

**TOWN OF EAST TROY, WALWORTH COUNTY WI
REGULAR TOWN BOARD MEETING
September 12, 2022 at 6:30 P.M.
N9330 Stewart School Rd., East Troy WI 53120**

*****MASKS ARE REQUESTED FOR IN-PERSON ATTENDANCE, IF YOU ARE NOT FULLY VACCINATED*****

AGENDA

ALL ITEMS LISTED ARE UP FOR DISCUSSION, CONSIDERATION, DELIBERATION AND POSSIBLE FORMAL ACTION

1. Call to Order/Roll Call
2. Pledge of Allegiance
3. Certification of Compliance of Open Meeting Law
4. Approval of Meeting Agenda
5. Minutes of the Previous Session, Special Meeting Minutes and Planning Commission Minutes
6. Treasurer's Report
7. Reports of Committees
 - A. Chairperson and/or Supervisor Reports
 1. Chairman's Meeting Report
 - B. Department of Public Works
 1. Update on damage to Bell School Road
 2. Bid Opening for Shorewood Drive repaving project
 - C. Police Report
 1. Katherine Laabs – pier permit at W1959 Itsa Little Road
 2. John Russell – pier permit at N9150 Humphrey Lane
 3. Mark Hosfield – pier permit at N9156 Humphrey Lane
 - D. ETAESD Report – Amended and Restated Emergency Services Agreement
 - E. Park Committee Report
 - F. Booth Lake Memorial Park Committee
 - G. Lake Beulah Management District Report
 - H. Recycling Committee Report
 - I. Library Report
 - J. Communications Committee Report
 - K. Planning Commission Report
 1. Variance Request for N9297 East Shore Rd., PET 900002G, Lance & Co LLC - owner and Nicholas Mather, Deep River Partners – applicant
 2. Variance Request for W1780 South Shore Dr., PCT 00003, Ted & Maura Kennedy – owner and Rob Miller Homes/ Bret Ahtenhagen's Seasonal Services - applicants
8. Public Comments
9. Unfinished Business
 - A. Update on Police Garage information from Kehoe Henry
 - B. Legislative Action to rescind Ordinance 2022-3 Chapter 10.46 Regarding ATV Routes and Regulations in the Town of East Troy
10. New Business
 - A. Approve Appointment of Ben Smith to Town of East Troy Planning Commission

11. Attorney's Report

A. Resolution 2022-9 approving the Special Charge for Garbage and Refuse Collection for 2023

12. Public Comments

13. Licenses and Special Event Permits

A. Special Events permit for J2N Holdings for the East Troy Farmers Market at N8030 Townline Road
On 9/9, 9/16, 9/30, 10/7, 10/14, 10/21 and 10/28/2022 and a Temporary Class B License for said events

14. Special and Pending Meetings

A. Set dates for contract negotiations

15. Review Bills for Payment

16. Adjourn

Persons with Disabilities who need accommodations to attend the meeting should contact the Town Clerk at this address as soon as possible: N9330 Stewart School Rd., East Troy WI 53120 or call 262-642-5386.

TOWN OF EAST TROY PLANNING COMMISSION MINUTES
June 1, 2022 at 6:30 P.M.

Chairman Cook called the meeting to order at 6:30 P.M. Commissioners Denhart, DeGrave, Celley and Gordon were in attendance. Commissioner Wucherer will be filling the seat of Commissioner Kesselhon and Commissioner Smith will be filling the seat of Commissioner Zelenski as of this date. Secretary Olson was also in attendance.

Chairman Cook explained the procedure of the proposal and explained that this Commission operates on a split meeting format and this is the Public Hearing portion of the March Planning Commission Meetings. The commissioner's viewing and decision-making meeting will be June 15, 2022 at 6:30 P.M., if a decision is not made in this meeting. The petitioner or agent will present their request, then we will ask for people in favor or opposed to the petition and the petitioner will then have a chance for rebuttal. All comments need to be addressed to the commission and not the applicant.

1. Motion by Commissioner Denhart, seconded by Commissioner Gordon to approve the May 4, 2022 minutes as presented. Motion passed unanimously.
2. Variance Request for:

W1195 Spleas Skoney Rd
East Troy, WI 53120
Parcel: PA345000002
Tyler Wilkins, owner/applicant

Commissioner discussion was followed by public input.

- There was no public input on this matter.
- Chairman Cook shared a conversation he had with the Town Of East Troy Building Inspector, Vince Budiak, regarding this request, as well as the Town Ordinance which made a variance for the minimum 800 square foot minimum living space on the first floor necessary.
- Commissioner DeGrave asked if Mr. Wilkins had any future plans for an additional out building. Mr. Wilkins said possibly in the distant future, however there is already an existing 4 car garage on the property.
- Commissioner Smith noted the fire wall in the plans for the first floor as well as the egress windows on the second floor living space.

Motion by Commissioner Wucherer, seconded by Commissioner Denhart, to approve the Variance Request. Motion passed unanimously.

Motion was made by Commissioner Smith, seconded by Commissioner Celey, to adjourn. Motion passed unanimously; meeting adjourned at 6:37 pm.

Respectfully Submitted,
Jennifer Olson
Planning Commission Secretary

OFFICIAL TOWN OF EAST TROY BOARD MINUTES
Special Meeting
Wednesday, August 10, 2022

The meeting was called to order at 4:30 pm by Chairman Klarkowski. Supervisors Church, Reyes, Wales and Wucherer were in attendance. Clerk/Treasurer Buchanan was also in attendance. No residents/guests were in attendance.

Discussion took place regarding the Town Hall Building fund balance and how the Board would use the ARPA funds not yet designated. Prior to today's meeting, the sum of \$88,732.75 of ARPA money was used for the Bathroom remodel completed by Scherrer Construction, \$6667.83 for Kehoe Henry for architectural services related to the bathroom remodel, \$32,995.00 for O'Leary's Plumbing and Heating for a complete upgrade and redo of the Town Hall HVAC systems and an air filtration system and \$1447.00 for Town Web Design for the Town's website redesign and update.

Supervisor Church moved to approve an allocation of \$22,331.00 for COVID hazard pay for all current full-time employees in good standing at a \$1.00/hour for hours worked in 2020 and 2021. Super Reyes seconded and motion passed unanimously.

Supervisor Reyes moved to allocate a total of \$14,000 of ARPA funding for the Town's website, Town Hall software and hardware technology needs and communications. (\$1447.00 has been spent to date) Supervisor Church seconded and motion passed unanimously.

Supervisor Wucherer moved to designate \$10,000.00 for the Beach Road Railroad Museum Bridge. The bridge needs to be replaced but is owned by the Railroad Museum. The Town previously agreed to partner with them to apply for a grant for the replacement cost and to share engineering costs related to the project. The bridge is an access point for emergency services and residents on Beach Road, Stewart School Road, Beach Lane Road and down to East Shore Road. Supervisor Church seconded. Motion passed unanimously.

Supervisor Reyes moved to designate \$120,000.00 of the ARPA funds to the ETAESD for the 2022 purchase of the pumper tender. Supervisor Church seconded. Motion passed unanimously.

Chairman Klarkowski will update his spreadsheet for these designations. Clerk/Treasurer Buchanan will have to move the funds into the appropriate accounts and a budget amendment maybe needed.

Discussion took place regarding the police garage project. Estimates from Kehoe Henry indicate a cost of between \$400,000.00 and \$500,000.00 to complete the entire project. At the 2022 Annual Town meeting, the Board was given the authority to spend \$200,000.00 for the project. That amount would build the garage but not finish it to meet the needs of the police department. The \$200,000.00 was budgeted for in the 2022 budget. Additional Funds, with Town Elector approval, could be budgeted in the 2023 budget. Public participation is key in moving this project forward. The information from Kehoe Henry should be added to the Town's website and Facebook pages and added to the September and going forward Town Board agendas. The Annual Budget Hearing and meeting of the electors to approve the 2023 budget is an opportunity to approve the expenditure prior to the 2023 Annual Meeting next April.

Chairman Klarkowski stated the closed session was for the specific purpose of consideration of the employment contract for the proposed Chief of Police pursuant to WI Statutes 19.85(1)(c).

Motion by Supervisor Reyes, seconded by Supervisor Church, to adjourn open session at 5:38 pm and move to closed session pursuant to WI §19.85(1)(c) for the consideration of the employment contract for the proposed Police Chief. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, aye. Motion passes unanimously.

Discussion took place regarding various aspects of the proposed contract.

Motion by Supervisor Church, seconded by Supervisor Wales, to adjourn the closed session at 6:58 pm and reconvene open session. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, aye. Motion passes unanimously.

Clerk/Treasurer Buchanan will forward the changes to Attorney Mills to incorporate into the Police Chief Employment contract.

Motion by Supervisor Wales, seconded by Supervisor Church, to adjourn the meeting at 6:59 pm. Motion passed unanimously.

Respectfully Submitted by
Kim Buchanan
Clerk/Treasurer

Official Town of East Troy Town Board Minutes
Regular Meeting
Monday, August 15, 2022

The meeting was called to order at 6:30 pm by Chairman Klarkowski. Supervisors Church, Reyes, Wales and Wucherer were in attendance. Clerk/Treasurer Buchanan, Deputy Clerk/Treasurer Loth, Attorney Mills, and DPW Superintendent Scheel were present and approximately 14 residents/guests were present.

The Pledge of Allegiance was recited.

Motion by Supervisor Church, seconded by Supervisor Reyes, to approve the agenda with the deletion of Agenda item 7C2 – Laabs pier permit request. Motion passed unanimously.

- Motion by Supervisor Reyes, seconded by Supervisor Wales, to approve the minutes of the June 17, 2022 Board of Review as written. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Wucherer, to approve the minutes of the July 5, 2022 Special Town Board meeting as amended. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Wales, to approve the minutes of the July 8, 2022 and July 11, 2022 Special Town Board meetings as written. Motion passed unanimously.
- Motion by Supervisor Reyes, seconded by Supervisor Church, to approve the minutes of the July 11, 2022 Regular Town Board meeting as amended. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Wucherer, to approve the minutes of the July 22, 2022 and July 27, 2022 Special Town Board meetings as written. Motion passed unanimously.

Treasurer's Report – Clerk/Treasurer Buchanan

- Noted by Clerk/Treasurer Buchanan that the town's equalized value is \$1,034,475,000.00 now.
- Motion by Supervisor Church, seconded by Supervisor Reyes, to approve the June 2022 Treasurer's Report as presented. Motion passed unanimously.

Committee Reports

Chairperson's Report - Chairman Klarkowski

- Attended various meetings including a WTA Council meeting in Wausau. Of note from the WTA Council meeting was the additional layers of security that will be provided to town communication by moving to a .gov platform. Issues related to use of ARPA funds was also discussed with regard to reporting requirements and policies.

Department of Public Works – Superintendent Scheel

- Hot patching before seal coating which is scheduled to begin the end of August – some roads will have more extensive repairs with this process as well.
- Road damage, caused by a contractor, on Bell School Road will be a challenge as the contractor is not interested in paying for the repairs. There is approximately \$8,000 worth of damage. This will be directly addressed as an agenda item in September.

Police Report –Interim Chief Jagielski

- Beulah QPRT Family Trust – pier permit at W1759 South Shore Drive. Motion by Chairman Klarkowski, seconded by Supervisor Wucherer, to approve the permit registration request for W1759 South Shore Drive. Motion passed unanimously.

ETAESD Report – Supervisor Church

- They met in July to start working on their budget and will present to municipalities by the end of August.
- They have reviewed their billing receipts from 2021 to 2022 and have collected more than \$80,000 more this year so that is helping a lot.
- Billing recovery is collecting funds also.
- Medical calls continue to rise each month.
- They are seeking funds for a grant to help pay for a new radio system which Walworth County is planning to implement in the near future.
- They have several community building activities recently including their annual open house, participation in the Burn Camp at Timber-lee, a Booth Lake Centennial Celebration, and more.
- Noted a newspaper Letter to the Editor noting what a great job the ETAESD did in taking care of a family member and thanking Town of East Troy Officer Joe Medina for his professionalism and compassion with the incident.
- Would like to ask for Attorney Mills to review the amended ETAESD agreement. She did note some formatting issues that still need to be addressed. Motion by Supervisor Church, seconded by Supervisor Wucherer, to have Attorney Mills review the Emergency Services amended and restated Agreement for content. Motion passed unanimously.

Park Committee Report – Supervisor Reyes

- One message board for Jim Byrnes Memorial Park (JBMP) has been ordered and a second board is being ordered for the Boat Launch. These will be used for various postings put out by the Town.
- Playground equipment for JBMP is in the process of being chosen and will be ordered soon.

Booth Lake Memorial Park – Supervisor Wales

- The Centennial Celebration went great even though the weather was super hot. Funds were raised and the community came together to celebrate.
- The process for hiring a new park caretaker/supervisor is started with interviews and meetings coming soon.
- Town of Troy Chairman and Town of East Troy Board extended a big thank you to Supervisor Wales for all of the time that he put into the celebration planning and implementation.

Lake Beulah Management District – Greg Thomas

- Two meetings in July and have made the decision to move forward with the appeal of Walworth County's approval of a conditional use for a hotel at W1340 Beach Road.
- They are applying for a solid waste hauling permit to haul the aquatic plant waste they harvest.
- The lake bottom monitoring program and setting of sensors was off to a slow start due to the consultant's availability.
- Their Annual Meeting is set for August 22, 2022, 7:00 pm.

Recycling Committee Report – John Murphy

- The application for the recycling grant will be started soon.

Library Report – John Murphy for Krystina Murphy

- A part time library employee has been hired.
- The election of officers was held at the July meeting.
- There was a Pizza Party Finale for the summer reading program.
- At a special meeting the Library Board passed a resolution in support for the proposed merger of the Lakeshore and Arrowhead Library Systems.
- There will be expanded library hours beginning in September.

Communications Committee Report – Supervisor Reyes

- The FaceBook page is live and Jennifer Olson is doing a great job putting information on the site and getting traffic on the site up. She is cross posting a lot of information to keep the communities connected and informed. This is an information only platform.
- The committee is putting together a postcard as their first “newsletter” style communication with residents. This is especially important for those that do not have access to computers and such technology.
- The meeting packet was posted on the website by Clerk/Treasurer Buchanan.
- Moving forward with IT to get things up and running with streaming the board meetings.

Planning Commission Report – No Meetings to report on for July.

Public Comments

- Bob Rice, W884 Shorewood Drive. Is the alley leading down to Potter’s Lake public or private. There are people on Hwy L cutting through on this path to get to the lake.
- John Stoss, N8831 Stringers Bridge Road, wondering when there will be a new Police Chief announcement.
- Joe Jones, N9033 E Miramar Drive, wanted to thank the board for having the agenda packets available online for tonight’s meeting.
- Mark Hosfield, N9156 Humphrey Lane, wants to present information regarding pier registration permits that would utilize an overhead and would likely take longer than three minutes.
- Lisa Vint, N7788 Carver School Road, expressed her concerns about ATVs on the road and does not think it is safe.

Unfinished Business

- The ATV/UTV ordinance was discussed and some board members have received complaints ranging from going too fast, dangerous on certain roadway topography (curves and hills) to no lights and out on the road after 9 pm. It was requested that we put a reminder on the website that “dirt bikes” ARE NOT ATVs.
- Motion by Supervisor Church, seconded by Supervisor Wales, to approve the potential zoning ordinance amendment for “one-time events” as presented by the Walworth County Land Use and Management office. Motion passed unanimously. Clerk/Treasurer Buchanan will notify County Zoning office of the Town Board’s approval.
- Motion by Supervisor Reyes, Seconded by Supervisor Church, to approve the final employment contract for a Police Chief with an amendment to the Funeral Leave clause. Roll call vote - Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, nay. Motion passed 4:1. Supervisor Wucherer noted his dissatisfaction with the contract. Attorney Mills will update the contract and Chairman Klarkowski will present to the candidate.

New Business

- Motion by Supervisor Church, seconded by Supervisor Wales, to approve the 2023 contract with Johns Disposal Service with the 5% increase and have Attorney Mills draft a resolution. Motion passes unanimously.
- An update on the grant for municipalities migrating to the .gov domain. The deadline is further out than previously understood and Supervisor Church did move forward with the grant application process hand in hand with our IT vendor. She did not seek complete approval by the Town Board due to the time sensitivity of the grant application deadline.
- Supervisor Church brought the idea to the Town Board that she would like to further investigate having a golf cart, side by side, or some similar vehicle to shuttle people between the boat launch and parking lot for a fee. One concern brought up was if the DNR would allow us to have this type of money generating service; staffing, insurance, costs and more were additional questions being brought up. Motion by Chairman Klarkowski, seconded by Supervisor Wucherer, to have Supervisor Church continue the investigation into the feasibility of moving forward with this. She will contact the DNR and Chairman Klarkowski will contact insurance.
- It was decided that the boat launching fees will be posted on the Town's website.

Attorney's Report – Attorney Mills

- Motion by Supervisor Church, seconded by Supervisor Wales, to waive the second reading of Ordinance 2022-4 creating Section 2.05.030 regarding refusal by the town to accept donations or grants. Motion passed unanimously. Motion by Supervisor Reyes, seconded by Supervisor Wales, to approve Ordinance 2022-4 creating Section 2.05.030 of the Town of East Troy Municipal Code pertaining to the refusal to accept election administration donations and grants. Roll call vote - Chairman Klarkowski, nay; Supervisor Church, nay; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, nay. Motion failed 3:2.

Public Comments

- John Becker, W1958 Past Time Lane, commented that the original objective of the ATV ordinance seemed to be to provide a means for residents to get to lakes, primarily in the winter, while now it seems the result is a recreation focus. A vehicle for transporting people between the launch and the parking lot would be very complicated and likely not feasible. He sees patrolling of the lake as having gone downhill and would like a greater focus on that topic.
- Jess, Dynek, W1969 Itsa Little Road, voiced the same concerns as John Becker with specific concern about the speed of boats on the lake, distance between boats/jet skis, like they are playing chicken; it is getting crazy.
- Bob Rice, W884 Shorewood Drive, stated that he believes that everything regarding the ATV/UTV ordinance and discussion has been very transparent. If people were concerned, or had strong feelings regarding an agenda item, they should have come to the Annual Meeting and let their thoughts be known or send a letter to the town board expressing those concerns for the record. If they do not take those measures, that is on them and really don't have much of say and the board considers resident input when making decisions. He also mentioned Clean Boats, Clean Waters grants.

Public Comments (cont'd)

- John Stoss, N8831 Stringers Bridge Road, expressed concerns from boaters about the large wake board boats driving to close to other boats and essentially harassing them to the point of potentially causing accidents. Would like to see more education of the public regarding these rules, the use of the staging pier at the boat launch, and the expectations with regard to ATV use. The ATV's usage is going a little wild right now and should level out over time as police patrol increases as staffing increases.

Licenses and Special Event Permits

- Motion by Supervisor Church, seconded by Supervisor Wales to approve the Special Event Permit request by Adam & Jennifer Bower for August 27, 2022, at N8904 Austin Road for a Marine Corp send-off. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Reyes, to approve the Special Event Permit request by Judy Rudolph for September 18, 2022, at Jim Byrnes Memorial Park for a family reunion. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Reyes, to approve the Special Event Permit request by T.J. Brandemuehl for October 1, 2022, at N8958 Stringers Bridge Road for a wedding. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Wales to approve the Special Event Permit request by Laura Rauman for October 15, 2022, at N8921 Stone School Road for a Temporary Class "B" Liquor License for Bloom360 Learning Center for a fundraiser. Motion passed unanimously.
- Motion by Supervisor Church, seconded by Supervisor Wales to approve Peddlers Permits for Mad City Windows & Baths – Rodolfo Serna, Tiffany Pike, Ryan Trafelet, Mike, Richards and Erik Kobs. These permits are valid for one year. Motion passed unanimously.

Special and Pending Meetings

- | | | |
|----------------------------|---------|---------------------------------------|
| • September 5, 2022 | All Day | Town Hall Closed for Labor Day |
| • September 12, 2022 | 6:30 pm | Regular Town Board Meeting |
| • September 7 and 21, 2022 | 6:30 pm | Planning Commission Meeting |
| • September 19, 2022 | 6:30 pm | Communication Committee Meeting |
| • October 12, 2022 | 6:00 pm | Budget Workshop #1 |
| • October 25, 2022 | 6:00 pm | Budget Workshop #2 |
| • November 14, 2022 | 5:30 pm | Public Budget Hearing of the Electors |

Review Bills for Payment

Motion by Supervisor Reyes, seconded by Supervisor Church, to adjourn at 9:00 pm. Motion passed unanimously.

Respectfully Submitted by
Jean Loth
Deputy Clerk/Treasurer

OFFICIAL TOWN OF EAST TROY BOARD MINUTES
Special Meeting
Wednesday, August 24, 2022

The meeting was called to order at 4:32 pm by Chairman Klarkowski. Supervisors Church, Reyes, Wales and Wucherer were in attendance. Deputy Clerk/Treasurer Loth and Attorney Mills were also present.

Motion by Supervisor Church, seconded by Supervisor Reyes, to adjourn open session at 4:33 pm and move to closed session at pursuant to WI §19.85(1)(c) for the consideration of the Employment Contract for the proposed Police Chief. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, aye. Motion passes unanimously.

Motion by Supervisor Church, seconded by Supervisor Reyes, to adjourn the closed session at 6:15 pm and reconvene open session. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, aye. Motion passes unanimously.

Motion by Chairman Klarkowski, seconded by Supervisor Church, to present a revised contract to Police Chief Brad Buchholz as a final offer. Motion passed unanimously.

Motion by Supervisor Wales, seconded by Supervisor Church, to adjourn the meeting at 6:16 pm. Motion passed unanimously.

Respectfully Submitted by
Jean Loth
Deputy Clerk/Treasurer

OFFICIAL TOWN OF EAST TROY BOARD MINUTES
Special Meeting
Wednesday, September 7, 2022

The meeting was called to order at 4:30 pm by Chairman Klarkowski. Supervisors Church, Reyes, Wales and Wucherer were in attendance. Clerk/Treasurer Buchanan, Deputy Clerk/Treasurer Loth and Attorney Mills were also present.

Chairman Klarkowski stated the purpose of the closed session was pursuant to WI §19.85(1)(c) for the consideration of Candidates and Employment Contract for Police Chief.

Motion by Supervisor Church, seconded by Supervisor Wales, to adjourn open session at 4:31 pm and move to closed session at pursuant to WI §19.85(1)(c) for the consideration of Candidates and Employment Contract for Police Chief. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, aye. Motion passed unanimously.

Discussion during closed session was regarding potential candidates and employment contract for the Chief of Police position.

Motion by Supervisor Church, seconded by Supervisor Reyes, to adjourn the closed session at 5:54 pm and reconvene open session. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, aye; Supervisor Wales, aye; Supervisor Wucherer, aye. Motion passed unanimously.

Motion by Supervisor Church, seconded by Chairman Klarkowski, to offer Alan L. Gorecki a contract for Town of East Troy Police Chief. Roll call vote: Chairman Klarkowski, aye; Supervisor Church, aye; Supervisor Reyes, nay; Supervisor Wales, aye; Supervisor Wucherer, nay. Motion passed 3:2.

Motion by Supervisor Church, seconded by Supervisor Reyes, to adjourn the meeting at 5:55 pm. Motion passed unanimously.

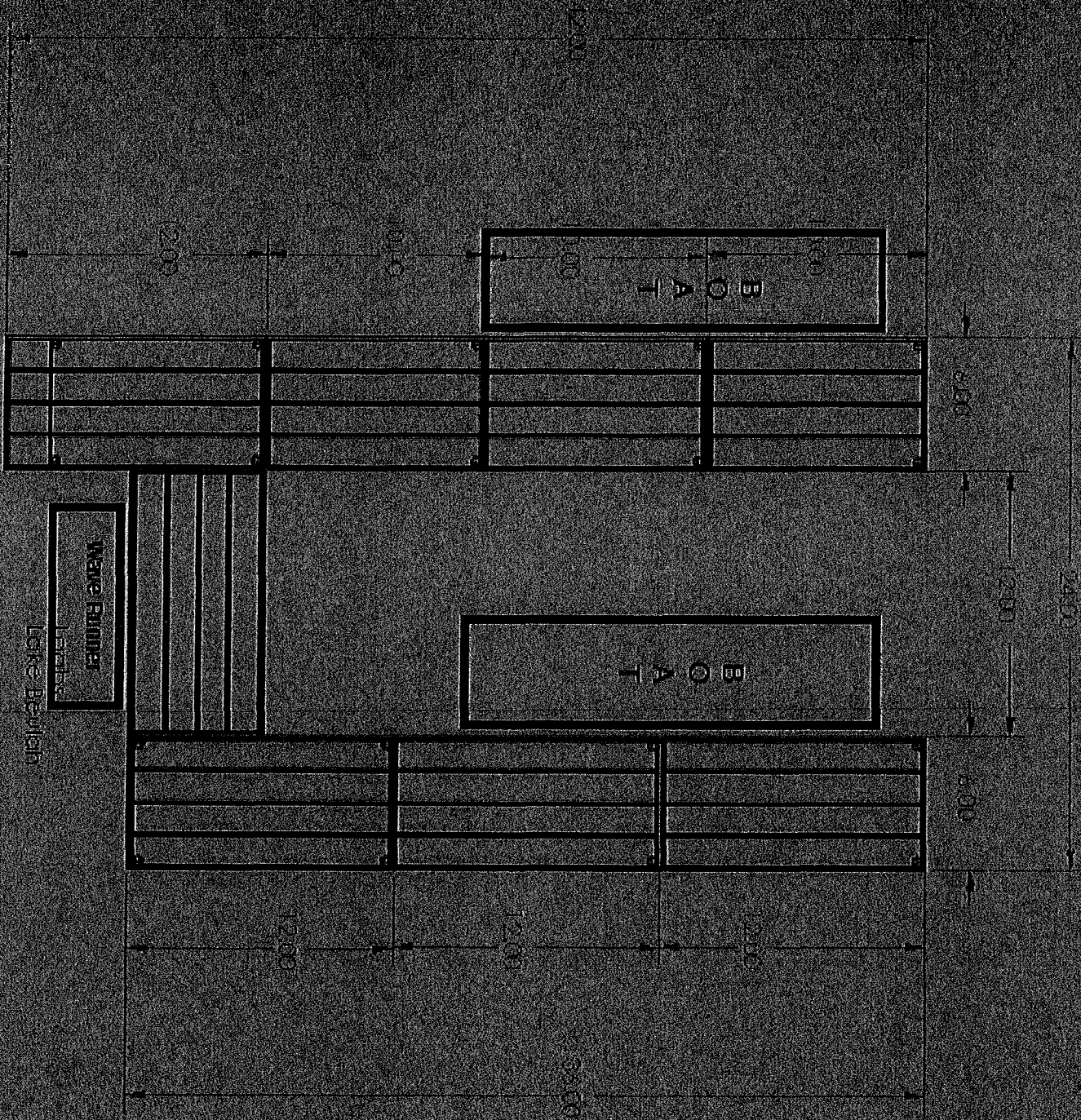
Respectfully Submitted by
Jean Loth
Deputy Clerk/Treasurer

tetdepclerk@townofeasttroy.com

From: Katherine Laabs <klaabs05@gmail.com>
Sent: Wednesday, August 31, 2022 1:52 PM
To: tetdepclerk@townofeasttroy.com
Cc: Jay Laabs
Subject: Re: pier - W1959 It's A Little Road
Attachments: Laabs Spring 22 No L Dim copy.pdf; Untitled attachment 00127.html

Thanks Jean! I am attaching our updated proposed pier replacement plan. When we initially submitted, the pier plan was larger. We have eliminated the 10 x 10 area on the north side of the pier. The revised plan has the same footprint as the original pier. Old plan was L shaped with overall footprint being 42L x 38W, updated plan is U shaped, eliminating wider section of L towards the west and replacing with a 36L x 6W walkway. Replacement pier with identical footprint to original pier does not bring any further disturbance to navigation or wetland.

We have gone over the proposed plan with our immediate neighbors (The Dyneks) and they are in support.



WAVE RINSE
LAINAN BAYU

LAINAN BAYU

BOAT

BOAT

6000

12000

6000

12000

1000

1000

6000

6000

1000

4000

6000

6000

September

\$25.00 fee

7/19/22
\$25.00
JMC

TOWN OF EAST TROY PIER REGISTRATION FORM

THIS DOCUMENT WILL BE SCANNED. YOU MUST USE PEN WITH DARK INK. NO PENCILS

Please check all that apply Pier Wharf Marina Mooring Bouy Other

Date Permit submitted: 7-15-22 Date Received: _____

Do you currently have a pier registration form on file? YES NO

Please indicate if this registration requests conditional use status. YES NO

(Conditional use status is required if you have not previously registered your pier prior to 1994 and your lakefront layout does not conform to the current pier and mooring ordinance) * Unsure - we purchased property in 2016.

Full Name of Applicant: Katherine Laabs

Address: W1959 It's A Little Road (Second Home)

City: Mukwonago State: WI Zip: 53149

Hm Ph#: _____ Cell: (312) 952-1254

Property Owner Name if different from above: PRIMARY ADDRESS ->

Address: 846 Cherry St City: Winnetka St IL

Zip: 60093 Hm Ph#: _____ Cell #: ABOVE

Address where pier is located, if different from above: _____

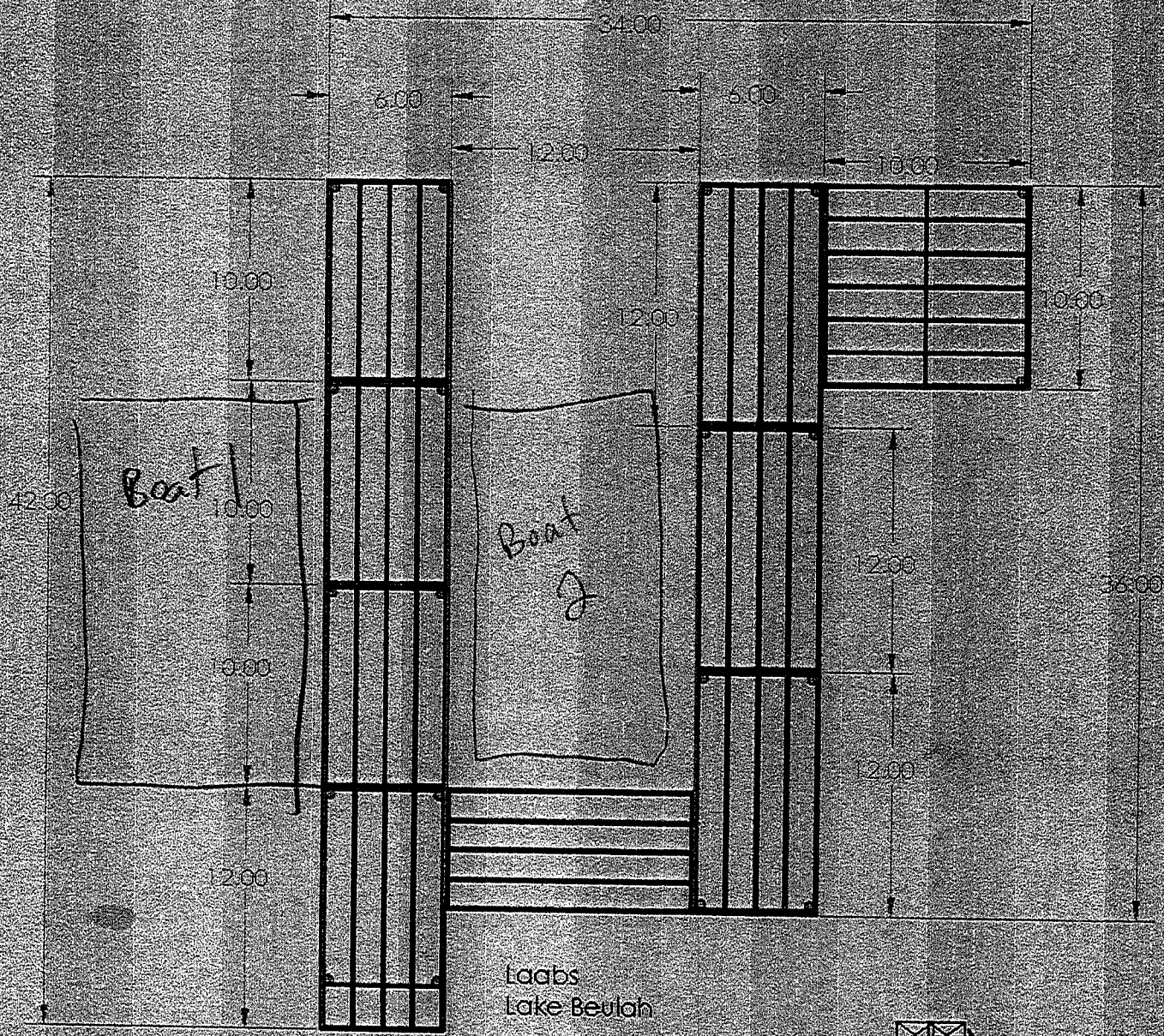
Tax Parcel (Key #) PIT 0004

ON THE BACK OF THIS SHEET

Please provide a drawing (need not be to scale) of the aforementioned lakefront shoreline including the following:

1. Indicate the amount of lake-front in feet. Locate and mark all piers on the drawing and indicate distance from pier(s) to property lines.
2. Mark length and width dimensions on all piers.
3. Indicate location and dimension of shore station (s).
4. Mark the location of any watercraft to be located on pier(s) or shoreline.
5. Indicate where any mooring bouys are located.
6. Indicate where any rafts, tramps, etc. are located. Include size of these items.

current pier installed prior to 2016.



W1959 14's A Little Road - Katherine Laabs
 (312) 952-1254

\$25.00 fee pd 6/17/22

copy gone KB

TOWN OF EAST TROY PIER REGISTRATION FORM

THIS DOCUMENT WILL BE SCANNED. YOU MUST USE PEN WITH DARK INK, NO PENCILS

Please check all that apply Pier Wharf Marina Mooring Bouy Other

Date Permit submitted: 6/17/22 Date Received: _____

Do you currently have a pier registration form on file? YES NO

Please indicate if this registration requests **conditional use status**. YES NO

(Conditional use status is required if you have not previously registered your pier prior to 1994 and your lakefront layout does not conform to the current pier and mooring ordinance)

Full Name of Applicant: John Russell

Address: N9150 Humphrey Lane

City: East Troy State: WI Zip: 53120

Hm Ph#: None Cell: 312-907-9266

Property Owner Name if different from above: _____

Address: _____ City: _____ St: _____

Zip: _____ Hm Ph#: _____ Cell #: _____

Address where pier is located, if different from above: _____

Tax Parcel (Key #) PBM 00009

ON THE BACK OF THIS SHEET

Please provide a drawing (need not be to scale) of the aforementioned lakefront shoreline including the following:

1. Indicate the amount of lake-front in feet. Locate and mark all piers on the drawing and **indicate distance from pier(s) to property lines.**
2. Mark length and width dimensions on all piers.
3. Indicate location and dimension of shore station (s).
4. Mark the location of any watercraft to be located on pier(s) or shoreline.
5. Indicate where any mooring bouys are located.
6. Indicate where any rafts, tramps, etc. are located. Include size of these items.

6/7/22, 5:57 AM

Fwd: Russell Pier Layout

As we discussed on Monday, I am sending you a drawing of where we propose to move our pier.

I recognize you have suggested we locate our swim area on the north end of our property so it would be contiguous with your swim area; however, our family prefers to keep it where it is and we will invest the time and energy to improve the lake bottom over the coming years.

Sheet A001.1 shows the current location of our pier and the new proposed location. As you can see, we are rotating it significantly and pushing the ski boat lift farther away from the shore. This will open up your swim area greatly and move our lift and pier away from your property and your boat lift as you have requested. This proposed location is even farther away from your property and lift than what existed last year.

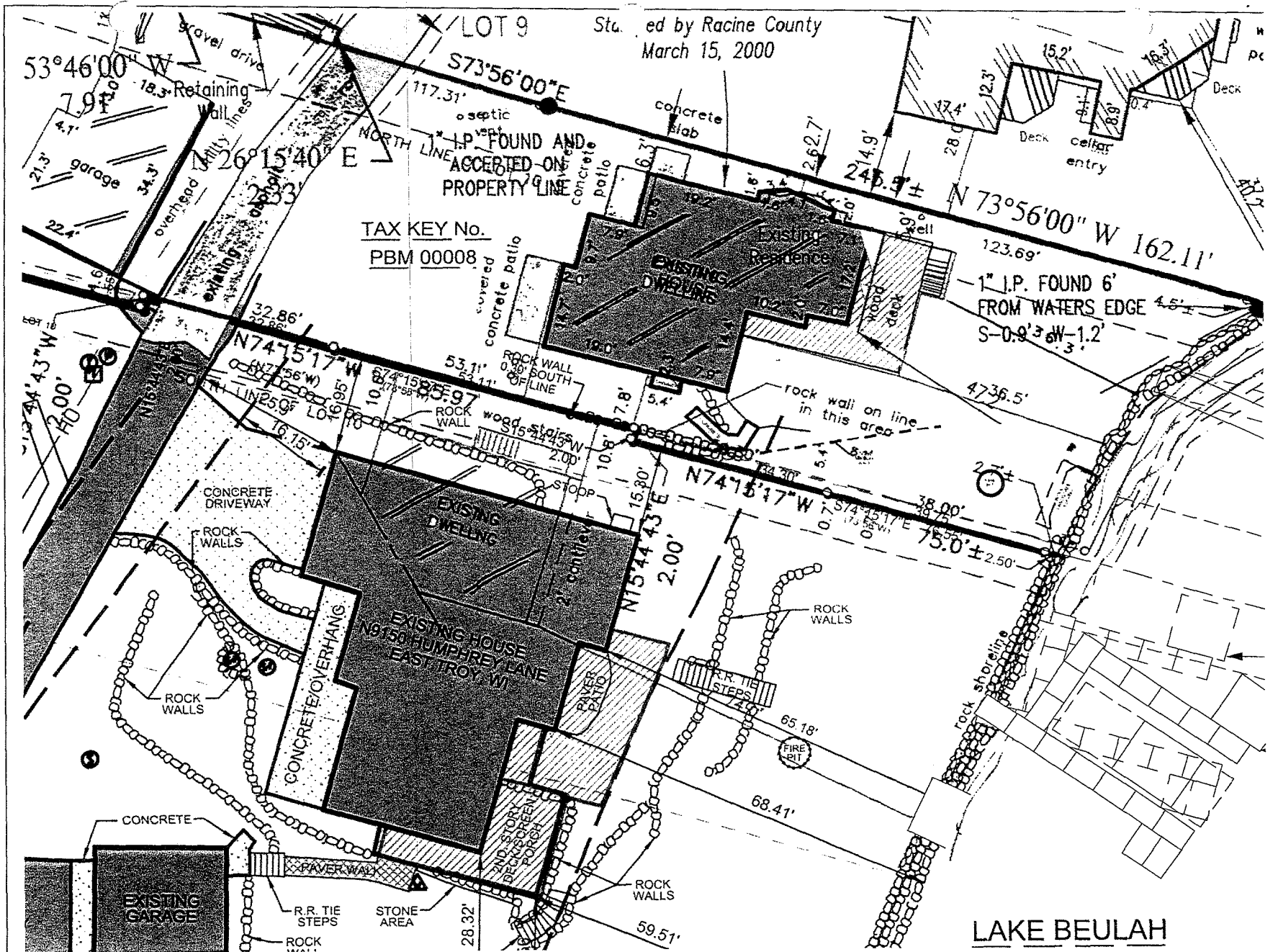
My plan would be to use Sheet A001 to accompany our permit application along with a letter from you acknowledging that you are agreeable to this layout.

We believe we have addressed your concerns and we would like to move forward.

Please review this information and let me know if you have any questions.

Thanks,

John and Carol Russell
312-907-9266



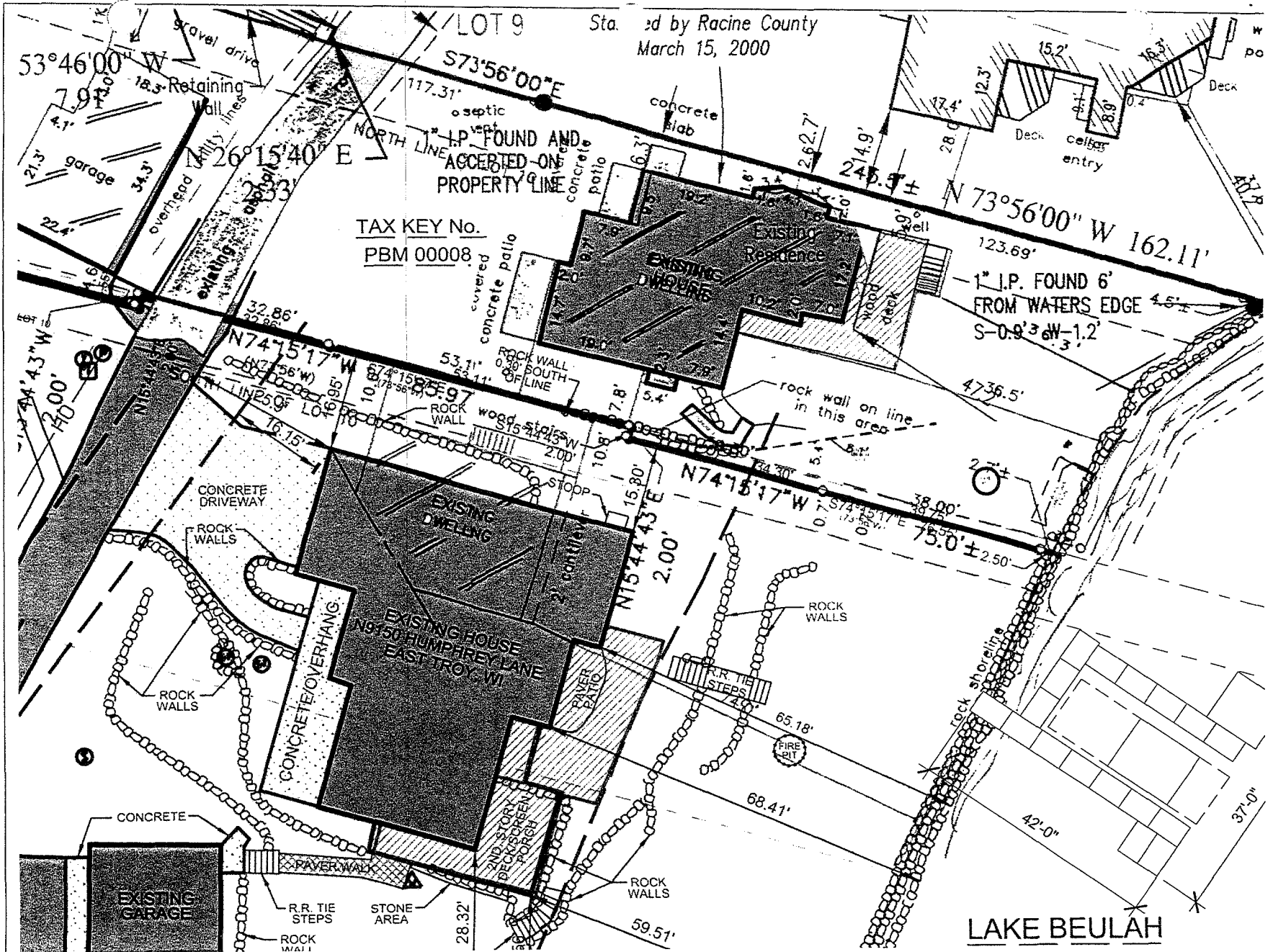
Stationed by Racine County
March 15, 2000

1" I.P. FOUND AND
ACCEPTED ON
PROPERTY LINE

TAX KEY No.
PBM 00008

1" I.P. FOUND 6'
FROM WATERS EDGE
S-0.9'± W-1.2'
3'

LAKE BEULAH



Sta. ed by Racine County
March 15, 2000

1st P. FOUND AND
ACCEPTED ON
PROPERTY LINE

TAX KEY No.
PBM 00008

N 73°56'00" W 162.11'
1st I.P. FOUND 6'
FROM WATERS EDGE 4.5'
S-0.9°36' W-1.2'
3'

EXISTING HOUSE
N9°50' HUMPHREY LANE
EAST TROY, WI

LAKE BEULAH

copy jml

TOWN OF EAST TROY PIER REGISTRATION FORM

NOV 18 2005

THIS DOCUMENT WILL BE SCANNED. YOU MUST USE PEN WITH DARK INK, NO PENCILS

Please check all that apply Pier Wharf Marina Mooring Bouy Other

Date Permit submitted: _____ Date Received : _____

Do you currently have a pier registration form on file? _____ YES _____ NO *JK 016*

Please indicate if this registration requests **conditional use status**. _____ YES _____ NO
(Conditional use status is required if you have not previously registered your pier prior to 1994 and your lakefront layout does not conform to the current pier and mooring ordinance)

Full Name of Applicant: Julie Hosfield and Mark Hosfield

Address: 626 Maple Avenue

City: Wilmette State: IL Zip: 60091

Hm Ph#: 847-256-6540 Cell: 847-609-9630

Property Owner Name if different from above: Julie A. Hosfield Trust

Address: 626 Maple Avenue City: Wilmette St: IL

Zip: 60091 Hm Ph#: Same Cell #: Same

Address where pier is located, if different from above: N9156 Humphrey Lane, East Troy

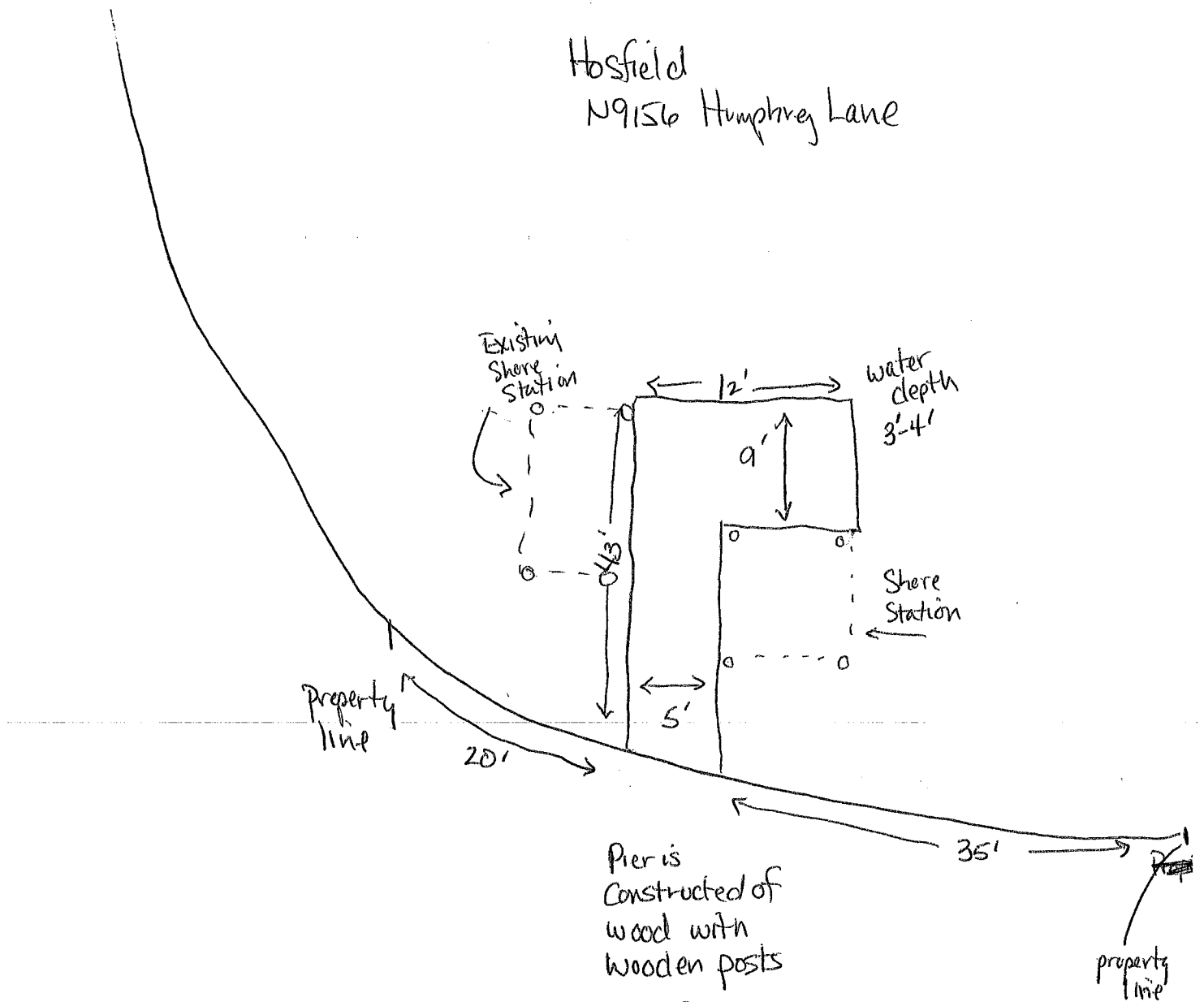
Tax Parcel (Key #) PBM0008

ON THE BACK OF THIS SHEET

Please provide a drawing (need not be to scale) of the aforementioned lakefront shoreline including the following:

1. Indicate the amount of lake-front in feet. Locate and mark all piers on the drawing and **indicate distance from pier(s) to property lines.**
2. Mark length and width dimensions on all piers.
3. Indicate location and dimension of shore station (s).
4. Mark the location of any watercraft to be located on pier(s) or shoreline.
5. Indicate where any mooring bouys are located.
6. Indicate where any rafts, tramps, etc. are located. Include size of these items.

Hosfield
N9156 Humphrey Lane



Pier is
Constructed of
wood with
wooden posts
Used for property
owner's boats
only

**TOWN OF EAST TROY
P.O.BOX 872
EAST TROY, WI 53120
262.642.5386**

The Town has received your pier registration form. Due to our new ordinance, which requires some additional procedures on our part, we have adopted a new form to use. Part of our procedure includes scanning document. Therefore, **YOU MUST USE A DARK COLORED PEN TO FILL OUT THE FORM AND DRAWINGS.** Light colored pens and pencils will not scan. We have copied the form you sent us originally and we included it for your reference. Please fill out the new form that is enclosed, and return it to us at your convenience. If you have any questions, please call the Town Hall at the above number. Thank You.

James Surges, Chief

Town of East Troy Police Department

To: Town of East Troy Board

From: Barbara Church, Town Supervisor

Date: September 9, 2022

Re: ETAESD September Town Board report

- On August 23 the ETAESD met to finish working on the 2023 budget. Attached is the 2023 budget. A Public Hearing on the 2023 budget is set to be held on Tuesday, September 13, 2022 at 6 PM at the Fire House. All municipalities were sent our 2023 budget.
- Attached are the Fire and Rescue reports from the month of July. There were 27 fire calls. Documentation show there was an increase in the number of Motor Vehicle Crashes. There were 136 rescue calls in the month of July which is an average of 4.5 calls per day. The Rescue Department is now projecting its end of the year totals to exceed 1000 calls.
- The District has received notice from the company where medical supplies are purchased that there will be an 8-16% increase in costs for these supplies beginning October 1, 2022.
- The ETAESD was a part of Walworth County's MABAS Division 103 grant submittal to seek funding for the new radio system which will put the Department on ProPhoenix. The District has been told by Radicom that the order for the radios and computers must be placed by December, 2022 in order to receive the group discount. The District anticipates a bill of \$335,140.38.
- The District purchased 20 Guardian Angels – a wearable light to increase the members' visibility on scenes and to provide better lighting while working on patients. – The District also approved the purchase of 2 new modems from Stryker for \$2,499.50 so that vital signs and 12-lead cardiac monitors can be transmitted to medical

facilities. This purchase was necessary as Verizon notified the District that it could no longer support its old modems.

- On September 1, 2022 the ETAESD Board presented a slide show, which has been attached, to the Towns of LaFayette and Troy to explain why the District is seeking new contracts with the municipalities. Further discussions with the District's legal counsel and the Municipalities are anticipated.

- The received ETAESD Agreement suggestions from Attorney Mills, Attorney Geary from the Village of East Troy and former ETAESD President Matt Johnson, which are being forwarded to the District's Attorney Rich Scholze.

- The Fire and Rescue Department participated in the following community events:
 - The 9-11 ceremonies at East Troy High School on Saturday, September 10th, 2022 hosted by the East Troy High School Girls Tennis Team
 - A breakfast with multiple Police and Emergency Services agencies held at the Fire House and hosted by the East Troy Women's Club. ETAESD help its Open House this past Saturday.
 - A fundraiser breakfast at Gus's scheduled for early October.

July

Town of East Troy	Village of East Troy	Spring Prairie
7/1/2022 Fire Alarm 7/1/2022 Oven Fire 7/2/2022 MVA with Injury Hwy 20 & Bellschool Rd 7/3/2022 Brush Fire 7/3/2022 MVA with Injuries St. Peters Rd 7/3/22 Person locked in bathroom 7/4/22 Missing Person 7/4/22 Fire Alarm 7/9/22 Brush Fire 7/9/22 Brush Fire 07/25/2022 Smell of Smoke 07/28/2022 MVA with Injuries Hwy 20 & Bellschool Rd	7/1/2022 MVA NO Injuries Main St. & Townline Rd 7/2/22 MVA with Injuries Main St. & Division St 7/3/22 Fire Alarm 7/23/2022 MVA with Injuries Main St. & Townline Rd 7/24/2022 Fire Alarm	7/10/2022 MVA with Injury Hwy D west of Hwy 120 23-Jul Car vs. Deer
12	5	2

Lafayette	Mutual Aid
7/2/22 Garbage Fire 7/3/22 Oven Fire 7/9/2022 Smoke 7/9/2022 Garbage Fire 7/24/2022 Fire Alarm	7/2/2022 Change of Quarters Kansasville 7/3/2022 Brush Fire Troy Center 7/14/22 Car Fire Troy Center (Freeway)
5	3

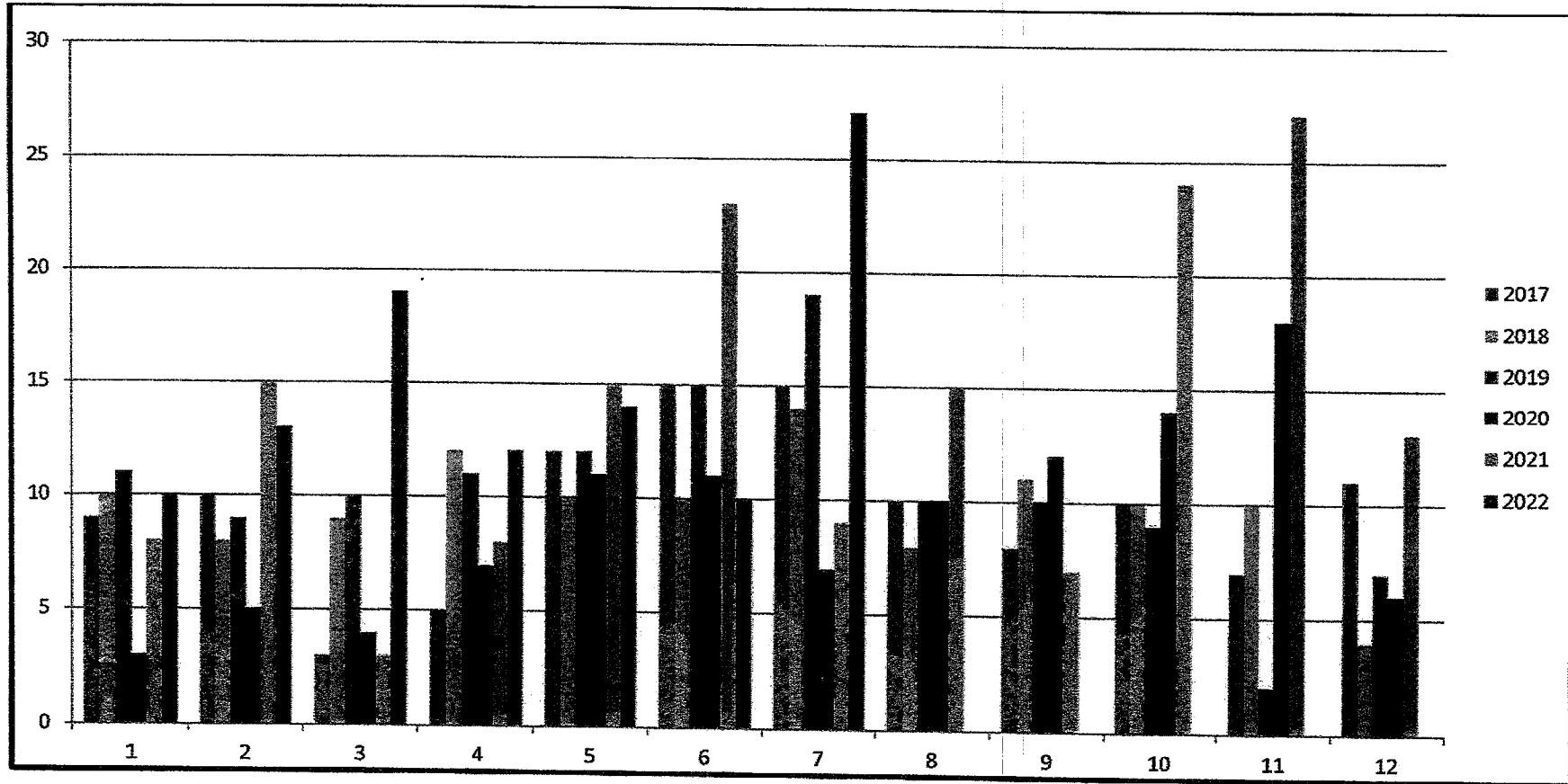
Monthly Total
27

Month by Month	
Jan.	10
Feb.	13
March	19
April	12
May	14
June	10
July	27
Aug.	0
Sept.	0
Oct.	0
Nov.	0
Dec.	0
Total	105

FIRE

	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Jan	10	12	21	16	14	9	10	11	3	8	10
Feb	8	12	8	13	12	10	8	9	5	15	13
Mar	16	9	9	11	11	3	9	10	4	3	19
Apr	3	10	14	15	14	5	12	11	7	8	12
May	10	8	6	8	12	12	10	12	11	15	14
June	19	11	10	12	14	15	10	15	11	23	10
July	17	15	7	15	12	15	14	19	7	9	27
Aug	3	11	5	10	15	10	8	10	10	15	
Sept	17	8	6	13	4	8	11	10	12	7	
Oct	9	9	6	8	9	10	10	9	14	24	
Nov	7	18	9	20	10	7	10	2	18	26	
Dec	11	11	7	10	5	11	4	7	6	12	
	130	134	108	151	132	115	116	125	108	167	105

**MONTHLY FIRE CALLS
YEARLY COMPARISON**



Previous End of Year	
2018	116
2019	125
2020	108
2021	167
Year To Date	
2022	105

DISTRICT REPORT 2022

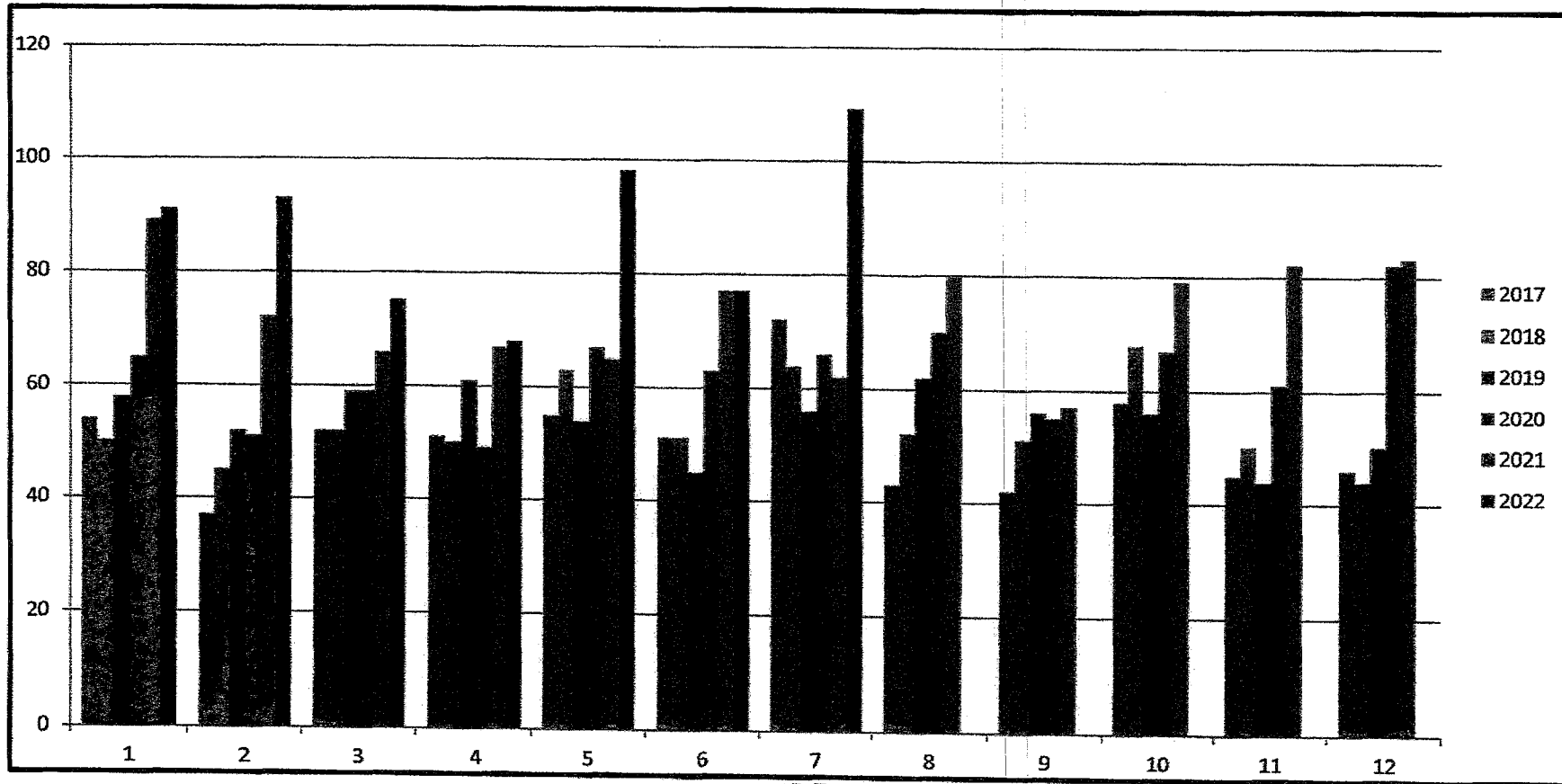
Municipality	January	February	March	April	May	June	July	August	September	October	November	December	TOTAL	Percent
Village East Troy	41	41	34	35	41	32	48	0	0	0	0	0	272	44%
Town East Troy	18	22	22	16	31	28	37	0	0	0	0	0	174	28%
Troy	3	9	12	11	12	14	13	0	0	0	0	0	74	12%
Lafayette	23	19	5	3	8	2	8	0	0	0	0	0	68	11%
Spring Prairie	6	2	1	3	6	1	3	0	0	0	0	0	22	4%
Mutual Aid	0	0	0	0	0	2	0	0	0	0	0	0	2	0%
Stand By	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Cancelled	0	0	1	0	0	0	0	0	0	0	0	0	1	0%
School	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Total:	91	93	75	68	98	79	109	0	0	0	0	0	613	

Call Type	January	February	March	April	May	June	July	August	September	October	November	December	TOTAL	Percent
East Troy Transport	58	64	39	39	59	46	56	0	0	0	0	0	361	59%
PI - Mukwonago	9	10	6	6	17	7	6	0	0	0	0	0	61	10%
PI - Vernon	0	0	1	0	1	1	1	0	0	0	0	0	4	1%
No Transport	13	6	7	9	10	8	19	0	0	0	0	0	72	12%
Refusal	1	4	4	4	3	8	6	0	0	0	0	0	30	5%
Cancelled	7	3	1	6	2	3	4	0	0	0	0	0	26	4%
Mutual Aid	0	0	0	0	0	0	0	0	0	0	0	0	0	0%
Coroner	2	1	2	0	0	2	3	0	0	0	0	0	10	2%
Fire Stand By	1	4	14	4	5	4	10	0	0	0	0	0	42	7%
Call Transfer	0	1	1	0	1	0	4	0	0	0	0	0	7	1%
Total:	91	93	75	68	98	79	109	0	0	0	0	0	613	

Rescue

	2012	2013	2014	2015	2016	2017	2018	2019	2020	2021	2022
Jan	59	55	53	46	43	54	50	58	65	89	91
Feb	61	60	37	40	45	37	45	52	51	72	93
Mar	54	39	51	47	54	52	52	59	59	66	75
Apr	45	36	53	49	39	51	50	61	49	67	68
May	55	50	42	44	41	55	63	54	67	65	98
June	50	49	56	50	60	51	51	45	63	77	77
July	68	47	61	43	58	72	64	56	66	62	109
Aug	44	72	56	56	52	43	52	62	70	80	
Sept	55	57	47	39	47	42	51	56	55	57	
Oct	50	44	45	49	51	58	68	56	67	79	
Nov	51	51	54	55	43	45	50	44	61	82	
Dec	41	63	49	53	47	46	44	50	82	83	
	633	623	604	571	580	606	640	653	755	879	611

**MONTHLY RESCUE CALLS
YEARLY COMPARISON**

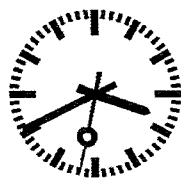


	<u>YTD</u>
2017	606
2018	640
2019	653
2020	755
2021	879
<u>Year To Date</u>	
2022	611

What do you expect
when you dial
9-11?

1

The Golden Hour

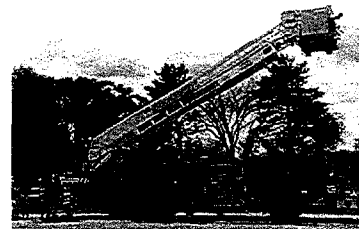
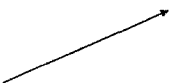


In an emergency every second counts... the clock starts ticking as soon as your emergency begins ...

Trained people who are PRESENT in the station when that clock starts ticking are essential for the best medical outcome.

2

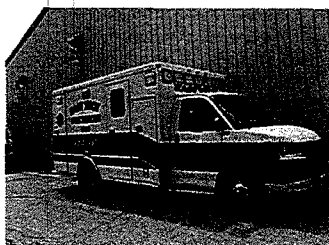

Rising number of Fire calls

2017	115
2018	116
2019	125
2020	108
2021	167
2022	

3

Rising number of EMS calls

2017	606
2018	640
2019	653
2020	755
2021	879
2022	

4

NOTICE OF ANNUAL BUDGET MEETING

EAST TROY AREA EMERGENCY SERVICES DISTRICT

TUESDAY, SEPTEMBER 13, 2022 AT 6:00 PM

DISTRICT MEETING ROOM, N8406 COUNTY ROAD ES EAST TROY, WI 53120

The 2023 annual budget meeting of the East Troy Area Emergency Services district will be held September 13, 2022 at the East Troy Fire Station, N8406 County Road ES, East Troy, Wisconsin

2023 Budgeted Amounts

OPERATING EXPENDITURES

Fire	\$ 121,800
Rescue	901,500
Administration	317,420
<i>Subtotal</i>	<i>\$ 1,340,720</i>

CAPITAL EXPENDITURES

(Planned and Annual Contributions for 5 Year Plan)

Fire	\$ 800,000
Rescue	195,000
Administration	50,000
<i>Subtotal</i>	<i>\$ 1,045,000</i>

Total Operating and Capital Expenditures *\$ 2,385,720*

ESTIMATED REVENUES

Municipal Tax Levy Contributions (Operations)	535,317
Municipal Tax Levy Contributions (Capital)	1,045,000
Fund Balance (Operations)	-
Fund Balance (Capital)	-
Contractual Billing (Operations)	129,000
Rescue Billings	600,000
Other Revenue (including Fire Dues)	76,403
<i>Total Estimated Revenues</i>	<i>\$ 2,385,720</i>

November 1, 2022

Town of East Troy
 Attn: Kim Buchanan
 P.O. Box 872
 East Troy, WI 53120

The 2023 Operating Budget for East Troy Area Emergency Services District is as follows:

	Gross	Tax Levy
Fire Department Operating Budget	\$ 264,639	\$ 180,346
Rescue Department Operating Budget	1,076,081	354,971
Total District Operating Budget	\$ 1,340,720	\$ 535,317

The 2023 Capital Budget for East Troy Area Emergency Services District is as follows:

	Gross	Tax Levy
Fire Department Capital Budget	\$ 822,500	\$ 822,500
Rescue Department Capital Budget	222,500	222,500
Total District Capital Budget	\$ 1,045,000	\$ 1,045,000

Town of East Troy Portion of Operating Budget

1/2 Budget X # of Calls		1/4 Budget X Valuation %		1/4 Budget x Valuation Improv %	
Fire	\$ 44,704	Fire	\$ 28,190	Fire	\$ 24,927
Rescue	64,666	Rescue	55,486	Rescue	49,063

Fire Total	\$ 97,821		
Rescue Total	169,214		
Annual Total	\$ 267,036	Quarterly Amount	\$ 66,759

Per the District Agreement, a capital equipment plan was established. Please see the attached 5 Year Capital Plan. Note: Capital payments will be due for items in the planned year of purchase. It is recommended your municipality set aside funds for future purchases according to the amounts presented below. For a detailed breakdown by capital item, please see the third page of the Tax Levy portion of the District budget. Negative capital values are attributable to use of prior year surplus to offset capital purchases.

Town of East Troy Portion of Capital Budget

1/2 Budget X # of Calls		1/4 Budget X Valuation %		1/4 Budget x Valuation Improv %	
Fire	\$ 203,882	Fire	\$ 128,566	Fire	\$ 113,683
Rescue	40,533	Rescue	34,779	Rescue	30,753

	Total	Planned Year Purchases	Planned Year Set Aside for Future Purchases
Fire Total	\$ 446,131	\$ 12,204	\$ 433,927
Rescue Total	106,066	70,313	35,752
Annual Total	\$ 552,196	\$ 82,517	\$ 469,679

Please contact the District Office at (262) 642-4495 or your District Representative with questions.

Sue Schweitzer
 ETAESD Administrative Clerk

TOWN OF EAST TROY

N9330 Stewart School Road • P.O. Box 872
East Troy, Wisconsin 53120
Telephone (262) 642-5386
Fax (262) 642-9701

NOTICE OF JOINT MEETINGS OF THE TOWN BOARD OF
THE TOWN OF EAST TROY AND THE TOWN PLANNING COMMISSION

On Wednesday, September 7, 2022, the Town Planning Commission of East Troy will meet at the Town Hall, N9330 Stewart School Road, at 6:30 pm, the following agenda item(s) would be considered:

AGENDA

1. Review & Approval of Planning Commission Minutes – 0630pm
June 1, 2022
Motion to approve Minutes made by Commissioner Wucherer, was seconded by Commissioner Dehart. The Minutes were unanimously approved from June 1, 2022.

2. Variance Request
N8776 Wilmers Point Ln
East Troy, WI 53120
Parcel No: PWW00048
Mary Cook & Andrew Bernardi, Owner
Hackbarth Builders, Applicant

*The request was tabled until September 21, 2022 meeting.
Chairman Cook requested more information about the tax codes for both of the properties.*

3. Variance Request
N9297 East Shore Rd
East Troy, WI 53120
Parcel No: P ET 900002G
Lance & CO LLC, Owner
Nicholas Mather, Deep River Partners, Applicant
Commissioner Gordon made a motion to approve the variance as requested, motion seconded by Commissioner Denhart. Motion carried.

Motion was approved citing the hardship due to the substandard lot on a sloping grade and steep topography. As well as the existing failing retaining wall. The approved plan provides the proposed garage as a part of the retaining wall as well as a plan for improving drainage to create less hardship to the neighbors to the north of the lot. The applicants provided a letter from the neighbors stating that they are in favor of the project going forward.

4. Variance Request
W1780 South Shore Dr
East Troy, WI 53120
Parcel No: PCT 00003
Ted and Maura Kennedy, Owner
Rob Miller Homes / Bret Ahtenhagen's, Seasonal Services, Applicant
Commissioner Smith made a motion to approve the variance to the driveway width as well as the landscaping work within the high water setback as proposed. Commissioner Degrave seconded Motion Carried.

Motion was approved citing the burden of the property being on a peninsula and having the setbacks on the three sides as well as the narrowness of South Shore Drive. The proposed plan would be replacing the home within the existing footprint, requiring a variance for the stoop and landscaping, as well as the widening of the driveway. Commissioner Smith stated that widening the driveway may be addressing a safety issue by allowing guests room to park in the driveway rather than on the narrow roadway.

5. Variance Request
No Address given
East Troy, WI 53120
Parcel No: PET3600007 section 36
Kathryn Babcock Shaffer, Owner/ Applicant .

Tabled until September 21, 2022. There were no parties in attendance for this matter.

6. Other Business & Public Comments

None at this time.

7. Adjourn 0715pm

At the conclusion of the meeting, the meeting will be adjourned to Wednesday, September 21, 2022, 6:30 PM, for further discussion and potential decisions regarding the above requests.

Persons with Disabilities who need accommodations to attend the meeting should contact the Town Clerk at this address as soon as possible: N9330 Stewart School Rd., East Troy WI 53120 or call 262-642-5386.

Posted August 25, 2022
Jennifer Olson - Planning Commission Secretary



25 NORTH WISCONSIN STREET
ELKHORN, WI 53121

DANIEL R. KEHOE
Architect
262-723-2660

WILLIAM R. HENRY
Architect-P.E.
262-723-4399

July 14, 2022

Town of East Troy
N9330 Stewart School Road
P.O. Box 872
East Troy, WI 53120

Attn: Mr. Joe Klarkowski
Town Chair

Re: Cost Study for the
TOWN OF EAST TROY POLICE DEPARTMENT GARAGE
East Troy, Wisconsin

Dear Mr. Klarkowski:

As instructed by the Board at the July 5th meeting, this is our report of the cost study we have done on the proposed Police Department Garage. Attached to this report are three sketches, Sheets 1 thru 3, for Schemes 1 and 2 as labeled.

Scheme 1 indicates what could, in our opinion, be constructed for the available sum of \$200,000. It would consist of the following.

1. Wood frame construction with vinyl sided exterior on a 1" insulated sheathing on a wind barrier, on OSB sheathing on 2 x 6 studs at 16" c/c with full batt insulation. No gypsum wallboard finish.
2. Floor slab would be 6" thick, with a thickened, insulated edge to act as building foundation. Exterior stoops and sidewalks included.
3. Exterior doors and windows as shown, with a new overhead door with electric operator.
4. Asphalt shingle roof on a building paper, on OSB sheathing on "storage" trusses at 24" c/c. Fascia and soffit with gutters and downspouts.
5. Ceiling of first floor insulated with 12" fiberglass insulation. No gypsum wallboard finish.
6. Plumbing drain lines stubbed up through floor for future fixture locations. Water service to building stubbed up through floor.
7. Heating would consist of a gas fired unit heater. Gas service would be extended to the building.

Page 2
July 14, 2022
Mr. Joe Klarkowski

8. Electrical would be a 100A service, with circuits distributed throughout the building.

Scheme 2 indicates what would be a more useable building for the Police Department. We have taken the liberty to rearrange some spaces from the sketch provided to us to meet code and functionality. The plan shown could be the second phase from that shown in Scheme 1 as described above. The cost to finish the interior of the building we would estimate at \$200,000 to \$300,000.

I look forward to meeting with the committee to review this report.

Very truly yours,

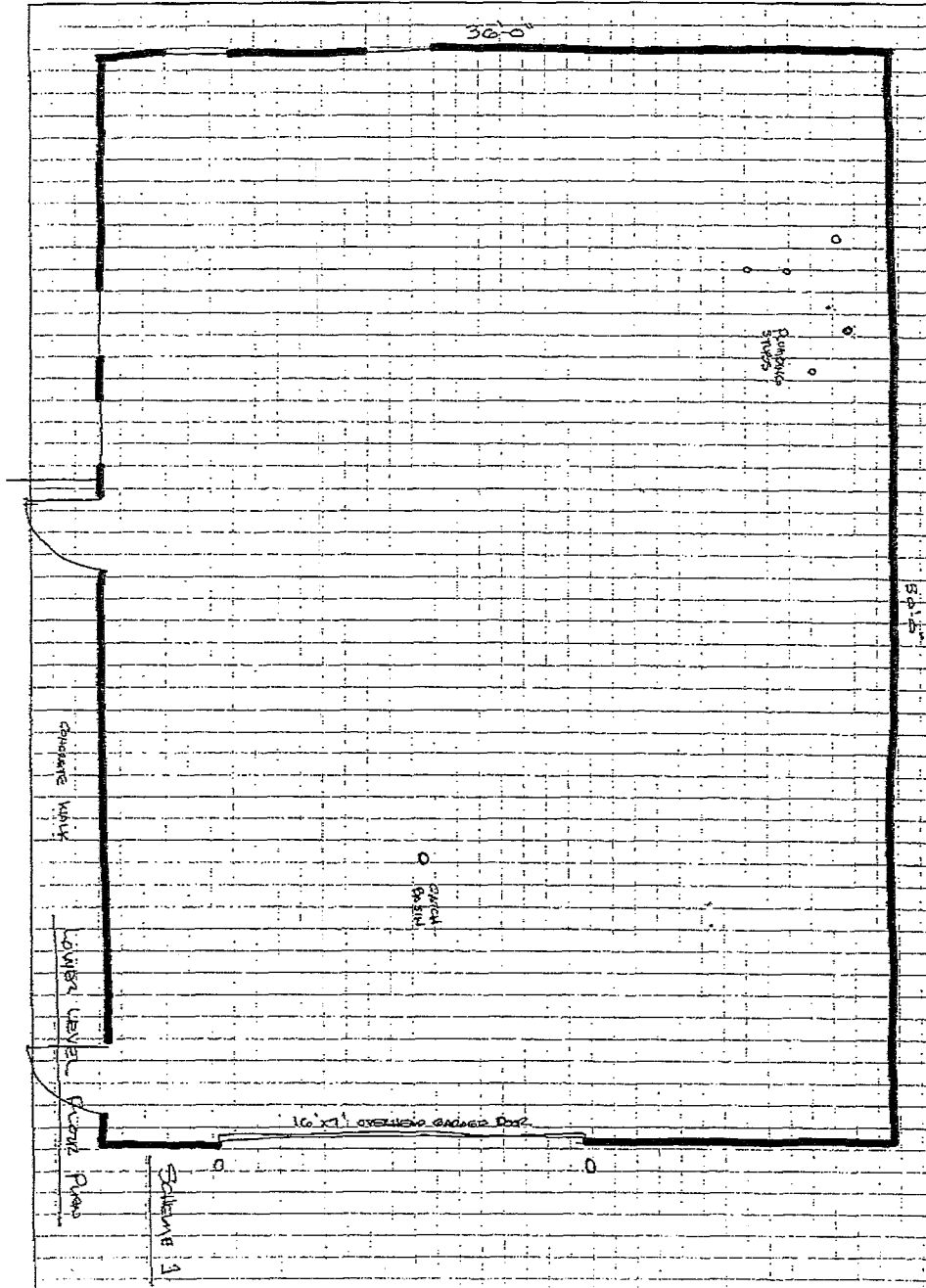
KEHOE-HENRY & ASSOCIATES, INC.

Dan Kehoe

Dan Kehoe
Architect

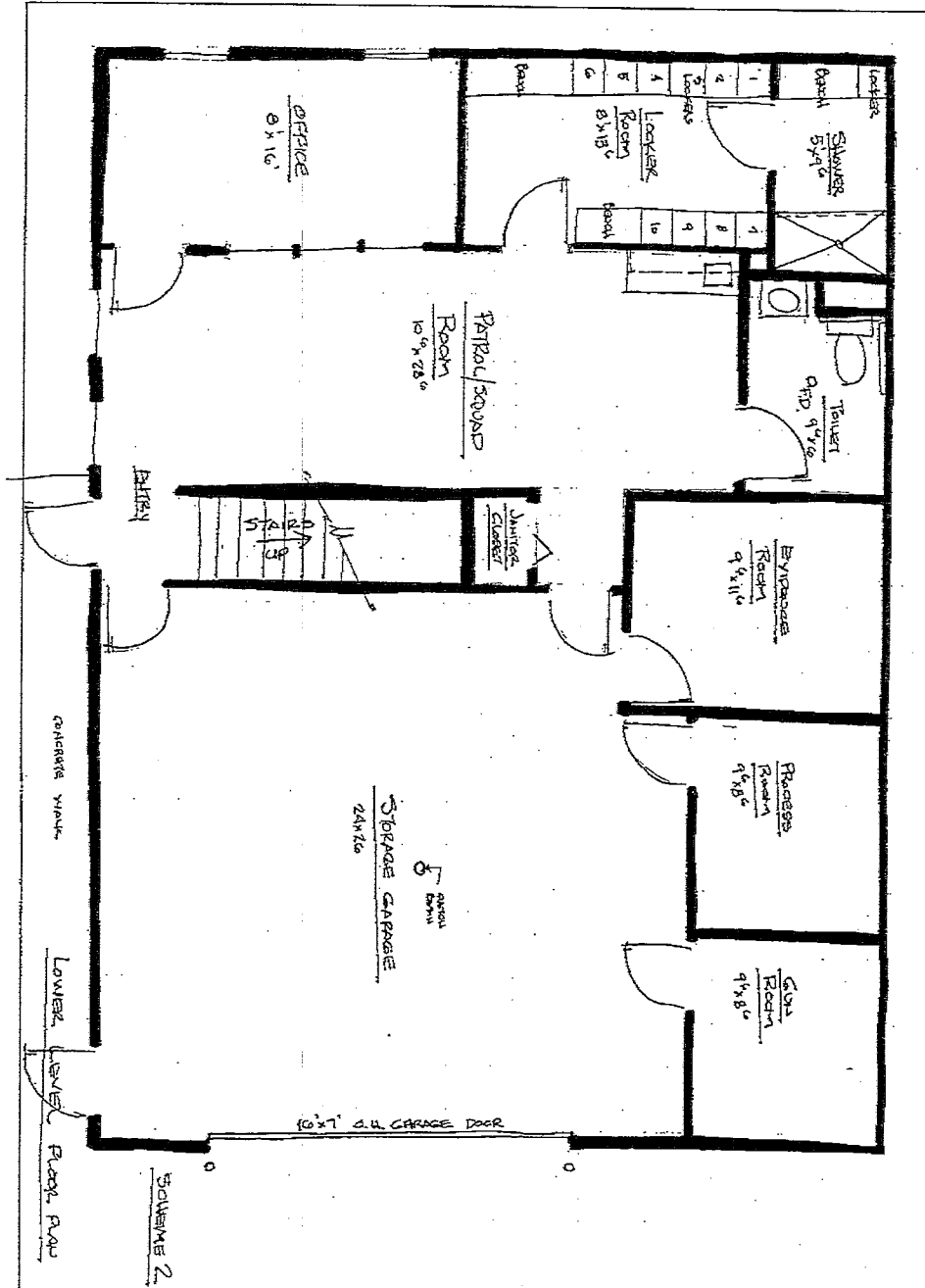
KEHOE - HENRY & ASSOCIATES, INC.
ARCHITECTURE & ENGINEERING
25 North Wisconsin Street
ELKHORN, WISCONSIN 53121
Phone (262) 723-2660 (262) 723-4399
Fax (262) 723-5986 (262) 723-4299

JOB Town of East Troy - P.D. Storage Garage
SHEET NO. 1 OF 3
INITIALS ck DATE 7-12-22
CHECKED BY _____ DATE _____



KEHOE - HENRY & ASSOCIATES, INC.
 ARCHITECTURE & ENGINEERING
 25 North Wisconsin Street
 ELKHORN, WISCONSIN 53121
 Phone (262) 723-2660 (262)723-4399
 Fax (262) 723-5986 (262)723-4299

JOB Town of East Troy - P.D. Storage Garage
 SHEET NO. 2 OF 3
 INITIALS dk DATE 7-12-22
 CHECKED BY DATE



KEHOE - HENRY & ASSOCIATES, INC.

ARCHITECTURE & ENGINEERING

25 North Wisconsin Street

ELKHORN, WISCONSIN 53121

Phone (262) 723-2660 (262) 723-4399

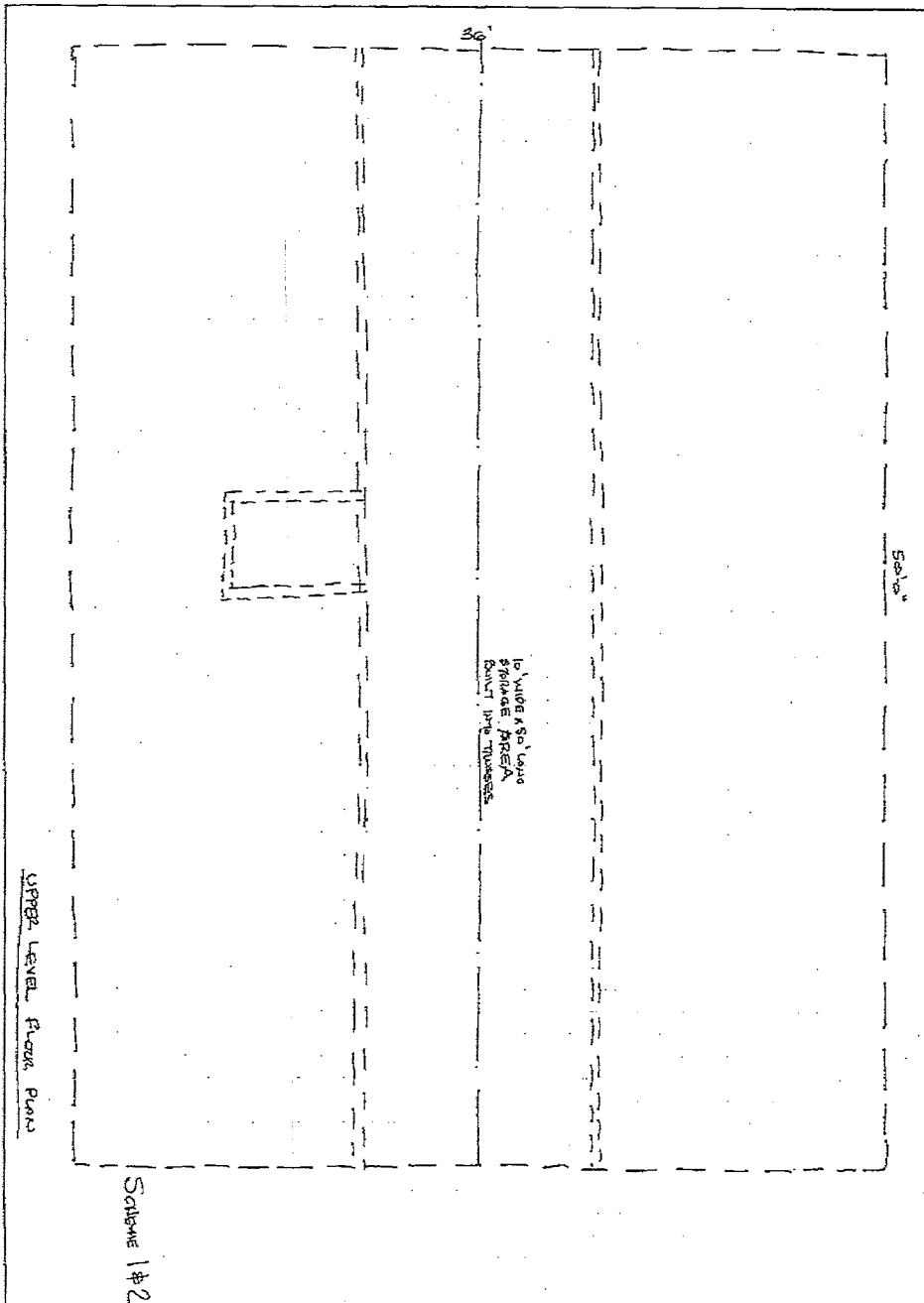
Fax (262) 723-5986 (262) 723-4299

JOB Towns of East Troy - P.D. Storage Garage

SHEET NO. 3 OF 3

INITIALS AK DATE 7-12-22

CHECKED BY _____ DATE _____



To: Kim Buchanan, Town of East Troy Clerk/Treasurer
From: Bill Wucherer, Town of East Troy Supervisor *Bee W.*
Cc: Joe Klarkowski, Town of East Troy Chairperson
Re: Legislative Action to Rescind Ordinance 2022-3 Chapter 10.46 Regarding ATV Routes and Regulation in the Town of East Troy, Wisconsin

After researching the Town of East Troy board action on July 11, 2022, I have come to the conclusion that the ATV ordinance was improperly passed and may subject the township to unnecessary litigation. **The purpose of this September 12, 2022 agenda item is to rescind the Town of East Troy ATV ordinance.** For reasons outlined below I believe we must correct the procedural errors from July 11th. While I am not opposed to the ATV ordinance we cannot take legislative shortcuts. That said, I further believe that the board was asked to conduct a safety analysis before enacting an ATV ordinance. Clearly citizens have concerns about pedestrian, vehicular, and ATV use on our roadways. As a town supervisor I believe it is imperative that we fulfill reasonable requests by our residents. I look forward to your support and discussion at the September 12th town board meeting.

Background: The July 11, 2022 agenda for the Regular Town Board Meeting included an item to consider a referendum about ATV routes and regulations in the township. The agenda item also included the possibility of directing the town attorney to draft referendum question(s) presumably in time for the November 2022 elections. The July 11th agenda item read as follows:

- “9. B. Ordinance 2022-3 Creating Chapter 10.46 Regarding ATV Routes and Regulations
1. Put to Referendum.
 2. Authorize Attorney Mills to draft referendum questions(s).”

ATV regulation in the township most recently surfaced during last winter when local fishermen petitioned the town board about ATV access to local frozen lakes in part to avoid driving vehicles (trucks and cars) on the frozen lakes.

The regulation of ATV use on township roads was also discussed at the April annual meeting. Part of the discussion included concerns about pedestrian and vehicular safety locations throughout the township. Public safety is always a consideration while deliberating any ordinance and an ATV ordinance is not exception. Since the April annual meeting the town board has considered ATV regulations, reviewed an ordinance, discussed a possible referendum, and considered ATV ordinance passage in Wisconsin. No thorough review or safety study has been done in East Troy.

Holding a referendum was publicly noticed for town board action on the July 11th regular town board agenda. The agenda item was discussed and defeated on a 2-2 vote. Town Supervisors Wales and Reyes voted against the referendum. Supervisor Church and Town Chairman Klarkowski voted in favor of a referendum. The agenda item as publicly noticed was brief, clear, and provided a plain language description that was easily understood: Should a town AVT ordinance be put to a referendum?

State statute 19.84 Public Notice (2) reads as follows:

“Every public notice of a meeting of a governmental body shall set forth the time, date, place and subject matter of the meeting , including that intended for consideration at any contemplated closed session, in such form as is reasonably likely to apprise members of the public and news media thereof. The public notice of a meeting of a governmental body may provide for a period of public comment, during which the body may receive information from the members of the public.” [Underlined print added for emphasis.]

Instead of advancing to the next published agenda item, Supervisor Wales proposed adopting Ordinance 2022-3 Chapter 10.46 Regarding ATV Routes and Regulations. The motion was seconded by Supervisor Reyes. A vote was taken and the ordinance passed 3-1.

Analysis: Further analysis is needed as to whether or not the agenda item in its stated form would have reasonably & likely apprised members of the public and news media of a legislative goal to enact an ordinance to regulate ATV use in the township. This pressing and legal question speak to the very nature of an open and transparent town board. While perhaps misguided, the action taken is arguably invalid and subject to judicial review.

The political optics here lack vision as to how local government should be conducted. What would reasonable people or a newspaper reporter think was the subject matter of agenda item 9. B. on July 11th? I asked several people that very question and the answer was generally the same: *The town board was considering a referendum asking town voters whether or not voters wanted ATV driven on our town roads.* When I told them the agenda item was used to pass an ordinance at the July 11th meeting, the response was uniformly the same: *NO WAY!; Your kidding!; and The agenda item doesn't say that.*

In addition, I contacted the Wisconsin Town Association and spoke with one of its attorneys about the public notice and action taken. The attorney reflected that state statutes provide only general procedures for ordinance adoption. The law requires that a specific item for discussion and possible action, in our case “1. Put to referendum” and “2. Authorize Attorney Mills to Draft Referendum Question(s).” be placed on the agenda. The attorney expressed concern that if the board was willing to wait until November for an advisory referendum why would the board vote to enact an ordinance on July 11th? Likewise, the attorney expressed concern that the stated agenda item was not easily understood or reasonably likely to appraise town residents of the actual action taken which was, in fact, to adopt an ordinance.

Lastly, I discussed the ATV ordinance agenda item and vote with a parliamentarian who is knowledgeable in Robert's Rules of Order which governs how town board meetings are conducted. Independently of the WTA attorney, he stated that the action taken on July 11th is problematic. The validity and enforce-ability of the ATV ordinance as passed is likely to be challenged in court and could result in a costly but avoidable legal battle. The parliamentarian advised the town board to consider rescinding the July 11th ATV ordinance.

Options:

1. Members of the Town Board could conclude that the ordinance was legally passed and the action taken were consistent with the Public Notice statute and Robert's Rules of Order.
2. Rescind the Town of East Tory Ordinance 10.46 Regarding ATV Routes and Regulation.

Recommendation: I will make a motion that the town board rescind Ordinance 10.46 Regarding ATV Routes and Regulations as previously passed on July 11, 2022.

Further Recommendations: I would also suggest that, because the subject matter of a referendum and the potential re-passage of the ATV ordinance are legitimate areas of concern, the town board should continue to expediently address them. However, as elected officials the town board cannot take shortcuts given the significant voter concern that we fulfill our statutory responsibilities in an open, legal, and transparent manner.

I am also concerned about the safety of ATV riders and that safety has not been addressed as was initially requested last winter and at the annual April meeting. A safety study and report from experienced law enforcement, such as the Walworth County Sheriff's Department, or the WI Department of Transportation should be conducted. Such a study should address safety concerns inherent where ATVs are driven and yield the right-of-way at blind spots, curves, hill, and areas where vegetation present a safety concern. At the very least, if the town board chooses not to act upon the above stated motion to rescind the current ATV ordinance or choices to re-pass the ATV ordinance at a future date, I would ask that budget funds be appropriated to hire a consultant to conduct a safety report that addresses the aforementioned issues and an ATV ordinance safety report be completed by no later than February 28, 2023.

Fiscal Note: Fees related to official notice/publication of town board actions. Additional funds appropriated by the town board to conduct a safety report as outlined above.

Town of East Troy
Resolution 2022-9

**RESOLUTION APPROVING THE 2023 SPECIAL CHARGE FOR GARBAGE AND REFUSE
COLLECTION FOR THE TOWN OF EAST TROY**

Whereas, the Town Board of the Town of East Troy, Walworth County, Wisconsin, has approved a garbage and refuse collection contract for the calendar years of 2020 through December 31, 2025; and

Whereas, the Town Board, pursuant to Wisconsin Statute Section 66.0627 is authorized to approve as a special charge the cost of collecting garbage and refuse within the Town of East Troy, and;

Whereas, the Town of East Troy Clerk is authorized to place such charge upon the tax rolls, and;

Whereas, the 2023 Garbage Assessment is increasing by 5%;

Now, Therefore, Be It Resolved:

1. That the Town of East Troy Clerk is authorized and directed to place such special charge for garbage and refuse collection upon the tax roll of the Town of East Troy.
2. That the amount of the annual special charge per residential unit for the 2023 calendar year shall be \$219.96 per residential unit. For residential units requiring smaller truck service, the special charge shall be increased from \$271.20 to \$288.21 per year.

Dated this 12th day of September, 2022.

TOWN OF EAST TROY

BY: _____
Joseph S. Klarkowski, Chairman

ATTEST: _____
Kim M. Buchanan, Clerk

TOWN BOARD MEETING SCHEDULE

<u>DATE</u>	<u>TIME</u>	<u>MEETING</u>
September 7 & 21, 2022	6:30 PM	Planning Commission
September 12, 2022	5:30 PM	Special Town Board Meeting
September 12, 2022	6:30 PM	Town Board Meeting
September 21, 2022	6:30 PM	Booth Lake Memorial Park
September 20, 2022	6:00 PM	Contract Negotiations
September 22, 2022	6:00 PM	Contract Negotiations
October 1, 2022	9:00 AM to 2:00 PM	E-cycle at the Town Hall
October 5 & 19, 2022	6:30 PM	Planning Commission
October 10, 2022	6:30 PM	Town Board Meeting
October 12, 2022	6:00 PM	Budget Workshop
October 19, 2022	6:30 PM	Booth Lake Memorial Park
October 25, 2022	6:00 PM	Budget Workshop