# MINUTES OF THE COMMITTEE OF THE WHOLE MEETING
# Wednesday, August 3, 2022

Time: **5:30 pm**
Place: **Mukwonago Municipal Building/Board Room, 440 River Crest Court**

**Call to Order Call to Order**
President Winchowky called the meeting to order at 5:30pm.

**Roll Call**
Board Members Present

Eric Brill
James Decker
Darlene Johnson
Ken Johnson
John Meiners
Scott Reeves
Fred Winchowky

Also Present

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

**Comments from the Public**
David Boebel, 815 Parkview Ln

> "TID6 is a fraud—the overlying tax districts will collect their taxes from Maple Centre without it. There is very little chance that they will ever see enough tax increment from the creation of TID6 to justify the $6M cost of this project. I will oppose this action every step of the way and I will do my best to convince the representatives from Waukesha County, the Mukwonago School District, and Waukesha County Technical College that this TID will cost them money in the long run. I will also try to provide a counterpoint to the promises made in this project plan to the taxpayers of Mukwonago through social media—I will do what I can to avoid a repeat of the TID5 "HWY 83 improvement" amendment. I fully expect the Village President and the Village Administrator to push this proposal through the Village Board, the Plan Commission, and the Joint Review Board with virtually no opposition, but nothing I or any other taxpayer say will change the path of this proposal."

Chris Slawson, 302 Lake Street has a general problem wanted to express and solve. Recently she can't open those agendas and was hoping she could get assistance. She came to Village Hall and was told there was a company handling it. Clerk Dykstra noted she would assist her.

Evin Para commented he is an Engineer on behalf of Greenwald commenting regarding #5.5 on the agenda tonight. He wanted to put forth there should be some other considerations given to an alternate route to the maple center development. He suggested to extend East Wolf Run through the cul de sac they had a wetland delineation completed and there is less than previously thought. He noted the DNR has communicated with them they are open to receiving a permit application. They have discussed the donation of the right of way to make that happen.

**<u>Approval of Minutes</u>**
**Minutes of the July 6, 2022 Committee of the Whole meeting.**
Decker/Meiners Motion to approve. Unanimously carried.

**<u>Finance Committee, Trustee Darlene Johnson</u>**
**Monthly Treasury Report and Revenue/Expenditure Guideline Report For June**
*(For information purposes only, no action required)*

**Discussion and possible recommendation to approve Accounts Payable Vouchers in the amount of $2,002,071.89.**
D. Johnson/K. Johnson motion to recommend approval of Accounts Payable Vouchers in the amount of $2,002,071.89. Unanimously carried.

**Set date of first 2023 Budget Workshop for Tuesday, August 23, 2022**
Trustee Darlene Johnson noted she is unable to attend due to County meetings. Asked to discuss other options. It was agreed upon that Monday August 22nd would be an alternative at 5:30pm. Everyone was acceptable.

**Discussion and possible recommendation to approve the purchase requisition for Micro-Surfacing to Farhner Asphalt sealers LLC in the amount $44,919.00.**
DPW Ron Bittner noted that there were some issues with previous application and there is a credit on this invoice. He clarified there were sections of newer street that it adhered to great so they have decided to review the application rate and rather than reapply they felt it was best to try another street to see the result.
D. Johnson/Decker motion to recommend approval of the purchase requisition for Micro-Surfacing to Farhner Asphalt sealers LLC in the amount $44,919.00. Unanimously carried.

**Discussion and possible recommendation on a contract for the creation of TID #6.**
Trustee D. Johnson noted there is an attached quote and recommendation from the administrator. She noted she met with residents who had concerns, want the board to slow down.
Administrator Schnook, noted this is his professional recommendation to create the TID. This action is authorizing we do a study for the TID, it is not creating. Complete by the end of the year. There are many reasons for the creation. You have a contractual obligation to the developer to provide access to this site. You need to be as good as your word.
Trustee Reeves commented he has researched this issue and his mind was made up when he realized some of the penalties for not doing this.
Trustee Meiners stated this Board needs to do the right thing. How we got here doesn't matter. This is a very difficult decision, and you have to honor your word. Were obligated as a board to fulfill contractual obligations but it will cost multiple millions not complying which is possibly more than the road itself. He noted we need to stand by doing what is right.
Meiners/Decker motion to recommend approval of the contract and start the process of creating a TID #6 with Baird. Motion carried. 6-1; Trustee D. Johnson voted no.

**Discussion and possible recommendation on Resolution 2022-48 a Resolution to designating officials authorized to declare official intent under reimbursement bond regulations.**

Finance Director Doherty this is a one-time resolution to allow us to use reserves in the beginning of a project if we are planning to use bonding eventually. This is a one-time resolution. She noted we typically we issue debt early enough in the year, we haven't been faced with this. This is put into place to protect us.

D. Johnson/ Decker Motion to recommend approval on **Resolution 2022-48** a Resolution to designating officials authorized to declare official intent under reimbursement bond regulations. Unanimously carried.

**Judicial Committee, Trustee Scott Reeves**

**Discussion and possible recommendation on the fee for an Arcade License pursuant to Ordinance Chapter 10-2 Amusement Devices.**

Trustee Reeves asked James Srnec to speak for his request. He noted he wants to bring a clean family fun arcade old classic area for kids. Current fee structure means it would be $200 plus $40 per machine credits/tokens/prize. He plans an admission fee and all day pass. All set to free play, no prizes. There is nothing like this around.

He felt there should be a cheaper permit if not taking any coins or credits. With this structure his annual license would cost about $6,000.

Trustee D. Johnson agrees with making recommendations to the fee.

James noted he knows players usually stay around 40-45 minutes, and he would provide an option to come back with receipt if they wish the same day.

Trustee Reeves feels this is great family fun activity. Would hate to see a permit fee prevent us from having this.

Clerk will research area communities and return to the next COW.

Administrator Schnook asked the Board if they are overwhelmingly in favor of a reduction and agree to look into this further.

Everyone agreed this is the direction they wish to go.

**Library Board of Trustees, Trustee Brill**

**Library Director Report for the Month of July 2022**

Report was presented. No action was required.

**Public Works Committee, Trustee Brill**

**Discussion and possible recommendation to approve Resolution 2022-47 A Resolution to approve the Storm Water Management Agreement with NPG Real Estate LLC (IDC Building) at 600 Perkins Drive, Mukwonago WI as recommended by the Village Engineer.**

Brill/Decker motion to recommend approval **Resolution 2022-47** A Resolution to approve the Storm Water Management Agreement with NPG Real Estate LLC (IDC Building) at 600 Perkins Drive, Mukwonago WI as recommended by the Village Engineer. Unanimously carried.

**Discussion and possible recommendation to approve a Resolution 2022-46 A Resolution to approve the Development Agreement for the Minor's Estates No. 4 Phase 2.**

Brill/Decker motion to recommend approval of a **Resolution 2022-46** A Resolution to approve the Development Agreement for the Minor's Estates No. 4 Phase 2. Unanimously carried.

**Discussion and possible recommendation to approve a contract renewal with Hydro Corp for non-residential cross connection survey program.**
Utility Director Wayne Castle noted this is a renewal contract which is a program required through the DNR cross connection backflow program commercial and industrial customers. Industrial customers are technical in nature and they do not have the staff locally to handle this load.
Brill/Decker motion to recommend approval of a contract renewal with Hydro Corp for non-residential cross connection survey program. Unanimously carried.

**Discussion and possible recommendation to authorize the repair of Well #6 casing.**
Utility Director Castle noted Well 6 was taken out of service and every 10 years to take maintenance. In doing so they were completing the final televising and putting it back into service. They noticed there were holes in the casing. He is recommending Option 3 to line 20 feet of the casing from the bottom. Stainless steel liner and anything above that point is sealed. It is the best repair for the best value. This is Well 6 across from Field Park.
Brill/Decker motion to recommend approval to authorize the repair of Well #6 casing. Unanimously carried.

**Adjournment**
Meeting adjourned at 6:20pm

Respectfully Submitted,

Diana Dykstra, MMC
Village Clerk-Treasurer