

REGULAR VILLAGE BOARD MEETING

Wednesday, July 15, 2020

Time: **6:30 pm**

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

Call to Order

The Village President Winchowky called the meeting to order at 6:30p.m. located in the Board Room of the Mukwonago Municipal Building, 440 River Crest Ct.

Roll Call

Present

Daniel Adler
Eric Brill
Jim Decker
Darlene Johnson
John Meiners
Roger Walsh
Fred Winchowky

Also Present

John Weidl, Village Administrator
Diana Doherty, Finance Director
Diana Dykstra, Clerk-Treasurer
Kevin Schmidt, Police Chief
Ron Bittner, DPW Director
Mark Blum, Village Attorney
Jerad Wegner, Village Engineer

Pledge of Allegiance

Presentation

Presentation of 2019 Financial Statements- Auditor's Report and 2019 Report- Communication to Those Charged with Governance and Management by Wendy Unger of Baker and Tilly.

Wendy Unger of Baker and Tilly presented the Annual Financial Statements and responded to various questions. The Annual Audit will be available on the Village Web Site after presentation.

Presentation from Redevelopment Resources on an Economic Impact Analysis for the Village of Mukwonago

Kristen-Fish Peterson and Dayna Sarna of Redevelopment Resources presented an economic impact analysis for the Village.

Comments from the Public

David Boebel, 815 Park View Lane, commented on item 9.5 Small Business Grant. He noted he has heard multiple figures starting from 100,000 to 50,000 and now 25,000 and feels it should be higher and the Village should do more. Additionally, he commented on the rebranding and noted he had concerns with the logo and the 1905 placement. He felt the year was not necessary to be included, and the language in the narrative was boiler plate and should be more tailored.

Consent Agenda

6.1 Motion to approve Regular Village Board meeting minutes of June 17, 2020 and Special Village Board meeting minutes of July 1, 2020.

6.3 Motion to approve Vouchers in the amount of \$603,091.99

6.4 Motion to approve Boat Launch Improvements Close-Out Change Order and Final Payment

6.5 Motion to approve \$25,000 matching Small Business Grant with Citizens Bank as a partner, pending final program approval.

6.6 Motion to approve a Rebound contract for network provider services related to Worker's Compensation claims, and authorization for the Village President to sign Master Services Agreement and Proposal/Statement of Work document with Rebound.

6.7 Motion to approve a reduction of the Guarantee Performance Letter of Credit for the Point Apartments, LLC to \$500,000.

6.8 Motion to approve an **Ordinance 981** creating Section 86- 78 and 86-177 of the Mukwonago Municipal Code regarding extension of Water and Sewer Main.

6.9 Motion to approve River Park Estates Rehabilitation Phase 2 Change Order No. 3.

6.10 Motion to approve authorizing the Village President to sign the WE Energies lighting agreement for street lights on Van Buren Dr.

6.11 Motion to approve **Resolution 2020-29** a resolution to accept dedication of public water main improvements, contingent upon receiving proper lien waivers from the Developer.

Trustee Walsh requested removal of 6.2 from the Consent Agenda.

Decker/Johnson motion to approve items 6.1 to 6.11 excluding 6.2. Unanimously carried.

6.2 Motion to recommend support of the plans presented to the Village Board for Streetscape and Wayfinding Signage prepared by FOTH.

Trustee Walsh expressed concern for the wording on 6.2 to recommend "support" of the plan. He noted he was looking for the exact wording of the motion and felt it should be worded to "Approve" the plan.

Attorney Blum advised he wasn't aware if the report itself represents action but it isn't implicit those are approved by this motion. Further action would be required to bring these items back to the board as a result.

Trustee Johnson read prior meeting minutes that explained there was a recommendation to support for the plan presented to Village Board at which engineering plans may be generated would be presented at a later time when the Board and staff agrees. It was suggested that language be considered.

Trustee Walsh noted he is simply trying to create finality to the process.

President Winchowky stated either way the support will be shown going forward and it goes to the next step.

Trustee Decker expressed concern for how this plan helps the downtown, he felt it was treating a small area that is showing favoritism.

President Winchowky noted that wasn't part of the agenda, and if he wished to vote against he could.

Walsh/Johnson motion to approve final plans presented to the Village Board for Streetscaping and Wayfinding Signage at July 1, 2020 Committee of the Whole prepared by FOTH Infrastructure and Environmental LLC.

Roll Call: "Yes" Trustee Adler, Brill, Johnson, Meiners, Walsh, and Winchowky. "No" Trustee Decker. Motion carried 6-1

Other Items for Approval

Discussion and possible to approve a reimbursement of \$14,460 for public sanitary sewer up -sizing cost sustained for future development beyond the site for the Phantom Lakes Preserve Development.

Decker/Brill motion to approve a reimbursement of \$14,460 for public sanitary sewer up -sizing cost sustained for future development beyond the site for the Phantom Lakes Preserve Development.

Roll Call: "Yes" Trustee Adler, Brill, Decker, Meiners, and Winchowky. "No" Trustee Johnson, and Walsh. Motion carried 5-2.

Discussion and possible action to approve Resolution 2020-30 a Resolution to accept the public water and sanitary sewer main infrastructure for Phantom Lakes Preserve Development.

Decker/Brill motion to approve Resolution 2020-30 a Resolution to accept the public water and sanitary sewer main infrastructure for Phantom Lakes Preserve Development.

Unanimously carried.

Planning Commission Recommendations

Discussion and possible action to approve RESOLUTION 2020-30a for a Conditional Use Request for a proposed indoor dog training facility at 760 Swan Drive (David J Rampacek, Owner; Patti Muraczewski, Applicant); Parcel MUKV 1970-998-006

Decker/Brill motion to approve RESOLUTION 2020-30a for a Conditional Use Request for a proposed indoor dog training facility at 760 Swan Drive (David J Rampacek, Owner; Patti Muraczewski, Applicant); Parcel MUKV 1970-998-006

Unanimously carried.

Discussion and possible action to approve RESOLUTION 2020- 31 for a Conditional Use Request for a proposed indoor contractor storage facility for landscaping business at 414 S Rochester St (Darwin N Greenwald, Owner; Chris Fickau, Applicant) Parcel MUKV 1976-981

Decker/Brill motion to approve RESOLUTION 2020- 31 for a Conditional Use Request for a proposed indoor contractor storage facility for landscaping business at 414 S Rochester St (Darwin N Greenwald, Owner; Chris Fickau, Applicant) Parcel MUKV 1976-981

Unanimously carried.

Discussion and possible action to approve RESOLUTION 2020-32 for Site Plan and Architectural Review Request for a proposed exterior garage remodel by adding garage door for landscaping business at 414 S Rochester St (Darwin N Greenwald, Owner; Chris Fickau, Applicant) Parcel MUKV 1976-981

Decker/Brill motion to approve RESOLUTION 2020-32 for Site Plan and Architectural Review Request for a proposed exterior garage remodel by adding garage door for landscaping business at 414 S Rochester St (Darwin N Greenwald, Owner; Chris Fickau, Applicant) Parcel MUKV 1976-981.

Unanimously carried.

Finance Committee, Trustee Meiners

Discussion and possible action to approve Vouchers in the amount of \$471,433.06.

Meiners/Johnson motion to approve Vouchers in the amount of \$471,433.06. Unanimously carried.

Discussion and possible action to approve a purchase requisition in the amount of \$24,081.54 for a Reclamite Asphalt Sealant

Meiners/Decker motion to approve a purchase requisition in the amount of \$24,081.54 for a Reclamite Asphalt Sealant

Unanimously carried.

Discussion and possible action to approve a CRF asphalt sealer purchase requisition in the amount of \$23,472.60.

Meiners/Decker motion to approve a CRF asphalt sealer purchase requisition in the amount of \$23,472.60. Unanimously carried.

Discussion and possible action to approve the mill and fill patching purchase requisition to Johnson and Sons Paving Co. in the amount \$15,500.00.

Meiners/Decker motion to approve the mill and fill patching purchase requisition to Johnson and Sons Paving Co. in the amount \$15,500.00. It was noted this would include the Shores, one spot on Honeywell, and the Fairwynds crosswalk.

Unanimously carried.

Discussion and possible action on the final program approval for a matching Small Business Grant with Citizens Bank as a partner.

Meiners/Decker motion to approve the final program approval for a matching Small Business Grant with Citizens Bank as a partner with changing the application date to July 16, 2020 to August 31, 2020 and President Winchowky to appoint the review committee.

Trustee Walsh asked who is responsible for the execution of the program, and would like to see it distributed through social media and web site as a broadnet announcement.

Administrator Weidl noted staff would be responsible. He also noted the meeting in September would be the target for review of those grants.

Unanimously carried.

Public Works Committee, Trustee Brill

Review of Electronics and Refrigeration items collection report from our electronic recycling event on June 13th, 2020.

DPW Bittner reviewed the collection event

Protective Services Committee, Trustee Adler

Monthly Police Report for June 2020

Report was placed on file. No action was required.

Village President

Discussion and possible action to approve Resolution 2020-33 a resolution of the Village Board of the Village of Mukwonago to void Resolution 2019- 021 since the conditions have not been met and the Village considers the CSM to be null and void.

Attorney Blum noted this is the Lighthouse Lube combo property which at one point was requested to be two separate parcels, but the applicant was to complete conditions. The parties no longer followed through with it and would be required to start over if they wish to complete this in the future.

Decker/Walsh motion to approve Resolution 2020-33 a resolution of the Village Board of the Village of Mukwonago to void Resolution 2019- 021 since the conditions have not been met and the Village considers the CSM to be null and void.

Unanimously carried.

Announcement of the WEC CARES (Coronavirus Aid Relief and Economic Security) Subgrant Program Award to the Village of Mukwonago in the amount of \$5,791 for pandemic related expenditures related to the increase in election related expenses, additional absentee voting expenses, supplies, staffing, and equipment necessary for the preparation of the Presidential Election.

No action was required.

Appointment of Ryan Lilly to the Downtown Development Committee to a term expiring in 2022.

Johnson/Decker motion to approve the Appointment of Ryan Lilly to the Downtown Development Committee to a term expiring in 2022.

Roll Call: "Yes" Trustee Adler, Brill, Decker, Johnson, Meiners, and Winchowky. "No" Trustee Walsh. Motion carried 6-1.

Discussion and possible action to approve the final Village Branding logo and narrative as submitted by Karl Robe of Karl James & Associates, and to authorize the preparation of the identity guide for presentation to the Village Board.

Decker/Johnson motion to approve the final Branding Logo on page three of the presentation. Trustee Walsh asked if the Village Attorney could review the proper term for Vernon Marsh (Refuge). Trustee Adler noted he wasn't in favor of the second logo and placement of the year inside the logo he felt was crowded.

Roll Call: "Yes" Trustee Brill, Decker, Johnson, Meiners, Walsh, and Winchowky. "No" Trustee Adler.

Closed Session

Decker/Johnson motion to go into 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 Limited Partnership 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 of John's Disposal Contract, 301 Main Street, 830 East Veteran's Way, and the development of approximately 15 acres with in TID #5 Industrial Park, and pursuant to **Wis. Stats. § 19.85(1)(c)** (Compensation and Evaluation. Considering employment, promotion, compensation or performance evaluation data of any public employee subject to the jurisdiction or authority of governing body.) concerning the Village Planning Services at 7:55pm. Roll Call: "Yes" Trustee Adler, Brill, Decker, Johnson, Meiners, Walsh, and Winchowky. Unanimously carried.

Reconvene into Open Session

Decker/Johnson motion to reconvene into open session pursuant to Wis. Stats. §19.85(2) at 9:16pm. Roll Call: “Yes” Trustee Adler, Brill, Decker, Johnson, Meiners, Walsh, and Winchowky. Unanimously carried.

Adjournment

Meeting was adjourned at 9:17pm.

Respectfully Submitted,

Diana Dykstra, CMC
Village Clerk-Treasurer