

TOWN OF BROOKFIELD
TOWN BOARD
FEBRUARY 1, 2005

The regular meeting of the Town Board was held on Tuesday, February 1, 2005 in the Erich Gnant Room of the Town Hall, 645 N Janacek Road, Brookfield, WI.

Pro-Tem Chairperson Cheryl Mantz called the meeting to order at 7:00 p.m. with the following people present: Supervisors: John Schatzman, Robert Flessas and Patrick Stroebel, Attorney Dan Habeck, Administrator Richard Czopp, Building Inspector Gary Lake and the Town Clerk to record the minutes. Excused absence Chairperson Keith Henderson.

APPROVAL OF AGENDA

Supervisor Flessas motioned to moved the Addendum Presenting a Plaque to the outgoing Police & Fire Commission President up to right after Citizen Comments and approve the remainder of the agenda as presented, seconded by Supervisor Schatzman, voted on and carried unanimously.

APPROVAL OF MINUTES

Supervisor Flessas moved to dispense with the reading of the January 10, 2005 Special Town Board meeting minutes and approve them as presented, seconded by Supervisor Schatzman, voted on, carried unanimously.

Pro-Tem Chairperson Mantz said that on page 2 of the January 18, 2005 Town Board meeting minutes, under Old Business, the second sentence in the second paragraph needs to be reworded. Also the word *hopeful* in the last paragraph should be *hopefully* and the word *and* after board should be *will*.

Supervisor Flessas said that on page 2 under Old Business in the fifth paragraph the word *hotel* needs to be added before representation.

Supervisor said that on page 1 under Approval of Minutes the second paragraph the word *to* needs to be added after moved. Also, on page 2 under Old Business the fourth paragraph the word *know* should be *now*.

Supervisor Schatzman moved to dispense with the reading of the January 18, 2005 Town Board meeting minutes and approve them as corrected, seconded by Supervisor Flessas, voted on, carried unanimously.

PUBLIC COMMENT None.

ADDENDUM

PRESENTATION OF PLAQUE TO OUTGOING POLICE & FIRE COMMISSION PRESIDENT

Pro-tem Chairperson Mantz presented a plaque to Tom Witkowski and on behalf of the Town Board and citizens of the community thanked him for his dedicated service to the Town.

Mr. Witkowski accepted the plaque and thanked everyone he worked with for all the help they offered him and commended the Police and Fire Departments for the excellent job they do to provide the finest of service to the residents of the Town.

Police & Fire Commission Vice President Jeff Keough commented on the loyal service Mr. Witkowski gave to the Town and thanked him for the commitment.

CHAIRMAN'S REPORT

Supervisor Schatzman moved to table the reports from Chairperson Henderson on the WTA meeting and WCCC meeting until he is able to attend the Town Board meeting, seconded by Supervisor Flessas, voted on, carried unanimously.

- a. UPDATE ON WTA MEETING None.
- b. UPDATE ON WCCC MEETING None.

OLD BUSINESS None.

NEW BUSINESS

- a. PURCHASE OF AMBULANCE
Supervisor Flessas moved to table the purchase of the ambulance until the next Town Board meeting to give Fire Chief Felde time to put together a list of the other quotes that were received, seconded by Supervisor Schatzman, voted on, carried unanimously.
- b. PURCHASE OF DUMP TRUCK
Supervisor Schatzman moved to follow the DPW Director's recommendation and approve the bid of \$54,980.00 for the Sterling Model L8513 from Badger Ford, seconded by Supervisor Flessas, voted on carried unanimously.
- c. RESCHEDULE FEBRUARY 15, 2005 TOWN BOARD MEETING
Supervisor Schatzman moved to approve rescheduling the February 15, 2005 Town Board meeting to Wednesday, February 16, 2005 at 7:00 p.m. due to the Spring Primary Election, seconded by Supervisor Stroebel, voted on, carried unanimously.
- d. RESCHEDULE APRIL 5, 2005 TOWN BOARD MEETING
Supervisor Schatzman moved to approve rescheduling the April 5, 2005 Town Board meeting to Wednesday, April 6, 2005 at 7:00 p.m. due to the Spring Election, seconded by Supervisor Stroebel, voted on, carried unanimously.
- e. APPROVE ELECTION INSPECTOR
Supervisor Stroebel moved to approve appointing Robert LaBode as an Election Inspector, seconded by Supervisor Schatzman, voted on, carried unanimously.
- f. BARTENDER LICENSES None.

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS

- a. PLAN REPORT
 - 1. SET DATE FOR PUBLIC HEARING
Supervisor Flessas moved to set as the Public Hearing date February 22, 2005, for a Conditional Use Permit for a commercial recreational facility (theatre), pursuant to Section 17.02(14)(b)7.B. of the Town of Brookfield's Zoning Code, at 770 North Springdale Road, seconded by Supervisor Stroebel, voted on, carried unanimously
 - 2. SET DATE FOR PUBLIC HEARING

Supervisor Flessas moved to set as the Public Hearing date February 22, 2005, for a Conditional Use Permit for a drive-in bank, pursuant to Section 17.02(14)(b)4.C. of the Town of Brookfield's Zoning Code, at 21505 Highway 18, seconded by Supervisor Stroebel, voted on, carried unanimously

3. REZONING VACANT LAND WEST ON TOWN HALL

Supervisor Flessas moved to approve the rezoning of lands at 19900 W. Bluemound Road from B-3 Office and Professional Business District and C-1 Conservancy to Rm-2 Multi-Family Residential District and C-1 Conservancy with a P.U.D. Planned Unit Development Overlay District, seconded by Supervisor Schatzman, voted on carried unanimously.

4. CONDITIONAL USE PERMIT AT 600 N. BARKER ROAD

Supervisor Schatzman moved to approve a Conditional Use Permit for a change-able copy sign, as provided by Section 17.08(5)(d) of the Town of Brookfield's Zoning Code, at Bluemound Elite, 600 North Barker Road with the following conditions:

1. Message change no more than every four seconds.
2. No scrolling
3. No moving animation or bouncing figures.
4. Message sign remain off from 11:00 p.m. until 6:00 a.m.

The motion was seconded by Supervisor Flessas, voted on and failed 2 – 2 with Supervisor Schatzman and Flessas voting yea and Supervisors Stroebel and Pro-tem Chairperson Mantz voting nay.

Supervisor Schatzman moved to reconsider the Conditional Use Permit for a changeable copy sign at 600 N. Barker Road, seconded by Supervisor Flessas, voted on, carried unanimously.

Supervisor Schatzman moved to table for two weeks the discussion and action on a Conditional Use Permit for a changeable copy sign for Bluemound Elite at 600 N. Barker Road, seconded by Supervisor Flessas, voted on, carried unanimously.

5. REZONE LAND ON GUMINA ROAD

Supervisor Flessas moved to follow the Plan Commission recommendation and approve of land from T-1 Transitional District to M-1 Limited Manufacturing District on Gumina Road condition of parking lot use only, seconded by Supervisor Schatzman, voted on, carried unanimously.

VOUCHERS

Supervisor Stroebel moved to approve the vouchers as presented in the amount of \$161,682.09 seconded by Supervisor Schatzman, voted on, and carried unanimously.

Included in the approved vouchers were \$81,926.50 to Sanitary District No 4 for partial payment of special charges placed on the 2004 tax bill; \$8,357.96 to Butterfield Trucking Inc for salt and sand mixture; \$5,328.75 to Cramer, Multhauf & Hammes for legal fees and \$4,120.48 to Michael Best & Friedrich for legal services.

COMMUNICATIONS AND ANNOUNCEMENTS

The attached list of correspondence was reviewed by members of the Board, with comment on the following:

4. Pro-tem Chairperson Mantz noted.

ADJOURNMENT

There being no further business Supervisor Flessas moved to adjourn, seconded by Supervisor Stroebel, voted on and carried unanimously. The meeting adjourned at 8:30 p.m.

Respectfully submitted,

Jane F. Carlson/Town Clerk

CORRESPONDENCE
February 1, 2005

1. Wisconsin Taxpayers Alliance Focus No 28.
2. Elm-Brook Human Society September 2004 month report.
3. Time Warner Cable letters of announcement on channel transition and education commitment.
4. Letter to Lifestyle Home Furnishings regarding Closing-Out Sale.
5. Initiation of regional Water Supply Study from SEWRPC.
6. City of Brookfield Draft Strategic Plan from July 15, 2004.
7. Interoffice Memo from Chief Felde regarding NIMS.
8. The Wisconsin Taxpayer October 2004 Vol 72 No. 10.
9. Waukesha County notice of Plan amendment Public Hearing and approval of Steven Traudt zoning

January 28, 2005

MEETING NOTICES

All meetings will be held at the TOWN HALL, 645 N Janacek Road, Brookfield, WI:

TUESDAY, FEBRUARY 1, 2005

7:00 P.M.

TOWN BOARD

AGENDA:

1. Call to Order.
2. Approval of Agenda.
3. Approval of Minutes.
4. Citizen comments: Three-minute limit.
5. Chairman's Report.
 - a. Update on WTA meeting.
 - b. Update on WCCC meeting.
6. Old Business: None
7. New Business:
 - a. Discussion and necessary action regarding purchase of ambulance.
 - b. Discussion and necessary action regarding purchase of dump truck.
 - c. Reschedule the February 15, 2005 Town Board meeting due to the Election.
 - d. Reschedule the April 5, 2005 Town Board meeting due to the Election.
 - e. Approve Robert LaBode as an Election Inspector.
 - f. Approve bartender licenses.
8. Department, Boards, Committee/Commission Reports/Recommendations:
 - a. Plan Commission Recommendations:

1. To set a date for a Public Hearing for a Conditional Use Permit for a commercial recreational facility (theatre), pursuant to Section 17.02(14)(b)7.B. of the Town of Brookfield's Zoning Code, at 770 North Springdale Road.
 2. To set a date for a Public Hearing for a Conditional Use Permit for a drive-in bank, pursuant to Section 17.02(14)(b)4.C. of the Town of Brookfield's Zoning Code, at 21505 Highway 18.
 3. Discussion and necessary action regarding the rezoning of lands at 19900 West Bluemound Road from B-3 Office and Professional Business District and C-1 Conservancy to Rm-2 Multi-Family Residential District and C-1 Conservancy with a P.U.D. Planned Unit Development Overlay District.
 4. Discussion and necessary action regarding a Conditional Use Permit for a change-able copy sign, as provided by Section 17.08(5)(d) of the Town of Brookfield's Zoning Code, at Bluemound Elite, 600 North Barker Road.
 5. Discussion and necessary action regarding the rezoning of land from T-1 Transitional District to M-1 Limited Manufacturing District on Gumina Road.
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9. Approval of Vouchers and Checks.
 10. Communications and Announcements.
 11. Adjournment.

THURSDAY, FEBRUARY 3, 2005

5:30 P.M.

MUNICIPAL COURT

Jane F. Carlson
Town Clerk

PLEASE NOTE: It is possible that members of and possibly a quorum of members of other governmental bodies of the municipality may be in attendance at the above meetings to gather information. No action will be taken by any governmental body other than that specifically noticed. Also, upon reasonable notice, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request such services contact the clerk's office at the above location.