

Village of Sturtevant
Proceedings from the Regular Board Meeting January 18, 2011

President Steven Jansen called the meeting to order at 6:00 PM with the Pledge of Allegiance.

Present were Trustees G. Johnson, Wright, Lynaugh, J. Johnson, Busha, and President Jansen. Trustee Larsen was absent. Also present was Public Works Supervisor Stachowski, Police Chief Marschke, and Administrator Janiuk.

MINUTES- Trustee J. Johnson made a motion to accept the Minutes from the Board Meetings that took place on December 21, 2010. Seconded by Wright. Motion carried by voice vote.

CORRESPONDANCE – None.

COMMITTEE REPORTS

ECONOMIC DEVELOPMENT AND REDEVELOPMENT- Trustee G. Johnson presented Minutes from the Committee Meeting that took place on January 11, 2011. Committee discussed TID # 3 Projects - Sanitary Sewer Extension and Detention Ponds-Preliminary Resolution for Special Assessments. The Preliminary Resolution will go in front of the Board for approval. Minutes on file with Clerk.

STORM WATER & WASTEWATER- At the Committee Meeting on January 11, 2010, the Committee discussed the Storm Water Contract with Root-Pike WIN. This Resolution will go in front of the Board for approval. Also discussed was Placement of Fences in Drainage Easements in Majestic Hills and Discussion of Ordinance 13.06 (3) Pertaining to Sewer Lateral Maintenance. Discussion of both of these items will continue at the next Committee Meeting. Minutes on file with Clerk.

PUBLIC WORKS & CAPITAL IMPROVEMENTS- Trustee G. Johnson presented minutes from the January 11, 2011 Committee Meeting. Committee discussed Final Acceptance of: 2010 Paving Program, Recycling Center Project, Westminster Paving Project / Sump Pump Repairs, and East Depot Tower Access. A Resolution for each of these four projects will go in front of the Board for approval. Committee discussed the Possible One Ton Truck Purchase. A Resolution will go in front of the Board for approval. Committee discussed Street Lighting Options. Also discussed was the Electronic Recycling Law. Discussion will continue at the next Committee Meeting. Minutes on file with Clerk.

PUBLIC SAFETY & HEALTH- Trustee Wright went over minutes recorded at the Committee Meeting that took place on January 11, 2011. Committee discussed the DOT Enforcement Grant. A Resolution will go in front of the Board for approval. Also discussed was Burglaries in the Village of Sturtevant, Street Parking, Creation of New Police Commission, and Capital Requests for South Shore Fire Department fir 2012. Minutes on file with Clerk.

Trustee Wright presented the Monthly Police Department Report for December 2010. Report on file with Clerk.

COMMUNITY EVENTS, BEAUTIFICATION & CULTURAL- Trustee Busha recorded Minutes at the Committee Meeting that was held on January 11, 2011. Committee discussed the Fireworks 2011, RUUD Run, and Park Guidelines / Alcohol Use. Also discussed was the Forestry Grant. A Resolution accepting the grant will go in front of the Board for approval. Committee held over discussion of the Paving of Parking Lot at Fireman's Park. Minutes on file with Clerk.

ADMINISTRATION, PERSONNAL, AND LEGAL- Trustee J. Johnson presented Minutes from the Committee Meeting that took place on January 11, 2011. Committee discussed the Zoning Ordinances Revisions, Accessory Buildings on Residential Properties, and Height of Wood Burning Stoves in Accessory Buildings. Discussion will continue at the next Committee Meeting. Minutes on file with Clerk.

FINANCE & BUDGETARY- Committee reviewed checks for payment at the January 11, 2011 Committee Meeting.

PLANNING COMMISSION- Based on the recommendation of the Planning Commission, Trustee G. Johnson moved to grant a conditional use permit to OMNI Orthopedic for 10116 Stellar Avenue, 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.

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

REPORT FROM POLICE CHIEF – Chief Marschke mentioned that the Sturtevant Police Department is continuing with a missing person investigation.

Chief Marschke informed the Board that the long time crossing guard Barbara Schattner has retired. Chief Marschke thanked Barbara Schattner for over twenty years of service. Chief Marschke recommended for the Board to hire Amanda Clausen as the replacement crossing guard.

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

REPORT FROM ADMINISTRATOR- Administrator Janiuk stated that he has supplied the Board with a copy of his Monthly Administrator Report. Report on file with the Clerk.

Administrator Janiuk stated that he has supplied the Board with a copy of his Monthly Financial Report. Report on file with the Clerk.

Administrator Janiuk requested that the following items be placed on the January 25, 2011 Committee Meeting Agenda – December 2010 Financial Statement Payment from Fund 602 to Fund 404.

Administrator Janiuk mentioned the Forestry Grant Resolution.

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.

There was no public comment.

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

RESOLUTIONS: Trustee J. Johnson made a motion for the reading of Resolutions 2011-01, 2011-02, 2011-03, 2011-04, 2011-05, 2011-06, 2011-07, 2011-08, and 2011-09 by title only. Seconded by Lynaugh. Motion carried by voice vote.

*RESOLUTION NO. 2011-01
PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT
POWERS UNDER SECTION 66.0703, WISCONSIN STATUTES, FOR
SANITARY SEWER IMPROVEMENTS IN THE VILLAGE OF
STURTEVANT, RACINE COUNTY, WISCONSIN*

RESOLUTION 2011-02

RESOLUTION BY THE STORM AND WASTEWATER COMMITTEE AUTHORIZING A CONTINUED AGREEMENT WITH ROOT-PIKE WIN IN CONJUNCTION WITH THE SOUTHEASTERN WISCONSIN CLEAN WATER NETWORK IN REGARD TO STORM WATER INFORMATION AND EDUCATION

RESOLUTION 2011-03

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE GRANTING FINAL ACCEPTANCE OF THE 2010 PAVING PROJECT

RESOLUTION 2011-04

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE GRANTING FINAL ACCEPTANCE OF THE RECYCLING CENTER EROSION CONTROL PROJECT

RESOLUTION 2011-05

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE GRANTING FINAL ACCEPTANCE OF THE WESTMINSTER DRIVE REPAVING/SUMP PUMPS REMEDIATION PROJECT

RESOLUTION 2011-06

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE GRANTING FINAL ACCEPTANCE OF THE EAST DEPOT TOWER PEDESTRIAN ACCESS PROJECT

RESOLUTION 2011-07

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE AUTHORIZING THE PURCHASE OF A CHEVROLET SILVERADO ONE TON DUMP TRUCK AND PLOW, BOX, SPREADER, AND RELATED EQUIPMENT FROM EWALD AUTOMOTIVE GROUP AND AUTHORIZING BUDGET AMENDMENTS

RESOLUTION 2011-08

RESOLUTION BY THE PUBLIC SAFETY AND HEALTH COMMITTEE ACCEPTING A BOTS GRANT FROM THE WISCONSIN DOT, AUTHORIZING EXPENDITURES, AND AMENDING THE 2011 BUDGET

RESOLUTION 2011-09

RESOLUTION BY THE COMMUNITY EVENTS, BEAUTIFICATION AND CULTURAL COMMITTEE ACCEPTING A FORESTRY GRANT FROM THE WISCONSIN DNR, AUTHORIZING EXPENDITURES, AND AMENDING THE 2011 BUDGET

Trustee J. Johnson moved for the adoption of Resolutions 2011-01, 2011-02, 2011-03, 2011-04, 2011-05, 2011-06, 2011-07, 2011-08, and 2011-09. Seconded by Busha.

Trustee J. Johnson made a motion to amend title of Resolution 2011-07 to remove the work "Spreader" from the title. Seconded by Lynaugh. Motion carried by voice vote.

ROLL CALL TO AMEND RESOLUTION 2011-07: J. Johnson aye, Busha aye, Lynaugh aye, Wright aye, G. Johnson aye, Jansen aye. Motion carried. 6-0 vote.

ROLL CALL TO ADOPT RESOLUTIONS 2010-01, 2010-02, 2010-03, 2010-04, 2010-05, 2010-06, 2010-07, 2010-08, 2010-09: Lynaugh aye, Busha nay, J. Johnson aye, Wright aye, G. Johnson aye, Jansen aye. Motion carried. 6-0 vote.

OLD BUSINESS- None.

NEW BUSINESS-Trustee Wright made a motion to hire Amanda Clausen as a new Crossing Guard for the Village of Sturtevant. Seconded by J. Johnson. Motion carried by voice vote.

President Jansen mentioned that he will be absent from the Board Meeting on February 2, 2011.
Trustee Busha mentioned that she will not present at the February 8, 2011 Committee Meeting.

ADJOURN- Trustee J. Johnson made a motion to adjourn at 6:35 PM. Seconded by G. Johnson. Motion carried by voice vote.

Drafted this 18th day of January, 2011
Approved this 1st day on February, 2011

Mary A. Cole, Clerk/Deputy Treasurer

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT-KEITH HATCH/ OMNI ORTHOPEDIC
PHYSICAL THERAPY

1-14-11

THAT THE REQUEST BY KEITH HATCH/ OMNI ORTHOPEDIC PHYSICAL THERAPY SEEKING A CONDITIONAL USE PERMIT TO OPERATE AN ORTHOPEDIC PHYSICAL THERAPY CLINIC AT 10116 STELLAR AVE.(SUITE A) BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the plans and documents presented to the Plan Commission on January 13, 2011 are incorporated herein and the approval is subject to the conditions set forth therein.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department. Sturtevant is currently using building inspectors from the Village of Mount Pleasant.
- c. That the maximum hours of operation be from 7:00 a.m. to 7:00p.m. seven days per week 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 Keith Hatch/ OMNI Orthopedic Physical Therapy , 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 window sign(s) are contemplated at this time and if any other signage is to be erected, Planning Commission approval will be required. 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 is permit shall terminate unless substantial work is commenced within 6 months of the granting of this permit.
- k. That Keith Hatch/ OMNI Orthopedic Physical Therapy 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. Keith Hatch/ OMNI Orthopedic Physical Therapy agrees that no occupancy permits shall be issued until said payment is made to the Village.
- J. That this conditional use permit is contingent on Keith Hatch/ OMNI Orthopedic Physical Therapy making contact with the Racine Water Utility and paying any required REC charges imposed by the Racine Water Utility.