MARCH 25, 2013

SPECIAL MEETING AND TOWN BOARD MEETING

On Monday, March 25, 2013, the Town Board of the Town of Raymond, held a Special Meeting. The meeting was called to order at 7:00 PM. Roll call was taken as follows: Present were, Chairman Gary Kastenson; Supervisors, Paul Ryan; James Phillips and Tim Geszvain. Supervisor Stan Bugnacki was absent. Also present were Town Clerk, Linda M. Terry and Town Building Inspector, Lee Greivell.

Immediately after roll call, the Board convened 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, **on a PHILLIPS/GESZVAIN MOTION. Roll Call vote taken – Motion Carried 4-0.**

After discussion regarding the Building Inspector Contract, the Board reconvened to Open Session **ON A RYAN/PHILLIPS MOTION. MOTION CARRIED 4-0.**

MOTION TO APPROVE BUILDING INSPECTOR CONTRACT, MADE ON A RYAN/GESZVAIN MOTION. MOTION CARRIED 4-0.

At 7:20 PM, the Board moved to Recess prior to the Regular Town Board meeting which will start at 7:30, **MADE ON A GESZVAIN/PHILLIPS MOTION. MOTION CARRIED 4-0.**

At 7:30 PM, the Board came out of recess to begin the regular Town Board Meeting, **ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 4-0.**

The Pledge of Allegiance was recited.

At this time, Supervisor Stan Bugnacki was present for the meeting, as were, Town Treasurer, Lee Marie Toll; Town DPW, John Ertl; Town Fire/Rescue Chief, Alan Babe; Town Auditor, Julie Craig; Town Engineer, Chris Stamborski; and Racine County Sheriff's Department Sgt., Bill Mattke.

Treasurer Toll read the Treasurer's Report as follows:

Community State Bank - General Checking Beginning Balance		**$18,257.18**	
Deposits:	26,700.14		
Transfers in:	186,532.32		
Interest Earned	39.44		213,232.46
Miscellaneous Credits/Voided Checks	2,416.52		
Journal Entries debiting checking			
TOTAL DEPOSITS:		215,688.42	
Disbursements:	(192,012.45)		
Transfers out:			
Bank Charges & Miscellaneous Deductions	(1,000.00)		
Journal Entries crediting checking	(10.00)		
TOTAL DISBURSEMENTS:		($193,022.45)	
ENDING BALANCE:			**40,923.15**

JP Morgan Chase - Scan Account			
Checking			
Beginning Balance		**$312,458.50**	
Deposits:	-		
Transfers in:			
Interest Earned			
Miscellaneous Credits			
Journal Entries debiting checking			
TOTAL DEPOSITS:		-	
Disbursements:			
Transfers out:	(125,000.00)		
Bank Charges & Miscellaneous Deductions			
Journal Entries crediting checking			
TOTAL DISBURSEMENTS:		(125,000.00)	
ENDING BALANCE:			**$187,458.50**
OTHER ACCOUNTS:			
UNRESTRICTED			
Community State Bank - Money Market		1,575.60	
State LGIP Fund - Tax Investment		25,395.98	
TOTAL UNRESTRICTED SAVINGS			**26,971.58**
TOTAL UNRESTRICTED FUNDS			**255,353.23**
RESTRICTED			
Community State Bank - Bond Escrow		58,494.04	
Community State Bank Storm Water Utility		119,173.13	
Community State Bank Cemetery Fund		10,176.41	
State LGIP Funds - Bond Escrow		20,307.74	
State LGIP Funds - Cemetery		15,261.41	
State LGIP Funds - Equipment Reserve		57,111.75	
State LGIP Funds - Land Reserve		22,881.91	
State LGIP Funds - RJM LLC - Asphalt		32,481.12	
TOTAL RESTRICTED FUNDS			**335,887.51**
ALL TOWN BANK ACCOUNTS			**$ 591,240.74**

The Treasurer's report was **APPROVED ON A PHILLIPS/BUGNACKI MOTION. MOTION CARRIED 5-0.**

Bills paid from February 23, 2013 – March 22, 2013 in the amount of $192,012.45, were **APPROVED ON A PHILLIPS/GESZVAIN MOTION. MOTION CARRIED 5-0.**

Minutes from previous meeting of February 25 and February 5, 2013 were **APPROVED WITH THE CHANGE THAT SUPERVISOR GESZVAIN WAS OPPOSED TO DENYING THE 7-MILE FAIR, MADE ON A PHILLIPS/GESZVAIN MOTION. MOTION CARRIED 5-0.**

PUBLIC COMMENT:

Dan Oakes was present for the meeting. He showed the Town Board a proposed plan for dividing that property into four parcels with Parcel "C" being proposed for an asphalt plant. This property is located at Highway "K" and the west frontage road.

SHERIFF'S REPORT:

Sgt. Mattke, from the Sheriff's Department, gave the Board his report. He states that things have been very quiet in the Town of Raymond this past month.

He went on to say that he had received a telephone call from Chairman Kastenson regarding a complaint about a wood burning stove. The Town has no ordinance, other than the nuisance ordinance at this time. The County doesn't have an ordinance regarding wood burning stoves either. Sgt. Mattke had suggested to the complainant that this may be a civil matter. He has not heard anything further.

Fire Department Business:

1. **Discussion/Decision regarding long driveway ordinance:**
   Chief Babe will be taking this matter before the Plan Commission at their April meeting. This proposed ordinance for clearing driveways, will become part of the long driveway ordinance.

2. **Update on VHF Radios:**
   Chief Babe stated that there was a meeting of the area fire chiefs at the Raymond Town Hall last month.

3. **Communications / Announcements:**
   *The Fire Department will be having a practice burn on April 20th of a house at 4720 – 6-1/2 Mile Road. We will be sending letters out to the neighbors.
   *Still working on tanker quotes.
   Supervisor Phillips asked if he was having any luck finding a used piece of equipment?
   Chief Babe said that he is not.

Storm Water Utility District Business:

Racine County Drainage Board Contract:

Supervisor Ryan stated that the Storm Water Utility District had approved this contract. He also stated that, due to the fact that this was an amount under $15,000.00 ($12000.00), this did not need Town Board approval. He also stated that this dollar amount was in the 2013 SWUD Budget.

Plan Commission Business:

NONE

Town Business:

1. **Discussion/Decision regarding Town Roads to be done in 2013:**
   Town Engineer Chris Stamborski handed out the cost estimates for the proposed roads to be done in the Town. The actual cost is approximately $200,000.00 per mile to reconstruct a road with four inches of asphalt. Mr. Stamborski suggested that the Town may want to consider borrowing the money.
   Mr. Ertl stated that there are many Town roads that need to be done, but, the Town just doesn't have the funding for such projects. He continued to say that there is not really "one" individual road that stands out as being worse than the rest.

Supervisor Ryan suggested 3 Mile Road and 7 Mile Road to be done for 2013. The traffic count on those two roads shows that they are the most traveled.

APPROVE RA SMITH TO GET BIDS ON 3 MILE ROAD AND 7 MILE ROAD AS DEFINED BY THE TOWN ENGINEER, MADE ON A RYAN/GESZVAIN MOTION. MOTION CARRIED 5-0.

2. **Discussion/Decision regarding the cutting of additional land at McPherson's Cemetery Property:**

Chairman Kastenson received a telephone call from a local farmer wishing to cut and bail the additional land surrounding McPherson's Cemetery. He would be willing to make a $100.00 donation to the Town.

Chairman Kastenson also stated that when the Town's DPW cut this grass, it is cut for Memorial Day; 4th of July and Labor Day. The farmer would have to make sure that the grass is cut for these Holidays.

Supervisor Phillips questioned the Town's liability if this would be approved.

Mr. Ertl stated that it would be saving the Town about five hours of DPW labor.

Supervisor Phillips stated that although it may sound like a good idea, it would be opening the door for others to want to use Town property.

DENY REQUEST, MADE ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 4-1, WITH CHAIRMAN KASTENSON OPPOSING.

Supervisor Phillips stated that it was nothing personal.

3. **Presentation of 2012 Town Audit – Auditor Julie Craig:**

At this time, Julie Craig presented the Town's 2012 Audit. She suggested that the Town get a policy in place for collecting delinquent personal property taxes.

Supervisor Ryan asked if the Town would be able to borrow 2 million dollars if a borrowing agency looked at the Town's financial statement?

Ms. Craig stated that she is not a borrower; however, the interest rates are very low right now. The Town really needs to consider the long-term picture. This year the Town ended up dipping into reserve money. There were unforeseen expenses in attorney fees; election expenses and Town Hall maintenance (new hvac).

4. **Discussion/Decision regarding Truancy Ordinance:**

TABLED ON A RYAN/PHILLIPS MOTION. MOTION CARRIED 5-0.

5. **Setting Date for Joint Meeting with Raymond School Board:**

Supervisor Phillips asked the Clerk to get dates from the Administrator.

6. **Discussion/Decision regarding Picnic License for RCBO – July 3 & 4, 2013:**

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

7. **Formal Acceptance of Deputy Clerk's Resignation:**

ACCEPT RESIGNATION, MADE ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 5-0.

Supervisor Phillips stated that she had done a good job for the Town.

8. **Conditional Use Amendment to permit retail auto sales on premises / 7 Mile Fair Auto Sales, LLC by Scott T. Niles, 2720 – 7 Mile Road: (previously denied):**

Supervisor Ryan stated that he denied this at the last meeting because, if Mr. Niles were a person coming into the Town with a new business, he would need to apply as a new business and make all of the application necessary with that new business. However, Mr. Niles has an entity and he is now making another entity within that entity.

Mr. Niles stated that people have always come to the 7-Mile Fair to sell their cars on consignment. We have 500 outside spaces and I am designating 30 lots for selling cars.

Supervisor Ryan stated that the County is going to ask for more detailed plans from Mr. Niles.

Supervisor Geszvain stated that they will have cars parked in the back, but during the week days, they will be parked in the front.

Supervisor Phillips feels that this is a completely separate business than what is presently there.

Chairman Kastenson asked if the most cars that he'd have for sale is 30?

Mr. Niles stated that there would be no more than 30 cars there.

Supervisor Ryan is very skeptical that the County or Caledonia will go along with this. He does want to get more business in the Town though. **Motion to Rescind his motion of last month wherein he denied the request, made on a Ryan/Phillips motion. Motion carried 5-0.**

MOTION TO APPROVE THE CONDITIONAL USE AMENDMENT FOR 7 MILE FAIR AUTO SALES, LLC, WITH THE CONDITIONSA THAT THEY RECEIVE CALEDONIA AND RACINE COUNTY APPROVAL AND THAT THEY COME BACK TO THE TOWN FOR ANY ADDITIONAL APPROVAL, MADE ON A RYAN/BUGNACKI MOTION. MOTION CARRIED 5-0.

9. **Update on I94 & Highway "K" Project:**

Chairman Kastenson stated that he received a telephone call from someone informing him that there was going to be 100,000 yards of dirt dumped on the Hagemann farm. After speaking to members of the DOT, it was discovered that there IS a necessity for a soil disturbance permit from the Town. The contractor doing the job has the understanding that there is no need for a permit. There will be a meeting at the Town Hall between the State DOT; the Town Chairman; 2 members of the Town's Plan Commission, and also the contractor wishing to do the work. The meeting will be Wednesday morning at the Town Hall.

Chairman Kastenson asked the rest of the Board if they felt the Attorney should be involved in this meeting.

Supervisor Phillips feels the Board should be involved.

Supervisor Ryan feels that the Chairman should have a discussion with the contractor first, however, if the contractor doesn't want to follow the Town's Ordinances regarding soil disturbance permits and any other permits necessary, at that point, the attorney should get involved.

Supervisor Geszvain also feels the attorney could get involved at a later time – not the initial meeting.

Supervisor Ryan reminded everyone that the Annual Crime Watch meeting is scheduled for Thursday, April 25th at 6:30 PM, at the Raymond Town Hall.

AT 9:00 PM, THE MEETING WAS ADJOURNED ON A PHILLIPS/RYAN MOTION. MOTION CARRIED 5-0.

Respectfully submitted,

Linda M. Terry
Town Clerk
Town of Raymond