

TOWN OF MUKWONAGO TOWN BOARD

MAY 19, 2010

The Town of Mukwonago Town Board Meeting was called to order at the Mukwonago Town Hall, W320 S8315 Beulah Road, Mukwonago, WI at 6:30 p.m. with the salute to the flag. Chairman D. Dubey said the meeting was noticed.

Present: Supervisors B. Lawn, F. Leppin, T. Stefanowski, P. Topczewski and Chairman D. Dubey.

Others Present: Attorney J. Macy, Planner T. Schwecke, Fire Chief J. Rolfe, Police Lt. T. Czarnecki, Building Inspector S. Johnson, DPW Foreman R. Peterson, Treasurer D. Steinke and Clerk K. Wilson.

Motion by B. Lawn, seconded by P. Topczewski, to approve the April 21, 2010 Town Board Minutes with the following correction: Add "Agreement was referred back to B. Lawn." in STH 83 Cul-de-Sac Agreement paragraph. Motion carried.

Motion by P. Topczewski, seconded by T. Stefanowski, to approve the April 14, 2010 Special Town Board Minutes as written. Motion carried.

Motion by P. Topczewski, seconded by T. Stefanowski, to table the April 27, 2010 Special Town Board Minutes to the June Town Board Meeting. Motion carried.

Motion by P. Topczewski, seconded by B. Lawn, to approve the May 12, 2010 Special Town Board Minutes as written. Motion carried.

COMMENTS FROM THE PUBLIC

Ginny Brown, Paradise Lane, read a letter from Linda Dykas encouraging the Town Board to choose one of the bids for the Country Bliss engineering. She preferred the bids from Yaggy Colby and BT Squared.

G. Brown reviewed the bids and agrees that the bids from Yaggy Colby and B.T. Squared would be good choices.

Diane Steinke, Beulah Road, said Supervisor T. Stefanowski says the Town offices have to be accountable and the Town should be run like a business. She questioned the accountability of the Town Chairman and Supervisors when they are spending \$6,000 on a survey that was not budgeted nor does the Town have the money. She asked if they owned a business, if they would spend money that was not budgeted.

Brian Dorow introduced himself. He is running for the 33rd Assembly District.

Lyle Boucher, Valley View Drive, said the Town needs to control or reduce spending. He said he agreed with D. Steinke about spending \$6,000 for a survey. He thinks there is no longer a need for the survey.

Chris Kapenga said he also is running for the 33rd Assembly District.

PLAN COMMISSION

TOWN PLANNER

Update on Community Survey

F. Leppin said he does not feel the Town should do the survey. He said the survey should be in the Budget.

P. Topczewski thinks the survey should be completed to get the information from the community regarding what services are needed and where cuts should be done. He said the Referendum Committee was not unanimous to have a survey.

T. Stefanowski said sooner or later the Town Board will have to cut services.

D. Dubey said the Town Board has been criticized for not getting the community input. He thinks the Town Board has to get that input.

P. Topczewski said he would prefer doing the survey than spending the money for the engineering study for Country Bliss.

B. Lawn said the Town Board needs the data from the survey, but also suggested putting the survey in the 2011 Budget.

J. Macy said the Town Board can not rescind a signed contract.

D. Dubey said T. Schwecke started working on the survey, but he has not signed a contract.

P. Topczewski said the Town could use the Community Block Grant money for a survey in 2011.

Motion by B. Lawn, seconded by T. Stefanowski, to rescind the April 27, 2010 motion and authorize the Town Chairman to negotiate with the Town Planner to modify a contract with Civi Tek (Town Planner) for the survey and to pay Civi Tek for the services to date. Motion carried.

TOWN CLERK

Update on Verizon Bill

Clerk K. Wilson reported the Verizon bill is being e-mailed to the Town and payment can still be done by check.

TOWN ENGINEER

STH 83 Cul-de-Sac Agreement

B. Lawn said he is working with the Department of Transportation on the agreement.

D. Dubey said he received a CD and an invitation to a meeting regarding the final plans for the STH 83 construction. D. Dubey plans to attend the meeting with S. Sullivan.

J. Macy encouraged the Town Board to work on the detour plans because people will look for short cuts which could be Town roads.

TOWN ATTORNEY

TOWN CHAIRMAN

Salt Shed

DPW Foreman R. Peterson met with Mark Elena, Elena Engineering Consultants, regarding a salt shed. M. Elena felt the Lauren Park site and Fisher site would be cost prohibitive because of the storm water management criteria. The site in the Town Park would work with some slight modifications to the existing pond according to County. R. Peterson suggested that a joint salt shed with the Town of Genesee, possibly on Road X, could be more cost effective than having our own shed.

F. Leppin said if the Town is going to have a salt shed this year, plans should be made by the end of June.

B. Lawn requested a map of the Town Park with the location of the proposed salt shed and any additional buildings.

Requests for Quotes for Engineering Solutions for Country Bliss

D. Dubey said the Town of Mukwonago received proposals for engineering solutions for Country Bliss from the following:

R.A. Smith National, RSV, BT Squared and Yaggy Colby.

B. Lawn said he was concerned with the presumptions made by the firms.

P. Topczewski questioned how the Town Board can deny the survey and spend \$10,000 on engineering solutions.

F. Leppin said he can not support spending money for engineering unless someone can show him where the other \$500,000 will come from.

P. Topczewski said he doesn't think the Town will get any new engineering solutions for the \$10,000 that has not been budgeted.

T. Stefanowski said the Town has already spent \$100,000 of taxpayer money. The Town can not afford to pay the \$10,000 for the study.

Motion by P. Topczewski, seconded by T. Stefanowski, to rescind the motion to spend \$10,000 on an engineering study and not use the \$506,000 grant.

J. Macy said the State has said "no" to the two solutions the Town has proposed. He proposed that Country Bliss enter into a contract with one of the engineering firms or come to the Town Board with a solution.

P. Topczewski withdrew his motion and T. Stefanowski withdrew his second.

Motion by P. Topczewski, seconded by T. Stefanowski, to decline all bids and rescind the previous motion. Motion carried

D. Dubey will notify Linda Dykas, President of the Country Bliss Homeowners Association, of the decision to allow Country Bliss to enter into a contract by the June 16 Town Board Meeting with an engineering firm to find a solution.

Appointed Clerk/Treasurer/Administrator Position

D. Dubey said the job description is being worked on and when completed he asked that the Clerk and Treasurer review the description so the Personnel Committee doesn't miss any duties.

Tabled appointment of Clerk/Treasurer/Administrator until Police Chief is appointed.

Commission and Committee Appointments

Motion by F. Leppin, seconded by P. Topczewski, to approve D. Dubey's appointment of Karl Miller to the Police Commission for a 5-year term to 2015. Motion carried.

Motion by P. Topczewski, seconded by B. Lawn, to approve D. Dubey's appointments to the Fire Commission of the following:

Greg Cholka for a 1-year term to 2011

Sharon Knapp for a 3-year term to 2013

Dave Dubey for a 1-year term to 2011

Motion carried.

Motion by B. Lawn, seconded by T. Stefanowski, to approve D. Dubey's appointments to the Plan Commission of the following:

- Gilbert Yerke for a 3-year term to 2013
- Karen McNelly for a 1-year term to 2011
- Marlene Hintz for a 1-year term to 2011
- Peter Topczewski for a 1-year term to 2011

Motion carried.

Motion by B. Lawn, seconded by P. Topczewski, to approve D. Dubey's appointments to the Board of Adjustment of the following:

- Carol Fait for a 3-year term to 2013
- Duane Thornton as an alternate

Motion carried.

Motion by P. Topczewski, seconded by F. Leppin, to approve D. Dubey's appointment of Dave Dubey as the Phantom Lakes Management District Town Board Representative for a 1-year term to 2011. Motion carried.

Motion by T. Stefanowski, seconded by B. Lawn, to approve D. Dubey's appointment of Peter Topczewski as the Spring Brook Lake Management District Town Representative for a 1-year term to 2011. Motion carried.

Motion by P. Topczewski, seconded by B. Lawn, to approve D. Dubey's Town Board Committee assignments as follows:

- Finance/Personnel/Building Inspector: B. Lawn (Chrm), D. Dubey and F. Leppin
- Public Works/Roads: F. Leppin (Chrm), B. Lawn and T. Stefanowski
- Protective Services: D. Dubey (Chrm), P. Topczewski and B. Lawn
- Health: T. Stefanowski (Chrm), F. Leppin and P. Topczewski
- Recreation: P. Topczewski (Chrm), F. Leppin and T. Stefanowski.
- Utilities/Recycling/Judicial: T. Stefanowski (Chrm), B. Lawn and P. Topczewski

Motion carried.

Police Chief Selection

Karl Miller, Chairman of the Police Commission, said the Police Commission appointed Lt. Tom Czarnecki to the position of Town of Mukwonago Police Chief and recommend the Town Board enter into a contract with T. Czarnecki.

Motion by B. Lawn, seconded by T. Stefanowski, to acknowledge the recommendation to appoint T. Czarnecki as the Town of Mukwonago Police Department subject to entering into a mutually agreed upon contract.

Motion carried.

Clerk/Treasurer/Administrator

J. Macy said, according to Statute, someone has to be appointed tonight to the position to be in the 60 day time frame from the Annual Meeting decision.

Motion by T. Stefanowski, seconded by F. Leppin, to appoint the Police Chief to the Clerk/Treasurer/Administrator position subject to a vacancy occurring either at the end of the term or if term opens earlier. Motion carried.

Update to Letter to City of Waukesha about Shallow Wells

D. Dubey said there was no further correspondence.

D. Dubey said he discussed the shallow wells with the Mayor of Waukesha.

Community Development Block Grant

D. Dubey said the Community Development Block Grant for 2011-2013 is for \$8,980. He said possible projects would be the Community Survey and Smart Growth Updates.

P. Topczewski suggested handicapped accessible playground equipment.

Motion by B. Lawn, seconded by F. Leppin, to have P. Topczewski draft the application for the Community Development Block Grant of \$8,980 and authorize Chairman D. Dubey to sign the application. Motion carried.

FINANCE

Pay Bills

Motion by B. Lawn, seconded by T. Stefanowski, to pay the bills.

Motion carried.

BUILDING INSPECTOR

Reggie's Lakeview

S. Johnson reported that P. Engelke said paving the parking area is too expensive. He said they are proposing signage and an attendant for the parking. He said there is no delineation of where to park on the grass.

T. Stefanowski said parking spaces could be marked with lime.

J. Macy suggested mowing at different levels to mark spaces.

Discussion was tabled to June at which time the Town Planner will present alternative ways to mark the parking area. Also, the Police Department will monitor the parking situation and report at the June Town Board Meeting.

SBA and AT&T

T. Schwecke said representatives of both companies are favorable to Site Plan approval rather than a Conditional Use Amendment.

Richard Ziebell

S. Johnson said he received a complaint regarding the Ziebell property.

The rear yard was cut, but the front yard was not. The only junk on the property are the pipes from the sump pump. DPW Foreman R. Peterson should inspect the Town property by the culvert to see if the Town should cut that area. S. Johnson said this situation is not a code violation.

Paul Michalek

S. Johnson reported he received a brush pile complaint. The pile is 10' wide by 20' long by 6' high. It is a violation of the nuisance ordinance. P. Michalek wants to burn the pile slowly over the summer. A 15- day notice will be mailed by the Building Inspector.

Mark Carpender

S. Johnson said the manure pile is not in compliance with the manure plan.

The pile is too close to the road. A 30-day notice will be sent to M. Carpender.

FIRE CHIEF

Purchase of Portable Suction Units

Motion by F. Leppin, seconded by T. Stefanowski, to authorize Chief J. Rolfe to purchase portable suction units using Act 102 Funds at a cost of \$3,720.

Motion carried.

POLICE CHIEF

Mark Carpender

J. Macy said the Carpender matter is going to trial.

Sherry Towns

J. Macy said a settlement is being worked on.

Ralinda Howard

J. Macy said additional citations are being issued.

Joel Anderson

There was no citation update.

TREASURER

Budget Review Process

D. Dubey said there was no update this month.

CORRESPONDENCE

COMMITTEE REPORTS

Utilities–Recycling–Judicial

T. Stefanowski reported there will be meeting with the DNR to review the recycling process on June 4, 2010.

Phantom Lakes Management District

D. Dubey said PLMD is accepting applications for the Clerk/Treasurer Assistant position.

COMMENTS FROM THE PUBLIC

Lyle Boucher said elected officials assume risks when making decisions. He asked at what costs do you wait for better data?

Ginny Brown corrected comments made by the Town Board with the following statements:

- 1) Most of the experts regarding the Country Bliss issue recommended that more investigation needs to be done
- 2) County Park and Land Use Department has said that some of the infiltration ponds in Stone Brook Hollow are failing
- 3) Alternative engineering has not been done to prove that \$506,000 is the correct cost

She said the State denied the previous Town proposals because no engineering was submitted to prove they were viable solutions.

Motion by T. Stefanowski, seconded by F. Leppin, to adjourn at 8:06 p.m.

Motion carried.

Katherine W. Wilson
Town Clerk
Town of Mukwonago

