

1. Call to Order

President James Wagner called the Village Board meeting to order on May 18, 2010 at 7:31 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: Tom Brandemuehl, Public Works Supervisor
 Steve LaDue, Police Lieutenant
 Nick Weber, Library Director
 Paul Moderacki, Administrator/Clerk-Treasurer
 Shawn Reilly, Village Attorney
 Bruce Kaniewski, Village Planner
 Dean Falkner, Wastewater Superintendent
 Kurt Peot, Village Engineer
 Ivan Zarembo, Water Dept. Supervisor

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(c) and (d)

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

6. Minutes of the May 4, 2010 Board Meeting

Motion by Bakst/Decker to approve the May 4, 2010 meeting minutes as presented was carried unanimously.

7. Treasurer, Mileage, Police, Fire and Library Reports for April 2010

President Wagner noted receipt of the Treasurer, mileage, Police, Fire and Library Reports for April 2010 and placed them on file in the Clerk’s Office.

8. Public Hearing

A. Wastewater Treatment Plant Facility Upgrade and Modernization Project

Public hearing for the Wastewater Treatment Plant Facility Upgrade and Modernization Project was opened at 7:33 p.m. No one appeared for or against. Public hearing closed at 7:34 p.m.

9. Comments from the Public

Catherine Piala, Meadows of Mukwonago LLC, owner of 1251, 1305, 1325, 1333, and 1341 Bear Pass – Wanted to know the status of the Storm Water Utility and noted that none of the rain water drains off of her sites except into the current retention pond. *(Response: There will be another public information meeting on May 27, 2010 and a public hearing on June 1, 2010.)*

10. Committee Reports

A. Finance

1) Vouchers Payable

Motion by Bakst/Fickau to approve vouchers payable from various funds in the sum of \$946,619.97 was carried unanimously.

2) Authorization for the Signing of the Proposal from Banyon Data Systems for the Purchase, Installation, and Training of New Fund Accounting, Payroll, Utility Billing, and Property Management Programs for the Clerk-Treasurer's Office

Motion by Bakst/Penzkover to authorize the signing of the proposal from Banyon Data Systems for the purchase, installation, and training of new fund accounting, payroll, utility billing, and property management programs for the Clerk-Treasurer's Office was carried unanimously.

3) Authorization for the Signing of the Proposal to Provide Server Solutions from Computer Technologies

Motion by Bakst/Decker to authorize the signing of the proposal to provide server solution from Computer Technologies for the Clerk-Treasurer's Office was carried unanimously.

4) Introduction, Discussion and Possible Recommendation on Proposed Paperless Packets

Motion by Bakst/Decker to approve the implementation of paperless packets for the Village Board and Plan Commission was carried on a vote of 6 ayes and 1 nay (Johnson voted no).

B. Health and Recreation

1) Authorization for the Signing of the Contract with Siegler Excavating for the Miniwaukan Park Canoe Launch Project

Motion by Penzkover/Johnson to authorize the signing of the contract with Siegler Excavating for the Miniwaukan Park Canoe Launch Project was carried unanimously.

2) Preliminary Planning Discussion Regarding a Possible Customized Play Structure in Mukwonago – Mark Olver

Item will remain in Committee.

3) Eagle Scout Project Related to Veterans Memorial – Mitchell Haase

Item will remain in Committee.

4) Update on Field Park Ball Field Lighting Project – Review Conceptual Lighting Design and Preliminary Discussion of Possible Bidding Options

Item will remain in Committee.

C. Judicial

1) Consideration of Application for 2010 6-Month Class B Fermented Malt Beverage License – Mukwonago Womens Softball League (Ryan Scheffler, Agent) – Minors Park

Motion by Johnson/Decker to approve the application for 2010 6-Month Class B Fermented Malt Beverage License to Mukwonago Womens Softball League (Ryan Scheffler, Agent) at Minors Park was carried unanimously.

2) Consideration of Adoption of Policy Regarding Memorials Placed Along Streets Within Village Limits

Motion was made by Johnson/Decker to direct the Village Administrator to create a policy of not permitting memorials placed on public right-of-ways for reasons of public safety. The Judicial Committee understands the grieving process and recommends that mournful parties who wish to place a memorial near a site of a fatal crash work with adjoining landowners to determine an appropriate location, off the public right-of-way, for placement of a memorial. As an alternative form of permanent memorial to their loved ones, if desired, friends and family can contact the village administrator to determine items that can be donated to the park or library in their loved ones' names. The Committee also directs the Village Administrator to draft an ordinance amending Sec. 34-32 to include the prohibition of the placement of signs in the public right-of-ways. Motion was carried unanimously.

D. Public Works

1) Update and Discussion of the Construction of a Salt Shed – DPW

Item will remain in Committee.

2) Proposed Water Dept. Garage with Office and Staff Quarters and Alternatives

Item will remain in Committee.

3) Recommendation of Request for Reduction in Utility Bill Charges Due to Broken Water Pipe – 955 Main St. Unit A – Jessica Zhu, Amazon Real Estate Management LLC

Committee requests to presence of the requester at the next Committee meeting prior to action being taken. Item will remain in Committee.

4) Wastewater Treatment Plant Facility Upgrade and Modernization Project

Motion by Decker/Fickau to approve the facility plan for the Wastewater Treatment Plant Facility Upgrade and Modernization Project was carried unanimously.

5) Recommendation of Change Order #2 for Field Park Project – Granular Backfill Credit

Motion by Fickau/Decker to approve Change Order #2 for the Field Park Paving and Utilities Project for a credit in the amount of \$6.25 per cubic yard for Sanitary Sewer mains and \$8.50 for Water mains and Storm Sewer lines was carried unanimously.

6) Discussion of Temporary Asphalt on MacArthur and Roberts – Field Park Project

Discussion only. The temporary asphalt on MacArthur Dr. and Roberts Dr. will be installed per the contract.

11. Plan Commission

A. Review of Driveway Approaches on Properties in the Field Park Subdivision Project

Item taken care of by Commission. No action taken.

B. Consideration of Access Easement to Black Bear Lift Station

Item postponed until a future meeting.

C. Consideration of Black Bear Development Agreement

Item will remain in Commission.

D. Modifications to the Black Bear Site Plan for Grading Site, Directions of Two Pads, Lift Station Location

Item will remain in Commission.

E. Consideration of Certified Survey Map – Black Bear Development on the East End of Black Bear Blvd. – Charlie Miller, Citizens Bank of Mukwonago

Item will remain in Commission.

F. Consideration of Site Plan and Architectural Review of Proposed School District Office Building for the Property Located West of Clarendon Avenue School and, Facing CTH NN, to the South of the Existing Parking Lot

Item will remain in Commission.

G. Consideration of Architectural Review of Proposed Patient Service Center for the Property Located at 225 Eagle Lake Ave. – Bradley Sabre, Aurora Health Care

Recommendation sent from Plan Commission to Board of Building and Zoning Appeals. No action taken.

H. Consideration of Extraterritorial CSM for Honey Creek Estates – Town of East Troy – Brian Godfrey

Motion by Fickau/Decker to accept the Plan Commission's recommendation to approve the extraterritorial Certified Survey Map for Honey Creek Estates, Town of East Troy was carried unanimously.

12. Village President

A. Consideration of Cancellation of Village Board Meetings for the First Tuesdays of July, August, and September 2010

Motion by Fickau/Bakst to accept the Village President's recommendation to cancel the Village Board meetings on July 6, August 3, and September 7, 2010 unless immediate/emergency issues are to be considered was carried unanimously.

B. Consideration of Appointments – Fox River Commission, Board of Building and Zoning Appeals Second Alternates

Item will remain on the agenda until the seats are filled.

13. Convene into Closed Sessions

Motion was made by Bakst/Decker to convene into closed sessions at 8:18 p.m. pursuant to Wisconsin Statutes 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 the status of part-time Accountant Intern and consideration of changing the status to full-time and 19.85(1)(d) (*Deliberating or Negotiating the Purchasing of Public Properties*) for the consideration of contract for construction manager for Mukwonago Community Library Expansion Project and the consideration of compensation to offer to owner of 515 Division St. Motion carried unanimously upon roll call vote.

Discussion held in closed session.

14. Adjourn Closed Session

Motion by Johnson/O'Bryan to adjourn closed session at 9:05 p.m. was carried unanimously.

15. Reconvene into Open Session

Motion by Decker/Bakst to reconvene into open session was carried unanimously.

A. Status of Part-Time Accountant Intern and Consideration of Changing the Status to Full-Time

Motion by Bakst/Johnson to allow the more working hours than the previously approved hours for the Accountant Intern and to change the status to full time status beginning January 1, 2011 according to the terms as discussed in closed session was carried unanimously.

B. Consideration of Contract for Construction Manager for Mukwonago Community Library Expansion Project

Motion by Decker/Penzkover to approve the contract with Gilbane Building Company to serve as the construction manager (not a constructor) for the Mukwonago Community Library Expansion Project according to the price as described in the Village Administrator's handout dated May 18, 2010 and according to the changes as discussed in closed session and subject to the approval of the Village Attorney and Village Administrator was carried on a vote of 6 ayes and 1 nay (Fickau voted no).

C. Consideration of Compensation to Offer to Owner of 515 Division St.

Motion by Decker/Johnson to accept the Village Attorney's recommendation for an offer to purchase to the owner of 515 Division St. as discussed in closed session was carried unanimously.

16. Adjournment

Motion by Bakst/Decker to adjourn the Village Board meeting at 9:07 p.m. was carried unanimously.

Respectfully Submitted,

Steven A. Braatz, Jr.
Deputy Clerk