

**VILLAGE BOARD MINUTES
MONDAY, OCTOBER 12, 2020
6:30 PM
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE**

Call to Order
Roll Call

Present: Trustees Anson, Dorau, Meyers, Wallschlager, Ludtke, Conner, President Pfannerstill

Others Present: Administrator Rhode, Finance Director Bailey, Clerk Igl, Police Chief Misko, Operations Supervisor Gerszewski, Utility Operations Supervisor Felkner, Interim Fire Chief Jambretz, Tim Hallquist, Steve Berger, John and Kristine Tomkiewicz, John Lincoln, Mike Kaiser.

Pledge of Allegiance – Trustee Ludtke

Public Comments: Please be advised the Village Board will receive comments from the public related to any item(s) on the agenda for a three minute time period per person, with time extensions per the Village President’s discretion.

1. Motion (Meyers/Ludtke) to approve Village Board minutes of September 28, 2020. Carried (7-0).
2. Motion (Wallschlager/Anson) to approve vouchers for payment in the amount of \$1,094,826.38. Carried (6-0). Meyers abstained.
3. Consideration of actions related to Licenses and Permits.
 - a. Motion (Ludtke/Dorau) to approve Operator’s (Bartender) License presented. Carried (7-0).
 - b. Consideration of a motion to approve a Plan of Operation for Beer Snobs

Steve Berger, Beer Snobs, stated that he was seeking approval to allow two tents over the patio adjacent to Haight Drive. He stated that the tents will start near Cottonwood and extend east to the end of the building. He stated that the tents will encroach on the sidewalk by approximately 1 ½ feet and that the remaining sidewalk will be five feet wide. He stated that he would like to utilize tents and heaters to extend the season for outdoor dining due to COVID.

It was clarified that there were no concerns about the request from the Building Inspector, DPW or Police Department. There was discussion regarding the specific date that the tent would be removed. Mr. Berger stated that he would prefer to keep the tent up as long as possible, weather dependent. He stated that the tents could be in place until the end of December but could be removed earlier. Trustee Wallschlager clarified that this approval would be for one-time usage for this year. It was asked

whether this would be considered indoor dining. Mr. Berger stated that the area will not be fully enclosed with the tents off the ground 6-8 inches, a doorway for servers and open sections on the ends to allow for air flow. Motion (Ludtke/Meyers) to approve the Plan of Operation for the use of tents on the patio through December 31, 2020. Carried (7-0).

4. Discussion and consideration of issues related to dogs on the Ice Age Trail, Rae Drive segment.

Utility Operations Supervisor Felkner proposed rerouting the path for pedestrians walking dogs by creating a "y" in the path routing dog traffic out to Rae Drive. It was stated that the area where dogs are restricted is from 615 to 915 Rae Drive. The proposed rerouting project is estimated to cost \$5,000. Trustee Conner asked how many complaints have been received and whether staff has considered just making improvements to the signage. Felkner stated that the existing signs are a standard size but larger signs could be installed.

Chief Misko stated that extra patrols in the area were conducted May 21 through the end of August. Additionally, he stated that five specific calls for service had been received from affected homeowners.

President Pfannerstill provided history related to the initial installation of the path stating that homeowners had not wanted dogs on the path. He stated that a lawsuit was brought against the Village which was settled and that one of the provisions was that the Village would not allow dogs on that section of the path. Chief Misko suggested that the route options could be put on Facebook.

Property owner John Tomkiewicz provided additional history related to the path, the easement agreement that is on file with the Register of Deeds and stated that he is frustrated having to communicate with offenders crossing his property on the trail easement as no dogs are allowed as part of the compromise at the end of the court case. Mr. Tomkiewicz stated that homeowners are asking the Village to uphold the compromise.

There was discussion related to whether the trail could end at that point, however, this would affect the Ice Age Trail route. Property owner Kris Tomkiewicz commented that that is not what they were asking the Village Board for and she doesn't want to take the trail away from the people that enjoy it. Trustee Ludtke inquired when the project would be able to be complete. Felkner stated that DPW should be able to complete before snow.

Motion (Dorau/Ludtke) to approve the proposed dog route relocation. Carried (7-0). Trustee Anson suggested that the signage include the appropriate fine, reference to ordinance and a map of the route. Motion carried (6-1). Conner opposed.

5. Discussion and consideration of a motion to approve a request to change Village Hall office hours.

Finance Director Bailey requested that this item be removed from the agenda for discussion. Staff will do further research and provide the Village Board with options to consider.

6. Consideration of a motion to appoint additional Election Inspectors with terms to expire December 31, 2021.

President Pfannerstill stated that Linda Hallquist's name was removed from the list for consideration. Motion (Meyers/Ludtke) to appoint Election Inspectors with terms to expire December 31, 2021 as presented. Carried (7-0).

7. Consideration of a motion to approve Contractor's Application for Payment No. 7 in the amount of \$190,103.69 to Musson Brothers, Inc. for the Sunnyslope Drive Utility Improvements project.

Operations Supervisor Gerszewski and Utility Operations Supervisor Felkner stated that this project is near completion with all utility work finished, curb replacement done, and the second lift of asphalt being installed on October 13. It was stated that staff and Ruekert & Mielke are satisfied with completed work and recommend payment. Motion (Anson/Conner) to approve Contractor's Application for Payment No. 7 in the amount of \$190,103.69 to Musson Brothers, Inc. for the Sunnyslope Drive Utility Improvements project. Carried (7-0).

8. Discussion and consideration a motion to approve proposed signage for the Fine Arts Center.

Mike Kaiser, Rotary, stated that the group has been considering the installation of better signage to recognize the community organizations that funded the project. He stated that the costs will be split between the two groups, Rotary and Kiwanis. He stated that the proposed signage may not be complete this fall, weather dependent. Motion (Meyers/Dorau) to approve proposed signage for the Fine Arts Center. Carried (7-0). Trustee Ludtke asked for clarification that the Village will be responsible for maintenance of the sign after installation.

9. Discussion and consideration of a motion to approve a contract with Ogdon Construction Group, LLC for the construction of a shelter at Centennial Park in the amount of \$43,977.

Operations Supervisor Gerszewski stated that the Park & Recreation Board had requested a shelter be built at Centennial Park. He stated that he had asked five companies for quotes and three responded. He stated that the shelter will be constructed where the volleyball courts are located. He stated that the shelter is to be constructed this year. DPW will do the restoration work around the slab, construct the path from the drive to the shelter and a new volleyball court could be built in spring. Motion (Conner/Ludtke) to approve a contract with Ogdon Construction Group, LLC for the construction of a shelter at Centennial Park in the amount of \$43,977. Carried (7-0).

10. Discussion and consideration of a motion to approve a reduction in the Letter of Credit for the Glen at Overlook Trails in the amount of \$536,632.15.

Motion (Meyers/Anson) to approve a reduction in the Letter of Credit for the Glen at Overlook Trails in the amount of \$536,632.15. Carried (7-0).

11. Discussion and consideration of potential changes to recycling and yard waste collection.

Operations Supervisor Gerszewski proposed multiple options for changes to the recycling and yard waste site. He stated that citizens would be notified of any changes through the Village website and in the tax bill flier. It was discussed that residents would have to provide id in order to gain access to the site. Staff was asked to consider options for specific services including an appropriate fee. Motion (Ludtke/Conner) to keep the recycling site open for Village residents only with the hours of operation remaining the same, to begin notification to the public of the change and for DPW to work with the Village Board regarding a funding source. Carried (7-0).

12. Announcements: The following individuals will be given an opportunity to make announcements at the meeting in regards to (1) activities taken since the previous meeting on behalf of the community, (2) future municipal activities, and (3) communications received from citizens. It is not contemplated that these matters will be discussed or acted upon. The following individuals may provide announcements: Village President or individual Village Board members or Village Administrator or other Village Staff members.

Interim Chief Jambretz stated that the house burn which took place on Oct. 10 went well providing many training opportunities. He stated that the department has been approved to begin COVID testing.

Chief Misko provided an update on the civil disturbance response stating that outside agencies were cancelled, there were no injuries and there was minimal use of force.

President Pfannerstill commented that if a business is asking that a mask be worn, they can refuse access if the customer refuses. He asked that residents continue to support all business in the Village.

President Pfannerstill reminded residents of the upcoming in-person absentee voting hours.

Trustee Anson commented that residents have expressed concern to him about whether their votes would be counted in the November election. He stated that he responds that he is confident votes will be counted properly as the Village has stellar staff that follow the letter of the law.

13. Adjournment.

Motion (Dorau/Conner) to adjourn at 7:56 p.m.

Respectfully submitted,

Darlene Igl
Village Clerk