

**TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING**  
**August 28, 2007**

**Members present:** P. Kanter, C. Dundon, P. Van Horn, R. Ackley, L. Krause

**Others present:** T. Barbeau, *Town Engineer*, P. Mortimer, *Code Enforcement Officer*, D. Dupies, *Park and Recreation Chairman*, J. Stevens, *Lake Country Reporter*, 5 citizens

**First order of business:** Call to Order

*Chairman Kanter called the Board of Supervisors meeting to order at 7:00 PM.*

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

**Third order of business:** Minutes of August 7, 2007

*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 2007 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

**MOVED TO APPROVE PAYMENT OF CHECKS #43727 - 43804 IN THE AMOUNT OF \$315,668.10**

Payroll

**MOVED TO APPROVE PAYMENT OF CHECKS#18422 – 18444 IN THE AMOUNT OF \$23,131.06**

**MS. DUNDON/MR. KRAUSE**

**MOTION CARRIED**

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

A. Susan and Ed Welch (7/19/07), Re: Vacation of Alleyway

*Mr. Barbeau provided a history of the subject property stating that the original plat defines it as a designated alley, but the town has never maintained it. In 1996, Attorney Riffle researched ownership/responsibility of the property. At that time, the Title Co. stated that the title to the property was "confused". Chairman Kanter stated that this request would result in the Town giving up all interest in this property and no monies would be expended by the Town for the title search or any other required fees.*

**MOTION MADE BY MR. VAN HORN, SECONDED BY MR. ACKLEY TO ABANDON THE NORTH PORTION OF THE SECOND ALLEY THAT LIES BETWEEN LOTS 2 & 8 AND ABANDON THE VERY WESTERLY PORTION OF THE ALLEY 2 THAT LIES INSIDE OF LOT 7, AT NO COST TO THE TOWN.**

*Chairman Kanter stated that this matter should be addressed by Attorney Riffle requesting that he draft an appropriate ordinance to abandon any interest of the town and bill the charges to the petitioners (Susan and Ed Welch).*

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO DIRECT MR. BARBEAU TO FORWARD THIS MATTER TO ATTORNEY RIFFLE. MOTION CARRIED.**

B. Tim Barbeau (8/22/07), Re: Salt/Sand Storage Building Status

*Mr. Barbeau summarized the bid package to include: removal of the existing park pavilion and excavation of the concrete and sand to lower the grade; construction of a retaining wall (8 to 10 ft. in height) behind the proposed location of the salt storage building; asphalt base for the building and pad in front of the building; location of a storm drain pipe to direct the runoff into the ditch; construction of the salt storage building; and re-grading and paving of the drive between the existing highway garage and the westerly parking area and restoration of all disturbed lands.*

*Mr. Van Horn expressed concern regarding solicitation of bids, as plans have not yet been submitted for the project.*

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE SOLICITATION OF BIDS SUBJECT TO PLAN REVIEW BY MR. VAN HORN. MOTION CARRIED.**

**Sixth order of business:** Unfinished Business

A. None

**Seventh order of business:** New Business

A. Consideration re: Fundraising events at Sports Commons

*Mr. Dupies stated that the Park and Recreation Commission was approached with a request from high students to hold a fundraiser for development of a clinic in Sierra Leone. He is seeking direction on how to handle this matter, as well as those that may come up in the future.*

*The Town Board expressed objection to holding fundraising events, as they would not be in favor of being placed into the position of picking and choosing organizations requesting these events. If this is thrown open, it is thrown open to everyone. They also expressed concerns regarding safety issues and anticipated scheduling problems.*

B. Consideration of Plan Commission's recommendation for approval of a Certified Survey Map to split a parcel of land into two residential properties located on the west side of CTH C, approximately 2300 feet north of Government Hill Road.

**MOTION MADE BY MR. KRAUSE, SECONDED BY MR. ACKLEY TO ACCEPT PLAN COMMISSION'S RECOMMENDATION TO APPROVE THE CERTIFIED SURVEY MAP TO SPLIT A PARCEL OF LAND INTO TWO RESIDENTIAL PROPERTIES LOCATED ON THE WEST SIDE OF CTH C, APPROXIMATELY 2300 FEET NORTH OF GOVERNMENT HILL ROAD. MOTION CARRIED.**

C. Consideration of Plan Commission's recommendation to approve the rezoning request for Syed Hussain, W305 N2658 Ravine Court, from A-2 to R-2 on lands known as Tax Key No. 780-057 (partial) and R-1A to R-2 on lands known as Tax Key No. 780-056.001; and PLO Pewaukee Lake Non-Shoreline Overlay District on those lands noted above and Tax Key Nos. 780-040, 780-041, and 780-042, and consideration of a Residential Planned Unit Development Conditional Use permit for the development of 13 condominiums on all parcels noted above.

**MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO ACCEPT PLAN COMMISSION'S RECOMMENDATION TO APPROVE THE REZONING REQUEST AND CONDITONAL USE FOR SYED HUSSAIN, W305 N2658 RAVINE COURT, FROM A-2 TO R-2**

**ON LANDS KNOWN AS TAX KEY NO. 780-057 (PARTIAL) AND R-1A TO R-2 ON LANDS KNOWN AS TAX KEY NO. 780-056.001; AND PLO PEWAUKEE LAKE NON-SHORELINE OVERLAY DISTRICT ON THOSE LANDS NOTED ABOVE AND TAX KEY NOS. 780-040, 780-041, AND 780-042 FOR THE DEVELOPMENT OF 13 CONDOMINIUMS ON ALL PARCELS NOTED ABOVE SUBJECT TO STAFF RECOMMENDATIONS NOTED ON THE PLAN COMMISSION REPORT FOR AUGUST 21, 2007. MS. DUNDON-NAY, MOTION CARRIED.**

D. Discussion re: Fire Department Facilities

*Mr. Ackley expressed concerns regarding deficiencies of Fire Station #1. He stated that the Town is going to have to face up to the current situation; the current building is old and does not suit the needs of the department. He identified the high standard of proficiency in the department in continuing to be responsive and protecting the Town. He is looking to the future and feels that there will come a time when the department is not going to be able to accomplish this proficiency because they do not have the facility to accomplish it. People will opt out of the opportunity to work in this department. Mr. Ackley is of the opinion that the electorate voted against the referendum to build a new station because they were not educated enough. He feels that the Town did not have enough time to study the issue and didn't take required measures. He requested that the Town Board put real efforts into this and plot a years worth of work to come up with real data and estimates for new facilities. He suggested that an appraisal be done of the current fire station site and that a public relations consultant be hired at a later date. A workshop will be held with members of the fire department on Saturday, September 1 at 8:00 a.m. to educate the Town Board members on this subject.*

E. Consideration re: Request for alcohol permit for Joe Wawrzyniak - 9/8/07 - Sports Commons

**MOTION MADE BY MR. ACKLEY, SECONDED BY MR. KRAUSE TO APPROVE. MOTION CARRIED.**

F. Consideration of revision to employment handbook re: Worker's Compensation

*The Town Clerk stated her request to add verbiage to the Worker's Compensation portion of the employment handbook to remain consistent with those defined as sick and retirement hours earned for hours worked. She worked with the Town labor attorney and the following was suggested: "This insured benefit agrees to pay promptly, when due, all compensation and other benefits required by workman's compensation law. This coverage is designed to compensate employees for occupation related injuries and illnesses including time away from work due to any such illness or injury. Employees who are absent from work due to an occupation related injury or illness and are receiving worker's compensation benefits shall not earn or accumulate sick hours. Employees are not eligible for any monetary retirement benefit from the Town while they are absent from work and receiving worker's compensation benefits".*

**MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO ADD THE REQUESTED LANGUAGE TO THE MANUAL AS OUTLINED ABOVE. MOTION CARRIED.**

G. Set Budget Workshop dates

*The following dates were set for the budget workshops: Tuesday, September 25, Wednesday, October 3, Wednesday, October 10 and Wednesday, October 24.*

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

- A. WI Town's Association – Waukesha County Unit Meeting – August 29 @ 7:00 P.M.  
– Town of Delafield Town Hall
- B. RFP's for Building Inspection & Zoning Administration Services due – August 31
- C. Next Plan Commission Meeting – September 4 (Two Public Hearings)
- D. Next Park and Recreation Commission Meeting – September 10 @ 6:30 P.M.
- E. Next Town Board Meeting – September 11

**Ninth order of business:** Adjournment

**MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO ADJOURN. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED. THE MEETING ADJOURNED AT 8:45 P.M.**

Respectfully submitted,

Mary T. Elsner, CMC, WCMC  
Town Clerk

Minutes approved on September 11, 2007