

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
February 26, 2019

Members Present: L. Krause, P. Van Horn, E. Kranick, R. Troy, C. Smith

Others Present: T. Barbeau, *Town Engineer*, G. Meerschaert, *SAFEBuilt*, E. Larson, *Town Attorney*,
10 citizens

First order of business: Call to Order
Chairman Krause called the meeting to order at 7:00 p.m.

Second order of business: Pledge of Allegiance

Third order of business: Citizen Comments
There were no citizen comments.

Fourth order of business: Approval of February 12, 2019, Town Board Minutes
MOTION MADE BY MR. SMITH, SECONDED BY MR. KRANICK TO APPROVE THE MINUTES AS PRESENTED BY THE CLERK. MOTION CARRIED.

Fifth order of business: Action on vouchers submitted for payment:
A. Report on budget sub-accounts and action to amend 2018 budget

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

MOVED TO APPROVE PAYMENT OF CHECKS #61514 – #61547 THE AMOUNT OF \$147,249.49

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$34,367.03

MR. TROY/MR. KRANICK

MOTION CARRIED.

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

A. Cynthia Wagner and others: The Board will consider concerns raised about stormwater drainage in the vicinity of W284 N3298 Lakeside Road

MOTION MADE BY MR. TROY, SECONDED BY MR. KRANICK TO MOVE THIS ITEM TO THE END OF THE MEETING. MOTION CARRIED.

Seventh order of business: Unfinished Business

A. 2020 Town Budget Planning

There are no updates at this time.

B. Park and Recreation Commission Update

Mr. Smith stated that a tiered-membership sponsorship is in place, and the "titanium" level (\$1200) has already been sold. The Park and Recreation Commission has started working on a 5-year plan. A detailed discussion followed on the SWOT analysis (provided by Mr. Smith) and planning areas including, strengths, weaknesses, opportunities and threats involved in the planning process.

Eighth order of business: New Business

A. Gary Meerschaert, *SAFEbuilt*, discussion re: permits for building modifications

Mr. Van Horn raised the question as to whether or not building permits are required for construction going on in his area. Mr. Meerschaert stated that the subject work being done, i.e., replacement of flooring, etc. does not require a permit.

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

B. Cynthia Wagner and others: The Board will consider concerns raised about stormwater drainage in the vicinity of W284 N3298 Lakeside Road

Terry Booth, Rogahn Jones LLC, introduced himself as Ms. Wagner's attorney. He stated that the catch basin and PVC piping installed along Lakeside Road in 2016 caused inappropriate diversion of water that would not normally flow to Ms. Wagner's property and has had a great effect on the value of her property. Ms. Wagner is respectfully asking the Town to discontinue the diversion and compensate her for having deprived her of the full use of her property, as a result of the diversion. He referenced "Figure 1" in the packet of materials provided. (These are on file in the clerk's office for review during normal office hours).

Hans Meyer, W290N3030 Hillcrest Dr. provided a summary of the issue.

Jerry Klimowicz, W283N3302 Lakeside Rd., suggested that a stormsewer be installed to take the water to the east and all the way down the hill to the existing ravine.

Cindy Wagner, W284 N3298 Lakeside Road, stated that when she bought the property, she knew there was a culvert on one side of the road. There is an 8-inch pipe that extends onto her property. The water from the catch basin is diverted across the entire width of her property causing a constant flow of water. Ms. Wagner stated that there was not a problem when she bought the property.

C. **Closed Session:** Upon motion duly made, seconded and adopted by roll call vote, the Town of Delafield Town Board **will convene in closed session** to consider the following:

1. Pursuant to authorization conferred by Section 19.85(1)(e), Wisconsin Statutes, to deliberate or negotiate the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; and by Section 19.85(1)(g), Wisconsin Statutes, to confer with counsel for the governing body with respect to litigation in which it is or is likely to become involved; more particularly with regard to complaints raised concerning stormwater drainage in the vicinity of W28 N3298 Lakeside Road. Participating in the closed session will be the Town Board, Town Clerk, Town Engineer, and Town Attorney.

Following the closed session, the Town Board may convene into open session and take action on the matters discussed in closed session.

MOTION MADE BY MR. TROY, SECONDED BY MR. VAN HORN TO GO INTO CLOSED SESSION. MR. VAN HORN – AYE, MR. KRANICK – AYE, MR. TROY – AYE, MR. SMITH – AYE, CHAIRMAN KRAUSE – AYE. MOTION CARRIED.

MOTION MADE BY MR. SMITH, SECONDED BY MR. KRANICK TO GO INTO OPEN SESSION. MR. VAN HORN – AYE, MR. KRANICK – AYE, MR. TROY – AYE, MR. SMITH – AYE, CHAIRMAN KRAUSE – AYE. MOTION CARRIED.

Ninth Order of business: Announcements and Planning items

- A. Next Plan Commission Meeting – March 5 (and April 3 – due to Spring Election)
- B. Next Park and Recreation Commission Meeting – March 7
- C. Next Town Board Meeting – March 12

Tenth Order of business: Adjournment

MOTION MADE BY MR. SMITH, SECONDED BY MR. KRANICK TO ADJOURN AT 9:00 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on: March 12, 2019