

## MINUTES OF THE REGULAR VILLAGE BOARD MEETING Wednesday, March 20, 2019

### Call to Order

Village President Fred Winchowky called the meeting to order at 6:30 p.m. located in the Board Room of the Mukwonago Municipal Building, 440 River Crest Ct.

### Roll Call

Board Members present: Jim Decker  
Darlene Johnson  
Karl Kettner  
Jay Vermeulen  
Jason Wamser  
Fred Winchowky, Village President

Board Member excused: Mark Penzkover

Also present: Ron Bittner, Public Works Director  
Mark Blum, Village Attorney  
Becca Alonge, Village Engineer  
Judith Taubert, Clerk-Treasurer  
Diana Doherty, Finance Director  
Dave Brown, Utilities Director  
Bruce Kaniewski, Planner/Zoning Administrator  
Chris Demotto, Police Lieutenant  
John Weidl, Administrator/Economic Development Director

### Pledge of Allegiance

The Village Board recited the Pledge of Allegiance.

### Announcement of closed sessions

President Winchowky announced the Board will convene into closed sessions later in the meeting pursuant to Wis. Stat. **§19.85(1)(e)** (*Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session*) to consider Forester TID Proposal-Sommer Property, Kurt Eby for Willkomm Excavating regarding liquidated damages for TID #5 and pursuant to Wis. Stat. **§19.85(1)(c)** (Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility) for consideration of performance-based bonus and merit increases.

### Comments from the Public

No public comments

### Consent Agenda

A. Approval of minutes of the February 20, 2019 regular meeting and the March 6, 2019 special meeting

Finance Committee

B. Vouchers payable batches

1) Payments batch AP 03-2019-1 - \$243,199.80

2) Payments batch M 02-2019 - \$124,065.91

- 3) Payments batch TAXSET2-2019 - \$2,148,536.72
  - 4) Payments batch TAXOP2-19 - \$7,791.79
  - 5) Payments batch LIBAP 2/2019 - \$50,133.46
  - 6) Payments batch US 2-19-2019 - \$26,440.89
  - 7) Payments batch WE 02-2019 - \$41,409.99
- C. Adoption of **Resolution 2019-012**: A Resolution to Amend the 2018 Budget for the General Fund, Revolving Loan Fund, Fire/Ambulance Fund, Fire Designation Fund, Recycling Fund, Community Development Fund, TID #3, TID #4, Debt Service Fund, Library Fund, Library Building Fund, Capital Projects Fund, Impact Fee Fund, Parkland Site Fund, Water Utility Fun
- D. To authorize the Public Works Director to initiate the application process for the WE Energies trail license agreement.
- E. Adoption of **Ordinance 957**: An Ordinance to amend Section 70-15 of the Village of Mukwonago Municipal Code regarding reimbursement of fees
- F. Approval of the Change of Agent, to Chad Gerbing, for Aldi, Inc #46, 111 E. Wolf Run
- G. Approval of **Resolution 2019-011**: A Resolution to adopt the sewer rates for septic tank waste, holding tank waste and surcharges for wastewater with loadings in excess of domestic strength waste
- H. To authorize the Village President to sign the WE Energies documentation for installation of street lights in the Tri County Industrial Park for a charge of \$22,738.34 and \$89.04 added to the Village's monthly street lighting charges.
- I. Adoption of **Ordinance 959**: An Ordinance to amend Ordinance 34-110(d)(2) and 34-111(a)(1) to require phosphorus loading data
- J. To reallocate the funds from the bridge painting project to provide two digital signs (1 for the Police Dept. and 1 for the Fire Dept.) and purchase a generator for the Village Hall.

Item H. was pulled out to come back at the Committee of the Whole meeting April 3<sup>rd</sup>.  
Motion by Johnson/Decker to approve the consent agenda carried.

## **Committee/Commission Business**

### **Public Works**

#### **ISA Gold Leaf Award**

Taken out of order, Paul Fliss, representing ISA (International Society of Arboriculture), Presented the 2018 Gold Leaf Award to Village President Fred Winchowky, Public Works Director Ron Bittner and the Girl Scout Troop 4730 for Outstanding Arbor Day Activities.

### **Finance Committee**

#### **1) Payments batch AP 03-2019-2 - \$272,613.75**

Motion by Vermeulen/Johnson to approve the payment batch AP 03-2019-2 carried.

#### **2) Approved Revised Joint Village/Town Fire Settlement**

Already approved by the Village, the revised Joint Village/Town Fire Settlement was approved by the Town on 3/19/19. Information only.

#### **3) Review the Forester TID Proposal for the Sommer Property and provide guidance to the staff**

Mike Stiener, Jackson & Associated, representing Jim Forester described the Forester TID Proposal. No Action taken. Will be discussed in closed session.

## New Business

### Judicial Committee

- 1) Acceptance of the Wisconsin Department of Justice, Division of Law Enforcement Services National Criminal History Improvement Grant Program by authorizing the Village President to sign the agreements for the grant with the State of Wisconsin Department of Justice.**

Motion by Decker/Vermeulen to accept the Wisconsin Department of Justice, Division of Law Enforcement Services National Criminal History Improvement Grant Program by authorizing the Village President to sign the agreements for the grant with the State of Wisconsin Department of Justice carried

### Protective Services

- 1) The Fire Chiefs membership in the Southeastern Incident Management Team (SEIMT)**

Motion by Johnson/Kettner to support the Fire Chiefs membership in the Southeastern Incident Management Team (SEIMT)

### Public Works

- 1) Letter of Credit for the Chapman Place Development be reduced from \$30,000 to \$0.**

Motion by Decker/Johnson to approve the Letter of Credit for the Chapman Place Development be reduced from \$30,000 to \$0. Vermeulen abstained.

### Planning

- 1) Adoption of Resolution 2019-013**

Motion by Decker/Vermeulen to adopt Resolution 2019-013 a resolution to approve a Conditional Use for Drive-Thru Service Lanes with a Banking Facility on behalf of Educators Credit Union, 100 Chapman Farm Boulevard; MUKV 1962-996-002 carried

- 2) Adoption of Resolution 2019-014**

Motion by Decker/Kettner to adopt Resolution 2019-014 a resolution approving the Site Plan and Architectural Review for a Banking Facility on behalf of Educators Credit Union, 100 Chapman Farm Boulevard; MUKV 1962-996-002 carried

- 3) Adoption of Resolution 2019-015**

Motion by Johnson/Decker to adopt Resolution 2019-015 a resolution to approve the Architectural Review of revising the previously approved exterior colors on behalf of Triple Crown, 102 W Boxhorn Drive; #A480500001 carried

### Village Attorney

- 1) Ordinance 958**

Motion by Decker/Wamser to adopt Ordinance 958 as presented an ordinance to amend Division 3, Specifically Sections 2-146, 2-147, 2-148 and 2-149 of the Village of Mukwonago Municipal Code regarding the Downtown Development Committee carried

## Convene into Closed Session

Motion by Decker/Johnson to convene into closed sessions at 7:34 p.m. pursuant to Wis. **§19.85(1)(e)** (*Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session*) to consider Forester TID Proposal-Sommer

Property, Kurt Eby for Willkomm Excavating regarding liquidated damages for TID #5 and pursuant to Wis. Stat. **§19.85(1)(c)** (*Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility*) for consideration of performance-based bonus and merit increases.

Motion by Decker/Johnson to adjourn closed session and reconvene into open session at 8:23 p.m. pursuant to Wis. Stats. **§19.85(2)** for possible additional discussion and/or action concerning any matter discussed in closed session and/or any unfinished item remaining on the agenda carried unanimously upon roll call vote.

Closed Session items pursuant to Wis. **§19.85(1)(e)** (*Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session*) will be addressed by Staff as directed in closed session. No Action Taken.

Closed Session items pursuant to Wis. Stat. **§19.85(1)(c)** (*Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility*) for consideration of performance-based bonus and merit increases.

Motion by Kettner/Vermeulen to approve the performance-based bonus and merit increases as presented in closed session carried unanimously

## **Adjournment**

Meeting adjourned at 8:24 p.m.

Respectfully Submitted,

Judith A. Taubert  
Clerk-Treasurer