

MINUTES OF THE VILLAGE BOARD OF TRUSTEES MEETING

Wednesday, March 20, 2024

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
Darlene Johnson
Ken Johnson
Scott Reeves
Fred Winchowky

Also Present

Diana Dykstra, Village Clerk-Treasurer
Diana Doherty, Finance Director
Dan Streit, Police Chief
Chris DeMotto, Assistant Police Chief
Mike Michalski, Village Engineer
Wayne Castle, Utilities Director
Ron Bittner, Public Works Director
Nathan Bayer, Attorney
Tim Rutenbeck, Building Inspector

Excused

John Meiners

Pledge of Allegiance

Comments from the Public

Sue Batten, 1415 Orchard View Lane, commented she would like to introduce herself and offer her services to assist with the hiring of a new administrator. She noted she has over 30 years in HR experience for GE and has developed some skills she hopes to share. She enjoyed the workshop and feels she can offer some addition insight to questions, behaviors to watch for. She looks forward to assisting.

Colleen Farmer, 1445 Applewood Circle, notes she wanted to say that she appreciates the Village Board taking their time to fill the Administrator position. She felt they need to be respectful in this position and has not felt that in the past. She feels there is a great deal of talent in this community and appreciates being listened to.

Presentations

2023 MS4 Stormwater Annual Report Presentation by Public Works Director Ron Bittner.

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 Minutes of Special Village Board Meeting of March 6, 2024, Special Village Board Meeting of March 8, 2024, and the Regular Village Board Meeting of February 21, 2024.
- 6.2 Approve Accounts Payable Vouchers in the amount of \$3,208,939.67.
- 6.3 Approve the purchase of the Anti-Ice/Pre-Wet System from Burke Truck & Equipment for \$23,000.
- 6.4 Approve the Purchase Requisition for Expeditors to conduct annual sanitary sewer televising.
- 6.5 Approve a Special Event application for Mukwonago Area Chamber of Commerce Farmers Market. Farmers Market is held at Field Park every Wednesday from May 15 through October 9, 2024 (no market on June 12 during Summerfeste). Set-up begins at 12 pm, take down by 6:30 pm, with the market hours from 2 - 6 pm.
- 6.6 Approve a Special Event application for ProHealth Care Foundation for ProHealth Care Walks for Cancer - Park Walks at Field Park on May 4, 2024 from 7 am to 1 pm.
- 6.7 Approve a Lease Agreement with the Historical Society and Red Brick Museum.
- 6.8 Approve **Resolution 2024-12** a Resolution to appoint additional Election Inspectors for the Village of Mukwonago.
- 6.9 Approve **Resolution 2024-15** A resolution to approve tuition reimbursement forgiveness when an officer is promoted to non-union position
- 6.10 Approve the PFAS litigation for damages addendum, contingent upon attorney review.
- 6.11 Approve a contract with COM2 for the removal and E-Cycle of electronics collected from Village Residents.
- 6.12 Approve to enter into a service agreement with Barrientos Design and Consulting for a Utilities Facility Assessment.
- 6.13 Approve Fire Chief's proposed uses of 2023 Settlement amount, subject to Town of Mukwonago approval which include the following: Joint Agreement Section V \$150,000, Turnout Gear in the amount of \$45,000, Pilot Program for Paramedic Recruitment \$50,000, Full Time Sick Payout Fund: \$35,640.05, Turnout Gear Extractor in the amount of \$17,899.78, and remaining toward cardiac monitor replacements.

D Johnson/K Johnson motion to approve consent agenda items 6.1 to 6.13. Unanimously carried.

Other Items for Approval

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

Discussion and possible action to approve an Original Reserve Class B Fermented Malt Beverage and Class B Intoxicating Liquor License Application from The Elegant Farmer, LLC, d/b/a The Elegant Cork, 1541 Main Street, Tina Schmidt Agent.

K Johnson/Porter motion to approve.

Trustee D Johnson noted in retrospect she re-examined the item and has decided to approve. Unanimously carried.

Joint Village & Town Protective Services Committee Recommendations, Trustee Scott Reeves

Fire Dept Monthly Reports *(for information only, no action required)*

Planning Commission Recommendations

Discussion and possible action to approve ORDINANCE 1031 for rezoning request for a parcel located at E Wolf Run and Maple Ave (MUKV 2013-995-001), from B-4 Commercial Business Design District to B-3 Commercial Business District, DC Properties LLC, applicant (Darwin Greenwald, agent).

Winchowky/K Johnson motion to approve. Unanimously carried.

Discussion and possible action to approve RESOLUTION 2024- 16 for an Extraterritorial Certified Survey Map Review request for a parcel located at W833 CTY TK L in the Town of East Troy (PET1400007B), for Gunars Valters (owner), by Lantech Surveying, applicant (Matt O'Rourke, agent).

K Johnson/Brill motion to approve. Unanimously carried.

Discussion and possible action to approve RESOLUTION 2024-17 for a Certified Survey Map Review request to combine the parcels located at 621 and 639 Baxter Dr (MUKV 1970-998-019 & MUKV 1970-998-020), for Adelhelm Lubriccoat (owner), by Keller Inc., applicant (Luke Sebald, agent).

Winchowky/Brill motion to approve. Unanimously carried.

Discussion and possible action to approve RESOLUTION 2024 -18 for a Preliminary Plat Review of the lands located at S92W27720 Edgewood Ave (per Ord. 1030), for the Hein Development by Neumann Development Inc., applicant (Bryan Lindgren, agent - Cardinal Ridge Development).

Winchowky/Porter motion to approve. Applicant clarified the Village would like a park instead of payment in lieu. Board confirmed they wish to have a park on the Village portion of this subdivision. Unanimously carried.

Site Plan & Architectural Review Approvals: *(For Information Only, No Action Required)*

It was noted there were the following approvals at the Plan Commission that did not require board action

Approval of PC -RESOLUTION 2024-02 - Site Plan and Architectural Review for Crush Wine Bar, 110 Main St;

Approval of PC-RESOLUTION 2024-04 - Site Plan and Architectural Review Adelhelm Lubriccoat, 621 and 639 Baxter Dr;

Finance Committee, Trustee Darlene Johnson

Discussion and possible action to approve Accounts Payable Vouchers in the amount of \$283,104.49.

D Johnson/Reeves motion to approve. Unanimously carried.

Discussion and possible action to approve Resolution 2024- 20 Amending the 2024 Adopted Budgets for Fire Dept, Fire-Ambulance Designated, and Capital Equipment Funds contingent upon Town of Mukwonago approval.

D Johnson/Reeves motion to approve. Unanimously carried.

Discussion and possible action to approve Resolution 2024 -21 a Resolution to support Bradley Zajork with Zip Main LLC "The Block" on his grant application with WEDC. *(This removes the Village of Mukwonago from the grant Application and offers support to The Block as the sole applicant.)*

Winchowky/Porter motion to approve. Unanimously carried.

Judicial Committee, Trustee Dale Porter

Discussion and possible action to approve of a Combination Class B Fermented Malt Beverage and Class C Wine License for Bee Well Cafe at 100 Main Street, Suite 1, Mukwonago, Calaya Nelson Agent.

Porter/K Johnson motion to approve. Unanimously carried.

Discussion and possible action to approve a Temporary Class "B"/"Class B" Retailer's License for Knights of Columbus Bags Tournament on March 23, 2024; at St James Parish Activities Center; 830 E Veterans Way.

Porter/K Johnson motion to approve. Unanimously carried.

Protective Services, Trustee Scott Reeves

Police Report for the month of February 2024. *(for information only, no action required)*

Closed Session

D Johnson/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 advice from and Village Board discussion regarding Village compliance with resignation agreement, 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 Sommers/Pitts family, 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 Mukwonago Professional Police Association Contract at 7:02pm.

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

Also Present for Closed Session: Dykstra, Streit, DeMotto, and Doherty.

At 7:51pm The following left the Closed Session meeting: Streit, DeMotto, and Doherty.

Reconvene into Open Session

D Johnson/Porter motion to reconvene into open session pursuant to Wis. Stats. §19.85(2) at 8:13pm.

Adjournment

Meeting was adjourned at 8:13pm.

Respectfully submitted,

Diana Dykstra, MMC
Village Clerk-Treasurer

