Town of Raymond Town Board
Regular Meeting Minutes
November 23, 2009

1.) **Roll Call**: Chairman Gary Kastenson called the regular meeting to order at 7:30p.m. Present were Spvrs. Dave Lecus and Paul Ryan. Spvrs. Kevin Cantwell and Wayne Loppnow were absent. Also present was Clerk Kari Morgan, Treasurer Lee Toll and approximately ten (10) residents.

2.) **Payment of Bills**: Paid for and authorized in the amount of $136,157.75

3.) **Treasurer's Report**: Presented by Treasurer Lee Toll as follows: General: $102,317.45; Money Market: $3,373.85; Tax Investment: $19,107.71; Community State Bank Bond Escrow: $73,968.92; Stormwater Utility: $240,361.49; LGIP Bond Escrow: $20,193.09; Cemetery: $14,278.47; Reserve (Equipment): $15,801.66; Reserve (Land): $22,752.71; RJM LLC Asphalt: $32,297.75; Stone Creek Crossing: $175,490.97. Spvr. Lecus moved, seconded by Spvr. Ryan to approve as presented, carried 3/0.

4.) **Minutes of Previous Meeting: October 26, 2009; October 30, 2009; November 16, 2009:** Spvr. Lecus moved, seconded by Spvr. Ryan to approve all three sets of minutes as presented, carried 3/0.

5.) **Set Agenda:** Spvr. Lecus requested that the fire department agenda items be held over until Chief Babe is available following the planning commission meeting.

6.) **Fire Department:**

a. **Correspondence:** Chief Babe provided the board with a current copy of the budget through 11/23/09. He also provided the board with an invitation for their families to visit with Santa at the Fire Department as well as a toy safety information sheet which will be hung outside the town hall.

b. **Discussion/Possible Decision on Changing Medical Billing Service:** Chief Babe provided the board with prices from the Lifequest billing service. Chief Babe explained that they are currently using Badger Billing. He stated that there has been some progress with Badger Billing, but to date they are still not a proactive vendor. They have not been informed by Badger Billing at all regarding changes in the HIPPA laws, etc. He provided the board with a list of bullet points as to what Lifequest can offer. They currently take the patient care reports which are sent via the internet. Chief explained that in order for Badger Billing to get their information, they have to make copies of all reports and mail them. Lifequest will be able to pull the reports right off of the web. Badger is currently charging 12.37% but they also use a third party collection company. They will save a little on their annual support fee they are charged right now if they switch to lifequest. Spvr. Lecus moved, seconded by Spvr. Ryan to set up the medical billing through Lifequest, carried 3/0.

c. **Discussion/Decision on Joint Effort with Union Grove/Yorkville F. Dept.**: Ch. Kastenson stated that they discussed this at the November 16, 2009 meeting. Chief Babe read the letter that both departments are going to provide to Racine County dispatch. Spvr. Lecus moved, seconded by Spvr. Ryan to approve, carried 3/0.

7.) Planning Commission:

a. **John & Cheryl Welch, 2204 43rd St. – Lot line adjustment:** John Welch was present. The Planning Commission stated that they would be open to allowing a lot line adjustment after the homes are built. Mr. Welch stated that it would benefit them prior to building because they want to put two homes on the 19 acres of land. Home number one would be built next year and home two would be built years down the road. He explained that for mortgage purposes, if daughter number one builds on 17 acres of land and gets a mortgage for those 17 acres, it can complicate things. He also pointed out that the question could come up as to why one daughter should pay taxes for 17 acres when she knows down the road that some of that acreage would not longer be hers. Mr. Welch explained that he has spoken to the county and has not discussed specifically with regards to this, but stated that the county had always said that they are more lenient than the town. Ch. Kastenson stated that he does not have a problem with this but he wants to make sure the county approves this. Mr. Welch stated that he has been informed by the county that if the town approves this, then they most likely will. Spvr. Ryan stated that the lot line adjustment is not the problem, but rather if he turns the lots into substandard lots. He does not want to lose the grandfathered status if he changes the lot line. Spvr. Lecus moved, seconded by Spvr. Ryan to approve the lot line adjustment with Racine County's approval if necessary and that the two lots will never be more than two buildable lots which will maintain the present grandfathered status, carried 3/0.

b. **Mike Ratchford, 1442 43rd St. – Pond permit application:** Mr. Ratchford was present. The planning commission approved with all town engineer's recommendations, that the town engineer be contacted for final inspection and that double permit fees be paid. Spvr. Lecus moved, seconded by Spvr. Ryan to approve the pond permit application with all stipulations set forth by the planning commission and town engineer, carried 3/0.

c. **Keith Fehl, 1120 Waukesha Rd., Variance for Building Size:** Mr. Fehl was present. The planning commission approved the request as long as all Racine county conditions are followed. Spvr. Lecus moved, seconded by Spvr. Ryan to approve with all planning commission stipulations set forth. Ch. Kastenson mentioned item number four on the county's conditions and just wanted to make sure that Mr. Fehl understood if he ever sold this property, there could only be one home on it. Mr. Fehl stated that he does understand this. Motion carried 3/0.

d. **Chad Montgomery, 2539 43rd St. – After-the-Fact Land Disturbance Permit:** Mr. Montgomery was present. The planning commission approved the application as presented with double permit fees being required and that all town engineer recommendations are followed. Spvr. Lecus moved, seconded by Spvr. Ryan to approve as recommended by the planning commission and town engineer. Spvr. Ryan questioned the concrete storm sewer on the property. Mr. Montgomery stated that they have to place silt fence around it and they are about twenty feet from this site. Motion carried 3/0.

8.) Stormwater Utility District Commission

a. **Discussion/Possible Decision on tile/stream improvement on town/reichel property:** Spvr. Ryan moved, seconded by Spvr. Lecus to hold over to the December 14, 2009 meeting, carried 3/0.

Ordinances & Resolutions

b. **Review/Adoption of Resolution 2009-26 titled "A Resolution to Amend Resolution 2007-04 & Adopt the Municipal Court Bond Schedule for the Town of Raymond Municipal Court":** Spvr. Lecus moved, seconded by Spvr. Ryan to read by title only, carried 3/0. Spvr. Ryan moved, seconded by Spvr. Lecus to adopt resolution 2009-26, carried 3/0.

c. **Review/Adoption of Resolution 2009-27 titled "A Resolution to Amend the Pay Schedule for all town employees/officials":** Spvr. Lecus moved, seconded by Spvr. Ryan to read by title only, carried 3/0. Spvr. Ryan moved, seconded by Spvr. Lecus to adopt resolution 2009-27, carried 3/0.

9.) New Business

a. **Discussion/Possible Decision on Waste Facilities Siting Committee:** Spvr. Lecus stated that he spoke to Mike Hackney of Waste Management on this issue and was told that one of the guys that sits on the board holds three seats on other boards as well. If there is a conflict of interest, he has got it. The town can have two people sit in, but they are allowed one seat on each committee. Ch. Kastenson questioned having two people sitting with one being an alternate. Ch. Kastenson stated that he would like to have Stan Bugnacki placed in that seat since Billy Theys sits on that seat but is gone often. Spvr. Lecus moved, seconded by Ch. Kastenson to have Billy Theys put on that seat along with Stan Bugnacki. Motion carried 3/0. Stan Bugnacki stated that when you have two people, it is hard to have both notified. Spvr. Lecus questioned if it would make matters easier if he makes Stan the lead. Stan stated that it would be fine.

b. **Review/Possible Decision on Special Assessments to be added to tax bills for unpaid invoices:** Spvr. Ryan questioned if any of the property owners have been notified. Clerk Morgan stated that the town accountant has sent letters to each of them informing them that these amounts will be placed as special assessments on their tax bills. Spvr. Ryan moved, seconded by Spvr. Lecus to place special assessments on all presented if they are not paid within the fifteen day period, carried 3/0.

c. **Review/Discussion on Letter Received from David Berka, 4741 5 Mile Rd., Re: Engineering Reimbursement:** Ch. Kastenson stated that Engineer Stamborski has spoken to Mr. Berka regarding his concerns. Ch. Kastenson suggested this be held over to get further information from Engineer Stamborski. Spvr. Lecus moved, seconded by Ch. Kastenson to hold over, carried 3/0.

d. **Review/Approval of 2010/2011 Election Officials:** Spvr. Lecus moved, seconded by Spvr. Ryan to approve the 2010/2011 election officials, carried 3/0.

10.) **Unfinished Business:** None.

11.) **Public Comment:** Resident Joe Pohlhammer stated that he was unaware there is a time limit on public comment. He stated that he asked for a planning commission meeting on the 17th and did not get one. He stated that Harold Strohmeier is his contact person and he informed him that the board wanted to hold the meeting on the 16th instead and he asked to have one of the supervisors call him to be at the closed session meeting to get these issues resolved. Harold told him that they cannot speak to him about the development because he has an attorney retained. He does not have an attorney retained, he has consulted with attorneys. There is an issue with the field tiles and there was a meeting as to getting them recorded and Engineer C. Stamborski told him that. He does not have complete drawings and some of the tiles are not shown. With regards to the tiles not shown, he spoke to Engineer Stamborski and he went off on his interpretations again. Mr. Pohlhammer stated that in the town's ordinances, it states that if there is a difference in interpretation it is that it always favors the town and the people in it. He is questioning why all the tiles would not be recorded on the map. He stated that he spent a whole day locating tiles and they are not all shown on the drawings. They need to be on the drawings. They have a town engineer recommending not showing them on the drawings. He has been calling to get this issue resolved. He wants the board to know that the water level in the pond is very low and the ordinance states it has to be three feet. The safety ledge is too steep as well. He stated that he would like to have this resolved as soon as possible. Resident Sharon Korponai questioned if the contract was found for the 43rd street recycling center. She also stated that at the budget hearing, the attorney mentioned something about the border agreement with Caledonia and there being a secondary contract. Ch. Kastenson explained that they had to take part of it out. Clerk Morgan will forward the information via E-mail to answer Mrs. Korponai's questions. Resident Stan Bugnacki stated that Mike Hackney of Waste Management has been trying to close 43rd street recycling center for ten years because then they would get to keep the recycling money. Spvr. Lecus stated that the town is $8,000 over budget this year in the recycling account. Stan stated that he will have to go over those numbers again. He also mentioned that American T.V. will take up to two old televisions even if you do not purchase a new one. He attended the monitoring committee meeting on November 5, 2009. One of the things he noticed on the minutes is that they are awaiting a response

from the state and once they deem it complete, then the DNR will do their final analysis. They are hoping it will be coming soon.

12.) **Communication & Announcements:** Clerk Morgan announced an upcoming meeting of the Western Racine County Alliance. Spvr. Lecus will attend this meeting.

13.) **Adjournment:** Spvr. Ryan moved, seconded by Spvr. Lecus to adjourn, carried 3/0. Meeting adjourned at8:21p.m.

Respectfully Submitted,

Kari D.L. Morgan

Kari D.L. Morgan, Town Clerk

F: Minutes/2009/11.23.09