

Village of Sturtevant

Proceedings from the Regular Board Meeting August 5, 2008

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

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

CONSIDERATION OF REQUEST FROM LEMAN USA FOR FINANCIAL ASSISTANCE-Administrator Janiuk introduced the President of LEMAN USA, Steen Sanderhoff. Sanderhoff gave a brief overview of the company. Sanderhoff mentioned that LEMAN USA is considering constructing a 40,000 square foot addition costing approximately 1.8 million dollars as well as an additional \$300,000 for equipment. The addition would bring in sixteen additional workers. LEMAN USA is requesting financial assistance of \$100,000 from the Village of Sturtevant.

CONSIDERATION OF THE COST FOR ALTERATIONS AND REFINEMENTS TO THE STURTEVANT DEPOT-John Murphy from Architectural Associates presented a design for repair work at the Sturtevant Depot. An estimated cost of the repairs in around \$600,000.

CONSIDERATION OF THE LEASE AGREEMENT BETWEEN THE VILLAGE OF STURTEVANT AND THE RAILROAD CLUB- Board agreed to hold over further discussion of this topic until a representative from the Western Union Railroad Club can be in attendance to give a presentation on the proposed project.

CONSIDERATION OF DEPOT TRAIN MUSEUM IMPROVEMENTS-Board agreed to hold over further discussion of this topic until a representative from the Western Union Railroad Club can be in attendance to give a presentation on the proposed project.

CONSIDERATION OF PATH CONSTRUCTION IN THE TID- Brett Biver of Crispell-Snyder gave an update on the progress of the path construction in the TID.

MINUTES- Trustee Wright made a motion to accept the Minutes from the Board Meeting that took place on July 15, 2008. Seconded by G. Johnson. Motion carried by voice vote.

CORRESPONDANCE – Clerk Hanstad mentioned that the Southeastern Wisconsin Regional Planning Commission has transmitted a certified copy of SEWRPC Planning Report No. 50 entitled, *A Regional Water Quality Management Plan Update for the Greater Milwaukee Watersheds*. Report on file with Clerk.

Clerk Hanstad informed the Board that the City of Racine has transmitted a Legislative Report that was adopted urging the City of Racine Common Council to encourage local jurisdictions in Racine County to enforce compliance of existing fireworks ordinances, and to re-evaluate them prior to July 2009. Legislative Report on file with Clerk.

Clerk Hanstad mentioned that the Village of Sturtevant received communication from the Village of Mount Pleasant regarding a Public Hearing on proposed amendments to the subdivision and zoning ordinance(s) and boundaries of zoning. The Public Hearing is scheduled for Tuesday, August 19, 2008 at the Mount Pleasant Village Hall. Communication on file with Clerk.

Clerk Hanstad notified the Board that Racine County has a chance to apply to the state for up to \$500,000 for post-flood recovery under the Community Development Block Grant-Emergency Assistance Program (CDBG-EAP). Racine County will be applying for the grant in early September to help Racine County residents and municipalities recover from recent flooding. Communication on file with Clerk.

Clerk Hanstad informed the Board that the Village of Sturtevant has received a claim from Gene Halmo. Mr. Halmo was the gentleman that was in the accident involving the street sweeper.

COMMITTEE REPORTS

FINANCE & BUDGETARY- Trustee Lynaugh presented minutes from the July 22, 2008 Committee Meeting. Committee reviewed checks for payment. Committee was given a presentation by Architectural Associate in regard to Elevator Repairs at the Sturtevant Depot. Treasurer Freiburger presented the Financial Report for June 2008. Committee discussed the Soda Machines at Village Hall, DPW Garage, and Parks. Committee decided to hold over the Railroad Museum Lease Agreement. A Resolution will go in front of the Board this evening. Committee decided to hold over discussion of the Kaerek Home Claim-Weed Removal until the next Committee Meeting. Minutes on file with Clerk.

STORM WATER & WASTEWATER- Trustee Wright reviewed minutes from the July 22, 2008 Committee Meeting. Committee an Ordinance to 2008-11-SII, an Ordinance to Amend Chapter 21 of the Code of Ordinances for the Village of Sturtevant Relating to Stormwater Management Services. This Ordinance amendment will go in front of the Board for third reading and possible adoption. Engineer Hasting presented a draft of the Sewer Rate Study. Discussion will continue at a future Committee Meeting. Steve Houe of Crispell Snyder gave a presentation Regarding Smoke Testing of the Sanitary Sewer System. Engineer Hastings and Public Works Supervisor Stachowski gave an update on MS4 Permit Deadlines. Committee discussed the appointment of Jeff Seitz to the Sanitary Sewer Technical Advisory Committee. Committee discussed Drainage Ditch Improvements in the 2200 Block of Wisconsin Street. Also discussed was Storm Water Charges on Federal Lands. Committee decided to hold over discussion of the Drainage Problem at 3640 Princeton Way and Chapter 15. Minutes on file with Clerk.

Trustee Wright made a motion to appointment Jeff Seitz to the Sanitary Sewer Technical Advisory Committee. Seconded by J. Johnson. Motion carried by voice vote.

COMMUNITY EVENTS, BEAUTIFICATION & CULTURAL- Trustee Busha presented minutes from the Committee Meeting that was held on July 22, 2008. Committee discussed the July 3rd Fireworks Event, Iron Horse Run, and Street Dance. Committee discussed Ordinance 2008-17, An Ordinance by the Community Events, Beautification, and Cultural Committee to Create Section 9.185 of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, Relating to Retention Pond Regulations which will go in front of the Board for first and second reading this evening. Committee discussed the Vacation of Roads in Kirkorian Nature Preserve. A Resolution to commence with this procedure will go in front of the Board. Also discussed was the purchase of a cooler for Firemans Park. A Resolution authorizing the purchase will go in front of the Board. Committee decided to hold over discussion of Kirkorian Walkway. Minutes on file with Clerk.

ECONOMIC DEVELOPMENT AND REDEVELOPMENT- Trustee G. Johnson went over minutes from the Committee Meeting that was held on July 22, 2008. Committee discussed the Request by LEMAN USA for Financial Assistance. This topic will be held over until the joint meeting of the Board and Community Development Authority. A Resolution will go in front of the Board this evening. Committee held some discussion of Residential Units in Commercial Zoning, but decided to remove this topic from the agenda at this time. Minutes on file with Clerk.

PUBLIC WORKS & CAPITAL IMPROVEMENTS- Trustee G. Johnson reviewed minutes from the Committee Meeting that was held on July 22, 2008 meeting. Committee discussed 2009-2014 Capital Improvements. This topic will remain at the Committee for further discussion. Also discussed was the Awarding of the Contracts for Work on Enterprise Drive. A Resolution will go in front of the Board this evening. Minutes on file with Clerk.

PUBLIC SAFETY & HEALTH- Trustee Klinkosh went over Monthly Police and Fire Department Report for July 2008. Report on file with Clerk.

Trustee Klinkosh went over items discussed at the July 22, 2008 Committee Meeting. Committee discussed Ordinance 2008-16, An Ordinance by the Public Safety and Health Committee to Create Section 17.34 of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, and Relating to Adult Oriented Establishments. Committee discussed Ordinance 2008-13, an Ordinance by the Public Safety and Health Committee to Amend Section 7.03(2) (c) of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin, Relating to Through Streets and Stop Signs. This topic will be tabled until a future Committee Meeting.

Trustee Klinkosh presented topics discussed at the Community Relations Board Meeting. Trustee Klinkosh mentioned that the inmate total at Racine Correctional Facility is 1,550 and 270 at the Sturtevant Transitional Facility. Trustee Klinkosh thanked Sturtevant Transitional Facility workers for helping with the clean-up after the forth of July event as well as their assistance with the Department of Public Works.

ADMINISTRATION, PERSONNAL, AND LEGAL- Trustee J. Johnson presented Minutes from the meeting that took place on July 21, 2008. Committee reviewed the Personnel Policy Manual. Minutes on file with Clerk.

Trustee J. Johnson presented topics discussed at the July 22, 2008 Committee Meeting. The Committee discussed Ordinance 2008-15, an Ordinance by the Administration, Personnel, Policy, and Legal Committee to Amend Section 17.14 of the Code of Ordinances for the Village of Sturtevant, Racine County, Wisconsin Relating to Accessory Buildings. This Ordinance will go in front of the Board for third reading this evening. Also discussed was the Possible Compensation for the Building Safety Technician. A Resolution will go in front of the Board tonight. Committee decided to hold over discussion of the Electric Car Ordinance. Also discussed was the Block Party Application submitted by Hiawatha Bar & Grill, Picnic License request from St. Sebastian Parish, and Operators License for Teresa Graf.

Trustee J. Johnson made a motion to grant a street use permit to Hiawatha Bar & Grill, 9809 Durand Avenue, for August 9, 2008 from 4:00 PM to 10:00 PM for the closing of 98th Street from Valley Drive to Chandler Avenue. Seconded by Klinkosh. Motion carried by voice vote.

Trustee J. Johnson made a motion to grant picnic license to Saint Sebastian Parish is for their annual summer festival on August 22, 2008 from 5:00PM to 11:00PM, August 23, 2008 from 12:00 PM to 11:00 PM, and August 24, 2008 from 11:00 AM to 8:00 PM. Seconded by Busha. Motion carried by voice vote.

Trustee J. Johnson made a motion to grant an Operator's License to Teresa Graf of Fountain Banquet Hall. Seconded by Klinkosh. Motion carried by voice vote.

Trustee J. Johnson presented Minutes from the meeting that took place on August 4, 2008. Committee reviewed the Personnel Policy Manual. Minutes on file with Clerk.

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

REPORT FROM ACTING DIRECTOR OF PUBLIC SAFETY – Acting Director of Public Safety Marschke not present. 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 stated that he has supplied the Board with a copy of his Monthly Administrator Report. Report on file with the Clerk.

Administrator Janiuk informed the Board that the Department of Natural Resources has confirmed that Emerald Ash Borer is in Wisconsin.

Administrator Janiuk mentioned that all three unions (Police Department, Fire Department, and Department of Public Works) have requested to start collective bargaining.

Administrator Janiuk talked about the 2009 budget.

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

No public comment.

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

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

ORDINANCE: Trustee J. Johnson made a motion for the third reading of Ordinance 2008-11-SII to read by title only. Seconded by Wright. Motion carried by voice vote.

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

*ORDINANCE NO. 2008-11SII
AN ORDINANCE TO AMEND CHAPTER 21
OF THE CODE OF ORDINANCES FOR THE VILLAGE
OF STURTEVANT RELATING TO STORMWATER
MANAGEMENT SERVICES*

Trustee J. Johnson moved for the adoption of Ordinance 2008-11SII. Seconded by Busha.

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

ORDINANCE: Trustee J. Johnson made a motion for the third reading of Ordinance 2008-15 to read by title only. Seconded by Klinkosh. Motion carried by voice vote.

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

*ORDINANCE NO. 2008-15
AN ORDINANCE BY THE ADMINISTRATION, PERSONNEL, POLICY AND LEGAL COMMITTEE TO
AMEND SECTION 17.14(1) (a) OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT,
RACINE COUNTY, WISCONSIN RELATING TO ACCESSORY BUILDINGS*

Trustee J. Johnson moved for the adoption of Ordinance 2008-15. Seconded by Klinkosh.

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

ORDINANCE: Trustee J. Johnson made a motion for the third reading of Ordinance 2008-16 to read by title only. Seconded by Klinkosh.

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

ORDINANCE NO. 2008-16
AN ORDINANCE BY THE PUBLIC SAFETY AND HEALTH COMMITTEE TO CREATE SECTION 17.34 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RACINE COUNTY, WISCONSIN RELATING TO ADULT ORIENTED ESTABLISHMENTS

Trustee J. Johnson moved for the adoption of Ordinance 2008-16. Seconded by Klinkosh.

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

ORDINANCE: Trustee J. Johnson made a motion for the first reading of Ordinance 2008-17 to read by title only. Seconded by Busha. Motion carried by voice vote.

ORDINANCE NO. 2008-17
AN ORDINANCE BY THE COMMUNITY EVENTS, BEAUTIFICATION AND CULTURAL COMMITTEE TO CREATE SECTION 9.185 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RACINE COUNTY, WISCONSIN, RELATING TO RETENTION POND REGULATIONS

Trustee J. Johnson made a motion to suspend the rules for the second reading of Ordinance 2008-17 by title only. Seconded by Busha.

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

ORDINANCE NO. 2008-17
AN ORDINANCE BY THE COMMUNITY EVENTS, BEAUTIFICATION AND CULTURAL COMMITTEE TO CREATE SECTION 9.185 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RACINE COUNTY, WISCONSIN, RELATING TO RETENTION POND REGULATIONS

Ordinance 2008-17 referred back to the Community Events, Beautification, and Cultural Committee.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-53 and read by title only. Seconded by Klinkosh.

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

RESOLUTION NO. 2008-53
RESOLUTION BY THE FINANCE AND BUDGETARY COMMITTEE AUTHORIZING ADDITIONAL CONSTRUCTION WORK TO ADDRESS ELEVATOR DEFICIENCIES AT THE STURTEVANT DEPOT

Trustee J. Johnson moved for the adoption of Resolution 2008-53. Seconded by Busha. Motion carried by voice vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-54 and read by title only. Seconded by G. Johnson

ROLL CALL: J. Johnson aye, Wright aye, Klinkosh aye, G. Johnson nay, Busha aye, Jansen nay. Motion carried 4-2 vote.

*RESOLUTION NO. 2008-54
RESOLUTION BY THE FINANCE AND BUDGETARY COMMITTEE AUTHORIZING A LEASE
WITH WESTERN UNION RAILROAD CLUB IN REGARD TO A RAILROAD MUSEUM AT THE
STURTEVANT DEPOT*

Trustee J. Johnson moved for the adoption of Resolution 2008-54. Seconded by Wright. Motion carried by voice vote.

Trustee Wright withdraws second. Trustee J. Johnson withdraws the motion.

Trustee Klinkosh made a motion to refer Resolution 2008-54 back to the Finance and Budgetary Committee. Motion carried by voice vote.

RESOLUTIONS: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolutions 2008-55 and 2008-56 and read by title only. Seconded by Busha.

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

*RESOLUTION NO. 2008-55
RESOLUTION COMMENCING PROCEEDINGSTO VACATE A PORTION OF THE PUBLIC RIGHT OF
WAY FOR SOUTHAMPTON DRIVE*

*RESOLUTION 2008-56
RESOLUTION BY THE COMMUNITY EVENTS, BEAUTIFICATION AND CULTURAL COMMITTEE
AUTHORIZING THE PURCHASE OF A COOLER FOR THE FIREMAN'S PARK PAVILION IN THE
AMOUNT OF \$200*

Trustee J. Johnson moved for the adoption of Resolutions 2008-55 and 2008-56. Seconded by G. Johnson. Motion carried by voice vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-57 and read by title only. Seconded by Klinkosh.

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

*RESOLUTION NO. 2008-57
RESOLUTION BY THE ECONOMIC DEVELOPMENT AND REDEVELOPMENT COMMITTEE
AUTHORIZING ENTERING INTO AN AGREEMENT WITH LEMAN USA IN REGARD TO FINANCIAL
ASSISTANCE FOR A BUILDING EXPANSION IN PHASE IV OF RENAISSANCE PARK*

Trustee J. Johnson moved for the adoption of Resolution 2008-57. Seconded by Klinkosh. Motion carried by voice vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-58 and read by title only. Seconded by Klinkosh.

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

*RESOLUTION NO. 2008-58
RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE
AUTHORIZING AWARDING OF CONTRACTS FOR THE CONSTRUCTION OF THE ENTERPRISE DRIVE
EXTENSION AND OTHER INFRASTRUCTURE WORK RELATED TO THE PROJECT*

Trustee J. Johnson moved for the adoption of Resolution 2008-58. Seconded by Klinkosh. Motion carried by voice vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-59 and read by title only. Seconded by G. Johnson.

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

RESOLUTION NO. 2008-59

*RESOLUTION BY THE ADMINISTRATION, PERSONNEL AND LEGAL COMMITTEE
AUTHORIZING A COMPENSATION ADJUSTMENT FOR THE BUILDING SAFETY ASSISTANT
POSITION AND AUTHORIZING THE HIRING OF SHERRY HAMMACK EFFECTIVE AUGUST 11, 2008*

Trustee J. Johnson moved for the adoption of Resolution 2008-59. Seconded by G. Johnson. Motion carried by voice vote.

OLD BUSINESS- Klinkosh talked about the railroad museum lease payments at the current location

NEW BUSINESS- Trustee Busha thanked Gary Goodell of Goodell Chiropractic for the donation of \$150.00 to the Sturtevant Beautification Committee.

Trustee Wright mentioned that he received communication from Robert Dudek of Killarney Kourt regarding sewer rates for Killarney Kourt.

Trustee Busha moved to set the date for the public hearing referred to in Resolution 2008-55 on September 16, 2008 at 6:00 p.m. at the Village Hall. Seconded by Klinkosh. Motion carried by voice vote.

ADJOURN- Trustee Klinkosh made a motion to adjourn at 7:55 PM. Seconded by J. Johnson. Motion carried by voice vote.

Drafted this 5th day of August, 2008
Approved this 19th day of August, 2008

Mary Hanstad, Clerk/Deputy Treasurer