

**1. Call to Order**

President James Wagner called the Village Board meeting to order on May 4, 2010 at 7:30 p.m.

**2. Roll Call**

Trustees present: Arnie Fickau  
Elliot Bakst  
Jim Decker  
Mark Penzkover  
Dennis O'Bryan  
Darlene Johnson  
James Wagner, Village President

Also present: Bruce Kaniewski, Village Planner  
Fred Winchowky, Police Chief  
Jeff Rolfe, Fire Chief  
Tom Brandemuehl, Public Works Supervisor  
Paul Moderacki, Administrator/Clerk-Treasurer  
Shawn Reilly, Village Attorney  
Dean Falkner, Wastewater Superintendent  
Nick Weber, Library Director

**3. Pledge of Allegiance**

The Village Board recited the Pledge of Allegiance to the American flag.

**4. Statement of Public Notice**

The meeting was posted and noticed according to law.

**5. Announcement of Closed Sessions Pursuant to Wisc Stats 19.85(d) and 19.85(g)**

President Wagner announced that the Board will adjourn into closed session later in the meeting pursuant to Wisconsin Statutes 19.85(d) and 19.85(g).

**6. Minutes of the April 20, 2010 Regular Board Meeting**

Motion by Fickau/Bakst to approve the April 20, 2010 meeting minutes subject to a correction to the Library Board appointments listed on Page 4 to read John Bronk and Jeri Posekany was carried unanimously.

**7. Comments from the Public**

Brandon Basterash, 1103 Drake Ct. – Was present to earn his Communications and Citizenship in the Community Merit Badges. Also expressed his opinion on the Mukwonago High School name “Indians” and that he does not want it changed.

**8. Committee and Board Reports**

**A. Finance**

**1) Vouchers Payable**

Motion by Bakst/Fickau to approve vouchers payable from various funds in the sum of \$364,145.04 was carried unanimously.

**B. Judicial**

**1) Consideration of Applications for 2009-10 Operator's License – Matthew A. Cudnohoske and Amanda R. Roller**

Motion by Johnson/Decker to approve the application for a 2009-10 Operator's License for Matthew A. Cudnohoske and Amanda R. Roller was carried unanimously.

**C. Protective Services**

**1) Paramedic Intercept Contract**

Item remains in Committee.

**2) Letter from James Soneberg, Big Bend Village President, Requesting Assistance to Establish a Village of Big Bend Fire Department**

Discussion only. No action taken. President Wagner directed Administrator Moderacki to draft a letter to James Soneberg, Village President of the Village of Big Bend, that the Village Board of the Village of Mukwonago does not wish to spend money and resources to pursuing assistance to the Village of Big Bend in the creation of the Big Bend Fire Department.

**3) Request to Purchase of Portable Suction Units Using Act 102 Funds**

Motion by Decker/Bakst to approve the use of Act 102 funds by the Mukwonago Fire Department in the amount of \$3,720.90 to purchase five portable suction units was carried unanimously.

**9. Plan Commission**

**A. Consideration of Certified Survey Map – Division of Property located on Empire Dr. and East side of Holz Parkway – Randy Wright, Empire Industries LLC**

Motion by Fickau/Decker to accept the Plan Commission's recommendation to approve the Certified Survey Map for the property located on Empire Dr. and East side of Holz Parkway as presented by Randy Wright, Empire Industries LLC was carried unanimously.

**B. Access Easement to Black Bear Lift Station**

Item postponed until the next meeting.

**10. Village Attorney**

**A. Agreement with BK Planning Strategies for Planning Services**

Motion by O'Bryan/Johnson to approve the contract with BK Planning Strategies for planning services for the Village of Mukwonago with the understanding that the Personnel Committee approved the scope of engagement was carried unanimously.

**11. Village Library Director**

**A. Update on Progress for Proposed Library Addition**

Library Director Weber gave a brief overview of the status of the proposed library addition.

**12. Village President**

**A. Consideration of Appointments – Wastewater Treatment Superintendent, Board of Building and Zoning Appeals First and Second Alternates**

Motion by Fickau/Bakst to accept President Wagner’s recommendation to appoint Kenneth Johnson as the Board of Building and Zoning Appeals First Alternate was carried unanimously (Johnson abstained). Motion by Bakst/Decker to accept President Wagner’s recommendation to appoint Dean Falkner as the Wastewater Treatment Superintendent was carried unanimously.

**13. Convene into Closed Session Pursuant to State Statutes:**

Motion was made by Bakst/Decker to convene into closed session at 8:05 p.m. pursuant to Wisconsin Statutes 19.85(1)(d) (*Deliberating or Negotiating the Purchasing of Public Properties*) for the consideration of the purchase of the property known as MUKV1976184 (615 S. Rochester St.) and 19.85(1)(g) (*Conferring 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*) for the current litigation known as Village of Mukwonago vs. Greenwald Family Limited Partnership. Motion carried unanimously upon roll call vote.

Discussion held in closed session.

Motion by Decker/Bakst to adjourn closed session at 8:19 p.m. was carried unanimously. Motion by Johnson/O’Bryan to reconvene into open session was carried unanimously.

**14. Reconvene into Open Session**

**A. Consideration of Purchase of Property Known as MUKV1976184 (615 S. Rochester St.)**

No action taken.

**B. Village of Mukwonago vs. Greenwald Family Limited Partnership**

No action taken.

**15. Adjournment**

Motion by Fickau/Decker to adjourn the Village Board meeting at 8:20 p.m. was carried unanimously.

Respectfully Submitted,

Steven A. Braatz, Jr.  
Deputy Clerk