

**VILLAGE OF PLEASANT PRAIRIE
PLEASANT PRAIRIE VILLAGE BOARD
LAKE MICHIGAN SEWER UTILITY DISTRICT
9915 39th Avenue
Pleasant Prairie, WI
May 18, 2009
5:30 p.m.**

A Regular Meeting of the Pleasant Prairie Village Board was held on Monday, May 18, 2009. Meeting called to order at 5:30 p.m. Present were Village Board members John Steinbrink (6:05 p.m.), Monica Yuhas, Steve Kumorkiewicz and Mike Serpe. Trustee Allen was excused. Also present were Michael Pollocoff, Village Administrator; Jean Werbie, Community Development Director; Paul Guilbert, Fire & Rescue Chief; John Steinbrink, Jr., Public Works Director; Matt Fineour, Asst. Village Engineer and Jane Romanowski, Village Clerk.

1. **CALL TO ORDER**
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL**
4. **CONSIDERING ENTERING INTO EXECUTIVE SESSION PURSUANT TO WIS. STATS. 19.85 (1)(G) CONFERRING WITH LEGAL COUNSEL FOR THE GOVERNMENTAL BODY WHO IS RENDERING ORAL OR WRITTEN ADVICE CONCERNING STRATEGY TO BE ADOPTED BY THE BODY WITH RESPECT TO LITIGATION IN WHICH IT IS OR IS LIKELY TO BECOME INVOLVED AND MORE SPECIFICALLY RELATED TO GEORGE LYONS V. PLEASANT PRAIRIE, CASE NO. 09-CV-207.**

SERPE MOVED TO ENTER INTO EXECUTIVE SESSION AS PRESENTED; SECONDED BY KUMORKIEWICZ; ROLL CALL VOTE – YUHAS – YES; KUMORKIEWICZ – YES; SERPE – YES; MOTION CARRIED 3-0.

5. **RETURN TO OPEN SESSION AT 6:30 P.M.**

After discussion was held, **SERPE MOVED TO RETURN TO OPEN SESSION; SECONDED BY KUMORKIEWICZ; ROLL CALL VOTE – STEINBRINK – YES; YUHAS – YES; KUMORKIEWICZ – YES; SERPE – YES; MOTION CARRIED 3-0.**

6. **MINUTES OF MEETINGS - MAY 4, 2009**

KUMORKIEWICZ MOVED TO APPROVE THE MINUTES OF THE MAY 4, 2009 VILLAGE BOARD MEETING AS PRESENTED IN THEIR WRITTEN FORM; SECONDED BY YUHAS; MOTION CARRIED 4-0.

7. **PUBLIC HEARING**

A. **Consider Liquor and Cabaret License Applications for 2009-2010.**

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Jane Romanowski:

Mr. President and Board members, the memo lists the applications we received. These licenses would be effective July 1, 2009 through June 30, 2010. What I'm going to do is I'll read the type of license and then I'll just read the trade name and the address. The licenses themselves will be issued to the agent or individual for that location, but it's easier for people to know what we're talking about tonight by doing it by trade name and the address.

Our Class A fermented malt beverages: Ayra's Gas and Grocery, 4417 75th Street; BP/AM PM, 10477 120th Avenue; Pantry 41 Citgo, 7511 118th Avenue; PDQ Store # 352, 8800 75th Street; Stateline Citgo, 12720 Sheridan Road; and Truesdell's Mini Mart, 8531 75th Street. Our Class A fermented malt beverage and Class A intoxicating we have two or those. That would be Cellar Door Wines located at 8501 75th Street, Unit C; and the Target Store located at 9777 76th Street. One Class B fermented malt beverage license, that's the Big Oaks Golf Club, 6117 123rd Place. Then we have a Class B fermented and a Class C Wine and we have that for Honada Sushi & Hibachi at 8501 75th Street, Suite G.

Then we have our combination Class B fermented Malt beverage and Class B intoxicating liquor. We have the Chancery Pub & Restaurant, 11900 108th Street; Chili's Grill & Bar, 6903 75th Street; Earl's Club, 7529 88th Avenue; Famous Dave's 9900 77th Street; Gordy's Prairie Pub at 3812 Springbrook Road; Halter Wildlife, 9626 113th Street; Holiday Inn Express, 7887 94th Avenue. That's a new application. They just sold the hotel. They've applied for the license that was existing there. If that's approved that license would be through May 19th which would be tomorrow through June 30th of next year. That's our only new application. Every other application is a renewal. Then we have the Ray Radigan's at 11712 Sheridan Road; Ruffolo's Special Pizza Number 3, 11820 Sheridan Road; Starlite Club, 8936 24th Avenue; Uncle Mike's To Shelf Club, 10936 Sheridan Road; the Village Supper Club, 10909 Sheridan Road; and the Wooden Nickel, 11606 Sheridan Road.

As you've noticed on the memo there are some delinquencies, whether it's for personal property taxes, invoices, and there's some violations that the zoning and planning department have instructed me to put on the memo, the Fire Department, and those reports were attached to the memo so you could read through those. So as we noticed those, as my memo says, anything that's listed delinquent or an inspection or a violation that's outstanding would have to be corrected, reinspected, paid before the license actually goes out of our office. So tonight the Board's consideration is granting them. I will actually not physically issue them until all the violations or inspections or whatever is outstanding which we have every year is paid.

What happens is the Board grants the licenses and I'll issue a letter to them in the next two weeks stating what was approved, what's outstanding, what they have to pay, whether it's a cigarette license, any license fee, publication fee, any delinquencies. They have two to three weeks to pay those and they'll pick up the license the last week of June. This is the same we've done all the years. It's just basically letting them know that So obviously any granting of licenses would be subject to the completion of those, paying all the fees.

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Then we have two cabaret licenses, one for the Starlite Club at 8936 24th Avenue and one at Uncle Mike's Top Shelf Pub at 10936 Sheridan Road. Again, those licenses if granted would not be issued unless everything is satisfied for the liquor license.

John Steinbrink:

This being a public hearing I'll open it up to comment or question.

Jane Romanowski:

We didn't have anyone sign up tonight.

John Steinbrink:

Anyone wishing to speak on this item? Anyone wishing to speak? Anyone wishing to speak? If not, I'll close the public hearing and open it up to Board comment or question.

Steve Kumorkiewicz:

I'll make the motion, yes, subject to the Clerk's recommendations.

Monica Yuhas:

Second.

John Steinbrink:

Motion by Steve, second by Monica. Is there any other further discussion on this item?

KUMORKIEWICZ MOVED TO APPROVE THE FOLLOWING LIQUOR LICENSES AND CABARET LICENSES SUBJECT TO THE CONDITIONS SET FORTH BY STAFF; CLASS A FERMENTED MALT BEVERAGES: AYRA'S GAS AND GROCERY, 4417 75TH STREET; BP/AM PM, 10477 120TH AVENUE; PANTRY 41 CITGO, 7511 118TH AVENUE; PDQ STORE # 352, 8800 75TH STREET; STATELINE CITGO, 12720 SHERIDAN ROAD; AND TRUESDELL'S MINI MART, 8531 75TH STREET. CLASS A FERMENTED MALT BEVERAGE AND CLASS A INTOXICATING: CELLAR DOOR WINES LOCATED AT 8501 75TH STREET, UNIT C; AND THE TARGET STORE LOCATED AT 9777 76TH STREET. ONE CLASS B FERMENTED MALT BEVERAGE LICENSE: BIG OAKS GOLF CLUB, 6117 123RD PLACE. A CLASS B FERMENTED AND A CLASS C WINE FOR HONADA SUSHI & HIBACHI AT 8501 75TH STREET, SUITE G. COMBINATION CLASS B FERMENTED MALT BEVERAGE AND CLASS B INTOXICATING LIQUOR: CHANCERY PUB & RESTAURANT, 11900 108TH STREET; CHILI'S GRILL & BAR, 6903 75TH STREET; EARL'S CLUB, 7529 88TH AVENUE; FAMOUS DAVE'S 9900 77TH STREET; GORDY'S PRAIRIE PUB AT 3812 SPRINGBROOK ROAD; HALTER WILDLIFE, 9626 113TH STREET; HOLIDAY INN EXPRESS, 7887 94TH AVENUE, A NEW APPLICATION FOR MAY 19TH THROUGH JUNE 30,

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2010. RAY RADIGAN'S AT 11712 SHERIDAN ROAD; RUFFOLO'S SPECIAL PIZZA NUMBER 3, 11820 SHERIDAN ROAD; STARLITE CLUB, 8936 24TH AVENUE; UNCLE MIKE'S TO SHELF CLUB, 10936 SHERIDAN ROAD; THE VILLAGE SUPPER CLUB, 10909 SHERIDAN ROAD; AND THE WOODEN NICKEL, 11606 SHERIDAN ROAD; TWO CABARET LICENSES: THE STARLITE CLUB AT 8936 24TH AVENUE AND UNCLE MIKE'S TOP SHELF PUB AT 10936 SHERIDAN ROAD SECONDED BY YUHAS; MOTION CARRIED 4-0.

8. CITIZEN COMMENTS

Bob Babcock:

Bob Babcock, 11336 Lakeshore Drive. You may guess I want to speak about Item H, the ditching plan down in Carol Beach Unit 2. Pretty well much of a done deal I guess. I do have a couple of questions. The southeast section of the map shows three parcels on Lakeshore Drive on the east side of the street. Those three parcels have a very minor, minor ditch. I have never ever seen a drop of water in that ditch, but I think if you go ahead and dig it deeper and everything like that you may accumulate some water there and that will probably diminish the value of the properties involved there.

Also, directly across from my house you've got a drain that's going to go across 1st Court. I do get water there. Your plan here will handle a two year event. I accumulate water there on a two month event and it's never been there more than an hour, and I don't know why you'd go to the added expense of putting another drain there because, again, that's going to cross 1st Court.

And then I would ask that the Board move Item H up on the agenda if it could. There's a number of people here and I think a lot of us would like to get home and watch the two hour season finale of "24". Thank you.

Gus Hauser:

Gus Hauser, 143 113th Street. As you might expect, I find it kind of hard to stay civilized with you folks. First you tore my roads up. We used to have paved roads in Carol Beach, and you told us if you want new ones we're going to pay for it. Guess what? I had to pay for a portion of one of the properties and the other one it never got paved yet. That's still is a dirt road, lousy as can be. We have potholes. The water runs across the street constantly every rainfall. I asked that the clown over here what are you going to do about repairing the roads. All I heard from him is we ain't going to repair the roads so you don't get flooded. I think that was a more than unprofessional answer what Mike Pollocoff gave me at that time.

Every rainfall if I get flooded, the whole property, I have five properties over there, four of the properties get flooded by the rainfall. If I want to sell my properties I have to disclose it just because Pleasant Prairie does not have the common sense or the common decency to repair the roads and keep them in shape. The proposed project that you are trying to shut down our road. I gave money to Yuhas. A petition signed by the majority of the property owners to come up with a sensible project and guess what we get another one of those monstrosities to shut down our

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road and I guess you feel it's already a final, a done deal already. I would like to know what you ever did with that petition that we gave to you. All the answer I got from you was another anonymous petitioner signed something else and that was done. I would like to see that petition from you.

I don't think the project that you do is worth anything at all. I have been living in that area for 32 years. I know that area heck of a lot better than any one of you. None of you ever had the common sense to come down here. Steve was once down there. He saw where the water comes from. Everybody pumps. Pleasant Prairie is pumping it always to the north on 4th Avenue. Instead of making that out over there in that direction, no, you have to run the other way. That whole project doesn't make sense, and borders pretty close to criminal content.

I don't know what I can do with you folks. I wish I could get the hell out of Pleasant Prairie but the situation with selling properties in Carol Beach I guess I'm stuck with you guys for quite a long time. I'm disgusted with you guys.

Carol Budwick:

Carol Budwick, 1009 114th Street, Pleasant Prairie. Thirty years ago I was asked to serve on the Pleasant Prairie School Commission and what an experience the past thirty years have been for me. I just want to take this opportunity tonight to thank you, and if there's any way I could ever be of service again in an area such as this I would appreciate it. Thank you.

Jane Romanowski:

I don't have any more sign ups, Mr. President.

John Steinbrink:

Anyone else wishing to speak under citizens' comments? Hearing none, I'll close citizens' comments. Carol, we were doing the math here and that means you had to start when you were 12. That must have been before the child labor commission laws.

9. ADMINISTRATOR'S REPORT

Mike Pollocoff:

Mr. President, there's a couple of things I'd like to advise the Board on. First is at this time the Village has been advised by our recycling contractor that they're experiencing some difficulties in meeting their contract with the Village. There's probably an ongoing concern whether or not they're going to be able to sustain their viability as a business. I've referred this over to legal counsel and with John, Jr.'s help we're doing one of two things. We're preparing a deal with the breach of contract that occurs by their actions, but we're also seeking bids, an RFP, for other recycling services from another vendor. These guys are no more insulated from what's going on in the economy than anybody else, it's just that some companies are probably better situated to take care of it than others. As we bring those in we'll be bringing that back to the Board for

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review, and as it happens it's time for us to update the solid waste component of our service as well. So that's somewhat troubling, but I think the good news is there's other vendors that we could turn to for the services.

Secondly, as the staff is here from RecPlex, I'd like to acknowledge them for getting a really good ice show off this weekend. They had four shows. It was the largest attendance that we've had at one of those as far as the number of skaters. And from the time I've gone from the beginning until now you can definitely see a distinct improvement in how they're doing and how that program is moving along. It's one of the services and the things that's provided to the community at large and the whole area that let's young people stay busy, get active in a program and perform in front of a large group of people which they did. They had four shows. My hat's off to Carol and Brian Luburich and the figure skating director for putting on a good show. That's all I have, Mr. President.

John Steinbrink:

Thank you, Mike.

10. NEW BUSINESS

John Steinbrink:

At this time could I entertain a motion to bring up Item H and put it behind Item B.

**SERPE MOVED TO MOVE ITEM H AFTER ITEM B; SECONDED BY YUHAS;
MOTION CARRIED 4-0.**

- A. Receive School Commission Recommendation and adopt Ordinance #09-38 to repeal Sections 18-26 and 18-27 of the Municipal Code to disband the School Commission.**

Mike Pollocoff:

Mr. President, this ordinance and the resolution that comes from the School Commission seeks to disband or end that portion of the Village code that provided for a School Commission for the Village of Pleasant Prairie. As the resolution from the Commission indicates, this is a long running Commission and a group of people who have been working diligently for quite a few years in some cases to further the interests of children in the Village and public education in general.

One of the things that's happened over time is from a body that did receive a lot of requests for help and assistance from the citizens ultimately that began to diminish for probably a number of reasons from internet technology, the fact that people would make contacts with Unified directly and not typically bring issues to the School Commission. Plus there's really been a statutory issue where the School Commission doesn't have legal standing to force action on Kenosha Unified, getting them to do thing other than exercise Whereas way back when, when there

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was multiple districts in the Village or the Township, at that time there was probably a little more leverage.

At that meeting one of the Commissioners, and I think it was Trustee Yuhas, said it was a bittersweet night because it was bitter because it's coming to an end but it was sweet because it was a lot of good effort and good work that was undertaken by the Commission and they dealt with in the end some fairly controversial subjects that were uncomfortable for a lot of people but they dealt with them in a professional manner.

So in accepting this resolution from the School Commission in essence we would remove that section of the Village ordinance repealing 18.26 and 18.27 from the ordinance, while recognizing that the resolution coming before the Board tonight provides that should the Village Board determine at a date in the future that the Pleasant Prairie School Commission should be established the Village Board should consider such an action, and furthermore the Commission requested that the Village Board should secure volunteers in the future to conduct candidate forums for the annual School Board election which, again, has been one of the hallmarks of the Commission and well received by the community. I think that's certainly a good action and a good activity for them to undertake.

Statutes and laws are dynamic as things change and who knows what's going to happen, and I think it's good to have that out there that if it ever needed to be the case again that this would be re-activated. That's what's before the Board tonight. I also know that we've been able to rely on a group of people that are very serious about their responsibilities to the community, very serious about the need for quality education in our community, and they've devoted years and years when you add them altogether of experience and dedication to the Village. They're a handful of people that I hope we're able to find spots on other commissions and committees that the Village has as we have vacancies or as other commissions are created in the future, because it is a good group of people who willingly invested a lot of time to this community and they need to be thanked for that. With that, Mr. President.

Mike Serpe:

I will move to adopt Resolution 09-01 with a comment. Mike, I agreed with your statement so heartedly that the dedication and the time given from these individuals for so many years just shows how much they do appreciate their civic involvement and their Village. It's kind of sad in a way that we're seeing this leave, but at the same time I think bigger and better things could come of it. Mike, you hit it right on the head that these are the type of people you want to see serving on our Commissions, and if there are openings in the future that they're willing to serve on I definitely would push to have them do so. Thank you to all of you on the Commission that served for so many years. Thank you.

John Steinbrink:

Do we have a second?

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Monica Yuhas:

Second.

John Steinbrink:

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

Steve Kumorkiewicz:

It's pretty hard for me. It's been 33 years in the School Commission to see our Commission go down. . . . the people that were willing to work, willing to talk to the people and the actions that were taken in the past. We became like a close family and now we're coming apart but still we're going to be together. With that I think it's the first time in my life I'm getting emotional so I'm going to stop right now.

SERPE MOVED TO CONCUR WITH THE SCHOOL COMMISSION RECOMMENDATION AND ADOPT ORDINANCE #09-38 TO REPEAL SECTIONS 18-26 AND 18-27 OF THE MUNICIPAL CODE TO DISBAND THE SCHOOL COMMISSION; SECONDED BY YUHAS; MOTION CARRIED 4-0.

John Steinbrink:

With this, not only do you get to serve for 30 years but you're going to get recognition for it tonight.

(John Steinbrink presented Certificates of Appreciation to Steve Kumorkiewicz, Carolyn Budwick, Patricia Molette, Debbie Koessl, Steve Fredriksson, Monica Yuhas and a certificate will be delivered to Linda Chiappetta.)

Mike Serpe:

Do we have a photo for the Village Times? I think that would be nice. I would suggest that. All the School Commission come on up.

John Steinbrink:

Once again, thank you all very much because you're a part of really makes this a special community and I think people around us notice that. As you move into different commissions you'll find something to keep you out of trouble there. That brings us to Item B.

Mike Pollocoff:

Mr. President, we've moved H up to follow A.

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John Steinbrink:

I thought maybe we wanted to go through the storm water first so people understand.

Mike Pollocoff:

That's fine.

John Steinbrink:

So you want to move H up then?

Mike Pollocoff:

Or you want to move it behind C?

John Steinbrink:

We're going to do H first. We'll move on to Item H.

H. Consider Resolution #09-12 - Preliminary Resolution declaring intent to exercise special assessment police powers for the construction of storm sewer and storm water management improvements in a drainage basin in a plat named Carol Beach Estates Unit 2 Subdivision.

Mike Pollocoff:

Mr. President, this resolution is a preliminary resolution declaring our intent to exercise our special assessment police powers as a result of the project in Carol Beach. We had a hearing on this previously and the Board had authorized staff to proceed with the project, get a design completed based on a field survey that was done of the Carol Beach area. And one of the reasons we're bringing this back as an additional preliminary, in lieu of the other one we had, is that field determination removed some parcels from the project area and redefined that drainage basin area. Some were moved in and some were moved out and some were modified even though they might have been in but the degree which they're in had changed.

As such, we need to start the clock again for the people who haven't had notice up to this point but they were involved in the special assessment. We've also incurred some additional expenses over and above what our original plan had undertaken, and we've subsequently gone out to bid to secure a contract and get a price from a contractor for undertaking the work.

So what we have tonight is this preliminary resolution which notified the public that the Board is registering their intent to levy special assessment police powers for the construction of this, and it's directing the Village Clerk to notice a special assessment hearing. With that notice we're going to prepare a special assessment report that will identify what the assessments would be with each parcel. We'll have the plans and specifications for the improvements, the final

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estimate of the entire cost of the proposed improvements and the schedule of proposed assessments. This report is going to be available for anybody to review.

Everyone will be getting a letter in the mail and there will be a notice in the paper identifying when we're looking to have this hearing. Right now the hearing is tentatively scheduled for the second meeting in June. So this resolution tonight is the opening resolution to get the process started. When we adopt the final resolution for this project at that point we'll be eliminating and rejecting the previous resolution that conducted the first special assessment hearing and adopting this resolution as the resolution that takes us forward.

It hasn't been decided yet, but we have done a lot more work since our last meeting. Everyone is going to have an opportunity to come in on that as well as meet with the engineers and staff to answer any questions or propose any questions they have for the engineers so they can know what the information is before we have the public hearing. With that I'd recommend that Resolution 09-12 be adopted.

Monica Yuhas:

Motion to approve Resolution 09-12.

Steve Kumorkiewicz:

Second.

John Steinbrink:

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

Steve Kumorkiewicz:

Yes, you're talking about the hearing June 8th?

Mike Pollocoff:

No, June 15th.

John Steinbrink:

Any other discussion on this item? This has been a long process and it's been many, many years and it's not something that the Board has done lightly. I think we've reacted to a situation down there. We've looked at many alternatives and hopefully we're going to come with a solution that's going to work to alleviate some of the problems down there.

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YUHAS MOVED TO ADOPT RESOLUTION #09-12 - PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POLICE POWERS FOR THE CONSTRUCTION OF STORM SEWER AND STORM WATER MANAGEMENT IMPROVEMENTS IN A DRAINAGE BASIN IN A PLAT NAMED CAROL BEACH ESTATES UNIT 2 SUBDIVISION; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0/

John Steinbrink:

That takes us back to Item B. You want to take B and C together?

Mike Pollocoff:

Yes, please.

- B. Consider Ordinances #09-27 through #09-32 to amend the Municipal Code relating to storm water management, drainage system facilities and illicit discharges and connections; right-of-way permits; construction site maintenance and erosion control; storm sewer construction; and powers of the Village Zoning Board of Appeals.**

- C. Receive Plan Commission recommendation and consider Ordinances #09-33 through #09-35 amending the Zoning Ordinance and the Land Division and Development Control Ordinance related to storm water management and drainage system facilities within the Site and Operational Plan requirements; storm sewer and drainage system requirements; and as-built plans and record drawings.**

Mike Pollocoff:

John, do you want to take the first one?

John Steinbrink, Jr.:

Sure. I'm going to be speaking on everything with Item B. I also have Matt Fineour, the Assistant Engineer here, who can answer any more of the technical questions that may arise during discussion. According to EPA's National Water Quality Inventory: 2000 Report, prepared under Section 305(b) of the Clean Water Act, urban storm water runoff and discharges from storm sewers are a primary cause of impaired water quality in the United States.

Storm water runoff from construction activities have a significant impact on water quality. In addition to sediment, as storm water flows over a construction site, it can pick up other pollutants like debris, pesticides, petroleum products, chemicals, solvents, asphalts and acids which also contribute to water quality problems. To meet the requirements of the Federal Clean Water Act, the Wisconsin DNR regulates discharge of storm water in Wisconsin from construction sites, industrial facilities under the storm water discharge permit that the Village has with the DNR.

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The Community Development Department, Engineering and Public Works Departments have been working about over the last 18 months to revise the following ordinances to meet standards administered and/or approved by the Village to comply with Wisconsin DNR technical and performance standards. So I'm going to go through each of Ordinances 09-27 through 09-32 as one, and then the Board can act on them independently.

The first one I will be speaking about tonight is Ordinance 09-27, and that's our Chapter 298 storm water management and storm water drainage facilities. Some of the updates that we have are on the technical standards. I'm not going to go through each line item by line item because it is a very large chapter. I'm just going to be presenting the highlights of the different topics that we have to update as part of requirements of the DNR. And if you have any specific questions, if you want to know any of the technical standards or performance standards we can answer those if you do have any questions about them.

And so for Chapter 298 it talks about updating our technical standards, and the DNR technical standards are identified, developed or disseminated by the DNR under subchapter V5 of Chapter NR 151 of the Administrative Code. The technical engineering standards administered are approved by the Village. It talks about updating our performance standards which is our peak runoff discharge performance standards, our runoff quality performance standards which is our total suspended solids which we need to meet a 40 percent reduction over the course of our permit, and water quality performance standards which is our infiltration. It updates some of the protective areas of the wetlands, streams and lakes, the stormwater plan requirements, permits and conditions which is our discharge permit and then a maintenance agreement on our storm water infrastructure.

The next one that we're going to talk about which is a new ordinance within the Village, it's under Ordinance #09-28 which is Section 299 of our code, storm water illicit discharges and connections. An illicit connection is defined as any drain or conveyance, whether on the subsurface or surface, which allows an illegal discharge to enter the storm water drain including but not limited to any conveyances which allow any non storm water discharge including sewage, process wastewater and water to enter the storm drain system and any connections to the storm drain system from indoor drains, sinks regardless of whether the said drain or connection had been allowed, permitted or approved by a governmental agency prior to adoption of this ordinance.

And so it really wants to make sure that the only thing that's going in the storm sewer is storm water. We want to make sure we don't have any discharges from someone changing their oil. In the industrial we want to make sure that no one is going through if they have a hydraulic or gas leak on a truck that gets flushed down the storm sewer and into the lakes and different topics like that. So this is really kind of a watchdog ordinance that gives the Village staff a little bit of enforcement power in case someone is discharging illegally.

And we also have some provisions in there if we find an illicit discharge coming out of a stream or a lake, whether it's found by an inspection or by just a Village resident, we have powers to go in and backtrack where that illicit discharge is coming from and then stop it and resolve any damage that it might have done.

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Mike Serpe:

The monitoring of this is done by the Village and the DNR?

John Steinbrink, Jr.:

All the monitoring is just done by Village staff. And then we go through and prepare an annual report that talks about any of the illicit discharges that we find. One of the problem now is that by not having an illicit discharge ordinance we really don't have any teeth in case—take for example if one of the factories would come in and say there's a discharge coming down the creek, it's green, it's slimy, what's wrong with it, we go out there and then we find out that over the course of a process somebody went and dumped a 55 gallon barrel of something in their parking lot storm drain. At least now we have a little bit more teeth than what we had before to enforce or to regulate that discharge and make sure that it's cleaned up.

Mike Serpe:

I was thinking of an accidental discharge into the storm sewer system either through an accident, a diesel truck breaking its gas tank through an accident.

John Steinbrink, Jr.:

Sure. No matter what it is in anything like that we would work very closely with our Police and Fire Departments so they would notify us. We have the protective means to put some covers or caps over the top of the storm inlets, trace it down to a downstream manhole or outlet so we can capture that material before it enters a waterway or stream.

The next one that I have is Ordinance 09-29 which is Chapter 305 related to work in the right of way permits. After going through the ordinance we had noticed that our work in the right of way permit probably hasn't been updated for probably a good 20 or 30 years, so a lot of the verbiage in there really was out of date to a lot of our practices that we have. So we went through with the help of CD and engineering and just kind of updated anything that was out of date to make it current with the practices that we have today. So basically we just updated to conform with Village standard work in the right of way permit in special conditions.

The next one that we have is Ordinance #09-30 which is Section 381, construction site maintenance and erosion control. We went through on this one and we updated our construction site technical and performance standards. The DNR put out a large booklet that tells you the proper way to install silt fence, some of the proper erosion control techniques that are recommended or mandated to use. It tells you the practices that have to be in place. So we really went through and updated our existing practices to reference the DNR code to make sure when we have any construction going on at a construction site it follows the proper standards.

One of the things that we're going to be putting together is a packet for developers so when they come in, or actually anyone that gets an erosion control permit, we're going to have a packet

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together that's going to say here's a flow chart of all of our processes; here's the permits that you need; here's the things that staff is going to be reviewing for to make sure that it's in there; and here's all the technical standards from the DNR just to really show whether it's someone that's new or even someone that's been doing construction for years and years here are the practices that are required and that we're mandating just to make sure water quality is kept to the highest level. So we're updating to meet the Wisconsin DNR standards and requirements set forth in NR 151.23 Wisconsin Administrative Code.

The next one that I have is Ordinance 09-31 which is Section 405-3C of our ordinance and that's special provisions for storm sewer construction. So in addition to the specifications in this chapter, compliance with any applicable provisions of Chapter 298 entitled storm water management and storm water drainage facilities shall apply. So we're making sure that the practices that are used in the Village for new construction are current with all the standard codes that we have. With a lot of these new requirements that have come out with DNR, it really has changed a lot of the practices that are used in construction and even a lot of the materials and a lot of the ways that things are updated. So it's very important that we keep our ordinances concurrent with that.

And then the last one that I have is Ordinance 09-32, Section 18-35 A(7), jurisdiction and powers of the Zoning Board of Appeals. To hear and decide applications or interpretations upon appeal of specific cases from Sections 298, the storm water or the 381, the erosion control of this code, regarding storm water management and storm water drainage facilities and construction site maintenance and erosion control, when owing to special circumstances a literal enforcement of provisions will result in an unnecessary hardship so that the spirit of the ordinance shall be observed and substantial justice done. The appeal shall not be contrary to the public interest. What this does is this really gives the powers of appeal to the Zoning Board versus any other board that we have.

That's the presentation of Ordinance 09-27 to 09-32 and we can entertain any questions that the Board may have at this time.

John Steinbrink:

Any comments or questions from the Board?

Mike Serpe:

Mr. Chairman, I'd move approval of Ordinance 09-27, -28, -29, -30, -31, and 32.

Steve Kumorkiewicz:

Second.

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John Steinbrink:

Motion by Mike, second by Steve for adoption of Ordinance -27 through -32. Is there now any further discussion or questions?

SERPE MOVED TO ADOPT ORDINANCES #09-27 THROUGH #09-32 TO AMEND THE MUNICIPAL CODE RELATING TO STORM WATER MANAGEMENT, DRAINAGE SYSTEM FACILITIES AND ILLICIT DISCHARGES AND CONNECTIONS; RIGHT-OF-WAY PERMITS; CONSTRUCTION SITE MAINTENANCE AND EROSION CONTROL; STORM SEWER CONSTRUCTION; AND POWERS OF THE VILLAGE ZONING BOARD OF APPEALS; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

John Steinbrink:

That moves us to Item C. Jean, do you have Item C?

Jean Werbie:

I do. Mr. President, Item C is to consider three separate ordinance amendments, 09-33 through 09-35. Specifically, 09-33 is an amendment to the Village zoning ordinance, and this ordinance is to include a reference to Chapter 298. John just referred to 298 being amended and updated with the assistance of the departments and the Village, and one of the things that we needed to make sure is that all of our ordinances are interrelated. So when some developer comes in to process a project with us we needed to make sure that the site and operational plan provisions of the zoning ordinance included specific references to Chapter 298 which is the storm water management ordinance. So the first ordinance specifically just makes that very reference that they do need to comply with 298 of the Village Ordinance code book.

The second ordinance is Ordinance #09-34, and in this particular set of amendments, and there's actually four of them, the first three amendments specifically indicate that we need to reference 298 within the Land Division and Development Control Ordinance and, again, that that is the applicable ordinance that you need to go to to comply with storm water management.

The last section is a reference that various storm water management plan contents that are currently listed in the land division ordinance we're deleting all of those provisions and, again, referencing you back to the new storm water management ordinances that John's department has put together.

The final ordinance, 09-35, those ordinance amendments, and there's actually eight of them, they specifically now tell us that as-built drawings, record drawings are required. They're required as part of the storm water management ordinance. They are required to be submitted for both public projects and private projects, and it's very specific that we clarify the method of how those documents need to come into the Village. We clarified how the as-builts are prepared, and then we also clarified that they're all being prepared as the developer's or the divider's expense as opposed to the Village expense. So, again, the third set of amendments really is a clarification of the existing ordinances.

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With that, the staff and the Plan Commission recommend approval. Again, all three of these ordinances, since they were in the zoning ordinance and the land division ordinance they had public hearings before the Plan Commission.

John Steinbrink:

So you've entered in the new ordinances and red lined out the old.

Jean Werbie:

We did.

John Steinbrink:

I haven't seen this much red ink since the State budget.

Monica Yuhas:

With that, Mr. President, I'd like to make a motion to accept Ordinance 09-33 through 09-35 with the changes.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Monica, second by Steve. Is there any further discussion or questions?

Those in favor?

YUHAS MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND ADOPT ORDINANCES #09-33 THROUGH #09-35 AMENDING THE ZONING ORDINANCE AND THE LAND DIVISION AND DEVELOPMENT CONTROL ORDINANCE RELATED TO STORM WATER MANAGEMENT AND DRAINAGE SYSTEM FACILITIES WITHIN THE SITE AND OPERATIONAL PLAN REQUIREMENTS; STORM SEWER AND DRAINAGE SYSTEM REQUIREMENTS; AND AS-BUILT PLANS AND RECORD DRAWINGS; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

John Steinbrink:

Thank you John and Jean. That was very informative and very quickly done. It's very easy to comprehend when we put it up on the Board now with the new technology we're using here so it works pretty well. Is any of this explanation available on the website or Channel 25?

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Mike Pollocoff:

It will be on the website after the Board adopts it but you can look again.

D. Receive Plan Commission recommendation and consider Ordinance #09-36 to amend Specific Development Plan #11 entitled "118th Avenue and STH 50 Planned Unit Development" in Chapter 420 Attachment 3 Appendix C of the Village Zoning Ordinance.

Jean Werbie:

Mr. President, on May 11, 2009, the Plan Commission held a public hearing relating to a zoning text amendment. The request was to amend specific development plan #11 entitled 118th Avenue and State Trunk Highway 50 Planned Unit Development. This is specifically for the LaQuinta Inn and Suites site located in the Village of Pleasant Prairie at 118th Avenue and Highway 50.

The petitioner was requesting about a year ago to modify the look of their building basically. And on the boards behind me, as you can see, what they wanted to do is change the colors from the side and the fascia and the soffit and the columns and the awning and they wanted to make a new appearance of this particular building based on their corporate imaging across the country.

What happened was when they requested and made a call as to whether or not this work needed to be approved by our community, they inadvertently contacted the City of Kenosha and the City of Kenosha told them no approvals are needed and you can move forward. Unfortunately, they were located in Pleasant Prairie and so we did go through a little bit of a process to get them to acknowledge where they were and what had been done and to make the applications. But once they did they were very cooperative and they worked with my assistant, Tom Shircel, to put all the steps in motion to seek the proper approvals to amend their PUD.

So what you have this evening is a request, Ordinance 09-36, for them to modify their PUD and to basically change the colors of, as I indicated, the siding, the columns and the awnings on their particular property as was originally identified in the PUD, but the Village staff and the Plan Commission at the public hearing on May 11th concurred with their request. They have since processed their entire application and we're requesting the Village Board to do the same.

Steve Kumorkiewicz:

We attended the Plan Commission meeting and it was a unanimous decision. Consequently I move to adopt Ordinance 09-36.

Monica Yuhas:

Second.

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John Steinbrink:

We have a motion and a second. Any further discussion on this item? I certainly hope they have been paying their taxes in the right place.

KUMORKIEWICZ MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND ADOPT ORDINANCE #09-36 TO AMEND SPECIFIC DEVELOPMENT PLAN #11 ENTITLED "118TH AVENUE AND STH 50 PLANNED UNIT DEVELOPMENT" IN CHAPTER 420 ATTACHMENT 3 APPENDIX C OF THE VILLAGE ZONING ORDINANCE; SECONDED BY YUHAS; MOTION CARRIED 4-0.

- E. Receive Plan Commission recommendation and consider Ordinance #09-37 to correct the Village Zoning Map as a result of a wetland staking completed by Wetland and Waterway Consulting, LLC and approved by the Wisconsin Department of Natural Resources for the property located at 5672 Springbrook Road.**

Jean Werbie:

Mr. President, this is a zoning ordinance amendment, Ordinance #09-37, and this is to correct the Village zoning map as a result of a wetland staking completed by Wetland and Waterway Consulting. The wetland staking was completed on June 6, 2007, and it was approved by the Wisconsin DNR on August 3, 2007 for the property located at 5672 Springbrook Road. It's further identified as Tax Parcel Number 92-4-122-274-0153. The zoning map amendment proposes to correct the zoning map and to rezone the field delineated wetlands into the C-1, Lowland Resource Conservancy District; the non-wetland areas will be zoned to the A-2, General Agricultural District; and the FPO or floodplain areas will remain on the property. This was a matter for public hearing before the Plan Commission at their May 11th meeting, and the Plan Commission and the staff recommends approval as presented.

Mike Serpe:

Move approval of 09-37.

Monica Yuhas:

Second.

John Steinbrink:

We have a motion by Mike, second by Monica.

SERPE MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND ADOPT ORDINANCE #09-37 TO CORRECT THE VILLAGE ZONING MAP AS A RESULT OF A WETLAND STAKING COMPLETED BY WETLAND AND WATERWAY CONSULTING, LLC AND APPROVED BY THE WISCONSIN

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**DEPARTMENT OF NATURAL RESOURCES FOR THE PROPERTY LOCATED AT 5672
SPRINGBROOK ROAD; SECONDED BY YUHAS; MOTION CARRIED 4-0.**

**F. Consider Resolution #09-13 related to the Wisconsin Department of
Transportation Draft I-94 Frontage Roads Access Management Vision.**

Jean Werbie:

Mr. President, on April 13, 2009, the Village received the final draft version, the report and the maps, of the I-94 Frontage Road Access Management Plan. Over the past two months, the plan has been adjusted to conform to the changes requested by the Village staff for those areas in Pleasant Prairie. One change that the DOT made at the very end was that its final version was a change in the title from a plan to a vision for the DOT. This change signifies that the plan should be used as a guideline when making future land use and access management decisions.

The Village staff and the Village Plan Commission have reviewed the final version, and we still recommend some final amendments or changes to that final document. So as part of the resolution that you'll be considering this evening these amendments are included in that resolution, and there are three sets of exhibits that I'll go over real briefly with you.

The one other thing I did want to mention and it was an important insertion into the text of the document, and I'll read this text that we're recommending: "WisDOT will also have the ability to remove, relocate or adjust any access or median opening if deemed unsafe to the transportation facility as supported by a Traffic Impact Analysis." And this is the statement we added: "In addition, WisDOT shall also continue to support existing access points to lands that have advanced through the development approval process in the Village of Pleasant Prairie." Again, this is very important because we're working with several major developers along the Interstate on the west side, and so we wanted to make sure that all of those access points that we have determined through TIAs are in place and they are not going to be adjusted by the DOT.

Now, with respect to a few of the changes that we are recommending, first if I can direct your attention to Exhibit A and Exhibit A-1, this is the area that is between Highway 50 and Highway C. The Village is concerned with removing all the access to the existing development along the East Frontage Road south of Highway 50. Exhibit A-1 provides adequate access to the existing development. Right in and right out access points are proposed for three locations, and a full access is proposed for on location at the Frontage Road and one location on Highway 50.

Again, we've had a situation that we've got the gas station, we've got Walgreens, we've got the Super 8, now we've got LaQuinta. With the median that's going to be constructed down 118th Avenue, we are proposing that these exist over here as all right in and right outs, and one full access point be left shared between Walgreens and the hotel. We're also recommending that this does remain as an access point for the gas station and that is the small frontage road linking to Highway 50.

The next map that shows the changes refer to Exhibit B and Exhibit B-1. Exhibit B is for the frontage roads between Highway C on the north and Highway 165 at the south. On the West

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Frontage Road the first public access on the old line Frontage Road shall be removed since this portion of the Frontage Road will be removed and two private access roads shown on the new alignment on the West Frontage Road shall conform to the new locations.

Again, what we're talking about is we've got a situation where the Frontage Road is going to be relocated to the west, so we wanted to adjust that access point, and then there are two points of connection that have been identified on the PDD LLC plans or Abbott plans for connection, and we wanted to make sure those access points were clearly delineated on these plans. Again, Exhibit B shows that a little bit more clearly right here. We wanted to make sure both those points are going to remain not only for the PDD property but also the KABA property to the east.

The next is Exhibit C, and Exhibit C shows the map on the Frontage Roads between Highway 165 and the Wisconsin and Illinois State Line. The realignment of the West Frontage Road shall be shown to conform with the roadway configuration constructed by the Village in 2008 and access as shown on the attached CSM. Again, we just reconstructed the Frontage Road, and we do want to see both access points that we just installed shown on the final plan.

Next, the proposed realignment of the East Frontage Road shall be revised at the north end to about the Village water tower site to allow a larger developable property to the east of the proposed East Frontage Road. In addition, when this segment of the East Frontage Road is redesigned, consideration shall be given to the location of the road and its distance to the Village water tower. In particular, an appropriate setback shall be provided to account for future maintenance and painting of the water tower.

Again, you can see it on this first slide. We're looking for an alignment of the Frontage Road, again, just shifting to the north their original alignment cut right through this developable parcel, and we just want to kind of tuck it in a little bit tighter but not to cause any problems for future maintenance of the water tower.

The next point was on the existing East Frontage Road the existing private driveway access points shall be shown as provided in Exhibit C-2. What the DOT did was they basically eliminated most of these connection points, and this Frontage Road is intended to be a Village road at some point, and as you can see, we've got a number of access points that goes to phase 5 of Prime Outlets and these two go to phase 3 and 4, and this also goes to phase 3, this one goes to 1 and 2. We need those points of connection during busy shopping days. At one point they had identified removing this point of connection, and that is the main access in connection for The Chancery and the hotel. So we felt that there needed to be at least two points of connection to that hotel so for those reasons we have actually put all these access points right back in. And, again, we also feel that a secondary access to phase 5 which seems to be the most popular at this time we did not want to see that access point eliminated either.

The existing East Frontage Road shall be realigned to meet the new East Frontage Road at a right angle, and a signal shall be added to this new intersection. Again, this is a little bit further south but we're trying to make the connection at some point when I believe this is 116th Avenue and this gets extended to the south it will intersect then with the new Frontage Road.

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A private access road shall be added to the proposed realignment of the East Frontage Road, again to bring access into this developable parcel at this location. And a private access road shall be added on ML between the Interstate and East Frontage Road. Again, maybe this is a short term event if this ever becomes a full interchange, but we do need to get access into this area if it ever moves into a more urbanized use in the future.

With that the Plan Commission separately did adopt a resolution and the Plan Commission recommends approval of the Wisconsin Department of Transportation Draft I-94 Frontage Road Access Management Vision, again, as amended by the Village of Pleasant Prairie.

Mike Serpe:

Jean, I have a question. The Frontage Road in front of Prime what's that ultimately going to look like? Is that going to be a reconstructed road?

Mike Pollocoff:

The Frontage Road in front of Prime at some point is going to turn into a local road and then it will really be up to the Village whether or not we want to bring it up to an urban profile or leave it the way it is. But Jean and I had extensive discussions with the State that said if you don't like all the access points that were granted on that road, then it makes sense to have another access come from ML that goes straight up to 165 that they can control those future access points in the future. So it's been a local road and it's been functioning well as a local road, but I think it would be difficult to, under the guise that we had to accept this road quite a while back and we made those improvements on the road that allowed local access, to now come back and say you shouldn't have it because we want to have it back and it started as their road originally. So the long-term plan I don't know—now that we're in the vision which is another word for saying budgeting for the future, way off in the future, the vision is that if that land along the new Frontage Road develops then that would be something the State could say we're not going to let you develop if the road

John Steinbrink:

I thought a vision was something one person gets from eating the wrong kind of mushroom. A plan is something everybody works together on for the common good.

Mike Pollocoff:

I think after the plan on Highway 50 worked, the access plan on that, now they're into vision.

John Steinbrink:

The vision was the player on that one.

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Steve Kumorkiewicz:

I've got a question for Mike. Mike, looking at Exhibit C-2 here the only access to the mall is going to be the east road, that's the only access?

Mike Pollocoff:

No, the access will continue to be the Frontage Road as it is currently.

Steve Kumorkiewicz:

Yes, but private access—

Mike Pollocoff:

They're not public access now. It's an access onto private property.

Steve Kumorkiewicz:

Okay, I understand that, thank you.

Mike Serpe:

With good vision I move to adopt 09-13.

Steve Kumorkiewicz:

Second.

John Steinbrink:

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

SERPE MOVED TO ADOPT RESOLUTION #09-13 RELATED TO THE WISCONSIN DEPARTMENT OF TRANSPORTATION DRAFT I-94 FRONTAGE ROADS ACCESS MANAGEMENT VISION; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

G. Receive Recreation Commission recommendation and consider Ordinance #09-39 - Ordinance to Amend Section 242 of the Municipal Code relating to LakeView RecPlex fees for out of state residents.

Mike Pollocoff:

Chris, why don't you proceed?

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Chris Finkel:

This is to receive a recommendation to consider Ordinance #09-39 to amend Section 242 of the municipal code relating to RecPlex fees for out of State residents. Currently the RecPlex has about 4,900 members - and of those, 4,900 households and 13,300 members. Of our membership, about 8 percent comes from out of State. So 20 percent from the Village, 33 percent from Wisconsin, 8 percent from Illinois and 39 percent from other which are our corporate members.

We feel that over the last few years there's been a steady decline from the out of State memberships and an increase in our corporate memberships. Our pricing structure is such that we feel there's a barrier up for citizens who live in Northern Lake County who are maybe 10 or 15 miles away. Currently Kenosha County has approximately 165,000 people in it and we have 4,500 households at the RecPlex, and Northern Lake County has about 250,000 people and we have about 350 households that hold memberships at the RecPlex.

So given the fact that we have hovered around 5,000 household memberships for the last three years, the staff and the Rec Commission support the fact that our largest opportunity is across the border in Illinois and we should consider eliminating the out of State rates and go to a two tier membership rates for residents and non residents. The current Illinois membership would be able to renew at non resident rates. These would not all go into effect immediately, but we feel that to have any membership \$210, \$220 more certainly impedes our growth process. So with that I'll open it up to discussion or questions.

Mike Serpe:

So the new out of State rate is going to be \$530?

Chris Finkel:

No, that's resident rate. It's going to be the Wisconsin rate \$564. So we'll have a Village resident rate which will be \$535, then the Wisconsin resident rate would then we'll just call that the non resident rate, so we'll have a resident rate and a non resident rate, and the hope is to increase the membership so eventually we could even relieve some of the Village resident rates.

Mike Serpe:

I totally agree with this, and I said it before that I don't think we should use the State line as a barrier for going after more households to support the RecPlex. I think it's a good move and I'm definitely going to support it. The RecPlex is only going to get bigger, and it's going to require more attention, and the more people we get to use it the better off we're going to be. I would support this proposal and I would move to approve.

Steve Kumorkiewicz:

I'm going to second that.

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John Steinbrink:

Motion by Mike, second by Steve. Any further discussion.

Steve Kumorkiewicz:

We discussed this in the Rec Commission. There's no question that lowering the rates we're looking at a possibility of more membership from the south side of the border which is very good.

Monica Yuhas:

I have one question, Mr. President. Chris, are you going to work on getting the word out there that the Illinois membership has gone to a Wisconsin membership resident membership? Have you thought about getting that out?

Chris Finkel:

Absolutely. We are coming up with some marketing themes now, but this was certainly the first process because I didn't want to have everything ready to go without it being approved. So that is the plan to hit the ground running, come out in June with some marketing in the newspaper. We're going to hit individual towns and go to the community meetings, rotary club, what have you. We're part of the Lake County Chamber. We're going to distribute the information through there, so yes, there really is—the reason to do this is to announce to Illinois what a great opportunity it is for them to come be part of this wonderful facility, so the answer is yes.

Mike Serpe:

I have a question. Jane and I were just talking about this. The ordinance should read then resident and non resident, resident being Pleasant Prairie and non resident being everybody else whether it be Wisconsin or not.

Jane Romanowski:

Does that have to be changed somewhere else in the ordinance?

Chris Finkel:

Currently, the ordinance would say Village, Wisconsin and out of State and corporate.

Mike Serpe:

So you have to make a change.

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Jane Romanowski:

So just because the out of State was taken out it doesn't mean that the ordinance will say—it will still say Wisconsin resident and Village resident and it won't address where the out of State residents will fall in. So the motion is going to include language to say that any time it says Wisconsin resident that we just put non resident and then the ordinance will be redrafted and signed.

Mike Pollocoff:

Right.

Mike Serpe:

That is a part of my motion for acceptance.

Jane Romanowski:

Are you catching what we're saying? We want to make sure the ordinance says Village resident and non resident with your approval.

Steve Kumorkiewicz:

Yes. The only question I've got is what about corporate?

Mike Pollocoff:

There's already a corporate rate plan so they're under that. That's . . . by how many members . . . resident or non resident.

Steve Kumorkiewicz:

Okay, so if they're corporate they're residents?

Mike Pollocoff:

No, they're a corporate member and depending on how many members they sign up they get their rate so their rate varies. It varies with how many people in that company.

Steve Kumorkiewicz:

Okay.

**SERPE MOVED TO CONCUR WITH THE RECREATION COMMISSION
RECOMMENDATION AND ADOPT ORDINANCE #09-39 - ORDINANCE TO AMEND
SECTION 242 OF THE MUNICIPAL CODE RELATING TO LAKEVIEW REC PLEX FEES**

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**FOR OUT OF STATE RESIDENTS, INCLUDING ANY ADDITIONAL SECTIONS OF
CHAPTER 242 TO INCLUDE REVISING THE LANGUAGE TO INDICATE NON-RESIDENT
AS OPPOSED TO OUT OF STATE RESIDENT; SECONDED BY KUMORKIEWICZ;
MOTION CARRID 4-0.**

I. Consider Resolution #09-11 to dispose of surplus radio equipment.

Chief Guilbert:

Mr. President, I'm Paul Guilbert, Jr. I'm the Chief of Fire and Rescue. I'm at 8044 88th Avenue. We're about to look at purchasing new radio equipment which says that the radio equipment currently in use has reached the end of its life span. In doing so we have found in our cabinets that we have radio equipment that goes back probably ten or more years that we still have in our inventory. And what you see here in several photos is this radio equipment. We're seeking authorization to once again advertise for the sale of this equipment. We've used free advertising through the League of Municipalities and their monthly magazine and on their website. And we would come before you again if we're unsuccessful and we would seek to rid this equipment in an appropriate manner. Again, we're also going to use eBay as other means.

Mike Serpe:

I have a question. Chief, when we get rid of these radios is the transmitter disabled?

Chief Guilbert:

Yes, it is.

Mike Serpe:

So for listening purposes only?

Chief Guilbert:

That's correct.

Mike Pollocoff:

That one there at the top left, Comptronics, 24 years ago it didn't work then.

Mike Serpe:

Move to adopt 09-11.

Monica Yuhas:

Second.

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John Steinbrink:

Motion by Mike, second by Monica.

SERPE MOVED TO ADOPT RESOLUTION #09-11 TO DISPOSE OF SURPLUS RADIO EQUIPMENT; SECONDED BY YUHAS; MOTION CARRIED 4-0.

J. Consider approval of the Voting Delegate Authorization for the Village's participation in the Lake & McHenry Counties Specialized Response Teams.

Chief Guilbert:

Mr. Chairman, I made a note that this item was at first a housekeeping item but I guess both of these are housekeeping items. We've been requested by the secretary of the Lake and McHenry County Special Rescue Teams to update our authorization as to who can cast a vote on behalf of the Village. I currently represent the Village to the Special Rescue Team, and in my absence the Assistant Fire Chief.

The Lake County team was organized in 1983 as the Village matured, and we also shared the possibility of confined space rescues, high angle rope, underwater rescue and trench and building collapse. We thought an affiliation with the Lake County team would benefit the Village, and we have used the Lake County team unfortunately on several occasions because we've experienced these accidents. We were authorized to join in 2003. Since then the McHenry County, Illinois team has come on board and, again, this is a housekeeping issue and just if the Village President and the Board would authorize our ability to vote.

Steve Kumorkiewicz:

Chief, that \$4,620 is that what we're going to pay? Is that what used to be \$3,300?

Chief Guilbert:

No, sir. It started at approximately \$4,200.

Steve Kumorkiewicz:

I thought it used to be \$3,300.

Chief Guilbert:

No, sir.

Steve Kumorkiewicz:

I will find it someplace.

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Monica Yuhas:

With that I will move for approval of the voting delegate.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Monica, second by Steve. Further discussion?

YUHAS MOVED TO APPROVE THE VOTING DELEGATE AUTHORIZATION FOR THE VILLAGE'S PARTICIPATION IN THE LAKE & MCHENRY COUNTIES SPECIALIZED RESPONSE TEAMS; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

K. Consider Award of Contract for Leak Detection Services.

Mike Pollocoff:

Mr. President, we have before you an award of contract for leak detection services on our water system. Of course, that's important because it reduces the amount of water loss, and all the water we use comes through a meter from the City of Kenosha. Bids were received. Three bids were received, Davies Water in the amount of \$19,720, Water Leak Locators came in at \$19,000, and AECOM in the amount of \$27,840. Public works has reviewed these. Davies Water rechecks problems after repairs, so when they go through that 116 miles worth of water mains they identify the mains to be repaired and they go back and repair and they go back to make sure that they still don't hear that turbulence in the line, that we got rid of the problem, so for \$720 that's worth having Davies do that. So we're recommending that a contract be awarded to Davis Water in the amount of \$19,720.

Mike Serpe:

Move to award the bid to Davies Water for \$19,720.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve. Further discussion?

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Steve Kumorkiewicz:

One question. How many sensors

Mike Pollocoff:

Sensors?

Steve Kumorkiewicz:

That's 116 miles.

Mike Pollocoff:

They don't use a sensor, they use a listening device.

John Steinbrink, Jr.:

They just do one section of main at a time. They don't do the entire Village at one time. They go intersection to intersection or section of road to section of road. So it could take about eight to ten working days to complete the entire 116 miles of road.

Steve Kumorkiewicz:

Okay, thank you.

SERPE MOVED TO AWARD OF CONTRACT FOR LEAK DETECTION SERVICES TO DAVIES WATER FOR \$19,720 AS PRESENTED; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

L. Consider Award of Contract to purchase snow plow equipment for tandem axle chassis.

John Steinbrink, Jr.:

On May 12th at 2 p.m. sealed bids were opened for the purchase of one snowplow equipment package for a tandem axle chassis. And the chassis was actually awarded about a month ago by the Village Board just to kind of jump start the process along since you really can't put any equipment on the chassis until you have it and there's about a 60 day build out for it.

The equipment for bid includes a front plow, a side wing, which we have on our normal plow trucks, but something that's unique and it really will be our first one, is having an underbody grader blade which is shown up on the screen. So this truck will actually be not so much used just for hauling material during the summer months and applying de-icer and plowing in the winter months, we're actually going to use it as a grading I guess for lack of better words where you can go through and actually grade out the gravel roads with it. It really makes this a one

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man operation. Where in the past you would have to go down with one operator on the grader, run down the gravel road, another truck drive bringing the truck and gravel and form to grade, and then another truck with a broom that kind of sweeps up any shouldering material that might left on there. So now you're actually taking the work that was done by three vehicles and three laborers and you're going to be able to go through and actually complete this with just one man on this project.

So we're going to mount a broom on the front of this for sweeping the roads, and we're not just so much going to go through and grade the gravel roads because you really don't need a broom for that, but when you go through and you're re-shouldering some of the existing roads that you have you still need a truck and then a broom and hauling the material back and forth. This has a RDS body which is really kind of shaped in a semi-circle in the bottom with a conveyor that runs down the middle of it. That conveyor that runs up and down with the length of the vehicle is a bi-directional so you can discharge material or salt out the rear of it. You can also run that belt forward and there's a front conveyor which will discharge on either side also. So you'll be able to be driving down, actually apply material about the mid stream of the truck, take the grade blade and grade that shoulder off the asphalt road, and then on the following pass sweep any material off the road.

We did a demo truck and it must have been a couple months ago, actually probably less, early fall before the roads got frozen, and I was really surprised at how well this vehicle works. One of the things that we don't have in our capital plan, and it's actually a piece of equipment that's getting pretty old, I believe we purchased it in 1987 if I'm correct, was our road grader. A new road grader probably runs about a quarter million dollars depending on what kind that you get with the options, the larger ones. So we're hoping really not to use that grader as often as we would in the past when grading. This is really going to be a much more efficient way to grade our gravel roads and the shoulder roads. We're still going to have a use for the grader but it's something that we're definitely pushing the purchase back now with the purchase of this new vehicle. It's going to have the de-icing tanks on it for hauling the mag chloride, and it really is going to be a functional truck. The truck that we have here is just a single axle, but the vehicle that we're looking at purchasing is going to be a tandem axle truck.

Two bids were received for this, one from Monroe Truck in the amount of \$111,062, and the next one was Casper Truck at \$104,889. Any time that we go through a bid process we go through and we do an analysis on it just to make sure it met all the specifications that we have. We probably have about 24 pages just of specs on different things that it has to meet, and it specs out the type of tire, the amount of ply, the radials, the type of brakes, the type of transmission just to make sure that at the end of the day everyone is going through and really getting the best product that we can.

There were 15 different items that were noticed that weren't met by Casper Truck on this vehicle. We went through and the Village of Hartford just purchased a truck very similar to the one that we spec'd out. So we sent Gary Sullivan who is our street foreman and Dennis Kammerzelt who has been one of our snowplow operators for over 25 years. They really have the most experience driving and operating and maintaining the snowplow vehicles. They drove up to Hartford last Tuesday just to take a look at what that truck was. And even though it did

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meet the function of what we would have to do it really was a step down. It wasn't as heavy as far as the belting, the conveyor. It didn't have the belt body in there for running the broom and a bunch of other items which definitely had more than \$6,000 of value. And although it will function as we need it, it's really not comparable to what the Monroe Truck Center has provided meeting our spec at 100 percent. So if Casper would have had everything that we had asked for I would have no problem having Casper do it, but they did bid a lesser vehicle for that.

So these are the 15 different items that were recommended in your packet. I'm going to go through and recommend the award go to Monroe Truck Center even though it is the \$6,000 higher than what the lower bid was, it does meet all of our specifications and it really is quite a bit heavier than what the Casper Truck was. Under the application and use that we're going to be having, it's definitely something that I feel we are going to have the \$6,000 of value.

On April 15th the chassis was recommended at \$75,154, and including that with the \$111,062 puts a total price of this vehicle at \$186,216. The budget amount that we had on our five year capital plan for this vehicle was \$213,000, and so we are quite a bit lower on this vehicle under budget just because the steel prices really came down from last fall to where it is now. So I am putting a recommendation for Monroe Truck Center in the amount of \$111,062.

Mike Serpe:

John, with reference to the unit that's mounted underneath the truck body, do we know of somebody that already has this in use in a municipality? Did you check with them and see the reliability of it in reference to breakdowns and maintenance?

John Steinbrink, Jr.:

Yes, it's the same underbody scraper carriage that is on the grader. The only difference is that instead of mounting on the grader it's mounted on a truck. So I have talked with other municipalities and we did go through and demo one ourselves. And anyone that's using it is very happy with it. The Village has always been very proactive in trying to find different ways to complete the jobs a little bit I don't want to say cheaper but a little bit more cost effective. And I believe by taking a three man operation and narrowing it down to one man with this piece of equipment and then deferring replacing of our grader I think it's definitely a good value.

Mike Serpe:

Okay, it sounds good. I move approval of awarding the bid to Monroe Truck Center.

Steve Kumorkiewicz:

Second.

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John Steinbrink:

Motion by Mike, second by Steve. And the 15 items they are substantial, the stainless versus the carbon steel and the other things. Quite a bit of difference there. Further discussion on this item?

SERPE MOVED TO AWARD OF CONTRACT TO PURCHASE SNOW PLOW EQUIPMENT FOR TANDEM AXLE CHASSIS TO MONROE TRUCK AS PRESENTED; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

M. Consider a Proclamation designating May 17-23, 2009 National Public Works Week.

Mike Pollocoff:

Mr. President, we have this proclamation declaring this week as national public works week. And I think it's an important aspect of municipal service that we need to recognize. It's public works, sewer, water, storm sewer, parks, streets, it touches everybody's life in the Village and everyone depends on it. We're especially blessed in Pleasant Prairie to have the competent staff that we have and the workers that provide this service to the Village. I think it's only fitting that the Village President execute this proclamation on behalf of the public works employees for the Village of Pleasant Prairie in recognizing them during national public works week. I know we had some video on public works on Channel 25 that's one of the best videos and descriptions of public works I've ever seen. Maybe we'll pop that back up there again this week. But I'd recommend that this proclamation be adopted.

Monica Yuhas:

So moved.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Monica, second by Steve. Any further discussion?

YUHAS MOVED TO ADOPT A PROCLAMATION DESIGNATING MAY 17-23, 2009 NATIONAL PUBLIC WORKS WEEK; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

N. Consider Award of Contract for the reconstruction of 85th Street.

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Mike Pollocoff:

Mr. President, sealed bids for the 85th Street project were received at 10 a.m. on May 14th at the Prange Building and they were opened and read aloud. And attached was a copy of the bid tabulations for your review. The project included the reconstruction of 85th Street between Cooper Road and 64th for a 49 foot urban prospect which matches the 85th Street prospect east and west.

Six bids were received for the project. Each bid included the base bid using asphalt and an optional alternative bid using concrete. So a total of four of the submitting bidders submitted an alternate bid based on concrete. The lowest asphalt bid was submitted by A.W. Oakes & Son in Racine in the amount of \$1,872,418.80. The second low bid submitted was Mann Bros. of Elkhorn Wisconsin in the amount of \$1,890,460.84. High bid was submitted by Reesman's in the amount of \$2,097,947.

The lowest concrete bid was submitted by LaLonde Contractors of Milwaukee in the amount of \$1,978,724.71. The second low bid for concrete was submitted by Mann Bros. Of Elkhorn, again, in the amount of \$2,014,234.72. Reesman's again submitted the high bid on concrete at \$2.5 million. It's the Village Engineer's recommendation and mine that the project be awarded to A.W. Oakes & Son in the amount of \$1,871,418.80 based on the low based bid price submitted. If the Board adopts this recommendation the formal award would be prepared and we'll get the documents ready.

Subsequent to the Village staff's presentation or preparation of the recommendation, we received correspondence, and I believe it went to all the Board members, indicating that the alternate bid when evaluated under life cycle cost would actually be less than what the asphalt cost would be. I guess there are a couple issues. One of them I'd like to ask John or Matt to address, but one of my concerns is that I believe in the specifications the basis for the award, one, is we authorize the right to reject all bids if we deem it's not in our best interest.

But secondly, unless I'm mistaken, the bid specifications did not provide that the award would be based on life cycle cost of the concrete versus the asphalt. The bids that we received were based on specifications that said the Village is seeking the lowest bid price for asphalt and the lowest bid price as an alternate for concrete. They didn't seek a bid price saying give us your iteration of how you think the life performance of either one of these products is going to be. In as much as the Public Works Director and the Village Engineer and myself would like to have a concrete road that would bid based on give us your best price and we'll go from there.

So in a comment to the correspondence that was provided to you by DK Contractors, a good firm and local firm, that wasn't what the Village asked for in the bid. We asked for give us the best price and we're going to respond accordingly. They've also provided an analysis on how they viewed the life extent for concrete. We've also asked our consulting engineer, Crispell-Snyder, to give us their view on that as well. I want to ask John to describe those. But I guess I come back to my same recommendation, if for any reason the Board would decide that we should consider those evaluations on whether or not concrete is going to perform better and whether or not the cost supplied by the Concrete Road Association or the Village's consulting engineer, and we don't have a proposal from the asphalt industry, my recommendation is that

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you reject all bids and go out and bid it again. Because I don't think we have a level playing field to evaluate the proposal going forward because we didn't ask for the bids to be submitted on that basis. We asked for the bids to be submitted on the basis of cost at the time of construction.

John, if you want to go over the spreadsheet that was provided to us, but that's my caveat before he starts. I think if we want to consider the spreadsheet or the information submitted that the Board received I think we'd be awarding a contract based on something we didn't ask for. My recommendation would be that if that's the case we not to that. If the Board wants to evaluate a concrete road or evaluate it based on the life cycle cost of it then we need to ask the contractors as part of their bid packets to supply that and substantiate it.

John Steinbrink, Jr.:

One of the things that Crispell-Snyder, and they're the consulting engineer that evaluated and put together and they've been working very hard with Mike Spence and Matt on putting this project altogether, was they did do a life cycle cost analysis on here. One of the things is when you do a life cycle cost analysis there's obviously a lot of variables that come into place. The maintenance costs are really one of the key variables that we have a discrepancy between what the Wisconsin Paving Association provided to us and we got from our Crispell-Snyder engineer.

I guess I want to preface this where we do have . . . with us who really is one of the most respected people that I know with concrete design and everything else he does with that, and he is very well respected in the community. We do have one new concrete road within the Village in Devonshire located on 93rd just south of the Cooper Road area, and that has been performing well and doing great. That road was put in last year when asphalt prices were really at an all time near high, and the cost to install a concrete road at that point was actually a little bit cheaper of the cost to do an asphalt road.

So we have gone through and the asphalt prices have really come down. And I believe that our quantities were probably under \$50 a ton in this bid. By going through it was probably as close as I've ever seen an analysis with the price per lineal foot as done by our consulting engineer independently by Crispell-Snyder, it was \$500 a foot by the time you add the maintenance and the life cycle costs in there for concrete and \$494 a foot for the hot mix asphalt. And just over 4,200 feet by the time you take that analysis over a 60 year life cycle of the concrete and by really having two cycles of asphalt in there it ends up being only \$6 a foot less for asphalt, but that's still \$6 less a foot, so it ends up being about \$20,000 which really isn't a lot of money, but even after going through the analysis it's \$20,000 less.

Concrete has a lot of pros and a lot of cons the same way that asphalt has pros and cons. And I'm sure that if we would have the asphalt associations in here they would come up with an analysis that says the asphalt is a much more favorable product the same way that the concrete people did. One of the things that was done in this analysis by Crispell-Snyder is that they used the maintenance numbers from Wispave. Wispave is a DOT approved and designed use software that really independently evaluates the historical maintenance costs of concrete and the historical maintenance costs of asphalt. So those are the numbers that were used and they're

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really not skewed one way or another. With no disrespect to any of the numbers that were put in from the Concrete Association, but I think if this project was bid last year when asphalt prices were high I'm sure we would be having a much different discussion this evening than what we're having right now. But now that asphalt prices have come down, and even after going through the analysis of the two, asphalt was the cheaper product. I can answer any other questions or Mr. Fineour.

John Steinbrink:

Comments or questions?

Steve Kumorkiewicz:

The comment is the asphalt keeps the heat and it's better for us in a plowing situation for the ice, correct?

John Steinbrink, Jr.:

Yes, one of the inherent characteristics of the asphalt is that it is black and it does absorb heat and it is going to melt snow off a little bit quicker than what would happen on a concrete road.

Mike Serpe:

What is the life expectancy of a road that we're building on 85th Street for example?

John Braig:

I think a lot of it really depends. When you talk about the life cycle of a road you really have to put into play the maintenance that is done on that road. If you just take an asphalt road, you don't crack seal it, you don't overlay, you don't do whatever maintenance that you would want, it's probably going to last about 20 years historically depending on the mix and the soil conditions and the traffic loadings on it. We're hoping to get probably--well, the Village does a very aggressive maintenance program where we go through and we crack fill about every five years, and we've started over the last probably five years doing an ultra thin overlay of asphalt on a lot of our subdivision roads which have a PACR rating of about 7 on a 1 to 10 value, which 10 being the highest and 1 being a road like what 93rd was, for example, before it just got pulverized up.

So we're going ahead and maybe after 10 or 15 years we're doing the ultra thin overlay which is really just a three quarter inch coat of asphalt over the top of existing like what we've done in some of the subdivisions, doing a small mill and repave at about 30 years, and then another ultra thin overlay along with the crack ceiling every five years. So we're hoping that we really won't have to do anything for probably about 60 years as far as tear this road up and reconstruct it. We use that 60 years because that's really the life cycle that we're expecting the concrete to have before that has to be pulverized and replaced. So there's a lot of variables. I think a lot of it

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comes down to maintenance. And we did factor those maintenance costs into our life cycle analysis.

Mike Serpe:

And it's cheaper to maintain asphalt than it is concrete?

John Steinbrink, Jr.:

If you use the information that you have from the Wispave results it actually is a little bit more expensive to maintain the asphalt. But if you factor in the cost of the initial product plus the maintenance and you add everything together that's really where you come up with the cost favoring the asphalt. One of the advantages I guess to the concrete is that you might not have to do as much maintenance on a regular basis. We don't have to go through and crack seal every five years. You don't have to go through and pulverize up the first two inches of concrete and white topper . . . something over it, so initially it might be a little more expensive. But going through the entire maintenance process over 60 years of concrete and 60 years of asphalt. It did come down to be very close but yet in the favor of asphalt at this time.

Mike Pollocoff:

The real thing that kind of drives that is the original price. If that original price isn't lower or close then it doesn't—that's what tips the scale. The original price has to be a lot closer. And, as John indicated last year when we did Devonshire it was a lot closer. But Devonshire, again, is a different situation where the contractor or developer in that case was faced with putting in an overlay, having that being beat up because he'd be putting that in early and then weighing that against—putting a binder down, ripping it out, putting another binder down and then having to make more repairs on it and then putting the final lift on there. At that point they decided it was to their economic advantage to put in the concrete given the wear and tear that's going to happen on that road. This isn't exactly the same thing but, again, if the Board decides that we want to incorporate . . . cost we need to get that into the bid and evaluate that as part of the proposal and have a standard that we're going to use for evaluating what is the criteria or what's going to be the specifics of that evaluation so that everybody is dealing from the same point and that's not in our specs.

Mike Serpe:

A road that comes to mind that I'm going to use for comparison, a concrete road on 30th Avenue between 85th and 89th. That road is almost impassible it's in such poor shape and I know it's not 60 years old. I don't know how old it is, but it's not older than Tremper High School, I know that. Now, to rebuilt that road and it's going to need a rebuild, isn't that going to be more expensive to do than if it was asphalt?

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Mike Pollocoff:

Well, I don't know. With asphalt you can grind it up and mill it up and concrete you have to haul it off and dig it up in sections. If you look what's going on at 75th Street right now that's a little bit of both. I think with some of the roads that are in the City the engineers have put together the specs where the concrete road should perform and the asphalt road given the road base that's underneath should perform easily over time. The City has a spec for a long time because they had sandy soils and they basically scraped off the organic and poured the concrete in place. So some of those older roads in the City—

Mike Serpe:

To the credit of the concrete pavers 39th Avenue between 60th and 67th is a beautiful road and that's a quality road. I'm sure that will be around for a good number of years because they rebuilt that, they did the road base and they did it right. Profiles on both asphalt and concrete as far as road base the same thing?

Matt Fineour:

The profile for the asphalt was, and correct me if I'm wrong, 12 inches of base and 6 inches of asphalt, so the total thickness there is the same as the concrete but the concrete had a thinner base and a thicker concrete so it's eight inches of concrete on six inches of base.

Mike Serpe:

Just a question, Mike, if this were to be rejected tonight what would that do to 85th Street as far as the construction work or reconstruction?

Mike Pollocoff:

It would put us back. We'd need another three weeks . . . Just so the Board knows I don't have a problem with the way the spec was prepared. Again, I think it comes back to we're relying on the contractors to give us their best number and we asked for the alternate. That was in the initial design. We asked for the alternate and we got it, and I think that had the bids on the alternate been lower we'd have that number in front of you tonight. I'm not worried about the performance of the asphalt road. I really wouldn't be worried about performance on the concrete road either. But I think we have an obligation to go with the lowest best bidder as provided for in our spec.

Mike Serpe:

I think we'd be creating a little controversy if we spent in excess of \$100,000 to get the same result.

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John Steinbrink, Jr.:

And if I can just add one more thing, Trustee Serpe, it's that there's a couple things that are certain in the asphalt industries that the price is going to be variable. With that it's going to be up, it's going to be down. We had just received some correspondence from Payne and Dolan saying that they're only honoring their price, and not so much in this concrete but for new asphalt moving forward, until a set date. Because if you look at the price at the pump the price of fuel and everything else is going up and up. So I guess one thing to consider is that if you do wait there's a good chance you could be paying more at the end of the day for the same product that you would have for today. I can't predict that for sure but it's just something to consider. Staff is more than happy with the original recommendation of asphalt.

Steve Kumorkiewicz:

I'm pretty much agreeing with John. If we wait it could go up another 10 or 15 percent. Then what?

Mike Serpe:

Well, we have the correspondence from DK and we all know that they're reputable, they're good and we all know the owners. Unfortunately we're in a position here that it could cause serious controversy if we don't act properly. I would move to award the contract to A.W. Oakes.

Monica Yuhas:

Second.

John Steinbrink:

Motion by Mike, second by Monica. Any further discussion, comment or question?

SERPE MOVED TO AWARD A CONTRACT FOR THE RECONSTRUCTION OF 85TH STREET TO A.W. OAKES & SON IN RACINE IN THE AMOUNT OF \$1,872,418.80; SECONDED BY YUHAS; MOTION CARRIED 4-0.

O. Consider a Memorandum of Understanding between the Village of Pleasant Prairie, City of Kenosha and Kenosha County regarding the submission and administration of a Law Enforcement Justice Assistance Grant.

Mike Pollocoff:

Mr. President, this grant is an intergovernmental agreement between the City, the County and the Village for an application for federal funds. In this application the City is going to receive \$108,227; the Village would receive \$10,906; and the County would receive \$108,227. The rules providing for this are fairly rigid so it would be . . . negotiation, my recommendation is that the Board authorize myself and the Village Clerk to execute this intergovernmental agreement.

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Steve Kumorkiewicz:

So moved.

Monica Yuhas:

Second.

John Steinbrink:

Motion by Steve, second by Monica. Further discussion?

KUMORKIEWICZ MOVED TO APPROVE A MEMORANDUM OF UNDERSTANDING BETWEEN THE VILLAGE OF PLEASANT PRAIRIE, CITY OF KENOSHA AND KENOSHA COUNTY REGARDING THE SUBMISSION AND ADMINISTRATION OF A LAW ENFORCEMENT JUSTICE ASSISTANCE GRANT; SECONDED BY YUHAS; MOTION CARRIED 4-0.

P. Consent Agenda

- 1) **Approve a Letter of Credit Reduction for the Woodfield Estates Subdivision.**
- 2) **Approve a Letter of Credit Reduction for the Tobin Woods Subdivision.**
- 3) **Approve a Letter of Credit Reduction for the Meadowdale Estates Subdivision.**
- 4) **Approve a Letter of Credit for the Hwy. 50 - Shoppes at Prairie Ridge and Target Store development.**
- 5) **Approve Bartender License applications on file.**

SERPE MOVED TO APPROVE CONSENT AGENDA ITEMS 1-5; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 4-0.

11. VILLAGE BOARD COMMENTS

Monica Yuhas:

Mr. President, I have one quick item. A couple Fridays ago, May 7th, I had the opportunity to spend a day with our fire department while they were doing their high angle rope training out at We Energies. For one I didn't know we did that. I did not know that our firemen were trained to be up 150 feet in the air and to just be in a harness with ropes and pulleys and to go this way and then drop vertically and then come back up and go across to another building. It was very impressive. There was an item on the agenda earlier, there was a fireman from Lake County and also from Gurnee. It was interesting to see how the different municipalities worked together with mutual aid and with training. Chief, it's amazing what they're doing out there. I had no idea. I hope to continue to learn more about the department.

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The other thing I found very impressive is they did let me pull on the rope. They wouldn't let me put a harness on, but they would let me pull someone up. It's amazing how a piece of rope and some pulleys, the more pulleys that are on that rope the easier it is to move someone up. I was impressed. And the firemen answered my questions and they're so forthcoming in explaining things to me. That's impressive because you may not always get that. I'm hanging over the edge looking and I'm watching and someone is coming up to me and saying this is why we're doing this and this is why we're doing that. It's a good group. We were just sitting down to eat lunch and a call came in. It's amazing how quickly food goes on, hats go on and they're gone. So thank you for allowing me the opportunity to come out and witness that. I was very impressed.

Chief Guilbert:

You're quite welcome and I'll make sure your remarks are spread throughout the department.

Monica Yuhas:

Thank you.

Mike Serpe:

Get her a harness, will you?

John Steinbrink:

Did they say when you were pulling on the rope don't let go?

Monica Yuhas:

No, it's anchored to a wall and I wasn't the only one pulling.

John Steinbrink:

A lot of faith there otherwise. Or, if you have any rope burns you care to share with us.

Monica Yuhas:

Gloves. But it was interesting to see the different departments, to see Lake County, to see Gurnee and to talk with them and to learn more about the inter-cooperation with the departments. I found it fascinating.

John Steinbrink:

It is a lot of cooperation and a lot of training and a lot of dedication on their part. Because of that we know when we call them we're going to get responsible, dedicated people that are going

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to be able to do the job. Not only do they work together as a team themselves but with other communities. I guess the name of the game is working together and you guys do achieve that.

12. ADJOURNMENT

**SERPE MOVED TO ADJOURN THE MEETING; SECONDED BY KUMORKIEWICZ;
MOTION CARRIED 4-0 AND MEETING ADJOURNED AT 8:25 P.M.**