

TOWN BOARD – NOVEMBER 28, 2011

On Monday, November 28, 2011, the Town Board of the Town of Raymond held their regular monthly meeting. The meeting was called to order at 7:30 PM. Roll call was taken as follows: Present were, Chairman, Gary Kastenson; Supervisors, Paul Ryan and Stan Bugnacki. Absent were, Supervisors, James Phillips and Joe Pohlhammer. Also in attendance were, Town Clerk, Linda M. Terry; Town Treasurer, Lee Marie Toll, and Fire/Rescue Chief, Alan Babe.

The Treasurer's Report was read as follows:

Community State Bank - General Checking

Beginning Balance		\$577.35
Deposits:	37,263.88	
Transfers in:	277,216.17	
Interest Earned	3.35	
Miscellaneous Credits	190.21	
Correcting Journal Entries made		
TOTAL DEPOSITS:		314,673.61
Disbursements:	(313,713.09)	
Transfers out:	-	
Bank Charges & Miscellaneous Deductions	(363.23)	
Correcting Journal Entries made		
TOTAL DISBURSEMENTS:		(314,076.32)
ENDING BALANCE:		1,174.64
OTHER ACCOUNTS:		

UNRESTRICTED

Community State Bank - Money Market	113,707.27	
Less LOC for Stone Creek Crossing	<u>(1,136.52)</u>	112,570.75
State LGIP Fund - Tax Investment		<u>19,177.02</u>
TOTAL UNRESTRICTED FUNDS		131,747.77

RESTRICTED

Community State Bank - Bond Escrow	61,393.62
Community State Bank - Money Market/Stone Creek LOC	1,136.52
Community State Bank Storm Water Utility	71,668.10
Community State Bank Cemetery Fund	4,328.06
State LGIP Funds - Bond Escrow	20,266.33
State LGIP Funds - Cemetery	15,230.28
State LGIP Funds - Equipment Reserve	40,859.76

State LGIP Funds - Land Reserve	22,835.23
State LGIP Funds - RJM LLC - Asphalt	32,414.86
TOTAL RESTRICTED FUNDS	270,132.76
ALL TOWN BANK ACCOUNTS	\$ 403,055.17

The Treasurer's Report was **APPROVED ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.**

At this time, Treasurer Toll stated that, during the budget workshop, we had discussed the possibility of getting a check scanner. She has information on this now – it will be approximately \$28.00 a month for the fees, but she will try to get that amount down. By using the scanner, it will get the money to the bank immediately. She received the quote last week, and that is why it is not a line item on the agenda.

Chairman Kastenson stated that, because the cost is less than \$500.00, Ms. Toll will not be “board action” on this matter.

Supervisor Ryan stated that he will be abstaining from any discussion regarding this matter because he is an employee of Chase Bank.

It was the consensus of the Board that Ms. Toll can proceed with the scanner at Chase Bank.

BILLS PAID FROM OCTOBER 24th – NOVEMBER 23RD: Town=\$313,713.09; SWUD=\$3630.98, WERE APPROVED ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.

MINUTES FROM PREVIOUS MEETINGS OF: 10/24/11; 10/31/11 AND 11/7/11: WERE APPROVED ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.

SET AGENDA:

The agenda was changed as follows:

4a – Raymond School will be immediately following public comment

4e – Will be right after fire department business

SHERIFF'S REPORT:

Sergeant Mattke gave his monthly report to the Town. He also informed the Board members that the Sheriff's Department is coming close to the cap for expenditures that the Town has. He did inform the board that the Sheriff's Department will still cover the Town even though the budget has been reached.

He stated that he and his daughter attended the annual Pancake Breakfast put on by the Fire/Rescue Department – it was a very nice event.

He suggested that the Town consider amending their ordinance regarding the drug THC, to include “synthetic” THC (K2 and K3).

Vandalism is still an on-going issue in the Town, as well as in other areas. Mailbox smashing is a big thing in the County.

Chairman Kastenson asked what will happen with all of the money that was found during the recent drug bust in Raymond.

Sgt. Mattke stated that “usually” the arresting agencies divide the money; however, there are other issues in this matter.

Supervisor Bugnacki stated that a resident contacted him to let him know that a deputy removed cardboard from the road – they were impressed that the deputy would do such a thing.

PUBLIC COMMENT – Discussion of any matter raised by the Public:

Bob Flasz:

He has always opposed the release of water from the Gayhart Pond, onto his property. During the frost

months, this valve is supposed to be closed – it would be his suggestion that the Town close it. Also, the heating unit is still functioning.

He also stated that he reported a soil disturbance in February and again in March. It was also brought to this board's attention in July and August. It does not seem appropriate to require soil disturbance permits when the Board is not going to enforce the ordinance.

John Strueder

He would like to speak on Item 2a and 2b.

Discussion/Decision regarding Waiving Permit Fees for Raymond School:

Mr. Joe Dawidziak, the Principal from Raymond Grade School, approached the Board. He said that about a year ago, he submitted plans for the bell at the school. The booster club is paying for this. He has received the zoning permit from Racine County, and they have waived the permit fees. He then brought the zoning permit and plans to the Town's building inspector. He was informed that the permit fee would be around \$485.00, plus \$150.00 for the electricity. He was also informed that it would be that expensive because the school is considered a commercial building, and the cost is based on the square footage of the entire building. He would respectfully request that the permit fees be waived.

Chairman Kastenson feels the Town should waive all fees.

MOTION TO WAIVE ALL TOWN OF RAYMOND BUILDING FEES, MADE ON A BUGNACKI/RYAN MOTION. MOTION CARRIED 3-0.

1) Fire Department Business:

a. Discussion regarding Conceal Carry Law:

Chief Babe stated that the Town really needs to start discussing this matter.

Chairman Kastenson asked if this would come under the "by-laws" of the fire/rescue department?

Chief Babe said that it would come under the Standard Operating Procedures.

Sgt. Mattke stated that there is presently a policy on the Sheriff's desk, which should be considered in the very near future.

Chief Babe stated that SRTC (Southeastern Regional Trauma Center) is following Ohio's policy.

Chairman Kastenson feels that any weapons found at an accident scene, should be turned over to the Sheriff's Department.

Sgt. Mattke once again stated that there is presently a policy on the Sheriff's desk – he will advise the Sheriff of the Town's concerns.

This item will be placed on the December meeting agenda.

Supervisor Bugnacki stated that the Town's Association meeting is December 6th, and he will find out as much information as possible regarding this matter, and bring it back to the Town.

b. Communications / Announcements:

*Chief Babe reported that the signage for the long driveways is coming along. The homeowners are responsible for the costs.

*Right now, the Town pays \$1900.00 for our portion of the medical director's fees; we have petitioned Wheaton Franciscan, and now, our fees will be around \$1100.00.

*Introduced Chief Robins from Wind Lake Fire/Rescue Department. Chief Babe would like to enter into an automatic agreement with Wind Lake, instead of a "working still".

Chief Robins would also like an automatic agreement with Raymond, similar to the one that Raymond has with Union Grove. We work together a lot and we share borders. It would be a huge benefit both ways.

This item will be placed on the December meeting agenda.

Discussion/Decision regarding possible disputes in Oak Grove Cemetery/Pete Bailey:

Mr. Pete Bailey was present for the meeting. He stated that he surveyed Oak Grove Cemetery a few years ago. He would recommend re-platting a portion of the cemetery.

Supervisor Ryan would suggest Mr. Bailey and Mr. Hoppe get together and bring something to the Board.

Mr. Hoppe stated that the cement plugs were there for years and we have to go by the plugs.

Mr. Bailey stated that this is a matter of correcting the map, not moving people.

MOTION TO NOT SELL ANY CEMETERY LOTS IN OAK GROVE CEMETERY FROM #207 – 283, MADE ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.

2) Storm Water Utility District:

a) Discussion/Decision 2012 SWUD Project

Supervisor Ryan stated that the SWUD will be having a separate meeting on Monday, December 5th, to have the property owners present, and have access agreements ready for signatures at that time.

b) Discussion/Decision status of tile policy / ordinance

The SWUD Commission has requested again that the Town look at adopting a Tile Ordinance. Anything over 15 inches, the SWUD will check into. The SWUD talked about this for public safety, etc. They had a draft ordinance about 8 months ago. Should the SWUD be dealing with tiling or not?

Mr. John Strueder stated that the Town has already worked on two tiles in the Town.

Supervisor Ryan stated that the Storm Water Ordinance right now deals with surface water. We would need a new ordinance.

THIS WILL BE PLACED ON NEXT MONTH'S PLAN COMMISSION AGENDA.

3) Plan Commission Business:

a. Variance:

**Ramon Arciga & Nancy Arciga Mendez: 712-60th Street, for oversized outbuilding:
APPROVE PLAN COMMISSION'S RECOMMENDATION FOR APPROVAL, MADE
ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.**

b. Conditional Use:

Bruce/Donna Babcock: 3346-68th Street:

**APPROVE PLAN COMMISSION RECOMMENDATION FOR APPROVAL; WITH
THE ADDITION THAT THIS CONDITIONAL USE IS FOR THE PROPOSED BUYERS
ONLY – IF THEY DO NOT PURCHASE THE PROPERTY, THE APPROVAL BECOMES
NULL AND VOID, MADE ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.**

Lia Sader: 1439-92nd Street:

Chairman Kastenson asked if the building was handi-cap accessible?

Ms. Sader stated that this is not for physically handi-capped children.

**APPROVE PLAN COMMISSION'S RECOMMENDATION FOR APPROVAL, WITH
CONDITIONS PLACED BY THE COUNTY, MADE ON A RYAN/BUGNACKI MOTION.
MOTION CARRIED 3-0.**

Mike Sinda: 10126-W. 7-Mile Road:

**APPROVE PLAN COMMISSION'S RECOMMENDATION FOR APPROVAL, WITH
THE CONDITION THAT WHEN THE ROAD POSTINGS ARE ON, THE EQUIPMENT
WILL BE PARKED AT MR. SINDA'S BROTHER'S PLACE, MADE ON A
RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.**

c. Soil Disturbance Permit:

Andy Schroepfer: 5378 – Highway “G”

Mr. Schroepfer stated that he needs to contact the Town’s Engineer, Chris Stamborski.

Mr. Scott Brenton, from the Town’s Plan Commission said that, according to Mr. Schroepfer, he is not doing anything more – he just wants to grade out the berm.

Supervisor Ryan feels that it was the prior property owner that changed the grade.

TABLE THIS MATTER UNTIL DECEMBER, MADE ON A BUGNACKI/RYAN MOTION. MOTION CARRIED 3-0.

Brad Balfanz: 9681 – 5 Mile Road:

Mr. Balfanz was present for the meeting.

Chairman Kastenson asked how far he is from the lot line?

Mr. Balfanz stated that he will be at least 100 feet from the lot line.

Mr. Joe Strueder, from the Plan Commission, stated that Mr. Balfanz will be locating the tile on his property and staying away from it.

Supervisor Ryan asked if this adheres to the Town’s Pond Ordinance?

Mr. Balfanz said that he needed a soil disturbance permit because the pond is smaller than 4000 square feet.

APPROVE PLAN COMMISSION’S RECOMMENDATION FOR APPROVAL, WITH THE CONDITION THAT BRAD PUTS IN A SAFETY SHELF AND IF THE TOWN ENGINEER HAS ANY CONCERNS, HE MUST FOLLOW THEM, BUT THE TOWN ENGINEER MUST GET BACK TO HIM IN 96 HOURS AND IF HE LOCATES ANY FIELD-DRAIN TILE, HE IS TO REPORT IT TO THE STORM WATER UTILITY DISTRICT, MADE ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.

4) Town Business:

**a. Discussion/Decision regarding 2012 Liability Insurance for the Town:
APPROVED ON A BUGNACKI/RYAN MOTION. MOTION CARRIED 3-0.**

**b. Discussion/Decision regarding crosswalk across 7-Mile Road; and the West Frontage Road: (previously tabled):
REMAIN ON THE TABLE UNTIL MORE INFORMATION IS OBTAINED.**

**c. Discussion/Decision regarding setting date and time for Special Joint Meeting for Gelhaus Minor Land Division:
TABLE THIS MATTER, MADE ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 3-0.**

**d. Discussion/Decision regarding changing the date of the December, 2011 Town Board Meeting:
SET DECEMBER MEETING DATE FOR TUESDAY, DECEMBER 27, 2011, AT 7:30 PM,
MADE ON A BUGNACKI/RYAN MOTION. MOTION CARRIED 3-0.**

**e. Discussion/Decision regarding alternate dates for Recycling Center instead of Christmas Eve and New Year’s Eve:
THE FOLLOWING WILL BE THE DATES FOR THE RECYCLING CENTER DURING THE HOLIDAYS:**

**WEDNESDAY, DECEMBER 21ST
WEDNESDAY, DECEMBER 28TH
WEDNESDAY, JANUARY 4TH**

f. Communications and announcements:

Update on Metro Landfill (Supervisor Bugnacki)

Supervisor Bugnacki stated that he attended a meeting at Waste Management in November. They are anticipating five more months left on the "hill", and then, they will be starting in the expansion area. He has a copy of the well samples if anyone is interested.

**AT 9:20 PM, THE MEETING WAS ADJOURNED ON A RYAN/BUGNACKI MOTION.
MOTION CARRIED 3-0.**

Respectfully submitted,

*Linda M. Terry
Town Clerk*