

TOWN OF MUKWONAGO  
TOWN BOARD MINUTES  
WEDNESDAY, SEPTEMBER 19, 2012 – 6:30 P.M.

Chairman Dubey called the meeting to order at 6:30 p.m. and the Pledge of Allegiance was recited.

Chairman Dubey announced that the meeting was properly noticed.

ROLL CALL: Present: Chairman Dubey; Supervisors Boucher, Nicoson, Stefanowski and Topczewski. Also present: Kathy Karalewitz, Administrator/Clerk-Treasurer; John Macy, Town Attorney; Tim Schwecke, Town Planner; Rick Peterson, Public Works Supervisor; Tom Czarnecki, Police Chief.

Chairman Dubey announced a closed session will take place pursuant to Wis. Stats. 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved pertaining to Stone Brook Hollow.

#### PUBLIC COMMENTS

Chairman Dubey asked if anyone wished to be heard. The following people spoke:

- ✓ Tony Kuczynski, S82W31390 Section Road, spoke regarding Ralinda Howard, Sugden Road, regarding Town Ordinance Violations including: operation of business, number of buildings, number of horses, possible mistreatment of numerous dogs and barking dog nuisance.
- ✓ Nancy Bajorek, W314S8039 Highview Cir, spoke regarding lack of sleep due to barking dogs at the residence of Ralinda Howard.
- ✓ Mary Turner, S79W31438 Green Meadow Dr., spoke regarding barking dogs at the residence of Ralinda Howard. Selling home and concerned that the barking dogs could impact the selling of her home and property value.
- ✓ Chris Slauson, S79W31370 Green Meadow Dr., spoke regarding barking dogs at the residence of Ralinda Howard and that this has been going on for years.
- ✓ Ryan Betancur, S82W31392 Section Rd., spoke regarding barking dogs at residence of Ralinda Howard. Stated he cannot open windows at night due to barking dogs, at asked what steps he could take to get the humane society involved in the dog issue.
- ✓ Barb Schultz, W330S8085 Country Lane spoke regarding resurfacing of James Rd and wondered why the Town resurfaced only the cul de sac.
- ✓ Bonnie Peterson, 8068 James Dr., would like to see fire signs installed through the Town of Mukwonago.
- ✓ Devin Wolf of Wolf Paving spoke regarding proposal for snowplowing services.
- ✓ Sharon Royston, Village of Eagle spoke regarding barking dogs at residence of Ralinda Howard.

#### MINUTES

Motion by Supervisor Nicoson, second by Supervisor Boucher to approve the minutes of August 15, 2012. Supervisor Nicoson questioned the first paragraph on page 2. It should read "Attorney Macy clarified that the current Ordinance requires the owner of horses to live on site and the law allows residents to petition for conditional use". Supervisor Nicoson, with the consent of the second amended the motion to approve the minutes with the correction. All ayes; motion carried as amended.

Motion by Supervisor Nicoson, second by Supervisor Boucher to approve the minutes of August 18, 2012. All ayes; motion carried.

#### BUILDING INSPECTOR

J.R.'S RESORT, W303S10490 SANDY BEACH ROAD, PROPERTY MAINTENANCE  
Scott Johnson, Building Inspector asked for more time to work with property owner. Matter to be placed on October agenda.

COMPLAINT REGARDING RALINDA HOWARD, S78W31155 SUGDEN ROAD  
Attorney John Macy gave an overview of the Ralinda Howard matter and spoke on the procedure the town uses when a complaint is filed.

Police Chief Czarnecki explained to the public the process for issuing of citations. Town Board asked Building Inspector and Police Chief to do inspection of the property and present an update to the Town Board at the October meeting.

COMPLAINT REGARDING TOWN OF MUKWONAGO PROPERTY LOCATED ON WAHL AVENUE IN THE VILLAGE OF MUKWONAGO, MUKV1975.940  
Motion by Supervisor Topczewski, second by Supervisor Stefanowski to direct the Administrator to send a letter to all adjoining property owners stating that if any of the items located on this parcel belongs to them, they have 30 days to remove the property. Anything on this property after the 30 days will be disposed of the by Town of Mukwonago. After that, Public Works to post signs for "No Dumping". All ayes; motion carried.

EXTENSION OF OCCUPANCY BOND DEADLINE FOR W299S10572 PHANTOM WOODS RD, MARK MARZION, OWNER  
Motion by Supervisor Nicoson, second by Supervisor Stefanowski to extend the Occupancy Bond deadline to June 1, 2013, subject to the wording in the Town of Mukwonago Code of Ordinances. All ayes; motion carried.

#### PLAN COMMISSION

Motion by Supervisor Nicoson, second by Supervisor Stefanowski to approve the Waiver of Subdivision requirements pursuant to Section 11.0 of the Land Division and Land Development Control Ordinance for Robert and Carol Loefer as listed in Staff Report dated September 14, 2012 by Tim Schwecke, Town Planner. All ayes; motion carried.

**PRELIMINARY CSM FOR ROBERT AND CAROL LOEFER, APPLICANT**

Motion by Supervisor Nicoson, second by Supervisor Stefanowski to approve the Preliminary CSM for Robert and Carol Loefer, applicant, subject to standard and special conditions as listed on the Staff Report dated September 14, 2012 by Tim Schwecke, Town Planner and subject to approval by town attorney and town planner. All ayes; motion carried.

**PROTECTIVE SERVICES**

**RECONSIDERATION OF BILLING FOR GRASS FIRE ON JULY 4, 2012 AT LAUREN PARKWAY**

No action based on lack of motion from the prevailing side from the meeting of August 15, 2012 to reconsider.

Supervisor Stefanowski would like to recognize Officer Craig Ketola for being selected Officer of the Year.

**PUBLIC WORKS**

**2012-2013 SNOW REMOVAL CONTRACT WITH JACOBSON GRADING**

Motion by Supervisor Topczewski, second by Supervisor Nicoson to approve the 2012-2013 Snow Removal Contract with Jacobson Grading for an additional year, subject to some modifications by town attorney. All ayes; motion carried.

**CHANGE ORDER NO. 1 – FINAL REGARDING 2012 ROAD PROGRAM FINAL PAYMENT**

Motion by Supervisor Stefanowski, second by Supervisor Boucher to approve Change Order No. 1 regarding final 2012 Road Program Final Payment. All ayes; motion carried.

**MONTHLY REPORT BY DEPARTMENT OF PUBLIC WORKS**

Rick Peterson gave an update on the Public Works Department. Stormwater Ponds to be placed on a Planning Session agenda to be discussed.

**PARKS AND RECREATION DEPARTMENT**

There were no questions regarding the monthly report of the Parks and Recreation Department.

**FINANCE/PERSONNEL**

**REVIEW OF EXPENDITURES AND REVENUES**

There were no concerns.

**PROPOSAL FOR 2011 AUDITING SERVICES**

Motion by Supervisor Stefanowski, second by Supervisor Boucher to approve the Audit Proposal for 2011 Audit by Baker Tilly. All ayes; motion carried.

**SITE WIDE RECONFIGURATION PROJECT OF COMPUTERS FOR TOWN OF MUKWONAGO**

No action at this time. Town to just look into couple more companies to get a comparison and bring back to October meeting.

#### MUKWONAGO DOG PARK

No action on this item at this time. If the Town wishes to make a donation to the Waukesha County Mukwonago Dog Park they can do so at the time of the Town Meeting for the budget.

#### MONTHLY BILLS

Motion by Supervisor Nicoson, second by Supervisor Topczewski to approve the monthly bills. All ayes; motion carried.

#### CLOSED SESSION

8:12 P.M. – Motion by Supervisor Nicoson, second by Supervisor Stefanowski to convene into closed session pursuant to Wis. Stats. 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved pertaining to Stone Brook Hollow. All ayes; motion carried.

The Board reconvened into open session for the purpose of discussion and possible action on any item discussed in closed session and/or any unfinished item remaining on the agenda.

#### STONE BROOK HOLLOW

Motion by Supervisor Boucher, second by Supervisor Topczewski to expend only the monies from the Letter of Credit in the amount of \$300,800 for the Stone Brook Hollow road improvements in a manner and time frame determined by the Town Board. All ayes; motion carried.

#### ADJOURNMENT

Motion by Supervisor Nicoson, second by Supervisor Topczewski to adjourn at 9:00 p.m. All ayes; motion carried.

Respectfully submitted,

Kathy Karalewitz  
Administrator/Clerk-Treasurer

Approved: 10-17-12