

**VILLAGE OF PLEASANT PRAIRIE  
PLEASANT PRAIRIE VILLAGE BOARD  
PLEASANT PRAIRIE WATER UTILITY  
LAKE MICHIGAN SEWER UTILITY DISTRICT  
SEWER UTILITY DISTRICT "D"  
9915 39th Avenue  
Pleasant Prairie, WI  
December 15, 2008  
6:30 p.m.**

A Regular Meeting of the Pleasant Prairie Village Board was held on Monday, December 15, 2008. Meeting called to order at 6:30 p.m. Present were Village Board members John Steinbrink, Monica Yuhas, Steve Kumorkiewicz, Clyde Allen and Mike Serpe. Also present were Mike Pollocoff, Village Administrator; Peggy Herrick, Assistant Village Planner; and Jane Romanowski, Village Clerk.

- 1. CALL TO ORDER**
- 2. PLEDGE OF ALLEGIANCE**
- 3. ROLL CALL**
- 4. MINUTES OF MEETINGS - DECEMBER 1, 2008**

**YUHAS MOVED TO APPROVE THE MINUTES OF THE VILLAGE BOARD MEETING OF DECEMBER 1, 2008 AS PRESENTED IN THEIR WRITTEN FORM; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

- 5. CITIZEN COMMENTS – None.**

- 6. UNFINISHED BUSINESS**

- A. Consider Resolution #08-48 - Resolution Authorizing the Issuance and Sale of \$6,000,000.00 General Obligation Promissory Notes, Series 2008E.**

Mike Pollocoff:

Mr. President, we have on this item issuance of bonds tonight. In talking with our financial advisor the market is up and down and it's not a good time to sell where we can get a rate that we would like. So he's recommending we put this off until right after the first of the year. As such I'd recommend this be removed from the table and brought back at our first meeting in January.

Clyde Allen:

Motion to do so.

Steve Kumorkiewicz:

Second.

Village Board Meeting  
December 15, 2008

Kathy Goessl:

Actually, the first meeting in January is January 5<sup>th</sup> and he does not recommend selling then either because it's right after the holidays and people are just coming back. So he's actually recommending to keep it open in terms of maybe a special meeting in between the 5<sup>th</sup> and the 19<sup>th</sup> and watching the market to see if there are any days that we might be able to sell.

Clyde Allen:

Motion to remove from the table.

Steve Kumorkiewicz:

I second that.

John Steinbrink:

Motion by Clyde, second by Steve. Discussion on the item?

Mike Serpe:

Can I ask a question? I'm not much into finance. A shock, right? The latest talk now on what the government is going to do as far as the interest rates go is going to drop another, I mean they're talking maybe almost down to zero. Is that going to have any effect on what we're doing here or could that have an effect?

Kathy Goessl:

They see municipal bond interest rates looking at the treasury—the treasury is dropping but the market's kind of tipsy turvy. Usually when the treasury drops then the municipal bond market drops but it's not happening that way now. It's actually going the opposite way. So the market is just all mixed up. So the interest rate being dropped is not affecting municipal bonds at this time.

Mike Pollocoff:

Municipal bonds are a safe investment, a secure investment. So what's happening from what I'm reading is that there's so many investments that people are worried about making, municipals are traditionally a solid investment so you have more people looking to move money into it, bidding it up which brings the price up which is what Kathy is saying. It becomes counterintuitive to what's normally going on. So the reason the bonds—there's so many people looking at them then when you get that demand that comes up then the price comes up.

Mike Serpe:

So Gene is pretty confident that waiting until after the first of the year is going to be advantageous to us rather than a crap shoot for lack of a better word?

Village Board Meeting  
December 15, 2008

Kathy Goessl:

The beginning of the year is usually a good time to sell bonds in the first place. But with the market the way it is we're not really sure. In the past the first of the year has been the best to sell municipal bonds because people are starting with a new fresh year, starting a new profile or portfolio, and the big issuers are out yet because they're waiting until they get their final financials for the previous year. So this January market hopefully will be good for us.

Mike Serpe:

Okay, thank you.

John Steinbrink:

No further discussion?

**ALLEN MOVED TO REMOVE UNFINISHED ITEM A FROM THE TABLE AND FROM THE AGENDA; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

**7. NEW BUSINESS**

**A. Consider Ordinance #08-58 - Ordinance to Amend Section 370-27 of the Municipal Code relating to building permit fees.**

Mike Pollocoff:

Mr. President, before you is an update of the building permit fees that are in concurrence with the Village budget that was adopted. I'd recommend that these fees be adopted in Ordinance 08-58 as presented.

Monica Yuhas:

So moved.

Steve Kumorkiewicz:

I second.

Mike Serpe:

We do this every year. The increases are usually in line with surrounding areas and inflationary rates or whatever.

Village Board Meeting  
December 15, 2008

Mike Pollocoff:

Right. They reflect more of our actual expense.

Steve Kumorkiewicz:

I have a question for Mike. I didn't know that we pay the state a building fee for residential, too?

Mike Pollocoff:

Yes, for every permit we get we have to pay the State a fee. They administer the State building code.

John Steinbrink:

We have a motion and a second.

**YUHAS MOVED TO ADOPT ORDINANCE #08-58 - ORDINANCE TO AMEND SECTION 370-27 OF THE MUNICIPAL CODE RELATING TO BUILDING PERMIT FEES; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

**B. Receive Plan Commission Recommendation and consider the request of the Community Development Authority to approve the Certified Survey Map for the properties located at the southwest corner of I-94 and CTH Q.**

Peggy Herrick:

Thank you. This is a certified survey map that is proposing to subdivide the properties located at County Trunk Highway Q and 120<sup>th</sup> Avenue, the West Frontage Road, into two parcels. These parcels are owned by the Community Development Authority. And as you are aware, the Village through TID District #2, has been reconstructing the West Frontage Road. The West Frontage Road has been shifted slightly south and west, the curvature of that road, and this new certified survey map as proposed dedicates that new right of way where that West Frontage Road is. The old frontage road kind of aligned where the sewer and water was installed right in this location, and the new frontage road was reconstructed in this location.

In addition to the reconstruction of that frontage road, a private road has been put in through Lot 1 that will provide additional frontage for development of Lot 1. Outlot 1 on the certified survey map has detention facilities constructed on them to handle the storm water for the proposed development of Lot 1. The Plan Commission reviewed the certified survey map at its last meeting on December 8<sup>th</sup> and did recommend approval subject to the comments and conditions as outlined in your staff memo.

Mike Serpe:

Move to concur with the Community Development Authority.

Village Board Meeting  
December 15, 2008

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve. Any other discussion on this item?

Mike Serpe:

A question, John, not on this one in particular. I went down the new Q west of the I. Are we getting street lights in that area as well?

Mike Pollocoff:

Yes.

Mike Serpe:

They're not up yet, though?

Mike Pollocoff:

No.

Mike Spence:

I don't know what the exact schedule is. I know the wiring is all in there and they're all set to go.

Mike Serpe:

It was very dark when I went through there.

Mike Spence:

Believe me when the lights are up it won't be dark. We've got quite a few scheduled for there.

Mike Serpe:

What I saw looked good.

John Steinbrink:

Any further questions or comments?

Village Board Meeting  
December 15, 2008

**SERPE MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND APPROVE THE REQUEST OF THE COMMUNITY DEVELOPMENT AUTHORITY TO APPROVE THE CERTIFIED SURVEY MAP FOR THE PROPERTIES LOCATED AT THE SOUTHWEST CORNER OF I-94 AND CTH Q; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

- C. Consider approval of a Quit Claim Deed from the Village of Pleasant Prairie to the Wisconsin Department of Transportation to transfer the newly dedicated right-of-way generally located at the southwest corner of I-94 and CTH Q.

Peggy Herrick:

This relates to the certified survey map and a few other certified survey maps and land dedications that have occurred. Basically the existing right-of-way that sits out there before it was reconstructed is owned by the DOT. The DOT is going to be transferring or has prepared the documents to transfer that land to the Community Development Authority. In turn the Community Development Authority will record the certified survey map as you just saw and dedicate the new right-of-way to the Village. In addition, right-of-way has been dedicated by Jockey for a small portion at this location, and additional right-of-way is being dedicated along property owned by the CDA basically in this area right here to accommodate the widening that just occurred and the reconstruction that just occurred.

In addition, Uline has dedicated additional right-of-way in this location to the Village. This quit claim deed transfers all that right-of-way that was dedicated to the Village back over to the DOT, and a jurisdictional transfer will occur later probably in July. So this quit claim deed then transfers all that right-of-way back to the DOT.

Steve Kumorkiewicz:

So it came to the Village and then went back to the DOT?

Peggy Herrick:

Correct. As you can see on the slide this little road right in here is also owned by the DOT, so that was transferred to the Community Development Authority. It's no longer needed. And as you recall from the last item the certified survey map relocated a new access drive that will then service this property. So that land was no longer needed and they actually did a swap with us for the new land that's being dedicated for this relocation of the frontage road. There's a sequence of quit claim deeds transferring land back and forth. The ultimate land will then be owned and the right-of-way will then be owned by the DOT.

John Steinbrink:

We had a motion and a second, correct?

Village Board Meeting  
December 15, 2008

Jane Romanowski:

Not yet.

Clyde Allen:

Motion to approve.

Mike Serpe:

Second.

John Steinbrink:

Motion by Clyde, second by Mike. Any other discussion on this item? You know when they have those new street lights, Mike, it will look pretty nice.

**ALLEN MOVED TO APPROVE A QUIT CLAIM DEED FROM THE VILLAGE OF PLEASANT PRAIRIE TO THE WISCONSIN DEPARTMENT OF TRANSPORTATION TO TRANSFER THE NEWLY DEDICATED RIGHT-OF-WAY GENERALLY LOCATED AT THE SOUTHWEST CORNER OF I-94 AND CTH Q; SECONDED BY SERPE; MOTION CARRIED 5-0.**

**D. Consider Resolution #08-50 to initiate a zoning text amendment related to storm water management and storm water drainage facilities.**

Peggy Herrick:

Thank you. The Village Board may initiate a petition for an amendment to the zoning ordinance, and at this time the Village is re-evaluating the ordinances relating to storm water management and storm water drainage facilities. As a result of reviewing this, there may be changes that need to be made to the zoning ordinance referencing this new chapter in the municipal code. So this resolution initiates and petitions to amend the zoning ordinance as it relates to storm water management and storm related facilities. By this resolution you're not making any determination of its merits but rather initiating that process so that changes may be able to be made to the zoning ordinance. A public hearing will be held before the Plan Commission on any changes to the zoning ordinance before they are brought to the Board.

Mike Serpe:

Move approval of Resolution 08-50.

Steve Kumorkiewicz:

Second.

Village Board Meeting  
December 15, 2008

John Steinbrink:

Motion by Mike, second by Steve. Any further discussion on this item?

**SERPE MOVED TO ADOPT RESOLUTION #08-50 TO INITIATE A ZONING TEXT AMENDMENT RELATED TO STORM WATER MANAGEMENT AND STORM WATER DRAINAGE FACILITIES; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

- E. Consider Resolution #08-51 - Resolution authorizing acquisition of park land east of Lakeshore Drive between 108th and 110th Streets and to participate in the Wisconsin Department of Natural Resources Stewardship Grant Program.**

Mike Pollocoff:

Mr. President, the Village received a grant for parkland acquisition along Lake Michigan. We received \$15,000 which is a matching fund for us to acquire a parcel of land. It's a little bit difficult to see up there, but the big yellow area is pointing at—Peggy has it right there. That's the parcel that's being acquired. It's where Tobin Creek runs through. With that acquisition that whole big green parcel, you can see better in your packets than you can on the wall, would be part of the Village Park. So I'd request I'd be authorized to act on behalf of the Village to submit that application and sign the necessary documents to receive the grant.

Steve Kumorkiewicz:

So moved.

Monica Yuhas:

Second.

John Steinbrink:

Motion by Steve, second by Monica. Further discussion on this item?

**KUMORKIEWICZ MOVED TO ADOPT RESOLUTION #08-51 - RESOLUTION AUTHORIZING ACQUISITION OF PARK LAND EAST OF LAKESHORE DRIVE BETWEEN 108TH AND 110TH STREETS AND TO PARTICIPATE IN THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES STEWARDSHIP GRANT PROGRAM; SECONDED BY YUHAS; MOTION CARRIED 5-0.**

- F. Receive Recreation Commission recommendation and Consider Resolution #08-52 - Resolution prohibiting the sale of alcohol and gambling activities at Prairie Family Days.**



Village Board Meeting  
December 15, 2008

Mike Pollocoff:

Mr. President, before you is Resolution 08-52, a resolution that provides for no alcohol consumption or sale or gambling to be permitted at Family Days in the future. This item was requested by Trustee Yuhas. I prepared it and it went to the Rec Commission. The Rec Commission voted four to two to deny the resolution. In recommending it to the Village Board they felt that alcohol and gambling would not be acceptable at Family Days, but they felt that this resolution would limit the possibility of being able to do so in the future and a significant opportunity might come up and then we would not be in a position to do it.

Village staff still recommends that the resolution as presented be approved by the Village Board which, again, is contrary to that of the Rec Commission. But staff still feels it's a good resolution. With that we recommend approval.

Steve Kumorkiewicz:

I'll make a motion to approve it.

Mike Serpe:

I'll second it for the purpose of discussion as well.

John Steinbrink:

Motion by Steve, second by Mike.

Mike Serpe:

I'm going to support this resolution with a couple comments. I think it's only wise that we try to keep the Family Days as child family friendly as we can, and at the same time I think it's wise to consider the suggestions that were made about the casino night or some beer sales on another night. Possibly in the wintertime we can hold something like this if somebody wants to take the bull by the horns and organize a group of people to try and get this thing organized and publicize it and do whatever. To come up with the ideas is great. I encourage that. What I strongly suggest what we watch ourselves in the future is to come up with ideas and then just walk away from it and let everybody else do the work for it. We have to be careful. We've had four layoffs already this year. Our staff was already strapped with an enormous amount of work. We're still servicing 19,000 people that demand services that need services that pay for those services. And to throw more activity on those that are left providing the services is not really a fair thing to do.

I know that we have to start preparation for Prairie Family Days long in advance of the event, and I think because of that, and it has nothing to do with this resolution, but I think it's just food for thought that we have to start thinking of the times that we're experiencing right now with the economy and how much money that has been procured from donations from our businesses in the park for the most part.

Village Board Meeting  
December 15, 2008

Maybe it's time that we just have a baseball tournament, an ear of corn, a hot dog and a can of soda and just pare this thing down instead of asking for or signing contracts for fireworks and all these expensive things and maybe not having the money to come up with them the day of the event. This is something to think about. We're in tough times. It's going to be this way for a little while. When things come back we can come back. But right now it's just food for thought I think it would be a wise move to consider Family Days and supply the event at a much, much reduced size.

Steve Kumorkiewicz:

And this is just Family Days.

Clyde Allen:

Part of what was said at Rec Commission, and I'm not going to speak for anyone else, but a lot of the theme was the negativity that went along with this resolution. The words out there gambling and alcohol, something more friendly like activities would only be those that all family members could partake in would eliminate any such negativity. Not that I'm—one, I guess gambling was never discussed. The casino was. Gambling is illegal to start with. Hence, I don't know why you need a resolution to say gambling because it's illegal and that was part of the negativity that came out of it. Nowhere in the papers there would be no gambling there, well, gambling was never considered, so something of a more friendly nature on the resolution would have been better. Again, I don't know why you've got to mention gambling because it's illegal. What's next, you mention something that there will be no illegal drugs there either?

I'd like it friendly, and I would like to see something pared down that only events that all family members can participate in instead of eliminates all opportunity for alcohol and eliminates the opportunity for games of chance or whatever was suggested out there, and that's why I'm not in favor of gambling and the alcohol thing got blown completely out of control. It was discussed and talked. I won't support this because it sounds so negative. I would like to see it amended to be friendly.

John Steinbrink:

Further discussion?

**KUMORKIEWICZ MOVED TO ADOPT RESOLUTION #08-52 - RESOLUTION PROHIBITING THE SALE OF ALCOHOL AND GAMBLING ACTIVITIES AT PRAIRIE FAMILY DAYS; SECONDED BY SERPE; MOTION CARRIED 4-1 WITH TRUSTEE ALLEN DISSENTING.**

Village Board Meeting  
December 15, 2008

**G. Consider award of bid to sell surplus pagers.**

Mike Pollocoff:

Mr. President, the Village has surplus pagers that we've come up with by replacing the old ones we have. We put them out to bid. We had one single bid that was submitted on November 13, 2008. The single bid came from the Town of Bristol Fire Department for the ten Motorola Minitor III's with their chargers at \$75 apiece for a total of \$750. The Chief's recommendation is that we be authorized to sell the ten pagers for \$750 to the Town of Bristol and we continue our efforts to sell the remaining surplus pagers we have. We tried e-Bay and with the other journals and we haven't had a lot of luck. Chief, if you want to add anything to that? We think Bristol needs some pagers anyway.

John Steinbrink:

With Christmas coming up this should be a perfect time.

Chief Guilbert:

I'm Paul Guilbert, Jr. I'm the Chef of Fire and Rescue. I'm at 8044 88<sup>th</sup> Avenue. The Administrator basically reviewed my report quite accurately. We looked at e-Bay to see if the prices were in line with what Bristol Fire Department offered and it is in line. We would like to use that as a venue to try to sell them. As you can see we used many avenues to advertise the sale of it through the Wisconsin Fire Service, and we also did some direct solicitations of people that offer repair and sale of used pagers. Again, the Bristol bid was the only one we did receive.

Mike Serpe:

Is there a fee that has to be, not from us, from Bristol to change the numbering, the call system on the pagers?

Chief Guilbert:

Today with computers they can adjust their own. The same frequency as us just some other fine tuning they have to do.

Mike Serpe:

If you left the numbers in there they would respond to our calls then, right?

Chief Guilbert:

Now I understand.

Village Board Meeting  
December 15, 2008

Mike Serpe:

I'd make a motion to authorize the sale of the pagers to Bristol.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve. Any further comments or question?

**SERPE MOVED TO CONCUR WITH THE CHIEF PAUL GUILBERT'S RECOMMENDATION TO SELL 10 PAGERS TO THE TOWN OF BRISTOL FOR \$75 EACH AND TO ADVERTISE TO DISPOSE OF THE REMAINING PAGERS; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

**H. Consent Agenda**

- 1) **Approve Mobile Home License renewals.**
- 2) **Approve new agent for Famous Dave's liquor license.**
- 3) **Approve Bartender License applications on file.**

Steve Kumorkiewicz:

I make a motion to approve.

Monica Yuhas:

Second.

John Steinbrink:

Motion by Steve, second by Monica.

**KUMORKIEWICZ MOVED TO APPROVE CONSENT AGENDA ITEMS 1-3; SECONDED BY YUHAS; MOTION CARRIED 5-0.**

**8. VILLAGE BOARD COMMENTS**

Mike Serpe:

It's our last Board meeting before Christmas. To the department heads and the only citizen and our staff and Board members Merry Christmas.

Village Board Meeting  
December 15, 2008

**9. ADJOURNMENT**

**YUHAS MOVED TO ADJOURN THE MEETING; SECONDED BY KUMORKIEWICZ;  
MOTION CARRIED 5-0 AND MEETING ADJOURNED AT 7 P.M.**