

SAUKVILLE PUBLIC HEARING AND TOWN BOARD MEETING
November 21, 1995 7:00 p.m.
Saukville Town Hall 3762 Lakeland Road

MINUTES:

PUBLIC HEARING 7:00 p.m.

The Town of Saukville held a Public Hearing to consider the petition of Robert Roden, 5545 Hwy Y, West Bend, WI to rezone Tax Key #08-022-13-008.00 being part of the Northwest Quarter and the Northeast Quarter of the Southeast Quarter of Section 22, T.11 N., R.21 E., Town of Saukville, Ozaukee County, WI (40.51 acres) from A-2 to A-1. All persons were afforded the opportunity to be heard.

Robert Roden replied that he had settled the dispute from his neighbor on the driveway placement. No other comments were made by the public. Fellenz moved to close the Public Hearing; Opitz seconded; motion carried.

TOWN BOARD MEETING (Immediately following the Public Hearing)

1. Call to Order
2. Pledge of Allegiance
3. Approval of minutes of October 17, 1995 Town Board Meeting
4. Approval of minutes of November 13, 1995 Special Town Board Meeting.
Gute reviewed the minutes of October 17 and November 13. Fellenz moved to approve both sets of minutes; Opitz seconded; motion carried.
5. Accept the resignation of former Town Attorney as of October 24, 1995.
Fellenz moved to accept the resignation; Opitz seconded; motion carried.
6. Discussion/action on new Town Attorney.
Gute reported on the progress of the nominating committee and stated that they had tentatively recommended John L. DeStefanis of the firm Prieve & Meyer, S.C. as the new Town Attorney. As neither Gute nor Opitz could find additional candidates to interview, Gute recommended making a decision at this meeting. Opitz reported that he had talked with friends in Mequon where DeStefanis also serves as city attorney, and they had a good opinion of him as fair and apolitical. Gute moved to approve John L. DeStefanis of the firm Prieve & Meyer, S.C. as the new Town Attorney; Opitz seconded; motion carried unanimously.
7. Discussion/action on Plan Commission's recommendations on land divisions:
 - A. Seidel land division
 - B. Fransee land divisionGute moved to approve both land divisions; Fellenz seconded; motion carried.
8. Discussion/action on Roden rezoning.
Gute moved to accept the rezoning request; Opitz seconded; motion carried. Gute also moved to accept the concomitant land division; Fellenz seconded; motion carried.
9. Building Inspectors Report- John Derler
 - A. Building Permits
Derler reported that Arnold Miller inspected the new home which Derler's firm was building and that Joe Covert had begun construction on a new home. John Susen on Meadowlark had applied for a fireplace permit; and Robert Fechter had applied for a loading dock. He reported that 14 new homes had been started this year to date versus 19 last year. He questioned home businesses and the Board stated that this was permissible under zoning ordinances.
 - B. Discussion/action on extension of Joe Covert's trailer permit.
Sherri Covert requested an extension on her mobile home permit due to unforeseen delays. Gute moved to extend the permit six months. Clarke asked if there was a business being operated at this location. She replied that her husband races cars and the facilities were for his hobby and not commercial. Gute amended his motion to set a date of May 1, 1996 as the date of extension. Opitz seconded; motion carried.
9. LRIP report -- Dan Gute
Gute reported on this State aid program. He stated that he has designated Deerfield Road as the 1997 project.

10. Roads Report -- Jeff Opitz
 - A. Follow-up on speed limit petition for Birchwood Road proposed by Mike Wollmer
Opitz stated that he had placed this on the agenda with the County Safety Committee and that they would probably consider it at their spring 1996 meeting.
 - B. Responsibility for drainage ditch—question from Ron Pollock, 2491 Dunbar Ct., Town of Cedarburg
Opitz reported that he had talked with Lyle Falk of the Highway Department and the responsibility was with the Town of Cedarburg.
11. Recycling Report- Jeff Opitz
 - A. Status of operations and grounds clean-up
Opitz reported that citizens are respecting the snow fence and not dumping illegally. He reported that he had assisted Arrow in cleaning up the site. Citizen Jim LaVelle questioned whether we were getting credit for recyclables. Opitz stated that we only paid for trash and got no credit for recyclables.
 - B. Correction of sign lettering
Opitz will re-contact the Highway Dept. to get this corrected.
 - C. Status of state recycling grant application (Jack Fellenz).
Fellenz reported that the application has been submitted and we await a response to see if we will get money from the State.
12. Status of SEWRPC map update—Phyllis Linden.
Linden reported making good progress on updating the map and recommended using section maps rather than one wall map to record zoning information since the scale is more appropriate.
13. Discussion/action on a referendum per last month's correspondence on Wisconsin Act 34
Gute read an excerpt from the WTA Newsletter describing the new law to allow appointed clerk/treasurers for a term of 3 years. Gute recommended placing a referendum before the Town at the spring Presidential primary election asking the electors to approve the appointment of a clerk/treasurer at the end of the current terms of office in 1997. He stated that he felt it was important to retain a qualified individual and this would help insure continuity in an increasingly complex occupation. Clarke agreed and stated that he had planned to attend courses at UWEX (1 week for three years) in Green Bay leading to certification as a municipal clerk, but would require some assurance that he would be retained before spending the time and effort. He observed that the trend continued to delegate power and administrative authority from Federal, State, and county governments to the local level and that the job was becoming increasingly critical to the future of the Town. Linden concurred and stated that continuity was a problem in elected positions and that the Town would be well advised to appoint a qualified individual to administer the Town's business. Fellenz observed that the job had changed significantly over the years from a "minute taker" to a person with responsibilities for diverse programs and laws mandated by higher levels of government. He stated that the Town could no longer ignore the laws and procedures and could find themselves in expensive litigation if they were to revert to the casual approach of yesterday. Gute made a motion to place the appointment of a clerk/treasurer on a referendum in the spring of 1996; Fellenz seconded; motion carried unanimously.
14. Discussion/action on letter from Village of Saukville administrator Chris Lear's recent letter proposing solution to delinquent ambulance fees
Clarke read the letter which suggests that the Village attempt to collect ambulance fees first. If unsuccessful, they would notify the Town in mid-year of the delinquencies from the prior year so that money can be budgeted in the subsequent year. Accounts would be settled in that subsequent year. The Town would be charged \$10 per delinquent account. Fellenz suggested that the Village be required to prove a vigorous attempt to collect before turning the accounts over to the Town. Fellenz agreed to meet with Chris Lear on this matter and report at the December meeting. The Clerk will write a brief letter explaining same to Lear.
15. Treasurer's Report—Phyllis Linden
As Linden was not feeling well, Clarke read the Treasurer's report in to the record.
16. Clerk's Report
 - A. Claims

Clarke presented the following claims for approval:

<i>Num</i>	<i>Name</i>	<i>Memo</i>	<i>Amount</i>	<i>Balance</i>
1051	John Derler	Bldg Inspector 8-29 to 11/4	(345.00)	(345.00)
1052	Fred Last Plumbing Inc.	Plumbing Inspections	(155.00)	(500.00)
1053	Al Hupfer	Electrical Inspections	(308.00)	(808.00)
1054	Phyllis V. Linden	Petty Cash for Tax Collections	(75.00)	(883.00)
1055	Postmaster-Saukville	8 rolls stamps-mailing tax bills	(256.00)	(1,139.00)
1056	Town of Saukville	Tax in Trust for Peter C. Marshall 12/31/94	(2,841.33)	(3,980.33)
1057	Ozaukee County Hwy Dept.	October Charges	(5,251.98)	(9,232.31)
1058	Port Publications	Subscription to Ozaukee Press for Town Clerk	(26.00)	(9,258.31)
1059	Ameritech	414 675-9217 556 2	(37.19)	(9,295.50)
1060	Lakeland Cartage & Lakeland Sales	Snowplowing	(45.00)	(9,340.50)
1061	Daniel B. Gute, M.D.	UWEX Plan Workshop	(95.00)	(9,435.50)
1062	Port Publications	Invoice 37912 & 37982	(154.28)	(9,589.78)
1063	Arrow Disposal Service	Sept/Oct plus special cleanup	(2,043.00)	(11,632.78)
1064	Kettle-Lakes Cooperative		(30.50)	(11,663.28)
1065	Walter H. Clarke	Supplies, Mileage	(202.62)	(11,865.90)
1066	O'Meara, Eckert, Pourous & Gonring	Legal Fees-October 1995	(572.00)	(12,437.90)
1067	Arnold Miller	Bldg. Inspection--John Derler	(275.00)	(12,712.90)

Fellenz moved to approve the claims; Gute seconded; motion carried.

A. November Budget Report

Clarke presented the status of the 1995 budget through November. He noted that Legal expenses were over the annual budget by about \$2,000. He also noted that through November, the Town had spent about \$114,000 of the \$175,000 budgeted for road maintenance and that it was unlikely that the remainder would be spent by yearend.

B. Discussion 1996 Proposed Budget

Clarke noted refinements in the Proposed budget of an additional \$2,000 for State road aids and a small adjustment in assessed valuation. Fellenz moved to approve the changes to the Proposed budget; Opitz seconded; motion carried.

17. Correspondence/Floor

A. Letter from Mary LaVelle re: illegal dumping

Gute read the letter. A copy of the letter is on file. She questioned the zoning treatment of new and existing dumps and compliance with conditional uses. A discussion of the Lakeland Salvage yard on Lakeland road ensued. Gute stated that due to pending issues, the Town will pursue the issue of dumps as soon as resources permit.

B. Items from floor

Several citizen requested information on the new Town Attorney which Gute supplied.

Sandra Stapleton, 2111 Cold Spring Rd. requested a no trucking sign and speed limit sign on her road. Opitz stated that a weight limit sign is in place and that the County Safety Committee needs ample justification to lower speed limits. Gute suggested that she write a letter and get a petition signed to support her case. Fellenz suggested calling Charter Steel to stop the truck traffic.

Ron Horn of Tree La. Suggested a better description on land which is considered for rezoning. He also reminded the board of the upcoming December meeting which should be noticed for a decision on the Tesker rezoning.

18. Adjournment

Fellenz moved to adjourn; Opitz seconded; motion carried.

Walter H. Clarke

Walter H. Clarke, Clerk