

**TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
SEPTEMBER 22, 2020 @ 6:30 PM**

Members Present: Chairman Troy, Supervisor Kranick, Supervisor Van Horn, Supervisor Cooley and Supervisor Dionisopoulos. Also present was Administrator/Clerk/Treasurer Dan Green.

First order of business: Call to Order
Chairman Troy called the meeting to order at 6:30 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments:

Samantha Pechan, S4W32726 Government Hill Road, expressed concerns regarding speeding on Highway C. She stated she would like to see the speed limit reduced to 35 miles per hour due to the heavy trucks that drive through the area and the multiple trail paths that cross along the road.

Fourth order of business:

- A. Approval of September 1, 2020 Town Board Minutes
- B. Approval of September 8, 2020 Town Board Minutes

Motion made by Supervisor Cooley to approve the minutes from September 1, 2020 and September 8, 2020 as presented by the clerk. Supervisor Dionisopoulos seconded. Motion carried unanimously.

Fifth order of Business: Action on vouchers submitted for payment:

- A. Report on budget sub-accounts and action to amend 2020 budget
- B. 1) Accounts payable; 2) Payroll

Motion by Supervisor Cooley to approve payment of checks #63916 - #63918 and #63923 - #63947 in the amount of \$52,984.91 and payrolls dated September 18, 2020 in the amount of \$63,546.89. Seconded by Supervisor Dionisopoulos. Motion carried unanimously.

Sixth order of Business: Communications (*for discussion and possible action*)

- A. Mixed Use Ordinance General Update (Discussion Only)

Chairman Troy updated the board on a meeting held at Town Hall on September 21st with Waukesha County, Town staff and Jim Seipman to discuss some finishing items from the group meetings. He stated the community, the property owner and the county have made great strides with compromise on both sides. He explained the County was asked to come before the Plan Commission on October 6 to update the Plan Commission and Town Board on the history of the project and where it stands currently along with steps moving forward.

- B. Correspondence from Thomas Schroeder regarding the Carini Residence

Thomas Schroeder, N26W30283 Maple Avenue, explained he lives next door to the Carini residence and expressed concerns with the location of the building along with the setback restrictions. He thought the location of the new home was too close to his own and expressed opposition to how the Town no longer granted waivers to setbacks that were closer than 20 feet to another property. He did not believe that the decision was brought up to the Fire Chief at the time nor were residents of the Town notified of the change. He also felt the building was too high with the restrictions being 35 feet. Engineer Barbeau explained that the decision to no longer require waivers for setbacks was due to the fact the board would constantly grant an exception because everyone along the lake had non-conforming lots.

Chairman Troy asked if there was something specific Mr. Schroeder wanted to the Town to take action on. Mr. Schroeder asked that the building violations be reviewed by the building inspector and wanted to know how our building inspector reviewed the plans. Chairman Troy stated that the building inspector would contact him and

go through his review process. He also stated that the zoning restrictions near the lake are done by Waukesha County, not the Town. The board also questioned whether the height restriction was 35 feet or 45 feet and determined that height restrictions are the County's jurisdiction. Supervisor Kranick stated he sympathized and recognized that change is hard, especially when small cottages are being taken down and large homes are being put in their place.

C. Election Update

Administrator Green explained that absentee ballots have been sent out and staff is receiving numerous requests each day. He reminded the board and residents that in-person absentee voting will begin October 20 and will run through October 30.

D. Skate Park Update

Administrator Green explained the skate park will be repaired from Tuesday, October 13 thru Friday, October 23. The board asked that Mr. Green put up a sign letting users of the park know to stay off the park during that time.

Seventh order of Business: Unfinished Business

- A. Discussion and possible action to share the cost of Attorney John Macy reviewing the consolidated fire contract with Lake Country Fire and Rescue with the Town of Genesee, and the Village of Oconomowoc Lake. (Tabled 8/13/2020)

Motion by Supervisor Kranick to remove "Discussion and possible action to share the cost of Attorney John Macy reviewing the consolidated fire contract with Lake Country Fire and Rescue with the Town of Genesee, and the Village of Oconomowoc Lake." from the table. Seconded by Supervisor Cooley. Motion carried 5-0.

Motion by Supervisor Kranick to not participate in sharing the cost of Attorney John Macy's review of the consolidated fire contract with Lake Country Fire and Rescue with the other communities. Seconded by Supervisor Cooley. Motion carried 5-0.

Eighth order of Business: New Business

- A. Discussion and possible action to adopt Ordinance 2020-05, An Ordinance to Create Section 10.12 of the Town of Delafield Municipal Code, Concerning the Regulation of Portable Outhouses.

Administrator Green updated the board on the history of why this came to be. He and Supervisor Kranick recommended two changes to the ordinance before adopting: changing the word "or" in the second paragraph regarding the approval process between the building inspector and administrator to "and", and modifying the hours for the removal of a portable toilet from 24 hours to 48 hours.

Motion by Supervisor Kranick to adopt Ordinance 2020-05, an Ordinance to Create Section 10.12 of the Town of Delafield Municipal Code Concerning the Regulation of Portable Outhouses with the suggested amendments, effective on the date of publication in the Waukesha Freeman. Seconded by Supervisor Van Horn. Motion carried 5-0.

- B. Discussion and possible action on November 3, 2020 Tax Levy Referendum correspondence.

Chairman Troy explained he and the administrator drafted a letter which was reviewed by the Town Attorney, explaining the decision the board made to move forward with a tax levy referendum. He explained he would have liked the letter to be longer but was limited by how the board can present information to the public. He explained that the attorney advised the Town to only state facts in the letter and cannot use advocating statements. Supervisor Kranick asked that his first name be changed to Edward.

Motion by Supervisor Cooley to approve the correspondence letter with the change to Supervisor Kranick's name. Seconded by Supervisor Van Horn. Motion carried 5-0.

- C. Discussion and possible action on refinancing the Town Hall Building Bond.

Administrator Green reviewed the information that was given by Ehlers regarding the possible refinancing of the loan for Town Hall. He explained that the Department of Revenue would not allow any modifications to debt service, so the refinancing process would not be able to begin until the year 2021. The board asked this item be considered during the budget workshop meeting on September 29th.

Ninth order of Business: Announcements and Planning items

- A. Town Board Budget Workshop – Tuesday, September 29, 2020 @ 5:30 pm
- B. Joint Plan Commission & Town Board Meeting – Tuesday, October 6, 2020 @ 6:30 pm
- C. Town Board – Tuesday, October 13, 2020 @ 6:30 pm

Tenth order of Business: Adjournment

*Motion by Supervisor Van Horn to adjourn the September 22, 2020 Town Board meeting at 7:31 p.m.
Seconded by Supervisor Kranick. Motion carried 5-0.*

Respectfully submitted:

Dan Green, CMC/WCMC
Administrator - Town Clerk/Treasurer