

President Steven Jansen called the meeting to order at 6:00 PM with the Pledge of Allegiance. Present were Trustees Lynaugh, Wright, G. Johnson, Larsen, Busha, J. Johnson, and President Jansen. Also present was Public Works Supervisor Stachowski, Police Chief Marschke, and Administrator Janiuk.

MINUTES- Trustee Lynaugh made a motion to accept the Minutes from the Board Meetings that took place on March 2, 2010. Seconded by Wright. Motion carried by voice vote.

CORRESPONDANCE – Clerk Cole reminded the Board that next Board Meeting has been moved to Wednesday, April 7, 2010.

COMMITTEE REPORTS

PUBLIC SAFETY & HEALTH- Trustee Wright went over minutes recorded at the Committee Meeting that took place on March 9, 2010. Committee discussed Ordinance 2010-03-SI, Ordinance to Amend Sections 9.055(4) and (5) of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, Relating to Loud Noise. This Ordinance will go in front of the Board for third reading and possible adoption. Committee discussed Ordinance 2010-04, Ordinance to Create Section 4.08 of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, Relating to Towing. This Ordinance will go in front of the Board for first and second reading. South Shore Battalion Kaiser presented a proposal for South Shore Fire Department Capital Projects for 2010, 2011, 2012. A Resolution approving the purchase of a rescue squad in 2010 will go in front of the Board for approval. Also discussed was Snow Emergency Regulations. Minutes on file with Clerk.

ECONOMIC DEVELOPMENT AND REDEVELOPMENT- Trustee G. Johnson presented Minutes from the March 9, 2010 Committee Meeting. Committee discussed Resolution by the Economic Development and Redevelopment Committee Authorizing the Submittal of a State Grant Application and Subsequent Appropriation of Funds for a Municipal Flood Control Grant. This Resolution will be brought to the Board this evening. Committee discussed TID # 3 Sanitary Sewer Survey / Possible Extension and Loumos Height Lots / Possible Hiring of a Real Estate Agent. Minutes on file with Clerk.

PUBLIC WORKS & CAPITAL IMPROVEMENTS- Trustee G. Johnson presented minutes from the March 9, 2010 Committee Meeting. Committee discussed the School Crossing Lights. A Resolution will go in front of the Board for approval. Committee discussed Snow Removal / Possible Amendment to 8.12 of the Code of Ordinances. Also discussed was the Heavy Duty Trailer. A Resolution will go in front of the Board for approval. Minutes on file with Clerk.

PLANNING COMMISSION- Based on the recommendation of the Planning Commission, Trustee G. Johnson moved to grant an amendment to the conditional use permit for Fountain Banquet Hall, 8505 Durand Avenue to include the rear building as part of the banquet hall, and to grant conditional use permits to Sturtevant Cycles, 9950 Durand Avenue, to sell and install motor cycle parts, Grapes 2 Glass, 10351 Washington Avenue, Suite B to sell wine and wine accessories, and Educated Auto Sales, 1300 90th Street, to operate a used car sales lot, pursuant to the terms and conditions that were passed out in regard to these applications which terms and conditions are to be incorporated into these minutes. Seconded by Trustee Lynaugh. Motion carried by voice vote.

ADMINISTRATION, PERSONNAL, AND LEGAL- Trustee J. Johnson presented Minutes from the March 9, 2010 Committee Meeting. Committee discussed the Soda License, “Class A” License, and Class “A” License for Grapes 2 Glass and Durand Avenue Express Mart. A motion for approval will go in front of the Board. Committee discussed the Picnic License for St. Sebastian’s. A motion for approval will go in front of the Board. Committee discussed the Operator’s Licenses for Onkarpreet Nagra (Durand Avenue Express Mart) and Michelle Bachmann (Grapes 2 Glass). A motion for approval will go in front of the Board. Minutes on file with Clerk.

Trustee J. Johnson made a motion to grant “Class A” License, Class “A” License, and Soda License to Grapes 2 Glass., 10351 Washington Avenue, Suite B, Sturtevant, Wisconsin 53177. Seconded by Lynaugh. Motion carried by voice vote.

Trustee J. Johnson made a motion to grant “Class A” License, Class “A” License, and Soda License to Durand Avenue Express Mart, 9001 Avenue, Sturtevant, Wisconsin 53177. Seconded by Lynaugh. Motion carried by voice vote.

Trustee J. Johnson made a motion to grant a Picnic License to Kim Beckett of St. Sebastian’s Parish from 4:00 PM to 8:00 PM on Friday, April 2, 2010. Seconded by Lynaugh. Motion carried by voice vote.

Trustee J. Johnson made a motion to grant an Operators License to Onkarpreet Nagra (Durand Avenue Express Mart) and Michelle Bachmann (Grapes 2 Glass)). Seconded by Busha. Motion carried by voice vote.

FINANCE & BUDGETARY- Trustee Lynaugh went over items discussed at the March 9, 2010 Committee Meeting. Committee reviewed checks for payment. Committee will discuss the 2010 City Bus Contract at a future Committee Meeting. Minutes on file with Clerk.

COMMUNITY EVENTS, BEAUTIFICATION & CULTURAL- Trustee Busha presented Minutes from the Committee Meeting that was held on March 9, 2010. Committee discussed the 2010 Fireworks Event, Easter Egg Hunt, Spring Newsletter, Park Improvements, Railroad Museum, and Mt. Pleasant Half Marathon. Minutes on file with Clerk.

STORM WATER & WASTEWATER- Trustee Larsen went over Minutes taken at the Committee Meeting that was held on March 9, 2010. Committee discussed Sewer Rate Analysis / Possible Sewer Adjustments. This topic will be discussed further at a future Committee Meeting. Public Work Supervisor Stachowski gave an update on the DNR Storm Water Annual Report. Minutes on file with Clerk.

ENGINEER- Engineer Hastings not present. Report on file with Clerk.

REPORT FROM POLICE CHIEF – Chief Marschke mentioned that he supplied the Board with a copy of the crime statistics report provided by the Office of Justice Assistance. Report on file with Clerk.

REPORT FROM PUBLIC WORKS DIRECTOR- Public Works Supervisor Stachowski presented his report. Report on file with Clerk.

REPORT FROM ADMINISTRATOR- Administrator Janiuk mentioned that the carpets at Village Hall will be cleaned over the Spring Holiday weekend.

Administrator Janiuk informed the Board that John Knepel of Baker Tilly will be attending the April 7, 2010 Board Meeting to present the 2009 Audit and Financial Statements.

Administrator Janiuk requested that the following items be placed on the March 23, 2010 Committee Meeting Agenda – Sisson Pond Project Update, Sump Pump Fixes, Recycling Center Work Status, Review of Bids for the Sewer Rehabilitation Project, and Review of Bids for the 2010 Road Improvement Project / Review of Future Capital Projects.

OPEN FLOOR- Trustee J. Johnson made a motion to suspend the rules and open the floor for public comment. Seconded by Lynaugh. Motion carried by voice vote.

Donna Sorenson, 3040 90th Street, expressed concern over noise from loud music and motorcycles. Ms. Sorenson inquired about the enforcement of noise regulation.

Howard Lotharius, 2849 96th Street, expressed concern over a resident repeatedly riding his motorcycle up and down his street.

Ken Gartzke, 2905 96th Street, expressed concern over the proposed amendment to the Noise Ordinance. Mr. Gartzke mentioned that he has a party every summer, and is worried that if this Ordinance passes, his party would be affected.

RESUME MEETING- Trustee Lynaugh made a motion to resume the meeting. Seconded by J. Johnson. Motion carried by voice vote.

PAY BILLS- Trustee Lynaugh made a motion to pay all bills approved by the Finance Committee. Seconded by J. Johnson. Motion carried by voice vote.

ORDINANCE: Trustee Wright made a motion for the third reading of Ordinance 2010-03-SI by title only. Seconded by Larsen. Motion carried by voice vote.

*ORDINANCE NO. 2010-03-SI
AN ORDINANCE TO AMEND SUBSECTIONS 9.055 94) AND (5) OF CODE OF ORDINANCES OF THE
VILLAGE OF STURTEVANT, RACINE COUNTY, WISCONSIN, RELATING TO EXCESSIVE; NOISE*

Trustee Wright moved for the adoption of Ordinance 2010-03-SI. Seconded by Larsen. Motion carried by voice vote.

ORDINANCE: Trustee J. Johnson made a motion for the first reading of Ordinance 2010-04 by title only. Seconded by Busha. Motion carried by voice vote.

*ORDINANCE NO. 2010-04
ORDINANCE TO CREATE SECTIONS 4.08 OF THE
CODE OF ORDINANCES OF THE VILLAGE OF STURTEVANT,
RACINE COUNTY, WISCONSIN, RELATING TO TOWING*

Trustee J. Johnson made a motion for the second reading of Ordinance 2010-04 by title only. Seconded by Busha. Motion carried by voice vote.

*ORDINANCE NO. 2010-04
ORDINANCE TO CREATE SECTIONS 4.08 OF THE
CODE OF ORDINANCES OF THE VILLAGE OF STURTEVANT,
RACINE COUNTY, WISCONSIN, RELATING TO TOWING*

Ordinance 2010-04 referred back to the Public Safety & Health Committee.

RESOLUTIONS: Trustee J. Johnson made a motion for the reading of Resolutions 2010-23 and 2010-25 by title only. Seconded by Busha. Motion carried by voice vote.

*RESOLUTION 2010-23
RESOLUTION BY THE ECONOMIC DEVELOPMENT AND REDEVELOPMENT COMMITTEE AUTHORIZING
THE SUBMITTAL OF A STATE GRANT APPLICATION AND SUBSEQUENT APPROPRIATION OF FUNDS
FOR A MUNICIPAL FLOOD CONTROL GRANT*

*RESOLUTION 2010-25
RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE AUTHORIZING THE
PURCHASE OF A HEAVY DUTY TRAILER*

Trustee J. Johnson moved for the adoption of Resolutions 2010-23 and 2010-25. Seconded by Busha. Motion carried by voice vote.

RESOLUTIONS: Trustee J. Johnson made a motion for the reading of Resolution 2010-22 and 2010-24 by title only. Seconded by Busha. Motion carried by voice vote.

RESOLUTION 2010-22

RESOLUTION BY THE PUBLIC SAFETY AND HEALTH COMMITTEE INDICATING STURTEVANT'S APPROVAL OF THE PURCHASE OF RESCUE SQUAD CHASSIS IN 2010 FOR A RESCUE SQUAD THAT WILL BE COMPLETED IN 2011 FOR THE SOUTH SHORE FIRE DEPARTMENT AND AUTHORIZING BUDGET ADJUSTMENTS

RESOLUTION 2010-24

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE AUTHORIZING THE REPAIR OF THE SCHOOL CROSSING LIGHTS ON DURAND AVENUE

Trustee J. Johnson moved for the adoption of Resolution 2010-22 and 2010-24. Seconded by G. Johnson.

ROLL CALL: Lynaugh aye, J. Johnson aye, Wright aye, Busha aye, G. Johnson aye, Larsen aye, Jansen aye. Motion carried 7-0 vote.

OLD BUSINESS- Trustee Busha mentioned that the Community Garden is in the process of being created on the Village Hall grounds.

NEW BUSINESS- Trustee Busha informed the Board that a public input meeting to discuss the development of future parks has been scheduled for 6:00 PM on Monday, April 12, 2010.

ADJOURN- Trustee J. Johnson made a motion to adjourn at 6:40 PM to adjourn to Wednesday, April 7, 2010. Seconded by G. Johnson. Motion carried by voice vote.

Drafted this 16th day of March, 2010
Approved this 7th day of April, 2010

Mary A. Cole, Clerk/Deputy Treasurer

**TERMS AND CONDITIONS/ CONDITIONAL USE PERMIT THIRD
AMENDMENT- FOUNTAIN BANQUET HALL INC. (FORMERLY
CB&RC INVESTMENTS LLC) AND CHARLES BETH D/B/A
FOUNTAIN HALL**

3-16-10

THAT THE REQUEST BY FOUNTAIN BANQUET HALL (FORMERLY CB&RC INVESTMENTS LLC) AND CHARLES BETH D/B/A FOUNTAIN HALL SEEKING A THIRD AMENDMENT TO THE CONDITIONAL USE PERMIT (WHICH ALLOWED THE CONSTRUCTION AND OPERATION OF A BANQUET HALL) IN THE NORTH BUILDING AT 8505 DURAND AVE. TO PERMIT BANQUET HALL ACTIVITIES AND ALL OTHER PERMITTED USES IN THE SOUTH BUILDING BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the existing conditional use permit, as previously amended, shall remain in full force and effect except for the specific change authorized by this amendment.
- b. That the documentation presented by the applicant to the Planning Commission on March 11, 2010 is incorporated herein by reference. That the use of the existing South Building on the parcel for banquet hall operations and for all other permitted activities is permitted.
- c. That Fountain Banquet Hall Inc. (formerly CB&RC Investments LLC) and Charles Beth d/b/a Fountain Hall shall reimburse the Village for all of the Village's out of pocket expenses related to the review and approval process through the planning commission. Banquet Hall Inc. (formerly CB&RC Investments LLC) and Charles Beth d/b/a Fountain Hall agrees that no occupancy permits shall be issued until said payment is made to the Village.
- d. That this conditional use permit/amendment is contingent on Fountain Banquet Hall Inc. (formerly CB&RC Investments LLC) and Charles Beth d/b/a Fountain Hall making contact with the Racine Water Utility and paying any required REC charges imposed by the Racine Water Utility.

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT- ANDY SONG D/B/A STURTEVANT
CYCLES

3-16-10

THAT THE REQUEST BY ANDY SONG D/B/A STURTEVANT
CYCLES SEEKING A CONDITIONAL USE PERMIT TO
OPERATE MOTOR CYCLE PARTS AND SALES STORE AT
THE EXISITNG BUILDING AT 9950 DURAND AVE, BE
APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the description presented to the Plan Commission on March 11, 2010 is incorporated herein by reference. That the use shall consist of a show room and service area and shall be located in the back portion of the existing building and the entrance shall be off of 99th St.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department.
- c. That the maximum hours of operation for day care shall be from 10:00 a.m. through 6:00 p.m. Mon.-Fri. and from 10:00 a.m. through 4:00 p.m. on Saturday and no other operations outside of the maximum hours of operation.
- d. That all aspects of the operation of this business be conducted indoors.
- e. That Andy Song d/b/a Sturtevant Cycles, itself, or through a contract with the landlord, shall insure that the following:
 1. All trash and recyclables be stored in closed containers and screened from view. All garbage receptacles shall be commercial or industrial grade with top covers and spring-loaded door.
 2. That all parking areas be paved and striped.
 3. That all yard areas, landscaping, buildings and grounds be maintained on a daily basis.

4. That dumpster pick up be prohibited between the hours of 10:00 p.m. and 7:00 a.m., Monday through Saturday, with no pick up on Sunday.
 5. That the outside storage of junked vehicles, semi trailers, recreational vehicles, vehicle parts, materials and equipment be prohibited.
- f. That all codes and ordinances be complied with and required permits acquired.
 - g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Village Board.
 - h. That this permit is subject to Plan Commission review for compliance with the listed conditions.
 - i. That the existing sign may be used with a new sign face. That all signs be professionally made, comply with the zoning ordinance requirements and be submitted for review and approval by the Village Administrator.
 - j. That this permit shall terminate unless substantial work is commenced within 6 months of the granting of this permit.
 - k. That Andy Song d/b/a Sturtevant Cycles shall reimburse the Village for all of the Village's out of pocket expenses related to the review and approval process through the planning commission. Andy Song d/b/a Sturtevant Cycles agrees that no occupancy permits shall be issued until said payment is made to the Village.
 - l. That this conditional use permit is contingent on Andy Song d/b/a Sturtevant Cycles making contact with the Racine Water Utility and paying any required REC charges imposed by the Racine Water Utility.

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT-GRAPES 2 GLASS LLC

3-16-10

THAT THE REQUEST BY GRAPES 2 GLASS LLC SEEKING A CONDITIONAL USE PERMIT TO CONSTRUCT AND OPERATE A WINE AND WINE ACCESSORIES STORE AT 10351 WASHINGTON AVE, SUITE B BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the documents presented to the March 11, 2010 are incorporated herein by reference.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department.
- c. That the maximum hours of operation be from 10:00 a.m. to 8:00 p.m. Mon-Thur. and from 10:00 a.m. to 9:00 p.m. Friday and from 10:00 a.m. to 7:00 p.m. Saturday and from 11:00 a.m. to 5:00 p.m. Sunday; and no other operations outside of the maximum hours of operation.
- d. That all aspects of the operation of this business be conducted indoors including vending machines, product displays or sales.
- e. That Grapes 2 Glass LLC, itself, or through a contract with the landlord shall insure that the following:
 1. All trash and recyclables be stored in closed containers and screened from view. All garbage receptacles shall be commercial or industrial grade with top covers and spring-loaded door.
 2. That all parking areas be paved and striped.
 3. That all yard areas, landscaping, buildings and grounds be maintained on a daily basis.

4. That dumpster pick up be prohibited between the hours of 10:00 p.m. and 7:00 a.m., Monday through Saturday, with no pick up on Sunday.
5. That the outside storage of junked vehicles, semi trailers, recreational vehicles, vehicle parts, materials and equipment be prohibited.

Provided that said obligations shall be joint obligations with any other tenants in the building.

- f. That all codes and ordinances be complied with and required permits acquired.
- g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Village Board.
- h. That this permit is subject to Plan Commission review for compliance with the listed conditions.
- i. That only two (2) sign(s) which shall be attached to the building are permitted. That all signs be professionally made, comply with the zoning ordinance requirements and be submitted for review and approval by the Village Administrator.
- j. That this permit shall terminate unless substantial work is commenced within 6 months of the granting of this permit.
- k. That Grapes 2 Glass LLC shall reimburse the Village for the Village's out of pocket expenses related to the review and approval process through the planning commission. Grapes 2 Glass LLC agrees that no occupancy permits shall be issued until said payment is made to the Village.
- l. That this conditional use permit is contingent on Grapes 2 Glass LLC making contact with the Racine Water Utility and paying any required REC charges imposed by the Racine Water Utility.

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT-TIM STARCK D/B/A EDUCATED AUTO
SALES AND LEASE

3-16-10

THAT THE REQUEST BY TIM STARCK A/B/A EDUCATED AUTO & LEASE SEEKING A CONDITIONAL USE PERMIT TO OPERATE A USED CAR SALES AND LEASE BUSINESS AT 1300 90TH ST. BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the documents presented to the Plan Commission on March 11, 2010 are incorporated herein by reference.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department.
- c. That the maximum hours of operation be 9:00 a.m. to 6:00 p.m. Mon-Fri and 9:00 a.m. to 3:00 p.m. on Saturday and no other operations outside of the maximum hours of operation. That the maximum number of vehicles shall be 83 parked for sale and 125 allowed for the quarterly dealer sales events. Location of cars shall continue in present location in striped areas on the asphalt area on the north and east side of the parcel as indicated on the site plan/ aerial photo presented at the March 11, 2010 Plan Commission meeting.
- d. That all aspects of the operation of this business be conducted indoors including vending machines, product displays or sales. The applicant shall occupy 8,132 sq. ft of the existing building as indicated on the drawing presented at the March 11, 2010 Plan Commission meeting. The remainder of the building shall continue to be occupied by Educators Credit Union.
- e. That Tim Starck d/b/a Educated Auto & Lease, itself , or through a contract with its landlord shall insure that:
 1. All trash and recyclables be stored in closed containers and screened from view. All garbage receptacles shall

be commercial or industrial grade with top covers and spring-loaded door.

2. That all parking areas be paved and striped.
 3. That all yard areas, landscaping, buildings and grounds be maintained on a daily basis.
 4. That dumpster pick up be prohibited between the hours of 10:00 p.m. and 7:00 a.m., Monday through Saturday, with no pick up on Sunday.
 5. That the outside storage of junked vehicles, semi trailers, recreational vehicles, vehicle parts, materials and equipment be prohibited.
- f. That all codes and ordinances be complied with and required permits acquired.
 - g. That no minor changes be made from the conditions of this permit without the approval of the Plan Commission and no major changes be made from the conditions of this permit without the approval of the Village Board.
 - h. That this permit is subject to Plan Commission review for compliance with the listed conditions.
 - i. That this permit shall terminate unless substantial work is completed within 6 months of the granting of this permit.
 - j. That Tim Starck d/b/a Educated Auto & Lease shall reimburse the Village for all of the Village's out of pocket expenses related to the review and approval process through the planning commission. Tim Starck d/b/a Educated Auto & Lease agrees that no occupancy permits shall be issued until said payment is made to the Village.
 - k. That this conditional use permit is contingent on Tim Starck d/b/a Educated Auto & Lease making contact with the Racine Water Utility and paying any required REC charges imposed by the Racine Water Utility.