

The Mukwonago Town Board Meeting was called to order at the Mukwonago Town Hall, W320 S8315 Beulah Road, Mukwonago, WI at 6:31 p.m. with the salute to the flag. Chairman D. Dubey said the meeting was noticed.

Present: Supervisors B. Holtz, R. Nicoson, P. Topczewski and Chairman D. Dubey.

Others Present: Attorney J. Macy, Planner T. Schwecke, Police Chief G. Turner and Clerk K. Wilson.

Absent: Supervisor F. Leppin and Treasurer D. Steinke.

Motion by R. Nicoson, seconded by P. Topczewski, to approve the January 16, 2008 Town Board Minutes as written. Motion carried.

Motion by R. Nicoson, seconded by P. Topczewski, to approve the January 30, 2008 Special Town Board Minutes as written. Motion carried.

**COMMENTS FROM THE PUBLIC**

Spokeswoman for the **Weske** family said they have owned the property on Shady Lane since 1928. There was a house and a cottage on the property, but they both burned down. There are three campers on the property. The property is a place for their family to get together since they live in many different states. She said they have a family reunion on the third weekend in July. They have a portable toilet on their property.

D. Dubey said there are two issues with the property. There are violations of the County Code and violations of the Town Code.

S. Johnson said the Town violations are building the shed without permits and having campers in excess of 26' on the property.

J. Macy said there needs to be a principal structure on the property. Recreational vehicles (under 26') are allowed if there is a residence on the property. J. Macy said the property is not a campground.

S. Johnson said County requires five acres for a Campground Conditional Use.

J. Macy suggested the Weske family have a conference call with the County Planner and the Town Planner to research how they can legally use their property.

**BUILDING INSPECTOR – SCOTT JOHNSON**

**Randy and Brenda Schuett**

D. Dubey reported that Chief J. Rolfe has scheduled a practice burn of the Schuett house on CTH I on March 8, 2008.

**Weske Family Lake Property**

S. Johnson reported Waukesha County has extended the time to get the Weske property into compliance until the end of April 2008.

Motion by P. Topczewski, seconded by R. Nicoson, to extend the compliance date for the Weske family to the May 21 Town Board Meeting. Motion carried.

**Robert Kuss**

S. Johnson reported the dump truck is still on the Kuss property and he referred the complaint to the Police Department on February 6. Citations will be issued starting on February 21, 2008.

P. Topczewski said he got a complaint about a commercial trailer being parked in front of the Kuss property. Chief G. Turner said it has been removed.

**Richard and Katherine Weinkauff**

S. Johnson sent a letter to Weinkauffs regarding their polystructure which covers their kennel on February 5, 2008.

**Kenneth and Edwina Dempsey**

S. Johnson received a complaint about a 8' x 8' utility trailer parked in the Dempseys' front yard. He said it is not a violation of any Town code.

The Town does not enforce subdivision restrictions.

**Michael Custer**

S. Johnson received a complaint about a 19' horse trailer. He said the trailer is not a violation of any Town code.

**John and Christine Crawley**

S. Johnson sent a notice on February 8, 2008 regarding the over 26' trailer parked in their yard.

**Robert and Nadine Schauer**

S. Johnson said the car is licensed and operable. He said the ice shanty would be considered an accessory structure and the shed was built without permits.

R. Schauer said he would apply for permits for the shed. He has the ice shanty for sale and wants to get rid of it.

Motion by R. Nicoson, seconded by B. Holtz, to delay enforcement regarding the ice shanty until the May 21 Town Board Meeting. Motion carried.

**Conditional Use Inspections**

**1) Halliburton Conditional Use**

Halliburton Conditional Use was filed at the Register of Deeds Office on January 24, 2008.

**2) Lisa Fischer Dog Rescue Conditional Use**

S. Johnson reported the L. Fischer Dog Rescue Conditional Use renewal is on the March 5, 2008 Planning Commission Agenda.

**FIRE CHIEF**

**Address Signs**

R. Nicoson presented the sample signs and the galvanized post.

The blue and red signs are six inch signs and the green sign is an eight inch sign with the reflective coating. The green sign has the street name, fire number and "Town of Mukwonago" on it which is the information the Fire Chief wants on the signs. She said the Town of Eagle will have green, six inch signs without the street name. Chief J. Rolfe had asked for address signs for the lake side.

R. Nicoson said Town of Eagle is not doing that and Chief G. Turner said he had made some calls and did not have any community doing lake side addresses.

A citizen said Lauderdale Lake has lake side addresses.

R. Nicoson said the Town can't get a price quote until the fall.

The Town Board discussed "Special Assessments" and "Special Charges".

J. Macy said the Town can do a "Special Charge" prior to installation of the address signs.

Chief G. Turner and R. Nicoson will attend the Country Bliss Homeowners Association to tell them about the address signs.

Consensus of the Town Board was a green sign with three lines of information on galvanized post. J. Macy said they should also consider what color their neighboring communities have.

B. Holtz questioned if the Town was going to give subdivisions an opportunity to have posts other than the galvanized posts.

R. Nicoson to get a sample from Lange that has the longest fire number (2 letters and 8 numbers) with the same size lettering.

J. Macy will put the ordinance into final form for the March 19 Town Board Meeting.

Chief G. Turner will put out a memo to the Neighborhood Watch Captains regarding the address signs.

## **POLICE CHIEF**

### **Cynthia Thornton**

Chief G. Turner said C. Thornton was issued a citation for unlicensed and inoperable vehicles and a few days later she was in compliance. She has a Court date of March 5, 2008.

## **TREASURER**

### **Treasurer's Report**

Treasurer's Report was placed on file.

## **PLANNING COMMISSION**

### **New Lots Created**

According to the Assessor's Report, there were no new lots created in the Town of Mukwonago in the month of January.

## **TOWN PLANNER**

### **US Cellular Penalties**

K. Moore's memo suggested penalties of \$20.00 per day times 140 days for a total of \$2,800 until the February 6 Planning Commission date. She also suggested an additional \$20.00 for every day after February 6 until all other conditions are complied with.

M. Long, representing US Cellular, said if the Planning Commission scheduled for February 6 had happened, everything would have been done. He said they paid the \$3,100 fine and US Cellular feels they do not need to be fined anymore. Motion by R. Nicoson, seconded by P. Topczewski, to table discussion of penalties for US Cellular to the March 19 Town Board Meeting. Motion carried.

### **Ruth Vollmer Land Division Update**

J. Macy reported S. Riley said the Vollmer estate is closer to getting settled.

### **Lambrecht Conditional Use Termination Update**

T. Schwecke reported the Lambrecht Conditional Use Termination was forwarded to R. Lambrecht. After the Building Inspector verifies the in-law unit has been removed from the home, the Conditional Use Termination will be filed at the Register of Deeds Office.

### **CTH I East of STH 83 Waukesha County Jurisdictional Plan Update**

D. Dubey said the Town received a letter from Richard Bolte, Director of the Waukesha County Department of Public Works, dated January 17, 2008 which states from Statutes "no county highway can be transferred to a city, town or village unless that local government agrees to accept the road".

**TOWN ENGINEER**

**TOWN CLERK**

**Election Inspector Approvals**

Motion by R. Nicoson, seconded by P. Topczewski, to approve Linda R. Johnson, Marlene Hintz and James Hintz as Election Inspectors.  
Motion carried.

**TOWN ATTORNEY**

**TOWN CHAIRMAN**

**Police Lieutenant Contract**

D. Dubey said the contract has to be reviewed to be sure there are no conflicts with the Employee Handbook.

Motion by R. Nicoson, seconded by P. Topczewski, to table discussion to the March 19 Town Board Meeting. Any comments regarding the contract should be given to the Town Clerk by March 5, 2008. Revised document will be forwarded to Attorney D. Vliet for review. Motion carried.

**Johns Disposal Service, Inc. Contract**

R. Nicoson met with Brian Jongeties, President of Johns, to make final contract changes then the contract was referred to J. Macy.

J. Macy said Johns has pollution coverage, but the Town Board should review it to see if it is adequate.

D. Dubey questioned why the price did not go down because we have single stream pick-up. B. Holtz said the Town should have the option to change haulers if the cost is less.

Motion by R. Nicoson, seconded by P. Topczewski, to table discussion to the March 19 Town Board Meeting. Motion carried.

R. Nicoson will ask B. Jonteties to be at the March meeting to discuss the contract.

**STH 83 Expansion – Cul-de-Sac East of STH 83**

D. Dubey said the Town Engineer just got the plans for a cul-de-sac east of STH 83 to service six Town properties.

Motion by P. Topczewski, seconded by R. Nicoson, to table discussion to the March 19 Town Board Meeting so the Town Engineer can review the plans.  
Motion carried.

D. Dubey will contact John Kanzenbach of the Wisconsin Department of Transportation to see if the property owners are aware of the DOT's plans. If the property owners do not know about the plans, D. Dubey will invite J. Kanzenbach to present the plans to the property owners and Town Board at the March 19 Town Board Meeting.

**FINANCE**

**Pay Bills**

Motion by R. Nicoson, seconded by P. Topczewski, to pay the bills.  
Motion carried.

## **TOWN BOARD DISCUSSION**

### **“Building” definition**

J. Macy said he would take the position that the ice shanty discussed earlier is a building.

## **CORRESPONDENCE**

J. Macy said the Great Lakes Compact would allow the City of Waukesha to get water from Lake Michigan but the City of Waukesha could no longer annex land.

## **COMMITTEE REPORTS**

### **COMMENTS FROM THE PUBLIC**

**R. Nicoson** questioned the procedure for the Town Board to be notified of Closed Town Board Meetings.

D. Dubey announced there would be a Closed Meeting on February 27 and on March 26 at 6:00 p.m. to discuss the Performance Evaluation of the Police Chief.

**T. Stefanowski** questioned how the shallow wells that the City of Waukesha is discussing will affect the Town of Mukwonago. J. Macy said the Town could ask for a Cooperative Boundary Agreement with the City of Waukesha.

B. Holtz said a well head protection ordinance might help to protect the recharge area.

Motion by R. Nicoson, seconded by P. Topczewski, to adjourn at 8:25 p.m.

Motion carried.

Katherine W. Wilson  
Town Clerk  
Town of Mukwonago