

TOWN OF BROOKFIELD
TOWN BOARD
AUGUST 1, 2006

The regular meeting of the Town Board was held on Tuesday, August 1, 2006 in the Erich Gnant Room of the Town Hall, 645 N Janacek Road, Brookfield, WI.

Chairperson Keith Henderson called the meeting to order at 7:12 p.m. with the following people present: Supervisors: John Schatzman, Robert Flessas, Patrick Stroebel and Dan Shea, Attorney Dan Habeck, Administrator Richard Czopp, Building Inspector Gary Lake and the Town Clerk Jane Carlson to record the minutes.

APPROVAL OF AGENDA

Supervisor Flessas moved to approve the agenda as presented, seconded by Supervisor Schatzman. A friendly amendment was added that the Addendum item be placed under New Business item number 6(d). The motion was voted on, and carried unanimously.

APPROVAL OF MINUTES

Supervisor Shea moved to dispense with the reading of the minutes of the July 18, 2006 Town Board meeting and approve them as presented, seconded by Supervisor Schatzman, voted on, carried unanimously.

PUBLIC COMMENT

Claudine Setzke, 19645 Briar Ridge Drive West commented on an agenda item regarding the zoning of the Town owned land stating that she is against the height of the buildings.

CHAIRMAN'S REPORT

NEW BUSINESS

- a. TAXI CAB DIRVERS LICENSE
Supervisor Flessas moved to set as the Public Hearing date Tuesday, September 5, 2006 at 7:00 p.m. for Manfred Neumann to obtain a Certificate of Public Conveyance, seconded by Supervisor Shea, voted on and carried unanimous.
- b. SET DATE FOR TRICK OR TREAT
Supervisor Stroebel moved to set Tuesday, October 31, 2006 from 6:00 p.m. until 8:00 p.m. as the date and time for Trick or Treat in the Town of Brookfield, seconded by Supervisor Flessas, voted on, carried unanimously.
- c. BARTENDER LICENSES
Supervisor Shea moved to approve bartender licenses for Jonathan Fanis and Daniel B. Lutz for the PDQ Store, seconded by Supervisor Stroebel, voted on, carried unanimously.

d. APPOINTMENT FOR SPRINGDALE ROAD ADVISORY COMMITTEE

Supervisor Shea moved to approve Chairman Henderson's recommendation and appoint Steve Popek as the Town of Brookfield Advisory Member for the feasibility study of the extension of Springdale Road, seconded by Supervisor Stroebel.

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS

a. PLAN COMMISSION RECOMMENDATION

1. REZONE VACANT LAND WEST OF TOWN HALL

Supervisor Flessas moved to approve reaffirming the re-zoning and to modify previously imposed zoning conditions for the 18.37 acres of lands owned by Town of Brookfield at 19900 West Bluemound Road, more specifically located north of Bluemound Road, west of Janacek Road and east of Poplar Creek based on a revised Site Plan and Plan of Operation, providing 64 condominium units, reduced from the previously approved 77 units and the following conditions:

1. The total number of dwelling units permitted would be a maximum of 64 units.
2. Access to the site would be via Janacek Road with an alternate via Elizabeth Court.
3. A maximum height of the north building shall be limited to 880 feet above sea level. Additional coniferous type landscaping shall be installed per plan, having a minimum initial planting height of four to six feet along the north lot line adjacent to the existing vegetation along the property line.
4. A perpetual Deed Restriction shall be placed on all of the Primary Environmental Corridor areas indicating no further development shall take place.
5. There will be no vehicular access allowed to Briar Ridge Drive and the subject development.

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

2. REZONE 21680 W. BLUEMOUND ROAD (SAM'S)

Supervisor Flessas moved to remand back to the Plan Commission Sam's Real Estate Business Trust request for the re-zoning of lands at 21680 West Bluemound Road from M-1 Limited Manufacturing District to B-2 General Business District because there is new information, seconded by Supervisor Schatzman, voted on carried unanimously.

3. CONDITIONAL USE PERMIT FOR AUTOMOTIVE FUEL FACILITY AT 19075 W. BLUEMOUND ROAD (MOBIL)

Supervisor Schatzman moved to follow the Plan Commission recommendation

and approve a Conditional Use Permit for an automotive fuel facility and car wash, as provided by Section 17.02(14)(b)4.A. of the Town of Brookfield's Zoning Code, at 19075 West Bluemound Road with the condition to allow for less than a 25 foot setback for the sign to allow for improved traffic flow, seconded by Supervisor Shea, voted on carried unanimously.

4. CONCEPTUAL APPROVAL FOR AUTOMOTIVE FUEL FACILITY AT 19075 W. BLUEMOUND ROAD (MOBIL)

Supervisor Flessas moved to grant Conceptual Approval of an automotive fuel facility and car wash at 19075 West Bluemound Road, seconded by Supervisor Schatzman, voted on carried unanimously.

5. CONCEPTUAL AND FINAL APPROVAL FOR PAVING AT 21350 WATERTOWN ROAD (MAVROFF)

Supervisor Flessas moved to grant Conceptual and Final Approval for the installation of 10,600 square feet of paving at Mavroff Inc. at 21305 Watertown Road subject to Architectural recommendations regarding setbacks, seconded by Supervisor Shea, voted on carried unanimously.

OLD BUSINESS

a. MUNICIPAL COURT HOURS

Administrator Czopp reported that he and Judge JoAnn Eiring had discussions regarding how to incorporate the court hours with the administrative office hours and the collection of monies. They have come to a consensus that the hours will be Monday through Friday from 8:00 a.m. to 4:30 p.m. that the Court Clerk will take comp time for overtime hours worked when court is in session, and this will be at time and a half and is to be used by the next pay period. He said that the policy hand book will need to be changed because it does allow for the accumulation of comp time and the Town's labor attorney recommends against that. Also since there is only one person doing court duties there will be cross training with the Town administration staff. There will also be a plan implemented for the collection of ticket fines as recommended in the recent town audit. These policies and procedures will be reviewed in January 2007.

Judge Eiring said that she concurs with what the Administrator reported.

VOUCHERS

Supervisor Schatzman moved to approve the vouchers as presented in the amount of \$126,330.03, seconded by Supervisor Stroebel, voted on, and carried unanimously.

Included in the approved vouchers were: \$25,591.27 to Veolia ES Solid Waste Services (formerly Onyx) for refuse/recycling and yard waste services; \$15,483.00 to Munson Inc for Wray Park tennis court surfacing; \$11,462.25 to Graef, Anhalt, Schloemer & Assoc for engineering services; \$9,374.22 to and \$5,580.25 to Cramer, Multhauf & Hammes for legal services.

COMMUNICATIONS AND ANNOUNCEMENTS

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

1. Chairman Henderson said that board may want to read it over.

There being no further business Supervisor Flessas moved to adjourn, seconded by Supervisor Shea, voted on and carried unanimously. The meeting adjourned at 8:20 p.m.

Respectfully submitted,

Jane F. Carlson
Town Clerk

CORRESPONDENCE

August 1, 2006

1. The Wisconsin Taxpayer, April 2006.
2. Focus, June 30, 2006.
3. Waukesha County 2006 Town Hall Meetings.
4. Time Warner Cable's 2006 Annual Subscriber Notice.
5. Solutions, Summer 2006.
6. K-Mart Acknowledgement Agreement from Cramer, Multhauf & Hammes.
7. Time Warner Letters regarding new channels & services.
8. Waukesha County 2nd Qtr Materials Recycling Report
9. News article on new Menard's Store in Waukesha.
10. Police & Fire Commission minutes July 12, 2006.
11. Letter to Wis Dept of Transportation regarding Greenfield Road.
12. Correspondence to City of Pewaukee regarding Gumina annexation.

July 28, 2006

MEETING NOTICES

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

TUESDAY, AUGUST 1, 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.
 - a. Development Agreement for Marcus.
7. Approval of Vouchers and Checks.
8. Communications and Announcements.
9. Adjournment.

TUESDAY, AUGUST 1, 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. Chairman's report on WTA meeting.
6. New Business:

- a. Discussion and necessary action regarding application for Taxicab Drivers License.
 - b. Set date and time for Trick or Treat.
 - c. Approve bartender licenses.
7. Department, Boards, Committee/Commission Reports/Recommendations: None.
- a. Plan Commission Recommendations:
 1. For reaffirming the re-zoning and to modify previously imposed zoning conditions for 18.37 acres of lands owned by Town of Brookfield at 19900 West Bluemound Road, more specifically located north of Bluemound Road, west of Janacek Road and east of Poplar Creek based on a revised Site Plan and Plan of Operation, providing 64 condominium units, reduced from the previously approved 77 units.
 2. Regarding Sam's Real Estate Business Trust request for the re-zoning of lands at 21680 West Bluemound Road from M-1 Limited Manufacturing District to B-2 General Business District.
 3. For approval of a Conditional Use Permit for an automotive fuel facility and car wash, as provided by Section 17.02(14)(b)4.A.. of the Town of Brookfield's Zoning Code, at 19075 West Bluemound Road.
 4. For Conceptual Approval for an automotive fuel facility and car wash at 19075 West Bluemound Road.
 5. For Conceptual Approval and Final Approval of the installation of 10,600 square feet of paving at Mavroff Inc. at 21305 Watertown Road.
8. Old Business:
- a. Discussion and necessary action regarding Municipal Court hours.
9. Approval of Vouchers and Checks.
10. Communications and Announcements.
11. Adjournment.

THURSDAY, AUGUST 3, 2006

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.