

TOWN OF BROOKFIELD  
TOWN BOARD  
MAY 5, 2009

The regular meeting of the Town Board was held on Tuesday May 5, 2009 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, Kevin Van Kirk, Dan Shea and Patrick Stroebel, Attorney James Hammes, Building Inspector Gary Lake and the Town Clerk Jane Carlson to record the minutes.

APPROVAL OF AGENDA

Supervisor Schatzman moved to approve the agenda as presented, seconded by Supervisor Van Kirk, voted on, and carried unanimously.

APPROVAL OF MINUTES

Supervisor Shea moved to dispense with the reading of the minutes of the April 8, 2009 Town Board meeting and approve them as presented seconded by Supervisor Stroebel, voted on, carried unanimously.

Supervisor Schatzman moved to dispense with the reading of the minutes of the April 21, 2009 Town Board meeting and approve them as presented seconded by Supervisor Shea, voted on, carried unanimously.

PUBLIC COMMENT           None.

CHAIRMAN'S REPORT

a.     UPDATE ON WCCC MEETING

Chairman Henderson reported that at the meeting a report was given out regarding the County jail. It highlights that despite the additional space with the expansion the jail is at capacity three years after opening. What they would like all the municipalities in the county to do is not send people to the jail so they can stay within the capacity threshold.

Clerk Carlson explained that the Town does not send many people to jail but, what does happen is if someone does not pay a citation they have the option of going to jail and staying a certain period of time to pay off a forfeiture.

Supervisor Van Kirk said that there is no other alternative if the Town is going to do the task of upholding the law. In some cases that that means someone needs to be sent to the county jail or they choose to go there on their own. If it becomes a capacity issue they need to correct it by either creating a new facility and/or larger facility, or get legislation passed that decreases the amount of people who are mandated to be sent there.

Chairman Henderson also reported that the 2010 Census count day is April 1, 2010 and that the person in charge of the census for Waukesha County is Frank Lamm.

Inspector Lake said that Mr. Lamm has requested that the Town support a Complete Count effort that could involve a committee that use resources provided by the Census Bureau to ensure accurate counts. The Town did undertake efforts to assist people with completing census documents last time. He would like the Town to adopt a resolution or

proclamation supporting the complete count effort. If anyone knows of someone that would like to work on a complete count committee let him know.

Chairman Henderson said that the Town Tidings will have something in it beginning with this issue and each time into the spring issue next year.

Supervisor Shea said that they have started coming around his neighborhood not gathering information but informing people that the census will be taken.

OLD BUSINESS      None.

NEW BUSINESS

a.      **ANNUAL APPOINTMENTS**

Supervisor Schatzman moved to approve the recommendation of Chairman Henderson for the following annual appointments

Attorney:	Cramer, Multhauf & Hammes L.L.P.;
Auditor:	Virchow, Krause & Co. L.L.P.;
Financial Institutions:	State of Wisconsin Local government Investment Pool, M & I Bank; Associated Bank, Waterstone Bank, Westbury Bank, Johnson Bank, Foundation Bank, Waukesha State Bank, Equitable Bank and Chase Bank.
Newspaper:	The Freeman

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

b.      **REVIEW OF ALCOHOL SERVICE AREA FOR MAJESTIC COMPLEX**

Clerk Carlson reported that she has talked with the Police Chief and there have been no problems.

Supervisor Schatzman said that he had requested to have the Police Chief put together a report on the police calls for the last 12 months.

Clerk Carlson said that she would look into getting him something.

A representative of Marcus said that to his knowledge they have not had any incidents inside or outside of the facility with relationship to the service of alcohol. He said that he can not say that here have not been some police calls for other incidents. They do have security on the premise that patrols the parking lot and within the facility in the evenings. The expansion of the license has allowed them to offer additional services to the guest. One of the programs they participate in is live simulcast of the Metropolitan Opera on Saturday afternoon and replays in the evening and can offer some beer and wine to patrons that like to watch the opera but can not go to New York. He said that the Marcus reputation and name is covenanted and a concern to them so having incidents related to alcohol is not worth it to them. They are stricter than the state law, which permits the service of alcohol to minors that are accompanied by a parent or legal guardian, however, the Marcus Corporation does not permit that.

Attorney Hammes said that there is no need for action this was to come for review so that if there were any issues they could be address before the renewal.

- c. COUNTYWIDE MUTUAL AID AGREEMENT  
Supervisor Van Kirk moved to table the Countywide Mutual Aid Agreement for the Town Attorney to clarify, and have ease of understanding when this agreement would be invoked, seconded by Supervisor Schatzman, voted on, carried unanimously
- d. RESOLUTION OPPOSING CHANGES TO PREVAILING WAGE LAW  
Supervisor Stroebel moved to approve a Resolution Opposing Proposed Changes to Wisconsin Prevailing Wage Law, seconded by Supervisor Shea, voted on, carried unanimously
- e. APPOINT ELECTION INSPECTORS  
Supervisor Stroebel moved to appoint Ruth Rehfeld and Dora Jane Wurzel as Election Inspectors, seconded by Supervisor Schatzman, voted on, carried unanimously
- f. PICNIC PERMIT  
Supervisor Stroebel moved to approve a picnic permit for Diane Zavadil (Kilbey Family Reunion), on Saturday, July 25, 2009 from 10:00 a.m. until 8:00 p.m. at Marx Park, seconded by Supervisor Van Kirk, voted on, carried unanimously
- g. BARTENDER LICENSES None.

DEPARTMENT, BOARDS, COMMITTEE/COMMISSIONS RECOMMENDATIONS None.

VOUCHERS

Supervisor Stroebel moved to approve the vouchers as presented in the amount of \$433,407.20, seconded by Supervisor Shea, voted on, and carried unanimously.

Included in the approved vouchers were: 250,000.00 to Johnson Bank for a 6 month CD; \$28,118.54 to Veolia ES Solid Waste for recycling, refuse and yard waste collection; \$25,537.00 to Ewald-Hartford for police vehicle; \$21, 293.91 to Brookfield Convention and Visitors Bureau for 1<sup>st</sup> qtr room tax; \$21,384.36 to Strand Associates, Inc for engineering services; and \$5,358.25 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.

Chairman Henderson said that Board should contact their senator and representative regarding the possible new garbage tax.

There being no further business Supervisor Van Kirk moved to adjourn, seconded by Supervisor Schatzman, voted on and carried unanimously. The meeting adjourned at 7:58 p.m.

Respectfully submitted,  
Jane F. Carlson, Town Clerk

**CORRESPONDENCE**

**May 5, 2009**

1. "Focus", No. 6, 4/13/2009.
2. Note from John Moretti regarding Police Department.
3. Letter from Time Warner regarding Government Affairs Dept.
4. Letter from Time Warner regarding free HBO & Cinemax preview.
5. Public Service Commission Strategic Energy Assessment report.
6. Update from Gloria Albrecht, Brookfield Chamber rep.
7. Property maintenance letters.
8. Newsletter from Congressman Jim Sensenbrenner.
9. Wisconsin Towns Assn agenda Wednesday, April 22, 2009.
10. UW Extension Local government center 2009 Workshops.
11. Wisconsin Towns Assn prevailing wage law changes in state budget.
12. Letter from Gov Doyle regarding Digital Recording of Custodial Interrogations grant.
13. Letter from Time Warner regarding channel changes.
14. SEWRPC Public transit-human services transportation coordination plan.
15. SEWRPC'S endorsement of Wis Urban Nonpoint Source & Stormwater Construction grant.
16. Waukesha County Recycling program disbursement.
17. Letter from Forest Walk regarding new condo development.
18. Letter to City of Brookfield regarding development of Wisconsin Ave.
19. Request of use of the Town meeting room for a press conference for Ride-the-Train week.
20. Waukesha County Drug free day conference, May 21, 2009 .
21. Letter from Time Warner regarding new channels.
22. "Crossroads" Spring 2009.
23. "The Wisconsin Taxpayer" March 2009.
24. Waukesha County Parks & Land Use Conditional Use for Poplar Creek.

May 1, 2009

**MEETING NOTICES**

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

**TUESDAY, MAY 5, 2009**

**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. Confirm designation of bank depositories.
7. Approval of Vouchers and Checks.
8. Communications and Announcements.
9. Adjournment.

**TUESDAY, MAY 5, 2009**

**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. Chairman's Report
  - a. Update on WCCC Meeting..
6. Old Business: None.
7. New Business:

- a. Recommendation and approval for annual appointments.
  - b. Review of alcohol service area for the Majestic Complex per the August 5, 2008 approval.
  - c. Discussion and necessary action regarding the Countywide Mutual Aid Agreement
  - d. Discussion and necessary action regarding a Resolution Opposing Proposed Changes to Wisconsin Prevailing Wage Law.
  - e. Appoint Ruth Rehfeld and Dora Jane Wurzel as Election Inspectors.
  - f. Approval of Picnic Permit for Marx Park on Saturday, July 25, 2009 for Diane Zavadil (Kilbey Family Reunion) from 10:00 a.m. until 8:00 p.m.
  - g. Approve bartender licenses.
8. Department, Boards, Committee/Commission Reports/Recommendations: None.
  9. Approval of Vouchers and Checks.
  10. Communications and Announcements.
  11. 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.