



Minutes of Regular of the Town of Darien Board of Supervisors
Tuesday, April 22, 2025
Darien Town Hall
N2826 Foundry Road, Darien, Wisconsin 53114

Oath of Office

The Town Clerk administered the oath of office to Supervisor Dale Wheelock, Bud Wojcik, and Chairperson Kevin Schutt.

Review, Appoint, Oath of Office, Town Board Supervisor

The first order of business was to fill the vacant Supervisor seat created by the election of Kevin Schutt to the office of Chairperson. The current Town Board Supervisors and Town Clerk reviewed the four interested; Supervisor Wojcik moved to appoint Mark Radtke to the Town Board Supervisor to fill the vacancy for a term expiring April 20, 2026; seconded by Supervisor Keyzer; carried 5-0. Following the appointment the Town Clerk proceeded to administer the Oath of Office to Mark Radtke; Supervisor Radtke thereupon joined the Town Board for the April meeting.

Call to Order

The regular Town Board meeting of Supervisors was called to order at 7:18 p.m. by Chairperson Kevin Schutt which was followed by the Pledge of Allegiance.

Roll Call

Marilyn Larson called the roll with Chairperson Kevin Schutt and Supervisors Rich Keyzer, Dale Wheelock, Bud Wojcik, Mark Radtke, and Town Attorney present. Others present: Ron Whalen, Dave Overbee, Tom McClellan, Cecil Logterman, Chris Lumkes, Jim Lumkes, Dan Boss, Jon Olinge, Jerry Anderson, and Leon Van Acker.

Assurance of Proper Notice

Marilyn Larson assured of those present the Town Board Meeting for April 22, 2025 was properly noticed.

Approve March 4, 2025 Regular Town Board Meeting Minutes

Supervisor Keyzer moved to approve March 4, 2025 Regular Town Board minutes; seconded by Supervisor Wheelock; carried 5-0.

Approve March 24, 2025 Special Town Board Minutes

Supervisor Wheelock moved to approve March 24, 2025 Special Town Board Minutes; seconded by Supervisor Keyzer; carried 5-0. S

Approve April 10, 2025 Special Town Board Minutes

Supervisor Radtke moved to approve April 10, 2025 Town Board and Village Trustees Minutes; seconded by Supervisor Wojcik; carried 5-0.

Approve April 14, 2025 Special Town Board Meeting Minutes

Supervisor Wojcik moved to approve April 14, 2025 Special Town Board Meeting; seconded by Supervisor Keyzer; carried 5-0.

Treasurer's Report for the month of Month 2025

Supervisor Wojcik the March 2025 Treasurer's Report subject to annual audit; seconded by Supervisor Keyzer; carried 5-0.

**Standing Committee
Fire Department**

No meeting; no report.

Plan Commission

Item under new business.

Public Works

Chairman Schutt reported for Public Works report.

**Public Safety Reports
Darien Fire/EMS Chief Report**

Bruce Vander Veen Joint Fire /EMS Chief gave the 2025 March report, and the monthly report was sent to the Supervisors laptops.

Citizen's Comments

Tom McClellan Hwy 11 shared concerns with someone doing donuts at Spooner Park in the parking lot.

**Unfinished Business
Road Work Update**

Jon Olinger from Batterman updated the Supervisors on the 2025 Roadwork.

**Discussion and possible action on sending a letter to Walworth County to encourage support for WI
Broadband Office grant to help fund internet upgrades/broadband expansion in Walworth County
including Town of Darien**

No action at this time.

Update regarding the IGA with the City of Delavan on Lawson School Road

No action at this time.

Continued discussion concerning selling our Reserve liquor to other Municipalities

Supervisor Keyzer moved to not sell Town of Darien's Reserve liquor licenses to other Municipalities; seconded by Supervisor Radtke; carried 5-0.

Update and possible action regarding the Right of Way by Gerry Way and the Cemetery

Supervisor Keyzer moved to approve the access the right of way by Gerry Way and Cemetery to support the owner to have access either in or outside of the Town of Darien; seconded by Supervisor Wojcik; carried 5-0.

New Business

Application for Conditional Use submitted by Dave Overbee, for the City of Delavan, Owner James Lumkes, also called CCC Holdings, W4465 County P, Delavan, Tax Parcel B D 1200001, Current zoning M-3, / A-1. This would let the City of Delavan and other Municipalities burn clean brush.

Supervisor Wojcik moved to bring Dave Overbee into the conversation; seconded by Supervisor Keyzer; carried 5-0. Dave Overbee explained the proposed conditions of the proposed conditionals use. Discussion amongst Supervisors. Supervisor Wojcik moved to approve the proposed Conditional Use for burning only during the hours of 7:00 a.m. – 3:30 p.m. and no burning after dark, only the City of Delavan employees will control the burning, only burning of large branches and twigs, no burning of leaves, only during major storms will hauling be allowed after hours, and approval will only be granted upon getting the DNR permit; seconded by Supervisor Wheelock; carried 5-0.

Approve bid for Crack Filling Services for \$1.50 pound on Springwood and Sunshine Lane

Supervisor Keyzer moved to approve Crack Filling Services for \$1.50 on Springwood and Sunshine Lane and not to exceed \$24,900.00; seconded by Supervisor Radtke; carried 5-0.

Information Walworth County Board Funding to update county wide storm siren alerting system

Town Clerk shared information; no action taken.

Discussion and possible action to pay for the Clerk/Treasurer internet when she is out of town in July

Supervisor Radtke moved to approve payment \$147.00 for the Town Clerk's internet when she is out of town July; seconded by Supervisor Keyzer; carried 4-0. Chairperson Schutt abstained.

Appointing Two Alternates for Board of Review

Supervisor Wojcik moved to appoint Cecil Logterman and Ron Whalen as alternates for the 2025 Board of Review; seconded by Supervisor Keyzer; carried 5-0.

Reappointing the Landfill Negotiation Committee

No action taken.

2025 Town of Darien Committee Appointments

Chairperson Kevin Schutt appointments as follows:

Darien Plan Commission: Kevin Schutt as Chairperson, Bud Wojcik, Justin Monty 2027, Jason Yates 2026, Ron Whalen 2028

Finance Committee: Marilyn Larson and Rich Keyzer

Public Works Committee: Bob Williams and Bud Wojcik

Park Committee: Rich Keyzer as Chairperson, Mark Radtke, Bob Williams, and Adam Brotz

Fire Department Liaison Kevin Schutt

Supervisor Keyzer moved to approve the 2024 appointments; seconded by Supervisor Wojcik; carried 5-0.

2025 Weed Commissioner Appointment

Chairperson Kevin Schutt appoints Supervisor Mark Radtke as 2025 Weed Commissioner

Operator's License – Show Palace Jennifer Cahill

The Clerk reported all the operator license renewals were good: along with background checks.

Supervisor Wojcik moved to approve Jennifer Cahill operator's license; seconded by Supervisor Radtke; carried; 5-0.

Closed Session

Supervisor Keyzer moved to go into Closed Session pursuant to Wisconsin Statute Section 19.85 (1) (g) for the purpose of conferring with legal counsel for the Town who is rendering oral or written advice concerning strategy to be adopted by the Town with respect to litigation in which it is or is likely to become involved with respect to Tax Parcel BA406800001 N2974 North Road and Tax Parcel BA433200001 N2886 North Road; seconded by Supervisor Wojcik; carried 5-0.

Open Session

Supervisor Keyzer moved to return to open session on items in the closed session; seconded by Supervisor Wheelock; carried 5-0.

Supervisor Keyzer moved to direct Town Attorney and Building Inspector to proceed with those actions deemed necessary including the issuance of citations and commencing an action in circuit court to remove the nuisance cars from the property N2974 North Road, Darien, WI; seconded by Supervisor Wojcik.

Supervisor Keyzer moved to authorize the Town Attorney and Building Inspector to issue citations and commence process to remove nuisance rubbish and debris from the property located at N2886 North Road, Darien, WI. If necessary, a lawsuit against which should include the appointment of a receiver to conduct the cleanup and collect the cost of that action; seconded by Supervisor Wheelock; carried; 5-0.

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Voucher Approval & Adjournment

There being no further business to come before the Town Board of Supervisors, Supervisor Keyzer moved to adjourn the meeting at 8:09 p.m.; seconded by Supervisor Wheelock; carried; unanimously.

Approved by the Town Board of Supervisors

 5-6-25

Kevin D. Schutt Date

Submitted by

Marilyn S. Larson, Town Clerk/Treasurer