

PROCEEDINGS OF THE TOWN OF VERNON BOARD OF SUPERVISORS

Thursday, September 6, 2007

6:00 PM

Vernon Town Hall Meeting Room

W249 S8910 Center Drive

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1. CALL TO ORDER. Chairman Brian Paff called the meeting to order.
2. PLEDGE TO FLAG. Town Board recited the Pledge of Allegiance.
3. MOMENT OF SILENCE. Town Board had a moment of silence.
4. ROLL CALL. Chairman Paff, Supervisors Reilly, Tyliniski, Finch, Ludwig, Clerk Gresch, Department of Public Works Director Salentine and Town Engineers Tom Ludwig and Jessica Swan.
5. OPEN MEETING LAW COMPLIANCE CHECK. Chairman Paff asked the Clerk if the agenda was properly noticed. Clerk Gresch stated yes.
6. PUBLIC HEARING. PLEASE TAKE NOTICE that the Town Board of the Town of Vernon, Waukesha County, Wisconsin, will hold a public hearing, to consider and possibly adopt an ordinance regarding the creation of a stormwater utility.

Chairman Paff read the published notice and opened the public hearing at 6:16 p.m. Town Engineers Ludwig and Swan explained what a Stormwater Utility is, why the Town of Vernon is creating it and the yearly Equivalent Residential Unit (ERU) charge that will be a special charge on the tax bills. **Clerk's Note: The Storm Water Utility report is on file in the Clerk's Office and is online at the Town's website.** Engineer Ludwig stated Attorney Macy has reviewed the ordinance and his comments have been incorporated.

**PUBLIC COMMENTS:**

**Phil Mainwaring, Guthrie Drive**, asked what the difference in pricing between non-residential and residential. Engineer Swan said the residential are given one ERU and the non-residential has multiple ERU charges. She stated if it's undeveloped, there is no charge. She stated once the building permits are pulled, the owner will be charged one ERU.

Chairman Paff stated there are no further public comments and closed the public hearing at 6:45 p.m.

7. MOTION TO OPEN MEETING TO PUBLIC COMMENTS (Please be advised per Wisconsin Act 123, the Town Board will receive information from the public for a three minute time period, with time extensions per the Chairperson's discretion, per person; be further advised that after the public comments are completed, the Town Board Supervisors may have limited discussion on the information received, however, no action will be taken under public comments.)

**MOTION Supervisor Finch moved to open the meeting to public comments, seconded by Supervisor Ludwig, carried by voice vote.**

**Clerk's Note: There are no public comments.**

**MOTION Supervisor Finch moved to deviate to agenda items #9a – e, seconded by Supervisor Ludwig, carried by voice vote.**

8. REVIEW OF RECENT CORRESPONDENCE.
  - a. E-mail and letter from Town Engineer regarding update on the Edgewood Avenue/Cherry Street landfill.
  - b. Letter from Attorney Macy regarding the Big Bend Vernon Fire Board Polices and Procedures.
  - c. 2008 Population Estimate
  - d. Time Warner Cable Music Choice Channel Lineup.
  - e. Big Bend Vernon Fire Board Financial Statement.

Chairman Paff stated the items on the agenda listed as correspondence are for the Town Board's reading pleasure. He briefly reviewed each item with the Town Board.

9. MISCELLANEOUS MATTERS. The following matters will be discussed and possible action taken by the Town Board:
  - a. Ordinance No. 2007-09, An Ordinance to Create Section 276 of the General Ordinances of the Town of Vernon Regarding the Creation of a Storm Water Utility.

**MOTION Supervisor Tyliniski moved to adopt Ordinance No. 2007-09, An Ordinance to**

**Create Section 276 of the General Ordinances of the Town of Vernon Regarding the Creation of a Storm Water Utility, seconded by Supervisor Finch, carried by voice vote.**

- b. Approval of Storm Water Utility Budget.

Engineer Ludwig stated the budget will be set at \$158,595, which includes monies to be spent in 2008 and monies to pay back the town for monies already spent.

**MOTION Supervisor Finch moved to approve the Storm Water Utility Budget at \$158,595, seconded by Supervisor Tylinski, carried by voice vote.**

- c. Direct that the cost of the stormwater utility be paid from the Stormwater District Fund, with such fund being provided by taxation of property within the District upon the annual estimate of the Town Chair, as recommend by the Town Engineer.

**MOTION Supervisor Ludwig moved to direct that the cost of the stormwater utility be paid from the Stormwater District Fund, with such fund being provided by taxation of property within the District upon the annual estimate of the Town Chair, as recommend by the Town Engineer, to be \$32 per ERU, per year for 2008 and 2009, seconded by Supervisor Tylinski, carried by voice vote.**

- d. Request from Boy Scout Joe Rauenbuehler to complete a Nursery Colony Bat Houses for an Eagle Scout Project.

Boy Scout Joe Rauenbuehler, W242 S10225 Meadow Circle, was present and reviewed his Nursery Colony Bat Houses for an Eagle Scout project with the Town Board. He stated he is looking for guidance on how the Town Board wants him to hang the houses. He stated he would cement the poles five feet into the ground and attach the houses to the poles. He stated he does not have a timeline for installation yet and is waiting to hear back from the DNR. Chairman Paff asked that Boy Scout Rauenbuehler coordinate the project with the DPW Director.

**MOTION Supervisor Finch moved to approve the Request from Boy Scout Joe Rauenbuehler to complete a Nursery Colony Bat Houses for an Eagle Scout Project and place them on Town of Vernon land, seconded by Supervisor Tylinski, carried by voice vote.**

- e. General Use Permit for Grant Turner, on Saturday, September 15, 2007 from 10 a.m. to 8 p.m. at Hackett Field.

Grant Turner, W248S6645 Diane Drive, was present and stated they are requesting to use the park pavilion and to have beer at the birthday party. He stated he would also like to have a port-a-potty dropped off at the pavilion for the party.

**MOTION Supervisor Ludwig moved to approve the General Use Permit for Grant Turner, on Saturday, September 15, 2007 from 10 a.m. to 8 p.m. at Hackett Field, seconded by Supervisor Reilly, carried by voice vote.**

Town Board members recognized the Waukesha County Sheriff's Department Deputy. Supervisor Tylinski stated there is speeding on Maple Avenue and asked if radar or a speed trailer could be set up. The Waukesha County Sheriff's Department Deputy stated he would work on getting a speed trailer set up. The Town Board went back to the agenda to review the Recent Correspondence.

- f. Recommendations from Ordinance Committee:  
i. Chapter 101, Ordinance #2007-10, Address Numbers, Uniform

Supervisor Finch stated the Town of Vernon will be installing uniform address signs so the Police and Fire Department can find everyone's houses. DPW Director Salentine stated the DPW Department will be installing any new construction's address numbers.

**MOTION Supervisor Finch moved to approve the recommendation from the Ordinance Committee, to adopt Ordinance #2007-10, Chapter 101, Address Numbers,**

**Uniform, seconded by Supervisor Tylinski, carried by voice vote.**

- ii. Adopt Resolution No. 2007-08, a Resolution to Establish Certain Fees Regarding 911 Uniform Address Numbers.

**MOTION Supervisor Tylinski moved to approve the recommendation from the Ordinance Committee, to approve Resolution No. 2007-08, a Resolution to Establish Certain Fees Regarding 911 Uniform Address Numbers, seconded by Supervisor Finch, carried by voice vote.**

- g. Resolution #2007-09, A Resolution Creating a Notice Regarding Public Records.

Clerk Gresch stated the resolution needed to be updated to include the Town Hall office hours and to update the board members.

**MOTION Supervisor Tylinski moved to approve Resolution #2007-09, A Resolution Creating a Notice Regarding Public Records, seconded by Supervisor Reilly, carried by voice vote.**

- h. Ordinance No. 2007-11, An Ordinance to Repeal & Recreate Section 125-8 of Chapter 125 of the Code of the Town of Vernon Regarding Adoption of State Regulations – Building Code

**MOTION Supervisor Tylinski moved to adopt Ordinance No. 2007-11, An Ordinance to Repeal & Recreate Section 125-8 of Chapter 125 of the Code of the Town of Vernon Regarding Adoption of State Regulations – Building Code, seconded by Supervisor Ludwig, carried by voice vote.**

- i. Retain special engineering services for Harvest View Subdivision cul-de-sac extension for plan review and construction observation.

**MOTION Supervisor Finch moved to retain special engineering services from Mike Doble from Landcraft Surveying and Engineering for Harvest View Subdivision cul-de-sac extension for plan review and construction observation seconded by Supervisor Tylinski, carried by voice vote.**

- j. Fire Department Policies and Procedures.

Clerk Gresch stated Attorney Macy has not reviewed the document yet and is waiting for the Town Board to direct him to do the same.

**MOTION Supervisor Tylinski moved to direct Town Attorney John Macy to review the Fire Department Policies and Procedures, seconded by Supervisor Ludwig, motion failed for lack of voice vote.**

**MOTION Supervisor Finch moved to table the Fire Department Polices & Procedures until the Town Clerk finds out if the Town of Vernon and Village of Big Bend can share the cost of the attorney reviews of the same, seconded by Supervisor Reilly, carried by voice vote.**

- k. Ditch work from W250 S8875 Center Drive to W250 S8975 Center Drive.

**MOTION Supervisor Finch moved to table the ditch work from W250 S8875 Center Drive to W250 S8975 Center Drive to the September 20, 2007 Town Board agenda, seconded by Supervisor Ludwig, carried by voice vote.**

- l. Update on Elected Official's NIMS Training.

Chairman Paff stated everyone has received their NIMS training. Clerk Gresch stated she has been going to additional training with the Fire Chief on the Emergency Operations Center.

- m. Memo from Big Bend Vernon Fire Board President Marilyn Gauger regarding changes to Chapter 27 – Fire Department of the Town of Vernon Code.

Big Bend Vernon Fire Board President Marilyn Gauger was present and reviewed the changes with the Town Board. The ordinance will be adopted at the Joint Meeting on September 17, 2007. Big Bend Vernon Fire Board President Gauger asked the Town Board to consider the funds that are returned to the Town of Vernon are placed in a Capital Equipment Fund for future funding of Fire Department equipment. Town Board members stated they are ok with the changes.

n. Notification of Town of Vernon Union Contract Negotiations.

Clerk Gresch stated Town of Vernon Union Contract Negotiations will be started. Clerk Gresch stated a letter to the union has been sent notifying them that we would like to start talks. The Union Contract Negotiation Committee will meet on September 13.

o. Cingular Cell Tower Lease Agreement.

Chairman Paff updated the Town Board on the Cingular Cell Tower Lease Agreement settlement proposal. Chairman Paff asked the Town Board for their consensus. Town Board members stated they are ok with the newest settlement proposal.

10. ANNOUNCEMENTS. The following individuals will be given the opportunity to make announcements at the meeting in regards to activities they have undertaken since the last meeting on behalf of the Town, future activities and citizen contacts. It is not contemplated that these matters will be discussed or acted on but referrals to the appropriate committees and/or individuals will be made.

- a. Town Board, Department of Public Works Director, Town Clerk, Town Treasurer and Building Inspector.
  - Supervisor Reilly stated he has no announcements.
  - Supervisor Tyliniski stated he visited the property owner that had a dog complaint filed against him. He stated a letter will be sent out from the Town Clerk about the complaint and that any further complaints will warrant in citations issued by the Waukesha County Sheriff's Department. Supervisor Tyliniski stated Treasurer Kumershek will be keeping a list of people that have not licensed their dogs after letters have been sent to them. Also mentioned again the speeding on Maple Avenue.
  - Supervisor Finch stated he has no announcements.
  - Supervisor Ludwig stated he received a phone call from a resident about ditch work on Sunset View Drive. DPW Director Salentine stated it is being watched daily and will be marked when it dries up.
  - Chairman Paff stated he has no announcements.
  - Department of Public Works Director Salentine stated ditch work is ongoing. Shoulder work is being finished and fall mowing started. Out last park worker is leaving next Friday. Still looking for part time worker through October, \$8.61 per hour, Monday through Friday, 7:00 a.m. to 3:30 p.m.
  - Clerk Gresch stated the Fall Newsletter was mailed out yesterday and should be in everyone's mail boxes by the weekend. Also, the electronic newsletter was emailed the same day the newsletter was given to the printer, which was about two weeks ago. Also, there is an insert in the newsletter to sign up for absentee ballots for all 2008 elections. The insert is two sided and can be used for two applications. She also stated building plans are available for pickup during Town Hall office hours and to check the website to see if you have plans available for pickup.

11. REPORTS. Information on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

- a. Building Inspection-Monthly Building Inspection Report (if applicable)
  - Chairman Paff stated the report will be available at the next meeting.
- b. D.P.W. Committee
  - Department of Public Works Director Salentine stated the committee is working on the park gates, discussed and approved to bring to the Town Board to build an addition on the Town Hall

to store equipment. The committee meets next on Monday, September 17, 2007 at 5:00 p.m. He also stated John Drive has the first lift on the road and it will be that way for one year.

- c. Fire Department
  - No report.
- d. Ordinance Committee
  - Supervisor Finch stated the committee is working on ATV/Dirt bike riding and firearms. He stated a representative from the DNR was present and they made minor changes to the firearms ordinance. They are also looking at resolving the ATV/Dirt bike issue at the next meeting. The committee meets next on Tuesday, September 18, 2007 at 4:00 p.m. to 5:30 p.m.
- e. Park & Recreation Committee
  - No report.
- f. Plan Commission
  - Chairman Paff reviewed the last Plan Commission agenda with the Town Board. He stated the Plan Commission meets next on September 27, 2007 at 6:30 p.m.
- g. Public Health & Safety
  - Supervisor Tylinski stated they did not meet last month. The committee meets next on Monday, September 25, 2007.
- h. School Board
  - Supervisor Reilly reviewed his school board report with the Town Board. **Clerk's Note: The report is attached to the minutes.**
- i. SE WI Fox River Commission
  - Chairman Paff stated the minutes of the last meeting are in the packet.
- j. Treasurer's Monthly Report
  - No report.
- k. Village of Big Bend Agendas & Minutes
  - Chairman Paff stated he reviewed them and saw they have a fire suppression contract with Harvest View Subdivision.
- l. Village of Mukwonago Agendas & Minutes
  - Supervisor Finch stated he reviewed them and could not find anything that related to the Town of Vernon.
- m. Big Bend Vernon Fire Board Agendas & Minutes
  - Chairman Paff stated he attended the last Fire Board meeting and worked with them on the budget.
- n. Big Bend Vernon Fire Commission Agendas & Minutes
  - Chairman Paff stated he has no report.
- o. County Board Supervisor(s)
  - No report.

## 12. FINANCES.

- a. Motion to approve Accounts Payable.

**MOTION** Supervisor Finch moved to approve the Accounts Payable in the amount of \$50,840.84, seconded by Supervisor Ludwig, carried by voice vote.

- b. Motion to recognize Manual Checks.

**MOTION** Supervisor Tylinski moved to recognize the Manual Checks in the amount of \$5,000, seconded by Supervisor Ludwig, carried by voice vote.

13. MINUTES.

- a. Motion to approve previous minutes.
  - i. August 9, 2007 Town Board

**MOTION** Supervisor Finch moved to approve the August 9, 2007 Town Board minutes as printed, seconded by Supervisor Ludwig, carried by voice vote.

- ii. August 16, 2007 Town Board

**MOTION** Supervisor Tylinski moved to approve the August 16, 2007 Town Board minutes as printed, seconded by Supervisor Ludwig, carried by voice vote.

- iii. August 30, 2007 Town Board (Budget Workshop)

**MOTION** Supervisor Finch moved to approve the August 30, 2007 Town Board Budget Workshop minutes as printed, seconded by Supervisor Tylinski, carried by voice vote.

14. MOTION TO OPEN MEETING TO PUBLIC COMMENTS (Please be advised per Wisconsin Act 123, the Town Board will receive information from the public for a three minute time period, with time extensions per the Chairperson's discretion, per person; be further advised that after the public comments are completed, the Town Board Supervisors may have limited discussion on the information received, however, no action will be taken under public comments.)

**MOTION** Supervisor Tylinski moved to open the meeting to public comments, seconded by Supervisor Ludwig, carried by voice vote.

**Phil Mainwaring, Guthrie Road**, thanked the Town Board for appointing him to the Union Contract Negotiating Committee. He stated he has been a member of a union for 36 years, was a union steward and is very active in the union. He asked if the Village of Big Bend has adopted the 911 Uniform Address numbers ordinance also. Clerk Gresch stated they are working on it. Chairman Paff stated it was on their agenda tonight.

15. MOTION FOR ADJOURNMENT.

**MOTION** Supervisor Tylinski moved to adjourn, seconded by Supervisor Ludwig, carried by voice vote.

**Meeting adjourned at 8:15 p.m.**

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Gina C. Gresch, CMC / WCMC  
Town of Vernon Clerk  
Waukesha County

APPROVED:

As printed ( )  
With amendments ( )

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Brian Paff, Chairman

Date: \_\_\_\_\_

Supervisor Reilly's School Board Report  
for the September 6, 2007  
Vernon Town Board Meeting

I was out of town on the evening that the MSB's Finance Committee met, so Mr. Thomas Bird covered that meeting for the town, and I like to publicly thank him for his detailed notes.

The Building, Ground's, and Transportation Committee Chairman reported that the committee:

- (a) recommended for approval to the Board a request by representatives of the Village of Mukwonago's Library that the Mukwonago School District lift a deed restriction that they have on land in the vicinity of the present library because that committee is considering possibly expanding that facility.
- (b) gave direction and guidance to a private group that wishes to construct, at no cost to the school district, two baseball dugouts for the baseball field.
- (c) should have a full plan of the future athletic field improvements in its hands by their September meeting and that damaged boards in the current bleachers were being replaced.
- (c) discussed the timeline for the completion of the roof work at Mukwonago High School and Park View Middle School

The Finance Committee, also, discussed the cost and installation of a new telephone system at the district offices. The planning continues, and the guiding rule seems to be to seek the best technology at the least cost while seeking what is needed rather than being driven by what is wanted.

The Finance Committee is very aware of how important it is to strive to keep health care costs down by seeking reasonable alternatives when possible: for instance, like joining insurance co-operatives if that will bring about the desired affect.

The regular School Board Meeting, which I attended, was held on Monday, August 27.

In my opinion, the major revelation that evening was the explanation by three state legislators that the main reason why the state budget hasn't been finalized was that the matter of universal health care was still in play. It isn't expected to materialize because its cost is prohibitively expensive. It could, according to one state legislator, cost more than the State of Wisconsin presently collects in tax revenue in the course of a year.

Thus, we have an explanation why we can't finalize our local school budget, but can only estimate one at this time. State Sen. Mary Lazich stated that we may not have a state budget until just before Thanksgiving.

Another on going topic is the matter of naming rights for schools. For years, I believe, our schools were named solely by location. This is changing. If money becomes a factor in the equation for naming rights to any aspect of a school facility, safeguards that are drafted with simplicity and clarity need to be adopted and employed in order to avoid any missteps.

