

PROCEEDINGS OF THE TOWN OF VERNON BOARD OF SUPERVISORS

Thursday, April 2, 2009

6:30 PM

Vernon Town Hall Meeting Room

W249 S8910 Center Drive

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, Fortner, Finch, Ludwig, Clerk Salentine, Department of Public Works Director Salentine.
5. OPEN MEETING LAW COMPLIANCE CHECK. Chairman Paff asked the Clerk if the agenda was properly noticed. Clerk Salentine stated the Town of Vernon is in compliance pursuant to the open meetings law requirement.
6. 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.)

Chairman Paff stated please address all of your comments to the Town Board as a body. In all likelihood questions directed to a specific supervisor or staff person will be deemed out of order by the Town Chair. As to whether a question will be answered will be determined by the Town Chair if addressed to the body or, if addressed to an individual, by that individual. No response will be made; however, until after the individual has finished his or her comments and returned to their seat. Please present all comments, questions, or concerns in a respectful, professional manner.

MOTION Supervisor Finch moved to open the meeting to public comments, seconded by Supervisor Reilly, motion carried.

No public Comments.

Chairman Paff asked the board to deviate to line item #8a and continue through the miscellaneous items and back to line item #7.

7. REVIEW OF RECENT CORRESPONDENCE.
 - a. Letter from Attorney John Macy regarding 30th Annual Wisconsin Town Lawyers Conference.
 - b. Letter from Town of Somers regarding Governor Doyle's "Biennial State Budget."
 - c. Letter from the Department of Transportation regarding Rideshare Matching Goes Statewide.
 - d. Letter from the Department of Natural Resources regarding the 2009 Recycling Grant to Responsible Units.
 - e. Letter from the Department of Natural Resources regarding the Municipal Discharge Permit Completion of MS4 Mapping Requirement.

Recycling Grant monies received in 2008 was \$35,434.33 and 2007 was \$28,022.93

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.

8. MISCELLANEOUS MATTERS. The following matters will be discussed and possible action taken by the Town Board:
 - a. Final Approval of 2009 Spring Newsletter.

MOTION Supervisor Finch moved to approve the 2009 Spring Newsletter subject to the corrections and election results information to be added, seconded by Supervisor Reilly, motion carried.

- b. Possible Formation of a Citizen's Group to Interview Citizens' who have Annexed out of the Town of Vernon.

Patti Zimmermann, W237S6815 Fernwood Dr, reviewed with the Board the possibility to form Citizen's Group to interview citizens' who have annexed out of the Town of Vernon. Any residents interested should contact Patti Zimmermann at pattizimmermann@wi.rr.com or 262-662-0457 or they may call the Clerk's office.

Chairman Paff reviewed to the board the meaning of the group and it is not a committee just for informational gathering. Supervisor Reilly stated a list of questions should be given to the Board for review by the Town Attorney. He stated would also like the issue run by the insurance company as well. The Board and Patti Zimmermann discussed the issue.

- c. Recommendation from the Ordinance Committee to Adopt Ordinance #2009-04 an Ordinance to Repeal and Recreate Section 290-3(a), Entitled "Forty-Five Miles per Hour", and Section 290-3 (d), Entitled "Twenty-Five Miles per Hour" of Chapter 290, "Vehicles and Traffic", of the Code of the Town of Vernon.

DPW Director Salentine reviewed with the process of how the ordinance has been updated.

MOTION Supervisor Fortner moved to adopt Ordinance #2009-04 an Ordinance to Repeal and Recreate Section 290-3(a), Entitled "Forty-Five Miles per Hour", and Section 290-3 (d), Entitled "Twenty-Five Miles per Hour" of Chapter 290, "Vehicles and Traffic", of the Code of the Town of Vernon as printed, seconded by Supervisor Reilly, motion carried.

- d. Recommendation from the Ordinance Committee to Adopt Ordinance #2009-05 an Ordinance Creating Section 244-2.5 of the Municipal Code of the Town of Vernon Relating to Prohibiting Possession, Manufacture, Delivery and Advertisement of Drug Paraphernalia.

Supervisor Finch reviewed with the Board the background on how the ordinance came to be the committee. The ordinance and fee schedule was given to Attorney Macy for review. The board agreed to bring this item back at a future meeting.

9. **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 thanked everyone for there public service and thanked Supervisor Fortner for his time served on the Board. He encouraged everyone to research the candidates and vote.
 - Supervisor Fortner thanked everyone on the Board and stated he enjoyed his time filling in on the Board. Supervisor Fortner encouraged the residents to vote and suggested contacting the candidates to question them on the issues they are concerned about. Supervisor Fortner also encouraged the residents to pay close attention to what goes on in the Town and to speak up if they have concerns.
 - Supervisor Finch thanked everyone on the Board, Clerk Salentine, DPW Director Salentine and Weed Commissioner Tom Krishan.
 - Supervisor Ludwig thanked everyone on the Board. He encouraged the public to get involved in their local government.
 - Chairman Paff stated this is his last meeting and he has enjoyed his time as Chairman. He thanked everyone on the Board and thanked Carl Fortner for his time served on the Board. Chairman Paff thanked Clerk Salentine, DPW Director

Salentine and all of his supporters.

- Department of Public Works Director Salentine stated brush pick up will begin on May 4th on Center Drive and east of Center Drive. Pick up for everyone west of Center Drive will begin on May 18th. He stated the Highway Department will be starting crack fill and getting the Parks setup for use the following weekend. Director Salentine stated the road program came in under budget and the department had just purchased a new bobcat w/trailer, also under budget. He thanked Carl Fortner and Chairman Paff for their service to the Town.
- Clerk Salentine stated absentee requests through the mail has ended today and anyone who would like to absentee vote would need to come in to the Clerk's Office during office hours and the last day to vote absentee is Monday April 6th at 5:00 pm. The poll hours for the April 7th election are 7:00 am – 8:00 pm. She encouraged everyone to come out and vote. She stated the results for the election will be aired on TMJ – 4 and placed on the Town's website the night of the election, once all totals are entered.

Clerk Salentine thanked Deputy Meghan Mellor for the wonderful work on the newsletter. She stated it looks great and she was able to accommodate to everyone's request even the last minute ones. She also thanked Chairman Brian Paff and Supervisor Carl Fortner for his time.

10. **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 this will be at the next meeting.
- b. D.P.W. Committee
 - Department of Public Works Director Salentine stated the committee met and discussed the possible use of adding brine to the salt used for the roadways and vehicle maintenance. The committee meets next on April 20, 2009 at 5:00 p.m.
- c. Fire Department
 - No report.
- d. Ordinance Committee
 - Supervisor Finch stated the items the committee last discussed were on the agenda and the committee will possibly discuss outdoor wood burning fireplaces at the next meeting, date to be determined.
- e. Park & Recreation Committee
 - Supervisor Ludwig stated the committee met on March 18 and discussed sign ups and the 2008 budget. The committee meets next on April 14, 2009.
- f. Plan Commission
 - Chairman Paff stated the last meeting was regarding the Waynz World property and the Painter's Union. He stated the Painter's Union was approved with conditions.
- g. Public Health & Safety Committee
 - No report.
- h. Water Monitoring Committee
 - Supervisor Reilly stated thanked Deputy Clerk Mellor for placing the water monitoring committee advertisement in the newsletter. He stated the study is still in need of volunteers. The Board discussed placing a large map with the open sections highlighted in the Town Hall and Fire Station for residents to view during the election.

- i. School Board
 - Supervisor Reilly reviewed his school board report with the Town Board. He stated in the projected budget there may be an eight percent (8%) tax increase in the levy. He stated the school is not signing to a K-4 program at this present time. The second draw has been taken and being conservative on what they are purchasing.
- j. SE WI Fox River Commission
 - No report
- k. Treasurer's Monthly Report
 - No report.
- l. Village of Big Bend Agendas & Minutes
 - Chairman Paff stated the Village of Big Bend has the Bahl/Deluca annexation on their agenda and it looks like this will be approved. Fortner stated the Board can look into seeing if this annexation is legal or illegal. He stated they are discussing swapping land with the County for location of waste water treatment plan.
- m. Village of Mukwonago Agendas & Minutes
 - Supervisor Finch stated no report.
- n. Big Bend Vernon Fire Board Agendas & Minutes
 - Chairman Paff stated in the packet for their review.
- o. Big Bend Vernon Fire Commission Agendas & Minutes
 - Chairman Paff stated in the packet for their review.
- p. County Board Supervisor(s)
 - No report.

11. FINANCES.

- a. Motion to approve Accounts Payable.

MOTION Supervisor Finch moved to approve the Accounts Payable in the amount of \$44,133.45, seconded by Supervisor Ludwig, motion carried.

- b. Motion to recognize Financial Statements.
 - i. December 2008
 - ii. January 2009
 - iii. February 2009

The board discussed the financials.

MOTION Supervisor Ludwig moved to recognize the December 2008, January 2009 and February 2009 Financial Statements, seconded by Supervisor Finch, motion carried.

12. MINUTES.

- a. Motion to approve previous minutes.
 - i. None

13. MOTION TO OPEN MEETING TO PUBLIC COMMENTS (Please be advised per Sections 19.83(2) and 19.84(2) of the Wisconsin Statutes, 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 Ludwig moved to open the meeting to public comments, seconded by

Supervisor Finch, motion carried.

Gerald Delopst, owns property in the Town, PO Box 511012, New Berlin, questioned the Board if the owners of the annexed land has to pay the Town 5 years of taxes and the Village taxes. He also asked if the property owner of land that is adjacent to the parties annexed have to be notified. Chairman Paff stated no they do not need to be noticed. Mr. Delopst asked the Board why he was charged for refuse and recycling when the property is unoccupied. Chairman Paff stated the Town has no way of knowing whether a home is or is not occupied. The issue will be placed on a future Town Board agenda.

14. MOTION FOR ADJOURNMENT.

MOTION **Supervisor Finch moved to adjourn, seconded by Supervisor Fortner, motion carried.**

Meeting adjourned at 8:16 p.m.

Meghan Mellor
Town of Vernon Deputy Clerk
Waukesha County

APPROVED:

As printed ()
With amendments ()

Date: _____