

TOWN OF VERNON BOARD OF SUPERVISORS

Thursday, April 16, 2009

6:30 PM

Vernon Town Hall Meeting Room

W249 S8910 Center Drive

1. CALL TO ORDER. Chairman Fred Michalek 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 Michalek, Supervisors Reilly, Bird, Finch, Craig, Clerk Kumershek, Department of Public Works Director Salentine, and Chief Buchholz.
5. OPEN MEETING LAW COMPLIANCE CHECK. Chairman Michalek asked the Clerk if the agenda was properly noticed. Clerk Kumershek 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 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.)

Please address all your comments to the Town Board as a body, any questions to an individual supervisor or staff person will be deemed out of order by the Town Board Chair. As to whether a question will be answered will be determined by the Town Board Chair. No response will be made until that individual has finished his or her comments and returned to their seat. Please present all comments, questions and concerns in a respectful manner.

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

Shirley Goff W250 S9500 Center Drive – Mrs. Goff stated that it was the best annual meeting that she had been to in 37 years.

Bill Perregaux W22789 Skyline Ave – Mr. Perregaux asked if the Bahl property has been annexed to the Village of Big Bend, and also does that include the road? He stated he had concerns about weight limits and speed limits on Big Bend Road.

Heather Siegel 1330 Edwards St. – Mrs. Siegel offered congratulations and wished all the Board well. ***Clerks note: Mrs. Siegels comments are attached to the minutes.***

Vince Siegel 1330 Edwards St – Mr. Siegel Congratulated all elected officials – Mr. Siegel stated the history of the property located at W228S7080 Enterprise Dr. and that the purposes of the land purchase was to build a building to sell fireworks. Mr. Siegel also stated that he has worked with the previous Town Board and would like the chance to discuss his operation with the new Town Board when it is on the agenda.

Peter Bonert W228 S6942 Enterprise Dr. – Mr. Bonert stated that he supports the Siegel's business and also feels business in the area is a good thing.

There were no further public comments.

7. REVIEW OF RECENT CORRESPONDENCE.
 - a. Waukesha Co Community Foundation Spring 2009 Newsletter
 - b. Mukwonago Area School District March 2009 Minutes
 - c. WTA Meeting 3-24-09 & 3-25-09 Minutes
 - d. WTA Meeting 4-22-09 Agenda

Chairman Michalek briefly reviewed each item of correspondence with the Town Board.

8. MISCELLANEOUS MATTERS. The following matters will be discussed and possible action taken by the Town Board:

- a. Approval of the 2009 Road Program.

Department of Public Works Director Salentine reviewed the paving project with the Town Board. There was discussion regarding the contract, insurance, liability, and completion date. Department Public Works Director Salentine stated the Town Board historically has awarded the bid to the lowest bidder. He stated Wolf Paving, Stark Asphalt and Payne and Dolan bid on the 2009 Road Program.

MOTION Supervisor Finch moved to table the 2009 Road Program to the April 30, 2009 Town Board meeting, seconded by Supervisor Bird, motion carried.

- b. Change of Town Board Meeting Start Time.

Chairman Michalek suggested the Town Board meetings start at 7:00 p.m. instead of 6:30 p.m.

MOTION Supervisor Finch moved to change the Town Board meeting start time to 7:00 p.m., seconded by Supervisor Craig, motion carried.

- c. Review All Town of Vernon Committee and Commission Member Appointments and Terms.

Chairman Michalek recommended that there should be a Supervisor on every committee and they should chair the committee. There was discussion regarding all committees and the introduction of a Finance Committee. Chairman Michalek asked the Board to review and make recommendations for all committee assignments.

The Town Board discussed advantages and disadvantages of the Plan Commission to be reconfigured to a five member board.

MOTION Supervisor Bird moved to go from a seven member Plan Commission to five member Plan Commission, seconded by Supervisor Reilly, Discussion, motion failed for lack of voice vote

There was discussion by the Town Board on reconfiguring the Plan Commission to a five member Board.

MOTION Supervisor Reilly moved to reduce the Planning Commission from a seven member board to a five member board with three elected officials, seconded by Supervisor Bird, motion carried.

MOTION Supervisor Reilly moved to amend the motion (to reduce the Planning Commission from a seven member board to a five member board with three elected officials,) for a one year trial basis, seconded by Supervisor Bird, motion carried. Supervisor Finch opposed.

- d. Discussion of Fireworks Sales and Related Activities.

The Town Board discussed the liability issue of sales of Fireworks and related activity.

MOTION Supervisor Finch moved to suspend the rules to hear from Mr. Siegel, seconded by Supervisor Reilly, motion carried.

Vincent Siegel, W228S7880 Enterprise Dr. – Mr. Siegel stated the names of the communities that are selling fireworks. Mr. Siegel also reviewed the history of how his business came to the Town of Vernon.

Chief Buchholtz stated there were limited responses because of firework activity and Mr. Siegel has been up to date with his codes.

Mr. Siegel stated the history of fireworks in the area, and felt that no Town, Village or City has any liability issues.

MOTION Supervisor Reilly moved to cease with sales and related activities of fireworks in the Town of Vernon after the current selling season, with an effective date of August 1, 2009. Motion fails for lack of second.

MOTION Supervisor Reilly move to eliminate class C Fireworks defined in chapter 167.101 with the exception of letter e and i, which are designated as sparklers and caps, but that we eliminate the sale of those specified as f,j,k,l,m, as defined in State Statutes chapter 167.10 Motion fails for lack of second.

MOTION Supervisor Finch moved to table the fireworks issue based on research by The Town Chairman, seconded by Supervisor Craig, motion carried.

- e. Operator License
 - i. Sheila Latona

MOTION Supervisor Finch moved to approve the Operator's License for Sheila Latona, seconded by Supervisor Reilly, motion carried.

- f. Approval of Town Newsletter with new updates

The Town Board discussed the additions and the latest updates to the Town newsletter. Deputy Clerk Mellor stated concerns of disposing of HD TV'S, and Water Monitoring Applications.

MOTION Supervisor Finch moved to reapprove the 2009 Spring/Summer Newsletter with the new updates, seconded by Supervisor Reilly, motion carried.

- 9. ANNOUNCEMENTS. The following individuals will be given the opportunity to make announcements at the meeting in regards to activities undertaken since the previous 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 Craig stated nothing at this time.
- Supervisor Finch thanked all the residents that came to the Town annual meeting it was a great turnout, stated that change is coming, and we need to learn to control the change process.
- Supervisor Bird stated the Town needs good businesses that should be equitable for the homeowner and the business.
- Supervisor Reilly stated nothing at this time.
- Chairman Michalek stated Town of Vernon has a great master plan which has made the annexation issue attractive to other communities. He congratulated everyone that came out to vote in the last election. Waukesha County had a 19 % turnout and Vernon had the highest Town turnout at 32%.
- Department of Public Works Director Salentine welcomed and congratulated the newly elected officials. Department Public Works Salentine announced that

Cody Nass had been hired for summer. Department of Public Works Director Salentine stated that the Fema grant in the amount of \$65,173.81 has been approved. He stated the electric company is doing work in this area and brush pickup is starting on May 4 east of center drive and May 18 west of center drive. Department of Public Works Director Salentine stated the Department of Public Works will have extra wood chips for residents.

- Clerk Kumershek stated nothing at this time.
- Treasurer Porter - nothing at this 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 Michalek stated a hard copy of the report has been provided for your review.
- b. D.P.W. Committee
 - Department of Public Works Director – nothing at this time.
- c. Fire Department
 - Chief Buchholtz reviewed the Fire Department report with the Town Board. He congratulated every Town Board Member. He appreciates the input, questions and feedback from the residents. He stated his door is always open and encouraged the Town Board to take advantage of that.
- d. Ordinance Committee
 - Supervisor Finch stated there was no meeting.
- e. Park & Recreation Committee
 - None
- f. Plan Commission
 - Chairman Michalek stated no report.
- g. Public Health & Safety Committee
 - Supervisor Craig had no report
- h. Water Monitoring Committee
 - Supervisor Bird stated the Water Committee needs 13 more volunteers for water collection testing.
- i. School Board
 - Supervisor Reilly reviewed his School Board report with the Town Board.
Clerk's Note: The report is in the clerk's office and attached to the minutes.
- j. SE WI Fox River Commission
 - Chairman Michalek provided information on the Fox river committee. **Clerk's Note: The report is in the clerk's office and attached to the minutes.**
- k. Treasurer's Monthly Report
 - Treasurer Porter has no report.
- l. Village of Big Bend Agendas & Minutes
 - Chairman Michalek stated the unapproved minutes as of March 17, 2009 were included in the packet.
- m. Village of Mukwonago Agendas & Minutes
 - Supervisor Finch stated there was nothing that pertained to the Town.

- n. Big Bend Vernon Fire Board Agendas & Minutes
 - Chairman Michalek stated no agenda or minutes.
- o. Big Bend Vernon Fire Commission Agendas & Minutes
 - Chairman Michalek stated closed session agenda was included in the packet.

11. FINANCES.

- a. Motion to approve Accounts Payable.
 - i. \$76,281.33

MOTION Supervisor Finch moved to approve the Accounts Payable in the amount of \$76,281.33, seconded by Supervisor Reilly, motion carried.

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

Vincent Siegel – Mr. Siegel asked that there would be proper notice to anyone who is on the agenda.

13. MOTION FOR ADJOURNMENT.

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

Meeting adjourned at 9:57 p.m.

Frederick J. Michalek
Town of Vernon, Chairman
Waukesha County

Marie V. Kumershek
Town of Vernon, Clerk
Waukesha County

APPROVED:

As printed ()
With amendments ()

