

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
January 10, 2012

Members Present: P. Kanter, C. Dundon, L. Krause

Members Absent: P. Van Horn, R. Ackley

Others Present: Judge Stern, Lake Country Municipal Court, 5 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: Citizen Comments

Mark Hughes, W297N3066 Oakwood Grove Rd., presented a Petition for Abatement of a Public Nuisance Created by an Animal signed by several neighboring residents. He stated that a property owner has 4 dogs, which exceeds the number limited in the Town Code. These dogs also bark constantly throughout the day, and he requested that the Town Board help with this situation. Mr. Hughes stated that the Town Building Inspector sent a letter to the owner of the dogs, and the Waukesha County Sheriff has cited the property owner. Chairman Kanter informed Mr. Hughes that a future meeting will be held to discuss this and other code enforcement issues with the Town Attorney.

Fourth order of business: Approval of Minutes of December 27, 2011

The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2011 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #50528 - 50881 IN THE AMOUNT OF \$181,377.84

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$25,053.28

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Tim Barbeau (1/5/12), Re: Cushing Park Road Bike/Pedestrian Trail

Mr. Krause stated that there have been no complaints regarding the bike/pedestrian trail.

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Report from Judge Stern on Lake Country Municipal Court

Judge Stern thanked Chairman Kanter and Ms. Dundon for the time they have given and continue to provide in serving on the Lake Country Municipal Court Committee. He provided a spreadsheet on monthly returns to participating communities; a handout on 2011 Assembly Bill 285 (an act to amend 814.65 (1) of the statutes relating to municipal court fees; letters that reflect solutions of a balance between enforcement and fairness in the court process; and, the history of the Lake Country Municipal Court and Oconomowoc City Hall. Chairman Kanter thanked Judge Stern for his many years of service and dedication to the Lake Country Municipal Court.

- B. Consideration and Possible Action on Plan Commission's Recommendation to Approve an Ordinance to Amend the Following Sections of the Town of Delafield Code of Ordinances:
- Section 17.06 4.B. regarding fence height between a shoreline and a principal building;
 - Section 17.09 2. Q. regarding driveway slopes

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE THE ORDINANCES AS PREPARED. MOTION CARRIED.

- C. Appointment to Park and Recreation Commission

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. KRAUSE TO NOMINATE MERIBETH SULLIVAN TO THE PARK AND RECREATION COMMISSION. MOTION CARRIED.

- D. Consideration and Possible Action on Resolution to Combine Wards for Voting Purposes

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE RESOLUTION TO COMBINE WARDS FOR VOTING PURPOSES. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

- A. Next Town Board Meeting – January 24
- B. Next Plan Commission Meeting – February 7
- C. Spring Primary – February 21

Eleventh order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO ADJOURN AT 7:40 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on January 24, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
January 24, 2012

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

Members Absent: P. Van Horn

Others Present: 2 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Minutes of January 10, 2012
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2011 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #50882 - 50889 IN THE AMOUNT OF \$11,666,071.31 AND CHECKS #50936 – 50981 IN THE AMOUNT OF \$108,117.33

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$37,534.92

MS. DUNDON/MR. ACKLEY

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration of Application for Temporary Class “B” License to sell fermented malt beverages and a Temporary “Class B” License to sell wine, during a special event on February 3, 2012, to be held at St. Anthony Congregation, in the fellowship hall, at W280 N2101 Prospect Avenue.

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

Ninth order of business: Announcements and Planning Items

A. Next Plan Commission Meeting – February 7 (Town Board quorum needed)

B. Next Park and Recreation Commission Meeting – Monday, February 13 – 6:30 p.m.

C. Next Town Board Meeting – February 14

D. Spring Primary – February 21

Eleventh order of business: Adjournment

MOTION MADE BY MR. ACKLEY, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:07 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on February 14, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
February 14, 2012

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

Others Present: T. Barbeau, *Town Engineer*, D. Roberts, *Highway Superintendent*, P. Kozlowski, *Fire Chief*, M. Hoppe, *Deputy Fire Chief*, J. Stevens, *Lake Country Reporter*, S. Van Dien, *Waukesha Freeman*, 20 citizens

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:05 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
Peter Ogden, W290N2171 Happy Hollow, spoke on the open space requirement issue. He stated that the current system in place allows property owners to deal with hardship by applying for a variance. He is of the opinion that the town has a good thing in place, it has stood the test of time and, what's in place, is working.

Chairman Kanter suggested that Item 8L be taken out of order when the 3rd candidate appears.

Fourth order of business: Approval of Minutes of January 24, 2012
MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO APPROVE. MOTION CARRIED.

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

A. Report on budget sub-accounts and action to amend 2011 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #50985 – 51080 IN THE AMOUNT OF \$3,449,851.29

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$37,715.96

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. Consideration and possible action on Plan Commission's recommendation to approve an Ordinance to Repeal and Recreate Sections 17.10(4)(A)(1)(a)(3), 17.04(D) and 17.04(F) of the Town of Delafield Zoning Ordinance Concerning the Administration and Authority of the Board of Appeals (*The Town Board referred this matter to the Plan Commission on 11/8/11*)

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

Eighth order of business: New Business

A. Appointment of Park and Recreation Coordinator

Chairman Kanter stated that Kelley Woldanski is the combined Park Director for the City and Village of Pewaukee. He commended her on her credentials and stated that she will be a true asset to the Town. Chairman Kanter recommended her appointment and employment to serve as Park and Recreation Coordinator.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPOINT KELLEY WOLDANSKI TO SERVE AS PARK AND RECREATION COORDINATOR FOR THE TOWN OF DELAFIELD. MOTION CARRIED.

B. Review of Fire Department Status Report

Chairman Kanter stated that, at a December Town Board meeting, a citizen requested information on the status of the fire department project.

Chief Kozlowski provided a summary of the current status and identified potential sources of financial liability on the part of the town. The issues of member safety, department efficiency and membership morale continue to be compromised by the failure to move forward.

Chairman Kanter stated that the Town Board will explore the option of consolidation with another fire department.

C. Review and possible action on Fire Department Mutual Aid Agreements with Neighboring Communities

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO TABLE FOR TWO WEEKS AT THE REQUEST OF CHIEF KOZLOWSKI. MOTION CARRIED.

L. Discussion with candidates for Lake Country Municipal Judge

Peter Wolff – summarized past and present experiences.

Dan Fay – stated that he practiced law for 35 years. He represents individuals with the mindset to “call them the way they see them”. He summarized his goals/promises in serving the position.

D. Consideration and possible action on Turnaround Area Easement

Engineer Barbeau provided a drawing of what was formerly known as “Stoltz road”. The Board of Appeals stated in their decision that there is a significant public interest in the turnaround area being used for turning around snow plow vehicle and school buses. Discussion followed on future repair/replacement of the subject area.

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO APPROVE THE TURNAROUND AREA EASEMENT AGREEMENT. MOTION CARRIED.

E. Discussion re: Mill Tax Road Snowplowing Issues

Highway Superintendent Roberts stated that he is requesting direction on an option to resolve plowing issues due to inadequate turn around areas on mill tax roads. Engineer Barbeau provided a memo with 4 potential options to resolve the issue. The Town Board opted for resolution #4 that states: “residents that are affected by the problem be contacted and informed that if room is not provided for the Town to plow, the Town will not plow the road”.

F. Consideration and possible action on Plan Commission’s Recommendation to approve a Certified Survey Map to create two parcels on vacant land known as DELT 0777-996 located generally southwest of the intersection of Maple Avenue and Hawksnest Drive

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

G. Consideration and possible action on Plan Commission’s recommendation to approve an Ordinance to Create or Modify Sections 17.02 2, 17.04 5, and 17.06 5, Chapter 17 Town of Delafield Code of Ordinances, regarding the keeping of chickens in residentially zoned districts and to modify the current regulations in agriculturally zoned districts

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

H. Consideration and possible action on an Ordinance to Amend Section 12.01 and Create Section 12.09 Regarding Licensing and Fees for the Keeping of Chickens in the Town of Delafield and approval of License for Keeping Chickens in the Town of Delafield

MOTION MADE BY MR. ACKLEY, SECONDED BY MR. KRAUSE TO SET THE INITIAL LICENSE FEE AT \$75.00 AND RENEWAL LICENSE FEE AT \$25.00 AND APPROVE THE ORDINANCE. MR. ACKLEY-YES, MS. DUNDON-YES, CHAIRMAN KANTER-NO, MR. KRAUSE-YES, MR. VAN HORN-NO. MOTION PASSED 3-2.

I. Consideration and possible action on Plan Commission’s recommendation to approve an Ordinance to repeal Sections 17.04 5.A.2.b.(4), 17.04 5.B.2.b.(4) and 17.04 5.I.2.b.(6) of the Town of Delafield Zoning Ordinance related to the allowance of non-residential structures used solely in conjunction with the raising of water fowl, minnows and other similar lowland animals, fowl or fish

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE AN ORDINANCE TO REPEAL SECTIONS 17.04 5.A.2.B.(4), 17.04 5.B.2.B.(4) AND 17.04 5.I.2.B.(6) OF THE TOWN OF DELAFIELD ZONING ORDINANCE RELATED TO THE ALLOWANCE OF NON-RESIDENTIAL STRUCTURES USED SOLELY IN CONJUNCTION WITH THE RAISING OF WATER FOWL, MINNOWS AND OTHER SIMILAR LOWLAND ANIMALS, FOWL OR FISH. MOTION CARRIED.

J. Consideration and possible action on Application for Temporary Class “B” License for Prairie Hill Waldorf School’s Spring Auction Fundraiser to be held on April 28, 2012.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE A TEMPORARY CLASS “B” LICENSE FOR PRAIRIE HILL WALDORF SCHOOL’S SPRING AUCTION FUNDRAISER TO BE HELD ON APRIL 28, 2012.

K. Consideration and possible action on Operator’s License for the period of 7/1/10 - 6/30/12:

1. *Kristine A. Kirk for Dylon’s Steakhouse*

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE OPERATOR’S LICENSE FOR KRISTINE A. KIRK. MOTION CARRIED.

2. *Bryan E. Kendziora for Dylon’s Steakhouse*

MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUNDON TO NOT APPROVE THE OPERATOR’S LICENSE FOR BRYAN E. KENDZIORA. MR. ACKLEY-YES, MS. DUNDON-YES, CHAIRMAN KANTER-NO, MR. KRAUSE-NO, MR. VAN HORN-YES. MOTION PASSED 3-2.

Ninth order of business: Announcements and Planning Items

- A. Spring Primary – February 21
- B. Next Town Board Meeting – February 28
- C. Next Plan Commission Meeting – March 6

Tenth order of business: Adjournment

MOTION MADE BY MR. ACKLEY, SECONDED BY MR. VAN HORN TO ADJOURN AT 9:18 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on February 28, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
February 28, 2012

Closed Session: It is anticipated the Town Board will convene into closed session for the following reason: Pursuant to Wisconsin Statutes Section 19.85(1)(g) to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, more specifically to consider litigation strategies regarding properties found to be in violation of Town Codes, including but not limited to W281 N3400 Taylors Woods Road, N30 W28977 Lakeside Road, W297 S2917 Oakwood Grove Road, N44 W28122 Capitol Drive, W285 N981 Cherry Lane, W297 N3020 Oakwood Grove Road, properties in Somerset Moors subdivision, W300 N3317 Maple Ave. (tax keys 0760-998-003 and 0700-898-001), and W300 N2815 Maple Ave.

Following the closed session, it is anticipated that the Board will reconvene and may take action on the matters discussed in closed session, and thereafter the Town Board shall continue with the matters noted in the agenda. Chairman Kanter read the Closed Session Notice at 7:00 p.m.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO GO INTO CLOSED SESSION. MR. ACKLEY-AYE, MS. DUNDON-AYE, CHAIRMAN KANTER-AYE, MR. KRAUSE-AYE, MR. VAN HORN-AYE. MOTION CARRIED.

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO GO INTO OPEN SESSION. MR. ACKLEY-AYE, MS. DUNDON-AYE, CHAIRMAN KANTER-AYE, MR. KRAUSE-AYE, MR. VAN HORN-AYE. MOTION CARRIED.

Members Present: P. Kanter, C. Dundon, P. Van Horn, L. Krause, R. Ackley
Others Present: T. Barbeau, *Town Engineer*, D. Roberts, *Highway Superintendent*, P. Kozlowski, *Fire Chief*, J. Stevens, *Lake Country Reporter*, S. Van Dien, *Waukesha Freeman*, 18 citizens

First order of business: Call to Order
Chairman Kanter called the meeting to order at 8:33 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Minutes of February 14, 2012
The minutes will be filed by the Town Clerk with one correction.

Fifth order of business: Action on vouchers submitted for payment:
A. Report on budget sub-accounts and action to amend 2011 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51083 - 51084 IN THE AMOUNT OF \$28,610.04 AND CHECKS #51125 – 51158 IN THE AMOUNT OF \$109,431.78.

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$27,669.06

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

- A. Eric J. Larson (opinion letter of 6/19/09), re: Trade Commission "Red Flag Rules" Compliance

Chairman Kanter stated that this issue would be significant to all municipalities in the County. He directed the Town Clerk to contact Sharon Leair and request that it be placed on the next Town Association's meeting. Possibly, a policy could be developed and cost shared by all municipalities in the County.

Chairman Kanter suggested that item 8A be taken out of order.

Eighth order of business: New Business

- A. Discussion with candidates for Lake Country Municipal Judge

Tim Kay stated that he believes in the broken window policy, abate problems before they become too big. He has been endorsed by many police chiefs in the area and has served as prosecutor for Oconomowoc and Oconomowoc Lake for 25 years. He would key in transparency and reschedule matters so people could get in and out of court in a reasonable amount of time.

Seventh order of business: Unfinished Business

- A. Review and possible action on Fire Department Mutual Aid Agreements with Neighboring Communities (tabled 2/14/12)

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

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. ACKLEY TO APPROVE FIRE DEPARTMENT MUTUAL AID AGREEMENTS WITH NEIGHBORING COMMUNITIES. MOTION CARRIED.

- B. Discussion and possible action on whether a portion of Lakeside Drive is a public or private road

Engineer Barbeau referred to West Lakeside Drive as the "spur road", the southern portion of the loop that goes off to the west of Lakeside Drive. He stated that the town plows the road. The Town Board approved a proposed turnaround area easement, which requires approval from Robert Stoltz and Karen Ellenbecker. Engineer Barbeau discovered that residents on the street paid a mill tax in 1989 but not in 1991. There was never a street sign installed and mailboxes are located on West Lakeside Drive, not on the spur road.

Robert Stoltz, N30W28979 Lakeside, stated that the easement area has been plowed by the town since he can remember. He doesn't know if this is an issue of eminent domain. He would like to see the plowing continue but if he gives the town the easement, he would have to maintain the asphalt area, which is need of some repair. He does not choose to do this. It would be his intention that if it would be deemed a private road, he will go ahead to proceed with the findings of the BOA and he will rip out that asphalt triangle area which would preclude the town plow from being able to turn around.

Jim Ward, Town Board Supervisor 1989-1991, stated that there is no doubt in his mind that it was the Boards intent to eliminate all mill tax roads. Chairman Kanter asked whether or not he could recall if the spur was discussed at that time. Was it part of Lakeside or was it a private drive coming off of Lakeside. Mr. Ward could not recall any conversations regarding the spur.

The Town Attorney was directed to draft a resolution to interpret the 1990 resolution to include this spur. Staff was directed to notify all owners that this resolution will be on the agenda. Prior to adoption, all owners must sign an agreement with that interpretation.

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

Eighth order of business: New Business

B. Consideration and possible action on Operator's License for the period of 7/1/10 - 6/30/12:

1. *Elaine F. Boldt for Dylon's Steakhouse*

MOTION MADE BY MS. DUNDON, SECONDED BY MR. VAN HORN TO APPROVE THE OPERATOR'S LICENSE FOR ELAINE F. BOLDT. MOTION CARRIED.

2. *John Tresniewski, Jr. for Dylon's Steakhouse*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE THE OPERATOR'S LICENSE FOR JOHN TRESNIEWSKI. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

A. Next Plan Commission Meeting – March 6

B. Next Town Board Meeting – March 13

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO ADJOURN AT 9:25 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on March 13, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
March 13, 2012

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

Members Absent: P. Van Horn

Others Present: T. Barbeau, *Town Engineer*, D. Roberts, *Highway Superintendent*, 8 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Minutes of February 28, 2012
The minutes will be filed as prepared by the Town Clerk.

Fifth order of business: Action on vouchers submitted for payment:
A. Report on budget sub-accounts and action to amend 2011 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51159- 51160 IN THE AMOUNT OF \$1,304.07 AND CHECKS #51163-51210 IN THE AMOUNT OF \$48,487.11

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$36,723.16

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

Sixth order of business: Communications (*for discussion and possible action*)
A. Eric J. Larson (2/23/12), re: General Municipal Opinion Letter, Wisconsin Open Meetings Law

The communication was acknowledged.

Seventh order of business: Unfinished Business

A. Discussion and possible action on whether a portion of Lakeside Drive is a public or private road (tabled 2/28/12)

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

Documents were well prepared. Bob Stoltz stated that to preserve value of the northerly home, he wants to create some green space in front of it. Engineer Barbeau stated that the area between the 30-foot boundary line and the home can be green space. It still leaves the highway department necessary room to turn around their trucks. Mr. Stoltz questioned whether or not the road would be widened. Chairman Kanter indicated that the road should be widened next time the Town does a paving project on Lakeside Drive. The width of the road will be determined by the Highway Superintendent and Engineer at time of construction.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO APPROVE THE RESOLUTION AS PREPARED BY ATTORNEY LARSON. MR. ACKLEY-YES, MS. DUNDON-YES, CHAIRMAN KANTER-YES, MR. KRAUSE-RECUSED HIMSELF DUE TO A DIRECT AND PERSONAL INTEREST IN THE DECISION. MOTION CARRIED.

Eighth order of business: New Business

- A. Consideration and possible action on Operator's License for the period of 7/1/10 - 6/30/12:
1. *Jessica M. Vertz for Lloyd's Never Inn*

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE OPERATOR'S LICENSE FOR JESSICA M. VERTZ. MOTION CARRIED.

- B. Consideration of Application for Temporary Class "B" License to sell fermented malt beverages during a special event on March 25, 2012, to be held at Lifestriders Headquarters, S11 W29667 Summit Avenue.

MOTION MADE BY MR. ACKLEY, SECONDED BY MR. KRAUSE TO APPROVE THE APPLICATION FOR TEMPORARY CLASS "B" LICENSE TO SELL FERMENTED MALT BEVERAGES DURING A SPECIAL EVENT ON MARCH 25, 2012, TO BE HELD AT LIFESTRIDERS HEADQUARTERS, S11 W29667 SUMMIT AVENUE. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

- A. Next Park and Recreation Commission Meeting – March 26 – 6:30 p.m.
B. Next Town Board Meeting – March 27
C. Spring Election – April 3
D. Next Plan Commission Meeting – **Wednesday, April 4**
E. Annual Town Meeting – Wednesday, April 11

Tenth order of business: Adjournment

MOTION MADE BY MS. DUNDON, SECONDED BY MR. ACKLEY TO ADJOURN AT 7:32 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on March 27, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
March 27, 2012

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

Members Absent: P. Van Horn

Others Present: T. Barbeau, *Town Engineer*, M. Tagtow, *Plan Commissioner*, L. Cunningham, *Plan Commissioner*, B. Cooley, *Plan Commissioner*, 11 citizens

Public Hearing: Prior to the start of the scheduled Town Board meeting there will be a public hearing in front of the Town Board and possibly a quorum of the Town of Delafield Plan Commission to solicit public input on the request of James and Karen Romanowski to rezone the property located approximately 390 feet south of the intersection of Cushing Park Road and Abitz Road on the east side of Cushing Park Road. Chairman Kanter called the Public Hearing to order at 7:00 p.m. He read the Public Hearing notice. The Town Board meeting will begin immediately following the conclusion of the Public Hearing.

Engineer Barbeau stated that the existing zoning to the north and south of the subject property is A-1, to the west is A-1 and to the east is R-1. The proposed request is to rezone the existing 2.89 acres from A-1 Agricultural to A-3 Suburban Home District. The current zoning was a carryover from when the land was a farm. Apparently, the owner divided the land into 3-acre parcels, which met the A-1 zoning district minimums prior to 1998. Presently, the lot is legal non-conforming because it does not meet the lot area requirements. The owners wish to rezone the land to bring the lot into compliance. The rezoning to A-3 will also allow them additional hard surface.

Jim Romanowski, stated that they have owned the subject lot for 3 yrs. They would like to bring the lot into conformance. The land is presently under the A-1 district but is not in conformance with current A-1 Town zoning which requires a 2-acre minimum for the A-3 zoning. Mr. Romanowski presented a survey, elevations of the proposed house and floor plans. He stated that they will not clear cut or mow the lot but intend to leave it as natural as possible. He identified the drainage paths that go through the lot from upland areas.

Lise von Zwisler, W333 S191 Glen Oaks Drive, stated that she lives directly to the east of the Romanowski property. In times of heavy spring snow thaws and also during heavy or prolonged spring, summer and autumn rains, the excess water drainage pattern for all of the houses along the west side of Glen Oaks Drive, immediately to the east of the property in question, funnels into the property. Several of the lots on the east side of Glen Oaks Drive do not perc. Drainage is poor and, in addition to the drainage from the properties on the west side of Glen Oaks Drive, the east side lots can also create large amounts of additional snow melt or storm water runoff. The fill from that overflow has caused her to install a dry river bed. To put a home in that area and change the grade to deal with a home in the lowland is going to substantially change the grade and drainage pattern. She believes that repeated water problems of the proposed home potentially decreases the value of not only the planned new construction but also possibly decreases the value of the existing surrounding properties. She is opposed to this request.

Bruce Kessler, W333 S221 Glen Oaks Dr., stated that he owns the 3-acre lot immediately south of the Romanowski property. He is opposed to the zoning change, as he does not want anything built on this piece of property and would not want any exceptions granted in order to build this home.

Jim Romanowski stated that if the proposed house is built in the middle of the property, grading would be done. He plans to stay out of the trees and avoid the low area in the middle. The existing grade at the east property line is approx. 968 and the northwest line is 953. This reflects a 15 ft. difference in topography between the east property line and where the house will be built. The existing drainage will be going through the property. He will submit a grading plan.

The public hearing closed at 7:42 p.m.

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:42 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Minutes of March 13, 2012
The minutes will be filed as prepared by the Town Clerk.

Fifth order of business: Action on vouchers submitted for payment:
A. Report on budget sub-accounts and action to amend 2011 and 2012 budget
MOTION MADE BY MR. KRAUSE, SECONDED BY MR. ACKLEY TO TABLE. MOTION CARRIED.

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECK #51212 IN THE AMOUNT OF \$170.24 AND CHECKS #51221-51256 IN THE AMOUNT OF \$73,876.99

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$26,078.19

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Lise von Zwisler (3/21/12), re: Romanowski rezoning

This letter was made part of the public hearing. Bruce Kessler also submitted a letter.

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration and possible action on Ordinance to Extend town Officer Terms in Response to Election Law Changes

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AN ORDINANCE TO EXTEND TOWN OFFICER TERMS IN RESPONSE TO ELECTION LAW CHANGES. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

A. Spring Election – April 3

B. Next Plan Commission Meeting – **Wednesday, April 4**

C. Next Town Board Meeting – April 10

D. Annual Town Meeting – Wednesday, April 11

Tenth order of business: Adjournment

MOTION MADE BY MR. ACKLEY, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:50 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on April 10, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
April 10, 2012

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

Members Absent: R. Ackley

Others Present: 7 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: Citizen Comments

There was no citizen comment.

Fourth order of business: Approval of Minutes of March 27, 2012

The minutes will be filed as prepared by the Town Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51299-51345 IN THE AMOUNT OF \$28,479.64

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$36,405.38

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration and possible action on Plan Commission's recommendation to approve an Ordinance to amend the Zoning Map of the Town of Delafield from A-1 Agricultural to A-3 Suburban Home District for Tax Key #0841-993.

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE AN ORDINANCE TO AMEND THE ZONING MAP OF THE TOWN OF DELAFIELD FROM A-1 AGRICULTURAL TO A-3 SUBURBAN HOME DISTRICT FOR TAX KEY #0841-993. MOTION CARRIED.

B. Consideration and possible action on an Ordinance to Repeal and Recreate Chapter 13 of the Town of Delafield Code Regarding Wind Energy Systems License and Regulations

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE AN ORDINANCE TO REPEAL AND RECREATE CHAPTER 13 OF THE TOWN OF DELAFIELD CODE REGARDING WIND ENERGY SYSTEMS LICENSE AND REGULATIONS. MS. DUNDON-YES, CHAIRMAN KANTER-YES, MR. KRAUSE-YES, MR. VAN HORN-NO. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

- A. Annual Town Meeting – Wednesday, April 11
- B. Next Plan Commission Meeting – April 17
- C. Next Town Board Meeting – April 24

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO ADJOURN AT 7:08 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on April 24, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
April 24, 2012

Members Present: P. Kanter, C. Dundon, L. Krause, C. Duchow

Members Absent: P. Van Horn

Others Present: T. Barbeau, *Town Engineer*, D. Wick, *Deputy Clerk Treasurer*, 8 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of April 4 and April 10, 2012 Minutes
The minutes will be filed as prepared by the Town Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51347- 51381 IN THE AMOUNT OF \$88,292.38

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$25,311.65

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. John P. Macy (4/5/12), Re: 2011-2012 Wisline Series

B. John P. Macy (4/18/12), Re: 2012 WI Towns Association District Meeting

Chairman Kanter directed the Town Board to contact the Clerk if they wish to receive copies of the subject handout materials.

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Discussion and possible action on status of Lakeside Road

Engineer Barbeau summarized the subject proposal to consider Lakeside Drive as a public road. He stated that the Town Attorney recommended all abutting property owners sign off on this request. The Town received 4 out of the 5 property owner's approval. Mr. Stoltz and Ms. Ellenbecker did not sign, as they felt it would make no sense for them to deed a portion of their property over to the town permanently. Consequently, this does not leave any option for the highway superintendent to turn around while plowing.

Mr. Krause stated that he met with Mr. Stoltz, and they discussed the option of Mr. Stoltz granting an easement on his property so the town could maintain the "driveway spur".

Bob Stoltz, N30 W28979 Lakeside, stated that if it became a town road he would be deeding it to the town. This is not his intention. This portion of the road is in disrepair and has been "beaten up by the plow truck". It needs to be fixed if it will be used, and he does not choose to do that. His choice is to take that section out and turn it into grass. He has an area between his property and Mr. Krause's property that could be used to turnaround, but it is not big enough for the town plow trucks to turn around. There are setback issues, as his home is right on top of that road. Mr. Stoltz raised the issue of possibly being "landlocked" if he grants the easement to the town. The Town Board stated that the area would be included in their scheduled maintenance of town roads if an easement is granted. The easement drafted by Attorney Larson requires that it run with the land for perpetuity. Mr. Stoltz will consider granting the easement and report back.

B. Consideration and possible action on Reinspection Fees Ordinance

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE AN ORDINANCE TO CREATE SECTION 3.10, AND TO REPEAL AND RECREATE SECTIONS 14.09 AND 25.04 (4) (c) OF THE TOWN OF DELAFIELD MUNICIPAL CODE RELATED TO REINSPECTION FEES. MOTION CARRIED.

C. Consideration and possible action on Operator's Licenses for the period of 7/1/10 - 6/30/12:

1. Margaret Steidl - *Dylon's Steakhouse*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 – 6/30/12 FOR MARGARET STEIDL. MOTION CARRIED.

2. Matthew R. Fett - *Lloyd's Never Inn*

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO DENY AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 – 6/30/12 FOR MATTHEW R. FETT. MS. DUCHOW-AYE, MS. DUNDON-AYE, CHAIRMAN KANTER-AYE, MR. KRAUSE-AYE. MOTION CARRIED.

3. Stacy A. Garrigan – *Lloyd's Never Inn*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 – 6/30/12 FOR STACY A. GARRIGAN. MOTION CARRIED.

D. Consideration and possible action on alcohol permit for a party to be held at Elmhurst Park on May 27, 2012.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AN ALCOHOL PERMIT FOR A PARTY TO BE HELD AT ELMHURST PARK ON MAY 27, 2012. MOTION CARRIED.

E. Appointments of Town Board Liaisons

Chairman Kanter stated that the liaison is a board member assigned to a department or commission that "carries the water" between the entities. If the department head has an issue they should take it up with the liaison. If anything needs to be brought back to the board, the liaison should do this. The liaison is not necessarily an advocate for the department but can be. There has been some misunderstanding in the past that the liaison is the department head, but that is not true. The liaison does not have the authority to set the rules. Liaisons are assigned to

divide responsibilities among all the board members. Chairman Kanter announced the following appointments:

Ms. Duchow – Park and Recreation Commission and Pewaukee Lake Patrol Advisory Committee.

Ms. Dundon – Plan Commission and Clerk's Office.

Mr. Krause – Fire Department.

Mr. Van Horn – Highway Department.

Ninth order of business: Announcements and Planning Items

- A. Wisconsin Towns Association Waukesha County Unit Meeting – Wednesday, April 25
Mukwonago Town Hall
- B. Next Plan Commission Meeting – May 1
- C. Recall Primary Election – May 8
- D. Next Town Board Meeting – May 9

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:45 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on May 9, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
May 9, 2012

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

Others Present: 5 citizens

First order of business: Call to Order

Chairman Kanter called the meeting to order at 7:00 p.m. He began with a tribute to Jim Stevens, who recently passed away, stating that he was a fair, accurate, objective reporter who will be missed.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments

There was no citizen comment.

Fourth order of business: Approval of April 24, 2012 Minutes

The minutes will be filed as prepared by the Town Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51382 – 51434 IN THE AMOUNT OF \$20,803.66

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$33,083.77

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Discussion and possible action on Resolution to Rescind Taxes due to Palpable Error for Parcel # DELT 0779 079.

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO APPROVE A RESOLUTION TO RESCIND TAXES DUE TO PALPABLE ERROR FOR PARCEL # DELT 0779 079. MOTION CARRIED.

B. Consideration and possible action on Certified Survey Map to split Michael Southard's property into two parcels of land south of Maple Avenue, west of Bryn Drive.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE A CERTIFIED SURVEY MAP TO SPLIT MICHAEL SOUTHARD'S PROPERTY INTO TWO PARCELS OF LAND SOUTH OF MAPLE AVENUE, WEST OF BRYN DRIVE. MS. DUCHOW-YES, MS. DUNDON-YES, CHAIRMAN KANTER-YES, MR. KRAUSE-YES, MR. VAN HORN-NO. MOTION PASSED 4-1.

- C. Consideration and possible action on Operator's Licenses for the period of 7/1/10 - 6/30/12:

1. Allison A. Olson – *Lloyd's Never Inn*

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 TO 6/30/12 FOR ALLISON A. OLSON. MOTION CARRIED.

2. Colleen P. Matchie - *Lloyd's Never Inn*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 TO 6/30/12 FOR COLLEEN P. MATCHIE. MOTION CARRIED.

3. Caitlin A. McCaffrey – *Pewaukee Yacht Club*

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 TO 6/30/12 FOR CAITLIN A. MCCAFFREY. MOTION CARRIED.

- D. Consideration and possible action on Temporary Class "B"/"Class B" Retailer's License at the request of St. Anthony's Congregation Men's Club for an event in the Fellowship Hall on May 11, 2012.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE A TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE AT THE REQUEST OF ST. ANTHONY'S CONGREGATION MEN'S CLUB FOR AN EVENT IN THE FELLOWSHIP HALL ON MAY 11, 2012. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

- A. Board of Review – May 22 (adjourn to July 19 – 7:00 p.m.)
- B. Next Town Board Meeting – May 22 - Immediately following Board of Review
- C. Recall Election – June 5
- D. Next Plan Commission Meeting – June 19

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:12 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on May 22, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
May 22, 2012

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

Others Present: T. Barbeau, *Town Engineer*, D. Roberts, *Highway Superintendent*, M. Tagtow, *Plan Commissioner*, B. Cooley, *Plan Commissioner*, 26 citizens

Public Hearing: Prior to the start of the scheduled Town Board meeting there will be a public hearing in front of the Town Board and possibly a quorum of the Plan Commission to solicit public input on proposed changes to Chapter 17 (Zoning Code) of the Town of Delafield Code of Ordinances, specifically related to designation of open space percentages for the R-1, R-1A, A-2 and A-3 zoning districts. The Town Board meeting will begin immediately following the conclusion of the public hearing.

Dave Broadfoot, N5W33778 Lapham Lane, stated that he is speaking for over 200 people who signed a petition and doesn't know what went into the 15% buildable decision. He is in favor of 20% buildable and 80% open space and stressed the importance of equal rights for every town owner; a property owner should have the right to build on their own property. He stated that the driveway inclusion/exclusion was added to the petition as a valuation prospective. Mr. Broadfoot thanked the residents and the Plan Commission for their efforts in this process.

Ed Gratz, W331S631 Erin Way, stated that before 1998 the A-2 zoning class was 95%. In 1998, it went to 92% and was codified, which changed property rights from 0 to 92%. He stated that when he buys a property, he has a right to use it any way he wishes as an individual constitutional right. There has to be a compelling state interest to restrict someone's rights. You have to justify taking someone's rights, and the town did not do that. He does not believe there was good reason for the current ordinance, and it is unreasonable. The town's job is to protect individual rights not take them away. He stated that the current definition of open space should be revised.

Richard Nowacki, W281N3450 Taylors Woods Rd., stated that he supports the previous speaker's position. He is a Board of Appeals Commissioner and feels that the current code puts people in restrictive situations without applying for a variance. The 1998 changes were made in good thought at the time but didn't take into account all properties. They overstepped reasonable interpretation. He stated that driveways should not be included in the calculation. We should get back to a more casual way of living.

Steve Mehmert, N35W28364 Taylors Woods Rd., he stated that the limitations took effect as he tried to build on his property. He believes that driveways need to be defined and is asking for some consideration on different shaped lots.

Kathy Gutenkunst, N20W29668 E. Glen Cove Rd., agrees with Mr. Nowacki and Mr. Gratz. The proposed calculation becomes unworkable for homes that predate 1998. She suggested that the Town define green space, as it is not defined in the current code.

Second order of business: Call to Order
Chairman Kanter called the meeting to order at 7:45 p.m.

Third order of business: Pledge of Allegiance

Fourth order of business: Citizen Comments
Ed Gratz, W331S631 Erin Way, requested that restrictions be placed on accessory buildings. He has seen a number of temporary garages in the town and is curious as to how the Town regulates them. He believes there should be a time limit as to how long they can stay up and that they are regulated as a temporary structure. They will begin to self destruct over time and are not very attractive.

Kathy Gutenkunst, N20W29668 E. Glen Cove Rd., stated that she has seen several boats parked on lawns with blue tarps over them. She feels that this should be regulated as it is unsightly.

Fifth order of business: Approval of May 9, 2012 Minutes
The minutes will be filed as prepared by the Town Clerk.

Sixth order of business: Action on vouchers submitted for payment:
A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51474 – 51514 IN THE AMOUNT OF \$37,226.22

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$27,641.58

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

Eighth order of business: Unfinished Business
A. None

Ninth order of business: New Business

A. Consideration and possible action on proposed changes to Chapter 17 (Zoning code) of the Town of Delafield Code of Ordinances, specifically related to designation of open space percentages for the R-1, R-1A, A-2 and A-3 zoning districts

In response to Mr. Krause’s question on how the code was determined in 1998, Chairman Kanter stated that it was a policy decision. The goal of the commission, at that time, was to be different than the neighbors of the Town of Delafield; to create a different atmosphere. The commission felt it was important to create a suburban community that displayed a rural atmosphere and a “vacation” type, recreational community. The goal was to have a greener looking area.

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. VAN HORN TO APPROVE THE PLAN COMMISSION’S RECOMMENDATION TO APPROVE AN ORDINANCE TO REPEAL AND RECREATE CERTAIN PORTIONS OF SECTION 17.04 5. A., 17.04 5. B., 17.04 5. H., AND 17.04 5. I. OF THE TOWN OF DELAFIELD CODE OF ORDINANCES REGARDING THE REQUIRED PERCENTAGE OF OPEN SPACE ON A PROPERTY. MOTION CARRIED.

B. Consideration and possible action on approval of a Conditional Use Permit for the construction of Phase I of the Mission Center consisting of a dual use worship center (church) and banquet facility to seat up to 560 persons and other offices located adjacent to and connected to the existing retreat house at W284 N404 Cherry Lane

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE CONDITIONAL USE DOCUMENT FOR THE SCHOENSTATT SISTERS OF MARY. MS. DUCHOW-NO, MS. DUNDON-YES, CHAIRMAN KANTER-YES, MR. KRAUSE-YES, MR. VAN HORN-YES. MOTION PASSED 4-1.

C. Award of 2012 Annual Road Paving Program Contract

Engineer Barbeau stated that the low bidder was Wolf Paving at \$295,846.08 and recommended that the contract be awarded to them.

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE THE ENGINEER'S RECOMMENDATION TO OFFER THE 2012 ROAD PAVING CONTRACT TO WOLF PAVING IN THE AMOUNT OF 295,846.08. MOTION CARRIED.

D. Discussion re: town hall meeting room and highway garage/storage shed improvements

Mr. Van Horn stated that the ceiling in the meeting room and lights in the town hall meeting room need to be replaced. Replacement would reduce energy consumption, improve the illegal electrical wiring and improve safety of exits.

He also received a quote on siding for the existing storage garage next to the town hall. As monies have been set aside for the project, Chairman Kanter requested that research be done on the cost to remodel the existing highway garage before remodeling the existing shed.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO TABLE UNTIL THE NEXT MEETING. MOTION CARRIED.

E. Consideration and possible action on Operator's License for the period of 7/1/10 to 6/30/12:
- Timothy H. McCaffrey for Pewaukee Yacht Club

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AN OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/10 TO 6/30/12 FOR TIMOTHY H. MCCAFFREY FOR PEWAUKEE YACHT CLUB. MOTION CARRIED.

F. Consideration and possible action on Temporary Class "B"/"Class B" Retailer's License at the request of St. Anthony Congregation for an event to be held on the picnic grounds on June 24, 2012.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE A TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE AT THE REQUEST OF ST. ANTHONY CONGREGATION FOR AN EVENT TO BE HELD ON THE PICNIC GROUNDS ON JUNE 24, 2012. MOTION CARRIED.

Tenth order of business: Announcements and Planning Items

- A. Recall Election – June 5
- B. Next Town Board Meeting – June 12
- C. Next Plan Commission Meeting – June 19

Ms. Duchow reported on behalf of the Lake Pewaukee Advisory Committee stating that the lake patrol did not have to go out this winter. This resulted in a savings of \$10,000. Weed treatment will be performed this summer.

Eleventh order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO ADJOURN AT 9:00 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on June 12, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
June 12, 2012

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

Others Present: D. Roberts, *Highway Superintendent*, M. Hoppe, *6 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of May 22, 2012 Board of Review Minutes and May 22, 2012 Town Board Minutes

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE THE MAY 22, 2012 BOARD OF REVIEW MINUTES AS PRESENTED AND THE MAY 22, 2012 TOWN BOARD MINUTES WITH CORRECTIONS. MOTION CARRIED.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51516 – 51575 IN THE AMOUNT OF \$79,369.38

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$33,999.12

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. Discussion re: town hall meeting room and highway garage/storage shed improvements (tabled 5/22/12)

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

Mr. Krause suggested that we analyze what our true storage needs are and proceed; possibly tear down the existing building and re-build. Mr. Roberts was directed to research this matter and bring it back to the next meeting.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO TABLE THE HIGHWAY GARAGE/STORAGE SHED IMPROVEMENTS ISSUE. MOTION CARRIED.

MOTION MADE BY MR. VAN HORN TO REMOVE THE CEILING IN THE TOWN HALL MEETING ROOM AND INSTALL A NEW GRID AND NEW LIGHTING, TO MEET CODE, NOT TO EXCEED \$20,000. MOTION FAILED FOR LACK OF A SECOND.

Eighth order of business: New Business

A. Consideration and possible action on alcohol permit for a graduation party to be held at the Sports Commons on June 17, 2012

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE AN ALCOHOL PERMIT FOR A GRADUATION PARTY TO BE HELD AT THE SPORTS COMMONS ON JUNE 17, 2012. MOTION CARRIED.

B. Consideration and possible action on car wash to be held in the town hall lot on June 16

Mr. Hoppe requested that a car wash fundraiser be held by the Kettle Moraine Poms Dance Team in the Town Hall lot and to use town resources. He also requested that the date be adjusted to June 30 for a 5 hour time span. He stated that he would fill out an application, pay a deposit and for the use of water.

The Town Board discussed the possibility of setting a precedent and what liability the Town would have if approved. Mr. Hoppe stated that he will contact Kettle Moraine to research the liability issue. The Town Clerk was directed to contact Snyder Insurance.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO APPROVE PENDING RESOLUTION OF THE INSURANCE ISSUE. MOTION CARRIED.

C. Consideration and possible action on purchase of roadside mower

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO APPROVE THE PURCHASE OF A ROADSIDE MOWER. MOTION CARRIED.

D. Consideration and possible action on a Resolution to interpret the Town of Delafield Mill Tax Road Resolution of June 12, 1990, with regard to West Lakeside Road

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO SEND THIS MATTER BACK TO THE TOWN ATTORNEY TO DRAFT A RESOLUTION STATING THAT THE ROAD WILL REMAIN A TOWN ROAD BUT THE TOWN WILL NOT ACCEPT RESPONSIBILITY FOR PLOWING IT. MOTION CARRIED.

E. Request to approve renewal Alcohol Beverage "Class B" Liquor, Class "B" Beer and Soda Water Beverage License Applications for the period of July 1, 2012 through June 30, 2013 for the following:

1. *Western Lakes Golf Club*

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE A RENEWAL ALCOHOL BEVERAGE "CLASS B" LIQUOR, CLASS "B" BEER AND SODA WATER BEVERAGE LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR WESTERN LAKES GOLF CLUB. MOTION CARRIED.

2. *Frank's Tap - Lloyd's Never Inn*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE A RENEWAL ALCOHOL BEVERAGE "CLASS B" LIQUOR, CLASS "B" BEER AND SODA WATER BEVERAGE LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR FRANK'S TAP. MOTION CARRIED.

3. *Pewaukee Yacht Club*

MOTION MADE BY MS. DUNDON, SECONDED BY MR. VAN HORN TO APPROVE A RENEWAL ALCOHOL BEVERAGE "CLASS B" LIQUOR, CLASS "B" BEER AND SODA WATER BEVERAGE LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR PEWAUKEE YACHT CLUB. MOTION CARRIED.

4. *Dylon's Steakhouse*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE A RENEWAL ALCOHOL BEVERAGE "CLASS B" LIQUOR, CLASS "B" BEER AND SODA WATER BEVERAGE LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR DYLOM'S STEAKHOUSE. MOTION CARRIED.

5. Kim's Lakeside

MOTION MADE BY MS. DUNDON, SECONDED BY MR. VAN HORN TO APPROVE A RENEWAL ALCOHOL BEVERAGE "CLASS B" LIQUOR, CLASS "B" BEER AND SODA WATER BEVERAGE LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR KIM'S LAKESIDE. MOTION CARRIED.

- F. Request to approve renewal Alcohol Beverage Class "A" Beer License Application for the period of July 1, 2012 through June 30, 2013 for Gluten Free Trading Company
MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO APPROVE A RENEWAL ALCOHOL BEVERAGE CLASS "A" BEER LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR GLUTEN FREE TRADING COMPANY. MOTION CARRIED.
- G. Request to approve renewal Alcohol Beverage Class "B" Beer and Soda Water Beverage License Applications for the period of July 1, 2012 through June 30, 2013 for Buck Rub Outfitters, LTD
MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUNDON TO APPROVE A RENEWAL ALCOHOL BEVERAGE CLASS "B" BEER AND SODA WATER BEVERAGE LICENSE APPLICATIONS FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR BUCK RUB OUTFITTERS, LTD. MOTION CARRIED.
- H. Request to approve renewal Soda Water License Application for the period of July 1, 2012 through June 30, 2013 for St. Anthony's Congregation
MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE A RENEWAL SODA WATER BEVERAGE LICENSE APPLICATION FOR THE PERIOD OF JULY 1, 2012 THROUGH JUNE 30, 2013 FOR ST. ANTHONY'S CONGREGATION. MOTION CARRIED.
- I. Consideration and possible action on Operator's License Renewals for the period of 7/1/12 to 6/30/14:
1. *Andrew J. Bohlken – Pewaukee Yacht Club*
 2. *Briana M. Books – Pewaukee Yacht Club*
 3. *Aaron Frank – Pewaukee Yacht Club*
 4. *John Grignon, Jr. – Pewaukee Yacht Club*
 5. *Michael McCaffrey – Pewaukee Yacht Club*
 6. *Timothy McCaffrey – Pewaukee Yacht Club*
- MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE THE OPERATOR'S LICENSE RENEWALS FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR ANDREW J. BOHLKEN, BRIANA M. BOOKS, AARON FRANK, JOHN GRIGNON, JR., MICHAEL MCCAFFREY AND TIMOTHY MCCAFFREY. MOTION CARRIED.**
7. *Elaine F. Boldt – Dylon's Steakhouse*
 8. *Andrew Z. Kirk – Dylon's Steakhouse*
 9. *Kristine Kirk – Dylon's Steakhouse*
- MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUCHOW TO APPROVE THE OPERATOR'S LICENSE RENEWALS FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR ELAINE F. BOLDT AND KRISTINE KIRK. MOTION CARRIED.**
- MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUCHOW TO TABLE THE OPERATOR LICENSE RENEWAL APPLICATION FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR ANDREW Z. KIRK TO ALLOW STAFF TO GATHER FURTHER INFORMATION WITH REGARD TO HIS JANUARY, 2011 ARREST. MOTION CARRIED.**
10. *Marijo Burbach – Kim's Lakeside*
 11. *Teresa A. Burbach – Kim's Lakeside*
- MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO APPROVE THE OPERATOR'S LICENSE RENEWALS FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR MARIJO BURBACH AND TERESA A. BURBACH FOR KIM'S LAKESIDE. MOTION CARRIED.**

- 12. Ken P. Casey – Buck Rub Outfitters
- 13. Christine A. Johnson – Buck Rub Outfitters
- 14. Nicole M. Wilkerson – Buck Rub Outfitters

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE THE OPERATOR'S LICENSE RENEWALS FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR KEN P. CASEY, CHRISTINE A. JOHNSON AND NICOLE M. WILKERSON FOR BUCK RUB OUTFITTERS. MOTION CARRIED.

- 15. Lauren E. Eliades – Western Lake Golf Club
- 16. Sara A. Miller – Western Lakes Golf Club
- 17. Joseph P. Moriarty – Western Lakes Golf Club
- 18. Leigh Ann Pochowski – Western Lakes Golf Club
- 19. Erin R. Trimborn – Western Lakes Golf Club
- 20. Sara D. Vrakas – Western Lakes Golf Club

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO APPROVE THE OPERATOR'S LICENSE RENEWALS FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR LAUREN E. ELIADES, SARA A. MILLER, JOSEPH P. MORIARTY, LEIGH ANN POCHOWSKI, ERIN R. TRIMBORN AND SARA D. VRAKAS FOR WESTERN LAKES GOLF CLUB. MOTION CARRIED.

- 21. Karyn A. Dutton – Lloyd's Never Inn
- 22. Stacy A. Garrigan – Lloyd's Never Inn
- 23. Annelie E. Kolander – Lloyd's Never Inn
- 24. Larry D. McCutcheon – Lloyd's Never Inn
- 25. Brian E. Miller – Lloyd's Never Inn
- 26. Stacy L. Smith – Lloyd's Never Inn
- 27. John Trzesniewski, Jr. – Lloyd's Never Inn

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO APPROVE THE OPERATOR'S LICENSE RENWALS FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR KARYN A. DUTTON, STACY A. GARRIGAN, ANNELIE E. KOLANDER, LARRY D. MCCUTCHEON, STACY L. SMITH AND JOHN TRZESNIEWSKI, JR. FOR LLOYD'S NEVER INN. MOTION CARRIED.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO TABLE THE OPERATOR LICENSE RENEWAL APPLICATION FOR BRIAN E. MILLER TO ALLOW STAFF TO RESEARCH THE DECEMBER 2, 2011 CONVICTION. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

- A. Next Plan Commission Meeting – June 19
- B. Next Park and Recreation Commission Meeting – Monday, June 25 – 6:30 p.m.
- C. Next Town Board Meeting – June 26

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO ADJOURN AT 8:03 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on June 26, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
June 26, 2012

Members Present: P. Kanter, C. Dundon, P. Van Horn, L. Krause, C. Duchow
Others Present: T. Barbeau, *Town Engineer*, E. Larson, *Town Attorney*, 7 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: Citizen Comments
Deborah White, W307N16275 Shadowood Place, requested that the fire station issue and discussions that took place since the February 14 meeting be placed on the next agenda.

Fourth order of business: Approval of Town Board Minutes of June 12, 2012
The minutes will be filed as prepared by the Town Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51634 – 51671 IN THE AMOUNT OF \$110,187.06

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$28,879.50

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Time Warner Cable Inc., Petition for Special Relief (Exhibits are available for review in the Clerk's office)

Chairman Kanter summarized stating that Time Warner Cable is petitioning the Federal Communications Commission for relief of any price or rate controls because there is effective competition in the area coming from AT&T.

Attorney Larson stated that he is questioning why the Town is involved and has been served, as we do not have a franchise with Time Warner Cable any longer. As the State took it over, he suggested that the Town respond with something saying that we object to Time Warner being removed, and inform them that we have no jurisdiction over this matter.

The Town Board directed Attorney Larson to prepare a response on behalf of all 8 municipalities that his firm represents with costs shared among them.

B. Judith and James Sigerud (6/20/2012), Re: Request for Property Tax Reimbursement

Attorney Larson stated that the size of the lot has not changed since 1982. The effect of this road was not to reduce the size of the lot but make the road a public road. Cloverleaf Court is a town road on an easement on Mr. Sigerud's property. Attorney Larson stated that all procedures were correctly followed by the town in 1982 and the resident has been taxed properly.

Seventh order of business: Unfinished Business

A. Discussion re: West Lakeside Road spur (tabled 6/12/12)

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

Attorney Larson stated that if the West Lakeside Road spur is declared a Town road but the Town does not plow it, this could open liability risks. The Town could be liable for injury if plowed by someone else. He offered the option to get the neighbors together and come up with a turn around resolution for plowing. Engineer Barbeau, Mr. Roberts and Attorney Larson will set up a meeting with the neighbors to resolve this matter by the first Town Board meeting in August (15th).

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO TABLE UNTIL THE 1ST TOWN BOARD MEETING IN AUGUST. MOTION CARRIED.

B. Discussion re: storage garage improvements (tabled 6/12/12)

This item will remain on the table.

C. Consideration and possible action on Operator's License Renewals for the period of 7/1/12 to 6/30/14: (tabled 6/12/12)

1. *Andrew Z. Kirk – Dylon's Steakhouse*

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

Chairman Kanter informed Mr. Zirk that the Town Board tabled this matter at their last meeting because they had concerns regarding his 2011 OWI charge. Mr. Zirk stated that he has gone to counseling and is staying "above water" by running a successful business. He has stayed out of trouble for 1-1/2 yrs. He has been limited to hours of driving and a blowing device is installed in his vehicle.

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO GRANT THE OPERATOR LICENSE RENEWAL TO ANDREW Z. ZIRK. MOTION CARRIED.

2. *Brian E. Miller – Lloyd's Never Inn*

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO APPROVE THE OPERATOR LICENSE RENEWAL FOR BRIAN E. MILLER. MOTION CARRIED.

Eighth order of business: New Business

A. Consideration and possible action on Plan Commission's recommendation to approve a Certified Survey Map to split off a 3-acre parcel from unplatted lands owned by the Ernestine Cousland Life Trust located in the Northwest ¼ and Southwest ¼ of Section 31, generally located northeast of Waterville Lake Drive and the Town of Delafield westerly limits

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO APPROVE PLAN COMMISSION'S RECOMMENDATION TO APPROVE A CERTIFIED SURVEY MAP TO SPLIT OFF A 3-ACRE PARCEL FROM UNPLATTED LANDS OWNED BY THE ERNESTINE COUSLAND LIFE TRUST LOCATED IN THE NORTHWEST ¼ AND SOUTHWEST ¼ OF SECTION 31, GENERALLY LOCATED NORTHEAST OF WATERVILLE LAKE DRIVE AND THE TOWN OF DELAFIELD WESTERLY LIMITS. MOTION CARRIED.

B. Consideration and possible action on an Ordinance Creating a Section of the Town Code Entitled "Identity Theft Prevention Program"

Chairman Kanter stated that subject ordinance is the result of a red flag requirement by the Federal and State governments. As all five Towns involved in this project are similarly situated with regard to this issue, the Waukesha County Unit of the Wisconsin Town's Association discussed this matter and requested that a model ordinance be prepared with costs shared among the municipalities. The Town Clerk was directed to review the ordinance to confirm that the requirements (rules of conduct) will be met.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO TABLE FOR 2 WEEKS. MOTION CARRIED.

C. Consideration and possible action on Operator's License Renewals for the period of 7/1/12 to 6/30/14:

1. *Katherine M. Rizer – Kim's Lakeside*

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

2. *Heather S. Allen – Western Lakes Golf Club*

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE. MOTION CARRIED.

3. *Colleen P. Matchie – Lloyd's Never Inn*

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

4. *Nick A. Barnhart – Kim's Lakeside*

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

D. Consideration and possible action on alcohol permit for an event to be held at the Sports Commons on July 21, 2012

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AN ALCOHOL PERMIT FOR AN EVENT TO BE HELD AT THE SPORTS COMMONS ON JULY 21, 2012.

Ninth order of business: Announcements and Planning Items

A. Open Book – Tuesday, July 3 – 1:00 to 3:00 p.m.

B. Next Town Board Meeting - July 10

C. Next Plan Commission Meeting – July 17

D. Board of Review – Thursday, July 19 – 7:00 p.m.

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 8:05 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on July 10, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
July 10, 2012

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

Others Present: K. Smith, Lake Country Reporter, S. Van Dien, Waukesha Freeman, 15 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of June 26, 2012
The minutes will be filed as prepared by the Town Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECK #51576 IN THE AMOUNT OF \$56,000.00 AND CHECKS #51682 – 51719 IN THE AMOUNT OF \$92,367.88

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$34,259.93

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. Consideration and possible action on an Ordinance Creating a Section of the Town Code Entitled "Identity Theft Prevention Program" (tabled 6/26/12)

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

**MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE AN ORDINANCE
CREATING A SECTION OF THE TOWN CODE ENTITLED "IDENTITY THEFT PREVENTION PROGRAM".
MOTION CARRIED.**

Eighth order of business: New Business

A. Report on Fire Department Consolidation

Chairman Kanter provided an update on the subject issue stating that approximately 2 months ago he, Larry Krause, Paul Kozlowski and Mark Hoppe had discussions with the Lake Country Fire Department. They met with the Village of Nashota President, City of Delafield Mayor, Lake Country Fire Department representatives, and the Chief from the Village of Hartland. The purpose of meeting was to determine whether or not there was interest on both sides to discuss the possibility of creating a new fire dept. to include Lake Country and the Town of Delafield. Chairman Kanter stated that there is uncertainty as to whether or not Hartland is willing to participate, but they are interested in listening. As a result of the preliminary and unofficial conversations, it has been decided to enter into formal discussions with Lake Country Fire Dept., to see whether or not this creation is possible and meaningful for all parties involved. They will explore all avenues. Chairman Kanter stated that consolidation has certain meanings and it could suggest that the Town of Delafield could be folded into the Lake Country Fire Dept. This is not the Town's intention, as we have two very distinct cultures that need to be

respected and the taxpayers of these two districts need to be respected. We will model off the committee that was formed to create the Lake Country Fire Dept. Each of the 4 committees will enter in with 3 members (2 officials and 1 citizen). Chairman Kanter is recommending approval of himself, Larry Krause and Diane Hampton (a town resident and business partner of Anton's Salon) to serve on the committee. The 1st meeting will be held in August at the Town Hall and is open to the public.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO APPROVE LARRY KRAUSE, DIANE HAMPTON AND PAUL KANTER TO SERVE ON THE FIRE SERVICE STUDY COMMITTEE. MOTION CARRIED.

B. Alternate Appointments to Board of Review

Chairman Kanter stated that our ordinance, consistent with State Statutes, requires the appointment of 3 alternate Board of Review members. The purpose of alternate members is in case one has to recuse himself or be asked, pursuant to State Statute, to be removed. He has contacted the following 3 people and would ask approval of their appointments: 1. Russ Ackley; 2. Dean Richards; 3. Lisa Cunningham.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. KRAUSE TO ACCEPT THESE APPOINTMENTS TO SERVE AS ALTERNATES ON THE BOARD OF REVIEW. MOTION CARRIED.

C. Appointment to Plan Commission

Chairman Kanter stated that Garrett Reich served as an attorney for Miller Brewery for 32 years. He was the Director of Ethics and Business Conduct. He currently lives in Lakeside Conservancy and is involved in the Waukesha County Land Conservancy.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO APPOINT GARRETT REICH TO SERVE ON THE TOWN OF DELAFIELD PLAN COMMISSION. MOTION CARRIED.

D. Consideration and possible action on Operator's License Renewal for the period of 7/1/12 to 6/30/14:
Rena M. Manriquez – Kim's Lakeside

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE. MOTION CARRIED.

Ninth order of business: Announcements and Planning Items

- A. Next Plan Commission Meeting – July 17
- B. Board of Review – Thursday, July 19 – 7:00 p.m.
- C. Next Town Board Meeting – July 24

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:50 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on July 24, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
July 24, 2012

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

Members Absent: P. Kanter

Others Present: T. Barbeau, *Town Engineer*, P. Kozlowski, *Fire Chief*, 2 citizens

First order of business: Call to Order

Acting Chair Dundon called the meeting to order at 7:00 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments

There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of July 10, 2012

The minutes will be filed as prepared by the Town Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECK #51723 – 51763 IN THE AMOUNT OF \$114,826.89

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$25,569.61

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration and possible action on Plan Commission's recommendation to approve formal termination of the Conditional Use Permit, reversion or change of zoning on portions of the land to A-2 and R-1A, and elimination of the Pewaukee Lake Non-Shoreline Overlay District (PLO) as described in Section 2(J) of the Town of Delafield Ordinance No. 2007-006 dated August 28, 2007, for Maple Bluff Estates, approximately N26W30389 Maple Avenue

Engineer Barbeau provided a brief history of the former project and the current status. The Conditional Use Permit states that if the project is abandoned in any manner or discontinued in use for 12 months, then it may be terminated by action of the Town Board following referral from the Plan Commission. A condition on the Rezoning Ordinance 2007-006 states that if the development does not commence within one year of the approval of the zoning ordinance, then the zoning reverts back to previous zoning. The Plan Commission and Town Board desired to take formal action on the two documents for the purpose of memorializing the action and giving the current owner due process. The Plan Commission recommended terminating the Conditional Use permit, and recommended to the Town Board that the Town revert the zoning back to the zoning prior to Ordinance No. 2007-006 subject to no construction occurring on the property unless and until the condominium plat and condominium declarations are removed by the property owner, and the land is rezoned to A-2. The documents were reviewed by legal counsel, and Attorney Larson suggested that the Town Board not take any action on the zoning ordinance and send it back to the Plan Commission for them to schedule a public hearing to rezone the entire land to one zoning. He expressed concern that if the current owner did not change the zoning as required in the Plan Commission's motion, then the entire ordinance would not be in effect.

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO ACCEPT THE PLAN COMMISSION'S RECOMMENDATION AND TERMINATE THE CONDITIONAL USE DOCUMENT. MOTION CARRIED.

MOTION MADE BY MR. KRAUSE, SECONDED BY MR. VAN HORN TO REFER THE REVERSION OF THE ZONING MATTER BACK TO THE PLAN COMMISSION AND REQUEST THAT THE TOWN SET UP A PUBLIC HEARING ON SEPTEMBER 4, 2012 TO CHANGE THE ZONING ON THE ENTIRE PROPERTY TO A-2. MOTION CARRIED.

B. Consideration and possible action on replacement of the Fire Department brush truck

Chief Kozlowski stated that he was able to negotiate the price so that it is under budget. The Town will take possession by the end of 2012 and will use the old truck to tow the trailer.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO AUTHORIZE THE PURCHASE OF THE BRUSH TRUCK FOR \$74,996.00. MOTION CARRIED.

C. Recommendation on water use issue

Chairman Kanter provided suggested wording to be used in a press release regarding the current water issue. "Your private well draws upon a common aquifer. Unnecessary watering threatens the water supply of your neighbors. Please, during this time of extreme drought, refrain from watering lawns, washing cars, and other unnecessary uses of water. Conserving today will preserve for tomorrow".

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO RELEASE A STATEMENT WITH CHANGES BY ELIMINATING THE "A" AND ADDING AN "S" AFTER AQUIFER. MOTION CARRIED.

D. Consideration and possible action on offering Town of Delafield Fire equipment for sale.

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO SELL THE TENDER. MOTION CARRIED.

Chief Kozlowski will place an ad on line and in the Town's Association magazine.

E. Consideration and possible action on Operator's License for the period of 7/1/12 to 6/30/14:
1. - Angela A. Darrow for Dylon's Steakhouse

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO APPROVE. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Wisconsin Towns Association, Waukesha County Unit Meeting – July 25 – Oconomowoc Town Hall – 7:00 p.m.
- B. Next Town Board Meeting – August 7
- C. Partisan Primary Election – August 14
- D. Next Plan Commission Meeting – September 4

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:37 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on August 7, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
August 7, 2012

Members Present: P. Kanter (entered at 7:40 p.m.), C. Dundon, P. Van Horn, L. Krause, C. Duchow

Others Present: D. Roberts, *Highway Superintendent*, 5 citizens

First order of business: Call to Order
Acting Chair Dundon called the meeting to order at 7:25 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of July 24, 2012
MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUCHOW TO APPROVE THE MINUTES OF JULY 24, 2012, AS PRESENTED. MOTION CARRIED.

Fifth order of business: Action on vouchers submitted for payment:
A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECK #51721 IN THE AMOUNT OF \$232.50 AND CHECKS #51765 – 51799 IN THE AMOUNT OF \$102,541.93

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$25,687.03
MS. DUNDON/MR. KRAUSE **MOTION CARRIED.**

Sixth order of business: Communications (*for discussion and possible action*)
A. Eric J. Larson (7/11/12), Re: Recent Case Law Update

Mr. Krause stated that this good advice and hopes that we will not be redacting it soon.

Seventh order of business: Unfinished Business
A. Discussion re: West Lakeside Road spur (tabled 6/26/12)

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

Ms. Dundon directed attention to the memorandum submitted by Attorney Larson that summarized the meeting of July 12, 2012, between affected parties and town staff.

The general consensus of the Town Board is to direct the Highway Superintendent to perform a cost study to hire additional staff to plow the subject area and purchase a salter.

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO TABLE. MR. VAN HORN-ABSTAINED, MR. KRAUSE-YES, CHAIRMAN KANTER-YES, MS. DUNDON-YES, MS. DUCHOW-YES. MOTION CARRIED.

Eighth order of business: New Business
A. Discussion and possible action on Building Inspection Services Contract extension

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE THE CONTRACT EXTENSION WITH BUILDING INSPECTION SERVICES. MOTION CARRIED.

B. Set 2013 Budget Workshop dates

Wednesday – 9/19 – 6:30 p.m.
Wednesday – 9/26 – 6:30 p.m.
Wednesday – 10/3 – 6:30 p.m.
Wednesday – 10/10 – 6:30 p.m.

C. Consideration and possible action on Operator's License for the period of 7/1/12 to 6/30/14:
1. – *Rachel C. Malik for Dylon's Steakhouse*

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE THE OPERATOR'S LICENSE FOR THE PERIOD OF 7/1/12 TO 6/30/14 FOR RACHEL C. MALIK. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Partisan Primary Election – August 14
- B. Fire Service Study Committee Meeting – August 15 – 7:00 p.m.
- C. Next Park and Recreation Committee Meeting – August 27 – 6:30 p.m.
- D. Next Town Board Meeting – August 28
- E. Next Plan Commission Meeting – September 4

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO ADJOURN AT 7:50 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on August 28, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
August 28, 2012

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

Members Absent: P. Kanter

Others Present: 2 citizens

First order of business: Call to Order

Acting Chair Dundon called the meeting to order at 7:00 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments

There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of August 7, 2012

The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51802 - 51807 IN THE AMOUNT OF \$3879.79 AND CHECKS #51846 – 51897 IN THE AMOUNT OF \$111,006.98

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$27,742.85

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Eric J. Larson (8/3/12), Re: Legislative Update/2012

The Town Clerk was directed to forward the subject correspondence to Engineer Barbeau for review and contact Mr. Jeanson regarding Item #3.

B. Larry Krause (8/16/12), Re: Fire Service Study Committee Meeting on August 15, 2012

Mr. Krause stated that future meetings will be held for a maximum of 2 hrs. The next meeting will be held on September 27 at the Village of Nashotah. Mr. Lartz was nominated Chair. The Village of Nashotah will provide a clerk to do minutes and municipalities will share the cost.

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration and possible action on Application for Temporary Class "B" License for NuGenesis's Second Annual Harvest for Your Health event to be held on September 29, 2012

Ms. Monaghan stated that she is expecting approximately 350 participants for this family event. 9 chefs along with 9 doctors will prepare food. Parking will be directed by 15 people. Participants will park in the field. Beer and wine will be served and classical music playing. The event will be held from 3:30 – 7:00 p.m. Ms. Monaghan stated that no parking will be allowed on Silvernail. The Town Board directed her to contact the Sheriff's Department for assistance and requested those directing traffic to wear reflective vests.

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO APPROVE. MS. DUCHOW – AYE, MS. DUNDON – AYE, MR. KRAUSE – AYE, MR. VAN HORN – ABSTAINED. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Next Plan Commission Meeting – September 4
- B. Next Town Board Meeting – September 11
- C. Budget Workshop – September 19 – 6:30 p.m.

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO ADJOURN AT 7:30 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on _____

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
September 11, 2012

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

Members Absent: P. Kanter

Others Present: 4 citizens

First order of business: Call to Order

Acting Chair Dundon called the meeting to order at 7:00 p.m. She spoke in remembrance and honor of those who gave their lives on 9/11/2002 and requested a moment of silence.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments

There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of August 28, 2012

The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51900 - 51944 IN THE AMOUNT OF \$324,659.46

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$34,384.98

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration and possible action on Application for License to Keep Chickens at W290N2171 Happy Hollow Rd.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AS RECOMMENDED BY STAFF. MS. DUCHOW – AYE, MS. DUNDON – AYE, MR. KRAUSE – AYE, MR. VAN HORN – ABSTAINED. MOTION CARRIED.

B. Consideration and possible action on Plan Commission's recommendation to approve and approval of Ordinance to amend the Town zoning map from R-2 Residential PUD and PLO Pewaukee Lake Non-shoreline Overlay District to A-2 Rural Residential District on a 10.13 acre parcel of land located at approximately N26W30389 Maple Avenue

MOTION MADE BY MR. VAN HORN, SECONDED BY MR. KRAUSE TO APPROVE AS RECOMMENDED BY THE PLAN COMMISSION. MOTION CARRIED.

- C. Consideration and possible action on Plan Commission's recommendation to approve and approval of Ordinance to amend the Town zoning map from A-1 Agriculture district to R-1 Residential district for the property located at N6W30543 Maple Avenue

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AS RECOMMENDED BY THE PLAN COMMISSION. MOTION CARRIED.

- D. Consideration and possible action on Alcohol Permit for a birthday party to be held at Elmhurst Park on September 15 from 2:00 p.m. to 8:00 p.m.

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO APPROVE. MOTION CARRIED.

- E. Consideration and possible action on Operator Licenses for the period of 7/1/12 to 6/30/14:
1. *Sarah J. Toth – Kim's Lakeside*

The Town Board expressed concerns regarding the applicant's background check and requested that she attend the next meeting.

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

2. *Christine A. Soto – Western Lakes*

MOTION MADE BY MS. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE. MS. DUCHOW – AYE, MS. DUNDON – AYE, MR. KRAUSE – AYE, MR. VAN HORN – ABSTAINED. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Budget Workshop – September 19 – 6:30 p.m.
- B. Next Park and Recreation Commission Meeting – September 24 – 6:30 p.m.
- C. Next Town Board Meeting – September 25
- D. Budget Workshop – September 26 – 6:30 p.m.

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:30 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on September 25, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
September 25, 2012

Members Present: P. Kanter, C. Dundon, P. Van Horn, L. Krause, C. Duchow
Others Present: D. Roberts, *Highway Superintendent, 11 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of September 11, 2012
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51945 - 51986 IN THE AMOUNT OF \$88,405.88

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$25,130.45

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Eric J. Larson (9/12/12), Re: Public Records Issues

The Town Clerk stated that Attorney Larson contacted her re: the subject matter. He reviewed the bartender license application to be addressed this evening and informed the Clerk that she is following proper procedures in obtaining background checks. If information is gathered through the DMV, an accompanying statement should be provided with the released records.

Seventh order of business: Unfinished Business

A. Consideration and possible action on Operator License for the period of 7/1/12 to 6/30/14:
Sarah J. Toth – Kim's Lakeside (tabled 9/11/12)

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

Ms. Toth provided a summary of her February 2012 conviction.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AN OPERATOR LICENSE FOR SARAH J. TOTH, KIM'S LAKESIDE, FOR THE PERIOD OF 7/1/12 TO 6/30/14. MOTION CARRIED.

B. Discussion re: storage garage improvements (tabled 6/26/12)

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

Chairman Kanter stated that if the decision is made to proceed with replacing the storage building, a bidding process is required. The general consensus of the Town Board is to develop a long term plan for the area before making a decision.

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

C. Discussion re: West Lakeside Road spur (tabled 8/7/12)

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

The Highway Superintendent was directed to research costs for a part-time plower and the purchase of a salter. Mr. Roberts stated that he put extra money into the 2013 budget to hire a part-time plower. He sold a tractor for \$5,000, and asked if he could use the monies to purchase a salter. The proposed part-time worker would also perform duties in other areas of the town.

Chairman Kanter stated that if the Town Board wishes to accept West Lakeside Road Spur as a public road, the issue needs to be tabled for two weeks in order to direct the Town Attorney to draft a resolution.

MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUNDON TO ACCEPT WEST LAKESIDE ROAD SPUR AS A PUBLIC ROAD. MOTION CARRIED.

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

D. Discussion and possible action on purchase of a salter

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE PURCHASE OF A SALTER. MOTION CARRIED.

Eighth order of business: New Business

A. Consideration of Amendment to Section 17.10 4. A. of the Town of Delafield Code of Ordinances

Chairman Kanter directed attention to Section 17.10 4. A. of the Town Code, stating that the Board of Appeals is made up of 5 members and 2 alternate members. The current ordinance states that the alternates only act when a member of the Board refuses to vote because of interest or when a member is absent. He suggested an amendment to the ordinance in which the Board of Appeals be made up of 7 members and as cases come before them, the chairman put together a panel of 5 that will hear the cases on a rotating basis.

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO TABLE FOR TWO WEEKS AND DIRECT THE TOWN ATTORNEY TO DRAFT THE AMENDED ORDINANCE FOR REVIEW AT THE NEXT MEETING. MOTION CARRIED.

B. Appointments to Plan Commission and Board of Appeals

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO APPOINT TOM OBERHAUS AS PLAN COMMISSION CHAIRMAN FOR ANOTHER 3 YEAR TERM. MOTION CARRIED.

MOTION MADE BY CHAIRMAN, KANTER, SECONDED BY MS. DUCHOW TO APPOINT NANCY BONNIWELL, BRUCE KESSLER, DICK NOWACKI AND BOB SCHIEBLE FOR ANOTHER 3 YEAR TERM AND DEAN RICHARDS FOR A 3 YEAR TERM. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Budget Workshop – September 26 – 6:30 p.m.
- B. Next Plan Commission Meeting – October 2
- C. Budget Workshop – October 3
- D. Next Town Board Meeting – October 9

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 8:03 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on _____

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
October 9, 2012

Members Present: P. Kanter, C. Dundon, P. Van Horn, C. Duchow

Members Absent: L. Krause

Others Present: 5 citizens

Closed Session: It is anticipated the Town Board will convene into closed session for the following reason: Pursuant to authorization conferred by WI Statue 19.85 (1) (c) for considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, regarding all Town employees. Following the closed session, the Town Board shall continue with the matters noted in the agenda. *Chairman Kanter read the Notice of Closed Session.*

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:15 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
A resident asked if the Fire Study meeting dates could be placed on the website.

Fourth order of business: Approval of Town Board Minutes of September 25, 2012
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll
Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #51987 - 52022 IN THE AMOUNT OF \$44,836.57

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$33,988.00

MS. DUNDON/MS. DUCHOW

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. Consideration and possible action on an Ordinance to Repeal and Recreate Sections 17.10(4)(A)(1)(a), 17.10(4)(D), and 17.10(4)(F)(1) of the Town of Delafield Zoning Ordinance Concerning the Administration and Authority of the Board of Appeals

Chairman Kanter stated that the subject ordinance would also bring certain specified provisions of Section 17.10 of the Town of Delafield Code of Ordinances into conformance with State law. A public hearing before the Town Board and Plan Commission is required. After the Plan Commission makes their recommendation to the Town Board, the Town Board may adopt the ordinance.

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO REFER THIS MATTER TO THE PLAN COMMISSION. MOTION CARRIED.

B. Consideration and possible action concerning employment, promotion, or compensation of Town employees, in relation to the 2013 budget process.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUCHOW TO APPROVE THE RECOMMENDATION, IN THE BUDGET, OF A 3% INCREASE ACROSS THE BOARD FOR TOWN EMPLOYEES. MS. DUCHOW – AYE, MS. DUNDON – AYE, CHAIRMAN KANTER – AYE, MR. VAN HORN – NO. MOTION PASSED 3-1.

Eighth order of business: New Business

- A. Consideration and possible action on Temporary Class “B”/”Class B” Retailer’s License at the request of St. Anthony’s Congregation Men’s Club for an event in the Fellowship Hall on November 2, 2012.

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO APPROVE A TEMPORARY CLASS “B”/”CLASS B” RETAILER’S LICENSE AT THE REQUEST OF ST. ANTHONY’S CONGREGATION MEN’S CLUB FOR AN EVENT IN THE FELLOWSHIP HALL ON NOVEMBER 2, 2012.

Ninth Order of business: Announcements and Planning Items

- A. Next Plan Commission Meeting – October 16
- B. Next Town Board Meeting – October 23
- C. Fright Hike – October 26 & 27
- D. Next Park and Recreation Commission Meeting – October 29 – 6:30 p.m.
- E. General Election – November 6

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO ADJOURN AT 7:30 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on _____

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
October 23, 2012

Members Present: P. Kanter, L. Krause, C. Duchow

Members Absent: C. Dundon, P. Van Horn

Others Present: T. Barbeau, *Town Engineer*, P. Kozlowski, *Fire Chief*, M. Hoppe, *Assistant Fire Chief*, 7 citizens

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:25 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of October 9, 2012
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #52023 - 52067 IN THE AMOUNT OF \$170,437.11

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$25,512.59

MR. KRAUSE/MS. DUCHOW

MOTION CARRIED.

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

A. Eric J. Larson (10/8/12), Re: Land Use Siting Issues

None

B. Heidi J. Bunk (10/16/12), Re: Invitation to a Pewaukee Lake meeting in December

Mr. Krause stated that he received an e-mail from Heidi Bunk, Lakes Biologist for the WDNR, asking if the Town, along with the other municipalities that have control of the shoreline, would be interested in discussing the possibility of developing a lake-wide chemical treatment plan.

Mr. Nowacki, Lake Pewaukee Sanitary District Commissioner, stated LPSD's opposition to using chemical treatment in Pewaukee Lake, as they have done nothing to enhance the lake, have created some additional problems in treating weeds in the lake and could allow for potential health hazards. LPSD is in favor of the pure harvesting approach.

Engineer Barbeau was directed to attend the meeting to gather information and report back to the Town Board.

Seventh order of business: Unfinished Business

A. Update on Fire Service Study Committee

Mr. Krause stated that at the last meeting held on September 27, it was determined that a small committee should be formed to participate in the subject study. Richard Lartz was appointed chairperson and will be scheduling a meeting in the near future.

- B. Consideration and possible action on a Resolution to Interpret the Town of Delafield Mill Tax Road Resolution of June 12.1990, With Regard to West Lakeside Road (tabled 9/25/12)

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

Chairman Kanter stated that for mapping purposes and obtaining highway aids, the name of the road will be changed to West Lakeside Court. Discussion followed with opposition to change the name, as there will be an issue with resident mailboxes, this has always been known as West Lakeside Road and the residents will have to change their personal records.

Fire Chief Kozlowski stated the importance of posting the addresses for emergency purposes.

The suggestion was made to leave the designation as West Lakeside Road and direct the highway department to place a post where the spur comes off of West Lakeside Drive for the neighbors to post their addresses.

Engineer Barbeau was directed to contact the subject neighbors to sign the resolution.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO MODIFY THIS PROPOSAL TO LEAVE THE DESIGNATION AS WEST LAKESIDE DRIVE AND APPROVE THE RESOLUTION TO INTERPRET THE TOWN OF DELAFIELD MILL TAX ROAD RESOLUTION OF JUNE 12.1990, WITH REGARD TO WEST LAKESIDE ROAD. MOTION CARRIED.

Eighth order of business: New Business

- A. Consideration and possible action on Plan Commission's recommendation to deny a request to rezone the property at N40W28030 Glacier Road from A-2 Rural Home District to R-2 Residential District

Chairman Kanter stated that the Plan Commission denied the subject request because it is inconsistent with the Town's current land use plan.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO ACCEPT THE PLAN COMMISSION'S RECOMMENDATION TO DENY A REQUEST TO REZONE THE PROPERTY AT N40W28030 GLACIER ROAD FROM A-2 RURAL HOME DISTRICT TO R-2 RESIDENTIAL DISTRICT. MOTION CARRIED.

- B. Consideration and possible action on Lake Patrol Amendment Agreement

Ms. Duchow stated the proposal to keep any leftover funds at the end of the year and add them to a new fund to purchase equipment for the next budget cycle.

The Town Board directed staff to contact Attorney Larson and request that he approach the City and Village of Pewaukee to discuss the subject agreement.

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

- C. Consideration and possible action on three change orders re: 2012 Paving Program

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE THE THREE CHANGE ORDERS TO THE 2012 PAVING PROGRAM AS PRESENTED. MOTION CARRIED.

D. Consideration and possible action on replacement of the Fire Department ambulance

Deputy Chief Hoppe stated the proposal to purchase a 2013 Life Line Superliner ambulance from Life Line Emergency Vehicles. The purchase price of \$169,839 includes a \$13,000 credit for the trade in of the 2001 ambulance.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE THE PURCHASE OF A NEW AMBULANCE FROM LIFE LINE EMERGENCY VEHICLES IN THE AMOUNT OF \$169,839. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Wisconsin Town's Association, Waukesha County Unit Meeting – October 24
7:00 p.m. – Town of Ottawa Town Hall – W360S333 Hwy 67, Dousman
- B. Fright Hike – October 26 & 27 – 5:30 to 9:00 p.m.
- C. General Election and 33rd State Senate District Special Partisan Primary – November 6
- D. Next Town Board Meeting – November 13
- E. Budget Hearing – November 14 – 7:00 p.m.

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 8:20 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on November 13, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
November 13, 2012

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

Others Present: T. Barbeau, *Town Engineer*, 5 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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of Town Board Minutes of October 23, 2012
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #52069 - 52123 IN THE AMOUNT OF \$77,521.68

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$33,259.34

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. John P. Macy (10/25/12), Re: WI Attorney General 2012 Open Meetings and Public Records Seminar

None

Seventh order of business: Unfinished Business

A. Heidi J. Bunk (10/16/12), Re: Invitation to a Pewaukee Lake meeting in December

Engineer Barbeau referenced the subject correspondence stating that Heidi Bunk is asking the Town Board to provide feedback on which option they would like to pursue regarding Pewaukee Lake chemical treatment and if there is objection to any of the options.

Chairman Kanter stated that if anything is going to be done, it has to be a contiguous treatment (not patchwork). The study is not cost effective if taxpayer expenses are going to be expended. The bigger issue is whether or not the Town supports weed treatment at all. If not, the Board will not accept any option.

Mr. Krause, LPSD Commissioner, stated that he is not in favor of chemical treatment. A lake management plan was approved by SEWRPC several years ago. Each year, LPSD sets money aside for studies to maintain the lake. Weed growth goes in cycles and is a natural part of the lake. Chemicals are not the answer.

Ms. Duchow stated that she feels many of the residents would be happy if chemical treatment occurred, but she is not in favor of it because of health concerns.

MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUCHOW TO SUPPORT LPSD'S OBJECTION TO CHEMICAL TREATMENT OF WEEDS IN LAKE PEWAUKEE. MOTION CARRIED.

Engineer Barbeau stated that grant money is available to provide information to the public on chemical treatment and to allow them to voice their opinion during public hearings. Each community would need to apply for this grant. He asked the Board if they feel that this study is favorable. Mr. Van Horn is not in support of applying for the grant. Mr. Krause stated that he would like more information because a management plan already exists; i.e., how much is the study and what are the parameters. Ms. Dundon and Ms. Duchow concurred with Mr. Krause. Chairman Kanter is not opposed to scheduling a public hearing on the issue, but is opposed to the grant because it is difficult to ask residents that don't live on the lake to pay for any studies.

Engineer Barbeau will report back to the Board after the December 14 meeting.

Eighth order of business: New Business

A. Consideration and possible action on Resolution Approving Municipal Court 2013 Budget

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE A RESOLUTION APPROVING MUNICIPAL COURT 2013 BUDGET. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Budget Hearing – November 14 – 7:00 p.m.
- B. Next Plan Commission Meeting – November 20
- C. Next Park and Recreation Commission Meeting – November 26
- D. Next Town Board Meeting – November 27
- E. 33rd State Senate District Special Election – December 4

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, 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 November 27, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
November 27, 2012

Members Present: P. Kanter, C. Dundon, L. Krause, C. Duchow

Members Absent: P. Van Horn

Others Present: 5 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: Citizen Comments
Jim Kunz, W295N1738 Prairie Wood, Pewaukee, requested that the Town Land Use Plan be reviewed re: environmental corridor issues. As a result of trees being taken down on the Thomas property, he questioned whether or not the town could adopt other techniques to work with the landowners so that the pristine areas of the town are kept for future generations. He also asked for the town to look at alternatives to guide the land owner. He stated that he recognizes the town rule and codes, but he would like to town to come up with different ideas to preserve the environmental corridor areas.

The consensus of the Town Board is to send this matter to the Plan Commission for review at their meeting in January.

Fourth order of business: Approval of November 13, 2012, Town Board Minutes
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #52185 - 52221 IN THE AMOUNT OF \$60,845.02

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$32,126.21

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. Consideration and possible action on Lake Patrol Amendment Agreement (tabled 10/23/12)

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

The following typographical errors were noted: In the last sentence in Paragraph D, strike the words "Lake Patrol unit on behalf of the" and in Paragraph J, second paragraph, the word "clams" should read "claims". The general consensus of the Town Board is that all citation revenue be specifically deposited/designated for the replacement fund, and this wording to be reflected in Section D of the agreement.

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE THIS INTERGOVERNMENTAL COOPERATION AGREEMENT TO INCLUDE THE AMENDMENT THAT ALL CITATION REVENUE BE SPECIFICALLY DEPOSITED/DESIGNATED FOR THE REPLACEMENT FUND INDICATED IN THE MODIFIED SECTION D AND THE TYPOGRAPHICAL ERRORS AS NOTED. MOTION CARRIED.

Eighth order of business: New Business

- A. Consideration and possible action on Temporary Class "B"/"Class B" Retailer's License at the request of St. Anthony Congregation School Committee for an event in the Fellowship Hall on January 26, 2013

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE A TEMPORARY CLASS "B"/"CLASS B" RETAILER'S LICENSE AT THE REQUEST OF ST. ANTHONY CONGREGATION SCHOOL COMMITTEE FOR AN EVENT IN THE FELLOWSHIP HALL ON JANUARY 26, 2013.

Ninth Order of business: Announcements and Planning Items

- A. 33rd State Senate District Special Election – December 4
- B. Next Town Board Meeting – December 11
- C. Next Park and Recreation Commission Meeting – December 17
- D. Next Town Board Meeting – December 26

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:17 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on December 11, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
December 11, 2012

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

Others Present: P. Kozlowski, *Fire Chief, Lieutenant Misko, Deputy Lyles, 1 citizen*

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: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of November 27, 2012, Town Board Minutes
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #52228 - 52270 IN THE AMOUNT OF \$74,129.04

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$34,646.05

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. Consideration and possible action on 2013 contracts/agreements:

1. Elmbrook Humane Society

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE THE 2013 SERVICES AGREEMENT BETWEEN THE TOWN OF DELAFIELD AND THE ELMBROOK HUMANE SOCIETY, INC. MOTION CARRIED.

2. Rotroff Jeanson & Company

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE THE 2013 SERVICES AGREEMENT BETWEEN THE TOWN OF DELAFIELD AND ROTROFF JEANSON & COMPANY, S.C. MOTION CARRIED.

3. Waukesha County Sheriff's Department

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE THE 2013 CONTRACTED SERVICES AGREEMENT AND TRANSCRIPTION SERVICES AGREEMENT BETWEEN THE TOWN OF DELAFIELD AND THE WAUKESHA COUNTY SHERIFF'S DEPARTMENT. MOTION CARRIED.

DRAFT

- 4. R.A. Smith National, Inc.

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE THE 2013 CONTRACTED SERVICES AGREEMENT BETWEEN THE TOWN OF DELAFIELD AND R.A. SMITH NATIONAL, INC. MOTION CARRIED.

- 5. Police Citation Administrative Support Services – Village of Sussex

Lieutenant Misko stated that the Sheriff's Department has gone from the paper citation process to the squad printing citation process. It has proven to be more efficient in transferring information to the State and Lake Country Municipal Court. The Village of Sussex has assigned a clerk to review these citations and forward them electronically to the State and court. As there is a chance that the connection may go down, it is beneficial to have someone follow up. All reports or citations are also forwarded to the prosecuting attorney. The administrative support services allow the deputy to provide longer patrol coverage during his shift.

MOTION MADE BY MS. DUNDON, SECONDED BY MR. KRAUSE TO APPROVE THE 2013 CONTRACTED SERVICES AGREEMENT BETWEEN THE TOWN OF DELAFIELD AND THE VILLAGE OF SUSSEX. MOTION CARRIED.

- B. Appointment of Clerk/Treasurer, Deputy Clerk/Treasurer and Fire Chief

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MS. DUNDON TO NOMINATE DIANN WICK AS DEPUTY CLERK/TREASURER AND MARY ELSNER AS CLERK/TREASURER. MOTION CARRIED.

MOTION MADE BY CHAIRMAN KANTER, SECONDED BY MR. KRAUSE TO NOMINATE PAUL KOZLOWSKI AS FIRE CHIEF. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Next Park and Recreation Meeting – December 17 – 6:30 p.m.
- B. Next Town Board Meeting – December 26 – **11:00 a.m.**

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:27 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on December 26, 2012

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
December 26, 2012

Members Present: P. Kanter, C. Dundon, L. Krause, C. Duchow

Members Absent: P. Van Horn

First order of business: Call to Order
Chairman Kanter called the meeting to order at 11:02 a.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
There was no citizen comment.

Fourth order of business: Approval of December 11, 2012, Town Board Minutes
The minutes will be filed as prepared by the Clerk.

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

A. Report on budget sub-accounts and action to amend 2012 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #52293 – 52327 IN THE AMOUNT OF \$35,692.00

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$28,550.45

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. None

Seventh order of business: Unfinished Business

A. None

Eighth order of business: New Business

A. None

Ninth Order of business: Announcements and Planning Items

A. Next Town Board Meeting – January 8, 2013

B. Next Plan Commission Meeting – January 15, 2013

Tenth order of business: Adjournment

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO ADJOURN AT 11:05 A.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on January 8, 2013