

## JULY 23, 2012

On Monday, July 23, 2012, the Town Board of the Town of Raymond held a special meeting at 7:00 PM. At that time, Chairman Kastenson called the meeting to order. Roll call was taken as follows: Present were Town Chairman, Gary Kastenson; Supervisors, Stan Bugnacki, James Phillips, Paul Ryan and also newly elected Supervisor, Tim Geszvain. Also in attendance was Town Clerk Linda Terry, Mr. Wesley Gable from Local 43; and DPW Employees, Albert Hagemann and John Ertl.

Mr. Gable presented the Board with the Contract Proposal for Members of Teamsters Local Union No. 43, so as to commence negotiations with the Highway union with an exchange of initial proposals along with supporting rationale, if any, pursuant to sec. 111.70(4)(cm)2, Wis. Stats."

Immediately after receiving the contract proposal, the Board moved to Closed session pursuant to s. 19.85(1)(c), for considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, and s. 19.85(1)(g) for the purpose of conferring with legal counsel for the Town of Raymond who is rendering oral or written advice concerning strategy to be adopted by the Town with respect to the pending litigation known as "Town of Raymond v. Michael J. Ladwig," Racine County Circuit Court Case No. 11 CV 3198, **ON A PHILLIPS/BUGNACKI MOTION. ROLL CALL VOTE TAKEN – MOTION CARRIED UNANIMOUSLY.**

At 7:20, Mr. Gable and the DPW Employees left the closed session and Attorney Valjon Anderson joined the meeting to discuss pending litigation.

At 7:35 PM, the Board moved to **Open Session, to potentially discuss and/or take possible action on those issues discussed in closed session and to take other action as may be appropriate and related to these matters, made on a RYAN/PHILLIPS MOTION. MOTION CARRIED 5-0.**

**APPROVE THE SETTLEMENT DRAFTED BY THE ATTORNEYS IN THE LITIGATION MATTER, MADE ON A RYAN/GESZVAIN MOTION. MOTION CARRIED 5-0.**

### THE BOARD STARTED THEIR MONTHLY MEETING:

The Pledge of Allegiance was Recited.

Roll call had previously been take; however, in addition to the aforementioned persons, also in attendance for the monthly meeting were, Town Treasurer, Lee Marie Toll; and Town Fire/Rescue Chief, Alan Babe.

Ms. Toll read the Treasurer's report was follows:

Community State Bank - General Checking		
Beginning Balance		<b>\$11,681.83</b>
Deposits:	50,634.88	
Transfers in:	44,748.87	
Interest Earned		1.99
Miscellaneous Credits/Voiced Checks		
Journal Entries debiting checking		
<b>TOTAL DEPOSITS:</b>		<b>95,385.74</b>
Disbursements:	(68,740.08)	
Transfers out:	(20,000.00)	
Bank Charges & Miscellaneous Deductions	(10.00)	
Journal Entries crediting checking		
<b>TOTAL DISBURSEMENTS:</b>		<b>(88,750.08)</b>
<b>ENDING BALANCE:</b>		<b>18,317.49</b>

JP Morgan Chase - Scan Account  
Checking

Beginning Balance	<b>\$172,433.31</b>	
Deposits:		
Transfers in:		
Interest Earned		
Miscellaneous Credits	\$133.37	
Journal Entries debiting checking		
<b>TOTAL DEPOSITS:</b>	<u>\$133.37</u>	
Disbursements:		
Transfers out:	(10,000.00)	
Bank Charges & Miscellaneous Deductions		
Journal Entries crediting checking		
<b>TOTAL DISBURSEMENTS:</b>	<u>(10,000.00)</u>	
<b>ENDING BALANCE:</b>		<b>\$162,566.68</b>

**OTHER ACCOUNTS:**

**UNRESTRICTED**

Community State Bank - Money Market	23,415.52	
State LGIP Fund - Tax Investment	19,195.49	
<b>TOTAL UNRESTRICTED SAVINGS</b>		<u>42,611.01</u>
<b>TOTAL UNRESTRICTED FUNDS</b>		<b>223,495.18</b>

**RESTRICTED**

Community State Bank - Bond Escrow	59,451.04	
Community State Bank Storm Water Utility	66,729.93	
Community State Bank Cemetery Fund	4,416.92	
State LGIP Funds - Bond Escrow	20,285.86	
State LGIP Funds - Cemetery	15,244.96	
State LGIP Funds - Equipment Reserve	32,076.22	
State LGIP Funds - Land Reserve	22,857.25	
State LGIP Funds - RJM LLC - Asphalt	32,446.10	
<b>TOTAL RESTRICTED FUNDS</b>		<u>253,508.28</u>

**ALL TOWN BANK ACCOUNTS** **\$ 477,003.46**

The Treasurer's Report was APPROVED AS READ ON A RYAN/PHILLIPS MOTION. MOTION CARRIED 5-0.

Bills paid in the amount of \$68,740.08, from June 26, 2012 – July 23, 2012, were **APPROVED ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 5-0.**

Minutes from previous meeting of June 25, 2012, were **APPROVED ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 5-0.**

**SET AGENDA:**

**Items 4c & d will be moved to after fire department.**

**SHERIFF'S REPORT:**

The Sheriff's Report was handed out to the Board members. It was stated that on June 22<sup>nd</sup> the Sheriff's Department responded to a suspicious vehicle call; because of this, there may be quite a few investigations cleared up in the Town.

Second shift will be trying to log more hours.

Supervisor Ryan questioned Highway "G" speed limit being changed, but only from one direction.

The Sheriff's Department will look into this.

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

**Jean Babe:**

Asked if there has been any more information regarding the flashing lights on 76<sup>th</sup> Street?

Chairman Kastenson stated that he has not heard anything more from Paul Vnuk.

**1) Fire Department Business:**

**a. UPDATE ON FEMA – AFG Grant for 2012:**

Chief Babe reported that the FEMA Grant was submitted for \$125,000.00. He will not find out if the Town will receive any grant monies until fall.

**b. Communications / Announcements:**

\*\*The Town is still under a burn ban.

\*\*The Racine County Fair is going to be starting this week. We will have our Gator tractor there for all five days. We will be operating as IV Techs.

\*\*There will be approximately 400 – 600 motorcycles coming through Town on Saturday.

\*\*The Explorer post has a SWAT vehicle. They would like for the Town to license it. There is quite a huge reduction in the cost of registering the vehicle if it is registered under a municipality.

\*\*The Town should be getting approximately \$15000.00 for the ACT 102 money – this will need to be deposited in the revenue side of the Fire/Rescue Department Budget.

Supervisor Geszvain will be speaking with Chief Babe after the meeting – he would like to be the liaison for the Fire/Rescue Department.

**THE BOARD WILL TAKE FORMAL ACTION ON THIS MATTER AT THE NEXT BOARD MEETING.**

Supervisor Phillips asked if the Town had a burning ordinance?

Chief Babe said that the Town follows the County Ordinance.

**2) Storm Water Utility District:**

Supervisor Ryan stated that all that still needs to be done is the spraying, and the District is under budget.

Supervisor Bugnacki stated that when they did the East Branch of 43<sup>rd</sup> Street, there are still loose branches laying around.

Supervisor Ryan said that when they did the job, the water level was quite high and now that the project is done, the water level is quite a bit lower. The property owners are still responsible for some of their own clean-up.

**3) Plan Commission Business:**

**a. Variance: Kim & Paul Thiessenhusen – 326-124<sup>th</sup> Street, for an additional outbuilding (33 x 33): APPROVED ON A GESZVAIN/RYAN MOTION. MOTION CARRIED 5-0.**

Chairman Kastenson questioned the placement of the new building.

Mr. Thiessenhusen stated that it would be quite a bit away from the lot line.

**4) Town Business:**

**a. Animal Control Ordinance: Discussion/Possible Decision: Previously tabled – no new information received to date:**

Supervisor Bugnacki stated that he had received a letter from the Humane Society.

**TABLE THIS MATTER UNTIL WE RECEIVE INFORMATION, MADE ON A RYAN/GESZVAIN MOTION. MOTION CARRIED 5-0.**

**b. Amendment to Minor Land Division: Discussion/Possible Decision: Previously tabled – no new information received to date:**

Supervisor Ryan stated that if we make a change to the Ordinance, we need to have a public hearing first. He would suggest that the Plan Commission choose a section of the Ordinance that needs to be changed and show the Board the proposed changes.

**TABLE THIS MATTER, MADE ON A PHILLIPS/BUGNACKI MOTION. MOTION CARRIED 5-0.**

**c. Discussion/Decision regarding DPW Employment Contract:**

**APPROVE THE NEW LABOR CONTRACT DATED JANUARY 1, 2012 – DECEMBER 31, 2012, WITH A 2.01% INCREASE FOR THE DPW EMPLOYEES – THIS RAISE WILL BE RETROACTIVE TO JANUARY 1, 2012, MADE ON A PHILLIPS/BUGNACKI MOTION. MOTION CARRIED 5-0.**

**d. Discussion/Decision regarding Award of Five Mile Road Paving Project:**

Supervisor Geszvain stated that he has worked with all four companies that submitted bids, and as long as RA Smith will be doing the inspecting of the project, he is fine with the bid.

**APPROVE BID FROM BLACK DIAMOND IN THE AMOUNT OF \$116,587.00, MADE ON A GESZVAIN/BUGNACKI MOTION. MOTION CARRIED 5-0.**

**e. Discussion/Decision regarding School/Town Shared Resources / Supervisor Phillips:**

Supervisor Phillips met with the School Board. The school is willing to pay the hourly rate and fuel. The school would like to work together with the Town for Snow Plowing and Grass Cutting.

Mr. John Ertl, from the Town's DPW stated that the Town cannot in good conscience, plow the school yard and not be plowing the roads first.

Supervisor Phillips would like a bid from the Town for the lawn mowing.

Mr. Dave Prochnow, from the audience, stated that he is in the business of landscaping – his company would not do the school for less than \$285.00 per mowing.

Mr. Ertl felt that it would take at least 6 hours to maintain the school lawn.

Mr. Paul Thiessenhusen suggested one person "test cut" the school to see just how long it takes.

Supervisor Phillips will get more information to Mr. Ertl.

Chairman Kastenson feels that the school should not pay for the equipment use – the residents of the school district already pay taxes.

**TABLE THIS MATTER UNTIL ADDITIONAL INFORMATION IS RECEIVED, MADE ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 5-0.**

**f. Discussion/Decision regarding Resolution #2012-01 regarding Hazard Mitigation:**

**APPROVED ON A RYAN/PHILLIPS MOTION. MOTION CARRIED 5-0.**

**5) Communications and Announcements:**

Clerk Terry updated the Board on the fact that the one air conditioning unit is not working in the Town Hall. The cost for replacement and installation will be under \$3000.00.

**AT 8:30 PM, THE MEETING WAS ADJOURNED ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 5-0.**

Respectfully submitted,

Linda M. Terry  
Town Clerk  
Town of Raymond