

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
September 28, 2010

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

Others Present: T. Barbeau, *Town Engineer*, D. Roberts, *Highway Superintendent*, J. Stevens, *Lake Country Reporter*, 15 citizens

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:03 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Minutes of September 15, 2010
The minutes will be filed as prepared by the 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 #47549 – 47585 IN THE AMOUNT OF \$83,959.50

Payroll

MOVED TO APPROVE PAYMENT OF CHECKS #21840 – 21893 IN THE AMOUNT OF \$25,790.17

MS. DUNDON/MR. ACKLEY

MOTION CARRIED.

Fifth order of business: Communications (*for discussion and possible action*)

A. Steve Carter (9/7/10), Re: Invoice received from the Town of Delafield

Mr. Carter stated that the subject invoice was a result of an on-site meeting involving Waukesha County and Engineer Barbeau. He didn't expect a bill for this is, as he had submitted a landscape plan complying 100% with the plat as requested by Waukesha County.

MOTION MADE BY MR. VAN HORN TO SPLIT THE INVOICE WITH MR. CARTER. MOTION FAILED FOR LACK OF SECOND.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO AFFIRM THE INVOICE. MR. ACKLEY-YES, MS. DUNDON-YES, CHAIRMAN KANTER-YES, MR. KRAUSE-YES, MR. VAN HORN-NO. MOTION CARRIED.

Sixth order of business: Unfinished Business

A. Consideration and discussion of procedures concerning new fire station

Mr. Ackley stated that an informational meeting was held at Fire Station #1 on September 21. There were approximately 30 people in attendance, and the feedback seemed positive. There are two advocacy groups supporting the project. The next informational meeting will be held at the Pewaukee Yacht Club on Thursday, September 30 at 7:00 p.m.

B. Discussion of stormwater issues on Glacier Pass

Engineer Barbeau summarized three alternatives to resolving the subject issues referencing his report dated September 23, 2010. The installation of a pump station proved to be the best option. Chairman Kanter requested that Engineer Barbeau first follow up on grant money

possibilities and then send a letter to residents in this subject area to request their feedback on the assessment option.

- C. Consideration and possible action on request for public access to Etter Lake (tabled 9/15/10)

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

Mr. Vyvyan, president of Shepherds Pass Homeowners Association, stated that the DNR will restock the fish in Etter Lake if the existing pumping site sign is removed and a handicapped parking sign installed close to the lake.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. VAN HORN TO REMOVE THE EXISTING PUMPING SITE SIGN AND INSTALL A HANDICAPPED PARKING SIGN. MOTION CARRIED.

- D. Consideration and possible action of Village of Pewaukee's request to contribute \$100,000.00 toward the Pewaukee Lake dam upgrade

Mr. Van Horn stated that the Village of Pewaukee never asked for the Town's input regarding the subject upgrade.

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO DENY THE REQUEST TO CONTRIBUTE \$100,000.00 TOWARD THE PEWAUKEE LAKE DAM UPGRADE. MOTION CARRIED.

Seventh order of business: New Business

- A. Consideration and possible action of an Ordinance to Repeal and Recreate Section 7.12 of the Town of Delafield Municipal Code Related to Regulation of Off-the-Road Vehicles
- B. Consideration and possible action of an Ordinance to Create Section 10.05(14) of the Town of Delafield Municipal Code Related to Public Nuisances Arising from Use of Off-the-Road Vehicles

Chairman Kanter stated that he has received several nuisance complaints regarding running of dirt bikes on private property.

Debra Acker, W311S292 Wildwood Trail, stated that she lives next to the outlot where individuals are riding dirt bikes on a daily basis. The amount of noise prevents them from enjoying and using their personal property. Dust and dirt is a problem, and she is concerned about the "drop off" that has been caused by the bikers.

Rona Sonnenberg, W312S285 Wildwood Trail, live right across from the subject area. She stated that the noise caused by the dirt bikes prevents her from enjoying and using her personal property.

The following suggested revisions to Section 7.12 were discussed: 7.12 (2)(c)(1) and (2) change seven to ten acres; 7.12 (2)(c)(2)(c) change the hours of operation to 7:00 p.m. and 9 a.m.; and 50' to 100' of a dwelling.

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. ACKLEY TO APPROVE SECTION 7.12 AS AMENDED AND SECTION 10.05(14) AS PROPOSED. MOTION CARRIED.

Engineer Barbeau was directed to contact the Town Attorney for direction on assessing the outlot owners, in the area discussed this evening, for the expense of repairing the town right-of-way.

C. Discussion re: holiday schedule

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

D. Consideration of Operator's Licenses for the period of July 1, 2010 to June 30, 2012:

1. *Brian E. Miller for Lloyd's Never Inn*

The Town Board wished to question Mr. Miller on the results of his background check. As he was not in attendance, staff was directed to contact Mr. Miller and request that he attend the next meeting.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO TABLE. MOTION CARRIED.

2. *Michael A. Sandroni for Lloyd's Never Inn*

Mr. Ackley directed attention to the subject establishment stating that there have been numerous requests for approvals of operator's licenses by individuals with extensive records. He suggested that the owner attend the next meeting to provide additional information.

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. ACKLEY TO TABLE. MOTION CARRIED.

3. *Alfred N. Menning for Lloyd's Never Inn*

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. ACKLEY TO TABLE. MOTION CARRIED.

Eighth order of business: Announcements and Planning Items

A. Board of Review – Wednesday, September 29 – 7:00 p.m. – to be adjourned to October 28 @ 7:00

B. Next Budget Workshop – Immediately following Board of Review – Town Hall

C. Next Plan Commission Meeting – October 5

D. Budget Workshop – Wednesday, October 6 – 6:30 p.m. - Town Hall

E. Next Park and Recreation Committee Meeting – October 11 – 6:30 p.m.

Ninth order of business: Adjournment

MOTION MADE BY MR. ACKLEY, SECONDED BY MR. KRAUSE TO ADJOURN AT 9:10 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on October 12, 2010