

Village of Sturtevant  
Proceedings from the Regular Board Meeting May 5, 2009

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

MINUTES- Trustee G. Johnson made a motion to accept the Minutes from the Board Meeting that took place on April 21, 2009. Seconded by J. Johnson. Motion carried by voice vote.

VILLAGE BOARD TO ELECT TWO MEMBERS TO SERVE ON THE 2009 BOARD OF REVIEW

Trustee Larsen made a motion to elect Trustee Lynaugh to serve as an active member on the 2009 Board of Review and for Trustee J. Johnson to serve as the alternate member on the 2009 Board of Review. Seconded by G. Johnson. Motion carried by voice vote.

CORRESPONDANCE – Clerk Hanstad informed the Board that the Southeastern Wisconsin Regional Planning Commission has sent the Regional Housing Plan for Southeastern Wisconsin for the year 2035. Communication on file with Clerk.

Clerk Hanstad mentioned that the League of Wisconsin Municipalities Mutual Insurance has sent the 2008 Annual Report to the Village of Sturtevant. Report on file with Clerk.

Clerk Hanstad informed the Board that the Town of Bristol, in Kenosha County, Wisconsin, has provided notice to the Village of Sturtevant that the Town of Bristol has filed a Class 2 Notice of the Petition Filing for its Incorporation as a Village. Communication on file with Clerk.

COMMITTEE REPORTS

FINANCE & BUDGETARY- Trustee Lynaugh reviewed items discussed at the April 28, 2009 Committee Meeting. Committee reviewed checks for payment. Committee discussed Revisions to Health Department Fees. A Resolution and Ordinance 2009-04, A Ordinance to Create Section 11.26 of the Municipal Code of the Village of Sturtevant Pertaining Public Health and Environmental Sanitation Fees will go in front of the Board for third reading and possible adoption. Administrator Janiuk presented the Financial Statement for March 2009 as well as Possible Budget Transfers. A Resolution will go in front of the Board tonight. Committee discussed the Offer to Purchase the Village of Sturtevant Owned Parcel on the Southwest Corner of CTH H and Highway 11. This will be discussed further at a future Committee Meeting. Committee decided to hold over discussion of the Land for the Railroad Museum.

STORM WATER & WASTEWATER- Trustee Larsen reviewed Minutes taken at the April 28, 2009 Committee Meeting. Committee discussed Sanitary Sewer Rate Adjustments. The proposed adjustment will go in front of the Board as an Ordinance change. Ordinance 2009-05, An Ordinance by the Storm and Wastewater Committee to Amend Section 13.10 of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, and Relating to Sewer Service Charges, will go in front of the Board for first and second reading this evening. Minutes on file with Clerk.

ADMINISTRATION, PERSONNAL, AND LEGAL-Trustee J. Johnson reviewed minutes from the Committee Meeting that took place on April 28, 2009. Committee discussed Proposed Change to Chapter 5, Section 5.09 Fire Inspector. Ordinance 2009-06, An Ordinance by the Administration, Personnel, Policy and Legal Committee to Amend Section 5.09(2) of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, Relating to the Fire Inspector will go in front of the Board for first and second reading tonight. Minutes on file with Clerk.

ECONOMIC DEVELOPMENT AND REDEVELOPMENT- Trustee G. Johnson went over minutes from the April 28, 2009 Committee Meeting. Committee discussed the I-94 Frontage Road Access

Management Plan. A Resolution will go in front of the Board tonight. Committee was given an update on the Cobble Court Status. A Resolution authorizing an amendment to the Development Agreement will go in front of the Board tonight. Minutes on file with Clerk.

**PUBLIC WORKS & CAPITAL IMPROVEMENTS-** Trustee G. Johnson presented minutes from the April 28, 2009 Committee Meeting. Committee discussed Future Capital Projects / Equipment and Bonding in 2009/2010. A Resolution authorizing the borrowing from the State Trust Funds of Wisconsin, and Resolution authorizing the sale and issuance of \$2,395,000 General Obligation Promissory Notes will go in front of the Board this evening. A Resolution outlining equipment purchases and capital improvement projects will go in front of the Board tonight. Committee discussed Special Assessments for the Broadway Drive Reconstruction Project / Chicory Creek Assessments. Committee was given the Bid Results for the Broadway Drive Reconstruction Project and the Kennedy / Buckingham Drive Project. A Resolution authorizing awarding the contract for improvements along Buckingham Road and Drive, East Coventry Drive and Mt. Pleasant Avenue will go in front of the Board this evening. Minutes on file with Clerk.

**COMMUNITY EVENTS, BEAUTIFICATION & CULTURAL-** Trustee Busha presented Minutes from the Committee Meeting that was held on April 28, 2009. The Committee discussed the July 3<sup>rd</sup> Fireworks Event. A Resolution authorizing a budget will go in front of the Board this evening. Committee discussed Summer Events for JQ Foxes. Committee agreed to move the requests for Picnic Licenses and Street Use Permit to the Board for approval. Committee discussed the Kirkorian Nature Preserve and the Lions Club. Committee decided to hold over discussion of Banners. Minutes on file with Clerk.

Trustee Busha made a motion to grant a Street Use Permit for J. Q Foxes, 2835 Wisconsin Street, for Sunday, May 31, 2009 and Sunday, August 16, 2009 and to grant a Picnic License to J.Q. Foxes, 2835 Wisconsin Street, for Sunday, May 17, 2009, Saturday, May 30, 2009, Sunday, May 31, 2009, Saturday, July 19, 2009, and Sunday, August 16, 2009. Seconded Lynaugh. Motion carried by voice vote.

**PUBLIC SAFETY & HEALTH-** Trustee Wright went over minutes taken at the Committee Meeting that took place on April 28, 2009. Committee held over discussion of Medical Claims of Three Former Sturtevant Firefighters. Minutes on file with Clerk

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

**REPORT FROM POLICE CHIEF** –Chief Marschke presented the Monthly Police Department Report for April 2009. Report on file with Clerk.

Chief Marschke mentioned that enforcements for speed control have decreased due to an increase in the amount of the calls for service.

Chief Marschke informed the Board that the Sturtevant Police Department is continuing the investigation of the homicide that occurred on April 15, 2009. Chief Marschke mentioned that on April 27, 2009 he attended a meeting with neighbors living in the area where the murder occurred.

Chief Marschke mentioned that the Sturtevant Police Department is working with Amtrak to apply for a federal grant to update cameras at the Sturtevant Depot.

Chief Marschke informed the Board that the week of May 11-15, 2009 is National Police Memorial Week. In 2008, 140 law enforcement agents were killed in the United States.

**RECESS-**President Jansen called a recess at 6:15 PM.

President Jansen called the Board Meeting back to order at 6:16 PM.

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

Public Works Supervisor Stachowski informed the Board that he has recently been informed that he will be involuntarily deployed in fall of 2009.

Public Works Supervisor Stachowski mentioned that water tower on Michigan Street was removed. Articles and pictures will appear in the Journal Times.

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 requested that the Committee addresses the deployment of the Public Works Supervisor at the next Committee Meeting.

Administrator Janiuk informed the Board that the Auditors will be attending the Board Meeting on May 19, 2009 to present the 2008 Financial Statements.

Administrator Janiuk mentioned that there is a Public Hearing / Open House scheduled for June 2, 2009 for the Smart Growth Comprehensive Plan. Planning Commission members will be invited to attend. The Open House will begin at 5:00 PM, and the Public Hearing will begin at 6:00 PM.

OPEN FLOOR- Trustee Lynaugh made a motion to suspend the rules to go into public comment. Seconded by J. Johnson. Motion carried by voice vote.

John Thillemann, 2845 94<sup>th</sup> Street, commented on issues at North Park such as the profanity written on equipment, broken swings, and a burned out light on the pavilion.

Sean Waiss, 9437 Hawthorne Drive, thanked Chuck for picking up the debris collected by Chicory Creek residents following the second annual Chicory Creek clean-up. Mr. Waiss questioned the difference between the sewer bill sent by the Village of Sturtevant and the water bill sent from the City of Racine. Mr. Waiss talked about the partially completed homes in Chicory Creek and the possibility of a builder completing them "as is". Mr. Waiss mentioned that the water fountain at Fireman's Park is working at this time.

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.

ORDINANCE: Trustee J. Johnson made a motion to suspend the rules for the third reading of Ordinance 2009-04 by title only. Seconded by Lynaugh.

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

*ORDINANCE NO. 2009-04  
AN ORDINANCE TO CREATE SECTION 11.26 OF THE MUNICIPAL CODE OF THE  
VILLAGE OF STURTEVANT PERTAINING TO PUBLIC HEALTH AND ENVIRONMENTAL SANITATION  
FEES*

Trustee J. Johnson moved for the adoption of Ordinance 2009-04. Seconded by Lynaugh. Motion carried by voice vote.

ORDINANCE: Trustee J. Johnson made a motion for the first reading of Ordinance 2009-05 to read by title only. Seconded by Lynaugh. Motion carried by voice vote.

*ORDINANCE NO. 2009-05  
AN ORDINANCE BY THE STORM AND WASTE WATER COMMITTEE TO AMEND SECTION  
13.10 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RACINE  
COUNTY, WISCONSIN, RELATING TO SEWER SERVICE CHARGES*

Trustee J. Johnson made a motion to suspend the rules for the second reading of Ordinance 2009-05 by title only. Seconded by Lynaugh.

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

*ORDINANCE NO. 2009-05  
AN ORDINANCE BY THE STORM AND WASTE WATER COMMITTEE TO AMEND SECTION  
13.10 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RACINE  
COUNTY, WISCONSIN, RELATING TO SEWER SERVICE CHARGES*

Ordinance 2009-05 referred back to the Storm and Wastewater Committee.

ORDINANCE: Trustee J. Johnson made a motion for the first reading of Ordinance 2009-06 to read by title only. Seconded by Lynaugh. Motion carried by voice vote.

*ORDINANCE NO. 2009-06  
AN ORDINANCE BY THE ADMINISTRATION, PERSONNEL, POLICY AND LEGAL COMMITTEE TO  
AMEND SECTION 5.09(2) OF THE MUNICIPAL CODE OF THE  
VILLAGE OF STURTEVANT PERTAINING TO FIRE INSPECTIONS*

Trustee J. Johnson made a motion to suspend the rules for the second reading of Ordinance 2009-06 by title only. Seconded by Lynaugh.

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

*ORDINANCE NO. 2009-06  
AN ORDINANCE BY THE ADMINISTRATION, PERSONNEL, POLICY AND LEGAL COMMITTEE TO  
AMEND SECTION 5.09(2) OF THE MUNICIPAL CODE OF THE  
VILLAGE OF STURTEVANT PERTAINING TO FIRE INSPECTIONS*

Ordinance 2009-06 referred back to the Administration, Personnel, Policy and Legal Committee.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2009-40 by title only. Seconded by Lynaugh.

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

*RESOLUTION 2009-40  
A RESOLUTION AUTHORIZING AND PROVIDING FOR THE SALE AND ISSUANCE OF \$2,400,000  
GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2009, AND ALL RELATED DETAIL*

Trustee J. Johnson moved for the adoption of Resolution 2009-40. Seconded by Lynaugh.

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

RESOLUTIONS: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolutions 2009-24, 2009-37, 2009-41, 2009-42, and 2009-43 by title only. Seconded by Lynaugh.

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

*RESOLUTION 2009-24  
RESOLUTION BY THE FINANCE AND BUDGETARY COMMITTEE SETTING FORTH THE FEES  
IN CONNECTION WITH CHAPTER 11 OF THE CODE OF ORDINANCES  
RELATING TO ENVIRONMENTAL SANITATION*

*RESOLUTION 2009-37  
RESOLUTION BY ECONOMIC DEVELOPMENT AND REDEVELOPMENT COMMITTEE AUTHORIZING  
A LETTER OF UNDERSTANDING WITH THE WISCONSIN DEPARTMENT OF TRANSPORTATION  
REGARDING I-94 FRONTAGE ROADS*

*RESOLUTION 2009-41  
RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE AUTHORIZING  
AWARDING A CONTRACT FOR CERTAIN ROAD IMPROVEMENTS- BUCKINGHAM AND RELATED  
ROADS*

*RESOLUTION 2009-42  
RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE  
DETERMINING 2009 CAPITAL PROJECTS AND EQUIPMENT PURCHASES BY THE VILLAGE  
OF STURTEVANT*

*RESOLUTION 2009-43  
RESOLUTION BY THE COMMUNITY EVENTS, BEAUTIFICATION AND CULTURAL COMMITTEE  
AUTHORIZING VARIOUS JULY 3, 2009 EVENTS AND ACTIVITIES AND APPROVING A JULY 3, 2009  
BUDGET*

Trustee J. Johnson moved for the adoption of Resolutions 2009-24, 2009-37, 2009-41, 2009-42, and 2009-43. Seconded by Lynaugh. Motion carried by voice vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2009-36 by title only. Seconded by Lynaugh.

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

*RESOLUTION 2009-36  
RESOLUTION BY THE FINANCE AND BUDGETARY COMMITTEE AUTHORIZING THE AMENDMENT  
OF THE 2009 BUDGET*

Trustee J. Johnson moved for the adoption of Resolutions 2009-36. Seconded by Lynaugh.

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

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2009-38 by title only. Seconded by Lynaugh.

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

*RESOLUTION 2009-38*  
*RESOLUTION BY ECONOMIC DEVELOPMENT AND REDEVELOPMENT COMMITTEE AUTHORIZING*  
*AN AMENDMENT TO THE DEVELOPMENT AGREEMENT WITH COBBLE COURT ASSOCIATES*  
*LIMITED PARTNERSHIP*

Trustee J. Johnson moved for the adoption of Resolution 2009-38. Seconded by Lynaugh.

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

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2009-39 by title only. Seconded by Lynaugh.

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

*RESOLUTION 2009-39*  
*RESOLUTION BY THE FINANCE AND BUDGETARY COMMITTEE AUTHORIZING BORROWING FROM*  
*TRUST FUNDS OF THE STATE OF WISCONSIN*

Trustee J. Johnson moved for the adoption of Resolution 2009-39. Seconded by Lynaugh.

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

OLD BUSINESS- Trustee G. Johnson mentioned that there are people going door-to-door fraudulently representing themselves as census officials.

NEW BUSINESS- President Jansen read his 2009 State of the Village Address. Copy on file with the Clerk.

Trustee Larsen moved to accept and confirm appointments in Report 2009-02, Report by Village President Appointing Weed Commissioner, Report 2009-03, Report by Village President Appointing Planning Commission Members and Report 2009-04. Seconded by G. Johnson. Motion carried by voice vote.

ADJOURN- Trustee G. Johnson made a motion to adjourn at 7:00 PM. Seconded by J. Johnson. Motion carried by voice vote.

Drafted this 5<sup>th</sup> day of May, 2009  
Approved this 19<sup>th</sup> day of May, 2009

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Mary Hanstad, Clerk/Deputy Treasurer