

President Wagner called the Mukwonago Village Board to order on January 2, 2001 at 7:30 p.m. Members present: FICKAU, ODIER, HURM, & WAGNER. Members excused: RUSH, BRACH, & BERG. Also present: Attorney Mark Blum, DPW Supv Brandemuehl, & Chief Winchowky.

Moved by Fickau, seconded by Odier, to approve the minutes of the December 19, 2000 Board meeting. Motion carried without a negative vote.

**COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Odier, to approve the following vouchers: Village \$42686.28; Fire/Amb \$23221.31; Recycling \$171.76; Library \$6535.75; Water \$15305.81; Sewer \$5994.63; Taxroll \$28499.74. Motion carried without a negative vote.

**PERSONNEL** – Moved by Odier, seconded by Hurm, to approve Resolution 2001-02: Resolution for the Village to participation in the ICMA Deferred Comp program for its employees. Employees 3% contribution will go to the Wisconsin Retirement System and the Village will contribute the require balance amount. Any amount left over from the 11 ½% of the Village's share will be placed in the ICMA Deferred Comp program. Motion carried without a negative vote.

**JUDICIAL** – Moved by Fickau, seconded by Hurm, to grant a Class A Beer License to A & D Investments; 201 N. Rochester Street. Motion carried without a negative vote.

**PUBLIC WORKS** – Drainage issue for the Piotrowski was referred to the Public Works Committee.

**VILLAGE ATTORNEY:** Moved by Fickau, seconded by Odier, to adopt Resolution 2001-01: **A RESOLUTION FOR WELL PROTECTION FOR THE MUKWONAGO WATER UTILITY.** Motion carried without a negative vote. Contract for Architectural Services for the Fire Station was referred to the next meeting.

**VILLAGE PRESIDENT:** Moved by Odier, seconded by Fickau, to approve the list of Election Officials for the years 2001-2002. Election Officials are:

Mary Weinkauff; Robert Chapman; Rose Ann Kelly; Terry Kelly; Dave Petersen; Carole Fickau; Nancy Sperstad; Lois Boebel; Elizabeth S. Bartlett; Audrey Swan; Ruth Bogusz; Dorothy Tamas; Darla Humcke; Marge Stobber; Chris Petersen; Dian Pete; & Steve Braatz, Jr. Motion carried without a negative vote.

Moved by Fickau, seconded by Hurm and carried to adjourn the meeting at 7:43 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order on January 16, 2001 at 7:30 p.m. Members present: FICKAU, RUSH, ODIER, BRACH, BERG, HURM, & WAGNER. Also present: DPW Supervisor Brandemuehl, Fire Chief Rolfe, Lt. LaDue, & Attorney Reilly.

President Wagner announced that the Village Board would adjourn into closed session at the end of the meeting pursuant to State Statute 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: Sale of property.

The mileage, police, and fire reports for the month of December 2000 were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Rush, to approve the minutes of the January 2, 2001 meeting as presented. Motion carried without a negative vote.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Odier, to pay the following bills: Village \$78,445.93; Fire/Amb \$2,754.94; TIF \$2,380.00; Recycling \$11,105.86; Library \$6,075.14; Impvts \$11,651.82; Water \$62,646.40; Sewer \$15,436.00; Taxroll \$1,470,636.08. Motion carried without a negative vote.

**PERSONNEL** – Next bargaining session will be January 30, 2001 at 6:30 p.m.

**JUDICIAL** – Moved by Berg, seconded by Brach, to approve the application for a temporary Class 'B' Beer License to the Knights of Columbus for February 2-3, 2001. Motion carried without a negative vote.

**UTILITIES** – Moved by Fickau, seconded by Brach, to authorize the Village President to sign the certificate of substantial completion for Wells No. 5 & 6. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Resolution No. 2001-03: **A RESOLUTION IN COMPLIANCE WITH THE COMPLIANCE MAINTENANCE ANNUAL REPORT OF THE DEPARTMENT OF NATURAL RESOURCES.** Motion carried without a negative vote.

**PUBLIC WORKS** – Moved by Rush, seconded by Odier, to accept the Engineer's recommendation to waive the ordinance for the Piotrowski Addition for Drainage Review because it does not require a permit under the Village's new Storm Water Management Ordinance since it was commenced prior to adoption of the ordinance. Motion carried without a negative vote.

**HEALTH & RECREATION** – Eden Alternative is being introduced to the Linden Grove Campus to help to eliminate the three plagues of the typical elderly housing complex. They will have 18 pets (dogs and cats) in three facilities. The pets would be housed separately over the lunch period. The Village Board felt that they meet the spirit of the Ordinance and they would not exceed the number per building. They will proceed with the program.

**PLANNING COMMISSION** – Moved by Rush, seconded by Fickau, to accept the Planning Commission recommendation to adopt Ordinance No. 675: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO.** This is to rezone the Town Island parcels that were annexed in the boundary agreement from A-1 to R-1, R-2, & B-1, (listing is in the Ordinance) except parcels 1974-923 and 1974-968. Those two parcels will remain in A-1 zoning and must be reviewed by Waukesha County Planning for their development compliance with the County's Floodland and Shoreland jurisdiction. Motion carried without a negative vote. The DeBeck annexation was referred to the next meeting. Moved by Fickau, seconded by Rush, to accept the Planning Commission recommendation to approve the sign request as submitted for the Mukwonago Area Chamber of Commerce. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to accept the Planning

Commission recommendation to approve sending a letter of support for the District's application of a grant for sanitary sewer service to the Lakes area. Motion carried without a negative vote. Moved by Rush, seconded by Fickau, to accept the recommendation of the Planning Commission to not disapprove of the Woodlands Plat. Motion carried without a negative vote. Moved by Brach, seconded by Fickau, to accept recommendation of the Planning Commission to proceed with the Highway 83 pedestrian bridge as proposed. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to accept the Planning Commission recommendation to deny the request of Bielinski project called 'Meadowlands Farms'. Motion carried without a negative vote. Moved by Rush, seconded by Fickau, to accept the recommendation of the Planning Commission to approve the CSM for the Associated Bank parcel as submitted by Thomas & Cheryl Berg, owners. Motion carried without a negative vote. **VILLAGE ATTORNEY:** Moved by Brach, seconded by Hurm, to approve the addendum to the Architects Agreement for the Fire Station and to authorize the Village President to sign. Construction cost is at \$1.2 million and does not include furniture. Architects cost is \$61,548.00. Committee will be interviewing construction managers. Motion carried without a negative vote. Moved by Hurm, seconded by Brach, to approve Scott Aviation in house repair agreement as modified by the Village Attorney. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to have the Village Attorney move forward with the Plank Road issue with Wisconsin Central LTD and request a hearing before the Railroad Commission. Motion carried without a negative vote. Moved by Rush, seconded by Fickau, to approve Resolution 2001-04: **A RESOLUTION TO AMEND RESOLUTION 2000-12 THAT WAIVED A PORTION OF SEWER & WATER SPECIAL ASSESSMENTS ON PROPERTIES ANNEXED INTO THE VILLAGE PURSUANT TO A BOUNDARY AGREEMENT BETWEEN THE VILLAGE OF MUKWONAGO AND THE TOWN OF MUKWONAGO.** Motion carried without a negative vote. **NEW BUSINESS:** Moved by Berg, seconded by Fickau, to authorize the Village President to sign the WEPCO permit for 650 Heron Drive. Motion carried without a negative vote.

Moved by Fickau, seconded by Rush, to adjourn into closed session at 8:35 p.m. pursuant to State Statute 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: Sale of property. Motion carried unanimously upon roll call.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order on February 6, 2001 at 7:30 p.m. Members present: FICKAU, RUSH, ODIER, BRACH, BERG, & WAGNER. Excused: HURM. Also present: Planner Heinig; Lt. La Due; and Attorney Reilly.

President Wagner announced that the Village Board would adjourn into closed session at the end of the meeting pursuant to state statute 19.85(1)(e) and 19.85(1)(c).

Moved by Fickau, seconded by Rush, to approve the minutes of the January 16, 2001 meeting as presented. Motion carried without a negative vote.

### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Rush, to approve the following vouchers: Village \$44,412.75; Fire/Amb \$24,956.03; WDF \$25.00; Recycling \$11,126.10; Capital Equip \$424.11; Library \$34,182.33; Capital Impvts \$119,514.77; Water \$37,022.88; Sewer \$17,346.41; Taxroll \$36,314.02. Motion carried without a negative vote. Encumbrance of 2000 budget funds into 2001 budget will remain in committee. Committee will submit a resolution at the next meeting pertaining to the refinancing of water revenue bonds dated 3-15-96.

**PUBLIC WORKS** – Moved by Rush, seconded by Fickau, to authorize the signing of the McKenzie Road contract and to approve change order #1 in the amount of \$23,542.35. Motion carried on a vote of 5 ayes and 1 nay. (Berg voting ‘no’).

**JUDICIAL** – Moved by Berg, seconded by Brach, to approve the Class B Beer & Liquor license for Brian & Karen Hillman for 111 N. Rochester Street. Motion carried without a negative vote. Moved by Berg, seconded by Rush, to approve the operator’s licenses for Stacey J. Danihilik; Timothy J. Mc Adams; Stefanie A. Turner; Ramona G. Wegner; and Sara E. Yager. Motion carried without a negative vote.

**UTILITIES** – Moved by Fickau, seconded by Rush, to approve the signing of the Certificate of Substantial Completion for Well No. 6 Pumping Station. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to accept the committee recommendation authorizing the signing of contract for Well No. 5. Motion carried without a negative vote.

**ECONOMIC DEVELOPMENT** – Moved by Brach, seconded by Fickau, to accept the committee recommendation to have the Village Attorney and Village Planner begin work on the Ordinance to create an M-6 District. Motion carried without a negative vote. Moved by Brach, seconded by Fickau, to accept the committee recommendation to have the Village Attorney draft an amendment to Section 2.146 of the Municipal Code regarding the sale of Industrial Land. Motion carried on a vote of 5 ayes and 1 nay (Odier voting ‘no’). Moved by Rush, seconded by Fickau, to approve the committee recommendation to have the Village Attorney & Planner draft an Industrial Architecture Ordinance. Motion was defeated on a unanimous no vote. Moved by Berg, seconded by Brach to reconsider the motion to amend section 2.146 of the Municipal Code. Motion passed on a vote of 4 ayes and 2 nays (Fickau & Rush voting ‘no’). Moved by Berg to refer back to the EDC for further clarification. Motion died for lack of a second. Moved by Rush, seconded by Odier, to have the Village Attorney draft an amendment to Section 2.146 of the Municipal Code authorize the EDC to recommend to the Village Board the sale of land in the Industrial Park. Motion carried on a vote of 5 ayes and 1 nay (Berg voting ‘no’).

**VILLAGE ATTORNEY:** Resolution 2001-05: A Resolution accepting the improvements for Meadow Park Estates addition #1 & #2 and the release of the letter of credit was referred to the Public Works Committee. Correspondence from the Town of Brookfield regarding incorporation was placed on file in the Clerk’s Office. Moved by Brach, seconded by Rush, to authorize the signing of the land transfer from Darwin & Donna Greenwald to the Village as

recommended by the Village Attorney. Motion carried on a vote of 5 ayes and 1 nay (Berg voting 'no').

**VILLAGE PRESIDENT:** Letter of resignation from member of the Board of Building and Zoning Appeals was placed on file.

**NEW BUSINESS:** Moved by Fickau, seconded by Rush, to authorize the Village President to sign the WEPCO permits for 634 Heron Drive, 638 Heron Drive, and 1221 Wegner Drive. Motion carried without a negative vote.

Moved by Rush, seconded by Odier, adjourn into closed session at 8:36 p.m., pursuant to state statute 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility – Fire Chief; and 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 – Police Contract. Motion carried unanimously upon roll call.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the special meeting of the Village Board to order on February 12, 2001 at 4:45 p.m. Members present: FICKAU, RUSH, ODIER, HURM, & WAGNER. Members excused: BRACH & BERG.

Moved by Odier, seconded by Rush, to approve the temporary Class "B" Beer License for St. James Parish, Knights of Columbus for February 15, 2001. Motion carried without a negative vote.

Moved by Odier, seconded by Fickau and carried to adjourn the meeting at 4:46 p.m.

Bernard W. Kahl, MMC  
Village Clerk

Clerk Kahl called the meeting of the special Village Board to order on February 15, 2001 at 7:00 p.m.. Members present: FICKAU, RUSH, ODIER, BERG, HURM. Excused: BRACH & WAGNER. Also present: Attorney Reilly.

Moved by Hurm, seconded by Rush, to nominate Trustee Odier as acting President. Motion carried without a negative vote.

Moved by Fickau, seconded by Hurm, to adjourn into closed session pursuant to State Statute **19.85(1)(c) CONSIDERING EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY - FIRE CHIEF; AND 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 - SALE OF LAND.** Motion carried without a negative vote.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order at 7:30 p.m. on February 20, 2001. Members present: FICKAU, RUSH, ODIER, BRACH, BERG, & WAGNER. Excused: HURM.

The Treasurers, Mileage, Police, and Fire reports for January were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Rush, to approve the minutes of the February 6<sup>th</sup> & 12<sup>th</sup> meetings as presented. Motion carried without a negative vote.

### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Odier, to approve the following vouchers: Village \$38,594.60; Fire/Amb \$5,053.75; Recycling \$51.48; Capital \$1,500.11; Library \$3,631.09; Impvts \$165.13; Water \$39,908.82; Sewer \$1,511.93; Taxroll \$644,591.37. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to allow the Police Chief to apply for State Grant regarding juvenile drinking program in the amount of \$2,000.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to adopt Resolution 2001-05: **A RESOLUTION AUTHORIZING THE BORROWING OF \$670,000 AND PROVIDING FOR THE ISSUANCE AND SALE OF WATERWORKS SYSTEM REVENUE BOND ANTICIPATION NOTES THEREFOR.** Motion carried unanimously upon a roll call vote.

**POLICE ADHOC** – Moved by Fickau, seconded by Rush, to approve contracts for the Police Department addition and remodeling as follows: #1 Berg Construction Inc. \$16,690.00; #2 Berg Construction Inc. \$44,350.00; #3 Berg Construction Inc \$18,615.00; #4 Capital Pavers \$4,000.00; #6 Prairie Tree \$2,281.87; #8 \$142,060.00; #9 Metro Welding \$23,175.00; #10 John Beres Bldrs Inc \$35,887.00; #11 Waukesha Roofing \$14,000.00; #12 Berg Construction Inc \$4,802.00; #16 JF Cook \$7,960.00; #18 Wall systems Unlimited \$22,240.00; #19 Orlandini Co \$19,014.00; #20 Best Ceilings \$13,80.45; #21 Orlandini Co \$19,014.00; #24 Butters Fetting \$25,983.00; #25 Martens Plumbing & Htg \$54,187.00; #26 U.S. Fire Protection \$21,719.00; #27 Rosanthal \$78,295.00; #28 & #29 American Energy \$61,913.00; #30 Century Fence \$1,176.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve the bids for contract #14 & #17 Klein Dickert \$17,046.00; & #22 Elbert Painting \$19,760.00; they were delivered late [4-5 minutes] because they were delivered to the old Village Hall by mistake. Motion carried without a negative vote.

**JUDICIAL** – Moved by Berg, seconded by Rush, to approve the temporary Class "B" Beer License to Mukwonago Lions Club for June 14-17, 2001. Motion carried without a negative vote. Moved by Berg, seconded by Rush, to approve the temporary Class "B" Beer License to Knights of Columbus for March 4, 2001. Motion carried without a negative vote. Moved by Berg, seconded by Rush, to approve the following Operators Licenses: Gina M. Michalski, Gordon L. Riek, Denise A. Shorougian, & Sarah A. Datka. Motion carried without a negative vote. Moved by Rush, seconded by Odier, to approve the operator's license for Michael J. Ringer. Letter from Mr. Kokott was read. Motion failed on a vote of 4 nays and 2 ayes [Rush and Brach voting 'yes'].

**UTILITIES** – Moved by Fickau, seconded by Odier, to deny the request from Jamie Street, 607 Heron Drive for a reduction on his sewer bill. Motion carried without a negative vote.

**PUBLIC WORKS** – Resolution regarding Meadow Park Estates will remain in committee until we receive the information that was requested. Moved by Rush, seconded by Fickau, to waive the permit fees for the McKenzie Road project. Motion carried without a negative vote.

**PLAN COMMISSION** – Moved by Fickau, seconded by Odier, to accept the Plan Commission recommendation to approve the Site Plan and Architectural Facades as submitted contingent upon approval from the Village Engineer for storm water management conformance and upon approval of the State of Wisconsin and upon submission of a final signage plan. Motion carried without a negative vote. Moved by Odier to accept the Plan Commission recommendation for



the rezoning of the Fritz/Minor Farm to R-7. Motion failed for lack of a second. Item will be sent back to the Plan Commission. Fickau wanted to see curb, gutter and sidewalks; Berg felt the sidewalk was too close to the road and did not like the open ditch.

**VILLAGE PRESIDENT:** Moved by Fickau, seconded by Odier, to authorize the Village President to sign the grant application for funding of the Park & Ride Lot Lighting. Motion carried without a negative vote.

**CORRESPONDENCE:** Letter received from WMCA regarding proclamation & Waukesha County regarding humane animal issues. Letter received from Ruekert & Mielke regarding the sludge storage study and we will expect Board Members comments at the next meeting.

**NEW BUSINESS:** Moved by Rush, seconded by Fickau, to authorize the Village President to sign the WEPCO permit for 1215 Wegner Drive; 1134 Mallard Court; and 513 Bay Street. Motion carried without a negative vote.

Moved by Fickau, seconded by Rush and carried to adjourn the meeting at 8:06 p.m.

Bernard W. Kahl, MMC  
Village Clerk.

Clerk Kahl called the Village Board meeting to order on March 6, 2001 at 7:30 p.m. Members present: FICKAU, RUSH, BERG, & HURM. Excused: ODIER, BRACH, & WAGNER. Also present: Attorney Reilly, Police Chief Winchowky, & Fire Chief Rolfe.

Moved by Rush, seconded by Berg, to nominate Trustee Fickau as acting Village President. Motion carried without a negative vote. Moved by Rush, seconded by Hurm, to approve the minutes of the February 20, 2001 meeting as presented. Motion carried without a negative vote.

#### **OLD BUSINESS:**

Moved by Hurm, seconded by Rush, to reconsider the motion to grant an operator's license to Michael Ringer. Motion failed on a vote of 2 ayes and 2 nays [Rush & Hurm voting aye].

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Rush, to approve the following vouchers: Village \$38,902.99; Fire/Amb \$26,847.42; TIF \$367,950.00; Recycling \$4,656.00; Capital \$4,028.00; Library \$8,903.09; Cap Impvts \$245,985.36; Water \$48,811.65; Sewer \$71,853.27; Taxroll \$28,499.66. Motion carried without a negative vote.

**PERSONNEL** – Moved by Rush, seconded by Berg, to approve the contract with the Professional Police Association for the years 2001; 2002; 2003. Motion carried without a negative vote.

**PROTECTIVE SERVICES** – Moved to accept the Committee recommendation to sign agreement with EBIX for ambulance billing contingent upon the Town of Mukwonago's approval. Motion carried on a vote of 3 ayes and 1 nay [Hurm voting 'no']. The traffic interrupters and fitness equipment for the fire station will remain in committee.

**JUDICIAL** – Moved by Berg, seconded by Hurm, to approve the temporary Class B Beer license for St. James Parish for March 24 & 25. Motion carried without a negative vote.

**VILLAGE CLERK:** Canvass report for the February 20<sup>th</sup> primary was placed on file in the Clerk's Office. Moved by Rush, seconded by Hurm, to adopt Resolution 2001-06: **A RESOLUTION ADOPTING A MUNICIPAL WAGE SCALE FOR HIGHWAY, STREET, AND BRIDGE CONSTRUCTION FOR THE YEARS OF 2001-2002.** Motion carried without a negative vote. Moved by Rush, seconded by Hurm, to adopt Resolution 2001-07: **A RESOLUTION TO APPROVE THE GRANT APPLICATION FROM THE WAUKESHA COUNTY ECONOMIC DEVELOPMENT CORPORATION.** Motion carried without a negative vote. Resolution 2001-09 was referred to the next meeting. The Board was opposed to granting Century Tel permission to construct or install lines throughout the Village. They preferred to have the request come in on a regular basis. Moved by Rush, seconded by Hurm, to authorize the filing of FEMA grant papers for the December snow storm and to have the Village Engineers complete the final papers at an approximate cost of \$200.00. Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Moved by Rush, seconded by Hurm, to approve the agreement with The Meadows, Inc. for **STORM WATER DETENTION POND CONSTRUCTION AGREEMENT FOR MEADOW PARK ESTATES.** Motion carried on a vote of 3 ayes and 1 nay [Berg voting 'no']. Moved by Rush, seconded by Hurm, to approve Resolution 2001-08 contingent upon receiving the signatures of Howard Weinper and RSV Engineering on the Agreement. **RESOLUTION TO ACCEPT THE DEDICATION OF ALL PUBLIC IMPROVEMENT IN THE SUBDIVISIONS KNOWN AS MEADOW PARK ESTATES; AND ADDITIONS NO. 1 & 2.** Motion carried on a vote of 3 ayes and 1 nay [Berg voting 'no'].

**VILLAGE PRESIDENT:** The Sludge Study Report for comments from the Board was referred to the Utilities Committee. The East Troy Sanitary Sewer Service Area report from SEWRPC was placed on file in the Village Clerk's Office. Moved by Rush, seconded by Hurm, to authorize the Village President to sign the WEPCO permits for 1239 Williams Drive and 1216 Wegner Drive. Motion carried without a negative vote. The Fire Department Annual Report for 2000 was placed on file in the Clerk's Office.

Moved by Rush, seconded by Hurm and carried to adjourn the meeting at 8:20 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order on March 20, 2001 at 7:30 p.m. Members present: FICKAU, RUSH, BRACH, BERG, HURM, WAGNER. Excused: ODIER. Also present: Chief Winchowky, DPW Supervisor Brandemuehl, Chief Rolfe, Attorney Reilly, WWTP Supv Olbinski, & Engineer Peot.

The monthly Treasurers, Mileage, Police, and Fire reports for February and the annual Police report for 2000 were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Rush, to approve the minutes of the March 6, 2001 as presented. Motion carried without a negative vote.

### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Rush, to approve the following vouchers: Village \$56,956.18; Fire/Amb \$26,077.34; Debt \$2,127.00; Recycling \$11,262.14; Capital \$700.02; Library \$6,698.79; Cap Impvts \$173,897.74; Water \$8,017.58; Sewer \$11,111.25; Taxroll \$91.02. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve the training for Fire & Ambulance personnel on sexual harassment. Motion failed on a vote of 1 aye and 5 nays [Rush voting 'yes']. Consensus of the Board was to include all employees and town employees. Clerk to check with the Town Clerk about sharing in the cost. Moved by Fickau, seconded by Rush, to approve Resolution 2001-11: **RESOLUTION AUTHORIZING THE BORROWING OF \$4,500,000; PROVIDING FOR THE ISSUANCE AND SALE OF GENERAL OBLIGATION PROMISSORY NOTES THEREFOR; AND LEVYING A TAX IN CONNECTION THEREWITH.** Motion carried on a vote of 5 ayes and 1 nay [Berg voting 'no']. Moved by Fickau, seconded by Rush, to approve Resolution 2001-12: **RESOLUTION AUTHORIZING REDEMPTION OF A PORTION OF \$3,050,000 GENERAL OBLIGATION PROMISSORY NOTES DATED SEPTEMBER 13, 1992.** Motion carried without a negative vote.

**POLICE ADHOC** – Moved by Fickau, seconded by Rush, to approve the bid of Biehm Corporation for Contract #7 in the amount of \$17,886.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Change Order #2, Option #1, create dropped soffit out of acoustical tile materials at a cost of \$0.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Change Order #6, Option #2, run HVAC supply overhead from dispatch unit at a cost of \$1,500.00. Motion carried without a negative vote. The Committee is holding change Order #7. Moved by Fickau, seconded by Rush, to approve Change Order #8, to install electric strike for door #100C in the amount of \$200.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Change Order #9, to remove the remaining two pine trees at a cost of \$800.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Change Order #11, to provide sink & countertop at room #101 at a cost of \$830.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Change Order #12, elimination of HD-1 at room #101 at a savings of \$150.00. Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to approve Change Order #13, accepting contract with California Closets for cabinets at a savings of \$3,962.00. Motion carried without a negative vote.

**PROTECTIVE SERVICES** – EBIX Ambulance Billing Agreement will remain in committee and placed on next Board Agenda.

**JUDICIAL** – Moved by Berg, seconded by Brach, to approve the operator's licenses for Randall L. Riek and Albert J. Wagner. Motion carried without a negative vote.

**UTILITIES** – Ameritech contract, dead end water main issues and extensions, and the sludge storage study will remain in committee.

**PUBLIC WORKS** – Committee will review the 2 water main problems and the sanitary sewer problem in the McKenzie Road reconstruction project. Moved by Rush, seconded by Hurm, to notify the County that the Village will proceed with sidewalk and lights on the CTH ‘ES’ reconstruction project at an estimated cost of \$217,000.00. Motion carried on a vote of 4 ayes and 2 nays [Fickau & Berg voting ‘no’]. Industrial Park street flooding will remain in committee.

**HEALTH & RECREATION** – Lions Club representatives were present to ask about project that they could help with in the Village. They will come back with a list at a later time.

**PLAN COMMISSION** – Moved by Brach, seconded by Rush, to accept the Plan Commission recommendation to approve the by-pass wetland mitigation. Motion carried without a negative vote. Moved by Rush, seconded by Fickau, to accept the Plan Commission recommendation to approve the Wetland Corp Permit. Motion carried without a negative vote.

**VILLAGE CLERK:**

Moved by Rush, seconded by Fickau, to adopt Resolution 2001-09: **A RESOLUTION DEDICATING VILLAGE LAND TO THE WISCONSIN DEPARTMENT OF TRANSPORTATION FOR IMPROVEMENTS ALONG HIGHWAY 83.** Motion carried without a negative vote. Moved by Fickau, seconded by Rush, to adopt Resolution 2001-10: **A RESOLUTION TO TERMINATE VILLAGE OF MUKWONAGO TAX INCREMENTAL DISTRICT NO. 1 AND AUTHORIZING VILLAGE TREASURER TO DISTRIBUTE EXCESS INCREMENT TO UNDERLYING TAXING DISTRICTS.** Motion carried without a negative vote. Moved by Rush, seconded by Hurm, to approve Contract Amendment #1, Mukwonago Bypass projects I.D. 1331-08-02. Motion carried on a vote of 5 ayes and 1 nay [Berg voting ‘no’]. Moved by Rush, seconded by Fickau, to adopt Resolution 2001-13: **A RESOLUTION TO DESIGNATE VILLAGE PARKLANDS FOR WETLAND MITIGATION.** Motion carried on a vote of 5 ayes and 1 nay [Berg voting ‘no’].

**CORRESPONDENCE:** Letter received from Spheeris Development regarding the Fritz/Minor Farm development. A copy of the State Wide Pedestrian Walkway is on file in the Clerk’s Office. Letters from 6<sup>th</sup> graders regarding a teen center was referred to the Village President to respond.

**NEW BUSINESS:**

Moved by Fickau, seconded by Rush, to authorize the Village President to sign the WEPCO permit for 756-758 Small Farm Road. Motion carried without a negative vote.

Moved by Fickau, seconded by Rush and carried to adjourn the meeting at 9:15 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order at 7:30 p.m. on April 3, 2001. Members present: FICKAU, RUSH, ODIER, BRACH, BERG, HURM, & WAGNER. Also present: Chief Winchowky, DPW Supv Brandemuehl, and Attorney Reilly.

President Wagner announced that the Village Board would adjourn into closed session at the end of the regular meeting pursuant to State Statute 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Sleep Inn Motel.

Moved by Fickau, seconded by Rush, to approve the minutes of the March 20, 2001 regular Village Board meeting as presented. Motion carried without a negative vote.

**COMMENTS FROM THE PUBLIC:**

Joe Rice; 428 Blood Street – requested detailed agenda outlining results of the Almont Study and when the proposed actions would be completed for Board action? Referred to the Village Attorney.

Tom Berg; Berg Construction – gave update on the McKenzie Road Construction Project.

Mike Hamilton; 505 Baron Road – what are the plans for paving the road and parking lot at Miniwaukan Park? Referred to Public Works Committee.

Tom Jones; 401 Blood Street – Village should look into the businesses that are being run out of homes in violation of the municipal code. Referred to the Public Works Committee.

**COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Rush, to approve the following vouchers: Village \$28,028.38; Fire/Amb \$21,885.37; Equip \$1,589.11; Library \$5,415.46; Impvts \$30,768.58; 2001 GO \$15,258.52; Water \$17,085.52; Sewer \$16,112.84; Taxroll \$108,812.48; Park \$1,403.93. Motion carried without a negative vote.

**PERSONNEL** – Committee will have their next negotiations meeting with the dispatchers on April 11<sup>th</sup>. Comments from the Department Directors should be addressed by the full Board. Moved by Odier, seconded by Rush, to approve Resolution 2001-16: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED EMPLOYEES** and Resolution 2001-17: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR ELECTED OFFICIALS AND APPOINTED PART-TIME EMPLOYEES.** Motion carried on a vote of 6 ayes and 1 nay (Fickau voting ‘no’).

**PROTECTIVE SERVICES** – When the State DOT does reconstruction work on Highway 83 intersection; they will wire those intersections for traffic interrupters. So this may become a future budget issue. Village Attorney will finish proposal for the Fire Station Construction Manager.

**VILLAGE CLERK:** Moved by Fickau, seconded by Rush, to approve Resolution 2001-14: **A RESOLUTION TO AUTHORIZE THE VILLAGE CLERK-TREASURER TO APPLY FOR A SAFE DRINKING WATER LOAN** and Resolution 2001-15: **A RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES FOR SAFE DRINKING WATER LOAN PROGRAM.** Motion carried without a negative vote. Moved by Odier, seconded by Rush, to approve the property appraisals for the Bypass Project in the amount of \$138,958.00. Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Moved by Brach, seconded by Rush, to approve the EMS Billing with EBIX contingent upon approval by the Town and Village Attorneys on the contract language. Motion carried on a vote of 6 ayes and 1 nay (Berg voting ‘no’).

Moved by Odier, seconded by Rush, to adjourn into closed sessions at 8:04 p.m. pursuant to State Statute 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to

litigation in which it is or is likely to become involved. Sleep Inn Motel. Motion carried by roll call without a negative vote.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board to order on April 17, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: DPW Brandemuehl, Engineer Peot, Chief Winchowky, Librarian McBride, and Attorney Reilly.

Treasurer, Mileage, Police, and Fire reports for the month of March were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Hurm, to approve the minutes of the April 3, 2001 Board meeting as presented. Motion carried without a negative vote.

### **COMMENTS FROM THE PUBLIC:**

Mr. Dennis Obryan, 169 Barron Road, asked about the time schedule for paving the parking lot and road in Miniwaukan Park. He was referred to Health & Recreation Chairperson Trustee Hurm.

### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Fickau, seconded by Berg, to not pay the bill to the Mukwonago Area Chamber of Commerce for \$50.00. Motion failed on a vote of 3 ayes and 4 nays (Fickau, Coats, Berg voting 'aye'). Moved by Odier, seconded by Fennel, to pay the bill to the Mukwonago Area Chamber of Commerce for \$50.00. Motion carried on a vote of 4 ayes and 3 nays (Odier, Fennel, Hurm, Wagner voting 'aye'). Moved by Fickau, seconded by Odier, to approve the following vouchers: Village \$60,577.14; Fire/Amb \$6,273.58; Recycling \$11,287.70; Capital \$1,965.00; Library \$8,028.49; Capital Impvts \$526,468.36; 2001 Impvts \$21,231.00; Water \$82,518.40; Sewer \$11,015.26; Taxroll \$58.63. Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to approve the dissipation of accounts receivable non-zero balances. Motion carried on a vote of 5 ayes and 2 nays (Coats & Berg voting 'no').

**PERSONNEL** – Kevin Schmidt has been promoted to the rank of Lieutenant in the Police department. Committee will be meeting with the Dispatcher/Clerks for negotiations on May 17, 2001.

**JUDICIAL** – Moved by Berg, seconded by Fickau, to approve the application for a 6-month Class "B" Beer License for the Mukwonago Lakers Baseball Club. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to approve the application for temporary Class "B" Beer License for the American Legion Post #375, Maxwell Street – June 9-10. Motion carried without a negative vote.

**UTILITIES** – Moved by Fickau, seconded by Fennel, to waive the permit fees for Well #5. Motion carried without a negative vote. The remaining items will remain in committee.

**PUBLIC WORKS** – McKenzie Road reconstruction and flooding in the Industrial Park will remain in committee. The Public Works Committee and the Health & Recreation Committee will be working on the Miniwaukan Road and Parking lot paving. Operating businesses out of homes was referred to the Judicial Committee.

**PLAN COMMISSION** – Moved by Fickau, seconded by Fennel, to accept the Plan Commission recommendation to change the zoning on the Fritz-Minor property from A-1 to R-4, which will have R-7 density and R-1 standards. Motion carried without a negative vote. DeBeck Annexation request will be on the May 1<sup>st</sup> agenda.

**VILLAGE CLERK:** Moved by Odier, seconded by Hurm, to adopt Ordinance 676: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote. Trustees Coats and Fennel have indicated that they will attend the new Municipal Officials Workshop in Madison on May 11<sup>th</sup>. Trustees will let the Clerk know by April 20<sup>th</sup> if they plan on attending the League of Wisconsin Municipalities Regional Dinner on May 3<sup>rd</sup> at the Holiday Inn in Waukesha. Moved by Coats,

seconded by Fennel to place the Municipal Canvass report from the April 2<sup>nd</sup> election on file in the Clerk's Office. Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to approve Resolution 2001-18: **A RESOLUTION DESIGNATING PUBLIC DEPOSITORY AND AUTHORIZING WITHDRAWAL OF VILLAGE OF MUKWONAGO MONIES.** Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to authorize the signing of the agreement for the Mukwonago River Wetland Mitigation Site Design. Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Moved by Odier, seconded by Hurm, to authorize the signing of the agreement with Scott Aviation contingent upon the Town Board approving the same. Motion carried on a vote of 6 ayes and 1 nay (Fickau voting 'no'). Moved by Berg, seconded by Hurm, to approve the agreement with RAL Motel regarding the amount due on the room tax with the change that the statement regarding 'No Stipulation' be removed. Motion failed on a vote of 1 aye and 6 nays (Berg voting 'yes'). Moved by Odier, seconded by Fennel, to accept the agreement with RAL Motel with the changes as presented. Motion carried on a vote of 6 ayes and 1 nay (Berg voting 'no'). Memo from Attorney Reilly regarding the Almont Report was referred to the Protective Services Committee for review.

**VILLAGE PRESIDENT:** Moved by Fickau, seconded by Odier, to accept the Village President's appointments of Trustees to Committees as noted here:

| <u>COMMITTEE</u>    | <u>CHAIR</u> | <u>MEMBER</u>   |
|---------------------|--------------|-----------------|
| FINANCE             | ODIER        | FICKAU & FENNEL |
| UTILITIES           | FICKAU       | BERG            |
| PUBLIC WORKS        | FICKAU       | ODIER & COATS   |
| JUDICIAL            | BERG         | HURM            |
| HEALTH & RECREATION | HURM         | COATS           |
| PROTECTIVE SERVICES | COATS        | FENNEL & BERG   |
| PERSONNEL           | FENNEL       | ODIER & HURM    |

Motion carried without a negative vote. Trustee Coats will serve on the Fire Commission as Chair of the Protective Services Committee. Trustees Fickau & Hurm will serve on the Planning Commission as Chairs of Public Works and Health & Recreation. Police Building Adhoc and Fire Building Adhoc will be combined into one committee and will consist of President Wagner and Trustees Fickau & Berg. On Monday, April 23<sup>rd</sup> at 7:00 p.m. the Village Board will have a work/training session.

**CORRESPONDENCE:** Moved by Odier, seconded by Hurm to approve the WEPCO permit for 302 Spring Street. Motion carried without a negative vote. Letter from the Lion's Club regarding the summerfeste parade was read and placed on file.

**NEW BUSINESS:** Moved by Fickau, seconded by Hurm, to approve the WEPCO permit for 1246 Wegner Drive. Motion carried without a negative vote. The Finance Committee and Village President have been asked to attend the Library Board meeting on April 30<sup>th</sup> at 7:00 p.m. at the Mukwonago Public Library. Police Adhoc will meet on April 23<sup>rd</sup> at 6:30 p.m.

Moved by Fickau, seconded by Hurm and carried to adjourn the meeting at 8:46 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board to order on May 1, 2001 at 7:30 p.m. Members present: COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Excused: FICKAU. Also present: DPW Supv Brandemuehl, Lt. LaDue, and Attorney Reilly.



Moved by Berg, seconded by Hurm, to approve the minutes of the April 17, 2001 meeting as presented. Motion carried without a negative vote.

**COMMENTS FROM THE PUBLIC:** Mr. Robert Morales, 1203 Wegner Drive, asked the Board for help in his dispute with JFK Builders regarding the damage done to his driveway approach. Clerk is to write a letter to the developer.

**COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fennel, to approve the following vouchers: Village \$33,652.78; Fire/Amb \$22,519.67; WDF \$119.04; Recycling \$2,664.00; Capital \$46,066.46; Library \$3,272.26; Cap Impvts \$15,335.36; 2001 GO \$2,725.22; Water \$78,566.43; Sewer \$4,190.78; Taxroll \$28,560.47. Motion carried without a negative vote.

**JUDICIAL** – Moved by Berg, seconded by Fennel, to approve the application for temporary Class “B” Beer license for St. James event to be held on June 9<sup>th</sup>. Motion carried without a negative vote.

**HEALTH & RECREATION** – Paving of Miniwaukan road and parking lot and the fencing of the road will remain in committee for cost estimates.

**PROTECTIVE SERVICES** – Committee will hold a joint meeting with the Towns Protective Service on May 10<sup>th</sup> at 7:00 p.m. to discuss the Almont Report. Meeting will be held at the Village Hall.

**VILLAGE ATTORNEY:** Moved by Odier, seconded by Coats, to approve the signing of the contract for the purchase of the Fire Vehicle contingent upon a performance bond submitted to the Village & Town and delivery of the vehicle to be after April 1, 2002. Cost of the truck is \$283,324.00 and 90 days before delivery they would receive \$137,153.00. Motion carried without a negative vote. The EBIX Ambulance billing agreement will be on the next agenda. The contract does not address the following issues: 1) Indemnify the Town, Village and Joint Fire Department; 2) Company to provide the Village & Town commercial general liability insurance naming the Town, Village and Joint Fire Department as additional insured parties; 3) Breach of agreement language. Village Attorney to check the confidentiality statement language and whether they should be bonded. Moved by Fennel, seconded by Hurm, to approve the signing of the Wis DOT conveyance of rights for Project 1331-08-20. Motion carried on a vote of 5 ayes and 1 nay (Berg voting ‘no’). Moved by Odier, seconded by Coats, to approve the signing of the Wis DOT conveyance of rights for Project 1331-08-22. Motion carried on a vote of 5 ayes and 1 nay (Berg voting ‘no’). Moved by Fennel, seconded by Hurm, to adopt Ordinance No. 677: **AN ORDINANCE TO ANNEX CERTAIN PROPERTY TO THE VILLAGE OF MUKWONAGO [DEBACK]**. Motion carried without a negative vote. Construction Manager Agreement for new Fire Station will be placed on the next agenda. Scott Aviation agreement will be on the next agenda. Ameritech [Cingular] Lease will be on the May 15th agenda.

**VILLAGE PRESIDENT:** Moved by Berg, seconded by Odier, to approve the Village Presidents appointment of Trustee Fennel as Fire Commission member in place of Trustee Coats. Motion carried without a negative vote. Moved by Fennel, seconded by Coats, to approve the Presidents appointment of Trustee Odier and Trustee Coats to the Census Committee and Trustee Fennel as the alternate. Motion carried without a negative vote. Moved by Berg, seconded by Fennel, to approve the Mukwonago Chief as the Village’s Official Newspaper. Motion carried without a negative vote.

**CORRESPONDENCE:** Letter from Mr. Vick & Mr. Lammers regarding the 2001 Village Run was referred to Health & Recreation Committee. Letters from 6<sup>th</sup> grade class regarding a Teen Center was referred to Health & Recreation Committee. Special Household Hazardous Waste Collection date will be May 19<sup>th</sup> from 8:00 a.m. to 12:00 Noon with the drop off site being the Municipal Garage at 630 Highway ‘NN’. Letter regarding increased train traffic was received

and the Clerk will respond to the Surface Transportation Board in Washington, DC with copies to our U.S. and State Representatives.

**NEW BUSINESS:** Moved by Berg, seconded by Fennel, to approve the signing of the WEPCO Permit for 1234 Williams Drive; 446 Eastern Trail; 1240 & 1204 Wegner Drive. Motion carried without a negative vote.

Moved by Odier, seconded by Hurm and carried to adjourn the meeting at 8:22 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board to order on May 15, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM & WAGNER. Plan Commission Members present: Wagner, Fickau, Hurm and Townsend. Excused: Hankovich, Meehan & Wilm. Also present: Attorney Reilly, Chief Winchowky, WWTP Supv Olbinski, DPW Supv Brandemuehl, Chief Rolfe, Planner Heinig, Engineer Peot, Water Supv Walenczyk.

President Wagner announced that the Village Board would be adjourning into closed session at the close of the regular meeting pursuant to State Statute 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. – Department Directors.

President Wagner announced that a Joint Public Hearing would be held by the Village Board, Plan Commission and a Staff Representative of the Waukesha County Department of Parks and Land Use to rezone property [former county garage] from A-1 [Agricultural District] to R-2 [Residential district]. Public Hearing was opened at 7:32 p.m. Following citizens appeared against the rezoning: Richard Pearson, 305 Eagle Lake Ave [business address]; Wade Brueser, 387 Eagle Lake Ave; Robert Brinkman, 615 Crestview Lane; James Shaw, 410 Lake St; Karen Stirmel, 415 Lake Street; Arthur Francke, 420 Lake Street. Concerns were: drainage, retention pond, size of proposed lots, area should be preserved, and additional buildings would give area more water problems. Donna Rush, 915 Kims Lane, asked if property was low income or affordable? No one appeared for the County and the issue was referred back to the Plan Commission for a recommendation.

Treasurer, Mileage, Police, and Fire reports for the Month of March were placed on file in the Clerk's Office.

Moved by Berg, seconded by Hurm, to approve the minutes of the May 1, 2001 meeting as presented. Motion carried without a negative vote.

#### **COMMENTS FROM THE PUBLIC:**

Tom Jones, 401 Lois Street – concern over the water runoff from the neighbors property through his property. Property across the street does not have a culvert to properly drain the area.

Robert Morales, 1203 Wagner Drive – property damage to driveway. Both parties will be invited to a meeting to discuss the issue.

Dennis Obryan, 169 Baron Road – would like to see blacktop curbs on both sides of the road in Miniwaukan Park. Would also like to see the cost for the other parking lot. Referred to Health and Recreation.

#### **COMMITTEE REPORTS:**

*FINANCE* – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$37,410.54; Fire/Amb \$2,772.43; Recycling \$11,947.67; Equipment \$13,203.46; Library \$14,297.51; Capt Impvts \$198,550.89; 2001 GO \$4,000.00; Water \$31,229.07; Sewer \$2,849.24; Taxroll \$15,128.37. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to increase the petty cash amount for the Police Department from \$100.00 to \$250.00. Motion carried without a negative vote. Finance Chairperson Trustee Odier gave an update report on the capital improvement projects funding and future bond items.

*HEALTH & RECREATION* – Trustee Hurm asked that the Gazebo location be on the next agenda. Instructed DPW Supv to proceed with having the bid documents prepare for bidding the paving of park roads in Miniwaukan Park and prepare for the improvements to the smaller parking lot.

*JUDICIAL* – Home businesses will stay in committee.

*BUILDING ADHOC* – Moved by Fickau, seconded by Odier, to approve the change orders for the Police Department remodeling: Contracts – 013 for \$1,041.00; 014 for \$702.00; 015 for \$276.00; 017 for \$2,158.00; 020 for \$1,045.00; 021 for \$30,166.00; 022 for \$1,293.00; 023 for

\$250.00; 027 for <\$274.00>; 028 for <\$300.00>; 029 for <\$975.00>; and hold 019 for further review. Motion carried without a negative vote.

*UTILITIES* – Moved by Fickau, seconded by Coats, to approve change order #4-Well #6 pumping station for a net decrease of \$1,012.80. Motion carried without a negative vote.

*PROTECTIVE SERVICES* – The Village and Town of Mukwonago Protective Services Committees will hold a joint meeting on May 22<sup>nd</sup> at 7:00 p.m.

**VILLAGE CLERK** – Moved by Fickau, seconded by Hurm, to approve Resolution 2001-19: **A RESOLUTION PROVIDING FOR REIMBURSEMENT OF SEWER MAIN EXTENSIONS INSTALLED AND PAID FOR BY TIMOTHY AND KAREN SPERSTAD.** Motion carried on a vote of 6 ayes and 1 nay [Fennel voting ‘no’]. Moved by Odier, seconded by Fennel, to approve the 2001 sub grantee agreement for CDBG funds in the amount of \$7,359.00 for construction of a Pedestrian Link. Motion carried without a negative vote.

**VILLAGE ATTORNEY** – EBIX Ambulance Billing was referred to the June 5<sup>th</sup> meeting. Town is checking on some insurance issues. Moved by Odier, seconded by Fickau, to approve the Construction Manager Agreement between the Village of Mukwonago and Berg Construction, Inc., for the construction of the proposed Fire Station. Motion carried on a vote of 6 ayes and 1 nay [Berg voting ‘no’]. Moved by Odier, seconded by Coats, to accept the Scott Aviation agreement as drafted. Motion carried on a vote of 6 ayes and 1 nay [Fickau voting ‘no’]. Moved by Berg, seconded by Coats, to approve the Ameritech Lease [now known as Cingular] for the described length of the lease and the payment schedule. Lease is 20 years and payment is \$6,000.00 per year and increases every 5<sup>th</sup> year by 25%. Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to approve Resolution 2001-20: **A RESOLUTION AUTHORIZING THE SALE OF THE SOUTHERN HALF OF LOT 2, BLOCK 3, FIELD PARK SUBDIVISION TO ROBERT AND SHIRLEY BROWN;** Resolution 2001-21: **A RESOLUTION AUTHORIZING THE SALE OF THE SOUTHERN HALF OF LOT 2, BLOCK 3, FIELD PARK SUBDIVISION TO THEODORE AND REBECCA BACHHUBER;** and the supporting documents. Motion carried without a negative vote [Berg abstained].

**VILLAGE PRESIDENT** – Moved by Odier, seconded by Fickau, to approve the President’s appointment of Donna Rush to a 3-year term on the Fire Commission. Motion carried without a negative vote. Moved by Coats, seconded by Fickau, to approve the President’s appointment of Donna Rush to fill the unexpired term of Dale Fennel to the Police Commission. Motion carried without a negative vote.

**NEW BUSINESS** – Moved by Fickau, seconded by Hurm, to authorize the Village President to sign the WEPCO permit for Bayview Road [bypass]. Motion carried without a negative vote.

Moved by Fickau, seconded by Coats, to adjourn at 8:34 p.m. into closed session meeting pursuant to State Statute 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. – Department Directors. Motion carried unanimously upon roll call.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Mukwonago Village Board to order on June 5, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Attorney Reilly, Chief Winchowky, Lt. LaDue.

President announced that the Village would be going into closed session at the end of the regular meeting pursuant to State Statute 19.85(1)(g).

Moved by Fickau, seconded by Fennel, to approve the minutes of the May 15<sup>th</sup> Board meeting as presented. Motion carried without a negative vote.

**COMMENTS FROM THE PUBLIC:**

Mr. Tom Berg, Berg Construction, Inc., River Crest Court – commented on the statement made by Trustee Berg that appeared in the paper regarding the use of the Village Attorney by the Construction Manager for the Police Building Remodeling project. Mr. Berg stated that as Construction Manager he couldn't give legal advice or opinions to the Village that it must come from the Village Attorney.

**COMMITTEE REPORTS:**

**FINANCE** – Village \$88,350.63; Fire/Amb \$36,140.24; WDF \$1,000.00; Recycling \$3,428.18; EDC \$4.40; Capital \$1,768.66; Library \$9,177.29; Capt Impvts \$131,091.03; 2001 GO \$62,570.10; Water \$130,718.31; Sewer \$18,108.34; Taxroll \$323,534.10. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to accept the 2000 Annual Audit Report as presented by the Village Auditors. Motion carried without a negative vote.

**PERSONNEL** – Before the Committee does anything with the WWTP Supt position it would the Clerk to do a salary survey for comparison purposes.

**BUILDING ADHOC** – Moved by Fickau, seconded by Fennel, to approve the following change orders: #19-landscaping \$1,552.00; #38-fire alarm system in basement \$2,215.00; #41-parking lot topsoil removed and reworking entrance on Front St. \$48,304.00; #43-CA closet work \$19,812.00 not to exceed amount; #44-conduit underground & remove and relocate light pole base \$4,450.00; #45-paint finish and floor finish in old garage area \$1,812.00; #46 there will be no change in this contract; #47-replace existing windows (10), provide and install aluminum doors (6) \$11,090.00, and #48-add receptacle in men's bathroom \$115.00. Motion carried without a negative vote. The work on the cabinet and paneling in the courtroom cost will come from the furniture budget. No action will be required. Expected occupancy date is July 9<sup>th</sup>.

**PROTECTIVE SERVICES** – Committee recommendations regarding the Almont report will be sent to the Village Attorney for review. Next Joint Protective Services meeting will be June 26<sup>th</sup> at 7:00 p.m. at the Town Hall. Moved by Coats, seconded by Fickau, that the new Engine contract be changed from our former motion to a delivery date on 01-01-02. Motion carried without a negative vote.

**VILLAGE CLERK:** The Village has received a check from FEMA for the snowstorm cost of last year in the amount of \$7,639.41.

**VILLAGE ATTORNEY:** Moved by Odier, seconded by Fennel, to accept and authorize signing of the contract with EBIX so long as the town signs the agreement at their next scheduled meeting. EBIX will do the ambulance billings. Motion carried without a negative vote. Bay View Road will be closed to traffic from August 3 to August 6 for railroad track repairs. The railroad will pay and provide the barricades and detour signs. The Railroad Commission has scheduled a meeting for July 17, 2001 at the Village Hall regarding the road construction when the Plank Road crossing was closed. Moved by Fickau, seconded by Hurm, to adopt Ordinance 678: **AN ORDINANCE TO MODIFY VILLAGE ORDINANCE SECTION 58-31 (d) RELATING TO THE OPERATION AND REGULATIONS OF PARKS, PLAYGROUNDS AND RECREATIONAL AREAS.** Motion carried without a negative vote. Moved by Fickau, seconded by Coats, to approve the contract with Scott Aviation subject to Town approval. Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to approve the

lease agreement with Cingular (formerly Ameritech) to extend the tower on the south Water Tower. Motion carried without a negative vote.

**VILLAGE PRESIDENT:** The August 7<sup>th</sup> Board Meeting we will have a presentation by the Historic Preservation Committee. We will try and keep the agenda to only the necessary things that have to be taken care of. The Clerk is to look at whether we can cancel the July 3<sup>rd</sup> meeting because of the July 4<sup>th</sup> holiday since people may be on vacation. Moved by Fickau, seconded by Odier, to approve the President's appointments as listed:

| <b>Committee</b>          | <b>Member</b>                  | <b>Expiration date</b> |
|---------------------------|--------------------------------|------------------------|
| Economic Development      | Rich Hacker, business member   | 2004                   |
|                           | William Warnke, citizen member | 2004                   |
| Library Board             | Jane Sockrider, citizen member | 2004                   |
| Building & Zoning Appeals | Terry Kelly                    | 2004                   |
|                           | Rick Debe                      | 2004                   |
| Police Commission         | Thomas Stobber                 | 2004                   |
|                           | James Naybert                  | 2004                   |
| Tourism Commission        | Joe Romdenne, Chamber Member   | 2002                   |
|                           | William Kasch, business member | 2002                   |
|                           | Marge Stobber, citizen member  | 2002                   |
|                           | Robert Long, Motel repr        | 2002                   |
| Historic Preservation     | Barbara Beier, citizen member  | 2004                   |
|                           | Roger Walsh, citizen member    | 2004                   |
| Weed Commissioner         | Wayne Craig                    | 2003                   |

Motion carried without a negative vote. Moved by Berg, seconded by Coats, to approve the appointments to the Board of Review of the Village President, Trustees Odier, Fennel, Hurm (one of these will be the alternate); to the Joint Review Board for T.I.F. will be President Wagner as Board representative and John Meehan as Citizen member. Motion carried without a negative vote.

**CORRESPONDENCE:** Letter from U.S. Dept of Commerce on the 2000 Census giving the population of 6162 and the housing count. Information is on file in the Clerk's Office. Letter from Duluth Iron Carrier regarding the merger of the railroad with Canadian Railway, Village President will send a response. President & Clerk will check with property owners on Oakland, namely the Feed Mill and Lumber Yard to see if they have any issues with traffic and if they would be restricted with this.

**NEW BUSINESS:** Moved by Odier, seconded by Hurm, to approve the WEPCO permit for 702 Eastern Trail and the Utility Work for the Mukwonago Bypass. Motion carried without a negative vote.

Moved by Fennel, seconded by Hurm, to adjourn into closed session at 8:29 p.m. pursuant to State Statute 19.85(1)(g); conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved – (1) Status of Town of East Troy vs. Village of Mukwonago and (2) Consideration to intervene in the consolidation of East Troy, Village and Town. Motion carried unanimously upon roll call.

Bernard W. Kahl, MMC  
Village Clerk

Clerk Kahl called the Village Board meeting to order on June 19, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, & HURM. Excused: WAGNER. Also present: Librarian McBride, Chief Winchowky, Chief Rolfe, Attorney Reilly, DPW Supv Brandemuehl, Engineer Peot.

Moved by Fennel, seconded by Odier, to nominate Trustee Fickau as acting President. Motion carried without a negative vote. Announcement of adjournment into closed session after the regular meeting pursuant to State Statute 19.85(1)(g). Moved by Berg, seconded by Hurm, to approve the minutes of the June 5<sup>th</sup> meeting as presented. Motion carried without a negative vote. Treasurer, Mileage, Police and Fire Reports for May were placed on file in the Clerk's Office.

#### **COMMENTS FROM THE PUBLIC:**

Joe Rice, 428 Blood Street – asked about raw sewage that was pumped into the Lake after the June 11<sup>th</sup> storm. With the power out the lift station needed to be flush or the sewage would back up into people's basements. Reports were filed with the DNR.

Dennis O'Bryan, 169 Baron Road – asked when the Village would finish repairing McKenzie Road. Village will have the work started as soon as the ground dries.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fennel, to approve the following vouchers: Village \$87,805.74; Fire/Amb \$14,171.81; Recycling \$11,472.78; Capt Equip \$1,373.70; Library \$12,849.24; Cap Projects \$188,419.10; 2001 GO \$72,157.55; Water \$68,994.19; Sewer \$17,960.79. Motion carried without a negative vote. Request for credit cards will remain in committee.

**PERSONNEL** – Clerk is to publish ad for Sewer Plant personnel position.

**HEALTH & RECREATION** – No one showed so no action was taken on the stray dogs complaint. DPW Supv has all the information needed for the Heritage Days event. Miniwaukan Park paving project will be bid with opening of bids on July 11<sup>th</sup>. Gazebo location will be in Indian Head Park and the item will be on the next agenda for approval of the location. Letters regarding the teen center will be discussed at the next committee meeting.

**JUDICIAL** – Operating businesses out of homes was tabled. Moved by Berg, seconded by Fennel, to approve the Temp Class B Beer license for the American Legion Post 375 for July 21 & 22. Motion carried without a negative vote. Moved by Berg, seconded by Hurm, to approve the Temp Class B Beer license for the Croation Fraternal Union for July 14. Motion carried without a negative vote. Moved by Berg, seconded by Odier, to approve the 2001-2002 renewal applications for Beer/Liquor licenses except for K & B's Tap. Motion carried without a negative vote. Moved by Berg, seconded by Fennel, to approve the application for Class "B Beer & Liquor" license renewal subject to passing the Fire Inspection and if they do not pass they can request a hearing before the Judicial Committee. Motion carried without a negative vote. Moved by Berg, seconded by Fennel, to approve the 2001-2002 renewal applications for Operators Licenses. Motion carried without a negative vote. Committee feels it is not necessary to install a stop sign at the intersection of Pearl and Pleasant Street. Moved by Berg, seconded by Hurm to have the Clerk send a letter of rebuild for the property located at 210 Field Street as long as existing ownership does not change. Motion carried without a negative vote.

**BUILDING ADHOC** – Committee approved of the vinyl wallpaper in the courtroom and the expense is to come from the furniture budget.

**UTILITY** – Moved by Berg, seconded by Fennel, to accept the committee's recommendation to install reflection bands on each of the hydrants in Two Rivers Subdivision. Motion carried without a negative vote. Moved by Fickau, seconded by Fennel, to approve Change Order #1 for Well #5 at an increase in the contract of \$5,395.00. Motion carried without a negative vote.

New meeting dates and times for the Utility & Public Works Committees will meet on the 2<sup>nd</sup> Monday at 6:30 pm and 6:45 pm.

**PUBLIC WORKS** – The Village Engineer was asked to update the Board on the current projects. Committee is still reviewing the Building Permits, Library Impact Fee, and the Culverts on Lois Street.

**ECONOMIC DEVELOPMENT** – Moved by Berg, seconded by Hurm, to approve the extension of construction time for Ben Madey to June 1, 2002. Motion carried without a negative vote.

**PLAN COMMISSION** – Moved by Odier, seconded by Hurm, to accept the Plan Commission recommendation to rezone the former Waukesha County Highway property on Westside Avenue from A-1 to R-2. Motion carried without a negative vote. Moved by Fennel, seconded by Coats, to accept the Plan Commission recommendation to have the Village Attorney and Village Planner to draft an Ordinance to grandfather Industrial Park landowners to the setbacks that were established prior to the changes made in 1996. Motion carried without a negative vote. Moved by Fennel, seconded by Hurm, to accept the Plan Commission recommendation to approve the Developer Agreement for Hawk Ridge Condo contingent upon final reviews by Village Department heads and the Village Engineer and contingent upon the Village Attorney receiving proof that Mr. Joe Grascch is the owner of property. Motion carried without a negative vote.

**VILLAGE CLERK:** Moved by Coats, seconded by Odier, to accept the Engineers recommendation to award bids for the Bay View Road Clearing and Grubbing to Berg Construction Inc., in the amount of \$52,875.00 and authorize the signing of the notice of award. Motion carried without a negative vote. Moved by Odier, seconded by Fennel, to accept the Engineers recommendation to award bids for the CTH NN and STH 83 Water Main, Front Street Sanitary Sewer, and Bay View Road hydrant relocations to Super Excavator Inc., in the amount of \$425,610.00, which includes alternate bid #1 and authorize the signing of the notice of award. Motion carried without a negative vote. Moved by Odier, seconded by Hurm, to approve Ordinance No. 679: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO.** (Waukesha County Land, 1974-923) Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Moved by Odier, seconded by Fennel, to approve Resolution No. 2001-22: **RESOLUTION ON THE MERGER OF THE VILLAGE AND TOWN OF EAST TROY.** The Resolution's main point was read into the minutes. Motion carried without a negative vote.

Moved by Fennel, seconded by Odier, to adjourn into closed session at 8:36 p.m. pursuant to State Statute 19.85(1)(g): Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved-Plank Road Crossing. Motion carried unanimously upon roll call.

Bernard W. Kahl, MMC  
Village Clerk



Closed session was held on June 19 at 8:42 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, & HURM. Also present: Clerk Kahl, Attorney Reilly, and Engineer Peot. Discussion was the Plank Road closing and construction of a 'Y'; 'T'; or Cul du Sac. After much discussion, an opinion of the board members present they decided to poll the members. Board members proposing a 'Y': Fickau, Odier, & Fennel. Board members proposing a 'Cul du Sac': Coats, Berg, & Hurm. Moved by Berg, seconded by Fennel, to refer the issue to the Village President to make a decision on whether we should do a 'Y' or a Cul du Sac. Motion carried without a negative vote.

Moved by Odier, seconded by Berg and carried to adjourn the meeting at 9:31 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order at 7:30 p.m. on June 28, 2001. Members present: FICKAU, ODIER, FENNEL, BERG, HURM, & WAGNER. Excused: COATS. Also present: Chief Winchowky.

Moved by Fickau, seconded by Fennel, to approve the minutes of the June 19<sup>th</sup> meeting as corrected. Motion carried without a negative vote. [charge card item was to listed under Finance instead of Personnel]

**COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$13,408.38; Fire/Amb \$19,492.21; Equip \$2,486.18; Recycling \$2,667.00; Library \$2,153.83; Capt Impvts \$26,776.33; 2001 GO \$4,328.43; Water \$10,958.35; Sewer \$2,979.17; Taxroll \$28,499.66. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to approve the purchase of the Banyon Data Real Estate Tax Software Program at a cost of \$4,290.00. Motion carried without a negative vote.

**JUDICIAL** – Moved by Berg, seconded by Fickau, to approve the Class A Beer License to Clark Retail, 301 Main Street, with an effective date of July 5<sup>th</sup>. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to approve the release of K & B's Tap, 111 N. Rochester Street, Class B Beer/Liquor license. A favorable Fire Inspection report has been received. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to approve the operator's license for Claudia Dorband. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to approve the operator's license for Cynthia A. Smith. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to approve the operator's license for Amy B. Rankin. Motion carried without a negative vote.

**HEALTH & RECREATION** – In the summer time we see more stray dogs in the Village, a reminder to the residents that they should get a license for these pets so when they are caught they can be returned to the owner.

**VILLAGE ATTORNEY:** Moved by Fickau, seconded by Odier, to approve Resolution 2001-23: ***A RESOLUTION TO APPROVE THE TRANSFER OF PROPERTY FROM THE VILLAGE OF MUKWONAGO TO THE STATE OF WISCONSIN DEPARTMENT OF TRANSPORTATION;*** and to approve Resolution 2001-24: ***A RESOLUTION TO AUTHORIZE THE DEDICATION OF VILLAGE OWNED PROPERTY TO BE USED SOLELY FOR ROADWAY PURPOSES.*** Motion carried without a negative vote.

**VILLAGE PRESIDENT:** Moved by Odier, seconded by Fickau, to approve the appointment of Trustee Coats to the Park Adhoc Committee. Motion carried without a negative vote.

**NEW BUSINESS:** Moved by Odier, seconded by Fennel, to authorize the signing of the WEPCO permit for utility work on the Mukwonago Bypass. Motion carried without a negative.

Moved by Fennel, seconded by Odier and carried to adjourn the meeting at 7:44 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order on July 17, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Attorney Reilly, DPW Supv Brandemuehl, Chief Rolfe, WWTP Supv Olbinski, Lt. Schmidt, & Engineer Peot.

The Treasurer, Mileage, Police and Fire reports for the month of June were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Coats, to approve the minutes of the June 28<sup>th</sup> meeting as presented. Motion carried without a negative vote.

**COMMENTS FROM THE PUBLIC:**

Fire Chief informed the Board that burning permits for the Town and Village of Mukwonago have been suspended for the present time.

**COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$71,406.70; Fire/Amb \$7,034.16; Recycling \$11,083.99; Capital \$424.11; Library \$6,941.61; Capt Imp \$183,523.81; GO 2001 \$4,347.95; Water \$107,085.55; Sewer \$8,193.00. Motion carried without a negative vote. Committee will be looking at some guidelines for use of credit cards, item will be held in committee.

**HEALTH & RECREATION** – Moved by Hurm, seconded by Coats, to approve the renewal of the HAWS Contract, and the contract should reflect the new address of the Village Hall. Motion carried without a negative vote. Committee has decided that the Gazebo will be located in Indian Head Park. Letters from 6<sup>th</sup> graders was referred from the committee to a group in the private sector who is looking at creating a teen center. Committee does not feel we can do anything about the goose droppings in our parks. Playground equipment for Miniwaukan Park will be discussed during budget time.

**JUDICIAL** – Moved by Berg, seconded by Fennel, to approve the Temporary Class B Beer license for the American Legion Post #375 for August 18 & 19, 2001. Motion carried without a negative vote. Moved by Berg, seconded by Hurm, to approve the Operators Licenses for: Jacquelyn P. Billings; Thomas J. Vukelich; Andrew J. Maxfield, Jr.; David A. Felske; & Patricia A. Franklin. Motion carried without a negative vote.

**UTILITIES** – Village Engineer will furnish the committee with prices for an emergency generator for Atkinson Lift Station and where to place it. Well #5 is still on the targeted completion date. Water Utility position was referred to the Personnel Committee. Sludge Study report was referred to the next meeting.

**PUBLIC WORKS** – Limits on the number of building permits issued each year will go through the Planning Commission by approving development of subdivisions in phases. Holes in the curb on Baron Road in the Meadow Park Estates Subdivision, was referred to the Village Attorney.

**VILLAGE ENGINEER** – Wolf Paving Co. Inc., was the low bidder for the Miniwaukan Park Paving project. The base bid was \$34,972.50 and the alternate bid was \$32,829.75. The Board has several options available. **Option 1:** Award Base Bid only – Base Bid (pave access drive) \$34,972.50; design \$3,500.00 plus Construction Review & Administration \$4,000.00 for a total cost of \$42,472.50. **Option 2:** Award Base Bid and All alternate bid items – Base Bid \$34,972.50; Alternate Bids 1-7 (construct 20' parking lot extension and pave lot) for \$27,071.25; Alternate Bid 8 (pavement markings in parking lot) 4 for \$5,822.50; Design \$3,500.00 and Review and Administration \$4,000.00 for a total cost of \$75,366.25. **Option 3:** Award Base Bid and Alternate Bid items 1-7 – Base Bid \$34,972.50; Alternate Bids 1-7 \$27,071.25; Design \$3,500.00 and Review & Administration \$4,000.00 for a total cost of \$69,543.75. **Option 4:** All of Option #3 less the paving work for parking lot. Cost for Option #4 would be \$53,768.00.

Trustees were asked for comments. Changes proposed were: delete curbing, put in fence, and add speed bumps. Item was referred to Health & Recreation Committee to bring back a recommendation for the next meeting.

**VILLAGE CLERK:** The Redistricting Committee has reviewed the new Ward Boundary descriptions and maps. Moved by Odier, seconded by Coats, to approve Resolution 2001-25: **RESOLUTION TO REVISE THE WARD MAP FOR THE VILLAGE OF MUKWONAGO-WAUKESHA COUNTY.** Motion carried without a negative vote. Moved by Odier, seconded by Coats, to approve Resolution 2001-26: **RESOLUTION TO REVISE THE WARD MAP FOR THE VILLAGE OF MUKWONAGO-WALWORTH COUNTY.** Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Sale of the Village Fire Station – Attorney informed the Board that he has received an option to purchase the Fire Station from the Village. Attorney has several issues and proposed changes that he will discuss with the company. Fire Chief will develop a list of items to be removed from the building.

**VILLAGE PRESIDENT:** President Wagner submitted the name of Loren Tieman, S86 W30432 Stonegate Drive for appointment to the Economic Development Committee to fill the unexpired term of Dennis Behling, 2003. Moved by Fickau, seconded by Coats, to approve the President's appointment. Motion carried without a negative vote. The August 7<sup>th</sup> meeting will be a short meeting followed by a presentation by the Historic Preservation Committee.

**CORRESPONDENCE:** SEWRPC Report on the *LAND USE PLAN FOR WALWORTH COUNTY, 2020* is on file in the Clerk's Office. A letter should be sent to SEWRPC stating that the plan does not match our Master Plan and send a copy of our Master Plan. Waukesha County Executive Finley regarding the Town Hall meeting on the County Budget. Placed on file. Letter from Attorney Wagner, Falconer & Judd, Ltd., was referred to the Village's Insurance Carrier and the Public Works Committee. Who is responsible for constructing the ditch? Clerk to review the Developers Agreement.

**NEW BUSINESS:** Moved by Odier, seconded by Berg, to authorize the Village President to sign the WEPCO permits for Well #5; 508 Eastern Trail; 1309 Two Rivers Court; and STH 83. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to authorize the Village President to sign the Centurytel Permit to bury telephone cable on Spring Street. Motion carried without a negative vote. Moved by Fennel, seconded by Berg, to authorize the Village President to sign the WEPCO Permit for installation of a streetlight at the intersection of McKenzie Road and Baxter Drive and at 111 Front Street. Motion carried without a negative vote.

Moved by Fennel, seconded by Berg and carried to adjourn the meeting at 8:26 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order at 7:00 p.m. on August 7, 2001. Present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Attorney Reilly and Chief Winchowky.

Moved by Fickau, seconded by Fennel, to approve the minutes of the July 17, 2001 Board meeting as submitted. Motion carried without a negative vote.

**COMMENTS FROM THE PUBLIC:** Dennis OBryan, 169 Baron Road, voiced his concerns on the paving for Miniwaukan Park roadway and opposed to having Walgreen's located in the downtown area. Mike Hamilton, 505 Baron Road; Kurt Wilm, 517 Baron Road; and Jennifer Brzakala, 509 Baron Road; each voiced opposition to having a fence placed along the roadway in the Miniwaukan Park.

**COMMITTEE REPORTS:**

**FINANCE** - Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$67,090.74; Fire/Amb \$23,574.59; Recycling \$11,122.17; Capital \$5,220.32; Library \$5,279.66; Capt Impvts \$234,834.07; 2001 GO \$6,690.09; Water \$24,956.85; Sewer \$12,902.52; Taxroll \$30,305.52. Motion carried without a negative vote.

**JUDICIAL** - Moved by Berg, seconded by Fennel, to approve the operator licenses for Julia L. Frankenstein, Pamela S. Grubb, Bonita K. Heth, and Benjamin D. Jones. Motion carried without a negative vote. Moved by Berg, seconded by Hurm, to approve the operator license for Gordon L. Riek. Motion carried without a negative vote.

**HEALTH & RECREATION** - Moved by Coats, seconded by Odier, to accept the bid of Wolf Paving in the amount of \$53,569.00 for the Miniwaukan Paving project, this includes Engineering expense. Project is also to include additional speed bumps in the road. Motion carried without a negative vote. Playground equipment will remain in committee.

**UTILITIES** - Moved by Fickau, seconded by Odier, to approve Change Order #2 for Well #5 in the amount of \$390.00. Motion was defeated by unanimous vote. Item was referred to the next agenda.

**VILLAGE CLERK:** Moved by Odier, seconded by Fennel, to approve the offerings for the Bypass property acquisitions for parcels #1 & #7 in the amount of \$15,000 and \$100,000 respectively. Motion carried on a vote of 4 ayes and 3 nays (Fickau, Coats, & Berg voting 'no'). Moved by Berg, seconded by Fickau, to approve Resolution 2001-27: ***AN INITIAL RESOLUTION FOR REVENUE BONDS WHICH ALSO CONSTITUTES A RESOLUTION DECLARING OFFICIAL INTENT TO REIMBURSE EXPENDITURES ON THE PROJECT WITH PROCEEDS OF A TAX-EXEMPT BORROWING.*** Motion carried without a negative vote. Moved by Fickau, seconded by Coats, to approve Resolution 2001-28: ***A RESOLUTION WAIVING THE PUBLIC BIDDING REQUIREMENTS OF WISCONSIN STATUTES SECTION 66.1103(11)(b) 1.*** Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Letter of Credit for Two Rivers of Mukwonago Subdivision was referred to the next agenda. Moved by Fickau, seconded by Berg, to approve the purchase of the Fire Department Vehicle and Performance Bond with the Village's cost of the bond at \$317.33. Motion carried on a vote of 6 ayes and 1 nay (Hurm voting 'no').

**VILLAGE PRESIDENT:** Moved by Odier, seconded by Fennel, to approve the Village Presidents appointment of Patti Muraczewski to the Tourism Committee. Motion carried without a negative vote. Moved by Fennel, seconded by Fickau, to approve the Village Presidents appointment of Julie Howard to the Tourism Committee. Motion carried without a negative vote.

**CORRESPONDENCE:** Moved by Coats, seconded by Fennel, to approve the petition of the residents of the Baron Road area for a Block Party to be held on August 19, 2001. Motion carried without a negative vote.

**NEW BUSINESS:** Moved by Fickau, seconded by Odier, to authorize the Village President to sign the WEPCO Permit for underground utility work at the Mukwonago substation. Motion carried without a negative vote. Moved by Fennel, seconded by Berg, to authorize the Village President to sign the WEPCO Permit for utility work in connection with the Mukwonago Bypass. Motion carried without a negative vote. Moved by Fennel, seconded by Fickau, to authorize the Village President to sign the WEPCO application for electric service to Well #5. Motion carried without a negative vote.

Moved by Fennel, seconded by Berg and carried to adjourn the meeting at 7:43 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the meeting of the Village Board to order on August 21, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM & WAGNER. Plan Commission members present: FICKAU, WILM, TOWNSEND, MEEHAN, HURM, HANKOVICH, & WAGNER. Also present: Librarian McBride, Attorney Reilly, Chief Winchowky, Chief Rolfe, DPW Supv Brandemuehl, WWTP Supv Olbinski, Water Supv Walenczyk, Bldg Insp Hankovich, and Engineer Peot.

Public hearing on the change of zoning request for the Fire Station property from P-1 to B-2 was opened at 7:31 p.m. Speaking against the change of zoning: Barb Elwood, 301 Pleasant St; Dennis Obryan, 169 Baron Road; Marge Stobber, 301 Grand Ave; Darrell Cottrell, 118 Shore Dr; Pat Vandehey, S95 W33195 Crystal Ct; M. Meacham, 122 Eagle Lake Ave; Dennis Behling, 943 Bay View Cir; Izetta Schoenrock, 300 Park Ave; Mike Hamilton, 505 Baron Road; Ann Selkie, 603 Grand Ave; Don Stark, 216 N. Rochester St; Barb Hogan, 424 Field St; Jeff Semrow, 619 Division St; Jean Cottrell, 118 Shore Dr; Amy Krahn, 301 Pearl St; Stephanie Klinger, 436 Atkinson St; Beth Dums, 315 S. Rochester St; Dana Houk, 411 Pleasant St; David Halverson, S78 W31194 Sugden Rd; Alan Zinda, 300 Grand Ave; Tom Stobber, 301 Grand Ave. Speaking in favor of the change of zoning: Mike Durso, 214 N. Rochester St. Public hearing was closed at 8:17 p.m.

The Treasurer, Mileage, Police and Fire Reports for the Month of July were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Fennel, to approve the minutes of the August 7, 2001 meeting as presented. Motion carried without a negative vote.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded Fickau, to approve the following vouchers: Village \$24,127.42; Fire/Amb \$8,414.09; Recycling \$1,035.35; Capital \$2,432.28; Library \$4,852.93; Capt Impvts \$7,236.54; 2001 GO \$49,802.25; Water \$75,289.70; Sewer \$19,964.12; Taxroll \$470,163.04. Motion carried without a negative vote. Moved by Odier, seconded by Coats, to approve the dissipation of accounts receivable non-zero balance in the amount of \$19,585.18. Motion carried without a negative balance. Moved by Odier, seconded by Fennel, to approve Resolution 2001-29: **A RESOLUTION AUTHORIZING REDEMPTION OF A PORTION OF \$3,115,000 SEWERAGE SYSTEM REFUNDING REVENUE BONDS DATED DECEMBER 1, 1991.** Motion carried without a negative vote. Credit card use and guidelines was given out to the Board Members and will be placed on the next agenda for consideration.

**UTILITIES** – Village Engineer will review the Atkinson Lift Station capacity. Currently we are at 50%, when new subdivisions go on line the Engineer will look at the operation regarding placing an emergency generator on site. Change Order #2 for Well #5 will be taken care of by the Village Engineer. Utility Director job description was referred to the Utility, Public Works, and Personnel Committees for review. Village Engineer reported on the Sludge Study. Cost for sludge storage facility would be about \$62,000.00. Plan must be submitted to the DNR for approval. Funds for the equipment will come from the Replacement Fund. Moved by Fickau, seconded by Odier, to authorize the Village Engineer to submit the report to the DNR for approval. Motion carried without a negative vote.

**PERSONNEL** – Water Utility position will stay in committee for review. Interviews will be conducted this week for the Utilities Director's position.

**HEALTH & RECREATION** – Committee reviewed the petition for playground equipment at Miniwaukan Park. Committee would like to see future subdivision be required to set aside money for playground equipment in the subdivision parks. Volleyball courts and Gazebo is still being discussed in committee.

**JUDICIAL** – Moved by Berg, seconded by Fennel, to approve the Temporary Class B Beer License for the American Legion Post #375 for September 8 & 9, 2001. Motion carried without a negative vote. Moved by Berg, seconded by Coats, to approve the Temporary Class B Beer License for St. James Parish for September 8-10, 2001. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to approve the operator's licenses for Helen M. Miller and Dawn A. Lovas. Motion carried without a negative vote. One operator's license was not approved. Applicant to be sent letter stating so, and that hearing can be requested.

**PROTECTIVE SERVICES** – Committee has gone through #11 of the Almont Report. Copy of the committee recommendations is being forwarded to the Village Attorney for comment.

**PUBLIC WORKS** – Village Engineer reported that McKenzie Road should be completed the 1<sup>st</sup> week of September. The committee offered Richard Roy, Industrial Park tenant, that the Village would pay ½ of the cost for grading the front yard. The owner refused the offer so it reverts back to the original contract.

**PLAN COMMISSION** – Moved by Fickau, seconded by Fennel, to accept the Plan Commission recommendation to approve the developer's agreement for Fair Winds Subdivision, subject to the approval by the department heads, Village Attorney, and Village Engineer. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to accept the Plan Commission recommendation to waive all non-bonded fees for construction of the Food Pantry. Motion carried without a negative vote. Moved by Odier, seconded by Hurm, to accept the Plan Commission recommendation to waive the requirement that the Food Pantry install the 8' bike path at this time, contingent upon them signing a statement that they understand they will be assessed when the bike path is constructed along Eagle Lake Avenue at a later date. Motion carried without a negative vote. Moved by Fennel, seconded by Hurm, to accept the Plan Commission recommendation to approve the CSM for Citizens Bank subject to favorable rezoning of the lot to the north of the present bank building. Motion carried without a negative vote.

**VILLAGE CLERK:** Village Clerk & Village Attorney to respond to SEWRPC's letter regarding the Sanitary Sewer Service Area in Walworth County.

**VILLAGE ATTORNEY:** Letter of Credit for Two Rivers of Mukwonago Subdivision is to be placed on the next Village Board agenda.

**VILLAGE PRESIDENT:** Land offer for the old Fire Station will be placed on the agenda when the rezoning issue is discussed. Rezoning issue should be discussed at the September 18, 2001 Board meeting unless an earlier meeting is called. Letter from Donald O'Connell regarding hunting on the McCarthy Farm was referred to the Judicial meeting, which will be held on September 4<sup>th</sup> at 6:30 p.m.

**CORRESPONDENCE:** Population estimates for Waukesha & Walworth Counties was referred to the Finance Committee for review.

Village Board gave thanks to Ronald Olbinski for all his years of service to the Village; his retirement date is September 4<sup>th</sup>. He was given a round of applause.

Moved by Fickau, seconded by Hurm and carried to adjourn the meeting at 8:56 p.m.

Bernard W. Kahl, MMC  
Village Clerk/Treasurer



President Wagner called the Village Board of the Village Of Mukwonago to order at 7:30 p.m. on September 4, 2001. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Chief Winchowky, DPW Supv Brandemuehl, Chief Rolfe, Attorney Reilly, Librarian McBride, Water Supv Walenczyk, & Building Insp Hankovich.

Moved by Fickau, seconded by Berg, to approve the minutes of the August 21, 2001 meeting as presented. Motion carried without a negative vote.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: \$42,001.26; Fire/Amb \$20,111.59; Recycling \$85.81; Capital \$1,329.90; Library \$4,217.67; Capt Impvts \$66,422.70; 2001 GO \$21,200.48; Water \$29,202.61; Sewer \$9,726.61; Taxroll \$28,499.66. Motion carried without a negative vote. Police department will hold a garage sale on September 29<sup>th</sup> at the DPW Garage area. Credit Card use and guidelines is still in committee.

Moved by Odier, seconded by Fennel, to approve Resolution 2001-30: **A RESOLUTION TO CERTIFY THAT THE VILLAGE SHALL PROVIDE FOR AND ALLOW THE LIBRARY TO EXPEND NO LESS THAN THE COUNTY RATE IN THE PRIOR YEAR.** Motion carried without a negative vote.

Moved by Odier, seconded by Fickau, to accept the preliminary population estimates for Waukesha and Walworth Counties as modified. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, that if employees of the Fire Department exceed the 600 hours as set by the Wisconsin Retirement Fund, the Village will make the payment due and the funds will come from the Health Insurance Line of the budget. Estimated cost is \$900.00. Motion carried without a negative vote.

**JUDICAL** – The Police Chief will develop a form that will be used for hunting on farmland; owner of the property will be required to sign the form.

**PERSONNEL** – Water Utility position and the additional work and compensation for the Building Inspector will remain in committee.

**PROTECTIVE SERVICES** – Committee has reviewed items 12-15 of the Almont Report and the Village Attorney will receive those comments. Letter from Pat Frank, Fire Department part-time hours, and Wisconsin Retirement will be taken off the agenda; those items have been handled. Reimbursement of firefighter and EMT schooling and refresher courses will continue as they have been handled in the past. Town is reviewing the sale of the Grass Truck #3482 and the committee is waiting for their recommendation.

**PUBLIC WORKS** - Moved by Fickau, seconded by Coats, that the Village would share in ½ the cost with Richard Roy to excavate & grade the SW corner of Baxter and McKenzie Drive. Estimated cost of the project is \$2,235.00. Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Moved by Fickau, seconded by Odier, to approve the Two Rivers Subdivision Reduction in Letter of Credit to \$160,340.00 as recommended by the Village Engineer. Motion carried without a negative vote. Fire Department Building Contract was referred to the Finance Committee for review.

**VILLAGE PRESIDENT:** Moved by Berg, seconded by Hurm, to authorize the signing of the Bay View Road Clearing and Grubbing Certificate of Substantial Completion. Motion carried without a negative vote. Moved by Fickau, seconded by Fennel, to authorize the Village President to sign the Agreement for Purchase and Sale of Real Estate to ANL Investments LLC. This is parcel number 7 of the Bay View Road Extension, project #1330-08-22, and cost is \$15,000.00. Motion carried without a negative vote. Lump Sum Agreement for Payment for Lands or Interests in Land Acquired from Public Utility for Parcel #62 of the Bay View Road Extension project in the amount of \$9,382.09 was referred to Trustee Berg. President Wagner, Trustee Berg & Trustee Odier will attend the Awards Luncheon and Reception when the

Mukwonago Library will be recognized by Waukesha County Executive Daniel Finley as the Government Agency of the Year on October 2, 2001. President Wagner asked that the Village issue Proclamations for 50<sup>th</sup> Wedding Anniversaries. Requests should be made to the Village Clerk at 363-6420.

**CORRESPONDENCE:** Letter for clarification of CDBG Renewal for 2002 to 2004 was read and given to the Clerk to handle.

**NEW BUSINESS:** Centurytel Permit for Utility installation of buried telephone cable on Greenwald Court was referred to the Village Attorney.

Moved by Fennel, seconded by Hurm and carried to adjourn the meeting at 8:13 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the meeting of the Village Board of the Village Of Mukwonago to order on September 18, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, HURM, & WAGNER. Excused: BERG. Also present: Attorney Reilly, Library Director McBride; DPW Supv Brandemuehl; Chief Winchowky; Water Supv Walenczyk; & Building Inspector Hankovich.

Public Hearing for the Change of Zoning from R-2 (Residential District) to B-2 (Business District) for 317 N. Rochester Street was opened at 7:31 p.m.

Laura Cramer, 407 N. Rochester St – What actually is to be done at this site?

Robin Middendorf, 111 Eagle Lake Avenue – How far will garages be off the lot line? Response: 5 feet. I am opposed to the rezoning.

Heidi Middendorf, 111 Eagle Lake Avenue – Opposed to rezoning because of the traffic flow and loss of green space.

Charlie Miller, Citizens Bank – Explained the use of the property; will have garages to house bank vehicles, dumpster building, and entrance to bank from Eagle Lake Avenue. They will also be meeting with the Historic Preservation Committee and the Board of Building and Zoning Appeals.

Public Hearing closed at 7:41 p.m.

The Treasurer, Mileage, Police, and Fire reports for the month of August were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Coats, to approve the minutes of the September 4<sup>th</sup> meeting as presented. Motion carried without a negative vote.

#### **COMMENTS FROM THE PUBLIC:**

Dennis O'Bryan – What types of speed bumps are being placed on Miniwaukan Road? They will be paved speed bumps. Are signs designating 'No Parking' going to be placed before the road is paved?

#### **COMMITTEE REPORTS:**

**PLAN COMMISSION** – Moved by Fickau, seconded by Fennel, to accept the Plan Commission recommendation to approve the street lighting in Two Rivers Subdivision as it is currently shown. Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to accept the Plan Commission recommendation to approve the site plan and building plan for the Bohl & Race Orthodontics building as submitted. Motion carried without a negative vote. Moved by Fennel, seconded by Hurm. to accept the Plan Commission recommendation and adopt Ordinance No. 680: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote.

#### **OLD BUSINESS:**

Lump sum agreement for payment for lands or interests in Land Acquired from public utility-WEPCO was referred to the next meeting.

#### **COMMITTEE REPORTS:**

**FINANCE** - Moved by Odier, seconded by Fickau, to approve payment of the following vouchers: Village \$44,067.93; Fire/Amb \$8,425.21; Recycling \$11,067.30; Capital \$595.00; Library \$3,149.59; Capital Impvts \$22,066.07; 2001 GO \$190,897.94; Water \$55,719.93; Sewer \$14,335.61; Taxroll \$171,178.78. Motion carried without a negative vote. Moved by Odier, seconded by Fennel, to approve the Credit Card Use and Accountability policy. Credit cards to be issued to the Police Department, Fire Department, and the Clerk/Treasurer. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to approve agreement between Village and Architect with the understanding that the Village and Architect should agree upon a fixed cost upon completion of the Design Development phase. Motion carried on a vote of 5 ayes and 1 nay (Coats voting 'no'). Moved by Odier, seconded by Fennel, to name Arnold

Fickau as the authorized representative for the Village on the Fire Department Building Contract. Motion carried without a negative vote.

**PERSONNEL** - Water Utility position and additional work & compensation for the Building Inspector is still in committee.

**JUDICIAL** - Moved by Wagner, seconded by Fickau, to grant the operator's license for Stacey J. Danihilik. Motion carried without a negative vote. Moved by Wagner, seconded by Fickau, to approve the Class B Beer & Liquor license to Market Square, Martin Guerrero, Agent, with the condition that the license will not be issued until the 15 day waiting period has been met. Motion carried without a negative vote.

**HEALTH & RECREATION** - DPW Supv will take care of the necessary improvements to the Volley Ball Court in Indian Head Park. Police Chief gave a report regarding the speeders in Miniwaukan Park.

**PUBLIC WORKS** – Handicap access and sidewalk on McDivitt & Honeywell was addressed 2 years ago. Once Honeywell Road is completed in the ES project it will have a sidewalk with handicap ramp. The salt spreader for DPW will be included in the 2002 budget.

**UTILITIES** - Moved by Fickau, seconded by Fennel, to accept the committee recommendation to approve a lease with U.S. Cellular to place a building at the south Water Tower site. Lease will be \$9,000.00 per year, a 30% increase every five years; lease period is for 20 years, and a \$5,000.00 up front payment for a civil defense siren. Motion carried without a negative vote. Moved by Fickau, seconded by Fennel, to approve change order #3 for Well #5 to increase the completion date by 76 days to October 26, 2001. Increase in substantial completion is due to all weather access road was delayed waiting for County approval. Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Moved by Fickau, seconded by Hurm, to authorize the Village the right to grant a right of way to Centurytel to bury telephone cable on Greenwald Court with conditions. Motion carried without a negative vote.

**VILLAGE PRESIDENT:** Moved by Fennel, seconded by Hurm, to approve the Bay View Road Extension-Jurisdictional offer to purchase parcel 1-Darwin & Donna Greenwald. Motion carried without a negative vote. Moved by Fennel, seconded by Hurm, to authorize the Village Attorney to proceed with negotiations on the proposed right-of-way for the Oakland Avenue realignment at Fox Street. Motion carried without a negative vote. President Wagner presented proclamations to: Mr. & Mrs. Jerry Downs and Mr. & Mrs. Daniel Stasiewski on the celebration of their Golden Wedding Anniversary. A proclamation was presented to Kathleen McBride, Library Director, for receiving Waukesha County 'Government Agency of the Year' award. Moved by Coats, seconded by Fennel, to approve the President's appointment of Michael Hamilton to the Board of Building and Zoning Appeals as second alternate for three years. Motion carried without a negative vote.

**NEW BUSINESS:** Moved by Odier, seconded by Fickau, to authorize the Village President to sign the WEPCO permit for overhead utility installation on Oakland Avenue. Motion carried without a negative vote. Moved by Fennel, seconded by Fickau, to authorize the Village President to sign the WEPCO permit for 301 Lincoln Avenue. Motion carried without a negative vote.

Moved by Fennel, seconded by Hurm and carried to adjourn the meeting at 8:24 p.m.

Bernard W. Kahl, MMC  
Village Clerk

Clerk Kahl called the Village Board meeting to order on October 2, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM. Excused: WAGNER. Also present: Attorney Reilly, Library Director McBride, Chief Winchowky, Chief Rolfe, Bldg Insp Hankovich, and Water Supv Walenczyk.

Moved by Fennel, seconded by Coats, to nominate Trustee Fickau as Acting Village President. Motion carried without a negative vote.

Moved by Odier, seconded by Coats, to approve the minutes as written for September 18 & 20, 2001. Motion carried without a negative vote.

**OLD BUSINESS:** Parcel No. 62 [WEPCO] for the Bay View Road Extension project was referred to the next meeting.

**COMMITTEE REPORT:**

**PROTECTIVE SERVICES** – The Almont report was referred to the next committee meeting for final questions. Moved by Coats, seconded by Odier, to approve the sale of the Fire Grass Truck #3482 to the Town of Mukwonago for \$100.00. It is a 1970 vehicle and the usage is declining. Motion carried without a negative vote. Villages of Wales and North Prairie will be on the next agenda regarding dispatch service. Moved by Berg, seconded by Hurm, to approve the Police Chief and Protective Services Committee to begin working on the details for providing dispatch service to the North Prairie Police Department and the Wales/Genesee Fire Department. Motion carried without a negative vote.

**HEALTH & RECREATION** – John's Disposal Service gave a presentation on a new garbage and recycling program. If acceptable by the Village it would begin in March or April of 2002. Item was referred to the Public Works Committee. Moved by Hurm, seconded by Coats, to approve Change Order #1 for Miniwaukan Park to adjust substantial completion and final payment dates. Motion carried without a negative vote.

**FINANCE** – Moved by Odier, seconded by Coats, to approve the following vouchers: Village \$27,168.69; Fire/Amb \$23,435.92; Recycling \$11,100.20; Capital \$2,065.30; Library \$2,729.72; Capt Impvts \$155,037.87; 2001 GO \$2,820.00; Water \$19,160.21; Sewer \$17,983.73; Taxroll \$28,499.66. Motion carried without a negative vote.

**JUDICIAL** – Moved by Berg, seconded by Fennel, to approve the operator's license for Scott M. Krumbeck. Motion carried without a negative vote. Moved by Berg, seconded by Fennel, to approve the application for Class B Beer/Liquor license to Saw San's Beverages, Inc.; Adnan Ahmad, Agent [Daybreak #2]. Motion carried without a negative vote.

**PERSONNEL** – Copies of job description, job description format, and meeting agenda format was presented to the Board Members for their review and comments. Comments are due by the next Board meeting. Items will remain on the agenda. Water Utility position and Building Inspector compensation will remain in committee.

**UTILITIES** – Sludge Study report will be discussed at the next Board meeting. Moved by Fickau, seconded by Hurm, to approve Change Order #1-Addition to the work. Extend 16-inch water main to avoid future bypass and relocate hydrant at Small Farm Road to avoid future sidewalk. Motion carried on a vote of 5 ayes and 1 nay (Berg voting 'no').

**PLANNING COMMISSION** – Moved by Odier, seconded by Fennel, to approve the DSA #1 (design sensitivity area) as drawn and to include the buffer zone as shown. Motion carried without a negative vote.

**VILLAGE ATTORNEY:** Attorney Reilly reported on the letter from the Railroad Commissioner regarding the turnaround on Plank Road. It is to be a 'Y' turnaround, widening of Plank Road, Railroad to pay 90% of the cost, and Village to pay 100% of the assessable cost for improvements. If the Village has any comments to submit to the Commissioner it must be submitted by October 5<sup>th</sup>. Moved by Odier, seconded by Coats, to authorize the Village

Attorney to write letter to Commissioner with statement that the Village will hold down cost per bidding laws and that the Railroad should pay 100% of the cost. Motion carried without a negative vote.

**VILLAGE PRESIDENT:** Moved by Fennel, seconded by Hurm, to authorize the Village President to sign the Closeout Change Order for the Bay View Road Clearing and Grubbing project. Motion carried without a negative vote. Moved by Fennel, seconded by Odier, to sign the Award of Damage for the Bay View Road project. Motion carried without a negative vote. Library Director Kathy McBride was recognized for receiving the County Award for receiving the Waukesha County 'Government Agency of the Year' award.

**CORRESPONDENCE:** Note from Lucy & Jerry Downs thanking the Village Board for the Proclamation for their 50<sup>th</sup> Wedding Anniversary.

**NEW BUSINESS:** Moved by Fennel, seconded by Coats, to approve the WEPCO permit for 409 Eastern Trail. Motion carried without a negative vote.

October 7<sup>th</sup> will be the start of Fire Prevention Week and an open house will be held at Station #2. October 14<sup>th</sup> will be the United We Stand rally at the Library from 6:30 p.m. to 8:00 p.m. Trick or Treat hours will be October 28<sup>th</sup> from 4:00 p.m. to 6:00 p.m.

Moved by Fickau, seconded by Odier and carried to adjourn the meeting at 8:50 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the Village Board meeting to order on October 16, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Chief Winchowky, Library Director McBride, Chief Rolfe, Water Supv Walenczyk, Building Inspector Hankovich, Attorney Reilly, DPW Supv Brandemuehl, & Engineer Peot. President Wagner announced that a closed session would be held at the end of the regular meeting pursuant to State Statute 19.85(1)(c).

The Treasurer, Mileage, Police and Fire reports for the month of September were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Berg, to approve the minutes of the October 2, 2001 meeting as presented. Motion carried without a negative vote.

**COMMENTS FROM THE PUBLIC:**

Mr. Jim Fredericks – replacement of the war memorial. The Village will replace the electrical service as part of the Police department remodeling. They would like to move the sign back 10 feet. They are to meet with DPW Supv and the Bldg Insp about this and the repairs needed to the sign.

Mike Hamilton – Thanked the Board members for the paving of the park road to the soccer field.

Tom Jones, 401 Lois Street – spoke for the rezoning of the fire station property.

**OLD BUSINESS:**

Lump sum agreement for payment for lands or interests in land acquired from public utility-WEPCO was referred to the next agenda.

**COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$23,739.64; Fire/Amb \$1,262.07; TIF \$23.12; Recycling \$36.26; Library \$4,839.54; Cap Impvts \$6,319.19; 2001 GO \$390,766.45; Water \$91,887.88; Sewer \$7,797.50. Motion carried without a negative vote.

**PERSONNEL** – Moved by Fennel, seconded by Odier, to continue the pension contributions for Patrolman Eric Nelson while he is on active military duty at a cost of approximately \$6,300.00. Motion carried without a negative vote. Job description & format and meeting agenda format will remain in committee.

**HEALTH & RECREATION** – Committee meeting minutes should be kept and placed on file. Speed bumps in Miniwaukan Park will be installed soon. The letter from HAWS regarding adopting a pet for those people called to active duty. Village will review those request to exceed the number of pets per household on a request-by- request basis.

**PUBLIC WORKS** – Moved by Fickau, seconded by Odier, to request from WEPCO that streetlights be installed at the intersection of McKenzie Drive and Perkins and the intersection of McKenzie Drive and Swan Drive. Motion carried without a negative vote. Moved by Fickau, seconded by Coats, to approve the request to install a street light at the parking entrance of Seaquist on McKenzie Drive if Seaquist agrees to the payment for the installation. Motion carried without a negative vote. New garbage and recycling program will remain in committee.

**UTILITIES** – Village Engineer Kurt Peot reviewed the Sludge Study Report with the Board. Moved by Berg, seconded by Fennel, to adopt the Sludge Study Report as the official sewer system plan. Motion carried without a negative vote. Moved by Fickau, seconded by Coats, to approve the Revised Close Out Change Order #1 for the Bay View Road Clearing and Grubbing Project to adjust to actual contract price. Motion carried without a negative vote. Report was given on Well #5. 2002 Budget Items will remain in committee.

**JUDICIAL** – Item was referred to the next meeting.

**PLANNING COMMISSION** – Moved by Fennel, seconded by Coats, to accept the Plan Commission recommendation as submitted and to follow our Stormwater ordinance, subject to

approval by the department heads and Village Engineer as to roads and Stormwater detention area, and contingent upon meeting the requirements of Waukesha County Public Works Department, and that the final plans would come back to the department heads for approval. Motion carried on a vote of 6 ayes and 1 nay [Berg voting 'no']. Change of zoning request from P-1 to B-2 for the Fire Station property. Trustee Fennel abstained from voting and from making comments. Letters, emails & telephone messages were received and read, from: Ruth Golembiewski, S78 W31159 Rita Court, Mukwonago – favors rezoning; Mike Osinski, 104 Carpenter Court, Mukwonago – favors rezoning; Jennifer Geisler, 1258 River Park Cir W, Mukwonago – favors rezoning; Joan Gasser, 216 Oakland Avenue – opposes rezoning; Rick Debe, 121 Wolf Run, Mukwonago – favors rezoning; Dennis Behling, 943 Bayview Circle, Mukwonago – opposes rezoning; Scott Heinig, former Planner – favors rezoning; Jaye Kasprzak, W303 S8410 Chestnut, Mukwonago – favors rezoning; Elliot & Vickie Bakst, 1212 Western Trail, Mukwonago – favors rezoning. Moved by Wagner, seconded by Coats, to table action on the rezoning request until December 18, 2001, during that time to appoint a committee of citizens and Chamber of Commerce members to review the best use for the property and report to us at that time. Motion was defeated on a vote of 2 ayes and 4 nays [Fickau, Coats, Odier, & Berg voting 'no']. Moved by Fickau, seconded by Odier, to approve the recommendation from the Planning Commission to approve the change of zoning for the Fire Station property from P-1 to B-2. Motion carried on a vote of 4 ayes and 2 nays [Coats & Hurm voting 'no']. 9 people spoke on the rezoning issue, 3 spoke in favor and 6 were opposed.

**VILLAGE PRESIDENT:**

Request from the Sno-Snoops to use Village Property was referred to the next meeting. Moved by Fickau, seconded by Fennel, to have the Village Engineer start work on the impact fee study. Motion carried without a negative vote. Moved by Fickau, seconded by Odier, to authorize the Village Engineers to apply for a Smart Growth Grant in a joint effort with the Town of Mukwonago. Motion is pending the participation of the Town of Mukwonago. Motion carried without a negative vote. Moved by Fennel, seconded by Coats, that if the Town of Mukwonago does not participate that the Village will apply for the grant itself. Motion carried without a negative vote.

**CORRESPONDENCE:** Letter from Waukesha County relating to dispatch services. Village President will respond. Letter from WisDOT regarding the Highway 83 corridor study was placed on file in the Clerk's Office.

**NEW BUSINESS:** Moved by Fickau, seconded by Hurm, to approve the WEPCO permit to install pole in front of 301 Lincoln Avenue. Motion carried without a negative vote. Moved by Fennel, seconded by Fickau, to approve the Centurytel permit to bury a telephone cable on Front Street. Motion carried without a negative vote. Moved by Berg, seconded by Fennel, to approve the Centurytel permit to bury a telephone cable on Holz Drive. Motion carried without a negative vote. Moved by Fickau, seconded by Fennel, to approve the Centurytel permit to bury a telephone cable on Wahl Avenue & Shore Drive. Motion carried without a negative vote. Chief Winchowky notified the Board that power line inspections will be done in the Village and we will have low flying aircraft over those lines. Trustee Berg reminded citizens that winter is approaching and that sidewalks are to be kept clean.

Moved by Fennel, seconded by Fickau, to adjourn the meeting at 9:15 p.m. into closed sessions pursuant to State Statute 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. – Hiring of employee.

Bernard W. Kahl, MMC  
Village Clerk



President Wagner, at 9:26 p.m. on October 16, 2001, called the Village Board to order in closed session pursuant to State Statute 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. – Hiring of employee.

Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER.

Trustee Fennel reported on the proposed job description format and the proposed job description for the new position.

Wagner – I like the proposed job description.

Berg – Under additional requirements it should include something about the Employee Handbook.

Fickau – Will this one hire satisfy our positions now?

For the 2002 budget, \$60,000 has been included for salary, and this will be the upper limit of the position. Advertisement should state that salary would depend on qualifications. Position will serve a one-year probation.

Moved by Berg, seconded by Coats, to approve the job description for Director of Public Services, and that included in this should be a statement referencing the Employee Handbook and that the position will serve a one-year probation. Motion carried without a negative vote.

Moved by Odier, seconded by Fickau and carried to adjourn the meeting at 9:44 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the special meeting of the Village Board to order on October 30, 2001 at 7:00 p.m. Members present: FICKAU, ODIER, FENNEL, HURM, WAGNER. Excused: BERG. Absent: COATS. Also present: Attorney Reilly and Engineer Peot.

Moved by Fickau, seconded by Odier, to recommend that the Village Attorney, Village President, and Village Clerk prepare and provide information to the State by November 5<sup>th</sup> regarding the Vernon-Big Bend consolidation request. If the material cannot be completed by that date, then the Village Attorney should request a continuance. Motion carried without a negative vote.

Moved by Fennel, seconded by Hurm, to approve Resolution 2001-32: **A RESOLUTION TO APPROVE THE GRANT APPLICATION FOR THE DEVELOPMENT OF A COMPREHENSIVE PLAN (Smart Growth)**. Motion carried without a negative vote.

Moved by Fennel, seconded by Fickau, to approve the lump sum agreement with WEPCO in the amount of \$18,693.00. *Letter from Trustee Berg was read regarding his meetings with WEPCO and HNTB concerning this bill. [minutes amended on 11-06-2001]* Motion carried on a vote of 4 ayes and 1 nay. (Odier voting 'no')

Presentation was given by staff from Ruekert & Mielke to provide Planning Service to the Village.

Core services provided are: Developers negotiations; Review of Developers Application [includes-Site Plans, Subdivision Plans, Certified Survey Maps, Rezoning Petitions, and Conditional Uses]; Recommendation to Village Board and Plan Commission; and Zoning Interpretations.

Focus services provided are: Special Projects & Neighborhood Planning; Zoning & Ordinance Amendments; Study of Specific Public Policy; Design & Architectural Standards; Park & Recreation Planning; and Advise Village Board about new laws and trends.

Cost for the service ranges from \$3,600 to \$5,000 in a typical month and most of the cost would be billed back to the developer as required by Ordinance. Average hourly rate is \$60.00 per hour. Item will be discussed in closed session on November 6<sup>th</sup>.

Moved by Odier, seconded by Fickau and carried to adjourn the meeting at 8:15 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the meeting of the Village Board to order on November 6, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: DPW Supv Brandemuehl, Chief Winchowky, Bldg Insp Hankovich, Water Supv Walenczyk, Chief Rolfe, Attorney Reilly, Library Director McBride.

President Wagner announced that a closed session would be held at the adjournment of the regular meeting pursuant to State Statute 19.85(1)(e)-Planning Service and Purchase of Property. Moved by Fennel, seconded by Hurm, to approve the minutes of the October 16th meeting and the amended minutes of the October 30<sup>th</sup> meeting. Motion carried without a negative vote.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$39,096.39; Fire/Amb \$21,086.20; Recycling \$16,648.76; Capital \$36,021.27; Library \$12,728.16; Capt Impvts \$72,633.82; 2001 GO \$24,808.12; Water \$44,201.58; Sewer \$4,931.00 & Taxroll \$28,499.66. Motion carried without a negative vote. Moved Odier, seconded by Fickau, to recommend the purchase of the proposed 2002 capital outlay item, 2 sets of rescue tools \$325.00 from this year's budget and to purchase a rifle for the squad car for \$650.00. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to recommend accepting the 70% reimbursement for Donald Klipstein. Motion carried without a negative vote. Dissipation of accounts receivable non-zero balance remains in committee. Health & Recreation budget will be discussed at the budget workshop.

**PERSONNEL** – Moved to accept the committee recommendation to hire temporary patrolman from 12-01-01 to 12-01-02. Motion carried without a negative vote. Wastewater Treatment Plant Work and Meeting Agenda format will remain in committee. Job description and format has been completed.

**JUDICIAL** – Moved by Berg, seconded by Fennel, to approve the operator's license for Michael R. Anderson. Motion carried without a negative vote.

**PUBLIC WORKS** – Moved by Fickau, seconded by Coats, to accept the Engineer's recommendation to award the bid for the Fire Station Clearing & Grubbing contract to Berg Construction in the amount of \$16,975.00. Motion carried without a negative vote.

**UTILITIES** – Moved by Fickau, seconded by Odier, to approve Change Order #4 – McKenzie Road Reconstruction in the amount of \$5,563.04. The offset was constructed to allow required vertical separation between water main and storm sewer per Wisconsin Administrative Code. Motion carried on a vote of 6 ayes and 1 nay [Berg voting 'No']. Moved by Fickau, seconded by Odier, to approve Change Order #5 – McKenzie Road Reconstruction in the amount of \$664.86. Berg Construction was not able to work because of lowering of telephone cable by CenturyTel. Motion carried on a vote of 6 ayes and 1 nay [Berg voting 'No'].

**PROTECTIVE SERVICES** – Next committee meeting will be November 26<sup>th</sup>, Monday. North Prairie dispatch services are being held in Committee. Moved by Coats, seconded by Fennel, to accept committee recommendation that the Village Attorney draft a contract for the next meeting to dispatch for the Village of Wales and Town of Genesee. Starting date will be 01-01-2002. Motion carried without a negative vote. Parking request from Kashmir Music, Almont Report, and the ambulance bill for John Teske will remain in committee. Dispatch fee for Town of Eagle Boat Patrol will be discussed at the next meeting.

**VILLAGE ATTORNEY:** Time Warner Cable contract renewal will have a public hearing on December 5<sup>th</sup>. Board does not want to appeal the Railroad Commissioners decision regarding Plank Road. Moved by Fickau, seconded by Odier, to adopt Resolution 2001-44: **A RESOLUTION TO SCHEDULE A PUBLIC HEARING TO DETERMINE WHETHER THE VILLAGE OF MUKWONAGO SHOULD DISCONTINUE MILL STREET.** Motion carried on a vote of 4 ayes and 2 nays and 1 abstention [Coats & Wagner voting 'no' and Fennel abstaining]. Public hearing will be December 18<sup>th</sup>. Moved by Fickau, seconded by Berg, to adopt Resolution

2001-33: **A RESOLUTION TO ADOPT THE SANITARY SEWERAGE SYSTEM PLAN.**  
Motion carried without a negative vote.

**VILLAGE CLERK:** Moved by Odier, seconded by Berg, to adopt Ordinance No. 681: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO.** MUKV 1973-938. Motion carried on a vote of 5 ayes and 1 nay and 1 abstention [Coats voting 'no' and Fennel abstaining]. Moved by Fickau, seconded by Coats, to approve Resolution 2001-31: **A RESOLUTION TO ESTABLISH A SNOWMOBILE ROUTE WITHIN THE LIMITS OF THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote. Moved by Fickau, seconded by Coats, to approve Resolution 2001-34: **A RESOLUTION CONCERNING ELECTIONS IN THE VILLAGE OF MUKWONAGO, AND PROVIDING FOR COMBINATION OF WARDS ON ELECTION DAY.** Motion carried without a negative vote.

**VILLAGE PRESIDENT:** Moved by Fickau, seconded by Odier, to authorize the Village Attorney to start the process for cleanup of the 76 Station site at 318 N. Rochester Street. Motion carried without a negative vote. Moved by Berg, seconded by Fickau, to authorize the sale of the Fire Station for \$320,000.00. Motion was defeated on a vote of 3 ayes and 3 nays and 1 abstention [Coats, Hurm, & Wagner voting 'no' and Fennel abstaining].

Moved by Fickau, seconded by Odier to adjourn the meeting into closed session at 8:40 p.m. pursuant to State Statute 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 – Planning Services & Purchase of Property. Motion carried on a roll call vote.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the meeting of the Village Board to order at 7:30 p.m. on November 20, 2001. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Library Director McBride, Lt. LaDue, Water Supv Walenczyk, Engineer Peot, Chief Rolfe, Attorney Reilly, Bldg Insp Hankovich.

President Wagner announced that the Board would adjourn into closed session upon adjournment of the regular meeting.

The Treasurer, Mileage, Police and Fire reports for October 2001 were placed on file in the Clerk's Office.

Moved by Fickau, seconded by Fennel, to approve the minutes of the November 6, 2001 meeting as presented. Motion carried without a negative vote.

#### **COMMENTS FROM THE PUBLIC:**

Todd Potter, Potters Optical – Asked the Board to reconsider the Walgreen's proposal.

Mary Claire Lanser, Broydrick & Associates – Referred to the red-lined copy of the proposed contract to purchase the fire department and read letter from Home Depot.

Rick Debe, 1263 RPCW – opposed to the way the issued was handled at the previous meeting.

Terry Kelly, 717 Meadowview Lane – opposes reconsideration of the question.

Perry Woolley, 1138 Rainbow Court – supports reconsideration.

Jerry Gasser, 216 Oakland Avenue – opposes reconsideration.

Joe Davies, 940 Bay View Circle – supports reconsideration.

Tom Berg, Berg Construction, Inc. – Home Depot has withdrawn their offer for materials for construction of the food pantry.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$28,826.62; Fire/Amb \$13,790.09; Capital \$8,142.52; Library \$4,873.93; Cap Impvts \$74,062.33; 2001 GO \$416,990.21; Water \$40,465.71; Sewer \$7,038.11. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to approve the dissipation of accounts receivable non-zero balances in the amount of \$13,763.29. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to approve using the Planning Services of Ruekert & Mielke on a month-to-month basis as needed. Motion carried without a negative vote.

**PERSONNEL** – Moved by Fennel, seconded by Odier, to approve the job description for the Wastewater Treatment Plant Maintenance Man/Public Works Crewman. Motion carried without a negative vote.

**PUBLIC WORKS** – The new garbage & recycling program remains in committee. Wetland mitigation design work at the Mukwonago River site is informational. Moved by Fickau, seconded by Fennel, to approve angle parking at Kashmir Music on Atkinson Street. They will lose one stall on each end and will be started when Public Works can order the signs and do the street markings. Motion carried without a negative vote.

**UTILITIES** – The 2002 Utilities budget will remain in committee. Well No. 5 will be on line in two weeks. Lease agreement with U.S. Cellular will be on the December 4<sup>th</sup> agenda. Moved by Fickau, seconded by Coats, to approve change order number 2 for the CTH NN/STH 83 water main, Front Street sanitary sewer & the Bay View Road hydrant relocations in the amount of \$6,700.00. Motion carried on a vote of 6 ayes and 1 nay [Berg voting 'no'].

**PLAN COMMISSION** – Minutes have been distributed to all board members and there was no action required by the Village Board on any issue.

#### **NEW BUSINESS:**

The WEPCO permit to relocate cable on McKenzie Road is being held pending further review. Moved by Fickau, seconded by Hurm, to authorize the signing of the WEPCO permit for 511 Eastern Trail. Motion carried without a negative vote. Trustee Odier reported that she met with

a representative of Habitat for Humanity to see what interest they would have in the former McKenzie Library building. This is only one option for that building.

Moved by Fickau, seconded by Odier, to adjourn into closed session pursuant to State Statue 19.85(1)(g): Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved-consideration of border agreement with the Town of Vernon/Village of Big Bend, discussion of Status of Town of East Troy vs. Village of Mukwonago. Motion carried unanimously upon roll call at 8:15 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the special meeting of the Mukwonago Village Board to order at 7:30 p.m. on December 3, 2001. Members present: FICKAU, ODIER, FENNEL, HURM, & WAGNER. Excused: COATS & BERG. Also present: Library Director McBride, Chief Winchowky, Chief Rolfe, & DPW Supv Brandemuehl.

Public Hearing on the proposed 2002 Village Budget was opened at 7:31 p.m. No one appeared for the public hearing. At 7:34 p.m. the public hearing was closed.

Moved by Odier, seconded by Fickau, to approve Resolution 2001-35: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO FOR 2002.** Motion carried without a negative vote.

Moved by Odier, seconded by Fennel, to approve Resolution 2001-36: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO; CAPITAL EQUIPMENT FUND FOR 2002.** Motion carried on a vote of 4 ayes and 1 nay (Fickau voting 'no').

Moved by Odier, seconded by Fickau, to approve Resolution 2001-37: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO; RECYCLING FUND FOR 2002.** Motion carried without a negative vote.

Moved by Odier, seconded by Fennel, to approve Resolution 2001-38: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO; DEBT FUND FOR 2002.** Motion carried without a negative vote.

Moved by Odier, seconded by Fennel, to approve Resolution 2001-39: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO; FIRE/AMBULANCE FUND FOR 2002.** Motion carried without a negative vote.

Moved by Odier, seconded by Fickau, to approve Resolution 2001-40: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO; LIBRARY FUND FOR 2002.** Motion carried without a negative vote.

Moved by Odier, seconded by Fennel and carried to adjourn the meeting at 7:44 p.m.

Bernard W. Kahl, MMC  
Village Clerk

President Wagner called the meeting of the Village Board to order on December 4, 2001 at 7:30 p.m. Members present: FICKAU, COATS, FENNEL, BERG, HURM, & WAGNER. Excused: ODIER. Also present: Attorney Reilly, Water Supv Walenczyk, DPW Supv Brandemuehl, Chief Rolfe, Bldg Insp Hankovich, & Lt. LaDue.

Public Hearing to consider the adoption of a Cable Television Franchise Ordinance and the renewal of the Franchise Agreement was opened at 7:31 p.m. No one appeared for or against. Public Hearing was closed at 7:32 p.m.

Moved by Fickau, seconded by Hurm, to approve the minutes of the November 20, 2001 Board meeting as presented. Motion carried without a negative vote.

#### **COMMITTEE REPORTS:**

**FINANCE** - Moved by Fickau, seconded by Coats, to approve the following vouchers: Village \$32,756.91; Fire/Amb \$22,224.65; Recycling \$8.11; Cap Equip \$148,916.79; Library \$7,769.27; Cat Impvts \$113,842.08; 2001 GO \$18,785.25; Water \$14,405.56; Sewer \$8,553.90; Taxroll \$28,499.66. Motion carried without a negative vote.

**PERSONNEL** - Committee has reached a tentative agreement with the Dispatch Labor Contract. Committee will be conducting interviews with candidates for the position of Director of Public Services. Job descriptions and updates to the employee handbook will remain in committee.

**BUILDING ADHOC** - Moved by Fickau, seconded by Fennel, to authorize the Village President to sign the Mechanical System notice regarding the furnaces at the Police Department. Motion carried without a negative vote.

**JUDICIAL** - Moved by Berg, seconded by Fennel, to approve the operator's license for John L. Anich. Motion carried without a negative vote.

**UTILITIES** - Moved by Fickau, seconded by Fennel, to approve Change Order #4 for Well #5. Reason for the change order is that the actual cost of required equipment was increased. Change order cost is \$8,500.36. Motion carried without a negative vote. Lease agreement with U.S. Cellular was referred to the Judicial Committee.

**PROTECTIVE SERVICES** - Dispatch service with the Village of North Prairie was discussed and no action is required. Item can be removed from the agenda along with the Ambulance dispute and street parking at Kashmir Music. Dispatch fee for the Town of Eagle Lake Boat Patrol, committee made a correction to the year 2004 fee, \$650.00 is the 2004 dispatch fee for 150 calls. Almont report is still in committee. Countywide dispatch was discussed in committee, no report at this time. After last Tuesday's smoke problem at the Police Department it was realized that we had a gap in our dispatch system to other communities. Department purchased an encoder and it has been installed. Police department has requested funds for dispatch emergency fund of \$2,000 to \$4,000 per year. Chief will need to request it in next year's budget. Moved by Coats, seconded by Hurm, to authorize the signing of the dispatch agreement with the Village of Wales & Town of Genesee and to forward the signed copy to them, noting that the agreement must be signed by the end of the year. Motion carried without a negative vote. Inquiry was made as to how items were placed on agenda's.

**BUILDING & ZONING APPEALS** - Motion from the Board of Building & Zoning Appeals regarding the Building Inspection department was read into the record.

#### **CORRESPONDENCE:**

Letters from Brad & Susan Schewe regarding tax increase and from Leon Fiegel regarding CTH ES reconstruction were placed on file in the Clerk's Office. The Wisconsin DNR 'State of the Southeast Fox River Basin' report was placed on file in the Clerk's Office.

#### **NEW BUSINESS:**

Moved by Fennel, seconded by Hurm, to approve the Village of Mukwonago Cable Television Franchise contract agreement and authorize the signing. Motion carried without a negative vote.

Moved by Fennel, seconded by Fickau, to approve Ordinance No. 682: **VILLAGE OF**



**MUKWONAGO CABLE TELEVISION FRANCHISE ORDINANCE.** Motion carried without a negative vote. Moved by Fickau, seconded by Fennel, to authorize the signing of the WEPCO permit for 610 Two Rivers Drive. Motion carried without a negative vote. The Village President will address procedures regarding development of businesses.

Moved by Fickau, seconded by Hurm and carried to adjourn the meeting at 8:01 p.m.

Bernard W. Kahl, MMC  
Village Clerk/Treasurer

President Wagner called the Village Board meeting to order on December 18, 2001 at 7:30 p.m. Members present: FICKAU, COATS, ODIER, FENNEL, BERG, HURM, & WAGNER. Also present: Engineer Peot; DPW Supv Brandemuehl; Chief Winchowky; Water Supv Walenczyk; Library Director McBride; WWTP Tech Kyler; & Attorney Reilly.

President Wagner announced that the Village Board at the conclusion of the meeting would adjourn into closed session.

Public Hearing was opened at 7:31 p.m. for the purpose of issuing of Industrial Revenue Bonds for Madey Enterprises. No one appeared for or against. Public Hearing closed at 7:32 p.m.

Public Hearing was opened at 7:32 p.m. for the purpose of Closing of Mill Street. Three (3) residents spoke in opposition of the closing. Thomas Stobber, 301 Grand Avenue; Dennis O'Bryan, 169 Baron Road; and Dennis Behling, 943 Bay View Circle. Public Hearing was closed at 7:35 p.m.

Moved by Fickau, seconded by Fennel, to approve the minutes of the December 3<sup>rd</sup> and 4<sup>th</sup> as presented. Motion carried without a negative vote.

#### **COMMENTS FROM THE PUBLIC:**

Bernice Fennel, 1211 River Park Cir West, addressed the Board regarding the Walgreen's issue and asked the Board to read the Walgreen's Annual Report.

#### **OLD BUSINESS:**

Countywide dispatch system, waiting for additional information.

#### **COMMITTEE REPORTS:**

**FINANCE** – Moved by Odier, seconded by Fickau, to approve the following vouchers: Village \$37,228.64; Fire/Amb \$34,078.69; Recycling \$11,109.60; Capital \$5,718.07; Library \$12,173.38; Capt Impvts \$4,362.00; 2001 GO \$134,206.56; Water \$36,844.08; Sewer \$13,305.64; Taxroll \$1,120.10. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to approve Resolution 2001-43: **A RESOLUTION AUTHORIZING VILLAGE OF MUKWONAGO, WISCONSIN, ADJUSTABLE RATE DEMAND, INDUSTRIAL REVENUE BONDS, SERIES 2001.** Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to authorize the signing of the Loan Agreement between the Village of Mukwonago & Madey Enterprises, Inc., & Badger Color Concentrates, Inc. Motion carried without a negative vote. Moved by Odier, seconded by Fickau, to transfer funds at year-end as requested for audit purposes. Motion carried without a negative vote.

**JUDICIAL** – Moved by Berg, seconded by Fennel, to approve the lease agreement with U.S. Cellular and to amend the agreement that U.S. Cellular will make a \$5,000.00 payment within 60 days for the Village to purchase a civil defense siren. Motion carried without a negative vote. Operator's license for Jorge S. Guerrero is still in committee.

**PERSONNEL** – Moved by Fennel, seconded by Odier, to approve Resolution 2001-42: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED FULL-TIME AND PART-TIME EMPLOYEES.** Motion carried without a negative vote. Committee reviewed 47 applicants for the WWTP Maintenance/DPW Crewman position and the top five candidates will be interviewed by the DPW Supv and WWTP Tech. Job descriptions for the Clerk-Treasurers Office were referred to the next meeting. Director of Public Service position and the employee handbook is still in committee.

**PUBLIC WORKS** – Pedestrian Bridge at Village Hall remains in committee. Letter will be sent to the County regarding the Highway ES Reconstruction project that the Village is still interested in having streetlights and sidewalks included in the project.

**UTILITIES** – Moved by Fickau, seconded by Fennel, to approve Resolution 2001-41: **A RESOLUTION ADOPTING THE 2002 SEWER BUDGET AND 2002 WATER UTILITY**

**BUDGET.** Motion carried without a negative vote. Private Well Abandonment Ordinance and the Well Head Protection Ordinance for Wells #5 & #6 were referred to the January 15<sup>th</sup> meeting. Moved by Fickau, seconded by Odier, to approve the claim of Mr. Haslam for sewer backup in the amount of \$165.00. Motion carried without a negative vote. Certificate of Substantial Completion for Well #5 was referred for action to the January 15<sup>th</sup> meeting.

**PLAN COMMISSION** – Moved by Odier, seconded by Fickau, to accept the recommendation of the Plan Commission to approve the Preliminary Plat for Fair Winds subject to the following conditions: Letters of approval received from State & County; all exhibits and developers agreement approved; subject to path being built to specifications as written by our Engineers. Discussion was held on whether the Village needed any more parkland; we have more parkland that is used and it costs the Village money to maintain the parks. Who will keep detention ponds cleaned? Who will keep sidewalks plowed? It will be the homeowner's association responsibility to maintain the detention ponds and sidewalks by the wetland areas. It will be included in the developer's agreement. Homeowners association will be responsible for the upkeep of the outlots. Motion carried on a roll call vote of 4 ayes and 3 nays [Fickau, Odier, Fennel, & Wagner voting 'aye']. Moved by Fickau, seconded by Odier, to accept the Plan Commission recommendation to approve the preliminary plat for Minor Homestead, subject to the comments made by the Planner and County. Motion carried without a negative vote. Moved by Fickau, seconded by Fennel, to accept the Plan Commission recommendation to approve the CSM's for River Park Estates. Motion carried without a negative vote. Site Plan and Landscape Plan for Badger Color Concentrates-Michael Madey was held pending review from Economic Development Committee. Moved by Fickau, seconded by Hurm, to accept the Plan Commission recommendation to approve the modified Hawks Ridge building design. Motion carried without a negative vote. Moved by Fennel, seconded by Coats, to accept the Plan Commission recommendation to approve the CSM-DeBack to Waukesha Health Systems. Motion carried without a negative vote [Odier abstained]. Moved by Fickau, seconded by Odier, to not close Mills Street at this time. Motion carried on a vote of 5 ayes, 1 nay, and 1 abstention. [Berg voting 'no' and Fennel abstaining]

#### **CORRESPONDENCE:**

Letter from the Lion's Club regarding the McKenzie Library Building was referred to the Finance Committee. Letter from Barb Hogan regarding downtown development was placed on file.

**NEW BUSINESS:** Village Board will not meet on January 2, 2002, the first Board meeting in 2002 will be held on January 15<sup>th</sup>.

Moved by Fennel, seconded by Odier and carried unanimously on roll call to adjourn at 8:15 p.m. into closed session pursuant to State Statute 19.85(1)(g): Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved – consideration of border agreement with Town of Vernon/Village of Big Bend.

Bernard Kahl, MMC  
Village Clerk/Treasurer