

TOWN OF BROOKFIELD  
TOWN BOARD  
MARCH 1, 2005

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

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

APPROVAL OF AGENDA

Supervisor Stroebel moved to approve the agenda as presented, seconded by Supervisor Flessas, voted on and carried unanimously.

APPROVAL OF MINUTES

Chairperson Henderson said that on page 2 of the February 16, 2005 Town Board meeting minutes, item a. under Chairman's Report, should be rewritten so it is understandable when it is read. Also on page 2 the fifth paragraph, the first sentence the word **taxing** should be changed to **the assessment and tax collection**, and take out the word **some**. The second sentence the words **will be** should be **are** and the word **some** inserted between for and feed. He also, said that Mike Knapp is the Chairman of Sussex.

*Chairperson Henderson said that the next WTA meeting will be on April 27, 2005 in Mukwonago. He said that the main concern at the January 27, 2005 meeting was the various bills and statues coming before the Assembly and Senate for passage that will need support, if they are going to get approved. He asked that people contact the Town Representatives Scott Jensen and Ted Kanavas and ask them to give their support and push for the passage of the Charter Town bill, which would freeze the borders and stop annexation. Also request support of the County zoning bill, which would allow Town's to opt out of County approval for zoning changes. There are also a couple of bills for the Smart Growth program to talk with them about, one of which is to kill the program. He also said that they talked about the procedure for Recall possibly changing and that the Department of Transportation will be requesting an increase in the fees that they charge.*

Supervisor Mantz said that on page one under (Chairman's Report b. Update on WCCC Meeting) the third sentence the s needs to be removed from thousand.

Supervisor Mantz moved to table the approval of the February 16, 2005 Town Board meeting minutes until they are corrected, the motion died for lack of a second.

Supervisor Flessas moved to dispense with the reading of the February 16, 2005 Town Board meeting minutes and approve them with the corrections, seconded by Supervisor Schatzman, voted on, passed 3 – 0 – 1 with Supervisor Stroebel voting present.

PUBLIC COMMENT

Owen Durigan, 21475 Mary Lynn Drive commented on the agenda item regarding the Theatre proposal. He suggested that the Board form a citizen committee which he offered to serve on. The committee would solicit citizen input regarding the conditions placed on it and also whether Marcus is meeting those conditions.

Claudine Setzke, 19645 Briar Ridge Drive, commented on a non agenda item asking if there is anything new from the DNR on the Town owned land.

Chairperson Henderson said that it is not an agenda item so no comment can be made but asked the Administrator to talk with her after the meeting.

OLD BUSINESS None.

NEW BUSINESS

a. **BROOKFIELD CHAMBER OF COMMERCE**

Supervisor Mantz said that she asked for this agenda item to update the Board on a meeting that she and Administrator Czopp had with the Chamber representatives on Monday. An overview of the Town administration was given and to let them know that the employees and supervisors have a larger involvement with development than the cities. She gave them a listing for future reference of the officials and employees of the Town that are involved with the projects so that when grand openings are taking place the correct individuals are invited to the events. She has requested that the Administrator put a system in place so that if events happen during the day and the Chairman Henderson's not available one of the other members of the Board can be contacted to attend.

Carol White, the Chamber Executive said that there is a ribbon cutting on March 14, 2005, from 11:00 a.m. to 1:00 p.m. at the Dale Carnegie which is located at the University of Phoenix on Watertown Boulevard. She also reminded everyone that there is a Legislative Breakfast coming up on March 22, 2005 and that Governor Doyle will be coming.

b. **2005 ROAD PROGRAM**

Supervisor Flessas moved to table the 2005 Road Program Bid, seconded by Supervisor Schatzman, voted on carried unanimously.

c. **TOWN'S EMERGENCY POWER**

Supervisor Schatzman moved to approve the Agreement with GASAI to investigate and make a recommendation on the emergency power distribution system for the Town and authorize funding in the amount not to exceed \$3,100.00 from the Emergency Government fund. The motion was seconded by Supervisor Mantz, voted on, carried unanimously.

d. **PICNIC PERMIT (MAY 29, 2005)**

Supervisor Mantz moved to approve a Picnic Permit for Mary Olson on Sunday May 29, 2005 from 12:00 p.m. until 10:00 p.m. at Marx Park, seconded by Supervisor Stroebel, voted on, carried unanimously.

e. **PICNIC PERMIT (JULY 30, 2005)**

Supervisor Mantz moved to approve a Picnic Permit for the Kilbey Family Reunion on Saturday July 30, 2005 from 10:00 a.m. until 10:00 p.m. at Marx Park, seconded by Supervisor Schatzman, voted on, carried unanimously.

f. BARTENDER LICENSES

Supervisor Schatzman moved to approve a bartender license for Lisa Carol Simon at Heinemann's Restaurant, Lida N Markovic at Panos Charhouse and Melissa Kae Brierton at PDQ, seconded by Supervisor Mantz, voted on and carried unanimously.

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS

a. PLAN COMMISSION RECOMMENDATIONS

1. CONDITIONAL USE PERMIT AT 770 N SPRINGDALE ROAD

Supervisor Mantz moved to approve 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, with the following conditions:

1. That any traffic concerns of the County for Springdale Road including installation of a traffic signal at their driveway and Johnson Road is met and improved at the expense of the developer.
2. The Stormwater management of the site must meet the Town of Brookfield and the City of Waukesha requirements.

The motion was seconded by Supervisor Flessas, voted on carried unanimously.

2. SET DATE FOR PUBLIC HEARING

Supervisor Mantz moved to set as the Public Hearing date March 22, 2005 for GE Healthcare/ Financial Services at 20275 Watertower Boulevard, as provided by Section 17.08(5)(a)7., to allow the re-facing of an existing address monument sign with an identification sign, seconded by Supervisor Flessas, voted on, carried unanimously

3. PRELIMINARY PLAT RAVENSWOOD HILLS

Supervisor Flessas moved to approve the Preliminary Plat for a five lot subdivision on 21.133 acres of land at 335 Ravenswood Hills subject to the Engineer comments being addressed, seconded by Supervisor Mantz, and voted on carried unanimously.

4. CONDITIONAL USE PERMIT AT 21505 HIGHWAY 18

Supervisor Schatzman moved to approve 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 Flessas, voted on carried unanimously.

5. CONCEPTUAL AND FINAL APPROVAL OF REDEVELOPMENT AT 21505 HWY 18

Supervisor Flessas moved to follow the Plan Commission recommendation and grant conceptual and final approval of the redevelopment plan at 21505 Highway 18, including a drive in bank, seconded by Supervisor Schatzman, voted on, carried unanimously.

6. FINAL APPROVAL OF AN OFFICE DEVELOPMENT AT WATERTOWN AND BARKER

Supervisor Stroebel moved to table until later in the meeting when developer arrives with renderings, seconded by Supervisor Flessas, voted on, carried unanimously.

b. ADMINISTRATOR'S REPORT

1. 2004 BUDGET UPDATE AND REVIEW

Administrator Czopp said that the 2004 draft budget is an indication of what the year end numbers will be and that the budget is in very good shape. There were some grants and relief money that was received and interest earning were higher than anticipated.

Chairperson Henderson said that the bottom line is the Town received approximately \$200,000.00 in revenue than expected and spent about \$200,000.00 less than expected. The result un-audited is approximated \$361,000.00 positive balance.

VOUCHERS

Supervisor Mantz moved to approve the vouchers as presented in the amount of \$281,730.61 seconded by Supervisor Stroebel, voted on, and carried unanimously.

Included in the approved vouchers were \$149,970.82 to Sanitary District No 4 for partial payment of special charges placed on the 2004 tax bill; \$26,940.29 to Onyx Waster Services for garbage/recycling and yard waster services; \$10,842.26 to Cramer, Multhauf & Hammes for legal fees and \$8,287.00 to David j Frank Landscape Contractor for maintenance service contract.

COMMUNICATIONS AND ANNOUNCEMENTS

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

5. Chairperson Henderson asked if anyone was attending the meeting
8. Supervisor Mantz said that if anyone is planning on attending any of the events to let the Clerk know so reservations can be made.

6. FINAL APPROVAL OF AN OFFICE DEVELOPMENT AT WATERTOWN AND BARKER

Supervisor Stroebel moved to remove from the table the final approval of an Office Development at Watertown and Barker Road, seconded by Supervisor Flessas, voted on, carried unanimously.

Supervisor Flessas moved to grant final approval of a 30,000 square foot building at the northwest corner of Watertown Road and Barker Road subject to the Plan Commission recommendations and a deed restriction on the wetland area, seconded by Supervisor Schatzman, voted on, carried unanimously.

ADJOURNMENT

There being no further business Supervisor Flessas moved to adjourn, seconded by Supervisor Stroebel, voted on and carried unanimously. The meeting adjourned at 9:00 p.m.

Respectfully submitted,

Jane F. Carlson/Town Clerk

**CORRESPONDENCE**

**March 1, 2005**

1. The Wisconsin Taxpayer, December, 2004.
2. Focus, January 31, 2005.
3. Waukesha County Dept of Parks & Land Use, 4<sup>th</sup> Quarter, 2004 recycling.
4. Waukesha County Dept of Parks & Land Use, Storm Water Mgmnt Mar 9, 2005.
5. Public Hearing Notice March 9, 2005, Storm Water Mgmnt.
6. Journal article on TIF's, Feb. 20, 2005.
7. Legislative Breakfast with Gov. Doyle March 22, 2005.
8. Greater Brookfield Chamber of Commerce March schedule.
9. Project Graduation announcement.
10. Minutes Sanitary District No 4, January 25, 2005.
11. City of Brookfield Public Hearing Notice, March 15, 2005, 15875 W Bluemound rd.
12. Elmbrook Humane Society animal activity report August 2004.
13. Notice of Public Hearing Waukesha County Zoning Code.

February 25, 2005

**MEETING NOTICES**

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

**TUESDAY, MARCH 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. Old Business: None
6. New Business:
  - a. Discussion and necessary action on Brookfield Chamber of Commerce.
  - b. Discussion and necessary action regarding awarding contract for the 2005 Road Program.
  - c. Discussion and necessary action regarding the Town's emergency power.
  - d. Approval of Picnic Permit for Marx Park on Sunday, May 29, 2005 for Mary Olson from 12:00 noon until 10:00 p.m.
  - e. Approval of Picnic Permit for Marx Park on Saturday, July 30, 2005 for Kilbey Family Reunion from 10:00 a.m. until 10:00 p.m.
  - f. Approve bartender licenses.
7. Department, Boards, Committee/Commission Reports/Recommendations:
  - a. Plan Commission Recommendations:
    1. Discussion and necessary action regarding 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 GE Healthcare/ Financial Services at 20275 Watertower Boulevard, as

provided by Section 17.08(5)(a)7., to allow the re-facing of an existing address monument sign with a identification sign.

3. Discussion and necessary action regarding approval of a Preliminary Plat for a five lot subdivision on 21.133 acres of land at 335 Ravenswood Hills.
4. Discussion and necessary action regarding 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.
5. Discussion and necessary action regarding conceptual approval and final approval for a redevelopment plan at 21505 Highway 18, including a drive in bank.
6. Discussion and necessary action regarding final approval of a 30,000 square foot building at the northwest corner of Watertown Road and Barker Road.

b. Administrator's Report.

1. 2004 Budget update and review.
8. Approval of Vouchers and Checks.
9. Communications and Announcements.
10. Adjournment.

**THURSDAY, MARCH 3, 2005**  
**COURT**

**5:30 P.M.**

**MUNICIPAL**

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.