

MINUTES OF THE VILLAGE BOARD OF TRUSTEES MEETING

Wednesday, April 20, 2022

Time: **6:30 pm**

Place: **Mukwonago Municipal Building/ Board Room, 440 River Crest Court,
Mukwonago, WI 53149**

Call to Order

President Winchowky called the meeting to order at 6:30pm.

Roll Call

Board Members Present

Daniel Adler
Eric Brill
Darlene Johnson
Ken Johnson
John Meiners
Scott Reeves
Fred Winchowky

Also Present

Fred Schnook, Village Administrator
Diana Dykstra, Village Clerk-Treasurer
Diana Doherty, Finance Director
Dan Streit, Police Chief
Jerad Wegner, Village Engineer
Nathan Bayer, Village Attorney
Ron Bittner, Public Works Director
Wayne Caste, Utilities Director
Jeff Stein, Fire Chief
Tim Rutenbeck, Building Inspections Supervisor

Pledge of Allegiance

Swearing In of Newly Elected Officials

Clerk Dykstra provided the oath for Newly Elected Trustees Scott Reeves and Ken Johnson.

Comments from the Public

None.

Village President

Proclamation to honor Sarah Ashley Marie Olson of BSA Scout Troop 229 on her achievement of Eagle Scout.

President Winchowky Presented Sarah Ashley Marie Olson with a proclamation in honor of her Eagle Scout Achievement.

Motion to approve Resolution 2022- 34 A Resolution to recognize Trustee Walsh for his dedicated public service as a Village Trustee for the Village of Mukwonago.
Meiners/D. Johnson motion to approve. Unanimously carried.

Motion to approve Resolution 2022- 33 A Resolution to recognize James Decker for his dedicated public service as a Village Trustee for the Village of Mukwonago.
Meiners/K. Johnson motion to approve. Unanimously carried.

Proclamation Honoring National Public Works Week designating May 15-21 as Public Works Week in the Village
D. Johnson/Meiners motion to approve. Unanimously carried.

Proclamation Honoring National Police Week designating May 15-21 as National Police Week and National Peace Officer Memorial Day as May 15, 2022.
K. Johnson/Brill motion to approve. Unanimously carried.

Proclamation Honoring Emergency Medical Services Week designating May 16-22 as Emergency Medical Services Week.
D. Johnson/Meiners motion to approve. Unanimously carried.

Proclamation Celebrating Arbor Day as April. 29, 2022 in the Village of Mukwonago.
J Meiners/D. Johnson motion to approve. Unanimously carried.

Discussion and possible action to approve appointments to Committees, Commissions, and Boards from the Village President.
President Winchowky made the following Appointments:

Village Board Standing Committees		
<u>Committee</u>		<u>Chair</u>
Finance Committee		Darlene Johnson
Health & Recreation		John Meiners
Judicial Committee		Scott Reeves
Personnel Committee		Ken Johnson
Protective Services		Daniel Adler
Public Works Committee		Eric Brill
Plan Commission		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Village Trustee	Eric Brill	2023
Village Trustee, H&R Chair	John Meiners	2023
Citizen Member	Karl Kettner	2025
Board of Review		
<u>Title</u>	<u>Member</u>	<u>Terms Expire 2023</u>
Village President	Fred Winchowky	
Village Clerk	Diana Dykstra	
Trustee	Scott Reeves	
Trustee	Ken Johnson	
Trustee	John Meiners	
<i>*Note: President and Clerk are also members.</i>		
Zoning Board of Appeals		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Member	Jack Dexter	2025
Member	Don Fischer	2025
Alternate (1)	Vacant	
Downtown Development Committee		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Trustee	Scott Reeves	2023
Non Voting Member	Sandy Kulik	2024
Voting Member Citizen	Vacant	

Historic Preservation Commission		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Trustee	Scott Reeves	2023
Citizen Member	(Vacant)	
Joint Protective Services – Town & Village Fire Dept		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Village Trustee	Ken Johnson	2023
Village Trustee	Scott Reeves	2023
Village Trustee	Daniel Adler	2023
Joint Fire Commission		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Village Trustee, Liaison	Ken Johnson	2023
Citizen	Micah Roberts	2025
*Note Odd Year Village Gain Seat		
Board of Police Commissioners		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Commissioner	Bob Douglas	2025
Commissioner	Karl Kettner	2025
Library Board of Trustees		
<u>Title</u>	<u>Member</u>	<u>Term Expires</u>
Village Trustee Rep	Eric Brill	2023

Meiners/Brill motion to approve appointments. Unanimously carried.

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 Accounts Payable vouchers in the amount of \$501,206.75.
- 7.2 Approval of an extension and amendment of the existing Tower/Land Lease Agreement with Cello Partnership d/b/a Verizon Wireless.
- 7.3 Approval of Park Permit for Phantom Glen Park on July 3, 2022 for a Joint Fireworks display with Phantom Lakes Management District.
- 7.4 Approval to award the 2022 Mukwonago professional inspection to AYRES, pending final approval by the village attorney for the Mukwonago Dam inspection in the amount of \$2,750.00.
- 7.5 Approval to purchase Turnout Gear replacement using settlement money as discussed at the last joint meeting not to exceed \$34,000.
- 7.6 Approval of the Intercept Agreement with Kettle Moraine Fire Department.

Meiners/K. Johnson motion to approve consent agenda items 7.1 to 7.6. Unanimously carried.

Planning Commission Recommendations

Discussion and possible action to approve RESOLUTION 2022-31 for a Conditional Use for a drive through lane for a coffee shop and also for a restaurant located at 827 S Rochester St, Parcel MUKV 2009-978-003; Flitz International LTD, applicant (Ulrich Jentzsch, agent).

Building Inspector Rutenbeck noted there is an issue with the stacking of vehicles and the distance from the curb to the building. They will not be able to build the building at the width proposed as he did a field measurement.

Administrator Schnook reviewed the outdoor seating and concerns for the amount being packed into this small space.

Trustee Ken Johnson visited the site and does agree there are safety concerns however there is a dual drive thru for two businesses, and does have that as a safety concern.

Trustee Darlene Johnson commented she likes the concept and the ideas and feels it appears too narrow to make a turn to get back to the roadway.

Trustee Brill noted he voted against this at the Plan Commission is due to the narrow drive thru and concerns with how cars could get out and merge with traffic. He noted this item is regarding the drive thru, the next item on the agenda is for the allowance of the coffee shop.

Meiners/K. Johnson motion to send back to developer and plan commission for turning, passing thru lane, stacking of cars, and the inspector notation of the building width.

Unanimously carried.

Discussion and possible action to approve RESOLUTION 2022-32 for Site Plan and Architectural Review for the coffee shop located at 827 S Rochester St, Flitz International LTD, applicant (Ulrich Jentzsch, agent).

Meiners/Reeves motion to send back to the Developer and Plan Commission with the rest of the project. Unanimously carried.

Discussion and possible action to approve RESOLUTION 2022-29 for a monument subdivision sign for Chapmen Villas, Bielinski Homes, Inc (John Donovan, Agent), applicant.

K. Johnson/Brill motion to approve RESOLUTION 2022-29 for a monument subdivision sign for Chapmen Villas, Bielinski Homes, Inc (John Donovan, Agent), applicant.

Discussion and possible action to approve RESOLUTION 2022-30 for monument subdivision sign for Chapman Farms subdivision Bielinski Homes, Inc (John Donovan, agent), applicant.

It was noted this is in the roundabout.

Administrator Schnook commented he would like to see more but this did pass at the plan commission.

Trustee Ken Johnson asked for clarification on vote.

Trustee Reeves questioned noting he only remembers seeing directional signs in round a bout

Meiners/Brill motion to approve RESOLUTION 2022-30 for monument subdivision sign for Chapman Farms subdivision Bielinski Homes, Inc (John Donovan, agent), applicant. *(This is the subdivision sign in the round-a-bout)*

Roll Call: "Yes" Brill, K. Johnson, Meiners. "No" Trustee D. Johnson, Reeves, and Winchowky. Tie Vote. Motion fails and is returned to the plan commission.

Discussion and possible action to authorize the Village President to execute the permissive use agreement between Bielinski Homes, Inc and the Village of Mukwonago

This item is on hold until Resolution 2022-30 is voted on.

Discussion and possible action to approve RESOLUTION 2022-35 for a Site Plan Amendment for Goodwill, 101 Arrowhead Dr.

Administrator Schnook noted he is currently working on the sidewalk, it has passed the plan commission. DPW Bittner stated they are working on truck radius. It is acceptable. Staff wasn't happy the sidewalk wasn't connected.

Meiners/Brill motion to approve RESOLUTION 2022-35 for a Site Plan Amendment for Goodwill, 101 Arrowhead Dr.

Roll Call: "Yes" Trustee Meiners. "No" Trustee Brill, D. Johnson, K. Johnson, Reeves, and Winchowky. Motion fails.

Finance Committee, Trustee Darlene Johnson

Discussion and possible action to approve Vouchers in the amount of \$199,772.20.

D. Johnson/Meiners motion to approve Vouchers in the amount of \$199,772.20.

Unanimously carried

Discussion and possible approval of the 2022 Mill and Fill Street Patching Program Purchase Requisition for mill and fill asphalt patching with PLM Paving and Concrete in the amount of \$21,377.00.

D. Johnson/K. Johnson motion to approve the 2022 Mill and Fill Street Patching Program Purchase Requisition for mill and fill asphalt patching with PLM Paving and Concrete in the amount of \$21,377.00. Unanimously carried.

Health and Recreation Committee, Trustee John Meiners

Discussion and possible action to approve entering into a lease agreement with the TRIBE Baseball organization for the upstairs portion of the Miniwaukan Park building.

Ron Bittner noted he presented the 2019 agreement and he is asking if this is something they are interested in entering into such agreement, and request to come back into the next meeting. Consensus was to move forward and bring to the next Committee meeting.

Judicial Committee, Trustee Scott Reeves

Discussion and possible action on an Original Class B Reserve Combination Intoxicating Liquor and Fermented Malt Beverage License application from Ganske Dining d/b/a Boss Pizza & Chicken, Kristopher Ganske, Agent, at 1015 E Veteran's Way, Mukwonago, WI.

Reeves/Meiners motion to approve an Original Class B Reserve Combination Intoxicating Liquor and Fermented Malt Beverage License application from Ganske Dining d/b/a Boss Pizza & Chicken, Kristopher Ganske, Agent, at 1015 E Veteran's Way, Mukwonago, WI, with the condition and approval of the Building Inspector, Fire Department, an approved

premise description on the application, and that they have an open for business clause from 12 months from date of approval.

Clerk Dykstra confirmed this is the last Reserve License.

Mr. Ganske was present to speak regarding his plans.

Unanimously carried.

Protective Services, Trustee Daniel Adler
Police Report for the month of March 2022

(For information only, no action required)

Closed Session

Meiners/D. 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 GFLP 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 Briohn Builders, Campbell Construction, and options for Schultz Farm Parcel.

Roll Call: "Yes" Trustee Brill, D. Johnson, K. Johnson, Meiners, Reeves, Winchowky.
Unanimously carried.

Trustee Meiners Excused himself from the meeting room at 9:10pm.

Reconvene into Open Session

D. Johnson/Reeves motion to reconvene into open session pursuant to Wis. Stats. §19.85(2). Roll Call: "Yes" Trustee Brill, D. Johnson, K. Johnson, Meiners, Reeves, Winchowky. Unanimously carried.

Trustee Meiners returned to the Boardroom at 9:45pm.

Adjournment

Meeting was adjourned at 9:45pm.

Respectfully Submitted,

Diana Dykstra, MMC
Village Clerk-Treasurer