

**VILLAGE OF PLEASANT PRAIRIE
PLEASANT PRAIRIE VILLAGE BOARD
PLEASANT PRAIRIE WATER UTILITY
PLEASANT PRAIRIE SEWER UTILITY
9915 - 39th Avenue
Pleasant Prairie, WI
June 20, 2016
6:00 p.m.**

A regular meeting of the Pleasant Prairie Village Board was held on Monday, June 20, 2016. Meeting called to order at 6:00 p.m. Present were Village Board members John Steinbrink, Kris Keckler, Steve Kumorkiewicz, Dave Klimisch and Mike Serpe. Also present were Michael Pollocoff, Village Administrator; Tom Shircel, Assistant Administrator; Jean Werbie-Harris, Community Development Director; Kathy Goessl, Finance Director; Dave Smetana, Police Chief; Doug McElmury, Fire & Rescue Chief; Matt Fineour, Village Engineer; John Steinbrink Jr., Public Works Director; Carol Willke, HR and Recreation Director; Dan Honore, IT Director; and Jane M. Romanowski, Village Clerk. Two citizens attended the meeting.

1. CALL TO ORDER

2. PLEDGE OF ALLEGIANCE

3. ROLL CALL

4. PUBLIC HEARINGS

A. Consider the 2016-2017 Liquor License Renewal Applications for Dream Liquor and the Wooden Nickel.

Jane Romanowski:

As I mentioned at the last meeting when we had most of our liquor licenses approved, these two applications were filed late. So we have to have a 15 day waiting period where the applications need to be in my office. So tonight the Board needs to consider the Class A fermented malt beverage and Class A intoxicating license for Dream Liquor located at 4417 75th Street, and then also the Class B fermented malt beverage and Class B intoxicating liquor for the Wooden Nickel at 11606 Sheridan Road. And, of course, these licenses just as previous would be subject to any outstanding fees, delinquencies, etc. And I believe neither one of them have any right now, although I think Dream Liquor has some zoning violations they need to work on.

So last year if you recall we did a big ordinance amendment for Chapter 194. And in that ordinance amendment we did add the \$100 late fee because these two applicants are notoriously late. And so we're usually trying to chase down applications. So this year they will pay that in addition to their licensing fees, and I would recommend approval.

John Steinbrink:

All right, this being a public hearing I'm going to open it up to public comment or question.

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Jane Romanowski:

There were no signups tonight, Mr. President.

John Steinbrink:

Anybody wishing to speak on this item? Anybody wishing to speak on this item? Anybody wishing to speak on this item? Hearing none I'm going to close the public hearing and open it up to Village Board comment or question.

Dave Klimisch:

Jane, you said the only violation was a zoning violation?

Jane Romanowski:

I believe so. Everything is paid. Wooden Nickel had an outstanding fee with the fire department they paid. So I believe Jean has -- unless it passed recently.

Jean Werbie-Harris:

No, as of Friday it had not yet passed. They just have some landscaping issues on the north side of their property and the east side of the property that they were going to get resolved.

Dave Klimisch:

No demerits anywhere, no liquor demerit?

Jane Romanowski:

We don't have a demerit system.

Jean Werbie-Harris:

We don't do that.

Dave Klimisch:

I move approval of the license renewal.

Steve Kumorkiewicz:

Second.

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John Steinbrink:

Motion by Dave, second by Steve. Further discussion?

KLIMISCH MOVED TO APPROVE THE 2016-2017 LIQUOR LICENSE RENEWAL APPLICATIONS FOR DREAM LIQUOR AND THE WOODEN NICKEL, SUBJECT TO THE CONDITIONS SET FORTH BY STAFF; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

B. Consider the construction of a water main, sanitary sewer and storm sewer laterals for the extension of Cooper Road to 97th Street and Final Resolution #16-23.

Matt Fineour:

Mr. President and members of the Board, this is the final assessment for the water, sanitary and storm infrastructure associated with the Cooper Road extension project. The assessment was levied for all three utilities except for stormwater which the only thing that was assessed was for sump pump laterals to future lots. The watermain and sanitary sewer assessment is based on a lot frontage of benefitted properties. For the watermain the linear foot cost for the assessment rate is calculated as the total project cost divided by the total watermain length. This cost was then divided in half to account for both sides of the road. The size of the watermain being constructed is a 12 inch watermain. The watermain cost was reduced to represent an 8 inch main equivalent cost for the assessment.

Water services were accounted for separately as a separate cost. The sanitary sewer was assessed in a similar fashion on a front footage cost. The cost calculation was based on the total cost of the sanitary sewer divided by the length of the sanitary sewer to get a cost of length per foot. It was then divided in half to account for both sides of the road. The total project for the watermain was \$95,872. This cost was reduced to account for an 8 inch equivalent down to \$90,502. The assessment rate for the watermain is \$73.81 per foot. The total assessment cost for the sanitary sewer was \$97.40 per foot.

There were two properties that were assessed for this project. One was Parcel Number 92-4-122-221-0010 which is owned by Steinbrink Limited Partnership. The total assessment for that parcel is \$33,498.45. That is parcel 1. Parcel 2 is owned by Richard and Julie Steinbrink with a total assessment on that property of \$75,538.14. Both assessments for these projects are deferred assessments until such time as those properties are developed. At that time those assessments would be due. But as long as it's vacant it's a deferred assessment. If there's any other questions I'd open it back up to the public hearing.

Michael Serpe:

President Steinbrink will not be participating in the deliberation nor will he be voting on it. This is a matter for public hearing. Anybody wishing to speak? Anybody wishing to speak? We'll close the public hearing. Comments from Board members? What's your pleasure?

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Kris Keckler:

Move approval as outlined.

Steve Kumorkiewicz:

Second.

Michael Serpe:

Motion by Kris, second by Steve for approval.

KECKLER MOVED TO APPROVE THE CONSTRUCTION OF A WATER MAIN, SANITARY SEWER AND STORM SEWER LATERALS FOR THE EXTENSION OF COOPER ROAD TO 97TH STREET AND ADOPT FINAL RESOLUTION #16-23; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0 WITH JOHN STEINBRINK RECUSING HIMSELF FROM ANY DISCUSSION OR VOTING.

Michael Serpe:

President Steinbrink did not participate in the vote.

John Steinbrink:

Thank you, Mike.

5. CITIZEN COMMENTS

Jane Romanowski:

There were no signups tonight, Mr. President.

John Steinbrink:

Anyone wishing to speak under citizens' comments? Hearing none I'll close citizens' comments.

6. ADMINISTRATOR'S REPORT

Mike Pollocoff:

We have a long agenda tonight. I'll restrain myself and not report.

John Steinbrink:

You are a kind gentleman.

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7. NEW BUSINESS

- A. Receive Plan Commission recommendation and consider Ordinance #16-22 to amend the Village of Pleasant Prairie 2035 Comprehensive Land Use Plan relating to vacant property generally located on 93rd Street east of 11th Avenue within Carol Beach Estates Unit #6 Subdivision.**

Jean Werbie-Harris:

I would ask that the next item be taken up at the same time please?

John Steinbrink:

Pardon?

Jean Werbie-Harris:

If you could bring up Item B at the same time I'll make one presentation.

- B. Receive Plan Commission recommendation and consider Ordinance #16-23 to amend the zoning map for the vacant property generally located on 93rd Street east of 11th Avenue within the Carol Beach Estates Unit #6 Subdivision.**

Jean Werbie-Harris:

Mr. President and members of the Board, there's actually two items Ordinance 16-22 and 16-23. The property owner had hired DK Environmental Services to complete a wetland delineation on their vacant property generally located on 93rd Street east of 11th Avenue within the Carol Beach Estates Unit #6 Subdivision. It's Lot 3 of CSM 1877. It's identified as Tax Parcel Number 93-4-123-191-0137. A wetland staking was completed on the property on October 24, 2015, and the required wetland report was filed with the Wisconsin DNR. And on April 20, 2016 the DNR sent a letter indicating that on their field visit on April 13, 2016, that they concurred with the biologist's determination that there are no wetlands found on the site.

So the first request that they have this evening is for a Comprehensive Plan Amendment at the request of Harold Brown, and this is to change the Park, Recreational and Other Open Space Lands with an Interpolated Wetlands and the land use designation associated with that to the Low-Medium Density Residential land use designation, again, because there are no wetlands on the property.

The second item is a request for a zoning map amendment, Ordinance 16-23 also at the request of Harold Brown. And this is to modify the zoning map in order to reflect that there are no wetlands on the property and to rezone the property from the C-1, Lowland Resource Conservancy District, to the R-6, Urban Single Family Residential District, so that the entire property is within that residential district and the lot would be available to build a home on. With that the Plan Commission and the staff recommend approval of both items as presented.

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Michael Serpe:

Move approval of 16-22.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve for adoption of 16-22. Further discussion?

Dave Klimisch:

The subject property the way I understand it is a wooded parcel on 93rd Street. When I read through the report it looks like the testing came from a non-wooded lot possibly on 92nd Street. When I drove by the actual property -- on 93rd Street to the south there is no house to the south, and that's mentioned in the report. Unless I'm misunderstanding something I suspect the testing might have been done on a different property.

Jean Werbie-Harris:

Unless there's a typo in that report I would have to do some checking. My staff that was working on that with them is not here or available. My understanding it was the lot that was on 93rd Street. There's a lot of underbrush and a couple of trees but mostly underbrush on the property.

Dave Klimisch:

When I drove by on 93rd Street it's an uncleared heavily wooded lot which looks different than what I see in the pictures. So just to make sure, I know they tested the soil, and what I saw on 93rd Street is not a manicured lawn.

Mike Pollocoff:

If you look at the environmental report by DK on page 10, it clearly does show a wooded lot, but it also shows the data points that were secured off that site when they did the staking. You're right, I think that's scrub brush there, but even the woods there would not be indicative of wetlands. I think that's what the findings resulted in. I'm not sure what the difference is between the County map which is I believe you got the map that's on there. But when you look at the map that the environmental firm submitted it does show woodlands on that parcel.

Jean Werbie-Harris:

And I think part of it is that the County's maps were flown in March and there's no foliage on the trees at that time. And this photograph looks like, and I'm not sure if they got it off of Bing or

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Google or where they got it from, but it looks like that probably since there's a pool next door that's uncovered it looks like it was the middle of the summer. So that's why it looks like they're fully wooded right now.

Dave Klimisch:

I agree that if there's no wetlands the property owner should be able to develop it. I'm not sure if the right property was mentioned in this report. Because when I drove by 93rd Street it's a heavily wooded undeveloped lot. This one looks like something that might be on 92nd Street. So if we vote pending confirmation.

Jean Werbie-Harris:

Are you saying that the report says 93rd or 92nd as opposed to 93rd?

Dave Klimisch:

The application was for the lot on 93rd Street, and at least when I drove by on 93rd Street it didn't look like this lot.

Mike Pollocoff:

Trustee Klimisch, do you have the environmental report there --

Jean Werbie-Harris:

Because both the environmental report and this both identify 93rd Street with a wooded lot to the south.

Mike Pollocoff:

Can you see mine? This is from the report that shows 93rd Street, and it shows the two data points.

Dave Klimisch:

So if we vote on it maybe just subject to confirmation because it's different than what it looked like when I drove by.

Jean Werbie-Harris:

Sure. Are there trees on the lot right now, is that what you were saying?

Dave Klimisch:

Yeah, it's an uncleared lot.

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Jean Werbie-Harris:

Uncleared.

Dave Klimisch:

Correct.

Jean Werbie-Harris:

And that's what the aerial --

Dave Klimisch:

And this is showing a cleared lot with grass.

Jean Werbie-Harris:

No it's not actually. This is the aerial that is shown up on the screen. That's just a springtime before any of the leaves got on the trees. So that's what it looked like in March. This is a photo of what it looks like when full foliage is on the trees probably in July or August or September. So it is the same lot. And you can see the homes on either side with the pool.

Dave Klimisch:

Right. The report mentioned Kentucky bluegrass and manicured lawn which is what it shows in the picture. But the lot I looked on on 93rd Street does not have Kentucky bluegrass. If we can just confirm that the testing was done on the right lot.

Jean Werbie-Harris:

We can do that.

Dave Klimisch:

I would not want the property owner to get approval for something if it does indeed have a wetland.

Michael Serpe:

My motion can reflect that being subject to confirmation.

John Steinbrink:

Does the second reflect that?

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Jane Romanowski:

Steve, do you agree with that with the second?

Steve Kumorkiewicz:

Yes.

John Steinbrink:

We have a motion and a second. Is there any further discussion? If not, a roll call has been requested.

SERPE MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND ADOPT ORDINANCE #16-22 TO AMEND THE VILLAGE OF PLEASANT PRAIRIE 2035 COMPREHENSIVE LAND USE PLAN RELATING TO VACANT PROPERTY GENERALLY LOCATED ON 93RD STREET EAST OF 11TH AVENUE WITHIN CAROL BEACH ESTATES UNIT #6 SUBDIVISION, SUBJECT TO THE REQUEST BY TRUSTEE KLIMISCH TO CONFIRM THE TESTING WAS CONDUCTED ON THE CORRECT LOT; SECONDED BY KUMORKIEWICZ; ROLL CALL VOTE – SERPE 0 AYE- KLIMISCH – AYE; KUMORKIEWICZ – AYE; KECKLER – AYE; STEINBRINK – AYE; MOTION CARRIED 5-0.

John Steinbrink:

That concludes Item A, now we have Item B.

Michael Serpe:

Move approval of 16-23 subject to.

Dave Klimisch:

Second subject to.

John Steinbrink:

Motion by Mike, second by Dave, 16-23 subject to. Any further discussion?

SERPE MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND ADOPT ORDINANCE #16-23 TO AMEND THE ZONING MAP FOR THE VACANT PROPERTY GENERALLY LOCATED ON 93RD STREET EAST OF 11TH AVENUE WITHIN THE CAROL BEACH ESTATES UNIT #6 SUBDIVISION; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

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John Steinbrink:

That brings us to Items C and D, and I will be recusing myself on those items.

- C. Receive Plan Commission recommendation and consider Ordinance #16-24 to amend the 2035 Comprehensive Land Use Plan for property generally located west and north of Bain Station Road and CTH H (88th Avenue) to be known as Fountain Ridge.**
- D. Receive Plan Commission recommendation and consider a Conceptual Plan for the proposed residential development on the vacant property generally located west and north of Bain Station Road and CTH H (88th Avenue) to be known as Fountain Ridge.**

Michael Serpe:

Items C and D will be taken together, separate votes on each. President Steinbrink will not be participating in the deliberation nor will he be voting.

Jean Werbie-Harris:

Members of the Board, there are two requests before you this evening. The first is a Comprehensive Plan Amendment, Ordinance 16-24 at the request of Jeff Marlow of Lexington Homes. And this is for the residential development of three 49-unit apartment buildings, ten 8-unit apartment buildings, and 19 single family lots on the vacant properties located generally west of County Trunk Highway H or 88th Avenue and north of Bain Station Road. The amendments include to modify the Prairie Ridge Neighborhood Plan as well as to amend the Village of Pleasant Prairie 2035 Comprehensive Plan to reflect these modifications of moving this vacant land into the Upper Medium Residential Land Use Designation as well as modifying the Land Use Plan Map.

The second item is the conceptual plan where we get into a little bit more of the specifics of the project to be known as Fountain Ridge. With respect to the neighborhood plan, the neighborhood Prairie Ridge is really bounded largely, it's a mile and a half square area primarily bounded by Highway 50 on the north, Bain Station Road on the south, Highway H on the east, and then over towards 104th on the west. And when the Village takes a look at each individual new project we look at the neighborhood plan down to a very specific level because we want to make sure that that neighborhood plan provides that guide and framework as to how development would occur when and if it does occur.

But we also look specifically at density within an entire neighborhood. So some areas of the neighborhood could have a little bit higher density such as the multifamily development, and other areas have much lower density with larger lots, single family lots. So specifically we looked at this 34.5 acre piece of land, and based on some of the trends of new development that is occurring in Pleasant Prairie we started working with a developer that was looking to bring in a

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little bit more density in this particular area more to the north and to the east of the site with the three 49-unit buildings.

This same developer is the one that developed the Cobblestone development in Prairie Ridge so they're very similar to those buildings. And then he is introducing these 8-unit apartments that are like condo-style type apartments because they have individual entries and individual garages that are part of the units. And then in order to provide a good transition between the Ashbury Creek single family subdivision to the west and this development, he is proposing 19 single family lots to I don't want to say create a buffer but more of a transition from one use to the other.

In all cases public streets will be used to access the development, public street which we've identified as public street A and C which are the streets on the west side for the single family which will access directly to the west to 94th Avenue. And then public street B which will allow development to come off of both Highway H as well as Bain Station Road. The way that this is laid out there are no cross-connections of public or private roads between the two developments that are proposed.

At the Plan Commission meeting we went into some significant detail with respect to the existing population within the neighborhood and proposed population within the neighborhood based on the number of units that were being proposed. With respect to the current population within the neighborhood 3,951 persons are proposed with 1,023 school age children and 610 public school age children. Projected population within the neighborhood with this development and all the other developments that have yet to be built the population is 5,223 persons which would include 1,310 school age children, wherein 784 are estimated to attend public schools.

Some of our extension discussion also included the fact that based on the size of the units, the number of bedrooms not to exceed two as well as parking and so on and so forth, these units are not generating, are not projected to generate a lot of school age children. Typically it's a single family home that generates a number of children for the local public school system.

The developer has, again, completed that Cobblestone development which is in Prairie Ridge, also did receive approval of the Skyline development in Prairie Ridge. And we did go into extensive detail at the Plan Commission meeting with respect to how the units would be constructed and the quality of the units. At least the three larger buildings to the north that they all have underground parking. That there's a large variety of units with respect to the sizes. We have some that are efficiency all the way up to two bedroom, two baths with lofts. So we have a great variety, almost 17 different varieties of housing unit types within these buildings. The 8-unit building also has a number of different units as well all at different price points with their price points really varying from about \$750 up to over \$1,600 a month.

Some of the other details I wanted to mention is that those individual ponds that are on the site will have fountains, and they will serve as stormwater management basins. There's private walkways throughout their development and public walkways or sidewalks that run adjacent to street B going east-west. And then going south towards Bain Station Road there's also a public sidewalk that will take you on the north side of Bain Station Road all the way over to 94th Avenue. There's public sidewalks that are also proposed on street A and street C throughout the

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single family development as well. Their intention is to develop site 1 and 2 first and then site 3 or the balance or the single family would be a third phase or a follow-up phase to their development.

With respect to the two items on the agenda they are seeking both a Comprehensive Land Use Plan amendment as well as a conceptual plan approval. A few other things I just wanted to mention that we did talk about in some detail is that there was some traffic study work that was completed for the intersection of Highway H and Bain Station Road. Kenosha County has indicated that they will be installing a roundabout at that location. The traffic study work was actually initiated a while back with the Majestic development on Highway H. And the County has been working with the Village and will be seeking to start to acquire land for the future roundabout. Some of the land will be dedicated or donated by the developer of Fountain Ridge. It is anticipated that land acquisition would likely all occur in 2016, and then construction of the new roundabout would be completed in 2017.

As you know, Lexington Management has a very strong, long-term management and maintenance perspective when they develop units within the Village as well as elsewhere in the State. They own over 1,700, 1,800 units, and they're very strict with respect to how they maintain and manage them. And we went into pretty excessive detail at the Plan Commission meeting with respect to all the different things that they have with respect to their project. I believe there was one individual that did attend the Plan Commission meeting last week Monday and had some concerns, some reservations, and I think all of his questions were answered by the Plan Commission. And then some additional questions were answered individually between the developer and him.

The staff comments do outline a number of different steps that the developer would need to take including certified survey maps that would dedicate the right of way, a subdivision plat which would be required for the single family area. They would be looking for PUD or Planned Unit Development Overlay. There was a small wetland on the property on the very south end in the wooded area which will need to be more clearly defined as part of the C-1, Lowland Resource Conservancy District. And then what the staff did was we put together a significant or quite lengthy of staff comments for them to then move to the next step should the Village Board approve it this evening. So we've got about 30, 40 pages here of additional things that they will continue to work on once they get the initial approval by the Village Board.

So this evening they're requesting two approvals, the Comprehensive Plan Amendment, Ordinance 16-24, and then the conceptual plan for this project. And, again, this is not going to be coming back as a site and operational plan, but it will come back as development plans with the PUD that will come back before the Plan Commission and the Board along with any CSM or platting. And the full development agreement will be required because all public improvements will be a requirement of the development to put in, and they'll be posting a letter of credit with the Village to secure those infrastructure improvements.

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Michael Serpe:

This matter was in front of the Plan Commission. There was a couple of concerns I think that were adequately addressed by the developer and by staff. Gentlemen, what's your pleasure?

Steve Kumorkiewicz:

Make a motion to adopt Ordinance 16-24.

Kris Keckler:

Second.

Michael Serpe:

Motion made and seconded that we adopt 16-24.

KUMORKIEWICZ MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND ADOPT ORDINANCE #16-24 TO AMEND THE 2035 COMPREHENSIVE LAND USE PLAN FOR PROPERTY GENERALLY LOCATED WEST AND NORTH OF BAIN STATION ROAD AND CTH H (88TH AVENUE) TO BE KNOWN AS FOUNTAIN RIDGE; SECONDED BY KECKLER; ROLL CALL VOTE – KECKLER – AYE; KLIMISCH – AYE; SERPE – AYE; KUMORKIEWICZ – AYE; MOTION CARRIED 4-0 WITH JOHN STEINBRINK RECUSING HIMSELF FROM ANY DISCUSSION OR VOTING.

Michael Serpe:

And Item D, conceptual plan. Gentlemen?

Kris Keckler:

Move approval.

Steve Kumorkiewicz:

Second.

Michael Serpe:

Motion made and seconded for approval. Jane, this is not a roll call, is it?

Jane Romanowski:

No.

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Michael Serpe:

Motion made and seconded for approval of the conceptual plan.

KECKLER MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND CONSIDER A CONCEPTUAL PLAN FOR THE PROPOSED RESIDENTIAL DEVELOPMENT ON THE VACANT PROPERTY GENERALLY LOCATED WEST AND NORTH OF BAIN STATION ROAD AND CTH H (88TH AVENUE) TO BE KNOWN AS FOUNTAIN RIDGE, SUBJECT TO THE CONDITIONS SET FORTH BY STAFF; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0 WITH JOHN STEINBRINK RECUSING HIMSELF FROM ANY DISCUSSION OR VOTING.

Michael Serpe:

John, it's all yours.

John Steinbrink:

Thank you, Mike.

E. Receive Plan Commission recommendation and consider an Affidavit of Correction to CSM 2520 relating to vacant property generally located east of 39th Avenue at 114th Place related to relocation of access to Lot 2.

Jean Werbie-Harris:

Mr. President and members of the Board, the petitioner is requesting approval of an affidavit of correction to CSM 2520, and this is for the relocation of the 30' wide limited driveway access related to the access restriction on the vacant property generally located east of 114th Place, and this is in the Creekside Hill development. The current access point would require the removal of several trees and a significant amount of fill to be added to bring the property to grade. Relocating the driveway access location will allow for less invasive access to the site and minimize tree removal. Any buildings or structures and parking and maneuvering lanes on the site would all need to meet all the required setback requirements.

And what's really not shown on this particular slide is that there's an area for Lot 2 up front, but then there's a very long area in the back that is zoned Agricultural 2, and they want to be able to gain access to that back part of the property for agricultural related purposes. So moving and shifting this driveway placement from the south side to the north side and running closer to the north property line helps to reduce the number of trees to be removed. Staff recommends approval of the affidavit of correction subject to the conditions and comments as outlined in the staff memorandum.

Michael Serpe:

So moved.

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Dave Klimisch:

Second.

John Steinbrink:

Motion by Mike, second by Dave. Further discussion?

SERPE MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND APPROVE AN AFFIDAVIT OF CORRECTION TO CSM 2520 RELATING TO VACANT PROPERTY GENERALLY LOCATED EAST OF 39TH AVENUE AT 114TH PLACE RELATED TO RELOCATION OF ACCESS TO LOT 2; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

F. Consider Resolution #16-26 approving an updated Mutual Aid Box Alarm System (MABAS) Agreement.

Chief McElmury:

Mr. Chairman and members of the Board, we have before you tonight the updated MABAS Mutual Aid Box Alarm System Agreement. Last time we signed this was back in 2001. There's been significant changes in State law including WEM 8. The MABAS system as been adopted as the official mutual aid system in the State of Wisconsin. Very interesting, just a little bit of history, it actually came into Wisconsin through Pleasant Prairie. We were the first Wisconsin Department to belong to MABAS. We are part of Division 101, and retired Chief Guilbert was the first President of the MABAS Wisconsin. So we're pretty tightly tied to this organization.

So before you tonight is just the updated Box Alarm Agreement. Being that Division 101 signed the agreement so early on we've been asked by MABAS Wisconsin to sign the updated agreements for every municipality within the County. If you have any questions I can answer them.

Michael Serpe:

With the addition of all the firefighters in the last couple of years, are we using MABAS as much as before?

Chief McElmury:

Actually MABAS is also the groundwork for what we call the automatic response agreements and what we would call a kind of pre-MABAS or non-MABAS mutual aid. It's all laid out on the cards. So we do a lot of mutual aid with northern Illinois, also Bristol, Paris and even some along the interstate with Kenosha. And the MABAS cards all serve as the basis for that. So I would say we've definitely increased the amount that we've used that over the last few years simply

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because of these automatic response agreements which fully benefit us and the surrounding community.

John Steinbrink:

Any further comments, questions?

Dave Klimisch:

Chief, you said there's been a lot of changes since '01. What are some big ones, a couple highlights?

Chief McElmury:

If you look in the agreement I highlighted, the changes between the old one and the new one, and the MABAS agreement has really kind of taken on more of an all hazards approach to both fire rescue and emergency services. Where some of the former language was fire chief now it's incident commander. It references the specific statute numbers now and also WEM 8 which is where we adopted MABAS as the State mutual aid program. Also, they just kind of corrected some of the language in here. It used to just talk about counties, cities, villages and towns. It also includes tribes, bands or emergency medical service districts, again, to encompass all the service areas within the State of Wisconsin that MABAS serves.

We cover over 90 percent of the population now. I think it might even be up to 95. We just voted Division 159 in, so that's 58 divisions now in 72 counties. And there's a couple counties that did go together including Milwaukee County. That used to be two divisions, now it's one, they've all joined into one. So it's been a very successful program.

Dave Klimisch:

I move approval of Resolution 16-26.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Dave, second by Steve. Any further discussion?

KLIMISCH MOVED TO ADOPT RESOLUTION #16-26 APPROVING AN UPDATED MUTUAL AID BOX ALARM SYSTEM (MABAS) AGREEMENT; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

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John Steinbrink:

Thank you, Chief.

Chief McElmury:

Thank you.

G. Consider a Memorandum of Understanding with Guetzke & Associates, Inc. for a Radio Network System.

Chief McElmury:

Mr. Chairman and members of the Board, the request before you is to approve a memorandum of understanding between an alarm company, Guetzke & Associates, which we've currently -- actually this building is monitored by them and so is Fire Station 1, to install some equipment on our tower and in our IT room that would allow a radio network that receives alarm signals from different buildings and then is transmitted via the internet to a central station. Back in the day the only way to transmit fire alarms was via copper wire phone lines. And there would be two lines, there would be a primary and a backup.

Well, NFPA, the National Fire Protection Association, no longer allows for the primary and backup method of alarm transmission to be copper wire. Because changes are if it doesn't work it's because the line is cut, well, both of them are cut. So now they have approved what they call alternate methods which include the radio frequencies, the RF, cellular and the voice over IP. So Guetzke has build on a network on our area, and they have one other receive tower in Pleasant Prairie and one a secondary. So we've worked with them to mount the equipment at Station 1 on the tower, and in return the Village then would receive free monitoring and radio equipment not only in all the existing buildings that we have fire alarms in, but future buildings and even, too, if you will future graph pics, so a total of 15 buildings. So that comes out when completely built out the Village will realize a savings of about \$7,200 per year with that, but no out of pocket expense for us. Truly a win-win situation.

Kris Keckler:

Move approval of the MOU.

Dave Klimisch:

Second.

John Steinbrink:

Motion by Kris, second by Dave. Further discussion?

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KECKLER MOVED TO APPROVE A MEMORANDUM OF UNDERSTANDING WITH GUETZKE & ASSOCIATES, INC. FOR A RADIO NETWORK SYSTEM; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

H. Consider a 2016-2017 Agreement between the Village and the Village of Pleasant Prairie Professional Firefighter's Local 3785.

Mike Pollocoff:

Mr. President, the Village and Local 3785 we've completed our negotiations on the contract for the coming two years. We did go to mediation on this, and I'll go through the highlights of the agreement. We'll have Carol come up, and she's been going over this with a fine tooth comb over and over and over.

Carol Willke:

Mr. President and members of the Board, you have the full agreement before you on your computer, but these are just the highlights of what we've agreed on with the union. Compensation is .5 percent effective January 1st, and then a split of 1 percent effective January 1, 2017, and 1 percent effective July 1, 2017. And a little bit of a difference with this contract is how we're going to compensate the fire medics. And I think I'm going to let Chief McElmury explain that because he understands it a lot better than I to.

Chief McElmury:

One of the things that we've had in place since we became paramedics is a paramedic bonus. And that is part of the salary to retain -- to number one get your paramedic, and then keep your paramedic license up. We did do two equal installments previous. Through negotiations now it will be 5 percent of the respective base salaries. So basically 5 percent of whatever they made just base salary from January 1st to June 30 they'll get 5 percent of that in June, and then July 1 to December 31 they'll get 5 percent of their base salary for that. And that brings it in align with what most departments are in Wisconsin using a percentage base rather than a fixed.

Carol Willke:

The second major change is health insurance. We're staying the same as what we have right now for 2016 which is the employees who participate in the vitality wellness program and reach a silver status will pay 3 percent of the monthly premium. If they choose not to participate or do not reach that level they pay 20 percent of the premium. And then effective January 1, 2017 the premiums are 5 percent for active participants and then 25 percent for non-active participants.

Another thing that is changing this year is with our retirement health savings plan we've always had the firefighters contribute their 96 hours of their holiday pay as well as their accrued vacation hours over 216. So as of December 31st of 2015 they have chosen to no longer contribute these monies. So we are going to allow them to no longer contribute them, and they can use that money as they so choose to do so. Dental insurance effective January 2016 is 10 percent which is

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also what the general employees and the police department pays. And then January 1, 2017 it will increase to 20 percent.

The other thing that we looked at was the residency requirement. And we have agreed to everybody who is under the agreement they can live anywhere in Kenosha County, anywhere in Racine County, Milwaukee County south of Layton Avenue and west to 124th Street. And then also in Illinois Lake County south to Route 60 which is Town Line Road, west of Highway 45, east to Lake Michigan, along the due east extension of Route 60. So if you can picture that in your head.

Chief McElmury:

One of the advantages of expanding that is it will help us with our recruitment and our retention for fire medics coming in. They have a little bit more of a choice in where they can live.

Michael Serpe:

Doug, can I ask a question on that? Is this a standard with other agencies as well?

Chief McElmury:

We've seen Statewide the State law change where it went to 15 miles as a minimum, and it definitely is very common throughout the State to see the boundaries expand for residency. And, of course, we're competing with some of those departments for qualified applicants. So it behooves us.

Michael Serpe:

I was just thinking on Highway 60 in Illinois in Lake County that's a half hour ride from here to there. If you need emergency response that's stretching it.

Chief McElmury:

Well, one of the things that we've had, too, is somewhat --

Mike Pollocoff:

If someone lives on Highway 60 in Illinois or in that area they're really not -- they might be making for a large event, but they're not going to be coming back for an emergency call.

Chief McElmury:

One of the things, too, that we really looked at was the ability to come back and replace on duty staff. As we've grown, as the department has grown we rely more on on-duty staff to take care of the routine emergencies rather than back when we were a much smaller department. We really had to have the people come back off duty to answer even basic calls. And that just wasn't a

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sustainable model. So as we've increased the staff -- so what we've designed these boundaries around is what's reasonable if somebody on duty let's say gets sick or a family member gets sick and they have to go home then how fast will it take to get somebody in to replace that individual that's on duty. As opposed to back in the day you had to come in for a standby or an all tone. We still have people who do that and we still have that program, but the people that lived in town either they did or they didn't. Whether they lived two blocks from the station or 30 miles from the station if they're going to come back they're going to come back, and if they're not they're not.

Steve Kumorkiewicz:

That's a long distance to drive [inaudible] all of them. If you're talking about 60 and 45 that's [inaudible] that's a long way [inaudible].

Chief McElmury:

Especially Route 60 with traffic that could easily be a 45 minute trip. Before the boundaries were all of Racine and Kenosha County. So if you were in Rochester or in Waterford it's about the same distance. So if you look we kind of drew a circle basically. We didn't go too far north. We didn't go north of Layton or south of 60 trying to stay within what we would consider to be a reasonable distance to come back in to replace on duty staff.

Steve Kumorkiewicz:

That's a long time to come.

Chief McElmury:

Again, we're competing with other departments for qualified applicants. And the tighter the residency the less applicants you have because they want to have flexibility. And if we look at the reason why we lost some of our people residency was a big part of it, too, where maybe their spouse works north of Milwaukee or well south into Illinois, and we've lost qualified applicants or qualified employees because they needed to move to be centrally located for their spouse's employment, too.

Mike Pollocoff:

Additionally, I think with basically the State's changes to what a municipality can regulate with regards to residency for everybody but police and fire has been removed completely. So you live wherever you want now. And a 15 mile limit for police and fire has stretched it out. It effectively is taking away a local government's ability to manage that part of an operation. So we've come up with -- the Chief's come up with a way to backfill when he needs to and be able to have staff there. Because as time goes on there's less and less interest from people after coming to the department to come back and work unless for some reason it's convenient for them. It's the new reality.

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Michael Serpe:

Do we have many personnel living in these areas?

Chief McElmury:

The vast majority of our people live in Kenosha County, southern Racine County.

Michael Serpe:

Do we have anyone living near 60 in Illinois?

Chief McElmury:

Right now no one because the boundaries don't allow that. Everyone right now lives within the boundaries.

Dave Klimisch:

And, Chief, you said it's always been Kenosha and Racine County?

Chief McElmury:

It's gradually grown over the last 10 or 15 years here. It used to be just within Pleasant Prairie. And then it got a little bit in the south side of Kenosha and out into basically Highway U into Bristol. And then it expanded to eastern Racine County. Last time it was all of Racine County and Kenosha County. The 15 miles basically took in almost all of Kenosha County.

Dave Klimisch:

So the farthest corner of Racine County is probably 30 minutes as well.

Chief McElmury:

Probably even more so. If you get up into Tichigan, the Tichigan area of Racine County that's a long ways because it's all back roads.

Dave Klimisch:

So we just kind of drew a circle so now it's --

Chief McElmury:

If you're in Oak Creek right along the interstate you can get here a lot faster than you can if you were in western Racine County.

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Steve Kumorkiewicz:

That's such a large area. I'm unfamiliar with each one of the [inaudible] 20 years. So that's a long difference.

Chief McElmury:

As Mike mentioned, too, we did build in as part of this agreement we have an agreement with the union to force people back if we can't get some of the volunteers to come back. There's a very set procedure on how to call people in. And let's say they call in sick prior to their shift there's a mechanism in place that we keep somebody on duty. So we'll keep the staff here. So not only is there a way to assure that people are close enough they can come back in a timely fashion, if somebody does need to leave we have a way to get somebody in whether they want to or not. We have I think a very good agreement set up that way.

John Steinbrink:

We had a motion and a second, correct, Jane?

Jane Romanowski:

Not yet.

Carol Willke:

Ready for me to move on? The next significant change is adding an extra paragraph to the memorandum agreement number one. This basically just explains the retirement benefits for all the employees who were hired after 2009. And you have a copy of the actual letter on your screen there. And we obtained the signatures of all 18 new employees, and this would go forward with anybody hired after April 1st would also sign one of these agreements.

And then the final thing that we have is a side letter of agreement for the health insurance premium basically saying that if the general employees pay less than the 5 percent for some reason in 2017 that the fire contract would reflect that also. So the recommendation is that you authorize the Village President and Administrator to enter into this agreement.

Kris Keckler:

My question is related to the health insurance premium. I know earlier you said the dental premiums were consistent with the general population and workers for the Village. Do we have an idea where this is headed? I know increasing it for this percentage is enticing to reach that silver status. And I think probably last year when we talked about it overall the Village has about 80 percent or so of the general staff that's reached that status?

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Mike Pollocoff:

That's correct.

Kris Keckler:

Okay, what if they're paying. This contract will lock in for 5 percent for the firefighters?

Carol Willke:

No, the final side letter said that if the general employees paid less that they'll pay more. But, yes, if the general employees pay more than a 5 percent increase then they'll still stay at 5 percent.

Mike Pollocoff:

With the [inaudible] agreement except if it goes higher.

Kris Keckler:

Okay, thanks.

Michael Serpe:

I would move approval of the contract.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve for approval. Any further discussion?

SERPE MOVED TO APPROVE A 2016-2017 AGREEMENT BETWEEN THE VILLAGE AND THE VILLAGE OF PLEASANT PRAIRIE PROFESSIONAL FIREFIGHTER'S LOCAL 3785; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

I. Consider Resolution #16-24 certifying the creation, review and adoption of the Compliance Maintenance Annual Reports for the Wastewater Facilities in the Village.

John Steinbrink, Jr.:

Mr. President and members of the Board, this evening staff would like you to consider Resolution 16-24 which is certifying the creation, review and adoption of the compliance maintenance

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annual reports otherwise known as CMAR for the wastewater facilities in the Village for 2015. This report is a self-audited report that's required by the DNR. There's three base components of it, the financial information, the operations of the utility and our future capital replacement plan.

Kathy Goessl, our Finance Director, had submitted the information for the financial component, and the utility is doing good financially. For the future planning for the improvement plan we do have an active improvement plan that we carried through our fiscal budget going a five year outlay which is laid out in there. And then we talk about the sanitary sewer collection system. Really the biggest thing that we talk about is the amount of inflow infiltration which is the amount of groundwater that gets into the system. Because as we talked about before the sanitary sewer is only based for really the amount of discharge out of your home that comes out of your toilet, your bath, your washer, your sinks. Anytime you have too much infiltration, leaking of the pipes, it causes backups. And backups historically happen in the lowest point in the system which becomes someone's basement.

If you guys remember years ago in the Cooper Road area before we aggressively went through out lining program, we were probably have three or four rain events that would cause a lot of backups. And on top of the backups the utility would have to pump whatever additional flow out into the ditch which is called the sanitary sewer overflow. We haven't had any sanitary sewer overflows and so we've scored very well. In years past we have not scored well because of the amount of sanitary sewer overflows that we had. So I am pleased this evening to show you that we actually have the highest possible rating of a 16 out of 16 which gives us a 4.0 GPA. And a lot of that is because of our capital improvement program and the things that we do to make sure that we wisely use our money within the utility. I can answer any questions you may have about it.

Michael Serpe:

I have one. Do we notify the City when we make these improvements?

John Steinbrink, Jr.:

We do not, no.

Michael Serpe:

And the reason I ask that, John, is because I know that we had a problem and I know that we're correcting the problems that we've had. And every now and then we're hit with a sewer increase from the City to cover additional costs treating sewage and groundwater. And I don't know how much the City is doing to improve their I & I problems. And so what we're doing we're improving ours, they're not improving theirs, and when the cost increases come by we're paying for their failure to correct the problem. Am I seeing this wrong?

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Mike Pollocoff:

I think in the short term it does cost us less, and at some point the City is losing revenue because they can't charge us as much. But the next time they come to us with a rate increase at that point we'll have information to work with and we're going to the Public Service Commission to appeal it. From my standpoint the Village is just waiting because we have been doing significantly more work than they've been doing on their own.

Dave Klimisch:

I move approval of 16-24.

Michael Serpe:

Second.

John Steinbrink:

Motion by Dave, second by Mike. Any further discussion?

Kris Keckler:

I know this is self-assessed, but it looked really good to me. You guys did a wonderful job.

John Steinbrink, Jr.:

Thank you.

John Steinbrink:

On Cooper Road?

Kris Keckler:

Yeah, that, too.

John Steinbrink:

For us that have been here for quite a while it goes back, and there were some real nightmares and headaches out there.

Mike Pollocoff:

We got everybody disconnected from their primer tiles, got sump pumps put in. It's been a long process. We would never let a system be built the way that was built back in the '60s.

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John Steinbrink:

No, and it's sure nice not getting all those calls from residents that had backups.

Mike Pollocoff:

You got that right.

Steve Kumorkiewicz:

[Inaudible]

Mike Pollocoff:

Yeah.

John Steinbrink:

Money well spent. Okay, we had a motion and a second. No further discussion?

KLIMISCH MOVED TO ADOPT RESOLUTION #16-24 CERTIFYING THE CREATION, REVIEW AND ADOPTION OF THE COMPLIANCE MAINTENANCE ANNUAL REPORTS FOR THE WASTEWATER FACILITIES IN THE VILLAGE; SECONDED BY SERPE; MOTION CARRIED 5-0.

J. Consider an Award of Contract for the 2016 Sanitary Sewer Lining Project.

John Steinbrink, Jr.:

Mr. President and members of the Board, as we just talked about in Item I, the sanitary sewer lining program, this is actually considering the award of contract for the 2016 project. This is our sixth year that we'll be doing this. And we really try to focus on areas that have the clay mains. The clay mains back in the day were really one of the only options that communities had for extending sanitary sewer. The clay really wasn't affected by the gases or anything else, but it did have a limited life span. And now we're to the point where a lot of those clay mains at the joints, and so a clay main is like a three foot piece of clay pipe and then it has a [inaudible] then they slide another one in and they tar it. Eventually it starts to leak or wear out or break down. We're to the point now where we are getting a lot of infiltration. So we've been very aggressively working on this program for the lining project.

I believe in years past, and I'll just demonstrate again I guess, this is what the actual liner looks like. They fill it with an epoxy and then they invert it within the main. So the outside is actually the inside once they do the inversion. And then the epoxy cures with the pressure of water over time. And then they cut out the laterals. And they can probably do one section of main in like a four or five hour time frame. This liner actually cures to a hardened shape of whatever the main is. And so although I don't have a piece of clay you can kind of see how the liner would line the

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joint of a pipe. And it's an impervious seal and it really works well. So like I say we've been doing it six years, and we've been very successful with the results.

And so the areas that we are looking to do it in is some of the River Oaks and Zirbel areas as far as the lining. We also very aggressively take the areas of our sanitary manholes that have leaks and we put what's called a strong seal within there. It's really like a spray on cement liner that goes vertically within the manhole. And so there are some other areas where the Majestic site is, we have some vaults on 165, we have some manholes on Highway 31, the Rolling Meadows areas as part of the paving program, and a couple of them on 39th Avenue also. And so comprehensively that's our whole program that we have.

And if you slide through we have a couple of location maps that kind of show where the mains are. And so we go through and we identify the worst mains that we have that have the most infiltration, and then we address the program this way. And so this is the River Oaks and the Zirbel area. You can go to the next slide. This is the Majestic site where the manholes are. It cures any leaks. There's really a lot of water pressure down there so we really get a lot of bang for our buck by lining these manholes with that cement. This is the Rolling Meadows area, a couple more manholes that we're going to maintain in there. And then a couple of vaults that we have which have been leaking for some time that we're going to seal up.

And so we did have four bids within our RFP ranging from \$117,005 to just over \$200,000. Staff is recommending from Visu-Sewer at the amount of \$117,005 to complete this program for 2016. We've used them in the past. They're based out of Milwaukee. It's a really good company. It seems like it bounces around between Visu-Sewer and Michels even though all four of them are very reputable companies. So staff's recommendation is for Visu-Sewer in an amount not to exceed \$117,005.

Steve Kumorkiewicz:

I'll move to adopt [inaudible]. A question for you, John.

Kris Keckler:

Second.

John Steinbrink:

Motion by Steve, second by Kris. Steve?

Steve Kumorkiewicz:

What is the life expectancy [inaudible].

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John Steinbrink, Jr.:

It's kind of a new technology. They're saying that the life of PVC is around 100 years. I wouldn't be surprised if you could get at least between 50 and 70 years out of it. It's really hard to tell, but just by decay analysis that they have on it they are showing a very long life span of it. And keep in mind the other alternative if you don't line is actually do excavation of the sewer main and put a new sewer main. Well, then you're doing the excavation, you're replacing the road, the curb and gutter and the other utilities. This is a much cheaper option. And a lot of the residents really don't even know that their sewer main is being replaced. And so we were able to complete a whole drainage basin really without any construction of the roadway whatsoever.

Steve Kumorkiewicz:

[Inaudible] years ago.

John Steinbrink:

Further questions? Dave?

Dave Klimisch:

Once the liner is set and cured if the clay pipe were to fail and crumble it wouldn't matter, it would maintain its form?

John Steinbrink, Jr.:

You are correct. This is a structural liner so it does hold some structural integrity. And so even if it would collapse around it -- now keep in mind the ground is actually going to hold it in shape, and so the ground is really your friend for this. And so even if the clay would break off for some reason there is still some structural integrity with the liner itself.

Steve Kumorkiewicz:

[Inaudible]

John Steinbrink:

Other comment or question?

KUMORKIEWICZ MOVED TO AWARD A CONTRACT FOR THE 2016 SANITARY SEWER LINING PROJECT TO VISU-SEWER, INC. IN AN AMOUNT NOT TO EXCEED \$117,005.00; SECONDED BY KECKLER; MOTION CARRIED 5-0.

K. Consider an Award of Contract for the 2016 Paving Program Phase 2.

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John Steinbrink, Jr.:

Mr. President and members of the Board, I bring before you a recommendation for award of contract for the 2016 paving program phase 2. Phase 2 is broken down into five different components, and I'll go through each one of them. The first one is Prairie Springs Park shared use path is around a 600 foot extension of Prairie Farms Trail off of the fire lane just to the south side of Prairie Springs Park. The second one is some asphalt work at the equipment storage at the Prange. And that's actually funded by that capital project, not coming out of the general fund.

The next one we have is a pulverizing and relaying of asphalt in the area just a little bit to the north and to the west of Whittier Subdivision, some of the local roads there. And we did get a State grant for 50 percent of that project also in that area. Section number 4 is actually some warranty work for replacing some cracked concrete panels at Fire Station 1. And so we actually held some money back from the contractor's contract, and we'll just be taking care of the warranty ourselves but all funded under warranty money.

And then the last one under general maintenance is installing a two inch overlay on 90th Street between 7th Avenue and Lakeshore Drive. There's an area out in Carol Beach that's very heavily traveled that just really needs a little bit of attention. It does need some stormwater improvements and some other work down the road. Just by doing a two inch overlay it will probably give us seven to ten years, and hopefully by that time we'll be able to make the necessary improvements.

And so there were two bids that were submitted, both very competitive bids from the two big players in town, Payne & Dolan and Stark Corporation. Payne & Dolan was a little bit cheaper at \$385,266.05 versus Stark, and we are recommending Payne & Dolan for the phase 2 paving program for an amount not to exceed \$385,266.05.

Steve Kumorkiewicz:

I have a question. In section 2, 90th Street that's going to go from Lakeshore --

John Steinbrink, Jr.:

Yeah, it's going to go from Lakeshore Drive to 7th Avenue, correct, which is the entirety of that section of road.

Steve Kumorkiewicz:

Yeah, because I know we had a drainage problem over there, didn't we?

John Steinbrink, Jr.:

Right, there are some drainage problems there so that's why we're not doing the whole pulverize and relaying. We are just going to repair some of the base work, put a two inch overlay until the time when we can hopefully make those drainage improvements within 7 to 10 years.

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Steve Kumorkiewicz:

Okay, thank you.

John Steinbrink, Jr.:

It's kind of a band-aid, but its money well spent.

Michael Serpe:

Move to award the contract to Payne & Dolan.

Kris Keckler:

Second.

John Steinbrink:

Motion by Mike, second by Kris. Further discussion?

Kris Keckler:

Do we have a ballpark estimation on completion?

John Steinbrink, Jr.:

Completion will be by late summer, early fall of this year. By the time we execute contracts, notice of award, notice to proceed and actually get in the schedule, once all that happens then we'll have a firm schedule from the contractors. Once all the contracts are signed we'll probably have a good feel for it within two weeks probably.

Kris Keckler:

Thank you.

John Steinbrink:

No further comment or question?

**SERPE MOVED TO AWARD A CONTRACT FOR THE 2016 PAVING PROGRAM
PHASE 2 TO PAYNE & DOLAN IN AN AMOUNT NOT TO EXCEED \$385,266.05; SECONDED
BY KECKLER; MOTION CARRIED 5-0.**

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L. Receive Park Commission recommendation and consider approving Resolution #16-27 Naming the Lake Michigan Park Land.

John Steinbrink, Jr.:

Mr. President and members of the Board, on March 1, 2016 the Village Park Commission approved placing the naming of Lake Michigan park lands on Village open hall website to see resident input regarding named suggestions. The topic was placed on the Village website through May 31st of this year. And 107 individuals visited the topic online; 18 left feedback regarding the names of the parkland. The feedback was compiled and presented to the Park Commission and was attached within your packet.

On June 7th of this year the Village Park Commission met to consider the name submissions, review the background and history of development along the Lake Michigan shoreline and approve a recommendation to the Village Board of Trustees, which we're doing this evening, for naming of the Lake Michigan park lands. The names selected to be recommended to the Village Board of Trustees for approval are listed as shown on the screen here.

Parkland A is Edithton Beach which is to the north area. Edithton was really one of the original developers of the Carol Beach area. Parkland B they came up with Lakeshore Park representing the Lakeshore. Parkland C the Commission recommends Prairie Shores Beach as really being our main beach within Pleasant Prairie. And Parkland D to the south of 116th is Chiwaukee View and Phil Sanders Park, Chiwaukee representing the Chiwaukee Prairie and Phil Sanders for being really one of the pioneers of conservation within the Chiwaukee area and in Kenosha County. And so I do recommend the Village Board pass a resolution adopting the names of the Lake Michigan park lands as listed above.

Michael Serpe:

Will we be providing signage for these as well?

John Steinbrink, Jr.:

Yeah, we have been working with a local print shop to develop the names and the font and the color and the background working with our communication director and administration to make sure that it represents the look that we want to have in the area. It's really going to be something nice, too, for the police department for enforcement because now with those areas down there -- if you just say it's Lake Michigan park land you really don't know where it is. And now if you identify them by name once everyone starts to get the hang of where they are it will be a nice tool for the police department to use also and just for the general population to go and enjoy the park land.

Steve Kumorkiewicz:

I make a motion to adopt Resolution 16-27.

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Dave Klimisch:

Second.

John Steinbrink:

Motion by Steve, second by Dave. Further discussion?

Kris Keckler:

I just wanted to thank staff and administration for taking the effort for the community feedback and the names. I thought it was very appropriate.

John Steinbrink:

Any special names that anyone wants to share with us that we didn't pick?

Dave Klimisch:

Pirate Cove was on the list.

Kris Keckler:

Merrily missed.

Dave Klimisch:

I don't know the history of pirates on Lake Michigan.

John Steinbrink:

No further discussion?

KUMORKIEWICZ MOVED TO CONCUR WITH THE PARK COMMISSION RECOMMENDATION AND ADOPT RESOLUTION #16-27 NAMING THE LAKE MICHIGAN PARK LAND; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

M. Consider Resolution 16-25 designating July 2016 as Parks and Recreation Month.

John Steinbrink, Jr.:

Mr. President and members of the Board, this is actually a joint resolution request from Brian Smith, the Director of Recreation, and myself for designating July 2016 as Parks and Recreation Month. I'm going to start off just with the first slide showing you what we have as far as parks within the Village and some of the amenities that they have. Then I'll turn it over to Mr. Smith to talk about the RecPlex component of it.

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We do have a lot of amenities. And the Park Commission has worked very hard over the years to make sure that we have a really well rounded park system. We have over 20 miles of off street and on street trails. And even most recently we've created the Prairie Farms Trail, the Lake Andrea Path and the Donald Hackbarth Trail. We have some shared use paths within County Trunk C which will complete that loop of approximately seven miles of recreational trails. We have one regional park which everyone is very familiar with, the Prairie Springs Park.

We have three community parks, Ingram Park, Pleasant Park and Village Green Park. We have a bunch of neighborhood parks, Becker Park, Carol Beach Park, Creekside Park, Rolling Meadows Park, Lake Michigan Park, Woodlawn Park, and actually our newest park, Brookside Gardens Park. We have a lot of open space community development has worked very hard to preserve which has a lot of wildlife habitats and wetlands. We have the Lake Michigan shorelands, woodlands which has a lot of critical species of habitats and historical sites. Park budget has been working on making a lot of these parks ADA accessible and available for all four seasons.

We do support the RecPlex with a lot of recreational opportunities. We currently have six baseball or softball diamonds. And those diamonds can be converted into football fields or soccer fields. We have three basketball courts. Actually we have one right now in Carol Beach, and we're constructing two new ones using park impact fee money. Last year we created four volleyball courts on the north shores of the beach, Prairie Springs Park. We're in the process of constructing through impact fees also for tennis courts, and that will be our first tennis courts, two of the tennis courts being at Pleasant Prairie Park and the other two courts being at Village Green Park.

We have an archery range that was actually built by an Eagle Scout project on the north side of Prairie Springs Park. We have a sledding hill at Ingram Park. We have the beaches at Prairie Springs Park and Lake Michigan. And then we have a new dog park at Ingram Park. And so we really have created a well rounded park system, and we're very proud to have that. And so it's very nice to be recognized for a lot of the work that we do. And with that being said I'll turn it over to Mr. Smith, and he can talk about the recreation side of it.

Brian Smith:

Mr. President and members of the Board, the RecPlex at Prairie Springs Park is a beautiful family oriented recreation hub that will be a community gathering place and a focal for this community for generations to come. State of the art training facilities allow Village residents to exercise in a variety of ways. Spin classes, Yoga and aerobics are just a few of the activities that are designed to keep patrons active and healthy. Our stellar instructors and trainers keep you motivated and entertained. We have over 5,000 participants each month participating in over 60 group fitness classes. And our elite junior triathlon and Pleasant Prairie Cup have sold out every year. We will have well over 1,000 registered athletes for the Pleasant Prairie Triathlon this weekend.

As far as the Ice Arena, one of the cleanest and maintained arenas I've seen in my career, the Ice Arena house programs have grown over 42 percent in the last five years. And our travel hockey program and skidding clubs host the premier programs in the area. The RecPlex and Pleasant

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Prairie Park provides our sports programs with top line amenities. With over 1,000 kids participating in 26 sports programs we have a substantial impact for good on the health and social development of our youth.

Complete with water slide, lazy river and playhouse, the indoor leisure pool area offers year 'round fun. Learn to swim, water aerobics and swim teams provide aquatic activity options no matter the season. And the Aqua Arena hosts 35 events annually bringing in over 20,000 competitors including state and NCAA meets. A beehive of activity during this time of year, youth programming at the RecPlex is a regional draw pushing 500 day camp participants and more than 200 kids a day in our before and after school programs.

The therapeutic recreation program is now the standard of inclusive and special recreation in the region. These programs bring diversity awareness to our community and a wealth of volunteer opportunities. The amount of families we are able to help and provide a higher quality of life for is truly impressive. With more options for their membership plan and with almost 13,000 members, we are experiencing some of the highest membership numbers in 15 years, as well as a stream of facility rentals due to the popularity and accessibility of the facilities. This July kicks off an entire season of member appreciation and new signup events culminating in a members only RecPlex birthday bash. With an upscale evening event for adults and family fun activities during the day this will be a birthday party you won't want to miss.

These are just a few of the highlights of the RecPlex. Each part of the facility has purpose in its design, and the programming we do is built from the input and needs of our residents. The grounds at Prairie Springs Park are a treasure trove of outdoor recreation opportunities with scenic Lake Andrea and it's 2.3 circumnavigating paved trail, sandy beach, the Donald H. Wruck Pavilion, fishing, swimming, wind surfing, sailing, sand volleyball, sports fields, archery range, playgrounds and miles of beautified nature trail systems throughout the surrounding woodlands.

Now, as wonderful as this facility is, it comes a distant second to the parks department and recreation department staff who work tirelessly around the clock to maintain the building and grounds and create its myriad of program offerings and to prepare the center each day for opening seven days a week. Staff commitment and talent powering this facility is truly amazing. I just want to say to you that I love my staff. Whatever our residents' level of activity may be, the RecPlex has something for them. We invite all members of our community come and gather at the RecPlex and Prairie Springs Park and makes Parks and Recreation Month the start of an enriching, healthy and active life.

To that point we would like to present to the council for their consideration a resolution recognizing and designating July as Parks and Recreation Month. And if it pleases the Board I'll read that resolution. Resolution #16-25. Whereas, parks and recreation programs and facilities are vitally important to establishing and maintaining the quality of life in our community, ensuring the health of all citizens, and contributing to the economic and environmental well-being of the Village and surrounding region; and

Whereas, parks and recreation programs build healthy, active communities that aid in the prevention of chronic disease, provide therapeutic recreation services for those who are mentally

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or physically disabled, and also improve the mental and emotional health of all citizens; and whereas, parks and recreation programs increase a community's economic prosperity through increased property values, expansion of the local tax base, increased tourism, the attraction and retention of businesses, and crime reduction; and whereas, parks and natural recreation areas are fundamental to the environmental well-being of our community, improve water quality, protect groundwater, prevent flooding, improve the quality of the air we breathe, and produce habitat for wildlife; and

Whereas, our parks and natural recreation areas ensure the ecological beauty of our community and provide a place for children and adults to connect with nature and recreate outdoors; and whereas the U.S. House of Representatives has designated July as Parks and Recreation Month. Now, therefore, be it resolved by the Village Board of Trustees that July is recognized as Parks and Recreation Month in the Village of Pleasant Prairie and urges all citizens to participate in recreation and wellness programs at the RecPlex, engage in our beautiful parks and open spaces, and derive the benefits therein. Adopted this 20th day of June, 2016.

Steve Kumorkiewicz:

Thank you for that presentation. Very impressive.

Michael Serpe:

I often wonder how many more calls for service the police department would have if we didn't have this facility. I don't know if there's an answer to that or not, but when I go out there and I see what's happening on the weekends with everything that's happening, the place is jammed, people are enjoying themselves, and I think it just takes a lot of pressure off of families when their kids are involved in activities that we offer. We're proud of it, no question about it. We have the best in the country. And I would move approval of 16-25.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve. Further discussion?

Steve Kumorkiewicz:

Yes, [inaudible] that that lake was offered to the County for a dollar. And the County said that's [inaudible] that's never going to be anything. [Inaudible]

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John Steinbrink:

If I recall right the County wanted \$25,000 from us to take the lake. So if you hear somebody walk up to you and say there's nothing to do you can probably slap them up side the head. But I think we have enough here we could actually make July and August as parks month.

Brian Smith:

Our membership drive and appreciation events will go over a three month period up to the RecPlex birthday actual day which is October 1st. The evening before will be the adult membership event. So a lot of opportunity to celebrate all the great things that we're doing in the parks department and at the RecPlex.

John Steinbrink:

Just remember Trustee Serpe is partial to Paielli cakes.

Michael Serpe:

Very partial.

Dave Klimisch:

I talked to a lot of people who have moved to Pleasant Prairie from other places. And the fact that we have the RecPlex is consistently the number one reason I hear about why people chose -- why they hear about Pleasant Prairie in the first place and then why they choose to buy a house here. As an elementary special education teacher nearly every parent I know when they get their child involved with the RecPlex and Pleasant Prairie they know they've got a top notch program for the summer and for the year. Everything else is second fiddle. The RecPlex is always where they want to send their kid.

Michael Serpe:

One other thing. Let's not forget where this thing originated from. Brian, so you know, we started off thinking maybe we should put a couple of water slides on the lake. We looked at a study, about \$400,000, use them about 25 days a year because of weather. And Mike came up with the idea, he said, how about a recreation facility? Sent somebody out to Colorado. We went to Kansas City, looked at a few places. Where did we go? St. Louis. And we put the best of the best together and built 168,000 square foot building, and now it's over 300,000 square feet. State of the art, beautiful.

Brian Smith:

I've worked with several recreation centers, and one of the things that I commented on when I first came here to tour the facility was all the different features that were built 15 years ago that so many designers today consider it, oh, this is cutting edge. Family change locker rooms and the

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design of the aquatics area that you see in brand new facilities. So there's a lot of very insightful thought put into the design process.

Michael Serpe:

Mike got the field house named after him, but as far as I'm concerned the whole building should be named after him. This whole Village should be named after Mike.

John Steinbrink:

Brian, John, thank you and all the folks you work with for the work they do because, as you said, the staff and your folks are the ones that really make this a special community and the work that they do out there. There isn't a day I go by there and somebody isn't busy doing something. I didn't know we had that many gardeners and landscapers and guys that keep the parks and the whole Village looking nice.

Brian Smith:

You'll see throughout the Village and our facilities part of a media campaign promoting July as Parks and Recreation Month. We have posters, we have comic books we'll be giving out. You'll see social media highlighting these. Like you mentioned we have a lot of incredible staff in the parks department. And the recreation department some of them are here today. They really have created a culture for our community with what they do. We've created amazing facilities and open spaces. And it's the people who maintain them and program them that really provide the spirit. Thank you very much.

Michael Serpe:

Keep up the good work.

John Steinbrink:

You don't want to forget Tommy in the back there. He's the most innovative guy there is. The guy that can fix anything and basically had to do that. Thank you, Tom. Did we have a motion and a second?

Jane Romanowski:

We had a motion and a second, yes.

John Steinbrink:

No further discussion?

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SERPE MOVED TO ADOPT RESOLUTION 16-25 DESIGNATING JULY 2016 AS PARKS AND RECREATION MONTH; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

N. Consider Ordinance #16-25 to amend Chapter 285-19 of the Municipal Code relating to Winter Base Volume.

Kathy Goessl:

Mr. President and the Village Board, I bring to you the change to Ordinance 285-19 G, the winter base volume. Our first utility bill using the new winter base volume will be mailed at the end of June. Based on how our software handles winter base volume, some changes and clarifications to the ordinance are necessary. The ordinance was actually amended in November of 2015 when we first decided to make changes to the winter base volume calculation. But now we are just making some minor modifications and clarifications to the ordinance.

One of the bigger changes is with the Kenosha Water Utility. At the point when we changed the ordinance back in November we weren't sure if Kenosha would provide us with the annual water usage for customers that are our sewer customers that live in the Village but they have Kenosha Water Utility water. Kenosha Water Utility has provided this for a minimal charge, and hopefully will continue annually to provide water uses for the previous year. In the past we would have to get the water usage from the customers themselves. Now we have all the usage for 653 Kenosha Water Utility customers provided to us. The majority of customers will have their water usage actually reduced based on providing this information to us.

So we adjusted paragraph number 3 of the ordinance to reflect how we're going to use this volume. We're going to get the information from Kenosha Water Utility, and starting May 1st that's the usage that will be used for the remainder of the year until the next May 1st. Then hopefully we'll get the water usage again from Kenosha.

We did modify and separate off paragraph 4 to provide what happens if Kenosha Water Utility does not provide the information, what will happen. It will go back to how we used to do it where the customer had to provide the information for us. And then we would bill at a volume that establishes the rate in number 2 or section number 2. Which number 2 applies to our sewer customers in the Village that have well water. And that paragraph is also modified based on a monthly volume that is established and each sewer rate studies. So the ordinance modifications are all outlined in your handout, and I recommend passing the changes to Ordinance 285-19 G, winter based volume.

Steve Kumorkiewicz:

Make a motion to adopt Ordinance 16-25.

Dave Klimisch:

Second.

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John Steinbrink:

Motion by Steve, second by Dave. Any further discussion?

KUMORKIEWICZ MOVED TO ADOPT ORDINANCE #16-25 TO AMEND CHAPTER 285-19 OF THE MUNICIPAL CODE RELATING TO WINTER BASE VOLUME; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

O. Consider Resolution #16-21 ratifying the Village of Pleasant Prairie's decision to file Objections and/or Cross-Appeals concerning Sanmina Manufacturing Real Property Assessment.

John Steinbrink:

Do you want the two of these together, Rocco?

Rocco Vita:

Yeah, I was going to suggest that.

John Steinbrink:

All right, then we'll do P at the same time.

P. Consider Resolution #16-22 ratifying the Village of Pleasant Prairie's decision to file Objections and/or Cross-Appeals concerning Liberty Manufacturing Real Property Assessment.

Rocco Vita:

Thank you, Mr. Chairman. Village Board, good evening. I'm Rocco Vita, your Village Assessor and Real Estate Analyst. Both O and P are related in that they're both ratifying your decision of last year to have my staff cross-appeal any appeals of manufacturing property within the Village of Pleasant Prairie. You'll recall during early 2015 the Tax Appeals Commission decided upon a case of Sanmina versus the Department of Revenue and found in favor of Sanmina. And let's back up a second. All manufacturing property in the State of Wisconsin is valued by the State Department of Revenue and their Manufacturing Division, not the local assessor.

In the decision written by the Tax Appeals Commission they chided very strongly the lack of defense of support that the Department of Revenue provided in their defense of the value. And they had a lot of strong language for the appraisal done by the property owner. Because of that you requested that my department jump in on every time a manufacturing property appeals their assessment to the State Board of Assessors, so we file a cross-appeal at that point. In the instance of Sanmina and Liberty Properties, LLP, they both filed for State Board of Assessment for their 2015 value, and we cross-appealed. The State Board of Assessors found for the Department of

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Revenue and us and, therefore, both of these entities, Sanmina and Liberty Properties have now filed an appeal to the Tax Appeals Commission.

So part of the process is that the local municipality has to have a resolution document from the governing body that authorizes the appeal. So we did that for the first step, the State Board of Assessors, and this is simply ratifying your desire to continue that process and file a cross-appeal at the Tax Appeals Commission in both of these instances. So before you you have two resolutions that have been signed by President Steinbrink and Jane Romanowski, the Village Clerk. And today we're just asking for you to ratify the resolutions so that we can go forward with the process.

Michael Serpe:

Before we vote on it, Rocco, any word from Madison on the meeting we had with our two representatives?

Rocco Vita:

Yeah, not specifically regarding Ms. Kerkman or Mr. Wanggaard's input to other people, but there is a keen interest on members of the Finance Committee to weigh in on this issue. I mean there are members of that committee that are from areas of the State of Wisconsin that would be impacted greatly. So that's beneficial for communities, and I think it's beneficial for the process going forward. The League of Municipalities is still working. They have an Assembly person, the sponsor, and they have a Senator to sponsor the proposal. They're working on language which is really pretty close to being complete. And there are a lot of people that are aware of the issue. And I think with enough support and conversation by municipal leaders to the elected representatives there's a pretty good chance we might effect a change that's beneficial for all the communities.

Michael Serpe:

Good, thank you.

Steve Kumorkiewicz:

I hope it happens.

Rocco Vita:

This before you here has nothing to do with the revaluation that my office did for the Village of Pleasant Prairie this year. This is Department of Revenue's values for 2015.

Michael Serpe:

I'd move approval of 16-21.

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Kris Keckler:

Second.

John Steinbrink:

Motion by Mike, second by Kris. Further discussion?

Dave Klimisch:

I have a question, Rocco.

Rocco Vita:

Sure.

Dave Klimisch:

The courts found for us and the Department of Revenue. The last cycle did they do the same thing at this phase before they appealed to the other court?

Rocco Vita:

The State Board of Assessors found for Sanmina prior to going to the Tax Appeals Commission. That's why Sanmina went to the Tax Appeals Commission. They appealed further. And that's what you're referring to. The last Tax Appeals Commission that found for Sanmina that included the years 2009, '10, '11 and '12 you are correct. The State Board of Assessors found for the Department of Revenue in each of those years. And that's why Sanmina appealed to the Wisconsin Tax Appeals Commission.

Dave Klimisch:

So at this point the process is the same except now we have you and your staff jumping in helping to defend the values.

Rocco Vita:

My staff and I jumped in at the cross-appeal for the State Board of Assessors. We wrote a report for Sanmina. We did not do so for Liberty because Liberty provided no information. So we weren't going to provide any information either. Based on that the State Board of Assessors found for them. The thing is if you provide information and they don't you're kind of being deposed publically so we just don't want to do that. From this point forward the process will be dealt with, because we didn't arrive at the value the process will be dealt with an expert and an attorney representing the Village. My staff and I will provide input to the expert and the attorney, but the expert and the attorney will be the ones putting together a report and presenting at hearing unless my staff or myself are called as witnesses.

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John Steinbrink:

We had a motion and a second, correct, Jane?

Jane Romanowski:

Yes.

John Steinbrink:

No further discussion?

SERPE MOVED TO ADOPT RESOLUTION #16-21 RATIFYING THE VILLAGE OF PLEASANT PRAIRIE'S DECISION TO FILE OBJECTIONS AND/OR CROSS-APPEALS CONCERNING SANMINA MANUFACTURING REAL PROPERTY ASSESSMENT; SECONDED BY KECKLER; MOTION CARRIED 5-0.

Dave Klimisch:

Move approval of 16-22.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Dave, second by Steve, 16-22. Further discussion that item?

KLIMISCH MOVED TO ADOPT RESOLUTION #16-22 RATIFYING THE VILLAGE OF PLEASANT PRAIRIE'S DECISION TO FILE OBJECTIONS AND/OR CROSS-APPEALS CONCERNING LIBERTY MANUFACTURING REAL PROPERTY ASSESSMENT; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

John Steinbrink:

Thank you, Rocco. It takes a lot of work and input, and I think we're making maybe some headway. And the taxpayers of the Village, actually the whole State, should be very thankful.

Rocco Vita:

I think we're ruffling a few feathers in the Department of Revenue. And this is not the first time. In 2008 we appealed the S.J. Johnson building, and the State Board of Assessors actually found in our favor and they increased the value. That building sold again today for a pretty healthier

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premium over what it sold for last time and its current assessment. The industrial park -- there's a lot of sales evidence in the industrial park to support higher values.

John Steinbrink:

You guys are doing a great job. We're starting to get nervous when you're going to start charging us lawyer rates here. That concludes Item P.

Q. Consider Ordinance #16-18 to Repeal Chapter 326 of the Municipal Code relating to Theaters, Drive-In.

Jane Romanowski:

The next couple of items are some ordinance cleanup. This one's pretty self-explanatory since we don't have a drive-in theater anymore. So it's my recommendation that we get this one off the books and repeal Chapter 326.

Kris Keckler:

So moved.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Kris, second by Steve. Any further discussion?

KECKLER MOVED TO ADOPT ORDINANCE #16-18 TO REPEAL CHAPTER 326 OF THE MUNICIPAL CODE RELATING TO THEATERS, DRIVE-IN; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

R. Consider Ordinance #16-19 to Repeal Chapter 146 of the Municipal Code relating to Christmas Trees.

Jane Romanowski:

This one has been out there for a while. Mike might have a better date on when this was originally adopted, early '80s or before back when people sold them on their property.

Mike Pollocoff:

Back in the late '70s, early '80s there was a Christmas tree war between a couple businesses. And then somebody did it on their property. That's what started the license permit process.

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Jane Romanowski:

So since I became Clerk in '95 I had 16 years where I issued one license to Ace Hardware. And then when the Board raised the fee from \$10 which was the fee way back in the '70s or whatever to \$50 Ace didn't want to pay that anymore. So since 2011 I haven't issued any Christmas tree licenses. It really kind of died out.

John Steinbrink:

Didn't we do Costco?

Jane Romanowski:

That's what I'm getting to. So last year when I was out on sick leave the community development department requested that Costco get a temporary use permit, but then the Board also authorized the Christmas tree license. So they really were charged double for one sale so to speak. So since we haven't used ours, this Christmas tree ordinance once for Ace Hardware, Mike and I discussed that it's better just to do the temporary use permit, and Jean's office can handle that one. We should not be charging them two licenses.

Mike Pollocoff:

The ordinance predates -- at that time the Town had no zoning. So now it's a use permit to do it for this or for even some of the mass assembly. I think it addresses the problem that we have a different manner of controlling it. So that's why Jane and I both recommend that the Christmas tree license go away and it be dealt with as an extension of a use at a certain site that zoning would regulate.

Michael Serpe:

Are they going to have to look like a certain way, Jean, or anything?

Dave Klimisch:

What is the fee? How much is the fee for the temporary use?

Jane Romanowski:

It's \$150 I think.

Jean Werbie-Harris:

It's \$150 which includes the zoning and the inspections and the follow up and the signage, evaluations.

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Jane Romanowski:

So it's my recommendation that Ordinance 16-19 be adopted tonight.

Michael Serpe:

So moved.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve for Ordinance 16-19. Any further discussion?

SERPE MOVED TO ADOPT ORDINANCE #16-19 TO REPEAL CHAPTER 146 OF THE MUNICIPAL CODE RELATING TO CHRISTMAS TREES; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

S. Consider Ordinance #16-20 to Amend Chapter 214 of the Municipal Code relating to Licenses and Permits.

Jane Romanowski:

And this is the general licensing ordinance or chapter that lists those fees, and we have to make sure we pull those out of Chapter 214 since you adopted Ordinances 16-18 and 16-19. I recommend approval.

Kris Keckler:

So moved.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Kris, second by Steve. Further discussion?

KECKLER MOVED TO ADOPT ORDINANCE #16-20 TO AMEND CHAPTER 214 OF THE MUNICIPAL CODE RELATING TO LICENSES AND PERMITS; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

J

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ohn Steinbrink:

One thing that does bug me, and I know we don't have input on, are people that stand on Highway 50 and panhandle I'll call it, panhandling. They're a distraction to traffic, a safety hazard. And I guess yet for some reason they have every right to do it, is that correct, Chief? So who has to change that law, the State, seeing the Village has no input on it?

Chief Smetana:

The input we have, and it ranges in groups from Knights of Columbus go out there to sell Tootsie Rolls to an organization called New Life Church which kind of reserves weekends for it because it is a very popular corner for them, the only restriction that I put on it at that point and have our squads check it is they're not allowed to step into traffic. They aren't allowed to walk into traffic and approach vehicles. They must stay on the median. I also suggest that they wear brightly colored traffic vests to distinguish themselves. Although I think it's their intent to make themselves as visible as possible. And we've been advised by the Village Attorney that it's a First Amendment issue. So a State changing a law or a local changing a law isn't going to do any good.

We had pandering and loitering ordinances that were in place at one point that you could take somebody who is standing on a street corner with a sign and move them along. We were advised by the courts if that was challenged it would be a violation of their constitutional rights to freedom of speech. So when we put those restrictions on them we're hoping at least at that point to control the things you talked about, the distraction to traffic, the danger not only to the traveling public on the streets but the danger to those people participating in that as well. So I speak with each of them. The groups that do it are generally -- the organized groups that do it are generally respectful enough to call, and I get a contact number for the leader for whoever is in charge. So if there is an issue we can contact them back and correct whatever is going on. But the larger issue is the constitutional issue on the advisement of our local counsel.

John Steinbrink:

So it's basically a first come first serve, is that it?

Chief Smetana:

Yes, it is.

John Steinbrink:

So Trustee Serpe could go out there and put on an orange vest and collect money and go to a golf clinic, right?

Chief Smetana:

He could.

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John Steinbrink:

Thank you, Chief. Brian?

Brian Smith:

Mr. President, we just handled a situation dealing with this just a few months ago where it did become an issue of the freedom of speech. The way that the City Counsel had addressed the safety concerns and distraction of traffic was to pass an ordinance making it illegal for anyone to hand money out of the window in a lane of traffic. So if someone is soliciting donations drivers, of course, have the freedom to pull over safely to a shoulder and get out and deal with someone. But it's eliminated the stopping and having someone in the median walking or affecting traffic flow.

Michael Serpe:

So the person handing the money would be in violation?

Brian Smith:

The drivers would be in violation if they were handing money out in a lane of traffic.

John Steinbrink:

I don't want to prolong this. It's just an irritant to me. That's my fault for bringing it up. But drivers have enough distractions today at busy intersections besides texting, talking on their phone and putting on their makeup. It's dangerous enough out there, and we don't need any more distractions. Just my soapbox. We'll move onto the next item. There, I feel better.

T. Consider Ordinance #16-21 to Create Section 98-17 of the Municipal Code relating to Central Canvassing of Absentee Ballots.

Jane Romanowski:

Mr. President and Board members, before you tonight for consideration is Ordinance 16-21 proposing to establish a central count site to canvass all the absentee ballots at one central location on Election Day. Obviously this has become quite a trend. We do not have early voting in the Village or anywhere in the State of Wisconsin as people think we do. So with central count, and a lot of municipalities have this in place, a lot more are doing it more recently since the April election, but the central count location would be the executive conference room at the Village Hall. It basically is opening up another polling location. It would ease the burden of the poll workers trying to get the ballots through the machines while the voters are trying to vote on Election Day. It would streamline the process keeping everything at one location, especially in November when I'll have over 5,000 ballots. I will only need to train a small core set of inspectors on how to remake ballots and do all kinds of different things that we have to do.

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The ordinance itself is generic as it's all proscribed by law. So basically every municipality is just passing the ordinance around and we're all adopting the same one because the GAB approves it and, again, it's by law. The procedures are six or eight pages. The GAB has already looked at those and approved them. Again, they're pretty generic. Everybody is kind of taking from each other from what the GAB has approved originally. I've talked to quite a few clerks on this, and I'd like to get this started with the August election so we have one under our belt before the November election.

So the ordinance itself is pretty generic. I put just a couple pages in your packet just on the process, the difference between voting a ballot at the polls and then what we have to do as a staff or for me in absentee voting in person or by mail. You can see there's quite a few more steps. If we had true early voting it would be like somebody came in and did the six steps at the polls. You're in, you're done. There isn't any of this legwork, back work, data entry. But that's not what we have right now.

So in the PowerPoint presentation I did some quick numbers so you can kind of see. I kind of showed you the processes on paper. Again, that's real brief. But here's the history, the absent ballot in '96. You have a total of 297 ballots. And in 2000 you had 520. The year 2000 is where they took the restriction off that you had to be out of town, you were going to be away or sick or something like that. So that became really popular when people finally realized in 2000. That's why it went up a little bit. The word wasn't really out. Then apparently in 2004 it was being pushed more and more. And then in 2008 we ramped up quite a bit more. In 2012 it was just a couple hundred more than in 2008. So this is the new wave, and this is what we are dealing with. Again, if we had true early voting it would be a lot easier. Absentee voting is very time sensitive and time and labor.

So this is my recommendation. I kicked this around four years ago. The restrictions they had back then were I shouldn't say more stringent, but that was still kind of -- it wasn't basically new, but at the end of the night they were requiring you to reconcile all your poll books. After everybody is done and the poll workers get back at ten o'clock then you had to start going through your poll books and looking at your absentee logs to see if somebody voted twice. With the new WisVote system they have better markings with watermarks saying if an absentee was issued, and we have absentee separate logs.

And there's a whole new kind of system in place. They still have to reconcile, but it doesn't have to be that night. I was worried. I'm usually here until midnight anyway, so I was worried that I would have to keep poll workers that after working their long days that they would have to go through these books. So we will follow those procedures that the Government Accountability Board has set out that other municipalities have adopted. And another thing that held me back is you have to do this for every election, no matter if you have 200 ballots or 5,000 ballots. So for me at a normal election, especially a February election, August election we're going to probably have 300 ballots. It didn't seem like it was as efficient or cost effective for this. But I think now after the April election and things are changing, and our highest presidential preference election we have 385 ballots, we only had over 1,300 in April

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So my recommendation is it's time to do this. We will be setting up for August then if it's approved. And, again, the central count they don't have to be there from seven in the morning until eight at night. So if you know you're only going to have your 400 or 500 ballots you could start at noon, you could start at three or four in the afternoon, you just have to close out at eight obviously. So August you aren't going to have the whole day obviously. And with talking with the other clerks I've got a lot of good points on how to manage that central count that day in November. We probably will be lucky if we get done at eight starting at seven. So we'll have more than one machine going, and we'll have plenty of people and staff to work just on absentee ballots that day. But let's get if possible the ordinance adopted.

I've got some planning to do. We did purchase another voting machine because we have two backups, but we sure don't want to use one and then have only one backup, and in November we will use two in that central count station. But between staff I'll be pulling from other departments poll workers, new poll workers. We're going to get this set up. And I can tell you right now my chief inspectors are really excited, I've talked to them, to not have to deal with absentee voting at the polls on Election Day. This is my recommendation, and I would recommend that the ordinance be adopted.

Mike Pollocoff:

One of the things with the new voting rules, and when I say new voting rules, Jane is dealing with these constantly. But to make the election process more difficult to secure it from the vast fraud that's going on it's expensive. We're spending a lot of money to keep training everybody. And as Jane said if we were more interested in making sure that people could get in and vote and have that happen it would be open voting. So instead of coming in here and filling out an absentee ballot and then doing things so that we can take it and process it, a true open voting process would be somebody comes in and marks their ballot and runs it into the machine and they're gone.

And so what we're doing now is just finding a way within a system that's been structured to make it more difficult to vote, it makes it more expensive for us to process the votes in the election. And I don't see an end to it. I think Jane has come up with a good fix. But I think at some point somebody from the State if they're really serious about mandates have to think about is it worth what we're spending on this is it really worth the cost of what we're having to do. Because it makes the process a lot more burdensome to do rather than getting back to the process of we want people to be able to vote and get in and vote. It just keeps evolving. It's just a constant push-pull, how much more can we put in to do two things. One is make it more difficult so that all the fraud can be handled. And secondly make it so that we, whoever the we is, can manage to get their voters to the polls and have them vote. So that's obvious what's going on.

Michael Serpe:

I don't think many people, and I didn't realize this until the last election, how much work after the election that Jane is involved in. And this is not just Jane, it's every clerk in Wisconsin has to supply a whole litany of political requests that mean nothing to the election except data that they

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can use for whatever reason. How many people voted with their left hand, how many people voted with no hands. I mean it's just ridiculous.

Jane Romanowski:

How old your poll workers are.

Michael Serpe:

It's unbelievable. I never realized how much had to be done until after the last election, and it's not getting any easier.

Steve Kumorkiewicz:

[Inaudible] I make a motion to adopt Ordinance 16-21.

Kris Keckler:

Second.

John Steinbrink:

Motion by Steve, second by Kris. Further discussion?

Dave Klimisch:

Like Jane said the spring election I believe we had four or five times more absentee ballots, four or five times more people show up at the polls for the primary. So in November it's going to be a tidal wave of participation. So I appreciate that Jane and her team are trying to get ahead of that tidal wave and find ways to keep things efficient given the realities that are set down by Madison and other places. So I like this idea.

John Steinbrink:

No further discussion, motion and a second.

KUMORKIEWICZ MOVED TO ADOPT ORDINANCE #16-21 TO CREATE SECTION 98-17 OF THE MUNICIPAL CODE RELATING TO CENTRAL CANVASSING OF ABSENTEE BALLOTS; SECONDED BY KECKLER; MOTION CARRIED 5-0.

U. Consider Towing license renewal applications.

Jane Romanowski:

Before you tonight are six applications. They're all renewal applications for the towing licenses in the Village. We have Atlas Service Centers, you've got Firehouse Performance, J&M Towing,

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Jantz Towing, Jensen & Jensen and Pro Towing. These are pretty straightforward. The Chief has instructed me or has recommended his approval on the six applications. He says there are not problems with them right now. As far as an application process I have no problems with the towing licenses at all on my end. So I would recommend approval of those six for the next licensing year of July 1st.

Michael Serpe:

Jane, is J&M and Pro Towing the same company?

Jane Romanowski:

No. We make them sign financial interest papers that they're not financially connected to a different company. So they are not. Pro Towing took over Glassman's out in Bristol, Sharon Wienke. But we had that discussion quite a few years ago when I think it was J&M, and there was another company that both filed applications, and we did find out that they were basically the same company. But now they have a statement of financial interest they sign, I can't remember the name of it.

Michael Serpe:

Move approval.

Dave Klimisch:

Second.

John Steinbrink:

Motion by Mike, second by Dave. Further discussion?

SERPE MOVED TO RENEW THE TOWING LICENSES FOR ATLAS SERVICE CENTERS, FIREHOUSE PERFORMANCE, J&M TOWING, JANTZ TOWING, JENSEN & JENSEN AND PRO TOWING; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

V. Consider disallowing a claim filed by Darrin LaBelle relating to a damaged vehicle.

Mike Pollocoff:

Mr. President we received a claim from Darrin LaBelle indicating that while driving on Highway 165 a softball came out of the ball field at Veteran's Ball Park and went over the elevated fence and hit the car. So they made a claim to the Village to make the repair to the car. We turned it over to our insurance company. They found that we weren't being negligent in the operation of our ball field, that the Village has recreational immunity. So they recommend that we deny and disallow the claim as presented. I concur with their recommendation.

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Michael Serpe:

Motion to deny.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve. Further discussion?

Dave Klimisch:

Do you know how often this happens where a ball makes it to 165?

Mike Pollocoff:

Not often. Once they put that high fence up I can't think of anybody that's done it. I guess on a good day somebody might be able to launch one.

John Steinbrink, Jr.:

We estimated the distance to over 450 feet.

Mike Pollocoff:

We can turn him over to the Brewers.

Michael Serpe:

Is that softball?

John Steinbrink, Jr.:

Correct.

Dave Klimisch:

Were you batting, John?

John Steinbrink, Jr.:

No.

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Steve Kumorkiewicz:

[Inaudible]

John Steinbrink:

Do we have a motion and a second?

Jane Romanowski:

Yes.

SERPE MOVED TO DISALLOW THE CLAIM FILED BY DARRIN LABELLE RELATING TO A DAMAGED VEHICLE; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.

8. VILLAGE BOARD COMMENTS

Michael Serpe:

I have one, John. Can we go back to the fire department's contract? There was a display on the board of a salary number, and the amount that's in the contract is different. Just to get a correction on which one is which.

Carol Willke:

Sorry about that. It was brought to my attention that I made a very uncharacteristic error. So under the wages, if we can get back to that, it's just ahead January 1, 2016 for the .5 percent, it's actually July 1st. It's correct in your staff report, and it's also correct on the salary schedule.

Michael Serpe:

Thanks, Carol.

Mike Pollocoff:

We just need to amend the PowerPoint presentation for tonight. I need a motion.

SERPE MOVED TO CORRECT THE POWER POINT PRESENTATION TO REFLECT THE SALARY CHANGE FROM JANUARY TO JULY AS DISCUSSED; SECONDED BY KLIMISCH; MOTION CARRIED 5-0.

9. ADJOURNMENT

SERPE MOVED TO ADJOURN THE MEETING; SECONDED BY KECKLER; MOTION CARRIED 5-0 AND MEETING ADJOURNED AT 8:05 P.M.