

## TOWN OF WESTPORT

TOWN BOARD - Monday, March 16, 2009

The regular semi-monthly meeting of the Town Board was called to order in the Community Meeting Room of the Bernard J. Kennedy Administration Building at 7:02 p.m. by Van Dinter. Members present: Enge, Robinson, Sipsma, Van Dinter and von Rutenberg. Members absent: None. Also present: Daniel Barman, Deputy George Mayerhofer, Deputy Rich Bennett, Brett Neevel, Ryan Dostalek and Tom Wilson.

Nobody was present to comment on matters not on the agenda. The minutes of the March 2, 2009 regular meeting were approved as presented on a motion by von Rutenberg, second Robinson.

For Sewer Utility Miscellaneous business, Wilson advised the Board of a request to vacate a sewer main easement for Cleeland on Borchers Beach Road for the construction of a garage. Staff will do further investigation and the matter will be on the Board's agenda for consideration and action on April 6, 2009.

After a report from Van Dinter on the recommendation and concerns of the Waunakee/Westport JPC regarding the Rezone (County R-1 to R-1), Land Division (Create 1 Additional Lot) and Variance (No Frontage on Public Roadway), Beck, River Road/Hope Court, action on the items was deferred and held in abeyance until further recommendation from the JPC and to be rejected if the owner does not agree to extend the CSM review period to the end of April, due to road construction and maintenance issues yet to be discussed and resolved, on a motion by Robinson, second Sipsma.

After review of the staff memo provided and a short presentation by Wilson, the Maintenance/Utilities Truck Purchase was approved as presented not to exceed \$27,500.00 total, on a motion by Sipsma, second Robinson.

After discussion, the Woodland Drive Improvements were approved as recommended by the Plan Commission and JPC and as presented, and Resolution 09-02 (Woodland Drive Speed Limit, Mary Lake to Waunakee Village Limits) reducing the speed to 25 mph as recommended by the Plan Commission and JPC, was also approved as presented, on a motion by von Rutenberg, second Sipsma.

After a presentation by Wilson and discussion on municipal issues with the Governor's Budget Bill, including changes in the applicability of the Prevailing Wage Law, the Board adopted Resolution 09-03 (Opposing Prevailing Wage Changes in Budget Bill) and directed Wilson to also indicate disapproval to the Governor and our State representatives on other aspects of the Budget Bill which negatively affect Westport, on a motion by von Rutenberg, second Robinson.

Sipsma and von Rutenberg reported that the Audit Committee recommended payment of bills as presented by the Administrator after questions were answered. Van Dinter reported on meetings of the plan commission/committees.

There were no Administrative Matters reported. For Miscellaneous Business or Forthcoming Events raised, Wilson reminded the Board of the April 14 annual Town meeting, Sheriff Deputies Mayerhofer and Bennett were present to introduce themselves and advise the Board of their positions, and Wilson explained the “dip” issues with Westport Road as explained to him by the Maintenance Foreman.

Current bills as presented by the Administrator and as approved for payment by the Audit Committee were paid on a motion by von Rutenberg, second Sipsma.

The Board then adjourned to closed session pursuant to Section 19.85(1)(e), Wis. Stats., to deliberate or negotiate the purchase of public properties, the investing of public funds or conducting other specified public business, because competitive or bargaining reasons require a closed session, regarding a potential borrowing package for various public improvements and potential property purchases; and Section 19.85(1)(g), Wis. Stats., to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, regarding the Yahara Crossing Excessive Assessment Claim at 7:35 p.m., on a motion by Sipsma, second von Rutenberg, by a unanimous vote. The Board moved to the Executive Meeting Room adjoining the Community Meeting Room with the Town Attorney.

The Board then returned to Open Session after discussion with the Town Attorney at 8:14 p.m., on a motion by Sipsma, second Robinson, by a unanimous vote. The Board moved from the Executive Meeting Room back to the Community Meeting Room.

The Yahara Crossing Excessive Assessment Claim was rejected and Wilson was instructed to properly advise the claimant on a motion by von Rutenberg, second Sipsma.

Motion to adjourn by von Rutenberg, second Robinson. The meeting adjourned at 8:20 p.m.

Thomas G. Wilson,  
Attorney/Administrator/Clerk-Treasurer