

Village of Mukwonago
Notice of Meeting and *AMENDED* Agenda

REGULAR VILLAGE BOARD MEETING
Wednesday, May 20, 2020

Time: 6:30 pm

Place: Virtual Meeting hosted at Mukwonago Municipal Building/Board Room, 440
River Crest Court

Virtual Meeting Log On Information

Join Zoom Meeting

[https://us02web.zoom.us/j/85206493900?](https://us02web.zoom.us/j/85206493900?pwd=Zjh2UHBBU2pQZWJkdTVcQjM0eGtQdz09)
[pwd=Zjh2UHBBU2pQZWJkdTVcQjM0eGtQdz09](https://us02web.zoom.us/j/85206493900?pwd=Zjh2UHBBU2pQZWJkdTVcQjM0eGtQdz09)

Meeting ID: 852 0649 3900

Password: 317829

Dial by your location

+1 312 626 6799 US (Chicago)

Meeting ID: 852 0649 3900

Password: 317829

AMENDED AGENDA

Amended Item # 9.3, #13.5 and #15.5

- 1. Call to Order**
- 2. Roll Call**
- 3. Pledge of Allegiance**
- 4. Comments from the Public**

The Public Comment Session shall last no longer than fifteen (15) minutes and individual presentations are limited to three (3) minutes per speaker. These time limits may be extended at the discretion of the Chief Presiding Officer. The Village Board may have limited discussion on the information received, however, no action will be taken on issues raised during the Public Comment Session unless they are otherwise on the Agenda for that meeting. Public comments should be addressed to the Village Board as a body. Presentations shall not deal in personalities personal attacks on members of the Village Board, the applicant for any project or Village employees. Comments, questions and concerns should be presented in a respectful professional manner. Any questions to an individual member of the Commission or Staff will be deemed out of order by the Presiding Officer.

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 Hearing Appearance sign-in sheet before speaking.

- 5.1 Public Hearing on an amendment to public facilities impact fees in accordance with Wis. Stats. § 66.0617, and proposed Ordinance imposing/amending public facilities impact fees.

6. 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.

- 6.1 Approval of Minutes of March 10, 2020 and May 6, 2020 Special Village Board Meeting, and March 18, 2020, and April 15, 2020 Regular Village Board Meetings
[2020-03-10 Draft Special VB Minutes](#)
[2020-03-18 VB Draft Minutes](#)
[2020-04-15 VB Draft Minutes](#)
[2020-05-06 Special VB Draft Minutes](#)
- 6.2 Motion to approve Vouchers in the amount of \$668,680.13.
[2020-05-06 COW AP Packet](#)
- 6.3 Motion to approve the Special Event Application from the Mukwonago Chamber of Commerce for the Farmers Market at Field Park on Wednesdays between May 20, 2020 and October 14, 2020, with the condition the State and Federal guidelines are met regarding spacing, and attendees.
[Farmers Market Special Event App](#)
- 6.4 Motion to approve a License Agreement between Wisconsin Electric Power Company (We Energies) and the Village of Mukwonago for a Trail License.
[Trail License 2020](#)
- 6.5 Motion to approve a contract amendment for Zoning Code Rewrite with Civi Tek Consulting, Inc. to commence work immediately on conditional uses to meet State Code guidelines at a cost of \$2,100.
[Civi Tek First Amendment](#)
- 6.6 Motion to deny a sewer credit in the amount of \$254.99 for 1311 Riverton Drive for an exterior water leak.
[UB Appeal](#)
- 6.7 Motion to approve Change Order #1 for River Park Estates paving, a cost reduction of \$15,843.30 on the contract price due to a calculation error.
[River Park Estates - CO](#)

6.8 Motion to approve **Task Order No. 2020-06** from Ruekert Mielke, Inc. for the Design and Bidding of CTH LO Sanitary Sewer Rehabilitation in the amount of \$20,820.
[2020-06 CTH LO Sanitary Sewer Rehabilitation](#)

6.9 Motion to approve an amendment to the Agreement for the Development of Improvements for Box Self Storage, LLC.
[Box Self Amend - Final 050620](#)

6.10 Discussion and possible action on a request from Bielinski Development, Inc., to amend the Meadowland Townhomes Developers Agreement to extend the time frame to install infrastructure to December 1, 2022, and direct staff to amend agreement accordingly.
[Request - Bielinski Homes](#)
[Meadowland DA](#)
[Dykstra re Meadowland Amendment.pdf](#)

7. Other Items for Approval

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

7.1 Motion to approve **Resolution 2020-18** a Resolution to provide for compensation to the Village Board members appointed to the Board of Review.
[RESOLUTION 2020-18](#)

7.2 Motion to approve an **Ordinance 979** amending section 45-14 and 45-16 regarding the co-existence of the public site fee with the park impact fee.
[Ord Amend Sec 45-14 and 45-16](#)

7.3 Motion to approve a Letter of Credit Reduction for Phantom Lakes Preserve.
[Phantom Lakes Preserve - Letter of Credit Reduction #1](#)

8. Downtown Development Committee, Trustee Walsh

8.1 Informational update on the Downtown Development Committee activities
[DDC Update](#)

9. Finance Committee, Trustee Meiners

Discussion and possible action on the following items

9.1 Discussion and possible action to authorize the 1/3 payment of the total developer grant amount in accordance with the performance of Developers Agreement with The Pointe Apartments LLC.
[Pointe Apt Dev Guaranty Agmt - RECORDED](#)

9.2 Motion to approve Vouchers in the amount of \$207,240.79.
[2020-05-20 VB AP Packet.pdf](#)

9.3 Discussion and possible action on small business stimulus plan

Mukwonago COVID Business Survey

10. Health and Recreation Committee, Trustee Decker

Discussion and possible action on the following items

- 10.1 Discussion and possible action to approve **Ordinance 980** an Ordinance to update Impact Fees

[Park_Impact_Fee_Ordinance](#)

- 10.2 Motion to Approve American Legion Post #375 Maxwell Street Days Flea Market Application and Temporary Class B Picnic License application at Field Park. Dates for 2020; June 13-14, July 18-19, August 15-16 and September 12-13 subject to submitting a Coronavirus Response Plan and adhering to all State and Federal guidelines for this type of event.

[Field Park, Special Event, Temporary Class B Applications](#)

11. Judicial Committee, Trustee Walsh

Discussion and possible action on the following items

- 11.1 Discussion and possible action on **Ordinance 981** an ordinance to repeal Section 6-36 License Quotas of the Municipal Code of the Village of Mukwonago to remove the locally imposed liquor license quotas.

[Ord 981 Draft Ord re Alcohol Lic quotas 2020.docx](#)

[Chapter 6 ALCOHOL BEVERAGES](#)

- 11.2 Discussion and review of survey of communities and their actions regarding Alcohol License fees for 2020, as discussed at the Committee of the Whole.

[Alcohol Lic Reduction Survey](#)

12. Protective Services, Trustee Adler

Discussion and action possible on the following items

- 12.1 Monthly Police Report (*for information only, no action required*)

[PD Monthly Report April 2020.pdf](#)

13. Village President

- 13.1 Motion to approve a Presidential Proclamation honoring Building Safety Month for May.

[Building Safety Month 2020](#)

- 13.2 Motion to approve a Presidential Proclamation honoring the 51st Annual Municipal Clerks Week.

[Proclamation - Clerks Week](#)

- 13.3 Motion to approve a Presidential Proclamation honoring retiring Municipal Judge Daniel Smart.

[Proclamation - Smart.pdf](#)

13.4 Accept resignation from Joe Abruzzo from the Village Plan Commission.

[Abruzzo Resignation Letter](#)

13.5 Update on COVID-19 Pandemic guidelines for the Village of Mukwonago

[Memo to Board re covid.reopen.docx](#)

[REVISED Safer at Home Protocol 051820](#)

14. Closed session

Closed session pursuant to Wis. Stats § 19.85 (1) (g) (*Conferring with legal counsel who either orally or in writing will advise governmental body on strategy to be adopted with respect to current or likely litigation*) concerning Greenwald Family Ltd. Partnership v Village of Mukwonago, Walmart Real Estate Business Trust v Village of Mukwonago, and 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 negotiation with the DOT STH 83 Non-Participating Letter, Listing Contract and Offer to Purchase for Tax Key A477300004, Amendment to Offer to Purchase for 301 Main Street, and possible land purchase for 830 Veteran's Way

15. 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

15.1 Discussion and possible action on possible land purchase at 830 E. Veteran's Way.

15.2 Discussion and possible action on STH 83 DOT non-participation letter.

15.3 Discussion and possible action on an Amendment to Offer to Purchase for 301 W. Main Street.

15.4 Discussion and possible action on Listing Contract and Offer to Purchase for Tax Key A477300004

15.5 Discussion and possible action on Walmart Business Real Estate Trust v Village of Mukwonago

16. 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.