

TOWN OF SAUKVILLE
Ozaukee County
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TOWN BOARD MEETING MINUTES

7:30 P.M.

August 18, 1998

1. **Call to Order**
Present: Hoffman, Beverung, Lemke
Attending: Clarke, Danielson, DeStefanis
2. **Pledge of Allegiance**
3. **Approval of minutes of July 21, 1998 Town Board Meeting.**
Beverung questioned item 5 regarding access to tree lane. The phrase "does preclude" should read "does not preclude". DeStefanis agreed. Lemke questioned item 15 regarding the holding contingency funds of six months expenses or \$150,000 as being the consensus of the board. This was the consensus of the town's surveyed and the recommendation of the town attorney, not the consensus of the town board. The board agreed. Beverung moved to approve with the above changes; Lemke seconded; motion carried.
4. **Discussion/action on approval of bartender license.**
Clarke presented two applications: Gary Fezatt and Jennifer Mendolia. Fezatt was recommended; Mendolia had two alcohol related violations. The clerk received a request that her application be considered at a future meeting wherein she could explain the violations. Lemke moved to approve Fezatt; Beverung seconded; motion carried. Beverung moved to accept Mendolia's request to postpone; Lemke seconded; motion carried.
5. **Adjourn to closed session to consult with legal counsel regarding the Payne & Dolan suit pursuant to Section 19.85(1)(g) Wisconsin Statutes.**
Beverung moved to adjourn per the above; Lemke seconded; motion carried unanimously by roll call vote.
6. **Reconvene in open session in order to take up, discuss, and/or take action on Payne & Dolan suit and on all remaining agenda items.**
Hoffman moved to reconvene; Beverung seconded; motion carried unanimously.
7. **Discussion/action on Payne & Dolan suit.**
Hoffman and DeStefanis briefly reviewed the history of the dispute. DeStefanis described his liaison with the town's insurance carrier, Rural Mutual. They may be willing to assist in the defense. The town must formally respond to the suit by September 8th. Hoffman moved to instruct the town attorney to contest the suit; Beverung seconded; by roll call vote, the motion carried unanimously.
8. **Discussion /action on claim by Arnold Miller.**
Clarke reviewed the nature of the claim for past building inspection fees for commercial buildings. There is no documentation in town records to support Miller's claim. Lemke stated that former inspector Derler said that the fees for the various commercial projects were paid to former inspector Leroy Scherer who may have subcontracted to Miller. Beverung questioned how Miller's claim was documented? He asked to see the fee checks and who they were written to. Beverung suggested that the town try to get copies

of the checks. Beverung moved to table this item until Arnold Miller could be present to explain his claim; Lemke seconded; motion carried.

9. Discussion/action on proposed language for amendment to Ordinance No. 96-2 Regulation of the Installation and Maintenance of Sewage Holding Tanks, Section 1.02 Temporary Sewage Holding Tank.

Hoffman presented the final draft of the ordinance as modified by the town attorney. Beverung questioned the convoluted process in installing the “A plus 4” system. Lemke questioned the nine month limitation on the temporary holding tank. After discussion with the town attorney, Beverung moved to approve the ordinance with an administrative fee of \$200; Lemke seconded; motion carried unanimously.

10. Building Inspector’s Report

Hoffman read the building inspectors report for July which is on file.

11. Recycling Report

a) Discussion/action on bid(s) to mitigate rainwater pooling inside building.

Beverung reviewed his concern with the type of patch but has now resolved it with the contractor. Beverung moved to approve \$1,260 to for Christman Paving to fix the low spots; Hoffman seconded; motion carried.

b) Other recycling items.

Beverung reported that the rain gutters are plugged and need to be cleaned. Danielson will look into the matter.

12. Building Operation & Maintenance

No report this month.

13. Roads Report

a) Discussion/action on East Sauk Rd. bids.

The board reviewed the three bids. Beverung questioned the large disparity in the bids? All bids appear to have the same scope. Lemke expressed his desire not to move the current road right of way. Beverung questioned the advantages/disadvantages of having the same firm or engineer as the Town of Grafton? All three firms would not have a problems working with each other and either town. Beverung and Lemke advocated accepting the lowest bid given that all firms are qualified and competent. Lemke moved to accept the Kapor and Associates bid for \$6,860. Beverung seconded; motion carried.

b) Discussion/action on proposed landscaping on Meadowlark Rd

Hoffman moved to table as he has not received the requested drawing; Beverung seconded; motion carried.

c) Discussion on Section 6.04 of the Ozaukee County Code of Ordinances to control access to trunk highways.

Lemke reported on his discussions with the county regarding the width of driveways. The code will not affect the width of driveways. Hoffman reported on a letter sent to the county expressing our concerns and generally agreeing with the proposed code.

d) Discussion on accounting record of County repairs to roads identified in annual roads inspection

Lemke stated that the town has about \$4,000 in county road aid remaining. The planned Cold Spring improvement which would have used the money is on hold because of the Village. Hoffman asked Lemke to work with the county to

allocate the funds appropriately and keep him informed. Clarke stated that this is budgeted and accounted for as revenue in the budget. Hoffman presented the road aid repair tracking report which is on file. The windstorm cost \$7,712 for cleanup. Clarke will check on insurance reimbursement.

e) Other road items.

Lemke reported that he had received complaints on the coarseness of gravel on Center and Tree lane. The county will try re-grading and vibrating to remedy the problem. Re-graveling the road with smaller traffic bond would cost \$9,000. Hoffman received a complaint on Foster Rd. about the breakup of asphalt on the road edges. Lemke will investigate.

14. Financial Reports

a) Treasurer's report

Danielson presented the treasurer's report which is on file.

b) Clerk's report

Clarke presented the clerk's report which is on file

c) Review and approval of claims

Clarke presented the following claims for approval:

Date	Num	Name	Memo	Amount	Balance
7/23/98	1949	Wisconsin Electric	Electric Service	(95.28)	(95.28)
7/27/98	1950	Joseph H. Stern	Partial refund of conditional use application fee	(100.00)	(195.28)
8/18/98	1951	Fuchs, Snow, O'Connell & DeStefanis, S.C.	Legal Expenses	(1,593.75)	(1,789.03)
8/18/98	1952	Marnett Business Center, Inc.	Copier lease	(249.00)	(2,038.03)
8/18/98	1953	Wisconsin Electric	Electric Service	(201.90)	(2,239.93)
8/18/98	1954	D & P Inspections, Ltd.	Inspections	(652.58)	(2,892.51)
8/18/98	1955	Ozaukee County Hwy Dept.	Charges for months ending 98/07/31	(16,822.80)	(19,715.31)
8/18/98	1956	Arrow Disposal & Recycling	July, August	(500.00)	(20,215.31)
8/18/98	1957	Newburg Fire Department, Inc.	Installment 2 of 6	(41,760.17)	(61,975.48)
8/18/98	1958	PEBSCO		(370.00)	(62,345.48)
8/18/98	1959	Port	Publication	(175.82)	(62,521.30)

		Publications	fees		
8/18/98	1960	Kay Danielson		(290.26)	(62,811.56)
8/18/98	1961	Kay Vaccaro		(247.38)	(63,058.94)
8/18/98	1962	Walter H. Clarke		(453.03)	(63,511.97)
8/18/98	1963	Light Impressions	Transparent Envelopes	(73.70)	(63,585.67)
8/17/98	1964	Ameritech	August 10	(143.32)	(63,728.99)

Hoffman moved to accept the treasurer's and clerk's reports and order all claims paid; Beverung seconded; motion carried.

15. Town Office Report

a) Contacts/Newsletter

Hoffman read the contact report which is on file.

16. Correspondence

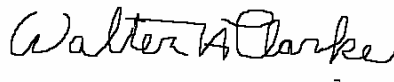
Clarke read the new population estimate of 1826 received from the State. Hoffman read a letter from the county environmental department on a Supreme Court ruling on variances. He also received an invitation from the county highway department to the opening of their new Spring Street facility. Hoffman also received a commendation from the Mining Impact Coalition for environmental stewardship.

17. Items from the floor.

Evangeline Gosewehr questioned the status of Watt's Lake pier? Hoffman reported that the project would begin shortly.

18. Adjourn

Hoffman moved to adjourn; Lemke seconded; motion carried.



Walter H. Clarke , Town Clerk