

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
February 12, 2013

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

Others Present: E. Joseph Kershek, *Town Attorney*, D. Roberts, *Highway Superintendent*, P. Kozlowski, *Fire Chief*, 5 citizens

Closed Session: It is anticipated the Town Board will convene into closed session for the following reason: Pursuant to authorization conferred by Wisconsin Statute Section 19.85(1) (g), to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the governing body with respect to litigation in which it is or is likely to become involved; more specifically, concerning possible enforcement actions regarding property located at W300 N2815 Maple Ave. in the Town of Delafield. Following the closed session, the Town Board shall continue with the matters noted in the agenda. *The Closed Session was called to order at 7:00 p.m. Chairman Kanter read the Closed Session Notice.*

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

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

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:30 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 January 22, 2013, Town Board 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 2013 budget

B. 1) Accounts payable; 2) Payroll

Accounts Payable

MOVED TO APPROVE PAYMENT OF CHECKS #52479 – 52544 IN THE AMOUNT OF \$193,325.26

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$37,505.03

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Eric J. Larson (1/21/13), Re: Town of Delafield Property Maintenance

Chairman Kanter stated that issues have been raised by the Town Engineer and Building Inspector regarding the maintenance of some properties throughout the Town. Attorney

Larson researched the property maintenance requirements of the Town Code, as requested. Section 14.06 describes commercial property maintenance requirements, but residential requirements are addressed in several different areas of the Code. Attorney Larson provided samples of residential property maintenance code requirements from other municipal clients. He is requesting some policy direction from the Town Board to determine whether or not they are interested in updating Town ordinances regarding the same.

Staff was directed to review our current ordinances and make recommendations to the Town Board.

Seventh order of business: Unfinished Business

A. Update on Pewaukee Lake weed control

The DNR has invited the three communities and Lake Pewaukee Sanitary District to work together on lake management issues. The next step in the process is to invite an elected official to be on a formed committee to discuss lake management. Ms. Duchow agreed to serve on this committee.

Eighth order of business: New Business

A. Consideration and possible action concerning enforcement actions regarding property located at W300 N2815 Maple Ave. in the Town of Delafield

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO AUTHORIZE THE TOWN ATTORNEY TO PROCEED WITH THIS MATTER AS WAS DISCUSSED IN THE CLOSED SESSION. MOTION CARRIED.

B. Consideration and possible action on Fire Department/DNR Memorandum of Understanding for Mutual Aid and Fire Suppression Services

Chief Kozlowski stated that the subject agreement would be entered into by and between the Town of Delafield Fire Department and the State of Wisconsin DNR for the suppression of forest fires within each party's respective jurisdiction in DNR protection area and/or land owned by the DNR in cooperative area (in particular Lapham Peak). In 2011, 95% of the grant applicants were fully or partially funded. This grant could be used to purchase radios, equipment, etc. He directed attention to #12 of the agreement referencing payment for engines and personnel used in the forest fire suppression (\$75/hr.) The maximum allowable amount of the grant is \$20,000, paid at 50%.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE THE GRANT WITH THE DNR. MOTION CARRIED.

C. Consideration and possible action on purchasing used plow trucks

Superintendent Roberts stated his request to replace the current 1-ton truck that is being utilized for plowing the smaller roads in the Town. The City of Pewaukee has 2 larger trucks for sale with only 20,000 miles on them. He would purchase all three trucks for \$130,000, which is currently in the replacement fund. Mr. Van Horn requested that when a vehicle is purchased the old one is removed.

MOTION MADE BY MS. DUCHOW, SECONDED BY MS. DUNDON TO PURCHASE THE THREE USED PLOW TRUCKS WITH THE FOLLOWING CONDITONS: 1. NOT TO EXCEED \$130,000.00, 2. WHEN A VEHICLE IS PURCHASED, THE OLD ONE IS REMOVED. MOTION CARRIED.

- D. Consideration and possible action on Temporary Class "B" Application for Prairie Hill Waldorf School's 26th Annual Spring Auction Fundraiser

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE A TEMPORARY CLASS "B" LICENSE FOR PRAIRIE HILL WALDORF SCHOOL'S 26TH ANNUAL SPRING AUCTION FUNDRAISER TO BE HELD ON SATURDAY, APRIL 17, 2013. MOTION CARRIED.

- E. Consideration and possible action on Operator's License for the period of 7/1/12 to 6/30/14:
Alexander J. Valley – Buck Rub Outfitter's

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AN OPERATOR'S LICENSE FOR ALEXANDER J. VALLEY, BUCK RUB OUTFITTER'S, FOR THE PERIOD OF 7/1/12 TO 6/30/14. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Spring Primary – February 19
- B. Next Town Board Meeting – February 26
- C. Next Plan Commission Meeting – March 5, 2013

Tenth order of business: Adjournment

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

Respectfully submitted,

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

Minutes approved on February 26, 2013