

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

PUBLIC HEARING-Public Hearing in regard to special assessments for Improvements in the Village of Sturtevant related to the proposed 2008 sidewalk improvement program.

President Jansen called the Public Hearing to order with roll call.
Lynaugh here, J. Johnson here, Wright here, Klinkosh here, G. Johnson here, Jansen here.

Audrey Holst, 8734 Westbrook Drive, expressed concern over her letter being delivered to 8732 Westbrook Drive and not 8734 Westbrook Drive. Ms. Holst mentioned that Keith Schmidt does not live at 8734 Westbrook Drive, but 8736 Westbrook Drive. Clerk Hanstad mentioned that she will have the Village of Sturtevant Assessor change mailing information in the database.

Walter Gray, 3432 S. Kennedy Drive, expressed concern over one of his sidewalk squares being marked for replacement. Mr. Gray also mentioned the burying of sump pumps.

Trustee J. Johnson made a motion to close the Public Hearing at 6:25 PM. Seconded by Klinkosh. Motion carried by voice vote.

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.

MINUTES- Trustee Wright made a motion to accept the Minutes from the Board Meeting that took place on August 5, 2008 and the Committee of the Whole Meeting that took place on August 12, 2008. Seconded by G. Johnson. Motion carried by voice vote.

CORRESPONDANCE – Clerk Hanstad informed the Board that the communication was received from Midwest Claim Service, program provider for the League of Wisconsin Municipalities Mutual Insurance, denying the claim submitted by Edward Halmo.

Clerk Hanstad mentioned that the City of Racine has sent over the 2006 and 2007 financial statements for the Racine Water and Wastewater Utilities.

Clerk Hanstad informed the Board that Ray Biddle of RKB Enterprises owning the property at 2620 90th Street filed a formal appeal to the State of Wisconsin Tax Appeals Commission for a reduction of the 2007 real estate assessment. The Tax Appeals Commission made the decision to reduce the 2007 real estate assessment to \$500,000. The 2007 real estate property was taxed at \$1, 710, 00, therefore, the Wisconsin Department of Revenue has ordered that the assessment is modified and RKB Enterprises is re-imbursed for the adjustment. Clerk Hanstad will send out a form to chargeback the other taxing jurisdictions for their portion of the overage.

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT-STURTEVANT SOCCER LLC

8-1-08

STAFF RECOMENDS THAT THE REQUEST BY STURTEVANT SOCCER LLC SEEKING A CONDITIONAL USE PERMIT TO CONSTRUCT AND OPERATE AN INDOOR SOCCER COMPLEX AND BANQUET HALL AT THE NORTHEAST CORNER OF STELLER AVENUE AND RENAISSANCE BLVD. BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the plans presented to the Plan Commission on August 7, 2008 and marked "Plan ____" be approved subject to the conditions contained therein and subject to the conditions contained herein.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department.
- c. That the actual site plan and final plan for the exterior of the building shall be presented to the Planning Commission for final review and approval at a subsequent meeting and that these plans shall address parking and traffic flow in and out of the site.
- d. That Sturtevant Soccer LLC 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 landscaping, buildings and grounds be maintained on a daily basis.
 4. That the outside storage of junked vehicles, semi trailers, recreational vehicles, vehicle parts, materials and equipment be prohibited.

- e. That all codes and ordinances be complied with and required permits acquired.
- f. 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.
- g. That this permit is subject to Plan Commission review for compliance with the listed conditions.
- h. That signage shall be addressed at a later date through the Planning commission. All signs shall be required to be professionally made, comply with the zoning ordinance requirements and be submitted for review and approval by the Building Inspector.
- i. That is permit shall terminate unless substantial work is commenced within 6 months of the granting of this permit.
- j. That Sturtevant Soccer LLC 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. Sturtevant Soccer LLC agree that no occupancy permits shall be issued until said payment is made to the Village.

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT-ASHLEY CAPITAL LLC

8-6-08

STAFF RECOMENDS THAT THE REQUEST BY ASHLEY CAPITAL LLC SEEKING A CONDITIONAL USE PERMIT TO CONSTRUCT AND OPERATE AN 86 ACRE BUSINESS PARK INCLUDING TWO DISTRIBUTION CENTER BUILDINGS WITH IN STURTEVANT AT THE CORNER OF CTH H AND ENTERPRISE DRIVE BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the plans presented to the Plan Commission on July 10 , 2008 and August 7, 2008 and marked "Plan ____" be approved subject to the conditions contained therein and subject to the conditions contained herein.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department.
- c. That the actual site plan and final plans for the exterior of the buildings shall be presented to the Planning Commission for final review and approval at a subsequent meeting. That individual tenants/occupants of said buildings shall be required to obtain conditional use permits for their particular operations within the buildings.
- d. That Ashley Capital LLC 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 landscaping, buildings and grounds be maintained on a daily basis.

4. That the outside storage of junked vehicles, junked semi trailers, recreational vehicles, vehicle parts, materials and equipment be prohibited.
- e. That all codes and ordinances be complied with and required permits acquired.
 - f. 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.
 - g. That this permit is subject to Plan Commission review for compliance with the listed conditions.
 - h. That signage shall be addressed at a later date through the Planning commission. All signs shall be required to be professionally made, comply with the zoning ordinance requirements and be submitted for review and approval by the Building Inspector.
 - i. That is permit shall terminate unless substantial work is commenced within 6 months of the granting of this permit. The Planning Commission recognizes that the commencement of construction of internal roads, infrastructure and retention ponds will fulfill this requirement.
 - j. That Ashley Capital LLC 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. Ashley Capital LLC agrees that no occupancy permits shall be issued until said payment is made to the Village.

TERMS AND CONDITIONS/ CONDITIONAL USE
PERMIT-BELLA LANDSCAPING

8-04-08

STAFF RECOMMENDATION:

THAT THE REQUEST BY BELLA LANDSCAPING SEEKING A CONDITIONAL USE PERMIT TO OPERATE A LAWN CARE, LANDSCAPING AND SNOW REMOVAL BUSINESS AT 2450 WISCONSIN AVE. BE APPROVED SUBJECT TO THE FOLLOWING CONDITIONS:

- a. That the approval is subject to the material presented to the Planning Commission on August 7, 2008, and to the conditions contained therein and subject to the conditions contained herein.
- b. That all appropriate building and occupancy permits be requested from the Building Inspection Department.
- c. That the normal hours of operation are 7:00 am to 5:00 pm Monday through Friday and occasionally on weekends and during the winter, hours are based on snow fall.
- d. That all aspects of the operation of this business be conducted indoors except for the following outside activities defined as follows:
 1. Items to be stored outside shall be limited to topsoil, mulch, brush, brick pavers, retaining wall block, landscaping stone, drain pipe and similar landscaping materials which shall only be stored in the storage bin area locations as shown on the attached plan.
 2. Screening shall include the existing fence which shall be maintained in good order and fence screening slats of a neutral color shall be installed.
 3. Storage of equipment, vehicles and machinery shall be inside the building and if any trucks or trailers are parked outside , they will be parked in the fenced area north of the building.

- e. That Bella Landscaping shall insure that:
1. That if trash and recyclables be stored outside, trash and recyclables shall 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 paving and striping of the parking lot as indicated on the attached plan shall be completed within two years of the date of the granting of the conditional use permit.
 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. Water run off/ drainage shall not be changed without the approval of the Village Engineer.

- j. Within one year of the granting of this permit, the building shall be repainted in a neutral color and the landscaping plan as indicated in the attached drawing shall be completed.
- k. That Bella Landscaping shall inspect Wisconsin Ave. in the area surrounding the applicant's business on a daily basis and shall clean as needed and remove any dirt or debris that is tracked onto the roadway.
- l. That the any storage of salt on the premises must be done in conformity with all Wisconsin Department of Transportation administrative rules and regulations.
- m. That this permit shall terminate unless the applicant takes occupancy of the building within 6 months of the granting of this permit.
- n. That Bella Landscaping 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. Bella Landscaping agrees that no permits shall be issued until said payment is made to the Village.

COMMITTEE REPORTS

FINANCE & BUDGETARY- Trustee Lynaugh presented minutes from the August 12, 2008 Committee Meeting. Committee reviewed checks for payment. Administrator Janiuk informed the Committee of Amtrak Billing Issues. Committee decided to hold over discussion of the Railroad Museum Lease Agreement and 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 August 12, 2008 Committee Meeting. Committee was given a presentation by Robert Dudek regarding Sewer Rates for Killarney Kourt. Committee discussed Smoke Testing of the Sanitary Sewer System. A Resolution will be go in front of the Board this evening. Committee decided to hold over discussion of the Drainage Problem at 3640 Princeton Way and Chapter 15. Minutes on file with Clerk.

PUBLIC SAFETY & HEALTH- Trustee Klinkosh went over items discussed at the August 12, 2008 Committee Meeting. Committee discussed Loitering at the Depot / Rules for Village Owned Properties. Further discussion will take place at a future Committee Meeting. Also discussed was Possible Fire Consolidation with the Village of Mount Pleasant. A Resolution will go in front of the Board this evening.

ADMINISTRATION, PERSONNAL, AND LEGAL- Trustee J. Johnson presented topics discussed at the August 12, 2008 Committee Meeting. The Committee discussed Ordinance 2008-18, an Ordinance to Create Section 7.13 of the Code of Ordinances of the Village of Sturtevant, Relating to Neighborhood Electric Vehicles. This Ordinance will go in front of the Board for first and second reading tonight. Also discussed was a Street Use Permit for the East End of Majestic Hills Drive. Minutes on file with Clerk.

Trustee J. Johnson made a motion to grant a street use permit to Chris & Denise Nielsen on Saturday, September 6, 2008 from 10:00 am to 10:00 pm for Majestic Hills Drive from Crowne Point Crossing east to Willow Road. Seconded by Lynaugh. Motion carried by voice vote.

COMMUNITY EVENTS, BEAUTIFICATION & CULTURAL- Trustee G. Johnson presented minutes taken by Trustee Busha at the Committee Meeting that was held on August 12, 2008. Committee discussed the July 3rd Fireworks Event and Newsletter. 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 third reading and possible adoption 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 Friends of Kirkorian. Committee agreed to pay for the application fee. Minutes on file with Clerk.

Trustee G. Johnson made a motion to pay the filing fee from the Centennial Committee account for the "Friends of Kirkorian". Seconded by Klinkosh. Motion carried by voice vote.

ECONOMIC DEVELOPMENT AND REDEVELOPMENT- Trustee G. Johnson went over minutes from the Committee Meeting that was held on August 12, 2008. Committee discussed Residential Units in Commercial Zoning and Smart Growth Map Review. Minutes on file with Clerk.

PUBLIC WORKS & CAPITAL IMPROVEMENTS- Trustee G. Johnson reviewed minutes from the Committee Meeting that was held on August 12, 2008 meeting. Committee discussed 2009-2014 Capital Improvements. A Resolution will go in front of the Board this evening. Also discussed was the 2008 Replacement Program. A Resolution approving the awarding of the contract will go in front of the Board this evening. Also discussed was the New Doors at Village Hall and Garage Repair to DPW. A Resolution will go in front of the Board this evening. Minutes on file with Clerk.

PLANNING COMMISSION- Based on the recommendation of the Planning Commission, Trustee G. Johnson moved to grant conditional use permits to Bella Landscaping, 2450 Wisconsin Street, Ashley Capital, Two Parcels on West Road, Sturtevant Soccer, LLC, Corner of Renaissance Blvd & Stellar Avenue, pursuant to the terms and conditions that were passed out in regard to each specific applicant which terms and conditions are to be incorporated into these minutes. Seconded by Trustee J. Johnson.

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

Trustee G. Johnson made a motion to approve the Certified Survey Map for Sturtevant Soccer, LLC, Corner of Renaissance Blvd & Stellar Avenue. Seconded by Klinkosh.

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

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

REPORT FROM ACTING DIRECTOR OF PUBLIC SAFETY – Acting Director of Public Safety Marschke gave recognition to residents participating in the neighborhood watch program. Acting Director of Public Safety gave special recognition to neighborhood watch members that were present at the meeting this evening.

Acting Director of Public Safety Marschke informed the Board that the Sturtevant Police Department has increased enforcement in the construction areas on Highway 11 and 90th Street as well as detour areas.

Acting Director of Public Safety Marschke mentioned that the over the limit under arrest program is underway.

Acting Director of Public Safety Marschke mentioned that the Sturtevant Fire Department has been training jointly with the Caledonia Fire Department.

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

REPORT FROM ADMINISTRATOR- Administrator Janiuk informed the Board that there is a check in the payables for a re-imbusement to Police Officer Geldan for a restraining order he obtained against a resident that was threatening him while on duty.

Administrator Janiuk talked about Resolution 2008-61, Resolution Authorizing Endorsing Consolidated Fire/EMS Services with the Village of Mt. Pleasant and Authorizing Other Actions. Administrator Janiuk mentioned that the contract mentions that all of the debt acquired by the Village of Sturtevant up to the time of consolidation stays with the Village of Sturtevant and vice versa. All new debt is controlled by both the Board of Trustees for the Village of Sturtevant and the Village of Mt. Pleasant

Administrator Janiuk mentioned that the Wisconsin Department of Revenue has shown that the 2008 new growth rate for the Village of Sturtevant is around seven percent.

Administrator Janiuk encouraged the Finance and Budgetary Committee to set up a meeting to start discussing 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.

Gary Bublitz, 3508 Buckingham Road, mentioned the contract for consolidated fire services between the Village of Sturtevant and Village of Mt. Pleasant. Mr. Bublitz also questioned the repaving of Buckingham Road in 2009.

Rob Amos, 2833 90th Street, questioned the enforcement of curfew for children under the age of eighteen. Mr. Amos also mentioned speed enforcement on 90th Street.

Tim Raasch, 3619 90th Street, thanked Chief Marschke for stepping up speed enforcement on south 90th Street. Mr. Raasch mentioned that people are still not slowing down. Mr. Raasch also suggested a stop sign on 90th Street and Broadway Drive.

Chris Larsen, 3237 93rd Street, mentioned the road conditions on 93rd Street and the need for the patching of gravel spots.

RESUME MEETING- Trustee Klinkosh 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 J. Johnson made a motion to suspend the rules for the third reading of Ordinance 2008-17 by title only. Seconded by Lynaugh.

ROLL CALL: Wright aye, Lynaugh aye, Klinkosh aye, J. Johnson aye, G. Johnson aye, Jansen aye. Motion carried 6-0.

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

Trustee J. Johnson moved for the adoption of Ordinance 200-17. Seconded by Wright.

ROLL CALL: Lynaugh aye, J. Johnson aye, Wright aye, G. Johnson aye, Klinkosh aye, Jansen aye. Motion carried 6-0 vote.

ORDINANCE: Trustee J. Johnson made a motion for the first reading of Ordinance 2008-18 to read by title only. Seconded by Klinkosh. Motion carried by voice vote.

ORDINANCE NO. 2008-18

AN ORDINANCE TO CREATE SECTION 7.13 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RELATING TO NEIGHBORHOOD ELECTRIC VEHICLES

Trustee J. Johnson made a motion to suspend the rules for the second reading of Ordinance 2008-18 by title only. Seconded by Klinkosh.

ROLL CALL: G. Johnson aye, Klinkosh aye, Lynaugh aye, J. Johnson aye, Wright aye, Jansen aye. Motion carried 6-0 vote.

ORDINANCE NO. 2008-18

AN ORDINANCE TO CREATE SECTION 7.13 OF THE CODE OF ORDINANCES FOR THE VILLAGE OF STURTEVANT, RELATING TO NEIGHBORHOOD ELECTRIC VEHICLES

Ordinance 2008-18 referred back to the Administration, Personnel, Policy, and Legal Committee.

RESOLUTION: Trustee Lynaugh mentioned that Resolution 2008-54, A Resolution by the Finance and Budgetary Committee Authorizing a Lease with the Western Union Railroad Club in Regard to a Railroad Museum at the Sturtevant Depot, will be held over until a future meeting.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolutions 2008-60, 2008-62, and 2008-64 and read by title only. Seconded by Klinkosh.

ROLL CALL: Lynaugh aye, Klinkosh aye, J. Johnson aye, Wright aye, G. Johnson aye, Jansen aye. Motion carried 6-0 vote.

RESOLUTION 2008-60

RESOLUTION BY THE STORM AND WASTEWATER COMMITTEE AUTHORIZING SMOKE TESTING OF THE SANITARY SEWER LINES IN THE VILLAGE OF STURTEVANT

RESOLUTION 2008-62

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE ESTABLISHING PRIORITIES FOR FUTURE CAPITAL PROJECTS AND ESTABLISHING A FRAMEWORK FOR FUTURE BORROWING BY THE VILLAGE OF STURTEVANT

RESOLUTION 2008-64

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE AUTHORIZING PURCHASE OF REPLACEMENT METAL DOORS FOR VILLAGE HALL AND REPAIR WORK ON THE DPW GARAGE DOOR AT A COST NOT TO EXCEED \$4,298

Trustee J. Johnson moved for the adoption of Resolutions 2008-60, 2008-62, and 2008-64. Seconded by Klinkosh. Motion carried by voice vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-61 and read by title only. Seconded by Klinkosh.

ROLL CALL: Wright aye, G. Johnson aye, Lynaugh aye, Klinkosh aye, J. Johnson aye, Jansen aye. Motion carried 6-0 vote.

RESOLUTION 2008-61

RESOLUTION AUTHORIZING ENDORSING CONSOLIDATED FIRE/EMS SERVICES WITH THE VILLAGE OF MT. PLEASANT AND AUTHORIZING OTHER ACTIONS

Trustee J. Johnson moved for the adoption of Resolution 2008-61. Seconded by Klinkosh.

ROLL CALL: Klinkosh aye, Lynaugh aye, G. Johnson aye, Wright aye, J. Johnson aye, Jansen aye. Motion carried 6-0 vote.

RESOLUTION: Trustee J. Johnson made a motion to suspend the rules for the reading of Resolution 2008-63 and read by title only. Seconded by Klinkosh.

ROLL CALL: J. Johnson aye, Wright aye, Klinkosh aye, Lynaugh aye, G. Johnson aye, Jansen aye. Motion carried 6-0 vote.

RESOLUTION NO. 2008-63

RESOLUTION BY THE PUBLIC WORKS AND CAPITAL IMPROVEMENTS COMMITTEE AUTHORIZING AWARDING A CONTRACT FOR CERTAIN SIDEWALK REPAIRS AND IMPROVEMENTS

Trustee J. Johnson moved for the adoption of Resolution 2008-63. Seconded by Klinkosh. Motion carried by voice vote.

OLD BUSINESS- None at this time.

NEW BUSINESS- None at this time.

ADJOURN- Trustee Klinkosh made a motion to adjourn at 7:25 PM. Seconded by G. Johnson. Motion carried by voice vote.

Drafted this 19th day of August, 2008
Approved this 2nd day of September 2008

Mary Hanstad, Clerk/Deputy Treasurer