

President Wagner called the Village Board meeting to order on January 3, 2006 at 7:30 p.m. at the Village Hall. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, & WAGNER. Member excused: DEBE. Also present: Library Director McBride, Police Chief Winchowky, DPW Supv Brandemuehl, and Attorney Reilly.

Moved by Fickau and seconded by Hogan to approve the minutes of the December 20, 2005 meeting, corrected with the following statement under Personnel: 'The staffing of the Fire Department 24/7 will be reviewed by the Finance Chairman, Clerk and Fire Chief for the impact it is having on the 2006 budget.' Motion carried without a negative vote.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$42,916.47; Fire/Amb \$2,523.24; TID #3 \$1,720.69; Capital Equip \$194.98; Library \$3,904.59; Capital Impvts \$7,240.50; 2004 GO \$5,447.52; Water \$3,802.68; Sewer \$20,111.36; Taxroll \$26,181.24. Motion carried without a negative vote.

PERSONNEL – Moved by O'Bryan and seconded by Fennel to approve Resolution 2006-02: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED FULL-TIME EMPLOYEES.** Salary schedule is for 2006 and the hourly rates fare for 2006-2008. Motion carried on a vote of 5 ayes and 1 nay (Fickau voting 'no'). Moved by Hogan and seconded by Fennel to approve Resolution 2006-01: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED LIBRARY EMPLOYEES & PART-TIME EMPLOYEES.** Motion carried on a vote of 5 ayes and 1 nay (Fickau voting 'no'). Moved by Hogan and seconded by Fennel to approve and authorize the signing of the Professional Police Association for 2006-2008. Motion carried on a vote of 5 ayes and 1 nay (Fickau voting 'no').

JUDICIAL – Moved by Hogan and seconded by Fickau to approve the Operator's license for Hannah L. Jernigan. Motion carried without a negative vote. Alcohol Beverage License Quota and other revisions were returned to the Judicial Committee.

PUBLIC WORKS – Moved by Fickau and seconded by Fennel to approve the Final Payment for the 2004 Road Program and Change Order #1 for a reduction of \$12,893.36. Motion carried without a negative vote.

VILLAGE ATTORNEY – Moved by Fennel and seconded by Hogan to approve the Letter of Credit Reduction for The Orchards of Mukwonago Phase I in the amount of \$420,332.05. Motion carried without a negative vote.

NEW BUSINESS: Moved by Fickau and seconded by Fennel to approve the WE Energies permits for 636 Prairie Hill Ave and 622 Valhalla Drive. Motion carried without a negative vote.

Moved by Hogan and seconded by Fickau and carried to adjourn at 8:05 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order at 7:30 p.m. on January 17, 2006. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, DEBE, & WAGNER. Also present: Fire Chief Rolfe, DPW Supv Brandemuehl, Water Supt Walenczyk, Village Engineer Peot, Police Lt. LaDue, & Attorney Reilly.

Moved by Fickau and seconded by O'Bryan to approve the minutes of the January 3, 2006 meeting as presented. Motion carried without a negative vote.

Treasurers, Mileage, Police, Fire and Library reports for December 2005 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Mark Weiss addressed the Board regarding Class B Beer license quota and his plans to build an Italian Restaurant.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$125,466.83; Fire/Amb \$27,386.20; TID General \$230,211.56; TID S/W \$71,400.73; Recycling \$33,339.42; Capital Equip \$4,455.96; Library \$47,423.94; Capital Impvts \$12,159.18; 2001 GO Bond \$10,598.75; 2004 GO Note \$31,992.96; Water \$34,189.58; Sewer \$17,550.83; Taxroll \$2,005,673.84; Parkland \$2,025.61. Motion carried without a negative vote. Credit Card policy and Vouchers Payable Policy will remain in committee.

PERSONNEL – Moved by Hogan and seconded by Debe to approve Resolution 2006-03: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED LIBRARY EMPLOYEES AND PART-TIME EMPLOYEES.** Motion carried on a vote of 6 ayes and 1 nay (Fickau voting 'no'). Moved by Hogan and seconded by Debe to approve Resolution 2006-04: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED FULL-TIME EMPLOYEES.** Motion carried on a vote of 6 ayes and 1 nay (Fickau voting 'no').

JUDICIAL – Moved by Debe and seconded by Fickau to approve the operator's licenses for Dennis M. Ostrowski, Sr., Tiffany A. Kersten, Michael P. Brillowski & Barbara A. Prochniak. Motion carried without a negative vote. Moved by Debe and seconded by Fennel to approve the Temporary Class B Beer Licenses for St. James Parish for 01-20-2006; Knights of Columbus for 01-22-2006; and Knights of Columbus for 02-10-2006. Motion carried without a negative vote. Transfer of license from Premise to Premise for Mukwonago Liquor & Beer LLC will remain in committee. Letter from Mark A. Weiss regarding Class B Beer License was placed on file. Speed Limit and Passing Lane on Honeywell Road & Ordinance regarding Outdoor Bands and Other Noise Concerns will remain in committee. Letter from Darwin Greenwald regarding Class A Beer License was placed on file. Moved by Debe and seconded by Fennel to recommend accepting the draft ordinance of statement of intent as presented and adopted of the liquor and beer quotas for all classes. Motion lost on a vote of 1 aye and 6 nays (Debe voting 'yes'). Moved by Fennel and seconded by Pires to approve increasing the Class B Beer quota to match the Class B Liquor quota and that the Ordinance be at the next meeting. Motion carried without a negative vote.

PUBLIC WORKS – Change Order #3-Plank Road Area Utility and Street Reconstruction will remain in committee. Eimco Cleartech Invoice has been paid, no further action is necessary. Moved by Fickau and seconded by Pires to ask the County for a roundabout at the CTH ES/NN and Holz Parkway intersection with consideration being given for it to handle large vehicle turn swings. Motion carried on a vote of 6 ayes and 1 nay (Debe voting 'no'). Request from Seaquist Closures for sewer charge break due to evaporation will remain in committee.

HEALTH & RECREATION – Request from Dunkin Baker will remain in committee.

PLANNING COMMISSION:

MEDALLIONS ON ANTIGUA REAL – Moved to accept the Planning Commission recommendation to approve the use of Medallions on Antigua Real building as architectural amenities and approval of the 24 x 36 inch sign above the front entry. Motion carried without a negative vote.

ARCHITECTURAL/SITE PLAN AND SIGN REVIEW-GOODEN'S SPORTING GOODS AT 1012 MAIN STREET – Moved by Fickau and seconded by Hogan to accept the Planning Commission recommendation to approve the Site Plan with conditions:

1. Sign approval will occur at a later date.
2. The final landscaping plan is to be submitted to and approved by the Zoning Administrator.
3. Plans for the dumpster enclosure shall be submitted to and approved by the Zoning Administrator.
4. Redevelopment of the site shall be consistent with the submitted plans by Prairie Lights Architecture.
5. Under new parking regulations they need 97 parking spaces and they have 66, north and east will just be painted.

Motion carried without a negative vote.

ORDINANCE NO. 786 – Moved by Fennel and seconded by Fickau to accept the Planning Commission recommendation to adopt Ordinance No. 786: **AN ORDINANCE TO AMEND SECTION 100-21(5)(a) OF THE VILLAGE OF MUKWONAGO MUNICIPAL CODE PERTAINING TO FUELING OPERATIONS.** Motion carried without a negative vote.

VILLAGE ATTORNEY – Trunk Radio Service System Agreement for the Fire Department is the 800 MHz system and if the Village enters into the agreement they must pay the County \$37,212.41 by January 31, 2006 or interest will be added after that date. We will need to pay for infrastructure cost incurred by the County and we will receive service for 6 village radios and 51 for the Fire department. Additional cost is operational cost which would be about 2% and a \$75.00 charge for programming and maintenance cost. Grant funds will be used. Move by O'Bryan and seconded by Fennel to approve the County-Wide Trunked Radio Services Non-Charter Member Agreement conditioned upon the Town of Mukwonago also approving and entering into of its Agreement with the County and conditioned upon the infrastructure costs for the Village being \$37,212.41 if paid by the Village by 1/31/06. Motion carried on a vote of 6 ayes and 1 nay (Fickau voting 'no').

VILLAGE ENGINEER – Moved by Fickau and seconded by Fennel to approve Change Order #1 for Oakland Avenue Contract for an increase in the amount of \$9,182.78. Motion carried without a negative vote.

NEW BUSINESS: Moved by Fennel and seconded by Fickau to approve the WE Energies permit request for 505 Valhalla Drive. Motion carried without a negative vote. Time Warner Cable permit request for Fox River View Subdivision will remain on the agenda.

Moved by Hogan and seconded by Fickau and carried to adjourn at 8:38 p.m.

Bernard W. Kahl, WCPC, MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board to order at 7:30 p.m. on February 7, 2006 at the Village Hall. Members present: PIRES, HOGAN, FENNEL, O'BRYAN, & WAGNER. Members excused: FICKAU & DEBE. Also present: Police Lt. LaDue, DPW Supervisor Brandemuehl, Water Supt Walenczyk, Engineer Peot, Library Director McBride, Planner Kaniewski, and Attorney Reilly.

President Wagner called the Public Hearing before the Mukwonago Village Board and SEWRPC regarding the Mukwonago Sanitary Sewer Area Amendment at 7:31 p.m. Planner Bruce Kaniewski addressed the citizens from the Board's view. Tim McCauley of SEWRPC addressed the plans as submitted by SEWRPC. This amendment is for the Edgewood Planning Area.

Fred Huey, S93 W27705 Edgewood Avenue – Most of this land is in the Village. R/ - Most of this land extends beyond the Village limits and as property owners petition to come into the Village they will have sewer and water available to them as they request it for development.

Citizen of Vernon – Will the property owners be responsible for cost of installations? R/ - If the property owner request annexation to the Village and wants to develop the property then the developer will pay the cost of extending the mains. The Village does not go out and grab property to annex, it must be the request of the property owner(s).

Ken Cerny, CTH ES – Is sewer and water done together? R/ - Sewer mains follow the lay of the land and water mains run through the area.

No further appearances. The hearing was closed at 7:52 p.m.

Moved by Fennel and seconded by Hogan to approve the minutes of the January 17, 2006 Board meeting as presented. Motion carried without a negative vote.

COMMENTS FROM THE PUBLIC:

Mr. DN Greenwald, 632 Oakland Avenue – Requested that the Board waive the interest charge on his TID special assessment because he paid the assessment late but maintains that he should not be charged until he is 30 days late from the due date instead of the invoice date.

NEW BUSINESS:

Moved by Fennel and seconded by O'Bryan to adopt the Sanitary Sewer Area Amendment for the Edgewood Planning Area. Motion carried without a negative vote.

COMMITTEE REPORT:

FINANCE – Moved by Pires and seconded by Hogan to approve the following vouchers: Village \$80,392.71; Fire/Amb \$20,458.54; TID #3 General \$5,538.60; TID #3 S/W \$2,880.56; Other Designated \$977.08; Recycling \$637.86; Capital Equip \$7,555.00; Library \$7,154.21; Capital Impvts \$5,484.63; 2001 GO \$104,327.96; 2004 GO \$27,344.18; Water \$34,246.24; Sewer \$64,769.63; Taxroll \$32,815.44; Parkland \$178.00. Motion carried without a negative vote. Moved by Pires and seconded by Fennel to deny the request of DN Greenwald to waive the interest charge on the TID #3 special assessment for failure to pay on the due date. Motion carried without a negative vote. Police department will be purchasing the new squad from Ewald Motors and obtaining the warranty service through Horter Chevrolet. Review status of the Fire Department credit card will stay in committee. Committee is still reviewing the setup to sell surplus equipment on EBay or GovDeals; they will be going forward with this policy but need time to write and approve it.

JUDICIAL – Moved by Hogan and seconded by Fennel to approve the operator's licenses for Jennifer E. Fero, Donna L. Harris, Tiffany A. Kersten, Deanna R. Miller, and Jennifer J. Troyer. Motion carried without a negative vote. Moved by Hogan and seconded by Fennel to approve the application for Temporary Class B Wine and Beer license to St. James School for February 16, 2006 and a Temporary Class B Beer license to St. James Parish for February 17, 2006. Motion carried without a negative vote.

PROTECTIVE SERVICES – Review of Ambulance Fee Schedule and Trunked Radio Services Non-Charter Member Agreement-Fire Dept can be removed from the agenda. Employee Handbook will

remain in committee. Sale of the Haz Mat trailer will be tabled until Spring. No issues were discussed on the use of Attorneys for Fire & Ambulance issues.

VILLAGE ATTORNEY: Moved by O'Bryan and seconded by Fennel to adopt Resolution 2006-05: **A PRELIMINARY RESOLUTION OF THE VILLAGE OF MUKWONAGO DECLARING THE INTENT OF THE VILLAGE BOARD TO ESTABLISH A UTILITY DISTRICT IN THE VILLAGE.** Motion carried without a negative vote. Moved by Fennel and seconded by Hogan to approve the amended date of the Letter of Credit for The Orchards of Mukwonago, Phase 1, to January 23, 2007. Motion carried without a negative vote. Moved by Fennel and seconded by Hogan to approve the Letter of Credit for Black Bear Development in the amount of \$548,045.78. Motion carried without a negative vote.

VILLAGE PRESIDENT: Letters from SEWRPC regarding the Municipal Fiscal Capacity Analysis and the Potential Public Enterprise Telecommunications Network were placed on file in the Clerk's Office. Moved by Pires and seconded by Fennel to approve the President's appointment of Jill Hense to the Library Board. Motion carried without a negative vote.

NEW BUSINESS: Moved by Fennel and seconded by Pires to approve the Village of Mukwonago Permit for the installation of water main on CTH NN subject to the condition that the Developer pay all cost associated with the installation and restore the land. Motion carried without a negative vote. Moved by O'Bryan and seconded by Fennel to approve the Time Warner Permit for the installation of Cable TV on Edgewood Avenue. Motion carried without a negative vote. Moved by Hogan and seconded by Fennel to approve the WE Energies Permit for Gas Mains and Service Relocation on Henry Street. Motion carried without a negative vote. Moved by Hogan and seconded by Fennel to approve the WE Energies permits for 441 Fritz Way, 1617 Grey Fox Trail and 520 Minors Drive. Motion carried without a negative vote.

Moved by Hogan and seconded by Fennel to adjourn at 8:14 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

Clerk Kahl called the Village Board meeting to order on February 21, 2006 at 7:30 p.m. Members present: PIRES, HOGAN, FENNEL, O'BRYAN, & DEBE. Members excused: FICKAU & WAGNER. Also present: Police Chief Winchowky, Fire Chief Rolfe, DPW Supv Brandemuehl, Water Supt Walenczyk, Engineer Peot, & Attorney Reilly.

Moved by Fennel and seconded by O'Bryan to nominate Trustee Debe as Acting President. Motion to approve Trust Debe as Acting President carried without a negative vote.

Announcement was made that the Village would adjourn into closed session upon adjournment of the regular meeting and reconvene into open session again pursuant to State Statute 19.85(1) (G).

Public hearing for the Creation of Proposed Strom Water Utility District No. 1 was opened at 7:32 p.m. James Piala, S39 W27833 Genesee Road, Waukesha – Does his property fall within the boundary of the district and what is the proposed cost?

Nancy Gloe, 19355 Huntington, Brookfield – Thanked the Village for protecting the river by taking this step forward.

Dick Greenwald, 632 Oakland Avenue – Will there be charges against vacant land.

Marilyn McCarthy, S108W27690 Maple Avenue – What are the annual cost for the district and the cost per parcel? Where is wetland monitoring located and when will the District start?

Bryan of Waters End Investments, W320N1161 Butternut Ridge Court, Delafield – I thought there was not going to be a charge to our area for the TID development?

Catherine Ebli, S74W32190 Claire Drive – Will we be allowed to vote as taxpayers on this issue? Response=Board will vote on the issue, not the residents. Is our tax dollar used north of I-43? Response=Yes, all tax money is used throughout the Village.

Public hearing closed at 7:41 p.m. Christy Kraemer of Ruekert & Mielke gave a presentation of the plan. Street sweeping would not be a charge for the district. Estimated cost is \$13.98 per ERU and money collected would go into a separate bank account. Vacant land will not have a charge until development starts. This District will have two future ponds, one to be located in phase 2 and one east of the Clinic. Payments are for maintenance only.

Moved by Hogan and seconded by O'Bryan to approve the minutes of the February 7, 2006 meeting as presented. Motion carried without a negative vote. Treasurer, Mileage, Police, Fire, and Library reports for January 2006 were placed on file in the Clerk's office.

COMMENTS FROM THE PUBLIC:

County Supervisor Rodell Singert – The County Public Works turned down your inquiry for a round-about at CTH NN/CTH ES & Holz Parkway. At this time it would increase the cost by \$200,000. Traffic signals will be installed late summer or early fall. County Board is discussing reducing the number of Supervisors to either 19 or 25.

Larry Hanson introduced himself as the new reporter for the Mukwonago Chief covering the meetings.

Tom Jones, 401 Lois Street – We have a prediction of more snow coming this weekend and the last snow fall the plow hit a rise in the patch work done by the gas company. Clerk will notify the gas company about the problem.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to approve the following vouchers: Village \$69,659.96; Fire/Amb \$20,410.05; TID #3 General \$1,437.26; TID #3 S/W \$423.14; Recycling \$32,775.90; Capital Equip \$99,103.72; Library \$12,823.39; Capital Impvts \$39,387.78; 2001 GO \$2,260.44; 2004 GO \$18,571.90; Water \$21,252.75; Sewer \$24,426.88; Taxroll \$1,108,710.75. Motion carried without a negative vote. We had a special presentation of the EMS Reporting Program which

will save the Village money in supplies and wages. Committee is working on a policy for selling surplus equipment on E-Bay.

PERSONNEL – Committee will have a decision on the WWTP Supervisor position completed by March 1st.

JUDICIAL – Moved by Debe and seconded by Pires to approve the Temporary Class B Beer & Wine License to St. James School for March 2, 2006. Motion carried without a negative vote. Moved by Debe and seconded by Pires to approve the Temporary Class B Beer License to St. James Parish for March 11, 2006. Motion carried without a negative vote. We don't have an application from Whatever Baskets and they should have that in by March 1st with the address of where they will be doing business otherwise they should be turning in their license. Moved by Debe and seconded by Hogan not to approve the application for premise to premise transfer for Mukwonago Liquor & Beer LLC from 545 Bay View to 714-716 Main Street and return the license back to the Village. Motion and second were withdrawn. Moved by Debe to deny the application for premise to premise transfer for Mukwonago Liquor & Beer LLC license from 545 Bay View to 714-716 Main Street. Motion lost for lack of a second. Moved by Pires and seconded by Fennel to approve the application for premise to premise transfer for Mukwonago Liquor & Beer LLC to the address as set forth in the application. Motion carried with a vote of 4 ayes and 1 nay [Debe voting 'no']. Letter from Mr. Darwin Greenwald regarding status of his Class A Beer license request for the 5 Star Station was placed on file. Moved by Debe and seconded by Fennel to adopt Ordinance No. 788: *AN ORDINANCE TO AMEND SECTION 6-36(c) OF THE MUNICIPAL CODE RELATING TO ALCOHOL BEVERAGE LICENSE QUOTAS*. Motion carried on a vote of 4 ayes and 1 nay [Debe voting 'no']. Speed Limit and Passing Lane on Honeywell Road can take the item off the agenda. Ordinance regarding Outdoor Bands and Other Noise Concerns will remain on the agenda.

PUBLIC WORKS – Moved by O'Bryan and seconded by Fennel to approve Change Order #3-Plank Road Area Utility and Street Reconstruction for a net increase in the Contract Amount of \$26,469.02. Motion carried without a negative vote. No action was taken on items 2-5 and will remain in committee.

HEALTH & RECREATION – Moved by Fennel and seconded by Hogan to approve the Mukwonago Lions Club use of Field Park for the Easter Egg Hunt on April 8, 2006 with a rain date of April 15, 2006 and to waive the use fee. Motion carried without a negative vote. Moved by Fennel and seconded by Hogan to approve the Mukwonago Lions Club use of Field Park for Summerfeste for June 13-19, 2006 and to waive the use fee. Motion carried without a negative vote. Bench placement in the Park can be removed from the agenda.

PLANNING COMMISSION – Moved to accept the Plan Commission recommendation to approve the Affidavit of Correction to CSM – Whitetail Run with the correction of 'property located in the Village of Mukwonago and in Fox River View Subdivision'. Motion carried without a negative vote. Moved by Debe and seconded by Hogan to accept the recommendation to approve the Extraterritorial CSM for W182 County Road L, Lester Horlacher. Motion carried without a negative vote.

VILLAGE ATTORNEY: Moved by Hogan and seconded by Fennel to authorize the Water Supt. to sign the License Agreement with Dr. Glenn and Lisa Caine. Motion carried without a negative vote. Update to the Sidewalk Ordinance will be on the next agenda. Black Bear Storm Water Management Plan will also be on the next agenda. Resolution 2006-07 on the Multi-Use Trail along CTH NN will go to the Plan Commission meeting first.

VILLAGE ENGINEER: Moved by O'Bryan and seconded by Fennel to table the Resolution 2006-06 and Ordinance No. 789 until the next meeting. Motion carried without a negative vote.

CORRESPONDENCE: Letter from WE Energies regarding Use of Land was placed on file in the Clerk's Office.

NEW BUSINESS: Moved by O'Bryan and seconded Fennel by to approve the WE Energies permit request for 539 Valhalla Drive. Motion carried without a negative vote.

Moved by Fennel and seconded by Pires to adjourn at 9:01 p.m. into closed session and to reconvene into Open 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 – Discussion with Village Attorney regarding Liquidated damages, Contract between Village and Super Excavators. Motion carried unanimously upon roll call.

The Village Board meeting reconvened at 9:20 p.m. Members present: PIRES, HOGAN, FENNEL, O'BRYAN, & DEBE. Members excused: FICKAU & WAGNER. Also present: Attorney Reilly and Engineer Peot.

Moved by Fennel and seconded by Hogan that the Village approve waving all liquidated damage claims against Super Excavators upon payment to the Village of Mukwonago in the amount of \$17,638.75 and contingent upon all contract indemnifications still being in place. Motion carried without a negative vote.

Moved by Fennel and seconded by O'Bryan and carried to adjourn the meeting at 9:21 p.m.

Bernard W. Kahl, MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on March 7, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, O'BRYAN, DEBE, & WAGNER. Member excused: FENNEL. Also present: Library Director McBride, Police Chief Winchowky, Fire Chief Rolfe, Attorney Reilly, Water Supt Walenczyk, & Engineer Peot.

Moved by Debe and seconded by Hogan to approve the minutes of the February 21, 2006 meeting as presented. Motion carried without a negative vote.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to approve the following vouchers: Village \$43,956.90; Fire/Amb \$164,174.83; TID #3 General \$1,050.00; Recycling \$21.02; Capital Equip \$9,820.00; Library \$4,526.02; Capital Impvts \$141.00; Water \$12,138.03; Sewer \$12,238.46; Taxroll \$8,124.83. Motion carried without a negative vote. Speaker for front office at the Police Dept and Selling on e-Bay will remain in committee. Repairs to the Thermal Imaging Camera for the Fire Department will cost approximately \$3,400.00 and will come out of the Fire Dept Repair Budget.

JUDICIAL – Moved by Debe and seconded by O'Bryan to approve the Temporary Class B Beer License for St. James Parish for March 17, 2006. Motion carried without a negative vote.

PERSONNEL – The Committee will do further searching on a candidate for the WWTP position. Police Clerk/Dispatcher negotiations will be on March 8, 2006 at 6:00 p.m.

PROTECTIVE SERVICES – Big Bend-Vernon Fire Chief approached Chief Rolfe about the possibility of the Village Fire/Medics working for their department on a limited basis. It would be a short-term solution for Big Bend-Vernon and some restrictions would be set for the working hours. Moved by O'Bryan to allow the Village Fire/Medics to work within parameters & guidelines set by Chief Rolfe with his approval and contingent upon the approval by the Town. Motion died for lack of a second. Village Board members want more information. Fire Department Donated Funds can be removed from the committee agenda. Employee Handbook will remain in committee. Nothing to report on the use of the Attorneys.

PLAN COMMISSION – Moved by Hogan and seconded by Fickau to adopt Ordinance No. 787: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO** New Life Rezone). Motion carried without a negative vote.

VILLAGE ENGINEER: Moved by Fickau and seconded by Hogan to approve Resolution 2006-06: **A RESOLUTION ESTABLISHING BY ORDER OF THE VILLAGE BOARD A UTILITY DISTRICT IN THE VILLAGE OF MUKWONAGO TO WIT: VILLAGE OF MUKWONAGO UTILITY DISTRICT NO. 1.** Motion carried without a negative vote. Moved by Debe and seconded by O'Bryan to adopt Ordinance No. 789: **AN ORDINANCE TO CREATE SECTION 86-287 & 86-294 OF THE VILLAGE OF MUKWONAGO MUNICIPAL CODE PERTAINING TO STORM WATER UTILITY DISTRICT NO. 1.** Motion carried without a negative vote.

VILLAGE ATTORNEY: Moved by Debe and seconded by Fickau, to approve the reduction to the Letter of Credit for Fox River View in the amount of \$898,365.78. Motion carried without a negative vote. Moved by Fickau and seconded by O'Bryan to approve the Storm Water Management Maintenance Restrictions for CSM #3345429 And Adjacent Lands in Black Bear LLC Development contingent upon comments from the Village Engineer. Motion carried without a negative vote.

VILLAGE PRESIDENT: Moved by Fickau and seconded by Pires to approve the President's appointment of Jeri Posekany, 114 Oakland Ave; to the Library Board. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the President's appointment of John Somers, 1228 Riverton Drive; as 1st Alternate to the Board of Building & Zoning Appeals. Motion carried without a negative vote. Moved by Fickau and seconded by Pires to approve the President's

appointment of Dave Mades, 1214 Western Trail; as 2nd Alternate to the Board of Building & Zoning Appeals. Motion carried without a negative vote.

NEW BUSINESS: Moved by Fickau and seconded by Hogan to approve the Time Warner Permit for underground utilities at 700 Swan Drive. Motion carried without a negative vote. Moved by Fickau and seconded by Pires to approve the Time Warner Permit for underground utilities at 400 Wahl Avenue. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the WE Energies permit for 522 Valhalla Drive. Motion carried without a negative vote.

Moved by Fickau and seconded by Pires and carried to adjourn the meeting at 7:52 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

Acting Village Clerk Shawn Reilly called the Village Board meeting to order on March 21, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, & DEBE. Member excused: WAGNER. Also present: Police Chief Winchowky, Fire Chief Rolfe (left meeting shortly after the meeting started), DPW Supervisor Brandemuehl, Building Inspector/Zoning Administrator Hankovich, Engineer Peot, Water Supt Walenczyk, Planner Kaniewski, & Library Director McBride.

Moved by Pires and seconded by Fennel to nominate Trustee Fickau as Acting Village President. Motion carried without a negative vote. Moved by Hogan and seconded by Pires to approve the March 7, 2006 minutes as presented. Motion carried without a negative vote.

COMMENTS FROM THE PUBLIC:

County Supv Rodell Singert – Handed out material on County Wide WiFi. Reilly commented on the issue.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to approve the following vouchers: Village \$18,996.70; Fire/Amb \$223,233.44; TID #3 General \$900.00; Other Designated \$535.60; Recycling \$32,878.50; Economic Development \$19,661.13; Capital Equipment \$17,464.35; Library \$7,629.74; 2004 GO Note \$16,656.78; Water \$9,837.96; Sewer \$20,750.11; Taxroll \$19,320.68. Motion carried without a negative vote. Moved by Pires and seconded by Hogan to approve the use of donated funds to purchase Image Trend EMS Reporting Software and approve \$1,800.00 from budgeted funds for licensing and to set aside donated funds for tough book replacement or repairs in the future. Pires indicated that the Town has approved paying for ½ half of the licensing fee. Motion carried without a negative vote. Moved by Pires and seconded by Hogan to start the process to borrow money for public work projects; \$2,650,000 for GO and \$2,700,000 for Revenue Bonds (Water/Sewer). Motion carried without a negative vote. Moved by Pires and seconded by Hogan to adopt Ordinance No. 790: **AN ORDINANCE TO AMEND SECTION 70-15(a) AND (b) OF THE VILLAGE OF MUKWONAGO MUNICIPAL CODE REGARDING ACTION TO BE TAKEN ON OVERDUE STATEMENT.** Motion carried without a negative vote. Moved by Pires and seconded by Hogan to adopt Ordinance No. 791: **AN ORDINANCE TO AMEND SECTION 18-26(c) OF THE VILLAGE OF MUKWONAGO MUNICIPAL CODE SETTING FEES BY RESOLUTION.** Motion carried without a negative vote. Moved by Pires and seconded by Hogan to adopt Ordinance No. 793: **AN ORDINANCE TO AMEND VARIOUS SECTIONS OF CHAPTER 86 OF THE VILLAGE OF MUKWONAGO MUNICIPAL CODE SETTING FEES BY RESOLUTION.** Motion carried without a negative vote. Moved by Pires and seconded by Hogan to approve Resolution 2006-08: **A RESOLUTION TO ESTABLISH THE VILLAGE OF MUKWONAGO SCHEDULE OF FEES.** Motion carried without a negative vote. Moved by Pires and seconded by Hogan to approve the expenditure of \$516.00 for a speaker for the front office of the Police Station. Motion carried without a negative vote. Moved by Pires and seconded by Hogan to approve the e-Bay Policy for selling Village equipment. Motion carried without a negative vote.

PERSONNEL – Employee Handbook and Policies will remain in committee.

JUDICIAL – Moved by Debe and seconded by Fennel to approve the Operator's License for Heather K. McKenna & Heather A. Bouchard. Motion carried without a negative vote. Transfer of License from Premises to Premise for Whatever Baskets from 210 Fox Street to 105 Fox Street will remain in committee. Moved by O'Bryan and seconded by Fennel to authorize the Police Chief to investigate the Transfer of License from Premises to Premise for Whatever Baskets and contact the Village Attorney if necessary. Police Chief will report back to the Village Board. Motion carried without a negative vote. Moved by Debe and seconded by Fennel to approve the Change of Agent for the Village Pumper Group LLC to John W. Theisen at 710 Main Street. Motion carried without a negative vote. Moved by Debe and seconded by O'Bryan to approve the application for the Reserve Class B Liquor and Class B Beer license to Estella's Italian Grille, Inc., Mark A. Weiss, Agent; 325 Bay View Road. Motion carried without a negative vote. Moved by Debe and seconded by Hogan to adopt Ordinance No. 792: **AN ORDINANCE TO AMEND SECTION 82-151 OF THE VILLAGE OF MUKWONAGO MUNICIPAL CODE.**

Motion carried without a negative vote. Moved by Debe and seconded by Hogan to approve Resolution 2006-07: **A RESOLUTION APPROVING THE BAIL BOND SCHEDULE AS SET BY THE MUNICIPAL JUDGE OF THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote.

PUBLIC WORKS – Asbestos Inspection Service Quotes for 509 Division Street will be reviewed by the Village Attorney and discussed at the next meeting. No action was taken on the Mukwonago Shores Phase III project. Moved by Fickau and seconded by Fennel to approve the moving of street lights on Blood Street so they are near a hydrant. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to install a street light on Wahl Avenue near the turn around that will be installed. Motion carried without a negative vote. Acquire land from the Town for the Wahl Avenue turn around will remain in committee. Moved by Fickau and seconded by Hogan to accept the bid for the Mukwonago Shores Project-Phases 2 & 3 in the amount of \$3,162,545.25 to Mainline Sewer & Water, Inc., contingent upon the Village completing the borrowing of necessary funds. Motion carried without a negative vote. Moved by Fickau and seconded by Debe to permit the installation of Water Main Relay in the Mukwonago Shores Project. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to accept the committee recommendation to deny waiving the penalty for the water & sewer bill for Mukwonago Area School District. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the committee recommendation to deny waiving the penalty for the water & sewer bill for Barbara Huckle at 1119-1121 Western Trail. Motion carried without a negative vote. Moved by Fickau and seconded by Pires to approve the Atkinson Street Pump Station modifications for emergency bypass pumping connections in the amount of \$5,900.00. Motion carried without a negative vote. Agreement with the Village of East Troy for Water Service with the Village of Mukwonago will remain in committee. Moved by Fickau and seconded by Fennel to approve installing a culvert on East Wolf Run by the DPW at a cost not to exceed \$7,000.00. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the WE Energies permit to change the location of the main crossing in Edgewood Avenue from the East entrance to the West entrance. Motion carried without a negative vote. Moved by Fickau and seconded by Debe to have the County install signal lights at the intersection of Holz Parkway/CTH NN/CTH ES. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to approve Change Order #2 for the Mukwonago Shores Paving and Utilities project Phase I which extends the substantial completion date to November 1, 2005 for a net increase of 17 days. Motion carried without a negative vote.

PLAN COMMISSION:

SITE PLAN & ARCHITECTURAL REVIEW-MARSHALL AUTO BODY – Moved by Debe and seconded by Fennel to accept the Plan Commission recommendation to recommend to the Board of Zoning & Building Appeals supporting the B-3 Zoning use of lot 5 for Marshall Auto Body at CTH ES/Phantom Woods Road and contingent upon the following conditions:

1. Subject to Conditional Use Permit approval
2. Subject to plans prepared by Gerald Nell Inc., dated February 15, 2006
3. A revised landscaping plan is to be submitted and reviewed by the Zoning Administrator.
4. The ingress/egress to the lot must be paved.
5. The appropriate building permits are obtained.
6. Stormwater Management plan be completed and.
7. Amendment to the Developers agreement must be modified for sewer lateral location.

Motion carried without a negative vote.

MODIFIED BUILDING ELEVATION REVIEW-RENOVATION TO BUILDING FOR GOODDEN'S SPORTING GOODS – Moved by Fickau and seconded by Debe to accept the Plan Commission recommendation to the Village Board to approve the updated plan of Goodden's Sporting Goods store at 1012 Main Street. Motion carried without a negative vote.

ENTRY SIGNS FOR EDGEWOOD MEADOWS – Moved by Fickau and seconded by Fennel to accept the recommendation of the Plan Commission for the approval of the Edgewood Meadows sign and marker plan subject to the following conditions:

1. The sign and marker construction is consistent with the submitted plans.
2. Developer Roland Roth understands that the Homeowner's Association is responsible for maintenance of all of the signs and markers, and the Village does not assume any liability or maintenance in regards to the marker located within the western boulevard median.
3. Prior to installation, applicant shall obtain a building permit for all the signs and markers from the Village building department.
4. And approval is based upon the revised plans dated March 7, 2006.

Motion carried without a negative vote.

EXTRATERRITORIAL CSM REVIEW-FRED LEPPIN FOR 143 MIRAMAR ROAD – Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation for the approval of the Extraterritorial CSM for Fred Leppin on Miramar Road subject to the following conditions:

1. Prior to the construction of any residences, a wetland delineation study must be completed per Note 1 on Sheet 4 of 6.
2. Put on the CSM that the owner of lot-1 shall be responsible for maintenance of stop sign being installed at the entrance/egress easement abutting Miramar Road.
3. Owner to remove all vegetation over 3-foot high within 10-feet from stop sign at Miramar Road.

Motion carried on a vote of 5 ayes and 1 nay [Hogan voting 'no'].

RESOLUTION 2006-09 – Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation to adopt Resolution 2006-09: **A RESOLUTION OF NECESSITY - MULTI-USE TRAIL ON CTH NN**. Motion carried without a negative vote.

TRACTOR SUPPLY CO-857 S. ROCHESTER STREET – Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation to the Village Board to approve the Architectural and Site Plans for Tractor Supply Company subject to the following conditions:

1. Site Plan will be adjusted to show the number and locations of bollards as discussed on March 20, 2006.
2. Redevelopment of the Site shall be consistent with the architectural plan set signed by Glen Oxford on March 8, 2006, with revisions as necessary to conform with State and Village Building Codes, and other applicable ordinances.
3. Redevelopment of the site shall be consistent with the engineering plan sets prepared by National Survey and Engineering, dated March 8, 2006 for both the Tractor Supply Company portion of the site and the remaining Wal-Mart portion of the site.
4. Redevelopment and use of the Tractor Supply Company of the building and site shall be consistent with submitted color and material samples, and the submitted Plan of Operation.
5. Redevelopment of the entire site shall be consistent with the information submitted by Wal-Mart representatives.
6. Prior to reconstruction, all applicable permits shall be issued.
7. Prior to occupancy, all site improvements shall be completed, such as new landscape islands and landscape plantings.
8. Prior to occupancy, the remainder of the building not occupied by Tractor Supply Company shall be painted in a neutral color, as approved by the Zoning Administrator.

Motion carried without a negative vote.

Moved by Fickau and seconded by Debe to recommend to the Village Board the approval of the sign request for Tractor Supply Company and the logo as presented. The Village considers the logo as part of the original sign and recognizes that the total sign is less than the allowable square feet as stated in the Ordinance. Motion carried without a negative vote. Moved by Fennel and seconded by Debe to advise the Board of Zoning & Building Appeals that the Village Board supports the approval of the Conditional Use request of Tractor Supply Company subject to the conditions of the Plan Commission and subject to minor bollards changes as discussed with the Plan Commission. Motion carried without a negative vote.

EXTRATERRITORIAL PRELIMINARY PLAT REVIEW-PHEASANT FIELDS AT CTH 83 SOUTH OF FROG ALLEY-RANDOLPH & BRENDA SCHUETT – Moved by Fickau and seconded

by Fennel to approve the Extraterritorial Preliminary Plat Review of Pheasant Fields. Motion carried without a negative vote.

CORRESPONDENCE: *LETTER FROM TOWN OF MUKWONAGO REGARDING PROCESS FOR REVIEWING THE FIRE DEPARTMENT BUDGET* – Moved by Fickau and seconded by Pires to have the Finance Committee draft a response and present it to the Village Board for review. Motion carried without a negative vote.

NEW BUSINESS: Moved by O'Bryan and seconded by Hogan to approve the Time Warner Permit for installation of Cable TV on Baxter Road. Motion carried without a negative vote.

Moved by Fennel and seconded by O'Bryan and carried to adjourn the meeting at 9:30 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the special meeting of the Village Board to order on March 29, 2006 at 7:30 p.m. Members present: PIRES, HOGAN, FENNEL, O'BRYAN, DEBE, & WAGNER. Member absent: FICKAU.

Moved by Pires and seconded by Debe 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 – WWTP Supervisor Position, Personnel Files and Sick-Time Clarification. Motion carried unanimously upon roll call.

Moved by Hogan and seconded by Pires to submit the name of Erik Hanson for the position of Wastewater Treatment Supervisor with the following conditions:

1. That the Personnel Chairman have a talk with the candidate about Village expectations
2. That quarterly reviews be done while on probation
3. That the employee serve a 1-year probation
4. That the employee take management courses

Motion carried on a vote of 4 ayes and 2 nays [O'Bryan & Debe voting 'no']. Resolution for pay will be at the next Village Board meeting.

Issue of the personnel files for department heads being located in the Clerk's Office has been satisfied.

Sick days of 150 maximum days accumulated – use will be taken from the top of the days earned but not to exceed 150 days and at retirement or resignation, upon completion of 20 years with the Village an employee is limited to a maximum of 120 days payout.

Moved by Fennel and seconded by Hogan and carried to adjourn the meeting at 8:40 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order at 7:30 p.m. on April 18, 2006. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, O'KEEFE, & WAGNER. Also present: DPW Supv Brandemuehl, Water Supt Walenczyk, Attorney Reilly, Engineer Wurster, Ass't Fire Chief Purdy, and Police Chief Winchowky.

President Wagner announced the closed session that will take place after Comments from the Public. Moved by Fickau and seconded by Fennel to approve the minutes of the March 21 & 29, 2006 meetings as corrected. [Correction of March 21st – FINANCE: approve \$1,800.00 from budgeted funds for licensing and to set aside donated funds for tough book replacement or repairs in the future.] Motion carried without a negative vote. Treasurer, Mileage, Police, Fire and Library reports for March 2006 were placed on file in the Clerk's Office. 2005 Annual Reports of the Police, Fire, Library and PSC were placed on file in the Clerk's Office. President Wagner called Mr. Omer (Joe) Sperstad to the front of the Village Board and others in attendance and presented him with a Proclamation for his years of service to the Village and its residents.

COMMENTS FROM THE PUBLIC:

Tom Jones, 401 Lois Street – He has safety & health concerns: 1) Landscaping in Phase I of Mukwonago Shores, when will it start? and 2) The three homes on Park Place Lane should have that private road included in the reconstruction of Phase 3 so that it will become a public road. Both items were referred to the Public Works Committee.

Moved by Pires and seconded by Hogan to adjournment into closed session at 7:43 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 – WWTP Supervisor Position. Motion carried unanimously upon roll call vote. Moved by O'Bryan and seconded by Fennel to adjourn from closed session at 7:49 p.m. Motion carried without a negative vote. Moved by Fennel and seconded by Pires to reconvene into open session at 7:50 p.m. Motion carried without a negative vote.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$81,803.81; Fire/Amb \$17,595.64; TID #3 General \$5,279.78; TID #3 S/W \$5,739.72; Other Designated \$865.63; Recycling \$538.46; EDC \$115.04; Capital Equip \$50,946.87; Library \$9,468.70; Capital Impvts \$4,177.25; 2004 GO Note \$7,465.88; Impact Fees \$45.00; Water \$12,960.61; Sewer \$30,495.77; Taxroll \$50,477.69. Motion carried without a negative vote. Moved by Pires and seconded by Hogan to authorize the signing of the contract with Professional Placement Services Collection Agency for a trial period through the end of 2006. Motion carried without a negative vote. The Police Department purchase of Smart Siren will come from their repair budget. Moved by Pires and seconded by Fickau to approve Resolution 2006-10: **A RESOLUTION DESIGNATING PUBLIC DEPOSITORY AND AUTHORIZING WITHDRAWAL OF THE VILLAGE OF MUKWONAGO MONIES.** Motion carried without a negative vote.

PERSONNEL – The four policies for the employee handbook will remain in committee.

JUDICIAL – Moved by Hogan and seconded by Fickau to approve the application for a 6-month Class B Beer License for the Mukwonago Women's Softball team for Minors Park. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the Picnic Beer license for St. James Parish for April 21, 2006. Motion carried without a negative vote. Moved by O'Bryan and seconded by Hogan to approve the request of Catherine Relish-Armstrong, Phantom Pub & Bait Shop for Outside Entertainment for May 20, 2006 subject to the Police Dept and Public Works Dept approval; if the Police Dept. and DPW have issues with the request, it must come back to the Village Board. Motion carried without a negative vote.

PUBLIC WORKS – Asbestos Inspection Service Quotes for 509 Division Street will be held until the next meeting. Drainage of side yard to the street at 423 Meacham Street; a catch basin will be installed. Letter from Tim Sperstad regarding maintenance of property at 511 Oakland Avenue was referred to the Building Inspector and Village Attorney. No action was taken on the request to install a water fountain in the Village because we currently have three such fountains. Moved by Fickau and seconded by Fennel to approve the Non-Standard Street Lighting request for 10-poles and select Option B at a cost of \$27,113.77, contingent upon the developer paying for the cost. Motion carried without a negative vote. Village is in the process of acquiring land from the Town for an ‘L’ turn on Wahl Avenue for the weed harvester and the committee is continuing to work on this item.

PROTECTIVE SERVICES – Ambulance Collection update can be removed from the agenda. Dispute over ambulance bill; Fire/Medics outside employment with Big Bend-Vernon; and Employee Handbook will remain in committee. No action is required on alternating use of Village/Town Attorneys.

VILLAGE ATTORNEY: Moved by Pires and seconded by Fickau to approve Resolution 2006-11: **A RESOLUTION TO EXTEND THE TIME TO EXPEND IMPACT FEES.** Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve Resolution 2006-12: **A RESOLUTION APPROVING THE BAIL BOND SCHEDULE AS SET BY THE MUNICIPAL JUDGE OF THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote.

VILLAGE CLERK: Moved by Fickau and seconded by Pires to deny the water damage claim of Harold Schneider for 325 Shore Drive at the recommendation of the Village’s Insurance Company. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the Municipal Canvass Report for the April 4, 2006 election. Motion carried without a negative vote. The Board members must let the Clerk know by May 2nd if any member will be attending the 2006 New Municipal Officials Workshop and the 2006 Regional Dinner Meeting.

VILLAGE PRESIDENT: Moved by Hogan and seconded by Fennel to accept the letter of resignation from Donna Rush from the Joint Fire Commission. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the appointments to the following committees:

Plan Commission	Ruth Townsend	Citizen member	2009
Board of Appeals	Tom Jones	Member	2009
HPC	Roberta Boczkiewics	Member	2009
	Deb Coffelt	Historian	2009
	Brian O’Keefe	Village Board member	2008
	Matt Welford	Business member	2009
Economic Development	Dennis O’Bryan	Village Board member	2007
Fire Commission	Joe Rice	Citizen member	2007
		(unexpired term of Donna Rush)	
Police Commission	Gary Jorgenson	Member	2009
Library Board	Mary Blott	Village member	2009
	Jill Hense	Village member	2009
	Brian O’Keefe	Village Board member	2007
	Patti Muraczewski	Member	2007
Tourism Commission	William Kasch	Member	2007
	Bharat Shah	Hotel Representative	2007
	Wayne Craig		2008
Weed Commissioner	Tom Brandemuehl		2008
Forester	Shawn Reilly		2008
Village Attorney			

Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve the Committee appointments as follows:

Finance	Pires	Fickau & Hogan
---------	-------	----------------

Public Works	Fickau	Fennel & O'Bryan
Personnel	Hogan	O'Bryan & Pires
Protective Services	O'Bryan	Fennel & Pires
Health & Recreation	Fennel	O'Keefe
Judicial	O'Keefe	Hogan

Motion carried without a negative vote.

CORRESPONDENCE: Letter from SEWRPC on the regional land use and transportation plans for southeastern Wisconsin was placed on file in the Clerk's office. DPW Supv Brandemuehl was asked to serve as the Village's representative on that committee.

NEW BUSINESS: Moved by Hogan and seconded by Fickau to approve the WE Energies Permit request for service to 514 Valhalla Drive and 1521 Whitetail Run. Motion carried without a negative vote.

Moved by Hogan and seconded by Fickau and carried to adjourn the meeting at 8:21 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order at 6:30 p.m. on May 1, 2006. Members present: FICKAU, PIRES, HOGAN, O'BRYAN, O'KEEFE, & WAGNER. Member excused: FENNEL. Also present: DPW Supv Brandemuehl, Water Supt Walenczyk, Engineer Peot, Lt. LaDue, & Fire Chief Rolfe.

Trustee Fickau asked for an explanation of why the meeting was being held on Monday night when it should have been held on Tuesday. Moved by Fickau to adjourn the meeting and reconvene tomorrow night. Motion lost for a lack of a second.

Moved by Fickau and seconded by Hogan to approve the minutes of the April 18, 2006 as presented. Motion carried without a negative vote.

COMMENTS FROM THE PUBLIC:

Tom Jones, 401 Lois St – When will Phase I of the Mukwonago Shores be completed? Completion date is around June 15th.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve Resolution No. 2006-13: **RESOLUTION AUTHORIZING THE BORROWING OF \$2,825,000; PROVIDING FOR THE ISSUANCE AND SALE OF GENERAL OBLIGATION PROMISSORY NOTES THEREFORE; AND LEVYING A TAX IN CONNECTION THEREWITH.** Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve Resolution No. 2006-14: **RESOLUTION AUTHORIZING THE BORROWING OF \$2,900,000 AND PROVIDING FOR THE ISSUANCE AND SALE OF WATERWORKS SYSTEM AND SEWERAGE SYSTEM REVENUE BOND ANTICIPATION NOTES THEREFOR.** Motion carried without a negative vote. Moved by Pires and seconded by Hogan to approve the following vouchers: Village \$29,448.07; Fire/Amb \$17,525.24; TID #3 General \$5,641.00; Recycling \$810.00; Capital Equip \$16,419.57; Library \$7,928.27; 2004 GO \$240.00; Water \$12,051.23; Sewer \$42,194.66; Taxroll \$8,124.83. Motion carried without a negative vote.

JUDICIAL – Moved by O'Keefe and seconded by Fickau to approve the Temporary Class B Beer License for St. James Parish for May 12, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by O'Bryan to approve the Operator's License for Joshua P. Cleveland. Motion carried without a negative vote.

PUBLIC WORKS – Asbestos Inspection Service Quotes for 509 Division Street will remain on the agenda.

PROTECTIVE SERVICES – Moved by O'Bryan and seconded by Fickau to accept and sign the City of Waukesha Technical Rescue Service Intergovernmental Agreements for Village and Town of Mukwonago (Confined Space and Trench Rescue). There was no increase from last year's agreement. Motion carried without a negative vote. All other items will remain on the agenda.

VILLAGE ENGINEER - Moved by O'Bryan and seconded by Fickau to authorize the signatures on the contracts for Mukwonago Shores Project Phase 2 & 3. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve Change Order #1 to extend the contract for Mukwonago Shores Project Phase 2 & 3 by 14 days. Motion carried without a negative vote. Moved by Fickau and seconded by O'Bryan to approve the Saturday Construction Start Time to 7:00 a.m. for the Mukwonago Shores Project. Motion carried without a negative vote.

VILLAGE ATTORNEY – Moved by Hogan and seconded by Pires to approve the Inter-municipal Water Agreement with the Village of East Troy contingent upon the Attorney's review. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to accept the recommendation of the Village Engineer to reduce the Minor's Homestead Addition No. 3 Letter of Credit to \$2,568,072.00. Motion carried without a negative vote. Moved by Fickau and seconded O'Keefe to approve Resolution

2006-15: **A RESOLUTION TO AMEND THE FIRST PAGE OF THE BAIL BOND SCHEDULE.** Motion carried without a negative vote.

VILLAGE PRESIDENT – Moved by Fickau and seconded by Pires to accept the letter of resignation of Barbara A. Beier from HPC. Motion carried without a negative vote.

NEW BUSINESS – Moved by Hogan and seconded by Fickau to approve the signing of the Centurytel Permit for underground utilities for Jefferson St & Atkinson St. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the Time Warner Permit for installation of Cable TV on Edgewood Avenue. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the WE Energies permits for 410 Brockway Dr., 430 & 440 Eagle Lake Ave. Motion carried without a negative vote.

Moved by O'Bryan and seconded by Fickau and carried to adjourn the meeting at 7:04 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order at 7:30 p.m. on May 16, 2006. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, O'KEEFE, & WAGNER. Also present: Library Director McBride, Fire Chief Rolfe, DPW Supv Brandemuehl, Water Supt Walenczyk, Village Engineer Peot, Police Chief Winchowky, & Attorney Reilly.

Moved by Fickau and seconded by Hogan to approve the minutes of the May 1, 2006 meeting as presented. Motion carried without a negative vote.

Treasurers, Mileage, Police, Fire and Library reports for April 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC

Tom Jones, 401 Lois St. – Discussed concerns with the landscaping in Mukwonago Shores Project Phase 1 and wanted to know when the work will be finished.

COMMITTEE REPORTS

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$42,307.78; Fire/Amb \$23,925.42; WI Development \$2,000.00; TID General \$508,022.00; Other Designated \$195.36; Recycling \$269.31; Capital Equip \$411.00; Library \$11,409.31; Capital Impvts \$21,331.14; Water \$13,439.96; Sewer \$52,416.39; Taxroll \$5,137.04. Motion carried without a negative vote. Fire Station rent will remain in committee and a recommendation is expected by the next meeting.

PERSONNEL – Public Works Director Position and Employee Handbook and Policies were tabled. Committee is looking at taking out sections of the handbook that are specific to departments and making those part of the department policy.

JUDICIAL – Moved by O'Keefe and seconded by Hogan to approve the Temporary Class B Beer Licenses for St. James Parish for June 2, 2006; American Legion Post 375 for June 10-11, 2006; and First Congregational Church for June 17, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by Fickau to approve the Temporary Class B Wine License for Mukwonago Historical Society for June 2, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by Fickau to approve the Temporary Class B Beer and Wine License for Mukwonago Lions Club for June 15-18, 2006. Motion carried without a negative vote. There will be a workshop on May 31, 2006 at 7:00 pm to discuss alcohol beverage license regulations and possible revisions. There will be a special Judicial Committee meeting on June 6, 2006 at 7:00 pm to review the alcohol beverage license renewal applications. The letter regarding the number of animals at 540 Fox St. was referred to the Police Dept. The Building Inspection and Planning Departments will draft an ordinance regarding property maintenance. Moved by O'Keefe and seconded by Hogan to deny the request to transfer the Class A Liquor License for Joyce Anderson, Whatever Baskets from 210 Fox St. to 105 Fox St. The Police Chief inspected the proposed location and determined that there is no separate address and the location is not secure. Motion carried without a negative vote. The Clerk will send a letter to the applicant regarding the matter. Ordinance regarding Outdoor Bands and Other Noise Concerns will remain in committee.

PUBLIC WORKS – Moved by Fickau and seconded by Fennel to approve the proposal from Balistreri Environmental and Development Inc. for an asbestos inspection at 509 Division St. based on the recommendation of the Village Attorney. Motion carried without a negative vote. Dan Scheel inquired about sewer extension down Honeywell Rd. The advice to him was to work with the other property owners along Honeywell about putting sewer and water in. Peot determined that Henry St. could be widened to accommodate parallel parking near Mt. Olive Church. The property maintenance complaint at 411 Andrews St. has been taken care of. The landscaping in Mukwonago Shores Project Phase 1 must be completed by July 1, 2006 per the contract. It was the consensus of the property owners on Park Place Lane not to have anything done to their private driveways. Regarding the special assessment

ordinance, the committee accepted the recommendation from Peot that any special assessments will be ½ for side and ½ for corner lots. There has been no progress with the selection of the stormwater committee. Peot talked to Dubey about acquiring lands for the Wahl Avenue turnaround. He expects information from the Town engineer in the next two weeks or so.

HEALTH & RECREATION – The committee determined that the POD is not acceptable in Miniwaukan park because of advertising. The backstop fence is acceptable. The other requests by Mukwonago Indians Baseball Club must be approved by the Board of Building and Zoning Appeals and the Wisc DNR. Nothing can be done with the Miniwaukan Park Construction Plans until the Wisc DNR is done with their study in that area.

PLANNING COMMISSION

Approval of Landscaping and Sign Plan for Minor's Addition #3 – Moved by Fickau and seconded by Hogan to accept the Planning Commission recommendation to approve the landscaping and sign plans for Minor's Homestead Addition #3. Motion carried without a negative vote.

Resolution 2006-17: Resolution to Discontinue a Portion of Fox River Run – Moved by Fennel and seconded by Hogan to accept the Planning Commission recommendation to approve the Resolution 2006-17. The condition is that the Village Engineer will review and approve the legal description. Motion carried without a negative vote.

Request for Change to Operating Restrictions for Home Depot – Moved by Hogan and seconded by Fennel to accept the Planning Commission recommendation to approve the request for a temporary permit to park a stationary trailer outside the rear of the Home Depot building located at 232 East Wolf Run. The permit will last from April 1, 2006 to July 1, 2006. The location and appearance will be determined by the Building Inspector. Motion carried on a vote of 5 ayes and 2 nays (Fickau and Hogan voting nay). Moved by Fennel and seconded by O'Bryan to accept the Planning Commission recommendation to approve the request to display up to 16 items in the front of the store, in the outside display area, to include trailers for sale. The approval will last through Labor Day and will be reviewed again at the September Plan Commission meeting. Motion carried on a vote of 4 ayes and 3 nays (Fickau, Pires and Hogan voting nay).

Site Plan Review – Providence Condominiums, North Corner of Phantom Woods Rd. and CTH ES – Marc Tarkowski, Grasc Real Estate – Moved by Fennel and seconded by Fickau to accept the Planning Commission recommendation to approve the site plan for Providence Condominiums as presented. Motion carried without a negative vote.

VILLAGE ATTORNEY

Moved by Hogan and seconded by Fennel to approve the signing of the Inter-municipal Agreement with Village of East Troy. Motion carried without a negative vote.

VILLAGE CLERK

No action was needed for the Water Damage Claim at 325 Shore Dr. Informational only.

VILLAGE PRESIDENT

Moved by Fickau and seconded by Hogan to approve the signing Proclamation for National Safe Boating Week which will be May 20-27, 2006. Motion carried without a negative vote. Wagner would like a proclamation created for Boy Scout Andrew J. Schmidt, 412 Franklin St., who is obtaining the rank of Eagle Scout on June 3, 2006.

NEW BUSINESS

Moved by Fickau and seconded by Hogan to approve the WE Energies permit requests for 637 Oldfield Avenue and 616 Prairie Hill Avenue. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the Waukesha County Public Works permit request for the installation of a water main on CTH NN. Motion carried without a negative vote.

Moved by Fennel and seconded by Hogan and carried to adjourn at 8:27 p.m.

Steven A. Braatz, Jr.
Deputy Clerk

President Wagner called the Village Board meeting to order on June 6, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'KEEFE, & WAGNER. Member absent: O'BRYAN. Also present: DPW Supv Brandemuehl, Attorney Reilly, Water Supt Walenczyk, Engineer Peot, & Police Chief Winchowky.

President Wagner made the announcement of the Closed Session upon adjournment to discuss two issues.

Moved by Fickau and seconded by Hogan to approve the minutes of the May 16, 2006 Board meeting as presented. Motion carried without a negative vote.

COMMENTS FROM THE PUBLIC:

Joe Rice, 428 Blood Street – He had complaints about the Mukwonago Shores Project Phase 1; he has a sink hole in his driveway and problems with the landscaping. He was told that his driveway and curb would be fixed. He passed pictures of the project around.

Tom Jones, 401 Lois Street – More complaints about the Mukwonago Shore Project Phase 1; he shares some of the same concerns as Joe. His driveway drainage and placement of culverts is a problem on his property. Blacktop is coming up after only 6 ½ months.

Sharon Dunning, 408 Lois Street – Topsoil is of clay and rocks, no regular topsoil has been placed on her property. Driveway is breaking up; not happy with the work. How is the Village going to handle these problems?

Clarence Fox, 437 Blood Street – He has same concerns as other resident; blacktop problems and top soil concerns.

Village Engineer Kurt Peot – The driveways will be replaced, they must be done by July 1st. His staff will walk the Phase 1 area and ask everyone if they are happy with their driveways and if they have any other concerns about the project.

Joe Rice, 428 Blood Street – Ask that the Village come up with a thank you letter or something for Fire Fighters and EMT's who leave service after so many years. Village President and Village Clerk will work on this.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to approve the following vouchers: Village \$92,304.59; Fire/Amb \$6,128.46; TID #3 General \$14,785.05; TID #3 S/W \$844.52; Recycling \$100,322.10; Capital Equip \$29,358.20; Library \$6,713.15; Capital Impvts \$3,727.22; 2001 GO \$3,295.50; 2004 GO \$21,655.84; Stormwater \$508.41; Water \$27,600.87; Sewer \$29,978.11; Taxroll \$10,061.03; Parkland \$1,962.64. Motion carried without a negative vote. Moved by Pires and seconded by Hogan to approve the request by HPC for reallocation of their budget funds. Motion carried without a negative vote. The Police Chief informed the Finance Committee that they needed to purchase a light bar for the new police car at a cost of about \$400.00 and that they have money in the Capital Equipment Fund. Moved by Pires and seconded by Fickau to increase the rent on the Fire House from \$2.08 to \$4.16; the rent has not been increased since signing the agreement in the 1980's and rent in the Mukwonago area is currently running about \$10-\$15 per square foot. The increase cost would take effect January 1, 2007, and the Clerk is requested to send a letter to the Town Board about the Finance Committee recommendation and to ask about an early Joint Finance Committee meeting. Motion carried without a negative vote.

JUDICIAL – Moved by O'Keefe and seconded by Hogan to approve the 2006 application for a Temporary Class B Beer License for St. James Parish for June 24, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by Fennel to approve the 2006 application for a Temporary Class B Beer License for July 15-16, August 19-20, & September 9-10, 2006 for the American Legion Post #375. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the 2006-07 applications for Alcohol Beverage Licenses to: Mukwonago Clark;

Mukwonago Express Mart; American Legion Community Post #375; Anich's Liquor & Beer Store; BJ's BP; Antigua Real; Estella's Italian Grille; Village Mini Mart; Kona Café; Blue Bay Family Restaurant; Jay's Lane; Market Square Restaurant; Sandy's Miller Time; Mukwonago Liquor & Beer Store; Little Babes Café; Fork in the Road; Pick 'N' Save; The Village Pumper; & Ye Ole Smoke House. Whatever Baskets did not reapply. Motion carried without a negative vote. The 2006-07 Alcohol Beverage Licenses application for Phantom Pub & Bait Shop will remain in committee for the following questions: 1) Are there living quarters upstairs and does that meet the code; 2) Should the park area outside be licensed without some restrictions; and 3) Should the entire outside area be licensed when a road goes through the area to some cottages. The 2006-07 applications for Operator's Licenses will be reviewed for the next meeting.

VILLAGE ATTORNEY: Information on the sewer plant and H&P Industries will be held until the Attorney has completed the work.

VILLAGE ENGINEER: Moved by Fickau and seconded by Hogan to approve the signing of the Storm Water Management Plan with Ruekert & Mielke. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the utility plans for Minor Estates Phase 2 & 3. Motion carried without a negative vote.

VILLAGE PRESIDENT: Banner and Video Program with CGI Communications was referred to the Health & Recreation Committee.

NEW BUSINESS: Moved by Fickau and seconded by Hogan to approve the WE Energies permits for: 423 Brockway Drive; 535 Brockway Drive; 434 Eastern Trail; 432 Minors Drive; and 536 Minors Drive. Motion carried without a negative vote. President Wagner read correspondence for the Project Child Safe presented to the Mukwonago Police Department in recognition of your dedicated efforts in promoting firearms safety education to all gun owners by distributing free safety materials and voluntary gun-locking devices in partnership with the Project ChildSafe program and the U.S. Department of Justice. The summer schedule will begin for the Board by only having meetings on the 3rd Tuesday during July, August, and September.

Moved by Fennel and seconded by O'Keefe to adjourn at 8:25 p.m. into closed session 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 [Acquisition of Land for a Multi-Use Trail]; and 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 [Possible Village Liability]. Motion carried unanimously upon roll call.

Motion to reconvene into open session at 8:48 p.m. by Hogan and seconded by Pires. Motion carried unanimously. Motion to adjourn the meeting made at 8:48 p.m. by Fennel and seconded by Fickau. Motion carried unanimously.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on June 20, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, O'KEEFE, & WAGNER. Members excused: FENNEL & O'BRYAN. Also present: DPW Supv Brandemuehl, Bldg Insp/Zoning Admin Hankovich, Library Director McBride, Police Chief Winchowky, Planner Kaniewski, Engineer Peot, Water Supt Walenczyk, & Attorney Reilly.

Announcement was made that the Village Board would adjourn into closed session upon adjournment of the regular meeting and reconvene into open session again pursuant to State Statute 19.85(1) (g).

Moved by Fickau and seconded by Hogan to approve the minutes of the June 6, 2006 meeting as presented. Motion carried without a negative vote. Treasurer, Mileage, Police, Fire & Library reports for May 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Tom Jones, 401 Lois Street – Told the Board that he was impressed on how nice the Mukwonago Shores subdivision looked after the reconstruction. He asked how the Village planned on keeping cars from driving onto the grass area at the end of Blood Street. Reply: Village will put up barricades.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to accept the 2005 Audit Report and to thank the employees in the Clerk's Office for working all year on the finances of the Village. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$47,546.20; Fire/Amb \$6,146.02; TID #3 General \$1,987.83; TID #3-S/W \$417.10; Other Designated \$10,868.76; Recycling \$6,129.12; Capital Equip \$11,329.50; Library \$6,930.80; Capital Impvts \$6,808.94; 2001 GO \$4,061.66; 2004 GO \$171,273.25; Stormwater \$25.75; Impact Fees \$25,618.17; Water \$102,367.58; Sewer \$40,887.08; Taxroll \$9,643.52; Parkland \$2,731.55. Motion carried without a negative vote.

PERSONNEL – Fire Medics asked for outside employment so they could work at Big Bend/Vernon Fire Department. No vote was required since this is already allowed in the Employee Handbook with the approval of the Department Head. Committee just advertised for the WWTP position. Committee is working on the Public Works Director position and they expect to have something ready in a couple of years. The Employee Handbook is being revisited. Moved by Hogan and seconded by Pires to approve and authorize the signing of the Police Clerk/Dispatchers Association Contract. Motion carried without a negative vote.

JUDICIAL – Moved by O'Keefe and seconded by Fickau to approve the application for Temporary Class B Beer License for CFU John Movrich Lodge 993 for July 8, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the list of 2006-07 renewals for Operator's Licenses as submitted. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the renewal of the Class B Beer & Class C Wine license for Mario's Natural Roman Pizza at 225 Bay View Road. Motion carried without a negative vote. Moved by O'Keefe and seconded by Fickau to renew the Class B Beer & Liquor license for Phantom Pub & Bait Shop as it fits in the B-1 zoning classification; that the license will cover the original bar area & basement area used for storage; and that it will exclude the upstairs and any outdoor area and not include the 1st floor residence area. Motion carried without a negative vote. Ordinance regarding outdoor bands and other noise concerns will remain in committee.

PUBLIC WORKS – Moved by Fickau and seconded by Hogan to approve the relocation of a Street Light located at Blood St & Shore Drive at a cost of \$300.76. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the Block Party request by Patrick Whaling on Small Farm Road for July 15, 2006 from 1:00 p.m. to 6:00 p.m. DPW will place barricades up and a Police car will make routine rounds. Motion carried without a negative vote. Mukwonago Shores Project Phase #1 has a completion date of July 1, 2006. Report was given on the status of the Train

Whistle Quiet Zone. Village employees did work on the garbage spill that left paint on the road in the River Park Subdivision and the matter has been referred to our garbage hauler. Moved by Fickau and seconded by Hogan to approve and authorize signing of Resolution No. 2006-18: **A RESOLUTION IN COMPLIANCE WITH THE COMPLIANCE MAINTENANCE ANNUAL REPORT OF THE DEPARTMENT OF NATURAL RESOURCES.** Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the non-standard Street Lighting request for Fox River View Subdivision, Option B, and that the payment is to be paid in full by the developer. Motion carried without a negative vote. Stormwater Committee selection and Wahl Avenue turn around will remain in committee.

PLANNING COMMISSION:

ARCHITECTURAL, SITE, LANDSCAPE AND SIGN PLANS – BLACK BEAR DEVELOPMENT-WAUKESHA STATE BANK – Moved by Fickau and seconded by Hogan to accept the Plan Commission recommendation to approve the architectural, site. Landscape and sign plans subject to the following conditions:

- The subject site shall be developed in accordance with the set of plans submitted by Stephen Perry Smith Architects, dated May 25, 2006.
- Building permits shall not be issued until the first course of asphalt is installed on Black Bear Boulevard and Marsh View Drive.
- This approval shall be subject to Waukesha State Bank acquiring the property.
- That signs ‘B’ & ‘D’ are okay as shown but that ‘C’ needs some adjustments which the owners will work with the Building Inspector to make those adjustments.
- Signs shall be constructed in conformance with the submitted plans prepared by Poblocki Sign Company, dated August 15, 2005.
- Copy of the electronic message board shall not change more than six (6) times in any hour period.

Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to accept the Plan Commission recommendation to approve the Extraterritorial CSM – Raboine Investments, LLC – CTH ES and Miramar Road subject to conditions:

- Prior to recording of the CSM, revisions shall be made to the CSM in accordance with the letter dated May 24, 2006 from David M. Buechl, P.E., R.L.S. of Ruekert-Mielke.
- Prior to recording of the CSM, the Village shall review and approve of all revisions.
- Prior to recording of the CSM, Walworth County shall approve all technical revisions requested by other reviewing agencies.

Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to accept the Plan Commission recommendation to approve the Developer’s Agreement for Minor’s Homestead Addition #3 as submitted contingent upon approval of this Agreement and Exhibits or other documents by the Village Engineer, Planner, Attorney, and other departments. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to accept the Plan Commission recommendation to approve the Minor’s Homestead Addition #3 – Final Plat subject to the following conditions:

- Prior to recording of the final plat, a Developer’s Agreement shall be approved for Addition No. 3.
- Prior to recording of the final plat, all engineering and planning technical revision shall be completed on the final plat and checked and verified by the Village Engineer and Village Planner.
- Prior to recording the final plat, all Waukesha County objections shall be satisfied.

Motion carried without a negative vote. Moved by Fickau and seconded by Pires to accept the Plan Commission recommendation to approve Resolution 2006-16: **A RESOLUTION AUTHORIZING THE TRANSFER OF THAT LAND KNOWN AS THE ‘WETLAND MITIGATION SITE’ TO THE WAUKESHA COUNTY LAND CONSERVANCY** as presented with an amendment to include a statement that the Waukesha County Land Conservancy [WCLC] will continue the maintenance work and will meet the objectives of the Resolution. Motion carried without a negative vote.

VILLAGE CLERK – The claim filed in Circuit Court for water damage to property at 325 Shore Drive has been answered by our insurance carrier and a hearing date has been set.

VILLAGE ATTORNEY – Fairwinds Financial Guaranty and Resolution 2006-19 is still being worked on by the Attorney. Moved by O’Keefe and seconded by Hogan to adopt Resolution 2006-19: **A PRELIMINARY RESOLUTION DECLARING THE VILLAGE’S INTENT TO LEVY SPECIAL ASSESSMENTS PURSUANT TO §66.0703(1)(A), STATS. AND VILLAGE ORDINANCE SECTION 70-4(B).** Motion carried without a negative vote.

VILLAGE PRESIDENT – Appointments will remain on the agenda.

NEW BUSINESS: Moved by Fickau and seconded by Hogan to approve the WE Energies Permit for installation of gas main on Pinehurst Drive. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the WE Energies permits for service at 325 Ahrens Drive, 535 Brockway Drive, and 1510 Whitetail Run. Motion carried without a negative vote.

Moved by Pires and seconded by Hogan to adjourn at 8:16 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 [Possible Village Liability]. Motion carried unanimously upon roll call.

Motion to reconvene into open session at 8:31 p.m. by Hogan and seconded by O’Keefe. Motion carried unanimously. Motion to adjourn the meeting made at 8:32 p.m. by Fickau and seconded by Pires. Motion carried unanimously.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on July 18, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, O'KEEFE, & WAGNER. Also present: DPW Supv Brandemuehl, Water Supt Walenczyk, Attorney Reilly, Police Lt. LaDue, & Engineer Peot.

Moved by Fickau and seconded by Hogan to approve the minutes of the June 26 Board minutes as presented. Motion carried without a negative vote. The Treasurer, Mileage, Police, Fire and Library reports for June 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Tom Jones, 401 Lois Street – Phase I of the Mukwonago Shores project; when will the work be done? We have been told it would be July 21st. R – Warranty work is being done which is outside the contract. Sharon Dunning, 408 Lois Street – My husband got a letter about the work that is still being done. I think I need more fill; is that going to happen? R – It will be looked at again. Is Atkinson Street being narrowed? R – It may look like it because now it will have curb & gutter where it didn't have it before. Clarence Fox, 437 Blood Street – Is the Village going to clean up around the lake where the brush has been cut. R – Village will see that it gets done.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$64,741.50; Fire/Amb \$14,648.22; TID #3 General \$195.86; TID #3 S/W \$261.16; Other Designated \$439.49; Recycling \$1,049.89; Capital Equip \$6,606.69; Library \$7,640.53; Cap Impvts \$54,961.94; 2004 GO \$8,612.72; Stormwater Utility \$7.16; Water \$352,702.93; Sewer \$57,023.14; Tax \$3,343.81; Parkland \$200.00. Motion carried without a negative vote. Moved by Pires and seconded by Fickau not to waive any fees but to defer payment until date of closing. Motion carried on a vote of 6 ayes and 1 abstention [Hogan abstained]. Moved by Pires and seconded by O'Keefe to allow the \$100 donation received by the Fire Department to be used for the Fireman's family picnic since it does not appear to be an ethical violation. Motion carried without a negative vote.

PERSONNEL – Moved by Hogan and seconded by O'Bryan to approve the request of DPW Supv to add a temporary full-time position to his department, if it is within his budget, because of one employee is on the injury list and his future position with the Village is unknown at this time. Motion carried without a negative vote. Employee handbook is being worked on to separate out department items and set those items up as department policy as an attachment to the employee handbook; item will remain in committee.

HEALTH & RECREATION – Committee will have another meeting on the Banner Program. Moved by Fennel and seconded by Fickau to waive the building permit fees for the construction of a shelter building in Miniwaukan Park by the Mukwonago Lions Club. Motion carried without a negative vote. Committee met with the Chamber Fall Fest committee and the Village will have barricades, garbage cans, tables, traffic cones, and crossing guards for the Fall Fest celebrations on September 16th from 10:00 a.m. to 4:00 p.m.

JUDICIAL – Moved O'Keefe and seconded by Hogan to approve operator's licenses for Eric D. Bagnall, Lori L. Guthrie, Ashley M. Kimball, & Sonya L. Smith. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to deny the bartender application for Randall P. Jay subject to the individual's right to come back to the Judicial Committee to present his statement and then it will come back to the board. Clerk will send the applicant a notice. Motion carried without a negative vote. Application for Barbara A. Prochniak will be held until the next meeting. Moved by O'Keefe and seconded by Hogan to approve the amendment to premises description for 2006-2007 application for Class B Combo License to include outside dining at 927 Main Street, Blue Bay Restaurant, subject to the approval of the Zoning Administrator. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve Ordinance No. 794: **AN ORDINANCE TO AMEND VARIOUS SECTIONS OF CHAPTER 6 OF THE MUNICIPAL CODE**. Motion carried without a negative vote. Change in the committee meeting date and time, we will let the Clerk know of that change later. The Door to

Door 'No Knock' Ordinance and the Parking Restrictions Ordinance revisions can be removed from the agenda. The committee is still working on the Ordinance regarding Outdoor Bands and Other Noise Concerns.

PROTECTIVE SERVICES – Fire Department Vehicle Replacement Schedule was updated and given to the committee as informational. Sale of the Haz Mat Trailer; 600 hour work limit; and Employee Handbook will remain in committee. Policy to exempt Town and Village employees while on duty from charges for Ambulance & Fire Service runs; Fire Department Donated Funds; and Outside Employment can be removed from the agenda. Committee did not approve the request of Mary Sue Mikich regarding her Ambulance Bill, it will stand as billed. Committee did not take any action on the use of Attorneys for Fire & Ambulance issues.

PUBLIC WORKS – Moved by Fickau and seconded by O'Bryan to drop the sewer charge for 528 Wahl Avenue by ½ but recommends no change in the water amount billed. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve Change Order #3 for the STH 83 Road Improvements for an increase of \$513.45. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the Village Engineers recommendation to award the bid for the 2006 Road Program to Wolf Paving in the amount of \$532,774.20. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to approve the Non-Standard Street Lighting for Edgewood Avenue and Grey Fox Trail, Option B and that the developer pays the cost of installation. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to design the Oakland Ranch project with:

- sidewalks on both sides of Oakland Avenue with a 36' wide street
- sidewalks on the west side only of Maple Street with a 32' wide street
- sidewalks on both sides of Pine Street with a 32' wide street
- no sidewalks on Cedar Street and a 32' wide street
- no sidewalks on Cedar Place and the street width has yet to be determined
- sidewalks on the northside of CTH ES from Maple Street to Oakland Avenue or a Multi-Use trail on the southside to McKenzie Road.
- Locust Street; waiting for a title report before a determination is made
- Fox Street (Little Fox St.); curb & gutter and balance of items will be reviewed by the committee

Motion carried without a negative vote. Stormwater Committee selection will remain in committee. Wahl Avenue turn around will be handled in Plan Commission report and can be removed from the agenda.

PLANNING COMMISSION:

FINAL PLAT REVIEW-THE ORCHARDS OF MUKWONAGO – Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation to approve the Final Plat of The Orchards of Mukwonago as submitted with the following conditions:

1. That it is consistent with Final Plat reviewed and dated June 28, 2006
2. Waiver of perpendicular side lot lines and rounded intersections
3. Subject to Waukesha County approval

Motion carried without a negative vote.

DEVELOPER'S AGREEMENT-THE ORCHARDS OF MUKWONAGO - Moved by Fickau and seconded by Hogan to accept the Plan Commission recommendation to approve the Developer's Agreement for the Orchards of Mukwonago. Motion carried without a negative vote.

EASEMENT FROM TOWN OF MUKWONAGO-WAHL AVENUE - Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation to approve the granting of easement from the Town of Mukwonago for Wahl Avenue subject to their request to:

1. Not special assess the Town for improvements while it remains Town property
2. Have the Village pay the Town's Legal expense

Motion carried without a negative vote.

VILLAGE ATTORNEY: Moved by Fennel and seconded by Fickau to approve the Letter of Credit Reduction for The Orchards of Mukwonago Phase I in the amount of \$369,412.46. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve the Letter of Credit Reduction for The Orchards of Mukwonago Phase II in the amount of \$244,915.43. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the Letter of Credit Reduction for Fairwinds Development for Phase I, II, & III in the amount of \$578,954.50. Motion carried without a negative vote. Moved by Fickau and seconded by Pires to place a restriction on sale of all the lots in Phase 4 & 5 of Fairwinds Development in place of a Letter of Credit in the amount of \$792,943.06. Motion carried without a negative vote.

VILLAGE ENGINEER: Moved by Pires and seconded by Fennel to purchase the equipment for the Aeration Upgrade at the WWTF in the amount of \$41,480.00. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve the Geotechnical Investigation proposal from Wisconsin Testing Laboratories, LLC, for West Side Avenue and Oakland Ranch projects in the amount of and not to exceed \$7,335.00. Motion carried without a negative vote. Informational only – the High School has requested that the crossing of Multi-Use Trail at the High School property, cross from the west side of their property to east side of Highway NN. This will be reviewed further before coming back to the board.

CORRESPONDENCE: Notice of termination of Tower Lease Agreement by Cingular Wireless was handled by the Village Attorney and copy his letter is in the packet for the Board's review. Sno-Snoops invitation to annual picnic is on file in the Clerk's Office.

NEW BUSINESS: Moved by Hogan and seconded by Fickau to approve the Time Warner Permit for the installation of Cable TV on Greenwald Court. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve the WE Energies permit for 406 and 411 Augusta Drive. Motion carried without a negative vote.

Moved by O'Keefe and seconded by Hogan and carried to adjourn the meeting at 9:01 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on August 15, 2006 at 7:30 p.m. Members present: WAGNER, PIRES, FENNEL, O'BRYAN, O'KEEFE, & WAGNER. Member excused: HOGAN. Also present: Library Director McBride; Police Lt. LaDue; DPW Supervisor Brandemuehl; Assistant Fire Chief Wegner; Water Supt Walenczyk; Engineer Genellie; Planner Kaniewski; and Attorney Reilly.

President Wagner announced that the Village would go into closed session at the end of the regular meeting.

Moved by Fickau and seconded by Pires to approve the minutes of the July 18, 2006 meeting as presented. Motion carried without a negative vote. Treasurer, Mileage, Police, Fire, and Library reports for the month of July 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Jean R; Stonegate Road – She submitted suggestions to help alleviate the crowded downtown area. Should have no parking on the STH 83 from Citizens Bank south to the square. Have a left hand turn at Pearl Avenue so people don't have to go to Jefferson Street to get to CTH ES. Referred to Public Works Committee.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$74,884.66; Fire/Amb \$6,656.69; TID General \$1,820.30; Designated \$362.08; Recycling \$522.50; Library \$3,745.78; 2001 GO \$1,396.50; 2004 GO \$48,082.45; Water \$35,882.89; Sewer \$43,531.21; Taxroll \$611,264.38; Parkland \$1,872.05. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve the transfer from General Fund Undesignated, \$250,000 to General Fund Designated for a balance of \$750,000. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to transfer from General Fund Undesignated, \$200,000 to General Fund Accrued Sick Pay Account for a balance of \$217,975.37. Motion carried without a negative vote. Committee is still reviewing the Web Enabled Utility Billing Solution for online payments.

HEALTH & RECREATION – Request by Jessica Walters for a fundraising event in Field Park will be removed from the agenda since no one showed up for this. Mukwonago Firefighter's Auxiliary will have a 5km run on October 14, 2006; traffic cones will be located throughout River Park Estates for designation of the trail. Moved by Fennel and seconded by Fickau to approve a 3 year contract with Humane Animal Welfare Society [HAWS] for 2007-2009 at a cost of \$2,420 per year. Motion carried without a negative vote. Moved by Fennel and seconded by O'Keefe to approve the proposal from Thompson & Associates to conduct wetland delineation in the area of the proposed canoe launch east of Holz Parkway at a cost of \$1,250.00. Motion carried without a negative vote.

JUDICIAL – Moved by O'Keefe and seconded by Pires to approve the Temporary Class B Beer and Wine License for St. James Parish for September 9-10, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by O'Bryan to approve the following operator licenses: Cynthia Bakos; Breanna Berg; Tony Carter; Brianna Dusing; Tammy Gendron; Rachel Lancour; Daniel Nelson; Ronald Olson; Andrea Peter; Barbara Prochniak; Archie Pulliam; Julie Ransom; Thomas Vukelich; & Jonathan Weiss. Motion carried without a negative vote. Moved by O'Keefe and seconded by Fennel to approve the "Class A" Beer & Liquor license for Wal-Mart Stores East LP; 250 East Wolf Run contingent upon the license not exceeding the quota established in the Ordinance. Motion carried on a vote of 5 ayes and 1 nay [Fickau voting 'no']. All cashiers have undertaken the responsible beverage course training and they will contact the Police Department with any retail alcohol theft of any amount. Committee Chairperson will talk to Ms. Holly Wray about the skateboarding at St. Pius playground. Ordinance on outdoor bands and other noise concerns will remain in committee.

PROTECTIVE SERVICES – EMS response in the North Prairie Service Area is to be removed from the agenda because that is a Town issue to be handled by the Town Board. Haz-Mat trailer and

generator are to be sold by sealed bid; if bid is not enough the generator will not be included. Advertisement is to be placed in the local paper and on the web page of the League. Protective Services will review bids and give a recommendation to the Village Board. Moved by O'Bryan and seconded by Fennel to allow 3 members of the Fire Department to exceed the 600 hours if the budget has enough funds to allow it; the Fire Chief is to meet with the Clerk to make sure the budget is not exceeded. Motion lost on a vote of 3 ayes and 3 nays [Fennel, O'Bryan, and O'Keefe voting 'yes']. Employee Handbook & Attorney issue will remain in committee.

PUBLIC WORKS – Moved by Fickau and seconded by Fennel that homeowners in the Mukwonago Shores Project who need dead trees removed will pay ½ the cost, with the Village paying the other ½. Bidding out this project will be on the next agenda. Motion carried without a negative vote. Village Engineer will look into the other issues with this project. Moved by Fickau and seconded by Fennel to accept the committee recommendation that Ruekert & Mielke design the regional pumping station at Black Bear Development. Developer pays for capacity of their project and cost will be passed onto future developments in that area by deferred assessments. Motion carried without a negative vote. Moved by Fickau and seconded by Pires to accept the committee recommendation to have Ruekert & Mielke design and bid crosswalk and signal modifications for CTH NN/CTH EE for a cost of \$7,000 and \$10,000. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to have the asbestos inspection of the control panels at the Wastewater Plant at a cost of \$150.00 plus \$25.00 per sample. Motion carried without a negative vote. Ruekert and Mielke billing for the Martin Zess project will remain on the agenda. Committee recommends that Locust Street in the Oakland Ranch Project remain as is per agreement with the property owners. No action was required. Stormwater Committee selection will be posted on the Village Web Page asking for volunteers.

PLANNING COMMISSION:

ENTRY DOOR DESIGN CHANGE – EDGEWOOD MEADOWS CONDOMINIUMS – Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation to approve the new entry door design plan for Edgewood Meadows Condominiums as presented. Motion carried without a negative vote.

CSM REVIEW HEAVEN CITY DEVELOPMENT CO-FOX RIVER RUN - Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation to approve the CSM dated July 13, 2006, except lot 4, formally shown as lot 11, and that a note be placed on the CSM that lot 4 will remain a single family lot; and waive the requirement that the lot line between lots 2 and 3 does not need to be perpendicular to the right-of-way. Motion carried without a negative vote.

ORDINANCE NO. 795 – HELMINIAK ATTACHMENT - Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation to approve the request for attachment of the Helminiak property to the Village of Mukwonago and adopt Ordinance No. 795. Motion carried without a negative vote.

ORDINANCE NO. 796 – TEKAVER ATTACHMENT – Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation to approve the request for attachment of the Tekaver property to the Village of Mukwonago and adopt Ordinance No. 796. Motion carried without a negative vote.

EXTRATERRITORIAL REVIEW OF CSM-CTY ROAD L-LARRY STAHL – Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation to deny the CSM for the Stahl property because:

- Lot access is not a dedicated right-of-way
- Properties to be combined are in different zoning districts
- Shoreland zoning jurisdiction must be delineated
- No intent made for combining parcels
- Lot 1 may not have access

Motion carried without a negative vote.

EXTRATERRITORIAL REVIEW OF CSM-CTH ES & MIRAMAR ROAD-RABOINE INVESTMENTS LLC – Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation to deny the CSM request of Raboine Investments LLC for their property development on CTH ES and Miramar Road. Motion carried without a negative vote.

WAHL AVENUE EASEMENT FROM TOWN OF MUKWONAGO – Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation for the approval of the Wahl Avenue Easement as submitted by the Village Attorney. Motion carried without a negative vote.

VILLAGE ATTORNEY: Moved by Fickau and seconded by O'Bryan to approve Resolution 2006-20: **A PRELIMINARY RESOLUTION TO IMPOSE SPECIAL ASSESSMENTS TO THE AREA OF THE OAKLAND RANCH SUBDIVISION.** Motion carried without a negative vote.

VILLAGE CLERK: Moved by Pires and seconded by Fickau to deny the claims of Andrew & Rose Krizan at 434 Henry Street and Robert & Judith Brown at 438 Henry Street as recommended by the Village's insurance company. Motion carried without a negative vote. Preliminary census estimates for 2006 for the Village is 6,637.

VILLAGE PRESIDENT: Moved by O'Bryan and seconded by Fennel to allow the Fire Department to attend the Burn Camp Parade in East Troy and to send the second engine [Truck 3461] for use in the parade. Motion carried on a vote of 5 ayes and 1 nay [Fickau voting 'no']. Moved by Fickau and seconded by Fennel to approve the President's appointment of Sharroyl A. Cooper to the Library Board to fill the unexpired term of Mary Blott. Motion carried without a negative vote.

CORRESPONDENCE: Fire house rent and EMS service agreement was referred to the Finance Committee and the Village's Protective Services Committee. Letter from Movrich & Miljus families will be reviewed by the Village President and Trustee Fickau.

NEW BUSINESS: RSV asked for the Meadows Subdivision developer about possibly donating land to the Village; Plan Commission will review and report back to the Board with a recommendation.

Moved by Pires and seconded by O'Bryan to adjourn into closed session at 9:09 p.m. pursuant to State Statute 19.85(1)(e) deliberating or negotiating the purchase of Public Properties, the Investing of Public Funds, or Conducting Other Specified Public Business, whenever competitive or bargaining reasons require a closed session-Mukwonago High School Easement. Motion carried unanimously upon roll call.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on September 19, 2006 at 7:30 pm. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, O'KEEFE, & WAGNER. Also present: DPW Supv Brandemuehl, Fire Chief Rolfe, Water Supt Walenczyk, Planner Kaniewski, Engineer Genellie, Police Chief Winchowky, & Attorney Reilly.

President Wagner announced that the Board would go into closed session after adjournment of the regular meeting and reconvene into open session pursuant to State Statute 19.85(1)(c) and (e).

PUBLIC HEARING – Change of Zoning from A-1 to R-7 – CTH LO; Jeffrey & Tammy Tekaver was opened at 7:32 p.m.

Laura Ellis; W309 S10004 CTH I; Mukwonago – opposed to the rezoning; when we owned the land we were told that the property could not be developed; what about the other land owners' rights; there are wetland issues; and then the displacement of wild life.

Kathy Barth; W501 Honey Creek Rd; Burlington – In 1992 Waukesha County Park & Planning said it would never be developed.

Nadine Movrich; S99 W30991 CTH LO; Mukwonago – read letter she & her husband received from the potential buyer.

Bryant Lawrence, Jr.; S99 W30948 CTH LO; Mukwonago – Why weren't we notified of the attachment of the property to the Village? I don't want to be part of your Village. Are you guys getting paid off?

Jo Ann Rudolph; 3105 S. 53rd St; Milwaukee – opposed to rezoning of property.

John Movrich; S99 W30991 CTH LO; Mukwonago – DNR told us that we couldn't build here.

No further appearances. The public hearing was closed at 7:53 p.m.

Moved by Fickau and seconded by Fennel to approve the minutes of the August 15, 2006 meeting as presented. Motion carried without a negative vote (Hogan 'abstained'). The Treasurer, Mileage, Police, Fire, and Library reports for August 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Mark Woltmann; 117 Apollo Ct. – claimed that everyone in the front offices play pass the puck; no one knows what is going on.

David Dunning; 408 Lois St. – In the Mukwonago Shores project he had sod laid and it is dying, and when he contacted the Village Engineer, he was told that it will be done this year or next. The Board should take care of this.

Tom Jones; 401 Lois St. – Agreed with Mr. Dunning. Nuisance Ordinance-there is a lot of garbage in front of a lot on Andrews Street and there is also a business on Oakland Avenue and both of these areas are zoned residential. Street Light-that light on the end of Blood Street was moved to be close to Shore Drive near a hydrant. Request to have the light put back on Blood St. David Dunning agreed with that. Referred to Public Works Committee.

Paul Wysocki; Mukwonago Area School Board Member – He invited the Board Members to attend on the three (3) sessions being held at the Mukwonago High School Library beginning at 7:30 p.m. They would like to have two (2) representatives; they will be discussing finances, bonding, referendum, and how the public would like to proceed with financing the future expenses. The meeting dates are October 12, 17 and 23. Trustee Pires and Trustee O'Bryan offered to attend one of these meetings.

David Dunning; 408 Lois St. – A Sports Bar is being considered where Little Babe's Restaurant is located and I have concerns over parking issues.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to pay the following vouchers: Village \$46,991.19; Fire/Ambulance \$20,232.79; TID \$1,642.57; TID W/S \$1,945.39; Designated \$694.17; Recycling \$1,437.60; Equipment \$99.96; Library \$4,873.21; 2001 GO \$19,626.97; 2004 GO \$121,496.07; Impact Fees \$19,041.00; Water \$130,768.22; Sewer \$24,751.31; Taxroll \$510,846.06.

Motion carried without a negative vote. WeSell Municipal Agreement for selling online; Town of Mukwonago's request to renegotiate Fire/EMS Contract; and the Fire Station rent will remain in committee.

PERSONNEL – Discussion of the WWTP position will be discussed in the closed session.

HEALTH & RECREATION – Garbage collection in Edgewood Meadows Condominiums will remain in committee as the requestor was unable to make the meeting.

JUDICIAL – Moved by O'Keefe and seconded by Fickau to approve the following applications for an Operator's License: Judith L. Barth; Jacqueline A. Bezolk; Kevin T. Catarozoli; Pauline M. Craig; Susan A. Davis; Jeri A. Gerndt; Kathleen E. Grall; Mathew J. Helgeson; Steve R. Hunkins; Denise M. Jones; Karin J. Kloeffler; Lucas J. Martin; Sandra K. Marx; Maureen A. Metzger; Angela L. Moore; Steven H. Powers; Calyn J. Rubringer; Sara L. Saenz; Robert W. Schill; Kenneth P. Sharon; Tanya A. Sparks; Angela K. Taylor; & Jollyn M. Tyryfter. Motion carried without a negative vote. Moved by O'Keefe and seconded by Fickau to approve the Class A Beer license to BP Kwik Stop Mukwonago Inc; 500 Main St. Motion carried without a negative vote. Moved by O'Keefe and seconded by Pires to approve the Class A Beer license to 5 Star Stations; North Star Shell, 1060 N. Rochester St. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the Class A Beer license to 5 Star Stations; 5 Star Citgo, 909 Greenwald Ct. Motion carried without a negative vote. Ordinance regarding Outdoor Bands and other noise concerns will remain in committee.

PROTECTIVE SERVICES – Moved by O'Bryan and seconded by Pires to approve Resolution 2006-20: **DESIGNATION OF THE NATIONAL INCIDENT MANAGEMENT SYSTEM (NIMS) AS THE BASIS FOR ALL INCIDENT MANAGEMENT IN THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote. Moved by O'Bryan and seconded by Fennel to accept the Committee recommendation to approve the replacement of the Hurst Tool Cutter with funds coming from the Tool Replacement Account. Motion carried without a negative vote. Sale of Haz Mat Trailer and the Employee Handbook will remain in committee. The 600 hour work limit and the alternating of Attorneys can be removed from the agenda.

PUBLIC WORKS – Moved by Fickau and seconded by Fennel to accept the committee recommendation to have no parking on the south side of Minor's Drive from Fritz Way to the end of the cul de sac from August 1st to November 1st and refer to the Judicial Committee for an ordinance. Motion carried without a negative vote. Walgreen parking lot can be removed from the agenda. Moved by Fickau and seconded by Hogan to accept the committee recommendation to allow Al Brook to install asphalt instead of concrete in the approaches to his parking lot which is also asphalted. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the committee recommendation to set aside the Water Impact Fees in the amount of \$515,000 to cover well cost of Well #7 for budgets 2006 and 2007. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the committee recommendation to have the width of Atkinson Street 40' wide on both sides of the street by the bowling alley and then the width would be 28' from Lois Street to Shore Drive. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the committee recommendation to award the contract to Cardinal Tree Service for \$2,795.00 for tree removal for the Mukwonago Shores Project and the cost to be put in the total project cost. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to accept the committee recommendation to allow the WWTP to hire a grade 3 person for approximately 3 months to help with testing. Motion carried without a negative. Moved by Fickau and seconded by O'Bryan to accept the committee recommendation to approve Change Order #2 for the Oakland Avenue Realignment which adjusts the final contract price to reflect the actual quantities installed and to close out the contract. Change Order amount is an increase of \$8,191.88. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the committee recommendation to approve Change Order #2 for Holz Parkway Wetland Mitigation for a decrease in the contract of \$39,220.00 to approve Certificate of Substantial Completion. Motion carried without a negative vote. Moved by Fickau and seconded by O'Bryan to accept the committee recommendation to have the road width in the West Side Project at 28' with no sidewalks. Motion carried without a negative vote. Oakland Avenue item was for information

only. Moved by Fickau and seconded by Fennel to accept the committee recommendation that no action be taken on the Andler House for now until the Library decides what it is going to do about its building plans. Motion carried without a negative vote. Billings to Martin Zess was for information only.

PLAN COMMISSION: Moved by Fickau and seconded by Fennel to accept the recommendation of the Plan Commission to approve The Orchards of Mukwonago Addition #1 Final Plat with following conditions:

- Prior to recording the Final Plat for The Orchards of Mukwonago Addition No. 1 dated August 22, 2006, all technical revisions shall be completed.
- Prior to recording the Final Plat for The Orchards of Mukwonago Addition No. 1 dated August 22, 2006, the dead evergreen trees shall be replaced with like trees within the landscape easement along Interstate 43.

Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the recommendation of the Plan Commission to approve the CSM for 508 Eagle Lake Ave subject to comments. Motion carried without a negative vote

VILLAGE ATTORNEY: Moved by O'Bryan and seconded by Fickau to approve Resolution 2006-21: **A PRELIMINARY RESOLUTION DECLARING THE VILLAGE'S INTENT TO LEVY SPECIAL ASSESSMENTS PURSUANT TO STATE STATUTE 66.0703(1)(a) AND VILLAGE ORDINANCE SECTION 70-4(b) FOR THE REPLACEMENT AND RECONSTRUCTION OF PUBLIC UTILITIES AND ROADS.** Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to accept the reduction in the letter of credit for Minor's Homestead Add #3 in the amount of \$1,570,485.00. Motion carried without a negative vote. There was no action on the Wahl Avenue easement.

NEW BUSINESS: Moved by Fickau and seconded by Hogan to authorize the signing of the WE Energies for 411 Brockway Drive. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to authorize the signing of the Time Warner Permit for Wahl Avenue. Motion carried without a negative vote.

Moved by Fennel and seconded by Fickau to adjourn into closed session at 8:51 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 – WWTP application review 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. – Mukwonago High School Easement. Motion carried unanimously upon roll call.

Moved by O'Bryan and seconded by Fennel to move back into open session at 9:22 p.m. Motion carried without a negative vote.

Moved by Fennel and seconded by Pires to adjourn the meeting at 9:23 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order at 7:30 p.m. on October 17, 2006. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, O'KEEFE, & WAGNER. Also present: Library Director McBride, DPW Supv Brandemuehl, Water Supt Walenczyk, Village Engineer Peot, Police Chief Winchowky, & Attorney Reilly.

Moved by Fickau and seconded by Hogan to approve the minutes of the September 19, 2006 meeting as presented. Motion carried without a negative vote.

Treasurers, Mileage, Police, Fire and Library reports for September 2006 were placed on file in the Clerk's Office.

President Wagner read and presented to James Sr. and Marjorie Wappenschmidt a proclamation for their 50th Wedding Anniversary.

COMMENTS FROM THE PUBLIC

Thomas Brandemuehl, DPW Supv – There was an issue with the planting of ash trees in the Fairwinds Subdivision. Residents have complained because there is a bore destroying vast amounts of ash trees. The issue has been resolved. Bielinski has decided to remove the existing ash trees and not plant any in the future.

Paul Teply, 307 McDivitt Ln. – Stated public safety concerns due to the road reconstruction on McDivitt Ln. The contractors have left debris in the middle of the road, there have almost been accidents, there is damage to the easements, a construction worker almost hit a school bus, they broke the gas main, the signs are not visible. Peot told him if there is damage to his property, he should submit a claim to the Village.

Tom Jones, 401 Lois St. – Discussed concerns with the landscaping in Mukwonago Shores Project Phase 1 and wanted to know when the work will be finished.

COMMITTEE REPORTS

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$70,103.28; Fire/Amb \$8,618.15; TID General \$455,084.32; TID SW/WA \$368.13; Other Designated \$553.73; Recycling \$35,042.96; Library \$4,099.59; 2004 GO Note \$431,241.74; Storm Water \$6.63; Impact Fees \$87,851.09; Water \$137,796.04; Sewer \$70,762.51; Taxroll \$1,644.64; Parkland \$368.86. Motion carried without a negative vote. Web Enabled Utility Billing Solution for Online Payments will remain in committee. WeSell Municipal Agreement to Sell Online can be removed from the agenda; the Police Dept. will not be using them. Moved by Pires and seconded by Fickau to begin a renegotiation of the Fire/EMS contract with the Town of Mukwonago. An adhoc committee consisting of Wagner, Fickau and Pires will be created to review which points of the contract need to be amended. Motion carried without a negative vote. The Fire Station Rent issue will be held until December.

HEALTH & RECREATION – Garbage Collection in Edgewood Meadows Condominiums can be removed from the agenda; Roland Roth and John's Disposal are working out an agreement. Miniwaukan Park Improvements is informational only; Steve Brunner, Ruekert & Mielke showed the committee the location of the trails and the canoe launch. Price Adjustment on Commercial Collection with John's Disposal will remain in committee.

JUDICIAL – Moved by O'Keefe and seconded by Hogan to approve the Temporary Class B Beer Licenses for St. James Parish for November 5, 2006. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to deny the Application for Operator License for Monica Rath due to multiple offenses listed in the background check. The applicant will be offered a public hearing. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the 2006-07 Class A Beer License for PSB&S LLC, Sohinder Singh (Agent), Village Mini Mart, 201 N. Rochester St. Motion carried without a negative vote. The Police Chief and Village Attorney will work

on an amendment to the Transient Merchant ordinance. Ordinance Regarding Outdoor Bands and Other Noise Concerns will remain in committee.

PROTECTIVE SERVICES – Moved by O'Bryan and seconded by Hogan to accept the high bid of \$4,500.00 from Rick Stacey for the sale of the Hazmat Trailer subject to the following conditions:

- 1) The Mukwonago Fire Department lettering shall be removed prior to the sale
- 2) The Town of Mukwonago shall approve the sale.

Motion carried without a negative vote. Employee Handbook will remain in committee.

PUBLIC WORKS – The Police Dept. does not feel there is a need for an additional street light at the end of Blood St. Moved by Fennel and seconded by Hogan to accept the water and sewer utilities and authorize the payment of \$62,582.00 for the reimbursement for the installation of an oversized water main within Phase I and II of The Orchards of Mukwonago subdivision. Motion carried without a negative vote. The committee denied the request to waive the sewer amount for the utility bills for 514 Valhalla Dr., 410 Brockway Dr. and 535 Brockway Dr. requested by Connie Schnick, William Ryan Homes. The committee denied the request to waive sewer charges for the utility bills for Mukwonago Shores residents while establishing sod. The committee reviewed the preliminary construction drawings for the West Side Ave. project; part of the water main that was recently installed will be reused. Moved by Fickau and seconded by O'Bryan to defer the special assessments for those properties in the Gibson St. project that have a well and septic until change of ownership. The Village Attorney will include language in the final resolution. Motion carried without a negative vote. Moved by Fickau and seconded by O'Bryan to authorize the purchase and installation of a flow meter to be installed at the Wastewater Treatment Facility. Motion carried without a negative vote. WTF Upgrade for Ammonia Removal can be removed from the agenda. Moved by Fickau and seconded by Fennel to award the contract for the installation of the Fine Bubble Aeration Equipment at the Wastewater Treatment Facility to the low bidder Martin Peterson Co. in the amount of \$8,300.00. Motion carried without a negative vote. The concrete in the main interceptor is being eaten away and needs to be repaired. It is line-able, but there may be alternatives to fixing it. Peot is working to find the most cost effective way to repair it.

PLANNING COMMISSION

Extraterritorial CSM Review – W309 S8156 CTH I – Stanley & Julie Sugden – Moved by Fennel and seconded by Hogan to accept the Planning Commission recommendation to approve the Extraterritorial CSM for Stanley and Julie Sugden located at W309 S8156 CTH I with the following conditions:

- 1) Prior to recording the Certified Survey Map dated October 9, 2006, all technical revisions from the Town of Mukwonago and Waukesha County review be completed.
- 2) Prior to recording the Certified Survey Map dated October 9, 2006, approval shall be obtained by the Town of Mukwonago and Waukesha County.

Motion carried without a negative vote.

Extraterritorial CSM Review – Cty Rd. L – Billy & Sarah Bourdo – Moved by Hogan and seconded by Fickau to accept the Planning Commission recommendation to approve the Extraterritorial CSM for Billy and Sarah Bourdo located at County Road L with the following conditions:

- 1) Prior to recording the CSM dated September 20, 2006, all technical revisions be completed.
- 2) Prior to recording the CSM dated September 20, 2006, Certified Survey Map 1251 shall be reviewed for restrictions and ownership notes.
- 3) Prior to recording the CSM dated September 20, 2006, a Village of Mukwonago Certificate shall be placed on the CSM.
- 4) Prior to recording the CSM dated September 20, 2006, a note be added to the face of the CSM, which was a conditional of approval by the Committee.
- 5) Prior to recording the CSM dated September 20, 2006, approval shall be obtained by the Town of East Troy and Walworth County.

Motion carried without a negative vote.

Black Bear Conceptual Review – The Plan Commission reviewed updated plans for the Black Bear residential development. No action taken.

Tekaver Change of Zoning – The issue is tabled in Plan Commission.

Architectural/Site Plan Review – Restaurant, Gas Station, Convenience Store – Vacant Lots South of Home Depot – 5 Star Stations – The Plan Commission requested that the Village Board consider amending the ordinance that requires fueling facilities to be 1,500 feet apart. Moved by O'Bryan and seconded by Hogan to leave the ordinance at 1,500 feet, but to include language to define the distance as a separation from property line to property line. Darwin Greenwald stated that he would like to be grandfathered in because he applied for Plan Commission review prior to the ordinance change. Motion lost on a vote of 3 ayes, 3 nays (Pires, Fennel and O'Keefe voted no) and 1 abstention (Fickau abstained). Moved by Pires to table the issue for more information on safety and the implications of changing the ordinance to read from property line to property line versus tank to tank. Motion died for lack of a second. Moved by Fennel and seconded by O'Keefe to amend the ordinance to include language to define the distance as a separation from tank to tank or fill pipe to fill pipe. Motion lost on a vote of 3 ayes, 3 nays (Hogan, O'Bryan and Wagner voted no) and 1 abstention (Fickau abstained).

Request to Reconstruct Retaining Wall – 114 Main St. – East Star Management Co. – The Plan Commission approved the reconstruction of a retaining wall at 114 Main St. Information only.

VILLAGE ATTORNEY

Moved by Pires and seconded by Hogan to approve the letter to Crown Castle International regarding the lease agreement with respect to the I43 water tower property. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve the reduction of the Letter of Credit for Edgewood Meadows to the amount of \$667,501.16. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the reduction of the Letter of Credit for The Orchards of Mukwonago Phase 1 to the amount of \$232,200.00. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve the reduction of the Letter of Credit for The Orchards of Mukwonago Phase 2 to the amount of \$106,440.00. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve Resolution 2006-22. Motion carried without a negative vote.

VILLAGE ENGINEER

Moved by Hogan and seconded by Fickau to accept the sewer and water mains for the Black Bear Development. Motion carried without a negative vote. Pay Request #1 for the 2006 Road Program was addressed in the Vouchers Payable.

VILLAGE PRESIDENT

Moved by Fennel and seconded by Pires to approve the Village President appointment of Brad Lochowicz to the Library Board. Motion carried without a negative vote.

CORRESPONDENCE

Brandemuehl stated that he has ordered pedestrian crossing signs for placement on STH 83 near Lake Street and Lincoln Avenue.

NEW BUSINESS

Moved by Fickau and seconded by Hogan to approve the WE Energies permit requests for 1547 Fox River Run, 1551 Fox River Run, 1559 Fox River Run and 1603 Fox River Run. Motion carried without a negative vote.

Moved by Fennel and seconded by Pires to adjourn into closed session at 8:55 pm 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. – Mukwonago High School Easement, Multi-Use Trail – Wiegel Property and Caine Property – Well Site. Motion carried without a negative vote.

Moved by Hogan and seconded by Fickau to reconvene into open session at 9:10 pm. Motion carried without a negative vote.

Mukwonago High School Easement – Moved by Pires and seconded by Hogan to authorize the Village Attorney to offer Mukwonago High School \$3,000.00 for purchase of easement for the multi-use trail. Motion carried without a negative vote.

Multi-Use Trail – Wiegel Property – Moved by Pires and seconded by Hogan to authorize a payment of \$8,000 to Diane Wiegel for an easement to be used for the multi-use trail. Motion carried without a negative vote.

Caine Property – Well Site – Moved by Hogan and seconded by Fennel to approve the option to purchase agreement with Dr. Glen and Lisa Caine for land to be used as a well site. Additional language shall be included that if Village were to lease the property, there will be an option to purchase for \$1.00 at the end of the lease term. Motion carried without a negative vote.

Moved by Hogan and seconded by Fickau and carried to adjourn at 9:14 pm.

Steven A. Braatz, Jr.
Deputy Clerk

President Wagner called the Village Board meeting to order on November 7, 2006 at 7:34 p.m. Members present: FICKAU, PIRES, HOGAN, O'BRYAN, O'KEEFE, & WAGNER. Member excused: FENNEL. Also present: Police Chief Winchowky, Fire Chief Rolfe, DPW Supv Brandemuehl, Attorney Reilly, & Engineer Renner.

President Wagner announced that Village Board would adjourn into closed session upon adjournment of the regular meeting and reconvene into open session again pursuant to State Statute 19.85(1) (c) & 19.85(1)(e).

Moved by Fickau and seconded by Hogan to approve the minutes of the October 17, 2006 meeting as presented. Motion carried without a negative vote.

COMMENTS FROM THE PUBLIC:

Steve Barber, PLMD – Was interested in the Caine property proposal. He will be sending over a copy of news article he submitted to the Mukwonago Chief for the Board members to read.

Joe Rice, 428 Blood St – Would hope the Village would find a way of financing the purchase of the new ambulance in the 2007 budget.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to approve the vouchers in the amount of: Village \$42,162.95; Fire/Amb \$7,837.23; TID #3 \$37.50; Equipment \$898.00; Library \$13,182.25; 2004 GO \$22.44; Impact Fees \$637.50; Water \$44,200.66; Sewer \$8,566.62; Taxroll \$8,124.83. Motion carried without a negative vote. Accreditation Issues and Web Enabled Utility Billing Solution will remain in committee.

JUDICIAL – Moved by O'Keefe and seconded by Hogan to approve the operator's license for Michael J. Eichman. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the operator's license for Cassandra M. Kurczek. Motion carried without a negative vote. Moved by O'Keefe and seconded by Hogan to approve the Temporary Class B Beer License for St. James Parish for November 17, 2006. Motion carried without a negative vote.

PROTECTIVE SERVICES – Letter from Judith Keller will remain on the Police Commission agenda. Sale of Engine 3463, Ebay sales, and employee handbook will remain in committee.

VILLAGE CLERK – Moved by Fickau and seconded by Hogan to deny the claim of Bielinski Properties for damages and to notify our insurance of the action. Motion carried without a negative vote.

VILLAGE ENGINEER – Moved by Fickau and seconded by Hogan to accept the Engineers recommendation and award the bid for the WTF Upgrade for 2006 to Berg Construction in the amount of \$1,530,805.00 and that another 10% approved for contingencies upon verification that money is on hand. Bid came in \$16,000 over the estimated amount. Motion carried without a negative vote.

NEW BUSINESS – Moved by Fickau and seconded by Hogan to authorize the signing of the Centurytel Permit to bury telephone cable on Bay View Road. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to authorize the signing of the WE Energies permits for 1406 Applewood Circle; 1422 Applewood Circle; and 1328 Macintosh Way. Motion carried without a negative vote.

Moved by Hogan and seconded by O'Bryan to adjourn into closed session at 7:54 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 – WWTP Supervisor 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. – Potential Purchase of Caine Property; & Proposed Lease with T-Mobile. Motion carried unanimously upon roll call.

Moved by Fickau and seconded by O’Keefe to move back into open session at 8:13 p.m. Motion carried without a negative vote.

Moved by Hogan and seconded by Pires to have the Personnel Committee Chair make the offer to Marilyn West as discussed in closed session. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to have the Village Attorney enter into contract for the Caine property as modified with their letter dated November 2, 2006 and discussed in closed session. Motion carried without a negative vote. Moved by O’Bryan and seconded by O’Keefe to direct the Village Attorney to negotiate a lease with T-Mobile as discussed in closed session with understanding that lease, signed by T-Mobile will be brought back at the next meeting and that the Attorney is directed to negotiate with Cingular for abandonment of Cingular’s personal property if the property can be transferred to T-Mobile to the Village’s advantage. Motion carried without a negative vote.

Moved by Fickau and seconded by Hogan and carried to adjourn the meeting at 8:16 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on November 21, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, & WAGNER. Member excused: O'KEEFE. Also present: DPW Supv Brandemuehl, Police Lt LaDue, Fire Chief Rolfe, Water Supt Walenczyk, Engineer Peot, and Attorney Reilly.

President Wagner announced that the Board would go into closed session after adjournment of the regular meeting and reconvene into open session pursuant to State Statute 19.85(1) (c).

Public Hearing for the Change of Zoning from R-2 to B-2; rear lots of 201 Main Street; Mt. Olive Lutheran Church was opened at 7:31 p.m.

Thayne Odier, 130 Park Place – This house is a very historic building including the barn. I am opposed to the rezoning.

Public Hearing was closed at 7:33 p.m.

Moved by Fickau and seconded by Hogan to approve the minutes of the November 7, 2006 meeting as presented. Motion carried without a negative vote. Treasurer, Mileage, Police, Fire, and Library reports for the month of October 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Tom Jones, 401 Lois Street – Since the Taser incident in the Town of Mukwonago, I have noticed one of our patrol cars responding as backup to the Town of Mukwonago calls. Are the Village residents being compensated for this by the Town? Are the Village taxpayers paying for this support when the Town could hire additional patrolmen and purchase cars or call the county?

Mr. John Jansen of Ruekert & Mielke presented the Regional Ground Water Model to the Board. Four communities, City of Waukesha, City of Muskego, Village of East Troy, & Village of Mukwonago are looking toward tapping into the Troy Bedrock Aquifer for their future water needs. SEWRPC is doing the study of the water use for this area. Each community would pay \$11,000 for this project. The other three municipalities are already signed on. It would take six months to complete the work. Referred to Public Works Committee.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to pay the vouchers: Village \$54,124.80; Fire/Amb \$8,030.21; TID S/W \$153.25; Other Designated \$548.92; Recycling \$37,308.73; Capital \$14,633.00; Library \$15,129.45; 2004 GO \$580,457.37; Storm Water Utility \$103.00; Water \$121,013.34; Sewer \$110,796.84; Taxroll \$32.60. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to deny the payment of Attorney Fees for Patrolman Eric Nelson. Motion carried without a negative vote. Trustee Pires reported that the Finance Committee asked the Clerk to put the ambulance back in the 2007 Capital Outlay budget because it will have a zero effect on the total budget. Moved by Pires and seconded by Fickau for the In-House Training for EMT's and that the funds to pay for this would come from the Act 102 monies and the RFTAC Grant and that no taxpayer money would be used. Motion carried without a negative vote. Accreditation issue with the Police Patrolmen Contract has been settled. Web Enabled Utility Billing Solution for Online Payments will remain in committee.

HEALTH & RECREATION – Moved by Fennel and seconded by Hogan to approve the increases in the Commercial dumpster rates for garbage and recycling. Motion carried without a negative vote. Rates will take effect on January 1, 2007.

JUDICIAL – Moved by Fickau and seconded by Fennel to approve the Operator's Licenses for Brian A. Anspach & Pamela L. Kollaszar. Motion carried without a negative vote. Moved by O'Bryan and seconded by Fennel to approve the Class B Beer and Liquor License for Pelisteri Enterprises Inc.; Agim Zenneli, Agent; Little Babe's Café, 507 Main Street. Motion carried without a negative vote.

Ordinance regarding Outdoor Bands and Other Noise and the parking issue in Minor's Subdivision were referred to Protective Services.

PERSONNEL – The request for vacation carryover, the Police Contract Issue and Grievance can be removed from the agenda as they are no longer an issue. The sick leave issue will remain in committee.

PUBLIC WORKS – Moved by Fickau and seconded by Fennel to accept the Engineers recommendation and approve Change Order Number 4; Willkomm Excavating for the Plank Road Project in a reduction to the contract of \$10,915.33. Motion carried without a negative vote. Street Light on the end of Blood Street has been resolved and should be removed from the agenda. Mr. Paul Teply did not appear before the committee so that issue can be removed from the agenda. Moved by Fickau and seconded by Hogan to accept the committee recommendation not to waive the penalty for Utility Bill at 208 Pearl Avenue. Motion carried without a negative vote. 112 Park Place Avenue was referred to the Village Engineer and no action is taken as the resident did not appear before the committee. Moved by Fickau and seconded by Pires to accept the committee recommendation to not waive the penalty on the Utility Bills for Mukwonago Area School District. Motion carried without a negative vote.

PLANNING COMMISSION: Moved by Fickau and seconded by Fennel to approve Ordinance No. 798: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO [MT. OLIVE LUTHERAN CHURCH]**. Motion carried without a negative vote. Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation the approval of the site plan & architectural review for Horter Chevrolet at 915 Main Street subject to the following conditions:

1. The proposed building shall be constructed according to the plans dated October 24, 2006.
2. Prior to issuance of a building permit, the Village Zoning Administrator shall approve of the refuse location and structure.
3. Prior to issuance of a building permit, applicant shall submit to the Building Inspector a demolition plan and project schedule.
4. Prior to issuance of a building permit, a preconstruction meeting shall be held with the Building Inspector and Fire Chief.
5. Prior to occupancy, applicant shall submit a full and complete landscape plan for Village Zoning Administrator approval.
6. Prior to occupancy, applicant shall submit a freestanding and wall signage plan for Plan Commission consideration.
7. Prior to occupancy, the Zoning Administrator shall approve of all exterior lighting, including parking lot lighting and building exterior lighting, to insure that lighting conforms to Section 100-601 of the Zoning Ordinance, including relocation of existing light poles where needed.
8. Landscaping in front of the building will include the barrel plantings by the windows.

Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to accept the Plan Commission recommendation approval to the Village Board that sidewalks be installed by June 17, 2007 and authorize the issuance of building permits and occupancy permits. Motion carried without a negative vote.

VILLAGE ATTORNEY: Moved by Fickau and seconded by Hogan to approve the Agreement between the Village of Mukwonago and Cingular that calls for Cingular to remove all their equipment and that the agreement not be forwarded to Cingular until we have verification that this has been done. Motion carried without a negative vote. Contract for T-Mobile for lease of space on the NN Water Tower will remain on the next agenda.

VILLAGE CLERK: Moved by Pires and seconded by Fickau to deny the claim of Joe & Jennifer Traczyk, 118 Apollo Court. The basis of this denial is that there is no negligence on behalf of the Village of Mukwonago and there is not enough evidence to support the claimant's allegations. At this time we do not have enough evidence to support that the roadwork caused this damage. Motion carried without a negative vote.

VILLAGE PRESIDENT: Moved by Hogan and seconded by Fickau to accept the letter of resignation from Trustee Brian O'Keefe. Motion carried without a negative vote. Moved by Pires and seconded by Hogan to accept the Village President's appointment of Jaime Vega, 519 Franklin Street to the Historic Preservation Commission as Advisory Architect. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to accept the Village President's appointment of Mike Montvid, 505 Main Street as a citizen member to the Historic Preservation Commission. Motion carried without a negative vote.

CORRESPONDENCE: SEWRPC 2004 Annual Report was placed on file in the Clerk's Office.

NEW BUSINESS: Moved by Fickau and seconded by O'Bryan to authorize the signing of the WE Energies permits for 1446 Applewood Court and 625 Valhalla Drive. Motion carried without a negative vote.

Moved by Fennel and seconded by Pires to adjourn into closed session at 8:25 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 – Evaluation of Employee and WWTP Supervisor Position Candidate. Motion carried unanimously upon roll call.

Moved by Pires and seconded by Fickau to reconvene into open session at 9:20 p.m. Motion carried without a negative vote. Moved by Hogan and seconded by Pires to continue the negotiations with the WWTP candidate as discussed in closed session. Motion carried without a negative vote.

Moved by Fickau and seconded by Fennel and carried to adjourn the meeting at 9:21 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Special Village Board meeting regarding the Proposed 2007 Budget to order at 7:30 p.m. on November 27, 2006. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, & WAGNER. Absent: O'KEEFE. Also present: DPW Supv Brandemuehl & Fire Chief Rolfe.

Public Hearing on the Proposed 2007 Budget was opened at 7:31 p.m.

Tom Jones, 401 Lois Street – Is the cost of our Police Officers being called to back up the Town of Mukwonago Police shown in the budget or is the revenue shown? Are the Village Taxpayers subsidizing the operation of the Town of Mukwonago? Why are we not charging back cost?

Eliot Bakst, 1212 Western Trail – What is the status of the TIF; are the Village Taxpayers going to be paying most of the cost for this project instead of the developer who is not selling the land? Has the Village Board looked into eminent domain? Has the Village looked at a way of getting the land owner to sell property at a reasonable rate?

Public Hearing was closed at 7:44 p.m.

NEW BUSINESS:

Moved by Fickau and seconded by Pires to approve Resolution 2006-23: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO FOR 2007.** Motion carried without a negative vote.

Moved by Pires and seconded by Fickau to approve Resolution 2006-24: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO CAPITAL EQUIPMENT FUND FOR 2007.** Motion carried without a negative vote.

Moved by Fennel and seconded by Hogan to approve Resolution 2006-25: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO RECYCLING FUND FOR 2007.** Motion carried without a negative vote.

Moved by Pires and seconded by Fickau to approve Resolution 2006-26: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO DEBT FUND FOR 2007.** Motion carried without a negative vote.

Moved by Fennel and seconded by Fickau to approve Resolution 2006-27: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO FIRE/AMBULANCE FUND FOR 2007.** Motion carried without a negative vote.

Moved by Fickau and seconded by Hogan to approve Resolution 2006-28: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO LIBRARY FUND FOR 2007.** Motion carried without a negative vote.

Moved by Fickau and seconded by Hogan to approve Resolution 2006-29: **A RESOLUTION APPROPRIATING THE NECESSARY FUNDS FOR THE OPERATION OF THE GOVERNMENT AND ADMINISTRATION OF THE VILLAGE OF MUKWONAGO TAX INCREMENTAL DISTRICT FUND FOR 2007.** Motion carried without a negative vote.

Moved by Hogan and seconded by O'Bryan to adjourn the meeting at 7:47 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order on December 5, 2006 at 7:30 p.m. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, & WAGNER. Also present: DPW Supv Brandemuehl, Attorney Reilly, & Police Chief Winchowky.

Moved by Fickau and seconded by Hogan and carried to approve the minutes of the November 21st and 27th meetings as presented. Motion carried without a negative vote.

COMMENTS FROM THE PUBLIC:

Rodell Singert, W254 S7890 HiLo Dr., Waukesha County Supervisor – Spoke to the Board about the water penalty that the School District had to pay and that he felt the Village should have waived the penalty. Amount of the penalty was \$702.63 and they should have had a letter sent to them after the meeting informing them that the Board denied the request to refund the money.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Fickau to approve the following vouchers: Village \$39,754.24; Fire/Amb \$2,561.37; TID General \$353.75; Recycling \$40,431.10; Library \$2,975.81; 2004 GO Note \$55,357.32; Water \$63,686.71; Sewer #79,112.83; Taxroll \$8,124.83; and Parkland \$2,715.44. Motion carried without a negative vote. Web enabled utility billing solution for online payments will remain on the agenda.

JUDICIAL – Moved by Fickau and seconded by Hogan to approve the Operator's Licenses for Karen J. Barton and Mary E. Masialowski. Motion carried without a negative vote. Moved by Hogan and seconded by Fickau to approve the Temporary Class B Beer License for St. James Parish for December 15, 2006. Motion carried without a negative vote.

VILLAGE PRESIDENT – Moved by Pires and seconded by Fickau to fill the vacant Village Board seat by appointment. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve the nomination of Eliot Bakst to fill the unexpired seat of trustee O'Keefe. Motion carried on a vote of 4 ayes and 2 nays [Hogan and O'Bryan voting 'no'].

NEW BUSINESS – Moved by Fickau and seconded by Hogan to approve the WE Energies Permit to Bore Road for UG Cable to 1210 Marsh View Drive. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the WE Energies permit for 1446 Applewood Circle. Motion carried without a negative vote.

President Wagner asked that a letter be sent to the Mukwonago Lions Club thanking them for the addition to the Village Parks.

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

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer

President Wagner called the Village Board meeting to order at 7:30 p.m. on December 19, 2006. Members present: FICKAU, PIRES, HOGAN, FENNEL, O'BRYAN, BAKST, & WAGNER. Also present: DPW Supv Brandemuehl, Engineer Peot, Planner Kaniewski, Water Supt Walenczyk, Attorney Reilly, and Police Chief Winchowky.

Public Hearing, for the change of zoning from A-1 to R-10 with an R-4 PUD Overlay, for the eastern portion of Black Bear Development on STH 83 north of Culvers was opened at 7:31 p.m. No one appeared for or against; the hearing was closed at 7:32 p.m.

Moved by Fickau and seconded by Hogan to approve the minutes of the December 5, 2006 Village Board meeting as presented. Motion carried without a negative vote. The Treasurer, Mileage, Police, Fire, and Library reports for November 2006 were placed on file in the Clerk's Office.

COMMENTS FROM THE PUBLIC:

Cathy Humcke-Peterson, 201 Westside Avenue – The street sign in front of her home is missing and she asked about having it replaced. Referred to DPW Supv, Engineer, Bldg Insp, and Trustee Fickau.

COMMITTEE REPORTS:

FINANCE – Moved by Pires and seconded by Hogan to pay the account payables: Village \$32,762.04; Fire/Amb \$7,437.63; Other Designated \$546.73; Recycling \$.39; Library \$7,973.44; 2004 GO \$331,901.79; Water \$63,160.40; Sewer \$41,830.23; Taxroll \$4,033.73. Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve the list of improvements that the Village will be bonding for 2007:

Sewer Rehab	\$ 432,000
TID Stop Lights	\$ 500,000
Westside reconstr	\$2,072,500
Oakland Ranch	\$2,892,572
WWTP Ammonia	\$ 450,000

Motion carried without a negative vote. Moved by Pires and seconded by Fickau to approve Resolution 2006-31: **A RESOLUTION TO SET THE 2007 SCHEDULE OF FEES FOR THE VILLAGE OF MUKWONAGO.** Motion carried without a negative vote. Moved by Pires, seconded by Fickau to deny the request to pay the Attorney fees for Patrolman Eric Nelson. Motion carried without a negative vote. Web Enabled Utility Billing Solution will remain in committee.

HEALTH & RECREATION – Use of Indianhead Park for a wedding; the couple were told that they would have to pay the fee and fill out the application. Moved by Fennel and seconded by Fickau to approve the increase in recycling fees at 4% for 2007. Motion carried without a negative vote.

JUDICIAL – Moved by Bakst and seconded by Fickau to approve the Operator's Licenses for Donna J. Allen & Mary A. Hopper. Motion carried without a negative vote. Moved by Bakst and seconded by Fennel to approve the Temporary Class B Beer License to St. James Parish for January 19, 2007. Motion carried without a negative vote.

PERSONNEL – Moved by Hogan and seconded by Bakst to approve Resolution 2006-32: **A RESOLUTION RELATING TO VILLAGE OF MUKWONAGO SALARY AND WAGE SCHEDULES FOR NON-REPRESENTED FULL-TIME EMPLOYEES & PART-TIME EMPLOYEES.** Motion carried without a negative vote. Banking of sick leave will be left in committee for further review. Moved by Hogan and seconded by O'Bryan to eliminate the Flex Time Program for DPW, Water, & Sewer employees effective January 1, 2007. Motion carried without a negative vote.

PROTECTIVE SERVICES – Moved by O'Bryan and seconded by Fennel to approve the 2007 Joint Powers Agreement and authorize the Village President and Village Clerk to sign. Motion carried without a negative vote.

PUBLIC WORKS – Moved by Fickau and seconded by Fennel to approve Resolution 2006-30: **A RESOLUTION ADOPTING THE 2007 SEWER BUDGET AND 2007 WATER UTILITY BUDGET.** Motion carried

without a negative vote. 2007 Capital Outlay for Sewer & Water was discussed and noted that the request for a new pickup truck for the Water Utility was deleted. Village Engineer will be sending out letters to residents of Street Projects regarding trees and replacement of trees. Engineer reported that the Village would need to obtain an easement for the Pine Street Storm Water Outfall. Moved by Fickau and seconded by Fennel to have the Engineer bid the Interceptor Lining Project in the early part of 2007. Motion carried without a negative vote. Moved by Fickau and seconded by Pires to authorize the Clerk to sign the NR 216 Permit Application. Motion carried without a negative vote. Moved by Fickau and seconded by Fennel to approve the Regional Ground Water Model at a cost of \$11,000.00 and join the other communities in the area. Motion carried without a negative vote. Moved by Fickau and seconded by Hogan to approve the Non-Standard Street Lighting for Marsh View Drive for 1 pole & light, selecting Option B, and the developer shall pay the cost to install. Motion carried without a negative vote.

PLANNING COMMISSION: Moved by Fennel and seconded by Fickau to accept the Plan Commission recommendation to the Village Board to approve Ordinance No. 799: **AN ORDINANCE TO AMEND THE DISTRICT ZONING MAP OF THE VILLAGE OF MUKWONAGO** [Black Bear Condo Rezone]. Motion carried without a negative vote. Moved by Fennel and seconded by Hogan to accept the Plan Commission recommendation to the Village Board to approve the Extraterritorial Review of Pheasant Fields Final Plat located on STH 83 and Frog Alley Road. Motion carried without a negative vote. Architectural/Site Plan Review for the restaurant, gas station, convenience store on the vacate lot south of Home Depot required no further action since the Village Board and the Board of Building and Zoning Appeals turned down the request.

VILLAGE ATTORNEY: Moved by Hogan and seconded by Fickau to approve the Letter of Credit Reduction for Minors Homestead Addition #3 in the amount of \$750,477.10. Motion carried without a negative vote. Attorney is still working on the contract for T-Mobile for lease of space on NN Water Tower.

VILLAGE PRESIDENT: Moved by Fickau and seconded by Pires to accept the letter of resignation from Elliot Bakst from the Board of Building and Zoning Appeals. Motion carried without a negative vote. Moved by Pires and seconded by Fennel to approve the appointment of Election Officials: Robert Chapman, Chief Election Inspector; Mary Weinkauff, Deputy Chief Election Inspector; & Steven Braatz, Jr., Donald Braun, Carole Fickau, Terry Kelly, Rose Anne Kelly, Karen Olbinski, Dian Pete, Chris Petersen, David Petersen, Phyllis Roeber, Glenn Volkmann, & Monica Waszak as Election Inspectors. Motion carried without a negative vote [Fickau abstained]. Moved by Fennel and seconded by Hogan to approve the appointment of Trustee Bakst to the Library Board. Motion carried without a negative vote. Moved by O'Bryan and seconded by Fickau to approve the appointment of Trustee Hogan to the Historic Preservation Committee. Motion carried without a negative vote [Hogan abstained]. Moved by Fennel and seconded by Fickau to approve the appointment of Dave Mades as a regular member of the Board of Building and Zoning Appeals. Motion carried without a negative vote. Moved by Fickau and seconded by Bakst to approve the appointment of James Decker as 2nd Alternate to the Board of Building and Zoning Appeals. Motion carried without a negative vote.

NEW BUSINESS: Moved by Fickau and seconded by Hogan to approve the WE Energies Permit to bore road for underground cable on Marsh View Drive. Motion carried without a negative vote.

Moved by Fickau and seconded by Hogan and carried to adjourn the meeting at 8:23 p.m.

Bernard W. Kahl, WCPC/MMC
Administrator/Clerk-Treasurer