

TOWN OF BROOKFIELD
TOWN BOARD
FEBRUARY 6, 2007

The regular meeting of the Town Board was held on Tuesday February 6, 2007 in the Erich Gnant Room of the Town Hall, 645 N Janacek Road, Brookfield, WI.

Chairperson Keith Henderson called the meeting to order at 7:27 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 Flessas moved to approve the agenda as presented, seconded by Supervisor Schatzman, voted on, and carried unanimously.

APPROVAL OF MINUTES

Supervisor Shea said that in the seventh paragraph on page 2 of the January 16, 2007 minutes the second sentence the wording *asked and took* should be *ask for*.

Supervisor Shea moved to dispense with the reading of the minutes of the January 16, 2007 Town Board meeting and approve them as amended seconded by Supervisor Flessas, voted on, carried unanimously.

Supervisor Stroebel moved to dispense with the reading of the minutes of the January 23, 2007 Special Meeting of the Town Board and approve them as presented seconded by Supervisor Schatzman, voted on, carried unanimously.

PUBLIC COMMENT None.

CHAIRMAN'S REPORT

UPDATE ON WCCC AND SB17

Chairman Henderson said that at the WCCC meeting they handed out materials on lead poisoning for people to review. They discussed the Federated Library program and the recommendation that there be an increase in the rate per thousand that municipalities without libraries pay. That the additional monies collected will go to the capital building fund and the problem with the recommendation is that the Town will not have any input in what is built. He requested that the board members contact Keith Harenda the County Representative for the Town. He reported that there is a meeting on March 21, 2007 at the Town on consolidating paramedic services. Also that Senate Bill 17 will include reintroduction of Charter Towns.

OLD BUSINESS

NEW BUSINESS

a. WAIVER TO DOG ORDINANCE

Supervisor Schatzman moved to approve granting a waiver to the dog ordinance regarding the number of dogs allowed for Marie Ferber and permit her to have three

dogs, with the condition that in two (2) years the Elmbrook Humane Society review the situation and confirm that the following current safety measures and services that the owner presented are in place: The invisible fencing around the premise is functioning, the yard is being professional cleaned for waste removal, the dogs are supervised when left outdoors, the indoor kennel and play area are maintained, the dogs are bathed a groomed once per month by a professional grooming service, that the personal training they have received is followed, and that the dogs will stay in their yard and will not become a neighborhood nuisance. The motion was seconded by Supervisor Flessas, voted on, carried unanimously.

b. SOLICIATION IN THE TOWN

Clerk Carlson explained that the Police Department has been receiving numerous calls from residents regarding solicitation in the evenings when it is dark. They have asked that the Board review what other communities do with regards to hours allowed for solicitation and whether permits are required. The Clerk's staff did a survey of a few surrounding municipalities and found that they all require permits, they are good from fourteen days to one year, the fees vary from ten dollars to two hundred dollars and no one gave any specific hours that people could be out making contact door to door.

The board directed Attorney Hammes to put together an ordinance for them to review at the next meeting that would address the concerns such as hours of operation, registration/permits, length of time for permit and renewal language.

c. RESCHEDULE ANNUAL MEETING DATE

Supervisor Shea moved to approve rescheduling the Annual Meeting from Tuesday April 10, 2007 to Tuesday, April 17, 2007 due to Easter/Spring break for the area schools, seconded by Supervisor Stroebel, voted on, carried unanimously.

d. APPOINT ELECTION INSPECTORS

Supervisor Schatzman moved to approve the appointment of Margaret Greb and Mary Jean Haslam as Election Inspectors, seconded by Supervisor Flessas, voted on, carried unanimously.

e. AGENT CHANGE

Supervisor Flessas moved to approve the change of agent for Qdoba Mexican Grill Restaurant to Ron Stokes, seconded by Supervisor Schatzman, voted on, carried unanimously

f. CITY OF BROOKFIELD/TOWN FIRE EMS SERVICES AND BOUNDARIES

Supervisor Stroebel asked if anyone had received inquires or a request to schedule a meeting, with regards to the Town's letter that was sent to the City of Brookfield Mayor and Alderpersons concerning Fire/EMS services.

Administrator Czopp said that he received one inquiry to take a tour of the Town's Fire Department and they came and received a tour, other than that he has not heard from anyone.

The Board members said that no one from the City has contacted them.

Chairman Henderson said that this item should be on the agenda for the next Town Board meeting.

g. **BARTENDER LICENSES**

Supervisor Stroebel moved to approve bartender licenses for Steven C. Amann and Thomas A. Maegdlin for Prime Cigars; Byron T. Merriweather for PDQ; Elizabeth Schroeder and Malinda Wersky for Open Pantry; Kathryn Vannucchi and Theresa George for Olive Garden and Todd J. Howard for Qdoba, seconded by Supervisor Shea, voted on, carried unanimously

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS

a. **PLAN COMMISSION RECOMMENDATION**

1. **OUTDOOR STORAGE AT 19455 JANACEK COURT**

Supervisor Flessas moved to table the approval of the outdoor storage at Quality Rack and Equipment at 19455 Janacek Court until they have received approval from the Architectural Control Committee, seconded by Supervisor Shea, voted on carried unanimously.

VOUCHERS

Supervisor Schatzman moved to approve the vouchers as presented in the amount of \$185,940.32, seconded by Supervisor Shea, voted on, and carried unanimously.

Included in the approved vouchers were: \$25,669.05 to Veolia ES Solid Waste for refuse/recycling and yard waste services; \$13,002.00 to Butterfield Trucking Inc for salt and sand mixture; \$7,762.00 to Waukesha County Treasurer for Shared dispatch; \$6,467.25 to Cramer, Multhauf & Hammes for legal services; \$5,278.00 to Local Government Property for annual property insurance; and numerous refund checks to taxpayers for overpayment of 2006 property taxes.

COMMUNICATIONS AND ANNOUNCEMENTS

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

8. Supervisor Stroebel noted the letter recognizing Sgt Bertram.

CLOSED SESSION 8:08 P.M.

Supervisor Stroebel moved to adjourn into Closed Session according to Section 19.85(1)(e) Wisconsin Statutes for the purpose of negotiation of Town owned land, whenever competitive or bargaining reasons require a closed session, seconded by Supervisor Schatzman, voted on, and carried unanimously.

OPEN SESSION 9:10 P.M.

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

Supervisor Flessas moved to approve the Vacant Land Offer To Purchase from James M. Shafer with the Counter-Offer No 1 by the Seller in the amount of \$2,100,000.00 dated and signed February 6, 2007 (2/6/07), for the Town land west of the Town Hall site, seconded by Supervisor Schatzman, voted on, carried unanimously.

There being no further business Supervisor Stroebel moved to adjourn, seconded by Supervisor Flessas, voted on and carried unanimously. The meeting adjourned at 9:15 p.m.

Respectfully submitted,
Jane F. Carlson, Town Clerk

CORRESPONDENCE
February 6, 2007

1. Focus, January 5 & 22, 2007.
2. Elmbrook Humane Society 4th Qtr 2006 report.
3. Waukesha County Recycling 4th Qtr 2006 report.
4. Minutes WCCC Paramedic Services meeting 11-15-06.
5. The Wisconsin Taxpayer, December 2006.
6. Grota Appraisals, Jan 2007 newsletter.
7. Ruckert/Mielke Winter 2007 Solutions newsletter.
8. Accommodation letter for Sergeant Bertram from Hayes & Rothstein.
9. Letter to City of Brookfield regarding intermunicipal cooperation fire/paramedic services.

February 2, 2007

MEETING NOTICES

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

TUESDAY, FEBRUARY 6, 2007

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.
 - a. Approve contract for Water System Study and Modeling.
6. New Business. None.
7. Approval of Vouchers and Checks.
8. Communications and Announcements.
9. Adjournment.

TUESDAY, FEBRUARY 6, 2007

**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
 - a. Update on WCCC and SB17.

6. Old Business: None.
7. New Business:
 - a. Discussion and necessary action regarding the request for a waiver to the dog ordinance regarding the number of dogs allowed.
 - b. Discussion and necessary action regarding solicitation in the Town.
 - c. Reschedule the Annual Meeting from April 10, 2007 to April 17, 2007 at 7:00 p.m. due to Easter/Spring Break.
 - d. Approve Margaret Greb and Mary Jean Haslam as Election Inspectors.
 - e. Approval of Agent change for Qdoba Mexican Grill Restaurant Class B Beer and Class B Liquor License.
 - f. Discuss and take necessary action regarding City of Brookfield/Town of Brookfield Fire EMS Services and boundaries.
 - g. Approve bartender licenses.
8. Department, Boards, Committee/Commission Reports/Recommendations:
 - a. Plan Commission Recommendations:
 1. For approval of outdoor storage at Quality Rack and Equipment at 19455 Janacek Court.
9. Approval of Vouchers and Checks.
10. Communications and Announcements.
11. Adjourn into **CLOSED SESSION**, according to Section 19.85(1)(e) Wisconsin Statutes for the purpose of negotiation of Town owned land, whenever competitive or bargaining reasons require a closed session.
12. Adjourn into **OPEN SESSION**, according to Section 19.85(2) Wisconsin Statutes, for any necessary action resulting from the Closed Session and to adjourn the meeting.
13. 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.