

Village of Sturtevant  
Proceedings from the Regular Board Meeting July 19, 2011

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

Present were Trustees Lynaugh, Busha, Larsen, J. Johnson, Wright, and President Jansen. Trustee G. Johnson was absent. Also present was Administrator Janiuk.

MINUTES- Trustee J. Johnson made a motion to accept the Minutes from the Board Meeting that took place on July 5, 2011. Seconded by Wright. Motion carried by voice vote.

CORRESPONDANCE –Clerk Cole reminded the Board that the Racine Unified School District will have a presentation by State Senator Van Wanggard & State Representative Cory Mason to discuss the 2011 State Budget and it’s implications on local government. The event will take place at the Sienna Center on August 1, 2011 from 4:30 PM to 5:30 PM.

Clerk Cole mentioned that the 5K Iron Horse Run is scheduled to take place at 8:00 AM on Saturday, August 20, 2011.

COMMITTEE REPORTS

STORM WATER & WASTEWATER- Trustee Larsen took minutes at the Committee Meeting that was held on July 12, 2011. Committee discussed Pipe Diameter Increase for TID Sanitary Sewer Project. A Resolution will go in front of the Board from approval. Minutes on file with Clerk.

PUBLIC SAFETY & HEALTH-Trustee Wright recorded Minutes at the July 12, 2011 Committee Meeting. Committee discussed Trespassers and Illegal Fireworks on 90<sup>th</sup> Street and Throughout the Village. Also discussed was the 2012 Fire Capital Purchase Requests. A Resolution will go in front of the Board for approval. Minutes on file with Clerk.

ADMINISTRATION, PERSONNAL, AND LEGAL- Trustee J. Johnson recorded Minutes at the Committee Meeting that took place on July 12, 2011. Committee discussed the Operators License for Harjit Bhullar (Sturtevant Mobil Mart). The request for the license will go forward to the Board for approval. Also discussed was the Street Use-Block Party-Chicory Creek. A motion for approval will go in front of the Board. Committee decided to remove the topic of Operators License for Sturtevant Sportsplex at this time. Minutes on file with Clerk.

Trustee J. Johnson made a motion to approve the Street Use Permit submitted by Ali Bahr for the annual picnic for the Chicory Creek Subdivision on Saturday, August 13, 2011 from 2:00 PM to 10:00 PM. The requested area would be Angelica Drive from 92<sup>nd</sup> Place, east to 91<sup>st</sup> Place continuing on 91<sup>st</sup> to Chicory Creek (traffic will still be able to travel though neighborhood). Seconded by Lynaugh. Motion carried by voice vote.

Trustee J. Johnson made a motion to grant an Operators License to Harjit Bhullar. Seconded by Lynaugh. Motion carried by voice vote.

PUBLIC WORKS & CAPITAL IMPROVEMENTS- Nothing to report.

ECONOMIC DEVELOPMENT AND REDEVELOPMENT- Nothing to report.

FINANCE & BUDGETARY- Committee reviewed checks for payment for approval at the July 12, 2011 Committee Meeting. Discussion of the 2012 Budget; Discussion of State Budget Proposals on Sturtevant will continue at the next Committee Meeting.

COMMUNITY EVENTS, BEAUTIFICATION & CULTURAL- Trustee Busha recorded Minutes at the Committee Meeting that was held on July 12, 2011. Committee discussed the Fireworks Follow-up. Discussion of the Park Budget / Sturtevant Youth Baseball and Emerald Ash Borer was held over. Minutes on file with Clerk.

PLANNING COMMISSION- Based on the recommendation of the Planning Commission, Trustee Wright moved to grant a conditional use permit to Physical Therapy & Rehab Specialists, 8700 Durand Avenue, Suite 300, 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 J. Johnson Motion carried by voice vote.

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

REPORT FROM POLICE CHIEF – Chief Marschke not present. Report on file with Clerk.

REPORT FROM PUBLIC WORKS DIRECTOR- Public Works Supervisor Stachowski not present.

REPORT FROM ADMINISTRATOR- Administrator Janiuk informed the Board that the worker from the Sturtevant Transitional Facility was terminated.

Administrator Janiuk mentioned that State Senator Van Waggard has introduced legislation that would allow municipalities not in the Wisconsin Retirement System to be eligible for the State Health Insurance Program.

Administrator Janiuk requested that the following items be placed on the July 26, 2011 Committee Meeting Agenda –2011 City Bus Contract June 2011 Financial Statement & Report, and 2012 Budget; Discussion of State Budget Proposals on Sturtevant / Fund 401 and 402

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.

RESOLUTION: Trustee J. Johnson made a motion for the reading of Resolution 2011-45 by title only. Seconded by Larsen. Motion carried by voice vote.

*RESOLUTION NO. 2011-45*

*RESOLUTION BY THE STORM AND WASTEWATER COMMITTEE AUTHORIZING ENTERING INTO A PREDEVELOPMENT AGREEMENT AND AUTHORIZING RESIZING CERTAIN SEWER LINES AS PART OF THE TID SANITARY SEWER PROJECT*

Trustee J. Johnson moved for the adoption of Resolution 2011-45. Seconded by Larsen. Motion carried by voice vote

RESOLUTION: Trustee J. Johnson made a motion for the reading of Resolution 2011-46 by title only.  
Seconded by Busha. Motion carried by voice vote.

*RESOLUTION NO. 2011-46  
RESOLUTION BY THE PUBLIC SAFETY AND HEALTH COMMITTEE DETERMINING 2012  
CAPITAL EQUIPMENT PURCHASES BY THE SOUTH SHORE FIRE DEPARTMENT*

Trustee J. Johnson moved for the adoption of Resolution 2011-46. Seconded by Wright.

ROLL CALL: Busha aye, Larsen nay, Wright aye, J. Johnson aye, Lynaugh aye, and Jansen aye.  
Motion carried 5-1 vote.

OLD BUSINESS- None.

NEW BUSINESS-Trustee Busha mentioned she will not be present at the Board Meeting on August 2, 2011.

Trustee Wright mentioned that he will be absent from the Board Meeting on August 16, 2011, and the Committee Meeting on August 23, 2011.

ADJOURN- Trustee J. Johnson made a motion to adjourn at 6:15 PM. Seconded by Lynaugh. Motion carried by voice vote.

Drafted this 19<sup>th</sup> day of July, 2011  
Approved this 2<sup>nd</sup> day on August, 2011

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Mary A. Cole, Clerk/Deputy Treasurer

**TERMS AND CONDITIONS/ CONDITIONAL USE**  
**PERMIT-PHYSICAL THERAPY AND REHAB**  
**SPECIALISTS**

7-18-11

1. THAT THE VILLAGE FINDS THAT:

- a. That the use is proper for the Village's Business District.
- b. That there is appropriate and adequate parking for the use and the use will not generate traffic problems when vehicles are entering or exiting the site.
- c. That no storm water drainage problems will be created by the use at this site.
- d. That the use is in accordance with the purpose and intent of the zoning ordinance and is not hazardous, harmful, offensive or otherwise adverse to the environmental quality, water quality, shoreland cover or property values in the village.

2. THAT THE REQUEST BY PHYSICAL THERAPY AND - REHAB SPECIALISTS IS SEEKING A CONDITIONAL USE PERMIT TO OPERATE A PHYSICAL THERAPY CLINIC AT 8700 DURAND AVE. SUITE 300 BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the documents presented by the applicant to the Planning Commission on July 14, 2011 are incorporated herein by reference and made a part of this conditional use.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department. Sturtevant is currently using the building inspectors from the Village of Mt. Pleasant.

- c. That the maximum hours of operation be from 7:00 a.m. to 7:00 p.m. Monday through Friday 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 Physical Therapy & Rehab Specialists, itself or through Rehab Management Solutions 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 Physical Therapy & Rehab Specialists 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. Physical Therapy & Rehab Specialists agrees that no occupancy permits shall be issued until said payment is made to the Village.
- k. That Physical Therapy & Rehab Specialists shall be allowed to have a sign installed in the building's general signage and/or window and door signage. All signs shall be required to be professionally made, comply with the zoning ordinance requirements and be submitted for review and approval by the Village Administrator. The banners that are now in use shall be temporary signs for the opening and shall not be permanent signs.
- l. That this conditional use permit is contingent on Physical Therapy & Rehab Specialists making contact with the Racine Water Utility and paying any required REC charges imposed by the Racine Water Utility.