAIRMAN KANTER – YES, MR. KRAUSE – YES, MR. VAN HORN – NO. MOTION CARRIED.

AMENDED MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO INCLUDE THE LOCATION OF THE NEW FIRE STATION ON THE BASEBALL DIAMOND ADJACENT TO THE TOWN HALL. MS. DUNDON – YES, CHAIRMAN KANTER – YES, MR. KRAUSE – YES, MR. VAN HORN – NO. MOTION CARRIED.

C. Consideration of Offer to Purchase for Plow Truck

Supervisor Van Horn recommended acceptance of the subject offer: \$6,000 cash and \$2,000 credit toward future purchases at Oconomowoc Landscape Supply Center.

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO ACCEPT THE OFFER TO PURCHASE FROM OCONOMOWOC LANDSCAPE SUPPLY CENTER. MOTION CARRIED.

Sixth order of business: New Business

A. Adoption of resolution to discontinue a portion of Louis Avenue which will adjust the curve in the right-of-way in the area abutting N23 W28990-92 Louis Avenue

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. KRAUSE TO APPROVE ADOPTION OF THE RESOLUTION TO DISCONTINUE A PORTION OF LOUIS AVENUE WHICH WILL ADJUST THE CURVE IN THE RIGHT-OF-WAY IN THE AREA ABUTTING N23 W28990-92 LOUIS AVENUE SUBJECT TO RECEIPT OF AN UPDATED AGREEMENT FROM THE NEIGHBORS AND FINAL APPROVED BY THE TOWN ATTORNEY AND TOWN ENGINEER. MOTION CARRIED.

B. Consideration and possible action of Certified Survey Map defining the property at N23 W28992 Louis Avenue after execution of possible road vacation and dedication of a portion of the land currently occupied by a duplex residential building

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. VAN HORN TO APPROVE THE CERTIFIED SURVEY MAP DEFINING THE PROPERTY AT N23 W28992 LOUIS AVENUE AFTER

EXECUTION OF POSSIBLE ROAD VACATION AND DEDICATION OF A PORTION OF THE LAND CURRENTLY OCCUPIED BY A DUPLEX RESIDENTIAL BUILDING CONSISTENT WITH THE RECOMMENDATIONS OF THE PLAN COMMISSION AT THEIR MEETING HELD ON MAY 4, 2010. MOTION CARRIED.

C. Approval of Agreement regarding the Pewaukee Lake Water Safety Patrol Unit and adoption of Town Code ordinance revisions

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO APPROVE THE AGREEMENT REGARDING THE PEWAUKEE LAKE WATER SAFETY PATROL UNIT. MOTION CARRIED.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE ADOPTION OF TOWN CODE ORDINANCE REVISIONS. MOTION CARRIED.

D. Appointment to Board of Appeals

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. KRAUSE TO APPROVE THE APPOINTMENT OF ROSE SASICH TO THE BOARD OF APPEALS. MOTION CARRIED.

E. Consideration of Community Oriented Policing Services grant

Chairman Kanter stated that he wanted to make the Town Board aware of this available option. The general consensus of the board is that, even with assistance from the federal government, the town is not presently in a financial position to follow through.

F. Consideration and possible action of St. Anthony on the Lake Congregation Temporary Class "B" license to sell fermented malt beverages and Temporary "Class B" license to sell wine on the outside picnic grounds on June 13, 2010

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO APPROVE THE SUBJECT LICENSE. MOTION CARRIED.

G. Consideration and possible action of Friends of Lapham Peak Temporary Class "B" license to sell fermented malt beverages and Temporary "Class B" license to sell wine at the Summer Solstice Celebration on June 19, 2010

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE THE SUBJECT LICENSE. MOTION CARRIED.

Seventh order of business: Announcements and Planning Items

- A. Next Plan Commission Meeting – June 1 – 7:00 p.m.
- B. Next Town Board Meeting - June 8 - 7:00 p.m.
- C. Next Park and Recreation Commission Meeting – June 14 – 6:30 p.m.

Eighth order of business: Adjournment

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO ADJOURN AT 8:03 P.M.

Respectfully submitted,

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

Minutes approved on June 8, 2010