

**TOWN BOARD MEETING FOR WATERFORD
APPROVED/OFFICIAL MINUTES FOR JULY 12, 2010
6:00 PM AT TOWN HALL**

1. Town Board meeting was called to order at 6:00 PM by Chairman Langmesser. Present: Gauerke, Kacmarcik, Baumgart, Szeklinski, Attorney Dubis and residents of the Town.
2. Chairman Langmesser led the Pledge of Allegiance.
3. Printed Minutes: Szeklinski motioned to approve the Town Board meeting minutes dated June 14, 2010 and the special minutes dated June 11, 2010, June 14, 2010 and June 18, 2010 as printed with the correction of the June 18th minutes the word bother be changed to other, seconded by Gauerke. Motion carried.
4. Treasurer Report/Payment of Claims- Szeklinski motioned to approve the claims as presented, seconded by Kacmarcik. Motion carried. Chairman Langmesser read the Treasurer's report.
5. Correspondence: Langmesser reported that he was not going to be in Town for the next Town Board meeting and that Supervisor Kacmarcik will replace him.
 - Request for reduction in Letter of Credit for River's Turn- Gauerke read Kapur & Associate's letter recommending the reduction. Gauerke motioned to retain the total amount of \$25,000 between the cash account and the letter of credit and after Payne & Dolan is paid and after the developer cuts the grass and cleans and maintains the walking path, seconded by Szeklinski. Motion carried.
 - Chairman read the thank you note for the Tichigan Lake Fire Works Committee.
6. Committee Reports:
 - (a) Police Dept. Report-Chief Ditscheit reported that they have a weed issue with the buoys and that they have been talking with WWMD and that water patrol officers have been trying to clean them off when they can. Ditscheit was hoping to get the word out and have local residents assist in cleaning the buoys. Ditscheit stated that if they can't get the weed problem under control, they will have to pull the buoys out. Kosut stated that WWMD have been trying to help as well, and he expressed concern over the safety if the buoys are pulled out. Ditscheit also reported that all the car thefts in the area had ended after the arrests in Muskego.
 - (b) Tichigan Vol. Fire Co. –Chief Bluhm reported 7 fire, 12 EMS and many mutual aid for the month of June. Szeklinski motioned to put the fire truck purchase on the referendum subject to it being determined by the Town Attorney as to whether or not the price of that item will not go into the limitations of the tax levy, and subject to Dubis reviewing and preparing the wording and bringing back to the Town Board, seconded by Gauerke. Motion carried.
 - (c) Waterways Committee- Dick Kosut reported that the weed spraying was done and the lake is in good shape. Kosut stated that the river has a green film but that will eventually go away. Kosut informed the board that there is a very large rock in the waterway and requested a buoy. Board instructed Kosut and Chief Ditscheit get together request the buoy from the DNR. Kosut stated that their annual meeting had been moved to the 3rd Saturday in September.
 - (d) Park-
 - (e) Road Dept. – Langmesser stated that the Town is having a problem with the work that Amon & Sons have done on Honey Creek Rd. Langmesser stated that he had contacted them to fix it or they don't get paid.
 - (f) Town Planning Recommendations-
 - Pier Permit- Constanteau, Outlot 1, River Grove Sub.- Gauerke stated that the applicant had requested to be removed from the agenda at 4:30 PM. Treasurer spoke with the applicant and he indicated that he was going to remove the additions to the pier and revert it back to what is registered with the Town of Waterford. The Treasurer had given the applicant a copy of what is registered and on file with the Town of Waterford. Szeklinski motioned to notify the applicant that the pier needs to be constructed back to what was registered and on file with the Clerk's office within two weeks, seconded by Gauerke. Baumgart asked if overnight parking of the boats is allowed over night. Gauerke stated that there was an agreement between the owner that registered the pier (Zabierek) and

Racine Co. that no boats over 18ft. be allowed to be moored. Discussion took place on the deck/platform on the shore. Dick Pederson, 4901 Riverside Rd., stated that because of the drainage easement, the deck was put up so they can access the pier. Szeklinski stated that they still needed to get a permit for it. Motion carried.

- Town Level Variance- 5638 E. Peninsula Dr.-Gauerke stated he agreed with Commissioner Draskovich's statement that times are changing and that the variance was justifiable. Gauerke motioned to approve the variance, seconded by Baumgart. Kacmarcik stated she feels the hardship is understandable and that there were at least six other homes right in that area that do not meet the square footage ordinance. Discussion took place on what a hardship is. Langmesser feels financial reasons is not a hardship. Gauerke stated that the Town's ordinance did not clarify that a finished basement could not be included in the square footage. Langmesser and Dubis stated that the intention of the ordinance was to be the square footage of the first level. Vote taken: 3 in favor, 2 opposed (Langmesser and Szeklinski). Motion carried.
- CSM- WI Land Conservation Foundation- Gauerke explained the CSM's on the West side of 164 had been reduced in size and that there were two other CSM's on the East side of 164(on Cedar). Gauerke stated he did not see a problem, but would require no further land divisions of the lots, the property be properly posted no trespassing and the drain tile on the East side of 164 being maintained. Langmesser motioned to approve contingent upon the applicant meeting with Gauerke and Dubis to finalize the contingencies. Langmesser also mentioned that he had been having the property cut at \$950 a cut and that was the cheapest he could get it. Langmesser informed Mark McCune that between the bank and the couple home owners within the subdivision they need to keep maintaining the grass or the Town will go in and charge. The motion seconded by Szeklinski. Motion carried.

7. Old Business:

8. New Business:

- Resolution regarding referendum for Sanitary District change from elected officials to appointed- Langmesser explained the petition that circulated. Dubis stated that the petition had more than enough signatures to require a referendum and that the Board must allow. Kacmarcik motioned to approve the wording of the referendum as presented, seconded by Szeklinski. Motion carried.

Forthcoming events- Scott Limberg stated that the pier issue on the agenda has been a difficult issue since he is an abutting neighbor, but wanted to state for the record that he is not opposed to the platform that the applicants have. Limberg stated that it in fact helps prevent any injuries by allowing access to the pier. Limberg explained that it is covering up a drainage area.

Gauerke motioned to adjourn the meeting at 7:13 PM, seconded by Szeklinski. Motion carried.

Respectfully submitted,
Heather Stratton, Deputy Clerk