

**TOWN OF LISBON**  
**TOWN BOARD MEETING**  
**APRIL 24, 2007**

Minutes of the regular, semi-monthly meeting of the Lisbon Town Board held in the Town Hall, on April 24, 2007.

Chairman Reed called the meeting to order at 7:31 P.M.

Present: Supervisors James Stadler, Matt Gehrke, Bob Williams and Ron Fricke.

Also Present: Treasurer Becky Plotecher, Attorney Kathy Gutenkunst and Clerk/Administrator Jeff Musche.

**COMMENTS FROM CITIZENS**

Kelly Smith, appearing on behalf of Lake Country Publications, cautioned the Town Board from meeting in closed session, noting it does not meet the criteria as there is no notice of suit nor any claim or suit filed against the Town. He said a closed session exemption allows for prospective discussion but not retroactive discussion regarding personnel.

Ron Fricke, W249N7158 Hillside Road, read a statement regarding contracting for police services. Cost is the reason for looking into this. He noted the department is now up to full staffing and we have good quality people. Any discipline matters should go to the Police and Fire Commission. The morale of the department went down as a result of having this item on the agenda. He said he contacted Evan Teich from Sussex to offer police services from Lisbon to the Village.

Jim Altenberg, W275N7319 Red Cedar Ct., asked why the speed trailer was set up on Lake Five Road. He was informed that data, such as speed and time of day, from the radar on the trailer is recorded. He asked for copy of the information.

Tom Shipshock, W275N7236 Glacier Pass, said that 90 people signed the petition to keep the speed limit at 35 MPH and their major concern is safety. He asserted that the speed trailer will have an affect on the speed people drive. When they see the trailer, they normally slow down. He said safety is more important than the thirty seconds that can be saved by raising the speed limit on the road.

Ron Sansone, N71W27609 Woods Edge Way, said he attended the Merton Plan Commission and Village Board meetings and they voted to keep the speed limit at 35 MPH. He also attended the Public Safety Committee meeting and urged the Town Board to keep the speed at 35 MPH.

Mike Szachewicz, N70W27516 Shady Oak Ct., said he worked rotating shifts so he drives Lake Five Road at different times. On the previous Friday he counted ten kids crossing the street to go to Merton School. He pointed out that there were farm fields along this road before, but now there are subdivisions. He said it is a safety issue and asked that the speed be kept at 35 MPH.

Harvie Conlin, N78W22185 Plainview Parkway, commented on the new fire station. He said he admires the Fire department. However, the new fire station has been a legal and financial nightmare. He referred to the public facilities needs analysis and said it indicates very little decrease in response times. He said it also says the fire station will be paid for by impact fees, which is illegal - you can't build a station with such funds. He also pointed out you need people and equipment for the new station and what will that cost? He urged the Town Board to put a stop to the station.

Joe Marchese, N88W22700 North Lisbon Road, thanked the Board for their work and noted they have many responsibilities. He said Lisbon is growing and is a fine community. He said the Town Board has common sense - but the town code is old and needs to be updated. Enforcing ordinances is not being done. He cautioned the Board to remember they must meet the needs of the property taxpayers. He wished the Board the best of luck as they proceed.

### APPROVAL OF MINUTES

A motion by Supervisor Williams, second by Supervisor Fricke, to approve the February 27<sup>th</sup>, March 13<sup>th</sup> and March 27<sup>th</sup>, 2007 Town Board meeting minutes as submitted. All ayes, motion carried.

### APPROVAL OF BILLS

A motion by Supervisor Williams, second by Supervisor Stadler, to approve the check register dated April 12, 2007 in the amount of \$285,996.10. All ayes, motion carried.

Treasurer Plotecher indicated this was the distribution of the lottery credit.

A motion by Supervisor Fricke, second by Supervisor Williams, to approve the check register dated April 13, 2007 in the amount of \$5,000.00. All ayes, motion carried.

A motion by Supervisor Fricke, second by Supervisor Stadler, to approve the check register dated April 18, 2007 in the amount of \$120,113.61. Four ayes, one abstention (Williams), motion carried.

Treasurer Plotecher reported major outlays of: \$44,745.65 to Veolia for garbage collection; \$11,663.55 to Jahnke and Jahnke for engineering services; \$10,950.23 to Wisconsin Retirement System for employee retirement; and \$5,391.00 to Waukesha County for dog licenses.

A motion by Supervisor Williams, second by Supervisor Stadler, to approve the check register dated April 18, 2007 in the amount of \$6,575.13. All ayes, motion carried.

Treasurer Plotecher pointed out this was for the stormwater utility.

### CLERKS REPORT

Clerk/Administrator Musche presented the March Town Hall report as follows: 700 hours worked; 612 visitors at Town Hall; including 174 burn permits and 200 dog licenses; an average walk-in traffic of 28 per day; received 960 telephone inquiries on various issues/subjects; an average of 44 calls per day; 20 notices, agendas, and minutes prepared for various Board, Commission and Committee meetings; attended NR216 meeting at the DNR offices regarding annual report; met with Deb Tarnow of Jahnke & Jahnke to prepare annual NR216 stormwater report; attended bid opening for fire station; testified before County Plan Commission and LUPE Committee on land-use changes in the Town; met with then Chair Schmitz, Supervisor Landry and Gary Becker regarding visioning group; participated in Capitol Day with then Supervisor Landry and Supervisor Fricke; along with Brian Dupont of Jahnke & Jahnke, met with representatives of Richmond School regarding sewer hook-up of fire station; attended SEWRPC groundwater study Group; attended P & F Commission hearing on police chief; along with former Chair Schmitz, met with Lannon officials to discuss possible water service to areas of the Town; attended Joint Plan Committee meeting with Village of Merton; along with Tom Nelson of Merton, met with Dick Mace and Sandy Scherer of Waukesha Park and Planning to discuss land-use plan differences.

### ANNOUNCEMENTS

Chairman Reed read the list of meeting dates for the remainder of April and May, noting the diversity event at Hamilton School. Supervisor Williams noted the April 30<sup>th</sup> Board of Review training.

### FIRE DEPARTMENT

Supervisor Fricke presented the March report for the Fire Department as submitted by Fire Chief Brahm. He cited the following: 60 total personnel; 47 calls, including 27 medical calls and 2 fire calls; 10 inspections; 13 trainings; covered Sussex while they held their award dinner; attended bid opening for fire station; judged the boy scouts first aid meet at Hamilton High School; and hosted cub scout troop at fire station for a movie matinee.

### POLICE DEPARTMENT

Police Chief Martorano provided the March report noting 666.25 hours of sworn duty time; 433 calls

for service; 127 traffic stops resulting in 47 citations issued; 20 accidents; 175 non-traffic incidents; \$5,025.99 forfeitures from the municipal court; 31 assists to other agencies. The Chief noted that three additional part-time officers were hired and the department is getting back to full strength.

### PUBLIC WORKS

Clerk/Administrator Musche read the Public Works report as prepared by DPW Director Mueller and reported that the Director has prepared fuel reports, payroll and other paper work for the town; that plows, wings, and sanders have been removed from its truck fleet; Highway and Park Departments have been performing snow removal operations as needed; dead willow trees along Plainview Parkway have been removed; Spring brush pick up started on Monday April 16,2007 and will continue until the DPW has made one pass through out the town; road patching and pothole filling is being conducted throughout the town; The Park Department will be adding baseball infield mixture to all of the towns baseball diamond's starting the week of April 23, 2007; The port-o-lets have been placed in service at the compost site, and parks throughout the town for the 2007 season; equipment maintenance is being performed as needed; The park department is repairing plow damage along the parking lots in various parks as needed; The spring Adopt-a-Road program is starting for the 2007 season; The spring baseball and soccer season starts in the last week of April for the 2007 season; The park department is in the process of upgrading the electric service at the town hall shelter with work expected to be completed by the week of May 14, 2007; The Park Director has met with surrounding community park directors and we are looking into joint purchasing of sport field fertilizers and weed killer by the semi load to reduce costs for all parties; the DPW Director has completed the 2007 road-ratings and has forwarded the information to the town engineer; the compost site will be cleaned up, areas graveled as needed, and the brush grinding conducted the week of May 1,2007; and the park department installed a tank-less water heater system in the Park Maintenance building.

### COMPOST

There was no report for this meeting.

### EMERGENCY GOVERNMENT

Supervisor Fricke said the Board members must complete the FEMA (NIMS) training courses by September and said Bob Zimmerman has asked for a workshop on the emergency plan and the role of the Town Board during emergencies.

### LEGISLATIVE

No report.

### LIBRARY

Supervisor Williams indicated no report.

### PUBLIC SAFETY

A motion by Supervisor Fricke, second by Supervisor Williams, to table consideration of the increase in the speed limit on Lake Five Road. All ayes, motion carried.

Supervisor Fricke reported on the Public Safety Committee meeting held on the Lake Five Road speed limit increase. He said the Committee had received a petition from 72 people requesting the increase in the speed limit back to 45 MPH. At the meeting, a petition was submitted with over ninety signatures requesting that the speed stay at 35 MPH. After listening to both sides, Supervisor Fricke said the Public Safety Committee voted to recommend raising the speed limit to 40 MPH. He further reported that Lake Five is a boundary road between Merton and Lisbon and said a change in the speed limit may require action by Merton also. Supervisor Williams said he felt a cross-walk across Lake Five Road should be provided. Chief Martorano presented data from the speed trailer on Lake Five Road. He said the trailer was in place for one week. During that time, 9,742 vehicles were recorded and the average

speed was 42 MPH. Of the 9,742 trips, 9,104 were in excess of the posted speed limit. The maximum speed recorded was 101 MPH. The Chief pointed out the recording provided additional information on the time of day which is used by the police department in traffic enforcement.

A motion by Supervisor Williams, second by Supervisor Fricke, to refer the issue of stop signs or traffic control lights at the County VV and Lake Five intersection to the Joint Lisbon Merton Plan Committee. All ayes, motion carried.

#### RECYCLING

Supervisor Stadler reported that the tire round-up went well and 229 tires were dropped off on Saturday.

#### SANITARY DISTRICT

Supervisor Williams indicated no report.

#### ZONING

Supervisor Williams indicated no report.

#### CONDITIONAL USE FOR COLGATE INVESTMENTS

A motion by Supervisor Williams, second by Supervisor Gehrke, to approve the Conditional Use Permit for Colgate Investments. All ayes, motion carried.

#### PRELIMINARY PLAT FOR HILLSIDE MEADOWS SUBDIVISION

A motion by Supervisor Fricke, second by Supervisor Williams, to approve the Preliminary Plat for Hillside Meadows Subdivision subject to the comments of the Town Engineer and Waukesha County planner. All ayes, motion carried.

Supervisor Stadler asked for greater emphasis on PUD type developments over cookie cutter subdivisions. He said it results in greater green space. Supervisor Williams asked that for future meetings, the packets sent to the Plan Commission should also be sent to the Town Board members.

#### LICENSE RENEWAL FOR MCLAUGHIN MOBILE HOME LOTS

A motion by Supervisor Williams, second by Supervisor Stadler, to approve the license for two mobile homes for Ed McLaughlin for the period May 1, 2007 to April 30, 2008. All ayes, motion carried.

Supervisor Williams noted that these two mobile homes are grandfathered in and when the current residents leave, the homes must be vacated.

#### SURETY REDUCTION FOR FAIRWAYS OF WOODSIDE SUBDIVISION

A motion by Supervisor Williams, second by Supervisor Stadler, to table this item pending receipt of a letter of recommendation from the Town Engineer. All ayes, motion carried.

#### OPERATOR'S LICENSE

A motion by Supervisor Williams, second by Supervisor Gehrke, to approve the Operators license for Ryan Trapp, selling at PDQ. All ayes, motion carried.

#### APPOINTMENT OF WEED COMMISSIONER

A motion by Supervisor Stadler, second by Supervisor Williams, to appoint Mike Mueller as Weed Commissioner. All ayes, motion carried.

#### APPOINTMENT TO POLICE AND FIRE COMMISSION

A motion by Supervisor Fricke, second by Supervisor Gehrke, to approve the appointment of Ed Broucker to the Police and Fire Commission for a five year term commencing May 1, 2007. All ayes, motion carried.

#### APPOINTMENT TO SUSSEX AND MERTON JOINT PLAN COMMITTEES

A motion by Supervisor Fricke, second by Supervisor Williams, to approve the appointment of Jane Stadler to the Merton Joint Plan Committee. Four ayes, one abstention (Stadler), motion carried.

### CHANGE IN TOWN BOARD MEETING DAY AND TIME

A motion by Supervisor Williams, second by Supervisor Fricke, to change the time and day of Town Board meetings to the second and fourth Monday of each month at 6:30 P.M., starting in June 2007. All ayes, motion carried.

### LIAISON APPOINTMENTS

Chairman Reed made the following liaison appointments: Supervisor Williams, Joint Library Committee, Sanitary District #1 and Inspectors; Supervisor Gehrke, Plan Commission, Public Safety Committee, Legislative, and Town Hall liaison; Supervisor Fricke, Emergency Government, Fire Department, Police Department, Police and Fire Commission; Supervisor Stadler, Senior Transportation, Highway Department, Park Committee and Recycling/Compost Site.

A motion by Supervisor Williams, second by Supervisor Stadler, to approve the appointment of Matt Gehrke to the Plan Commission effective May 4<sup>th</sup>. All ayes, motion carried.

### ASSISTANCE FOR LIBRARY ICE CREAM SOCIAL

A motion by Supervisor Williams, second by Supervisor Gehrke, to approve the town personnel assistance with the ice cream social. All ayes, motion carried.

Chairman Reed reported that he received a letter from the Friends of the library requesting the assistance of the town in setting up and cleaning up after the ice cream social in August.

### CONTRACTING FOR POLICE SERVICES

Chairman Reed said the town had received a proposal from the Sheriff for police services but it was never presented before the Town Board. He asked the sheriff to tailor a proposal for the Town for one, two and three shifts. He said he had asked the police chief to prepare the same proposal to have a direct apples to apples comparison. He asked for a special Board meeting to allow both the Sheriff and Police Chief to make presentations to the Board, then possibly take action. Chairman Reed said that cost shouldn't drive the discussion and there were other factors to consider.

Supervisor Stadler said the Chief has been understaffed and the Town Board should give the Chief time to show what he can do. The agenda item had a negative impact on morale.

Supervisor Gehrke said it might be premature to hold a meeting; that the Town Board must first determine what level of service they would like provided to Lisbon residents.

Supervisor Williams concurred saying the Board does not have all the facts and needs to make a policy decision on what they want. He said it was important to discuss what service level at the special meeting and suggested a workshop to discuss.

Supervisor Fricke said he felt a special board meeting for contracting police services was unnecessary.

### LISBON HARTLAND INTERMUNICIPAL AGREEMENT ON GOOD HOPE EMERGENCY SERVICES ORGANIZATION

A motion by Supervisor Williams, second by Supervisor Stadler, to approve the Intermunicipal Agreement with the Village of Hartland creating the Good Hope Emergency Services organization. All ayes, motion carried.

### CLOSED SESSION

A motion by Supervisor Williams, second by Supervisor Gehrke, to convene into Closed Session pursuant to 19.85(1)(f)(g)Wis. Stats. Considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the

investigation of charges against specific persons except where par. (b) applies which if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations. 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. More specifically: Police Department personnel issues.

Roll Call: Stadler - aye; Gehrke - aye; Williams - aye; Fricke - aye; Reed – aye. Motion carried at 9:24 P.M.

A motion by Supervisor Fricke, second by Supervisor Williams, to reconvene in open session, according to Section 19.85(2) Wis. Stats., for any necessary action resulting from the closed session.

Roll Call: Stadler - aye; Gehrke - aye; Williams - aye; Fricke - aye; Reed - aye. Motion carried at 10:55 P.M.

#### ITEMS FOR FUTURE AGENDAS

Supervisor Stadler suggested a committee be set up to review and update the town code and said the code should be placed on-line. Supervisor Fricke requested that the Lake Five speed limit item be placed on the next agenda. Supervisor Williams recommended that budget workshops begin early. Chairman Reed suggested a Town Board workshop to set goals and suggested that each Board member bring three goals they would like to accomplish to that workshop.

#### ADJOURNMENT

A motion by Supervisor Fricke, second by Supervisor Stadler, to adjourn the meeting at 11:08 P.M. All ayes, motion carried.

TOWN OF LISBON

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Jeffrey Musche, Clerk