

TOWN OF BROOKFIELD
TOWN BOARD
MAY 20, 2008

The regular meeting of the Town Board was held on Tuesday May 20, 2008 in the Erich Gnant Room of the Town Hall, 645 N Janacek Road, Brookfield, WI.

Chairperson Keith Henderson called the meeting to order at 7:06 p.m. with the following people present: Supervisors: John Schatzman, Robert Flessas, Dan Shea and Patrick Stroebel, 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

Chairman Henderson said that on page 8, first paragraph under Action Resulting From Workshop, the second line the word *location* needs to be inserted between evaluate the and of cross-easements. Supervisor Schatzman said that on page 2 (b) the word Refund is misspelled.

Supervisor Shea moved to dispense with the reading of the minutes of the May 6, 2008 Town Board meeting and approve them as corrected seconded by Supervisor Stroebel, voted on, carried unanimously.

PUBLIC COMMENT

Tom Glennon, 4715 Catherine Court, commented on a Town Board agenda item 6(a) regarding the continuing grading situation with the dirt bike track west of their property. The last few weeks there has been a lot of activity with removal of soil and re-landscaping resulting in a significant amount of changes and approximately a fifty percent increase in the track surface area. He has made several calls to the owner of the property asking him to limit the noise and there has been no change in behavior.

Dave Goss, 4690 Catherine Court, commented on the Town Board agenda item 6(a) stating that he agrees with Mr. Glennon and that the residents of the Catherine Court area should not have to put up with the dust and noise created from the dirt bike track.

Tom Wiederstein, 4755 Catherine Court commented on the Town Board agenda item 6(a) said that he concurs with the noise and dust problems especially with the dust that is being created they can not have their windows open.

Elaine Goss, 4690 Catherine Court, commented on the Town Board agenda item 6(a) said that they were outside most of the day the noise from the bikes is unbelievable it is a growl and ping that is tremendous and they are across the way approximately a city block away.

Rachel Glennon 4715 Catherine Court commented on the Town Board agenda item 6(a) and said that if it wasn't for their house blocking the sound the rest of the neighborhood would be here.

Susan Wiederstein, 4755 Catherine Court commented on the Town Board agenda item 6(a) said that the noise is continual and last week at 10:45 p.m. someone was out with a backhoe moving dirt with head lights on the property. It is very frustrating the dust is terrible and the noise does not stop.

Mr. Goss commented on a non-agenda item regarding the property behind him having an erosion barrier that is falling down, depositing of items and general property maintenance problems that he feels are degrading his property.

OLD BUSINESS

a. APPOINTMENTS FOR ENGINEER, COMMITTEES, COMMISSIONS AND BOARDS

Chairperson Henderson's moved to approve appointment of Eric Halbur to Architectural Control Committee, Jere Jelinek to Board of Review, Leo Talsky (5 year) and Mike Maxwell (1 year) to Police & Fire Commission and Dean Pearson and Dick Thompson to Board of Appeal, seconded by Supervisor Flessas, voted on, carried unanimously.

b. GAZEBO BID

Supervisor Flessas moved to approve the bid from HomePlace Structures of \$13,564.00 for the Gazebo at Marx Park and the concrete pad bid of \$2,700.00 from Ray Galinski Construction, subject to review of the location to meet set back requirements from wetlands and waterways, seconded by Supervisor Shea, voted on, carried unanimously.

Supervisor Stroebel asked that the neighbors be contacted to make sure they do not have any concerns that need to be addressed.

c. REFUND HOLDING TANK DEPOSITS

Supervisor Flessas moved to approve refunding the Holding Tank deposits for Keith G. Schuelke, Paul Kolaga, Ronald Weisflog, Ken Chmielewski and Brian Shecterle, subject to the Clerk verifying that they have not been paid. The motion was seconded by Supervisor Schatzman, voted on, carried unanimously.

NEW BUSINESS

a. LOUD NOISE AND PUBLIC NUISANCE ORDINANCES

Supervisor Flessas moved to direct the Town Attorney to draft an ordinance that prohibits the operation of off road vehicles on private property, seconded by Supervisor Schatzman, voted on, and carried unanimously

b. WE ENERGIES EASEMENT

Supervisor Flessas moved to approve We Engeries Distribution Easement on the south side of the Town property subject to the Building Inspector's review that it does not interfere with future use by the Town, seconded by Supervisor Shea, voted on, carried unanimously

C. BARTENDER LICENSES None.

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS None.

VOUCHERS

Supervisor Schatzman moved to approve the vouchers as presented in the amount of \$59,422.19, seconded by Supervisor Stroebel, voted on, and carried unanimously.

Included in the approved vouchers were: two checks for \$11,938.02 to von Briesen & Roper, S.C. for legal fees; \$8,776.97 to Scott Oil/Heating Co for vehicle fuel.

COMMUNICATIONS AND ANNOUNCEMENTS

Chairman Henderson noted item number 5.

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

There being no further business Supervisor Flessas moved to adjourn, seconded by Supervisor Schatzman, voted on and carried unanimously. The meeting adjourned at 8:00 p.m.

Respectfully submitted,
Jane F. Carlson, Town Clerk

CORRESPONDENCE

May 20, 2008

1. "Focus", Apr. 29, 2008
2. Update from Brookfield Chamber rep, Gloria Albrecht.
3. Police & Fire Commission Minutes Mar 12, Apr 9, 11, 14, & 16, 2008
4. Waukesha County Recycling report 1st Qtr 2008.
5. Wis DOT Bluemound rd Newsletter.
6. MHA invitational Oct 28, 2008.
7. "Close to Home", May 2008.
8. "Municipal News" April 2008.
9. Brookfield Regency "Registry" May-July 2008.

May 16, 2008

MEETING NOTICES

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

TUESDAY, MAY 20, 2008

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. Update on the Compliance Maintenance Annual Report and approval of resolution submitted by District Superintendent.
7. Approval of Vouchers and Checks.
8. Communications and Announcements.
9. Adjournment.

TUESDAY, MAY 20, 2008

**IMMEDIATELY
FOLLOWING THE
SANITARY DISTRICT NO
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. Recommendation and approval for appointments to the Town Committees, Commissions and Boards.
 - b. Award bid for purchase of a gazebo building at Marx Park.
 - c. Refund of Holding Tank Deposit for seven properties that annexed into City of Brookfield.
6. New Business:
 - a. Discussion and necessary action regarding request to change Ordinance 9.05 Loud and Unnecessary Noise and Ordinance 10.01 Public Nuisance.
 - b. Discussion and necessary action regarding We Energies Distribution Easement Gas – W.E. Area.
 - c. Approve bartender licenses.
7. Department, Boards, Committee/Commission Reports/Recommendations: None.
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.