

**TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING**  
**July 8, 2014**

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

**Members Absent:** L. Krause

**Others Present:** T. Barbeau, *Town Engineer*, E. Kranick, *Plan Commissioner*, J. Mann, *Mannedge Consultants*, R. Mattano, *Waukesha County*, Jack Dowden, *SCS Engineers*, 6 Citizens

**Closed Session:** It is anticipated the Town Board, Town Clerk and Rebecca Mattano, of the Waukesha County Department of Parks and Land Use, will convene into closed session for the following reason: Pursuant to authorization conferred by Wisconsin Statute Section 19.85 (1) (e), for deliberating or negotiating 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, specifically to consider proposals received for a collection contract and to discuss issues for negotiation with possible contractor. Following the closed session, the Town Board shall continue with the matters noted in the agenda.

**MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO GO INTO CLOSED SESSION. MS. DUCHOW – AYE, MS. DUNDON – AYE, CHAIRMAN KANTER – AYE, MR. VAN HORN – AYE. MOTION CARRIED.**

**MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUNDON TO GO OUT OF CLOSED SESSION. MS. DUCHOW – AYE, MS. DUNDON – AYE, CHAIRMAN KANTER – AYE, MR. VAN HORN – AYE. MOTION CARRIED.**

**First order of business:** Call to Order  
*Chairman Kanter called the meeting to order at 7:43 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 June 24, 2014 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 2014 budget

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

**MOVED TO APPROVE PAYMENT OF CHECKS #54278 – 54310 IN THE AMOUNT OF \$78,606.39**

Payroll

**MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$26,220.92**

**MS. DUNDON/MS. DUCHOW**

**MOTION CARRIED**

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

**Seventh order of business:**

A. Further discussion on new fire station/town hall

*Ms. Duchow stated that based on citizen's requests, there will be a small groundbreaking ceremony. A representative from the Lake Country Reporter will attend. She will inform the Town Board of the date when it becomes available.*

*John Mann stated that he spent the last two weeks with the Town's Insurance Agent and Attorney re: contracts. They were completed today and will be available for signature on Monday. As the bids are good for 30 days, Attorney Larson executed a document to allow for the additional days spent on the contracts. A variance from a State required sprinkler system was applied for, and a decision will be made by July 19. The State did release a permit to construct the foundation. A preconstruction meeting has been scheduled for tomorrow afternoon.*

- B. Discussion and possible action on Town of Delafield Violations of Law at N22W28821 Louis Avenue (tabled 6/24/14)

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

*Chairman Kanter reported that, at the last meeting, the Building Inspector was requested to inspect the roof on the existing shed, as it was not compliant. The shed has been taken down and the property is now in compliance.*

**Eighth order of business:** New Business

- A. Consideration and possible action concerning matters discussed in closed session

*Chairman Kanter stated that there is nothing to discuss tonight.*

- B. Discussion and possible action on Plan Commission's recommendation to approve a Special Exception due to erroneously permitted work, as regulated in Section 17.10 5.5 of the Town of Delafield Zoning Code, for Paolo and Renee Ongaro, owners of the land located at N41 W29131 Prairie Wind Circle South

*Chairman Kanter stated that an evidentiary hearing was held two weeks ago. There were 6 witness testimonies heard. The Plan Commission voted unanimously to recommend approval of the special exception to the Town Board.*

**MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO ADOPT THE RECOMMENDATION OF APPROVAL OF THE PLAN COMMISSION AND GRANT THE SPECIAL EXCEPTION TO PAOLO AND RENEE ONGARO. MOTION CARRIED UNANIMOUSLY.**

- C. Discussion and possible action on Plan Commission's recommendation to approve an Ordinance to Repeal and Recreate Section 17.05 5. AM. 2.d. (6) of the Town of Delafield Code of Ordinances Regulating Zoning

*Chairman Kanter stated that the subject Ordinance allows for addition to a subdivision that is less than 20 acres. Engineer Barbeau outlined the following regulations: (a) Adjacent Development Exception. The 20 acre minimum requirement may be waived by the Town Plan Commission if the Plan Commission finds all of the following to be true: 1. The parcel for development (New Parcel) is adjacent to a previously constructed development or earlier phase of the same development (Old Parcel). Adjacent for purposes of this execution, includes land that share a common lot line, and also land that would share a common lot line except for a public right-of-way that lies between the parcels; 2. The planning objectives of the development of the Old Parcel would not be disrupted by, and would be consistent with, the planning objectives of the development of the New Parcel.*

**MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO APPROVE AN ORDINANCE TO REPEAL AND RECREATE SECTION 17.05 5. AM. 2.D. (6) OF THE TOWN OF DELAFIELD CODE OF ORDINANCES REGULATING ZONING. MOTION CARRIED.**

**Ninth Order of business:** Announcements and Planning Items

- A. Next Park and Recreation Commission Meeting – July 14 @ 6:30 p.m.  
B. Next Town Board Meeting – July 22  
C. Next Plan Commission Meeting – August 5

**Tenth order of business:** Adjournment

**MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO ADJOURN AT 8:00 P.M. MOTION CARRIED.**

Respectfully submitted,

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

Minutes approved on: July 22, 2014