

## **MINUTES OF THE REGULAR VILLAGE BOARD MEETING** **Tuesday, February 16, 2016**

### **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: Darlene Johnson  
Jim Decker  
Jerry Gasser  
Ken Werner  
Fred Winchowky, Village President

Board Members excused: Arnold Fickau  
Mark Penzkover

Also present: Bruce Kaniewski, Village Planner  
Kevin Schmidt, Police Chief  
Dave Brown, Interim Utilities Director  
Robert Harley, Building Codes Official  
Ron Bittner, Public Works Director  
Steven Braatz, Jr., Clerk-Treasurer  
Judith Taubert, Deputy Clerk-Treasurer

### **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)(c)** to discuss the Village Administrator performance evaluation and pursuant to **Wis. Stat. §19.85(1)(e)** to discuss potential sale of property.

### **Public Hearing**

The Public Hearing to consider a petition on the 2015-16 Original Class B Fermented Malt Beverage and Reserve Class B Intoxicating Liquors License application of DAA Smokehouse LLC (Tina O'Bryan – Agent), d/b/a David Alan Alan's Smokehouse & Saloon, for the property located at 325 Bay View Road, Suites D and E in regard to exceeding the quota pursuant to Sec. 6-36 (b) of the Municipal Code of the Village of Mukwonago opened at 6:32 p.m. No one appeared for or against. Public hearing closed at 6:33 p.m.

### **Comments from the Public**

Jason Wamser, 604 Prairie Hill Ave. – Wanted clarification on how the Comprehensive Master Plan Steering Committee appointees were picked.

### **Presentation**

Shawn McNulty, Mukwonago Area School District Superintendent, gave a presentation on the upcoming Mukwonago Area School referenda that will be on the April 5, 2016 ballot.

## Consent Agenda

- A. Approval of minutes for the January 19, 2016 regular meeting
  - B. Granting of 2015-16 Operator's Licenses to Elaina A. Engen, Ben H. Fisher, Mahesh K. Sukheja, and Jackson T. White
  - C. Approval of Vouchers payable batches:
    - 1) M-1-2016-1 \$286,373.24
    - 2) M-12-2015-3 \$8,272.98
    - 3) AP-2-2016-1 \$102,441.74
    - 4) AP-12-2015-5 \$18,480.95
    - 5) AP-12-2015-6 \$8,572.53
    - 6) AP-2-2016-2 \$300,632.00
  - D. Approval of change of agent for Community Post No. 375 of the American Legion, 627 CTH NN E, d/b/a American Legion Post 375 to Beth A. Dums
  - E. Approval to authorize the use of General Fund fund balance not to exceed \$3,000 for office renovations in the Public Works garage
  - F. Approval to authorize the use of General Fund fund balance not to exceed \$11,000 for office renovations in the Village Hall
  - G. Adoption of **Resolution 2016-006**: A Resolution to Establish a Snowmobile Route Within the Limits of the Village of Mukwonago
  - H. Approval of Alternate 1 for the CTH NN Trail Project in the projected amount of \$122,623, which includes concrete sidewalk
- Motion by Decker/Werner to approve the Consent Agenda as presented carried.

## Committee/Commission Reports

### Finance Committee

#### **Mukwonago Food Pantry**

Motion made by Decker/Werner to accept the Finance Committee recommendation and approve the request by Cynthia Eggleston, Mukwonago Food Pantry, to waive conditional use permit application fee. The costs for publication, postage, and professional service fees will be charged back. Motion carried. (Johnson and Decker voted no)

### Judicial Committee

#### **David Alan Alan's Smokehouse & Saloon alcohol license**

Motion made by Decker/Johnson to accept the Judicial Committee recommendation and approve the request to exceed the alcohol license quota pursuant to Sec. 6-36 (b) of the Municipal Code and grant a 2015-16 Original "Class B" Fermented Malt Beverage and Reserve Intoxicating Liquors License to DAA Smokehouse LLC (Tina O'Bryan – Agent) for the property located at 325 Bay View Road, Suites D and E, d/b/a David Alan Alan's Smokehouse & Saloon. The Board finds that the addition of 40 jobs is an economic benefit to the Village. Motion carried.

### Plan Commission

#### **TriSkill Community Day Program Conditional Use Permit**

Motion by Johnson/Decker to accept the Plan Commission recommendation and adopt **Resolution 2016-007**: *Conditional Use Permit for the Use of Property as an Adult Day Program, TriSkill Community Day Program, 231 Roberts Drive, MUKV1974906* carried.

**Protective Services Committee – Fire/Ambulance Department**

**Update on hiring process and review of revenue to support first and/or second FT staff**

Item not discussed due to the cancelation of the Committee meeting.

**New Business**

**Interim Utilities Director**

**Cricket Wireless**

Motion by Decker/Johnson to approve the Termination Agreement with Cricket Wireless to decommission cellular communications equipment on the Water Tower with engineering review approval carried.

**Public Works Director**

**We Energies**

Motion by Gasser/Decker to approve the authorization to have We Energies relocate street lights at 300 Ahrens Dr. and 805 Park View Ln. to new poles carried.

**Village Planner**

**Correspondence from WiDOT regarding the Traffic Impact Analysis covering the Chapman Property Development**

Item referred to the Public Works Committee.

**Correspondence from WiDOT regarding the median opening at STH 83 and Arrowhead Drive**

Item referred to the Public Works Committee.

**Village President**

**Election Inspector Appointment**

Motion by Decker/Johnson to accept the Village President's recommendation and appoint Lois K. Thompson as an Election Inspector for the 2016-17 term carried.

**Appointment of members to Comprehensive Master Plan Steering Committee**

Motion made by Gasser/Johnson to accept the Village President's recommendation and approve the list of members to the Comprehensive Master Plan Steering Committee as submitted. The Committee membership shall further be increased by five (5) additional Village residents from the areas of Fairwinds, River Park Estates, Minors Estates, Lake Shore Area and Mukwonago Estates to make a total of 16 members. Motion not passed (Decker, Werner and Winchowky voted no). Motion by Decker to accept the Village President's recommendation and approve the list of members to the Comprehensive Master Plan Steering Committee as submitted. Motion failed due to lack of second. Motion by Werner/Decker accept the Village President's recommendation and approve the list of members to Comprehensive Master Plan Steering Committee as submitted. The Committee membership shall further be increased by two (2) additional Village residents to make a total of 13 members. The Committee will then be composed of seven (7) citizens-at-large. The Village Clerk is further directed to publish an ad in the paper seeking and the Village website. Motion passed (Johnson and Gasser voted No).

Motion by Gasser/Decker to convene into closed sessions at 7:58 p.m. pursuant to Wisc. 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*) to discuss the Village Administrator performance evaluation and 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 discuss potential sale of property carried unanimously upon roll call vote. Discussion held in closed session.

Motion by Gasser/Decker to adjourn closed session and reconvene into open session at 8:48 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.

Potential sale of property will be postponed to a special Village Board Meeting on March 1, 2016. The Village Administrator performance evaluation will be postponed to the next regular Village Board meeting.

### **Adjournment**

Meeting adjourned at 8:50 p.m.

Respectfully Submitted,

Judith A. Taubert  
Deputy Clerk-Treasurer