

1. **CALL TO ORDER.** The special meeting of the Village Board was called to order on Monday, March 30, 2009 at 5:00 p.m.
2. **ROLLCALL.** Present: Darlene Groenier, Phil Harms, Jon Lourigan, Eric Poole, Steve Staton and Randy Way, with Jerry Bollig arriving later. Also present: Village Administrator Mike Gracz, Public Works Director Mark Below, Police Chief Doug Pettit, Village Engineer Joe Eberle, Village Planner Mike Slavney and Village Clerk Georgia Johnson.
3. **CLOSED SESSION:** At 5:31 p.m., **Poole moved** to adjourn into closed session pursuant to Wis. Stats. §19.85(1)(c) and 19.85(1)(g), permitting a closed session for considering performance evaluation data for conducting performance evaluations on the Village Administrator and Department Heads. **Second by Harms. Roll call: Poole – yes; Harms – yes; Groenier – yes; Staton – yes; Way – yes; Lourigan – yes. Motion carried 6-0.** [Bollig arrived at 5:36 p.m.]

At 5:49 p.m., the Board reconvened into open session on **motion by Bollig, second by Poole. Motion carried 7-0.**

*It was agreed to take certain items out of order.*

4. **PUBLIC APPEARANCES AND PUBLIC HEARINGS.**
  - a) **Recognition of Mite Hockey Team for taking Second Place at the State Tournament.** The Board recognized the Mite Hockey Team and their coaches for taking second place at the State Hockey Tournament.
  - b) **Discussion and Possible Action regarding Sidewalks on Extension of Braun Road – Wisco Industries.** It was noted Wisco was unable to be present. Gracz referred to the map of the options for a bike/pedestrian path which shows possible routes. Slavney noted communities are putting bike/pedestrian paths in their business parks. It has proven to be a plus factor when soliciting new businesses to the parks. Wisco does not want the path on the north side of Braun Road and there was discussion including: it could be put on the south side, safety issues and concerns especially if it put on the north side, TIF #2 funds will be used to pay the cost, the State is now putting 10 foot paths along roadways when reconstruction is done, a meeting is scheduled for April 7<sup>th</sup> with Wisco, and so forth. **Bollig moved to eliminate sidewalk on the north side of Braun Road and put in a 10 foot bike/pedestrian path on the south side.** There was no second and following further discussion **Bollig withdrew the motion.** Discussion continued including: If the sidewalk was removed and required to be put in later, Wisco would be assessed the cost of putting it back in, safety concerns with truck traffic, (when asked his opinion, Pettit stated he did not have a problem with truck traffic and bike/pedestrian traffic), driveway locations and crossing Braun Road, and whether there has been any input from Madison Pre-Hung (they do not want sidewalks). It was concluded to wait to take action until after the meeting with Wisco on April 7<sup>th</sup>.
5. **APPROVAL OF MINUTES.**
  - a) **Regular meeting 2/9/09.** **Bollig moved, second by Poole, to approve the minutes of the regular meeting of 2/9/09. Motion carried 7.0.**
  - b) Regular meetings of 2/16/09 and 3/16/09 are being prepared.
6. **APPROVAL OF VOUCHERS.** **Poole moved, second by Groenier, to approve the payment of vouchers for the General Operating Fund in the amount of \$93,966.94 per the list dated March 30, 2009.** There was discussion regarding certain items. **Roll call vote: Bollig – yes; Harms – yes; Lourigan – yes; Groenier – yes; Way – yes; Poole – yes; Staton – yes. Motion carried 7-0.**
7. **COMMUNITY INPUT.** There was none.

8. **PROCLAMATIONS AND ANNOUNCEMENTS.**

- a) Village Board Comments. Poole had concerns with the graffiti on a building on Burr Oak and Chief Pettit will follow up on that.
- b) Staff Comments. None.

9. **POLICE CHIEF'S MONTHLY REPORT.**

- a) Monthly Reports. This includes monthly statistical reports and there was some discussion. Bollig requested comparable statistics for the same month from last year—like the building permit reports. There was discussion regarding the downtown traffic light and concerns with handicapped parking.
- b) Monthly Report on Serving as Interim Police Chief in Brooklyn. Pettit noted three candidates will be interviewed by the Brooklyn Village Board and it is anticipated to have someone in the position by the middle of May.
- c) Status of 523 Janesville Street Garage and Property Clean Up. There was considerable discussion regarding what direction to take. Attorney Kleinmeier has advised the property is in non-conformity due to the owner's actions and the Village can proceed with requesting removal. Citations can be issued, there are health concerns with the property outside of the garage, and so forth. It was noted the Board should delay taking action tonight and notice it on a future agenda for Board action.
- d) Implementation of Neighborhood Watch Program. Pettit noted the location for the first neighborhood watch program has been determined and the first organizational meeting will be shortly. The work on this has been interrupted with other cases the last couple of weeks but will proceed. Board members will be advised of the meeting dates.
- e) Status of Purchase of Squad. Pettit noted this was approved at the January 19<sup>th</sup> Board meeting but with the concerns with the budget wanted to verify the Board's approval at this time to proceed with the squad. It was noted the Board has put controls on spending and are requesting approval be given by the Finance Committee before purchases are made. There was discussion and Pettit was advised to proceed.

10. **COMMUNICATION AND MISCELLANEOUS BUSINESS.**

- a) Discussion and Possible Action regarding approving bid for Removal of Structures Located at 140 N Burr Oak, 350 Florida Avenue and 380 Florida Avenue to Guelig Waste Removal in the amount of \$12,000. **Bollig moved, second by Harms, to approve the bid of Guelig Waste Removal & Demolition, LLC, for removal of the structures located at 140 N. Burr Oak, 350 Florida Avenue and 380 Florida Avenue in the amount of \$12,000.** Groenier questioned whether or not the other two homes could be included in the bid—if there would be a cost savings. There was discussion. The bid includes taking the basement walls down at least 4 feet, filling the hole and re-establishing lawn. Following discussion, **the motion carried 7-0.**
- b) Discussion and Possible Action re: Proceed with the Structural Engineering of the Downtown Water Tower (Dixon Engineering, Inc.) in the amount of \$2,000. Below noted this was discussed during the budget process and \$2,500 was included in the budget. **Way moved to approve the Structural Engineering Proposal of Dixon Engineering, Inc. for the Downtown Water Tower in the amount of \$2,000. Second by Lourigan.** This does not include any interior work. **Motion carried 7-0.**

- c) Discussion and Possible Action re: front office position. Gracz noted this will be put on a future agenda. There is nothing new at this time. The ad was published in the Observer in error and notice was put on the Village's website.
- d) Discussion and Possible Action re: Change Order #2 for the Jefferson Street Railroad Bridge for Additional Work Installing a Retaining Wall and Fill around the Fiber Optic Hand Hold Adjacent to the Bridge in the amount of \$900. **Bolig moved, second by Harms, to approve Change Order #2 for the Jefferson Street railroad bridge additional work in the amount of \$900.** There was discussion and it was noted the project is under budget. **Motion carried 7-0.**
- e) Continued Discussion and Possible Action re: Proposal from Ruckert Mielke to Proceed with the Railroad Easements. Staton noted the motion on the floor: **Motion by Lourigan, second by Way, to approve the proposal from Ruckert Mielke to proceed with the Railroad Easements.** It was noted this includes 16 easements, has been discussed previously and should be done while the Village still has control. Fitchburg will also be getting easements. Discussion included the easement for the bike/path along the railroad corridor and it was noted that is a separate issue but these easements are part of getting the easement for that work. **Lourigan amended the motion to include "in the amount of \$30,368" and seconded by Way. Motion carried 7-0.**
- f) FYI – Joint meeting with Village Board, Planning Commission and Historic Preservation Commission on April 2<sup>nd</sup>, 2009 at 6:30 p.m. at regular Planning Commission meeting to discuss signage for BrouxNellies and Academy of Sound. For informational purposes. Harms gave a brief history of the issue and noted the joint meeting will speed up the process allowing the business owners to proceed. A poll was taken and a quorum of the Board will be present.
- g) Resignation of Alex Braun – FYI. Staton noted the resignation of Alex Braun stating Alex's work for the Village for the past few years had a significant impact on his getting this new job.
- h) Discussion and Possible Action regarding Resolution #09-08 Supporting the 2010 Census and Agreeing to form a Complete Count Committee. Johnson noted she and Gracz met with Dan Elsass of the Census Bureau regarding the Village forming a Complete Count Committee. The Census Bureau is asking communities to adopt a similar Resolution. The Committee will be made up of volunteers and will be formed after the Election. It was noted the resolution number will be verified and corrected. **Bolig moved, second by Groenier, to adopt the Resolution supporting the forming of a Complete Count Committee requested by the 2010 Census Bureau. Motion carried 6-1 with Lourigan opposed.**
- i) Discussion and Possible Action regarding appointments to the Planning Commission:
  - 1) Appoint Patrick Molzahn to Planning Commission to Replace John Deininger (term ends April 2010). **Lourigan moved, second by Harms, to approve the appointment of Patrick Molzahn to the Planning Commission.** Staton noted he spoke with the Planning Commission Chair who supports this appointment. **Motion carried 7-0.**
  - 2) Appoint Doug Brethauer as alternate member to Planning Commission to replace Patrick Molzahn (term is one year and expires 4/2009). **Harms moved, second by Way, to approve the appointment of Doug Brethauer to the Planning Commission as alternate member. Motion carried 7-0.**
- j) Update on Tree Planting Project – Keller Alpine Meadows. Reference was made to the email update from Kathy Esch.
- k) Discussion and Possible Action regarding New Sidewalks in 2009—Adoption of Resolution #09-11 Declaring Intent to Levy Special Assessments. Below stated this will allow the Village to

levy special assessments to the property owners for the new sidewalks. Following discussion, **Bollig moved to adopt Resolution #09-11 declaring the Village's intent to levy special assessments. Second by Harms.** Discussion continued regarding what property owners would be affected, the public hearing would be held April 20<sup>th</sup> at the Board meeting, and it was noted that the business owners are aware this will be coming. The interest rate will be 1% above the rate charged for the Village borrowing and the payment term will be ten years. **Bollig moved to amend the motion to insert the interest rate of 1% above the rate charged to the Village for the borrowing and to be paid in ten annual installments. Second by Harms. Motion carried 7-0.**

- l) Discussion of April Calendar. There was discussion regarding the April meeting dates: April 13<sup>th</sup> will be Special Village Board, April 20<sup>th</sup> will be Finance and Special Board, the organizational meeting will be April 21<sup>st</sup> and it was decided to cancel the April 27<sup>th</sup> Public Works meeting. It was noted the Bergamont Report will go to the Village Board's May 4<sup>th</sup> meeting.

11. **UNFINISHED BUSINESS.** There was none.

12. **FUTURE AGENDA ITEM.**

- a) Schedule League of Wisconsin Municipalities Mutual Insurance Company's Viewing of DVD on Public Officials' Liability.
- b) Discussion regarding Board members serving as substitutes for appointed representatives on Village Boards and Commissions (April 21<sup>st</sup> organizational meeting)
- c) Discussion of Bicycle/Pedestrian Path along Highway 138
- d) Discussion with Village Attorney regarding Union Negotiations
- e) Forming Strategic Planning Commission

13. **EXECUTIVE SESSION.** At 7:13 p.m., the Village Board adjourned into closed session pursuant to Wis. Stats. §19.85(1)(e) and (g) permitting a closed session **to discuss personnel issues. Motion by Poole, second by Lourigan. Roll call vote: Bollig – yes; Way – yes; Poole – yes; Staton – yes; Harms – yes; Groenier – yes; Lourigan – yes. Motion carried 7-0.**

14. **ADJOURNMENT.** The meeting was adjourned in closed session at 7:34 p.m. on **motion by Bollig, second by Lourigan. Motion carried 7-0.**

Submitted by  
Georgia Johnson,  
Village Clerk