

President Wagner called Village Board meeting to order on January 19, 2010 at 7:30 p.m.

Trustees present: Arnie Fickau  
Elliot Bakst  
Jim Decker  
Dale Fennel  
Dennis O'Bryan  
Darlene Johnson  
James Wagner

Also present: Steve LaDue, Police Lieutenant  
Jeff Rolfe, Fire Chief  
Tom Brandemuehl, Public Works Supervisor  
Nick Weber, Library Director  
Joe Hankovich, Supervisor of Inspections/Zoning Administrator  
Paul Moderacki, Administrator/Clerk-Treasurer  
Shawn Reilly, Village Attorney  
Kurt Peot, Village Engineer  
Jon Cameron, Village Engineer  
Bruce Kaniewski, Village Planner  
Aaron Fahl, Village Planner  
John Bronk, Storm Water Advisory Committee Member  
Charlie Miller, Storm Water Advisory Committee Member  
Rick Debe, Storm Water Advisory Committee Member  
Mark Penzkover, Storm Water Advisory Committee Member

#### **STATEMENT OF PUBLIC NOTICE**

The meeting was posted and noticed according to law.

President Wagner announced there would be closed sessions at the end of the meeting pursuant to Wisconsin §19.85(1)(c) and §19.85(1)(e).

***Minutes of the December 15, 2009 Regular Board Meeting*** – Motion by Fickau/Decker to approve the minutes of the December 15, 2009 regular Board meeting as presented was carried unanimously.

***Treasurer, Mileage, Police, Fire and Library Reports for December 2009*** – President Wagner noted receipt of the Treasurer, mileage, Police, Fire and Library Reports for December 2009 and placed them on file.

**COMMENTS FROM THE PUBLIC** – None

#### **COMMITTEE REPORTS**

##### **Adhoc Storm Water Advisory**

***Presentation and Consideration of Acceptance of Storm Water Utility Report*** – Aaron Fahl and Jon Cameron of Ruekert and Mielke presented an overview of the storm water utility study including the possible rate structures.

## **Finance**

***Vouchers Payable*** – Motion by Bakst/Johnson to approve accounts payable vouchers from various funds in the sum of \$342,668.10 was carried unanimously.

***Recommendation to Initiate Water Rate Increase*** – Motion by Bakst/O'Bryan to authorize Ruckert & Mielke to initiate a water rate increase study was carried unanimously.

***Real Estate and Personal Property Tax Payments at Banks*** – The banks that collected real estate tax payments collected more than \$500,000 in December 2009. Information only.

***Resolution 2010-02: A Resolution to Amend the 2010 Schedule of Fees for the Village of Mukwonago*** – Motion by Bakst/Fickau to adopt Resolution 2010-02: A Resolution to Amend the 2010 Schedule of Fees for the Village of Mukwonago was carried unanimously.

***Resolution 2010-03: A Resolution Designating Public Depository and Authorizing Withdrawal of the Village of Mukwonago Monies*** – Motion by Bakst/Decker to adopt Resolution 2010-03: A Resolution Designating Public Depository and Authorizing Withdrawal of the Village of Mukwonago Monies was carried unanimously.

## **Health & Recreation**

***Quote from Home Depot for the Boardwalk Materials for the Miniwaukan Park Canoe Launch*** – Motion by Fennel/Fickau to approve the submitted quote from Home Depot for the boardwalk materials for the Miniwaukan Park canoe launch less the State taxes was carried unanimously.

## **Judicial**

***2009-10 Applications for Operator's License – Spencer M. Kranz, Shannon R. Lassator, Thomas J. Olson, Melanie A. Sanfilippo, James B. Schoolcraft*** – Motion by Johnson/Decker to approve the 2009-10 applications for Operator's License for Spencer M. Kranz, Shannon R. Lassator, Thomas J. Olson, Melanie A. Sanfilippo, and James B. Schoolcraft was carried unanimously.

***2010 Application for Temporary Class B Beer and Wine License – January 27, 2010 – St. James Catholic Parish*** – Motion by Johnson/Decker to approve the 2010 Application for Temporary Class B Beer and Wine License for January 27, 2010 for St. James Catholic Parish was carried unanimously.

***Consideration of Application for 2009-10 Class A Beer License – GK Gas LLC (King Gurinder Singh Phul, Agent) – 201 N. Rochester St. – d/b/a Village Mini Mart*** – Motion by Johnson/Decker to approve application for 2009-10 Class A Beer License for GK Gas LLC (King Gurinder Singh Phul, Agent) located at 201 N. Rochester St. and doing business as Village Mini Mart was carried unanimously.

## **Public Works**

***Change Order #2 – Close Out of 2008 Sanitary Sewer Rehab Program*** – Motion by Fickau/Fennel to approve Change Order #2 for the close out of the 2008 Sanitary Sewer Rehab Program was carried unanimously.

***Change Order #2 – Close Out of Oakland Ranch Area Paving and Utilities Project*** – Motion by Fickau/Bakst to approve Change Order #2 for the close out of the Oakland Ranch Area Paving and Utilities Project was carried unanimously.

***Minor Estates Drainage Issue*** – Item is still in Committee.

***Request for Decorative Street Light on Meadow View Ct. – Toby Hartman*** – Resident withdrew his request after seeing the cost of the installation of a decorative street light to replace the existing light on Meadow View Court. Item can be removed from the agenda.

**Proposed Water Dept. Garage with Office and Staff Quarters and Alternatives** – Item is still in Committee.

**Utility Billing Policies – Linda Leverence** – Item has been satisfied and can be removed from the agenda.

**Change Order #1 – Caine Property Well** – Motion by Fickau/Decker to approve Change Order #1 for the close out of the Caine Property Well project was carried unanimously.

**Discussion of Bid for 2010 Field Park Area Paving and Utilities Project – Concrete vs Asphalt Alternative, Field Park Storm Sewer, STH 83 Relocations, Field Park Sod vs Top Soil and Seed, Consideration of Acceptance of Bid for 2010 Field Park Area Paving and Utilities Project** – Item is still in Committee.

**STH 83 Resurfacing 2009 – Update, Public Information Meeting, Working Through the Night, Lincoln St. Pedestrian (School) Crossing Location** – There will be a public information meeting on January 28, 2010 from 5:00 p.m. to 7:00 p.m. at the Village Hall. Motion by Fickau/Bakst to allow the Wastewater Utility to repair manholes on STH 83 during the 2010 STH 83 resurfacing project by the Wisc DOT was carried unanimously. Motion by Fickau/Bakst to accept the recommendation by the Wisc DOT to relocate the pedestrian crossing across STH 83 near Lincoln Ave. to the south side of Lincoln Ave. was carried unanimously. The request to work overnight will be on the next agenda.

**Utility Relocations for STH 83 North of CTH NN** – Item discussed with the Field Park Project and can be removed from the agenda.

**STH 83 Multiuse Trail** – The project will be bid this year. Information only.

**River Park Lift Station Emergency Repairs Report** – Information only.

**Results for Wisconsin’s Municipal Dam Grant Program for 2009** – The Village did not receive any money at this time. Information only.

**Consideration to Develop RFP to Design WWTP Upgrade and Modernization** – Motion by Fickau/Decker to authorize Ruckert & Mielke to prepare a grant application for the upgrade and modernization of the Wastewater Treatment Facility was carried unanimously.

## **PLAN COMMISSION**

**Consider the Recommendation from the Plan Commission upon a Petition of Craig Hein and Brooklife Church to Annex 13.92 Acres to the Village of Mukwonago from the Town of Vernon within the Edgewood Neighborhood** – Motion by Fennel/Decker to accept the recommendation by the Plan Commission to deny the petition by Craig Hein to annex 13.92 acres to the Village of Mukwonago from the Town of Vernon within the Edgewood neighborhood was carried unanimously.

**Extraterritorial Review – Certified Survey Map – Town of East Troy – W1028 Spleas Skoney Rd. – Timothy Degroot** – Motion was made by Fickau/Decker to accept the recommendation by the Plan Commission to approve the Town of East Troy Extraterritorial Certified Survey Map for W1028 Spleas Skoney Rd., Timothy Degroot. The approval is subject to the following conditions:

- 1) Prior to Village Officials signing the Certified Survey Map, the proper Village signature place shall be added to include both the Planning Commission and the Village Board, with signature for the “Village President” and “Village Clerk”.
- 2) Prior to Village Officials signing the Certified Survey Map, written documentation shall be submitted to the Village Clerk indicating that both the Town of East Troy and Walworth County have reviewed and approved the Certified Survey Map.

Motion carried unanimously.

## **VILLAGE ADMINISTRATOR**

***Local Road Improvement Program Funding Report*** – Moderacki notified the Board that the Village was approved for money for the Field Park Project, but the amount has yet to be determined. Information only.

## **VILLAGE CLERK**

***Resolution 2010-01: A Resolution Authorizing the Clerk-Treasurer to Determine the Number of Election Officials at All Elections in the Village of Mukwonago*** – Motion by Decker/Bakst to adopt Resolution 2010-01: A Resolution Authorizing the Clerk-Treasurer to Determine the Number of Election Officials at All Elections in the Village of Mukwonago was carried unanimously.

## **CLOSED SESSION**

Motion was made by Fennel/Decker to convene into closed session at 8:31 p.m. pursuant to State Statutes:

- A. 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 – 2010 Compensation for Fire Chief
- B. 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 – Potential Purchase of Properties by Village

Motion carried unanimously upon roll call vote.

Discussion held in closed session.

Motion by Fickau/Bakst to adjourn closed session at 8:40 p.m. carried unanimously. Motion by Fennel/Bakst to reconvene into open session at 8:40 p.m. carried unanimously.

***2010 Compensation for Fire Chief*** – No action taken.

***Potential Purchase of Properties by Village*** – Motion by Bakst/Fickau to accept the Village Attorney recommendation to have Marc McSorley of Single Source, Inc. prepare an appraisal at a cost not to exceed \$2,000 and conduct a relocation plan and assistance at a cost not to exceed \$4,950 for the property located at 515 Division St. was carried unanimously.

Motion by Fickau/Bakst to adjourn the Village Board meeting at 8:42 p.m. was carried unanimously.

Steven A. Braatz, Jr.  
Deputy Clerk