

MINUTES OF THE VILLAGE BOARD OF TRUSTEES MEETING

Wednesday, October 18, 2023

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

Eric Brill
Dale Porter
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
Chris DeMotto, Assistant Police Chief
Andy Wegner, Asst Fire Chief
Jerad Wegner, Village Engineer
Ron Bittner, Public Works Director
Wayne Castle, Utilities Director
Nathan Bayer, Attorney

Excused

Darlene Johnson

Pledge of Allegiance

Comments from the Public

Colleen Farmer, 1445 Applewood Dr., thanked the Trustees for their service, she noted Orchards Subdivision appreciates them. She wanted to ask a few questions regarding a Heine development with the Village of Vernon. She expressed her concerns regarding the agreement, and feels this will not help the tax base, has concerns what this will do to the water supply, and feels this sets a precedent. She also stated she feels the board is doing something completely opposite of what they told her subdivision when they asked.

Rob Kandetzke, president of the HOA for the Orchards Subdivision was present to support Colleen and hopes they will make the right decision.

Clerk Dykstra noted that Trick or Treating Hours will be October 29, 2023 from 4pm to 6pm.

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.

5.1 Approval of Minutes of Special Village Board Meeting September 7, 2023, Regular Village Board meeting of September 20, 2023, Special VB Meeting Minutes of September 20, 2023, Special Village Board Meeting of October 4, 2023.

5.2 Approve Accounts Payable Vouchers in the amount of \$385,781.42.

5.3 Approve **Resolution 2023-51** Amending the 2023 Adopted Budgets for the General Fund, Community Development, Capital Equipment, Capital Improvement and Debt Service Funds.

5.4 Approve **RESOLUTION 2023-53** an Amendment to the Joint Town of Mukwonago and Village of Mukwonago Fire/EMS Department Agreement entered into on May 13, 2021, to add language concerning the settlement of referendum funded expenditures and the establishment of an assigned fund balance as part of the original annual settlement process.

5.5 Approve an Adopt-a-Road program for the Village of Mukwonago.

5.6 Approve **Resolution 2023-37** to approve the Employee Handbook Update. *(This item was unanimously approved at the 9-6-23 COW)*

Meiners/Porter Motion to approve Consent Agenda items 5.1 to 5.6. Unanimously carried.

Other Items for Approval

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

Discussion and possible action to approve RESOLUTION 2023-52 an Intergovernmental Agreement for the provision of municipal sewer and municipal water utility service in an area subject to development between the Village of Mukwonago and the Village of Vernon.

Meiners/Brill motion to approve.

Trustee Porter questioned if this development would affect the water pressure or supply Utility Director Castle commented that Well #7 is a temporary issue and will be addressed. He felt this land was supposed to come into the Village that was the intention, and he doesn't see a drastic impact on the water and sewer. No issue with pressure at all.

Trustee Reeves noted he wasn't present at the COW. He would like to know with the sewer agreement what are the advantages to the Village for this.

Administrator Schnook noted the advantage is we add more single family housing and tax rate, potential development on village side. It provides access road issues which must be part of the Vernon agreement

President Winchowky noted that Vernon became a village and before we would have attached the land. This agreement is in place because they are a village now.

Trustee Reeves asked to confirm none of this will cost the village money. Would the developer be responsible for the road.

President Winchowky noted the Developer puts the roads in.

Unanimously carried.

Joint Village & Town Protective Services Committee Recommendations, Trustee

Scott Reeves

Discussion and possible action on Fire Department Policy Revisions #11, 31, 34.

Chief noted there were some new revisions to the policies.

Reeves/K Johnson motion to approve fire dept policy revisions. Unanimously carried.

Planning Commission Recommendations

Discussion and action on ORDINANCE 1023 for a Comprehensive Plan Map

Amendment from Open Space/Recreational and Primary Environmental Corridor to Medium Lot Single Family II and Primary Environmental Corridor at the northwest corner of Small Farm Road and Holz Parkway; Parcel MUKV 1971-139-002; Abdulaziz Sanqur, applicant, as recommended by the Plan Commission.

Meiners/Reeves motion to approve. Unanimously carried.

Discussion and action on ORDINANCE 1024 for a Zoning Map Amendment from M-1 Light Industrial to R-1 Single Family Medium Lot Residential District and PUD-Planned Unit Development Overlay at the northwest corner of Small Farm Road and Holz Parkway; Parcel MUKV 1971-139-002; Abdulaziz Sanqur, applicant, as recommended by the Plan Commission.

Meiners/Reeves motion to approve. Unanimously carried.

Discussion and action on RESOLUTION 2023-55 for an Extraterritorial Review of a Certified Survey Map at N9022 Army Lake Road in the Town of East Troy; Parcel P ET 1000009; V2G Surveying, applicant; Dennis DeGrave/Francis DeGrave Life Estate, owner, as recommended by the Plan Commission.

Meiners/Reeves motion to approve. Unanimously carried.

Finance Committee, Trustee Darlene Johnson

Discussion and possible action to approve Accounts Payable Vouchers in the amount of \$1,050,263.72.

Meiners/Porter motion to approve. Unanimously carried.

Discussion and action on final review of 2024 proposed General Fund Budget and forward to public hearing on November 15, 2023.

Finance Director Doherty noted this is the final version of the general fund budget. It includes a use of one time reserves of \$65,000 for Administrator towards Studies and Plans, and additional funding to cover the status of the Police Negotiations to maximize our expenditure restraint number.

Winchowky/Meiners motion to approve. Unanimously carried.

Health and Recreation Committee, Trustee John Meiners

Discussion and possible approval of Special Event permit for Brooklife Church Fall-o-Rama on October 28, 2023. Event will be held at Brooklife Church parking lot from 5 pm - 7 pm.

Meiners/Porter motion to approve. Unanimously carried.

Discussion and possible action to approve participation in the East Troy Mukwonago Bike Trail grant re-submittal and approve the MOU at a cost share of \$2,700.

Meiners/Reeves motion to approve.

Administrator Schnook noted that last February the grant failed first time through and will be applying for second grant for the Pedestrian Trail between Indianhead Park and East Troy. It is a \$400,000 planning and engineering grant. Unanimously carried.

Public Works Committee, Trustee Eric Brill

Discussion and possible action to replace the Village Hall Elevator Fire Panel.

Brill/Meiners motion to approve.

DPW Director Bittner noted the original panel is 23 years old, and the parts are obsolete and cannot be replaced. Next step is replace and move to a cellular call system and remove the land lines. Unanimously carried.

Discussion and possible action to approve RESOLUTION 2023-57 a Resolution to approve the Letter of Credit elimination for IDC at 600 Perkins Drive.

Brill/Meiners motion to approve. Unanimously carried.

Protective Services, Trustee Scott Reeves

Police Report for the Month of September *(For Information Only, No Action Required)*

Closed Session

Meiners/Reeves 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 WE Energies at 6:56.

Roll Call: "Yes" Trustee Brill, K Johnson, Meiners, Porter Reeves, and Winchowky.

Unanimously carried.

Reconvene into Open Session

Meiners/Reeves motion to reconvene into open session pursuant to Wis. Stats. §19.85(2) at 8:11pm.

Adjournment

Meeting adjourned at 8:11pm

Respectfully submitted,

Diana Dykstra, MMC
Village Clerk-Treasurer