

TOWN OF BROOKFIELD
TOWN BOARD
MARCH 21, 2006

The regular meeting of the Town Board was held on Tuesday, March 21, 2006 in the Erich Grant Room of the Town Hall, 645 N Janacek Road, Brookfield, WI.

Chairperson Keith Henderson called the meeting to order at 7:05 p.m. with the following people present: Supervisors: John Schatzman, Robert Flessas, Patrick Stroebel and Dan Shea, Attorney James Hammes, Administrator Richard Czopp, Building Inspector Gary Lake and the Town Clerk Jane Carlson to record the minutes.

APPROVAL OF AGENDA

Supervisor Stroebel motioned to approve moving the addendum item up for business after Item 4 Citizen Comment, seconded by Supervisor Shea, voted on, and carried unanimously.

APPROVAL OF MINUTES

Supervisor Shea said that there are changes needed in the March 7, 2006 minutes on page 3, paragraph 3 the word understand should be *understands*, and in paragraph 6 the word see should be *sees*.

Supervisor Shea moved to dispense with the reading of the minutes of the March 7, 2006 Town Board meeting and approve them as corrected, seconded by Supervisor Flessas, voted on, passed 4 – 0 – 1 with Supervisor Stroebel voting present.

PUBLIC COMMENT None.

ADDENDUM

CLOSED SESSION (7:15 P.M.)

Supervisor Shea moved to adjourn into Closed Session, according to Section 19.85(1)(g) Wisconsin Statutes to confer with legal counsel regarding the status of a litigation matter with a former member of the Police Department and to get advice with respect to the litigation, seconded by Supervisor Flessas, voted on, carried unanimously.

OPEN SESSION (7:35 P.M.)

Supervisor Schatzman moved to adjourn into Open Session, according to Section 19.85(2) Wisconsin Statutes, for any necessary action resulting from the Closed Session, to continue the meeting and to adjourn the meeting, seconded by Supervisor Flessas, voted on, carried unanimously.

OLD BUSINESS

a. PLANNING ASSISTANCE CONSULTANT

Supervisor Stroebel moved to table until the next meeting, seconded by Supervisor Shea, voted on, carried unanimously

b. UPDATE ON FARMERS MARKET/SPECIAL EVENT/RECREATIONAL PROGRAMS

Recreation Director Chad Brown said that he and Inspector Lake work on site plans for Marx Park and the Town Hall. They have found that the Town Hall site would work much better for positioning vendors and allowing plenty of room for larger cube trucks and farm trucks along with tables and set ups. It also provides for safer vehicular traffic and better pedestrian traffic that would be capable of handling strollers and carts.

The person that runs the City of Brookfield's Farmers Market is not willing to give up their vendors addresses. She has compromised and said that I can send her the information that the Town wants them to have and she will send it to them so, he has sent her the information. He has also contacted other agencies such as the UW Extension and the 4H as well as the County Health and Human Services in case there are licenses needed.

Clerk Carlson has contacted the insurance and found out that there would be no changes or additions needed if the Town sponsors the event as long as it is on Town owned property. However they said that the Town should require that a certificate of insurance from any vendor that would be participating is filed with the Town.

Inspector Lake said that the focus for site development was to separate the parking from vending so that someone backing out of a parking stall would not be backing into the pedestrians walking along the rows of vendors.

Supervisor Flessas suggested contacting the local schools to see if they have orchestra or jazz groups that might want to perform while the event is taking place.

Supervisor Shea asked about contacting the residents in the subdivision behind the Town Hall site.

Director Brown said that if the Board deems it necessary it can be done but he did not think it would be an issue.

Supervisor Shea said that the number one issue in the neighborhood is traffic. He would like to see some type of contact to find out if there is any objection to an event like this taking place.

Supervisor Flessas said that he does not think letters need to be sent out. He is not opposed to the concerns of the resident however these are public roads and facilities that the Town should utilize. There will not be encouragement to drive through the subdivision and the Board can not allow them to dictate what will happen on Janacek Road. If there are complaints after hosting a few events adjustments will need to be made. Information should be put on the web site and

it should include that if residents have concerns they should address it by e-mail or written correspondence so it can be brought to the Boards attention.

Supervisor Schatzman said that another source that you might want to contact is the Asian population and they have a the store in Brookmound Plaza next to where Monsoon is proposed to open.

Russell Frisby 19135 Arlyne Court said that what is needed is open government and if there is the possibility of a lot of traffic going through a subdivision the people should be informed about it. Also maybe post a sign for the subdivision that indicates residential traffic only.

Chairman Henderson said that another update should be given in two weeks.

- c. AMENDMENTS TO CHAPER 14 (STATE OF WI ADMINISTRATIVE CODE)
Supervisor Stroebel moved to table the Ordinance for Amendments to Chapter 14 until the next meeting, seconded by Supervisor Flessas, voted on, carried unanimously
- d. GARBAGE, REFUSE, RECYCLING AND YARD WASTE CONTRACT
Supervisor Flessas moved to authorize the Administrator to negotiate a two (2) year contract with Onyx Waste Services for the extension of the garbage, refuse, recycling and amendment to yard waste contract, seconded by Supervisor Schatzman, voted on, and carried unanimously.
- e. RESPONDING TO DOT REGARDING STATE HWY 59
Consensus of Board no response will be made.

NEW BUSINESS

- a. AGENT CHANGE FOR APPLEBEES
Supervisor Flessas moved to approve the change of agent for Applebee's Neighborhood Bar and Grill to Mike Monti, seconded by Supervisor Shea, voted on, carried unanimously.
- b. PICNIC PERMIT (JUNE 10, 2006)
Supervisor Flessas moved to approve a Picnic Permit for Marx Park on June 10, 2006 for Shepherd Family from 12:00 p.m. until 10:00 p.m., seconded by Supervisor Stroebel, voted on, carried unanimously.
- c. BARTENDER LICENSES None.

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS

- a. REVISED EXTERIOR ELEVATION FOR MONSOON RESTAURANT

Supervisor Schatzman moved to approve the amended architectural plan for Monsoon Restaurant at 17800 W. Bluemound Road as presented to the Board tonight, seconded by Supervisor Flessas, voted on, carried unanimously.

VOUCHERS

Supervisor Stroebel moved to approve the vouchers as presented in the amount of \$230,938.55 seconded by Supervisor Shea, voted on, and carried unanimously.

Included in the approved vouchers were: \$199,321.10 to Sanitary District No 4 for 2005 Special Assessments placed on tax roll; \$6,829.00 to Interactive Computer Designs for PD Grant software and \$3,433.13 to CDW Government, Inc for PD Grant computer purchase.

COMMUNICATIONS AND ANNOUNCEMENTS

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

5. Supervisor Stroebel asked Inspector Lake what this letter was about. Inspector Lake said that a property owner has proposed an addition to the existing house that will be large enough to accommodate a racing trailer, pickup truck and large bus type motor home. He explained that calculations would be required to make sure that it met zoning code requirements and would have to integrate architectural with the existing home and conceal the twelve foot overhead door. The property owner agreed with the assessment and left. Inspector Lake said that he presumed that the property owner would come up with the architectural design that would integrate the addition to the existing house. The neighbors became concerned when he staked his yard with the dimension of the addition and one of them came to his office inquiring about it and asked when a hearing would be held. At this time nothing has been submitted and if it meets the code and the architecture is reasonable for residential zoning no hearing would be required.

There being no further business Supervisor Shea moved to adjourn, seconded by Supervisor Stroebel, voted on and carried unanimously. The meeting adjourned at 8:10 p.m.

Respectfully submitted,
Jane F. Carlson, Town Clerk

CORRESPONDENCE

March 21, 2006

1. Wisconsin Town Association Waukesha County Unit Meeting
2. Resolution from Green Bay regarding convicted child sex offenders.
3. Waukesha County Recycling pamphlet.
4. Letter from Time Warner announcing weather plus.
5. Letter from James Skalitzky regarding a neighboring property.
6. Letter to James Gatzke from Administrator Czopp regarding open records request.
7. Letter to Alex Felde from Clerk Carlson regarding public records request.
8. News Article regarding member of Town Fire Department saving a person's life.
9. Baxter & Woodman Municipal News.

March 17, 2006

MEETING NOTICES

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

TUESDAY, MARCH 21, 2006

7:00 P.M.

**SANITARY DISTRICT
NO 4**

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. None
7. Approval of Vouchers and Checks.
8. Communications and Announcements.
9. Adjournment.

TUESDAY, MARCH 21, 2006

**IMMEDIATELY
FOLLOWING THE
SANITARY DISTRICT NO 4
MEETING**

TOWN BOARD

AGENDA:

1. Call to Order.
2. Approval of Agenda.
3. Approval of Minutes.
4. Citizen comments: Three-minute limit.
5. Old Business:
 - a. Discussion and necessary action on approving a proposal for planning assistance recommended as part of the updates to the County Development Plan for the commercial/ manufacturing node extending from east of Janacek Road to Barker Road, between I-94 and Bluemound Road.

- b. Update with discussion and action if needed on holding a Farmers Markets in the Town.
 - c. Approval of an Ordinance revising Chapter 14- The Building Code of the Town of Brookfield's General Code, updating references to the State of Wisconsin Administrative Code and inserting provisions accepting status as a delegated agency for local building plan review for interior tenant alterations for commercial properties.
 - d. Discussion and necessary action regarding extension of the garbage, refuse, recycling and amendment to yard waste contract.
 - e. Discussion and necessary action on responding to the DOT regarding State Highway 59.
6. New Business:
- a. Approval of Agent change for Applebee's Restaurant Class B Beer and Class B Liquor License.
 - b. Approval of Picnic Permit for Marx Park on June 10, 2006 for Shepherd Family from 12:00 p.m. until 10:00 p.m.
 - c. Approve bartender licenses.
7. Department, Boards, Committee/Commission Reports/Recommendations:
- a. Discussion and necessary action concerning Architectural Control Committee approval of revised exterior building elevation for Monsoon Restaurant at 17800 W. Bluemound Road.
8. Approval of Vouchers and Checks.
9. Communications and Announcements.
10. Adjournment.

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.

March 20, 2006

ADDENDUM

Please add the following to the previously noticed agenda for the **TOWN BOARD** meeting scheduled for **IMMEDIATELY AFTER THE 7:00 p.m. SANITARY DISTRICT NO 4** meeting on **TUESDAY, MARCH 21, 2006** in the Town Hall, 645 North Janacek Road, Brookfield, WI:

AGENDA ADDITION:

1. Adjourn into **CLOSED SESSION**, pursuant to Wis. Stat. Sec. 19.85 (g) to confer with legal counsel regarding the status of a litigation matter with a former member of the Police Department and to get advice with respect to the litigation.
2. Adjourn into **OPEN SESSION**, according to Section 19.85(2) Wisconsin Statutes, for any necessary action resulting from the Closed Session, to continue the meeting and to adjourn the meeting.

Jane F. Carlson
Town Clerk

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