

TOWN OF DELAFIELD BOARD OF SUPERVISORS MEETING
July 23, 2013

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

Others Present: T. Barbeau, *Town Engineer*, P. Kozlowski, *Fire Chief*, M. Hoppe, *Deputy Fire Chief*, B. Cooley, *Plan Commissioner*, G. Reich, *Plan Commissioner*, E. Kranick, *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 of Delafield Board of Supervisors and possibly a quorum of the Plan Commission to solicit public input to rezone the property located approximately 1,800 feet south of the intersection of Cushing Park Road and Abitz Road on the east side of Cushing Park Rd. from A-1, Agricultural District to A-2, Rural Home District. The public hearing was called to order at 7:05 p.m. Clerk Elsner read the Notice of Public Hearing into the record.

Engineer Barbeau summarized the proposed request to rezone the subject property to A-2 rural Home District, which has a minimum required lot size of 3 acres, setback of 50 feet, offset of 30 feet and open space of 85%.

There was no public comment. The Public Hearing closed at 7:07 p.m.

First order of business: Call to Order
Chairman Kanter called the meeting to order at 7:07 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 July 9, 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 #53051 – 53086 IN THE AMOUNT OF \$87,010.20

Payroll

MOVED TO APPROVE PAYMENT IN THE AMOUNT OF \$37,606.57

MS. DUNDON/MR. KRAUSE

MOTION CARRIED.

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

A. Advanced Disposal (7/16/13), Re: Change of Terms to Contract

The general consensus of the Town Board is to pass on this item.

Seventh order of business: Unfinished Business

A. Further discussion of new fire station

Ms. Duchow stated that based on gathered information, it is an unfavorable option to go along with the design-build option. After discussing the fire station issue with Chief Kozlowski and Mr. Mann, she is requesting permission to hire Mr. Mann as our agent. Mr. Mann presented a 5-phase Proposal for Delafield Fire Department Services and a memo that would be sent to interested architectural firms re: requests for proposals to coordinate all of the services necessary to design and build the fire station.

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO HIRE MR. MANN AS THE TOWN'S REPRESENTATIVE IN SEARCH OF AN ARCHITECT TO BUILD A FIRE STATION.

AMENDED MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO INCLUDE \$6,000 COMPENSATION TO CONCLUDE PHASE 1 AND PHASE 2 OF MR. MANN'S PROPOSAL. MOTION CARRIED.

B. Further discussion of Robert Sitzberger property, S1W31448 Hickory Hollow Ct.

Engineer Barbeau stated that he and the Building Inspector are of the opinion that the existing sailboat should be moved and screened according to Town Code. The Town Board agreed and directed Engineer Barbeau and Tony Fockler to continue to follow up on code enforcement regarding the subject property.

Eighth order of business: New Business

A. Consideration and possible action on request to rezone the property located approximately 1,800 feet south of the intersection of Cushing Park Road and Abitz Road on the east side of Cushing Park Rd. from A-1, Agricultural District to A-2, Rural Home District.

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO ACCEPT THE PLAN COMMISSION'S RECOMMENDATION TO APPROVE THE REZONING OF THE PROPERTY LOCATED APPROXIMATELY 1,800 FEET SOUTH OF THE INTERSECTION OF CUSHING PARK ROAD AND ABITZ ROAD ON THE EAST SIDE OF CUSHING PARK RD. FROM A-1, AGRICULTURAL DISTRICT TO A-2, RURAL HOME DISTRICT. MOTION CARRIED.

B. Consideration and possible action on request to use the DPW driveway on Sunday, July 28 from 11:00 a.m. until 3:00 p.m. for the Kettle Moraine High School Poms Dance Team car wash fundraiser

Mark Hoppe was in attendance to request permission for approval of the proposed request. If it rains, they would like to hold the event on Sunday, August 11.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE THE REQUEST TO USE THE DPW DRIVEWAY ON SUNDAY, JULY 28 FROM 11:00 A.M. UNTIL 3:00 P.M. FOR THE KETTLE MORaine HIGH SCHOOL POMS DANCE TEAM CAR WASH FUNDRAISER TO INCLUDE THE REQUESTED RAIN DATE OF SUNDAY, AUGUST 11. MOTION CARRIED.

C. Consideration and possible action on Plan Commission's recommendation to approve a Certified Survey Map to reconfigure two lots located at the southwest corner of Taylors Woods Drive and Lakeside Road.

Engineer Barbeau provided a summary of the proposed project stating that the Jeff Erwin Living Trust owns two parcels of land south of Taylors Woods Road and west of Lakeside Road. They consist of a 3.11 acre parcel and an 11.75 acre parcel. The trustee is planning to sell the westerly parcel to a new owner who has requested additional land. The CSM accomplishes reconfiguration of the land to a 3.86 acre parcel, a 10.96 acre parcel and dedication of a small area of right of way in the southeast corner of Lot 2 for Lakeside Road. The split meets all zoning and land division requirements of the Town of Delafield code.

MOTION MADE BY MR. VAN HORN, SECONDED BY MS. DUCHOW TO APPROVE A CERTIFIED SURVEY MAP TO RECONFIGURE TWO LOTS LOCATED AT THE SOUTHWEST CORNER OF TAYLORS WOODS DRIVE AND LAKESIDE ROAD. MOTION CARRIED.

D. Consideration and possible action on draft Ordinance Establishing Sexual Offender Residency and Loitering Restrictions

Chairman Kanter directed staff to contact Attorney Larson to request that he review his recommendations regarding sexual offender residency ordinances in comparison to the ordinance adopted by the Town of Delafield in January of 2011.

- E. Consideration and possible action on first draft of Ordinance to Repeal and Recreate Section 1.15 of the Town of Delafield Municipal Code Related to Board of Review and Filing with the Board of Review

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUCHOW TO APPROVE AN ORDINANCE TO REPEAL AND RECREATE SECTION 1.15 OF THE TOWN OF DELAFIELD MUNICIPAL CODE RELATED TO BOARD OF REVIEW AND FILING WITH THE BOARD OF REVIEW. MOTION CARRIED.

- F. Consideration and possible action on participation in the Building Code Effectiveness Grading Schedule program.

Chairman Kanter stated that this program would give the town a good opportunity, as it would assess adopted building codes and the degree of enforcement of these codes. The general consensus of the Board is that the program should be completed at no cost to the taxpayers.

MOTION MADE BY MS. DUNDON, SECONDED BY MS. DUCHOW TO APPROVE CONDITIONED UPON INDEPENDENT INSPECTIONS AGREEING THAT THERE WILL BE NO COST TO THE TOWN. MOTION CARRIED.

- G. Consideration and possible action on Operator's License for the period of 7/1/12 to 6/30/14:
 - 1. *Jacqueline E. Behling – Kim's Lakeside*

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

- H. Consideration and possible action on request for an alcohol permit for a team gathering to be held in the Sports Commons on August 11 between 12:00 p.m. and 9:00 p.m.

MOTION MADE BY MR. KRAUSE, SECONDED BY MS. DUNDON TO APPROVE AN ALCOHOL PERMIT FOR A TEAM GATHERING TO BE HELD IN THE SPORTS COMMONS ON AUGUST 11 BETWEEN 12:00 P.M. AND 9:00 P.M. MOTION CARRIED.

Ninth Order of business: Announcements and Planning Items

- A. Next Plan Commission Meeting – September 3
- B. Next Park and Recreation Commission Meeting – August 12
- C. Next Town Board Meeting – August 13

Tenth order of business: Adjournment

MOTION MADE BY MS. DUCHOW, SECONDED BY MR. KRAUSE TO ADJOURN AT 7:55 P.M. MOTION CARRIED.

Respectfully submitted,

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

Minutes approved on August 13, 2013