

Village of Mukwonago
Notice of Meeting and Amended Agenda

REGULAR VILLAGE BOARD MEETING
Wednesday, March 18, 2020

Time: **6:30 pm**

Place: **Mukwonago Municipal Building/ Board Room, 440 River Crest Court**

1. Call to Order

2. Roll Call

3. Pledge of Allegiance

4. Comments from the Public

The purpose of this section is to allow the non-elected general public the opportunity to address the Board on any subject of concern that is not the topic of a current or previous Public Hearing before the Village Board. If you wish to be heard, the Village Board asks that you begin by stating your name and address, speak for no more than three minutes and attempt to avoid duplication. Each person speaking must sign the Comments from the Public Appearance sign-in sheet before speaking. The sign-in sheet is available on the table located at the back of the room. The Board will only receive comments during Public Comment. The Public Comment portion of the meeting is scheduled for a total of 15 minutes in length but will end sooner if the Village President has determined that there is no one else present who still wishes to speak.

5. Public Hearings

All persons interested in making comments about any of the public hearing items will be heard. Formal petitions and written comments regarding any of the public hearing items may be submitted tonight. During the public hearing(s), if you wish to be heard, the Village Board asks that you begin by stating your name and address, speak for no more than three minutes and attempt to avoid duplication. Each person speaking at the public hearing must sign the Public Comment Appearance sign in sheet before speaking, in the back of the room.

5.1 Public Hearing on the consideration of an amendment to Section 100-30 of the Mukwonago Municipal Code of Ordinances regarding public comment inclusion at Plan Commission meetings.

5.2 Public Hearing on the consideration of creating Sections 79-68, 79-69, 79-70, and 79-71, to amend Chapter 74, and Section 100-452 of the Mukwonago Municipal Code regarding the regulation of Wireless Telecommunication Mobile Service and Right-of-Way Permits.

- 5.3 Public Hearing on the consideration of an ordinance amendment to Section 100-14 of the Mukwonago Village Code of Ordinances, proposing inclusions to add language providing for forms for building permits to be prepared electronically by accessing them from the Village website.
- 5.4 Public Hearing to consider exceeding an alcohol license quota pursuant to Section 6-36 of the Municipal Code of the Village of Mukwonago for a combination Original Class B Fermented Malt Beverage and Class C Wine License application of Brew 52, LLC d/b/a Caffeinated Cafe, 1146 N. Rochester Ave., Mukwonago, WI 53149, Glenn Dieball Agent.

6. Presentations

- 6.1 Stormwater MS4 permit presentation
 - [Village of Mukwonago - MS4 Permit Activities 2019-2024](#)
 - [Village of Mukwonago MS4 Permit Activities Table 2019-2024](#)
 - [MS4 Permit Documents](#)
- 6.2 Downtown Report for 2019 presented by Makenzee Loft
 - [Downtown Report 2019](#)
 - [Downtown Report Presentation 2019](#)

7. Consent Agenda

All items listed are considered routine and/or have been unanimously recommended by the Committee of the Whole and will be enacted by one motion. There will be no separate discussion of these items unless a Board member so requests, in which event the item will be removed from the Consent agenda and be considered on the regular agenda.

- 7.1 Approval of Village Board Meeting minutes of February 19, 2020 and Special Village Board Meeting minutes of February 5, 2020 and March 4, 2020.
 - [2020-02-05 Draft Special VB Minutes](#)
 - [2020-02-19 Draft VB Minutes](#)
 - [2020-03-04 Draft Special VB Minutes](#)
- 7.2 Motion to approve Vouchers in the amount of \$2,382,879.31.
 - [2020-03-04 COW AP Packet](#)
- 7.3 Motion to approve **Resolution 2020-11** to authorize payment and charge back for an Assessor Error in the amount of \$5,795.68 for Tax Key VM 00008
 - [Resolution 2020-11](#)

- 7.4 Motion to approve **Resolution 2020-010** to authorize payment and charge back for an Assessor Error in the amount of \$1,718.73 for Tax Key MUKV2091-011-002
[Resolution 2020-10](#)
- 7.5 Motion to approve **Resolution 2020-09** to authorize payment and charge back for an Assessor Error in the amount of \$13,848.37 for Tax Key MUKV1962-996-009
[Resolution 2020-09](#)
- 7.6 Motion to approve **Resolution 2020-08** to authorize payment and charge back for an Assessor Error in the amount of \$11,169.18 for Tax Key MUKV1962-996-008
[Resolution 2020-08](#)
- 7.7 Motion to approve **Task Order No. 2020-02** from Ruekert Mielke, Inc. for construction related services of DeBack Drive Infrastructure.
[2020-02 DeBack Drive Infrastructure Construction Related Services](#)
- 7.8 Motion to approve a Storm Water Maintenance Agreement with Castle Senior Living, At 210 McDivitt Lane for building addition and other work, contingent upon Attorney and Engineer approval.
[210 McDivitt Lane Recommendation](#)
[Storm Water Maintenance Agreement](#)
- 7.9 Motion to approve a Purchase Requisition for a valve exerciser and install with Northern Sewer Equipment in the amount of \$31,380.
[Purchase Req - Valve Exerciser](#)
- 7.10 Motion to approve TID #5 Public Improvements Close-out Change Order and Final Payment.
[Closeout Letter](#)
- 7.11 Motion to approve WWTF Chemical Storage Building Bid Award to J.H. Hassinger, Inc. for the sum of \$614,766.00.
[Recommendation of Award WWTF Chemical Building](#)
[WWTF Chemical Building Award](#)
- 7.12 Motion to award Wolf Paving, Inc. the River Park Estates Rehabilitation Phase 2 contract, and to award the 8-foot wide mandatory alternate for the additional paving of Miniwaukan Park Multi-Use Trail.
[Recommendation of Award-AC](#)
[Recommendation of Award-BC](#)
[River Park Estates Rehabilitation Cost Comparison of Bidders](#)

- 7.13 Motion to approve **Ordinance 973** an Ordinance to amend Section #34-46, 34-47 (a) and 34-49 (b) & (c) of the Village of Mukwonago Municipal Code regarding abandon or junked motor vehicles.

[ORDINANCE 973](#)

- 7.14 Motion to approve a contract for electronic recycling with Refrigeration Depot, LLC pending Village Attorney approval.

[Refrigerant Depot Contract](#)

8. Other Items for Approval

Other items removed from Consent Agenda which were not unanimously approved from the Committee of the Whole.

- 8.1 Motion to approve **Resolution 2020-06** establishing a policy regarding the use of messaging on the Village's electronic reader board signs.

[Resolution 2020-06 As Amended at COW](#)

9. Downtown Development Committee, Trustee Walsh

Discussion and possible action on the following items

- 9.1 Discussion and possible action to support the Downtown Strategic Plan Recommendation to reroute State Highway 83.

- 9.2 Downtown Development Committee Summary: 10 Months including;

- March 14th Streetscaping & Wayfinding Open House at Mukwonago Community Library.
- Budget Allocation Request
- Connect Communities/WEDC
- Remaining Deliverables and Revised Timeline.

10. Finance Committee, Trustee Vermeulen

Discussion and possible action on the following items

- 10.1 Motion to approve **Resolution 2020-14** a resolution to adopt sewer rates for Septic Tank Waste and Holding Tank Waste.

[AIRF Waste Hauler Rates](#)

[RESOLUTION 2020-14](#)

- 10.2 Motion to approve Vouchers in the amount of \$437,165.46

[2020-03-18 VB AP Packet.pdf](#)

11. Judicial Committee, Trustee Walsh

Discussion and possible action on the following items

11.1 Motion to approve a petition to exceed the Class "C" Wine License quota pursuant to Sec. 6-36 of the Village of Mukwonago Municipal Code filed by Brew 52, LLC, 1146 N Rochester Street, Mukwonago, WI 53149.

[Petition to Exceed Quota & License Application - Brew 52](#)

11.2 Motion to approve an Original combination Class "B" Fermented Malt Beverage and Class "C" Wine License application from Brew 52, LLC, 1146 Rochester St., Mukwonago, WI 53149, Glen Dieball, Agent.

[Original Alcohol App - Brew 52](#)

11.3 Motion to approve **Ordinance 974** an Ordinance to create Section 100-30 of the Village of Mukwonago Municipal Code regarding the meetings of the Plan Commission

[ORDINANCE 974](#)

11.4 Motion to approve **Ordinance 975** an Ordinance to amend Section 2-31 of the Village of Mukwonago Municipal Code to create subsection (10) *Public Comment*.

[ORDINANCE 975](#)

11.5 Motion to approve **Ordinance 977** an Ordinance amending Section 100-14 regarding accepting of electronic applications in lieu of paper applications.

[ORDINANCE 977](#)

11.6 Motion to approve **Ordinance 976** an Ordinance to amend Chapter 74 and Section 100-452 of the Village of Mukwonago Municipal Code regarding the regulation of wireless telecommunication mobile service and right-of-way permits.

[ORDINANCE 976](#)

12. Planning Commission Recommendations

Discussion and possible action on the following Plan Commission Recommendations

12.1 Motion to approve **Resolution 2020-03** of a Planned Unit Development (PUD) Request and associated Site Plan and Architectural Review as a Conditional Use for a proposed 20 unit Residential Care Assisted Living Facility at 210 McDivitt Ln (Birchrock Properties LLC, Owner/Applicant); Parcel MUKV 2012-215-002.
(Updated Architectural Plans were to be reviewed by Plan Commission, per Direction from Village Board.)

[RESOLUTION 2020-03 Birchrock Properties 210 McDivitt - SPAR](#)

[Exhibit A](#)

[Staff Report](#)

[Arch Plans Elev 20200220](#)

[\(2020-02-06\) Civil](#)

- 12.2 Motion to approve **Resolution 2020-13** on Certified Survey Map for creation of two roadways, two commercial lots and one lot for multi-family residential development as part of approved Planned Unit Development project known as Maple Centre. (Family Ventures of Mukwonago, LLC, Owner/Applicant); Parcel MUKV 2013-999-008.

RESOLUTION 2020-13 VOM E Wolf Run CSM Resolution
Staff Summary CSM Maple Centre PUD EX C Roadways
EX C CSM FINAL 2-22-2020
Aerial Map CSM Roadways
Zoning Map CSM Roadways.pdf

- 12.3 Motion to approve **Resolution 2020-12** on Certified Survey Map for creation of one lot to be utilized as stormwater management detention basin for benefit multi-family residential development and given to adjacent property as part of approved Planned Unit Development project known as Maple Centre. (Village of Mukwonago, Owner/Applicant); Parcel MUKV 2013-995-002.

RESOLUTION 2020-12
Staff Summary CSM Maple Centre PUD EX D Village Land swap
CSM EXHIBIT D 20200304
Village CSM one lot EX D Aerial
Village CSM one lot EX D Zoning

13. Public Works Committee, Trustee Wamser

Discussion and possible action on the following items

- 13.1 Discussion and possible action on a Resolution to approve sharing the cost of keeping the Fox River bridge open during construction.

- 13.2 Discussion, update, and possible recommendation to the Village Board to approve Well #3 repairs

14. Protective Services, Trustee Brill

Discussion and possible action on the following items

- 14.1 Police Department February Report *(for information purposes only - No action required)*
[Monthly Report February 2020](#)

15. Village President

15.1 Village of Mukwonago emergency preparedness of the 2019 Coronavirus (COVID-19).

A.) Declaration of Emergency for the Village of Mukwonago.

B.) Discussion and possible action on virtual meetings.

C.) Consideration of issuing emergency orders as may be necessary for the health, safety, welfare and good order of the Village pursuant to Section 2-53 (b) of the Village of Mukwonago Code of Ordinances.

15.2 Acknowledgement of Correspondence from We Energies reaffirming the policy they do not permit hunting, use of any motorized vehicles such as snowmobiles, ATV's and and motorcycles, or access by non-We Energies or American Transmission Company vehicles on their rights of way and other company property in the Village.

[We Energies Letter](#)

16. Closed Session

Closed session pursuant to Wis. Stats § 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) for property located at 803 East Veteran's Way.

17. Reconvene into Open Session

Motion to reconvene into open session pursuant to Wis. Stats. §19.85(2) for possible discussion and/or action concerning any matter discussed in closed session

18. Adjournment

It is possible that a quorum of, members of other governmental bodies of the municipality may be in attendance at the above stated meeting to gather information. No action will be taken by any governmental body at the above stated meeting other than the governmental body specifically referred to above in this notice. Please note, upon reasonable notice, efforts will be made to accommodate the needs of individuals with disabilities through appropriate aids and services. For additional information or to request this service, contact the Municipal Clerk's Office, (262) 363-6420.