

## VILLAGE BOARD MEETING - AUGUST 3, 2015

Village President, Jeffery Flaws, called the Regular Village Board meeting to order at 7:33 p.m.

Members Present: Jeffery Flaws, Eugene Mayernick, John Meyer, Risa Kuhlman, Wolfgang Henschik and Neal Wiebelhaus

Excused: John Reinbold

Also present: Clerk Tamez; Andrew Holtz, 226 S. Wales Road; Linda Krukar, 226 W. Main Street; Erik Hanley, 111 N. Rochester (Mukwonago Publications); Chrisine Morris, 338 N. Oak Crest Drive; Dean and Donna Mickle, 307 Highland; and Jatrizy Neuburg, Yoga 4 All.

Clerk Tamez noted that proper notice of this meeting had been posted in accordance with the open meeting laws of the State of Wisconsin.

### **PUBLIC COMMENTS**

No public comments were received.

### **APPROVAL OF MINUTES**

On a motion by Trustee Henschik, second by Trustee Mayernick, Board members approved the Village Board minutes of the July 20, 2015, meeting as amended to reflect Trustee Wiebelhaus as being present and correcting the date, the July 28, 2015, and acknowledged receipt of the April 28, 2015, Plan Commission meeting minutes and waived reading thereof. Trustee Kuhlman abstained.

### **PLAN COMMISSION RECOMMENDATIONS**

#### **Permit for Keeping of Backyard Chickens, Christine Morris—338 North Oak Crest Drive**

Motion by Trustee Henschik to accept the Plan Commission's recommendation and approve the temporary request to keep backyard chickens at 338 N. Oak Crest Drive with the following conditions: one-year trial basis, then renewed on a year-to-year basis every June; maximum of 4 hens, no roosters; the waste and coop plans are being adhered to; no slaughtering; and no selling of chickens or eggs; second by Trustee Kuhlman, passed.

#### **Business Plan of Operation for Wisconsin Guns, LLC, Andrew Holtz—226 S. Wales Road**

Mr. Holtz addressed questions regarding his home-based business. Sales would be by appointment only, no walk-ins. He will have some ammunition on premise to sell to people who purchase guns from him and for his personal use at the gun range. All ammunition and guns will be stored in a large gun safe located in the basement of the property. The property will have monitoring cameras in several locations to provide additional security. Mr. Holtz's is requesting Village approval of his Business Plan of Operation as it is required to obtain his federal permit; otherwise, as a home-based business, Village approval would not normally be required. Both the Waukesha County

Sheriff's Department and the Wales-Genesee Fire Department have been notified of his plans.

Motion by Trustee Wiebelhaus to accept the Plan Commission's recommendation and approve the Business Plan of Operation for Wisconsin Guns, LLC, 226 S. Wales Road as presented, second by Trustee Kuhlman, passed 5-1, Trustee Meyer opposed.

**Business Plan of Operation and Signage for Yoga 4 All, Marie Coakly—208 E. Oak Crest Drive. (Jatizry Neuburg presented)**

Motion by Trustee Hemschik to accept the Plan Commission's recommendation and approve the Business Plan of Operation and Signage for Yoga 4 All, 208 E. Oak Crest as presented, second by Trustee Kuhlman, passed.

**Conditional Use Permit for Linda Krukar Art & Interior Design, Linda Krukar—226 W. Main Street**

Motion by Trustee Wiebelhaus to accept the Plan Commission's recommendation and approve the request for a Conditional Use Permit for Linda Krukar Art & Design, 226 W. Main Street, to Operate an Art & Design Studio in a Residential District as allowed by Village ordinances after a public hearing, Plan Commission recommendation and Village Board approval, second by Trustee Mayernick, passed.

**Business Plan of Operation and Signage for Linda Krukar Art & Interior Design, Linda Krukar—226 W. Main Street**

Motion by Trustee Hemschik to accept the Plan Commission's recommendation and approve the Business Plan of Operation and Signage for Linda Krukar Art & Design, 226 W. Main Street, as presented, second by Trustee Kuhlman, passed.

Specifics regarding the above can be found in the Plan Commission minutes of July 28, 2015.

**CONSULTATION WITH VILLAGE ENGINEER**

The Village Engineer was not required to attend. His memo outlining various projects was reviewed.

**PROCLAMATION FOR DEAN MICKLE**

Motion by Trustee Mayernick to approve the Proclamation for Dean Mickle naming a portion of the Glacial Drumlin Trail as *Mickle Mile* in recognition of his long service as a source of information and advice, second by Trustee Meyer, passed.

**PAY REQUEST NO. 1 LANDSCAPE INSTALLATION ON HIGHWAY 83—BLAZE LANDSCAPE CONTRACTING, INC.**

Blaze Landscape Contracting, Inc., is requesting a payment of \$26,740.00 for work completed to date. The Village Engineer has recommended approval of the payment minus a 5% retainage in the amount of \$1,337.00, for a total of \$25,403.00.

Motion by Trustee Meyer to Approve Pay Request No.1 for Blaze Landscape Contracting, Inc., in the amount of \$25,403.00, contingent on them providing their own and subcontractors' lien waivers prior to the payment being made, second by Trustee Weibelhaus, passed

**APPOINTMENT OF NEW AGENT FOR ULTRA MART FOODS, dba PICK 'N SAVE STORE #6386—WILLIAM BORGHOFF**

Motion by Trustee Mayernick to appointment William Borghoff of Waukesha, as the Alcohol Beverages Agent for Ultra Mart Foods dba Pick'n Save Store #6386, 405 N. Wales Road, second by Trustee Kuhlman, passed.

**TIME WARNER CABLE MIDWEST, LLC REQUEST TO AMEND 2015 PERSONAL PROPERTY TAXES TO REFLECT A TAX EXEMPT STATUS**

The Village Board reviewed the memo from the State of Wisconsin and its recommendation to allow the amendment and the amended 2015 Personal Property Reporting form from Time Warner Cable Midwest, LLC. Motion by Trustee Mayernick to accept the amended 2015 Personal Property Reporting form reflecting a tax exempt status resulting in zero taxable amount, second by Trustee Hemschik, passed.

**MUTUAL COOPERATION AGREEMENT UNDER THE HOUSING AND COMMUNITY DEVELOPMENT ACT AND THE NATIONAL AFFORDABLE HOUSING ACT**

Motion by Trustee Hemschik to enter into a Mutual Cooperation Agreement under the Housing and Community Development Act and the National Affordable Housing Act as presented, second by Trustee Kuhlman, passed.

**APPROVAL OF THE PROPOSED INTERGOVERNMENTAL COOPERATION CONTRACT WITH CITY OF WAUKESHA FOR WASTEWATER TREATMENT**

Agenda item tabled.

**BILLS APPROVED FOR PAYMENT**

Bills submitted for 2015 expenses were approved on a motion by Trustee Mayernick, second by Trustee Hemschik, passed.

Correspondence and miscellaneous files were submitted.

**ADJOURNMENT**

The Board adjourned at 7:54 p.m. on a motion by Trustee Hemschik, second by Trustee Kuhlman, passed.

Submitted by:  
Gail E. Tamez, Clerk