

**VILLAGE OF PLEASANT PRAIRIE  
PLEASANT PRAIRIE VILLAGE BOARD  
LAKE MICHIGAN SEWER UTILITY DISTRICT  
9915 39th Avenue  
Pleasant Prairie, WI  
May 4, 2009  
5:30 p.m.**

A Regular Meeting of the Pleasant Prairie Village Board was held on Monday, May 4, 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, Clyde Allen and Mike Serpe. Also present were Michael Pollocoff, Village Administrator; Peggy Herrick, Asst. Village Planner; Tom Shircel, Asst. Village Planner; Kathy Goessl, Finance Director; Mike Spence, Village Engineer; Paul Guilbert, Fire & Rescue Chief; Ruth Otto, IT Director; John Steinbrink, Jr., Public Works Director; 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 © CONSIDERING EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY AND MORE SPECIFICALLY NEGOTIATION STRATEGIES FOR COLLECTIVE BARGAINING.**

Mike Pollocoff:

One of the reasons, outside what was listed on the agenda, is we want to have the opportunity to consult with the Board concerning certain strategies that the Village is going to need to adopt or want to adopt in negotiation with labor unions that we're currently dealing with and ones we haven't started with. So I'm requesting executive session, and I'd like to have that session include, along with myself, Carol Willke, the HR Director, Kathy Goessl, the Finance Director and the Village Clerk.

**KUMORKIEWICZ MOVED TO ENTER INTO EXECUTIVE SESSION FOR THE PURPOSE STATED; SECONDED BY ALLEN; ROLL CALL VOTE – YUHAS – YES; KUMORKIEWICZ – YES; ALLEN – YES; SERPE – YES; MOTION CARRIED 4-0.**

After discussions were held, **KUMORKIEWICZ MOVED TO RETURN TO OPEN SESSION; SECONDED BY ALLEN; ROLL CALL VOTE – STEINBRINK – YES; YUHAS – YES; KUMORKIEWICZ – YES; ALLEN – YES; SERPE – YES; MOTION CARRIED 5-0.**

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

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John Steinbrink:

The Board had entered into executive session earlier. We're not on Item 5, Return to Open Session at 6:30 p.m. If it's okay with the Board members, we're going to move Item 10, New Business, Item A, up to the front of the agenda now. Motion to do so?

**KUMORKIEWICZ MOVED TO CONSIDER NEW BUSINESS ITEM 10 A; SECONDED BY SERPE; MOTION CARRIED 5-0.**

**10. NEW BUSINESS**

- A. Consider Resolution #09-10 - Resolution in appreciation to John and Dorothy Ingram for their generous donation of park land.**

John Steinbrink:

The Ingrams are with us this evening and we have a presentation here for them.

Mike Pollocoff:

Resolution 09-10, a resolution of appreciation to John and Dorothy Ingram. Whereas, John and Dorothy Ingram have been residents of Pleasant Prairie since the early 1970s; and Whereas, in 1971, the Ingrams built a home on property located at 5726 93<sup>rd</sup> Street; and, Whereas, the Ingrams have donated to the Village of Pleasant Prairie 30.73 acres of their property located at 5726 93<sup>rd</sup> Street for a community park; and, Whereas, the Ingrams hope to see the property donated transformed into a park with a pond for fishing, trees and shrubbery to attract birds and other wildlife and trails for walking; and, Whereas, the restrictions have been recorded with the property to insure the Village's intent that the property perpetually remain as a park and recreation land; and, Whereas, the park will be named for John and Dorothy Ingram to be known as Ingram Park.

Now, therefore be it resolved by the Village Board of Trustees of the Village of Pleasant Prairie that John and Dorothy Ingram be sincerely thanked for their generous donation of parkland and for their wonderful gift to the community. Considered this 4<sup>th</sup> day of May, 2009.

John Steinbrink:

And that is signed by myself, Steve Kumorkiewicz, Michael Serpe, Monica Yuhas, Clyde Allen and attested by Jane Romanowski, Clerk. Frank, I know you're always for big speeches. I want to present you with this. Thank you and Dorothy. This donation and your vision for the Village in the future, you're really looking ahead here. You're making something that generations from now and forever are going to be able to enjoy. They're going to be able to look back and say this was thanks to John and Dorothy. As they write in history books you will be known. The plaque will be something of the history there so they know. And I think people in the community already know your generosity and what you've done, and we really thank you for that.

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John Ingram:

I'm very happy to give it to you for a park. I can't talk very long because I get out of breath. That's the reason I don't come up and speak too much. You got anything to say Dorothy?

Dorothy Ingram:

No.

John Ingram:

I'm very happy. Thank you.

John Steinbrink:

I think Dorothy all along gave us her thoughts so we know what it is and what we need to do. I think it's a great location. It's centrally located. The amenities that are going to go in there a lot of kids and a lot of people in the Village are going to enjoy that, especially the kids with the layout that we're looking at there. We talked about the pond and the fish, and hopefully we have some big ones in there for you to get hold of. You can work on that. John and Dorothy, thank you very much. We refer to him as John Ingram. I always knew him as Frank. When I was younger I referred to him as boss. He kept me on the straight and narrow. He taught me a lot about the construction business. You look around the area and you see his work everywhere and projects he worked on. You're a big part of the whole community. Not only here but northern Illinois, and you name it you guys were there working so thank you.

## **6. ELECT PRESIDENT PRO TEM**

Mike Serpe:

Mr. Chairman, I would nominate Monica Yuhas as the President Pro Tem to continue her job that she has done so diligently this past year.

Clyde Allen:

Second.

John Steinbrink:

Motion by Mike, second by Clyde. Any other motions?

**SERPE MOVED TO APPOINT MONICA YUHAS, PRESIDENT PRO TEM;  
SECONDED BY ALLEN; MOTION CARRIED 5-0.**

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John Steinbrink:

Vote is unanimous. Monica, congratulations.

Monica Yuhas:

Thank you, Mr. President.

John Steinbrink:

You've shown that you live up to this and you've shown that you can be a real part of this Village especially being out in the work force and showing guys how it's done and keeping up with them toe to toe. It's one thing to talk the talk but it's another thing to walk the walk and you do that.

Monica Yuhas:

Thank you.

John Steinbrink:

Some day we're going to get a job that stumps you and we're working on it.

**7. MINUTES OF MEETINGS - APRIL 20, 2009**

**YUHAS MOVED TO APPROVE THE MINUTES OF THE APRIL 20, 2009 VILLAGE BOARD MEETING AS PRESENTED IN THEIR WRITTEN FORM; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

Mike Serpe:

John, before we go any further just a housekeeping item. I don't think we voted on John and Dorothy's resolution. To make it formal we should.

John Steinbrink:

Correct. We'll move back to Item 10, Item A.

**10. NEW BUSINESS**

**A. Consider Resolution #09-10 - Resolution in appreciation to John and Dorothy Ingram for their generous donation of park land.**

**KUMORKIEWICZ MOVED TO ADOPT RESOLUTION #09-10 - RESOLUTION IN APPRECIATION TO JOHN AND DOROTHY INGRAM FOR THEIR GENEROUS DONATION OF PARK LAND; SECONDED BY SERPE; MOTION CARRIED 5-0.**

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John Steinbrink:

It's official. I don't think anybody was going to doubt you on that, Frank.

## **8. CITIZEN COMMENTS**

Bob Babcock:

Bob Babcock, 11253 3<sup>rd</sup> Avenue. I'd like to applaud the Public Works Department. We've had a lot of rain this spring and they've done a good job of getting the pumps out there and getting the water taken care of. Over the last several years it seems like they've gotten a good handle on how to most efficiently get rid of the water. One thing that I noticed is they put a sand bag on 4<sup>th</sup> Avenue on the south end. It seems like they're trying to stop water from coming into the Unit 2 area from the wetlands. I trust the guys that are in the field that have been witnessing this know what they're doing. Your fish bowl theory or whatever kind of bowl keeps our water in and we're kind of responsible for it. That's how we're being taxed. We live in a bowl.

I don't know how your guys in the field team can disagree with that and have a sand bag on the south end to keep the water from the wetland that's south of our bowl from coming into our area. Also, if the water is coming in from there what does the DNR think about the fact that we put this in unless you're going to build some kind of retaining wall to keep us really in a bowl, that you're going to dry out that part of the prairie, the wetland. This isn't really new business, it's old business, so I'd appreciate a response.

John Steinbrink:

This is citizens' comments. The engineer has taken note of it. Other persons to speak under citizens' comments?

Jane Romanowski:

There are no other sign ups.

John Steinbrink:

Anyone else wishing to speak under citizens' comments?

## **9. ADMINISTRATOR'S REPORT**

Mike Pollocoff:

Mr. President, this last weekend out at RecPlex and IcePlex, at IcePlex we had a major hockey tournament. This coming weekend is going to be the figure skaters--wait a minute, two weeks from now will be the figure skating tournament. It's a good opportunity to see how some of the young kids have been progressing that have been the program for a while. So I'd encourage everybody to come and take a look at that. That's all I have.

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**10. NEW BUSINESS**

- B. Receive Park Commission Recommendation and consider an award a contract with Schreiber/Anderson to design a conceptual plan for the proposed Ingram Park located in the vicinity of 5726 93rd Street.**

Mike Pollocoff:

Mr. President, we've received sealed bids for the design services at Ingram Park. We received four bids. Schreiber-Anderson was the lowest bid, and in essence in looking at the proposal we felt they were the best. The Park Commission has reviewed the proposals. Schreiber-Anderson provides a contract to the Village for an amount not to exceed \$9,172. It's my recommendation and that of the Director of Public Works that we award a contract to Schreiber-Anderson.

Steve Kumorkiewicz:

So moved.

Clyde Allen:

Second.

John Steinbrink:

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

**KUMORKIEWICZ MOVED TO CONCUR WITH THE PARK COMMISSION RECOMMENDATION AND AWARD A CONTRACT TO SCHREIBER/ANDERSON TO DESIGN A CONCEPTUAL PLAN FOR THE PROPOSED INGRAM PARK LOCATED IN THE VICINITY OF 5726 93RD STREET; SECONDED BY ALLEN; MOTION CARRIED 5-0.**

John Steinbrink:

We're working on it now, John, so we're going to make sure it's right, too.

- C. Receive Plan Commission Recommendation and consider several Zoning Text and Map Amendments (Ord. #09-20 through #09-26) including:**
- 1) to amend Section 420-127 relating to the PR-1 Neighborhood Park-Recreational District regulations;**
  - 2) to amend Section 420-127.1 relating to the PR-2, Community Park-Recreational District regulations;**
  - 3) to amend Section 420-127.2 relating to the PR-3, Regional Park-Recreational District regulations;**
  - 4) to amend Section 420-76 relating to Signs;**
  - 5) to amend Section 420-148 B relating to Conditional Uses;**

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- 6) **to amend Section 420-152, relating to Definitions; and**
- 7) **to amend the Zoning Map to rezone 234 properties as a result of the changes to the Park-Recreational Districts.**

Peggy Herrick:

Thank you. These items, a public hearing was held by the Plan Commission at its last meeting on April 27<sup>th</sup> and the Plan Commission is recommending approval of these amendments, and I will briefly go over them tonight since all of you were here at that public hearing. I will just highlight some of the issues and one recommendation that the Plan Commission made that was different than presented at the hearing.

As a result of the Smart Growth legislation and the need for our Comprehensive Land Use Plan and our zoning map and zoning text to be consistent by January 1, 2010, the Village staff has been in the process of re-evaluating certain districts and this round are our Park and Recreational Districts. Currently there is one Park and Recreational District and we are proposing to create three Park and Recreational Districts.

The PR-1 is the Neighborhood Park and Recreational District, and this is small public and private open space area primarily used for retention and detention facilities and commercial and residential development areas and Village parks less than five acres.

The PR-2 District is the Community Park and Recreational District, and these are for active public or private recreational areas, so this would be like Halter Wildlife, Prairie Harbor Yacht Club, Big Oaks Golf Course, Transcendental Golf and Village parks greater than five acres. Again, it's a community based district.

The third district is the Regional Park and Recreational District, and this includes major park and recreational areas and regional parks which in the Village's case is Prairie Springs Park. The Neighborhood Community and Regional Park Districts being created comply with the current park designations and open space designations that our land use plan has had since 1996, so these are being more consistent now.

Back in March the Plan Commission and the Board reviewed the PR-3, Regional Park and Recreational District and did recommend approval. However, tonight as we finished up the PR-1 and PR-2 Districts there are a few minor modifications that need to be made to the PR-3 District and I'll explain those when we get to that portion.

Now, the PR-1 District, again, these are small, neighborhood parks and neighborhood open spaced areas. They're for storm water retention and detention facilities in subdivisions and the corporate park and in commercial areas. They allow limited recreation and open space uses, pavilions, gazebos and other shelters or maintenance buildings, and temporary restroom facilities are also allowed. There's limited conditional uses in the PR-1 District including an indoor swimming pool, permanent restroom facilities and transition lines whether they're electric powered or natural gas. In addition, the PR-1 District allows for temporary uses, allows for a combination of uses. It allows and provides for design and development standards and

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operational standards. It also provides municipal services. So those are other sections of the PR-1 District that are being proposed tonight.

The next section, or the next ordinance amendment, Ordinance #09-21, is to amend Section 420-127.1, and this is the PR-2, Community Park and Recreational District. Again, these are for larger park and open space areas, either public or private. As I mentioned earlier, Prairie Harbor Yacht Club, Halter Wildlife, Big Oaks, Transcendental Golf to name a few. Principal uses in this district allow for outdoor recreational facilities and activities, dry cabarets, indoor swimming pools, pavilions, gazebos or other shelters, nature or educational centers, restaurants and snack bars, storm water retention or detention facilities. This district also offers a large variety of conditional uses, and some of these are uses that are currently in the Village such as Prairie Harbor Yacht Club, Marinas and those types of facilities are still allowed in the PR-2 District with a conditional use. Same with Halter Wildlife or Sportsman Club.

Other uses include archery ranges, boat rentals, campground, equestrian trails, off road vehicular trails, residential corridors. We have a few, Big Oaks Golf Course and Transcendental Golf, the owner or proprietor or manager of those facilities do live on those sites and that's a use that's currently allowed in the PR-1 District, and that's a use that's allowed in the PR-2 District with a conditional use permit.

Ordinance #09-22, this is to amend Section 420-127.2, the PR-3, Regional Park and Recreational District. Again, the majority of this ordinance was adopted in March by the Village Board. However, a new section so that the temporary uses are being added to state clearly that temporary uses are allowed in the PR-3 District subject to Section 140 of the Village ordinance which is the temporary use section. Also, as a result of that modification, a modification needed to be made to the prohibited use section to include uses that are not listed as principal, conditional, accessory or temporary uses are prohibited uses. We had to include temporary uses in that paragraph as well.

The next section being amended is the site and operational plan. There's an exception provided that the zoning administrator may approve other building material types than what's specifically allowed in the site and operational plan application. The other few minor modification is the ordinance is being renumbered as a result of inserting the temporary use section. In your packets you should have a redline version of that district showing what exactly is being amended. The regular text in there is what was approved back in March.

The next ordinance, 09-23, this is to amend Section 420-76 related to signs. As a result of amending and creating three Park and Recreational Districts, we evaluated the signs and went through to make sure that primary monument signs, for example, in a single family residential development those are typically on outlots in subdivisions. We wanted to make sure that they were allowed in the PR-1 District. So that was the modification. If you look at the ordinance you can see all the other signs that are now allowed in the PR-2 and PR-3 Districts. Since those districts never existed, we need to update that ordinance.

There are also some minor changes to the primary monument sign wherein if you have a property that abuts an arterial roadway and a local roadway, our ordinance allows one primary monument sign unless that property is 600 acres. We're running into issues, especially along Highway 50, where we have restaurants and those type of outlots on the Prairie Ridge Development where that



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lot that the restaurant sits on is not 500 acres, but they would like a primary monument sign that abuts the State highway rather than just having interior to their site. So we evaluated the ordinance and are recommending that a second primary monument sign be allowed on sites where they abut a local road, their access is off that local road, and they are requesting a sign to abut the adjacent property or the adjoining highway right of way. So they, in essence, would have two primary monument signs. So there are modifications proposed to allow that.

Also, there are modifications proposed to the special event signs. Currently the ordinance allows three such signs in all districts except for the PR-1 and the Institutional. This ordinance is proposed to be amended to allow four in all districts and unlimited in the PR-3 and the Institutional Districts, so that's another amendment to the sign ordinance and that was Ordinance 09-23.

Ordinance 09-24, this is amendments to Section 420-148 B of the zoning ordinance and this relates to conditional uses. Most uses that are conditional uses also have additional standards outlined in this Section 420-148 B that go above and beyond the normal requirements for any other use. This section has been updated as we go through all these districts for those districts. This portion of the ordinance has really not been updated since 194 when it was originally adopted when the County updated their zoning ordinance. There are a lot of regulations that no longer are applicable. For instance, some of the requirements were a site plan had to be approved by the Plan Commission. Well, our site and operational plan requirements require that now. So that is not needed anymore. So there are a lot of things that referred to performance standards. There's a whole section of the ordinance related to performance standards. So a lot of these sections could be deleted because they are redundant and repeated what it said elsewhere in the ordinance.

The last section, Ordinance #09-25, is another zoning text amendment related to definitions. There are two definitions that are being deleted because they're no longer applicable, and those include park amusement and recreational RV pads. Those two definitions are no longer needed in the ordinance so they're proposed to be amended.

The last ordinance is zoning map amendments. As a result of creating three districts each of the properties that are currently zoned PR-1 and others in subdivisions we evaluated to put them into the appropriate district. When we started platting subdivisions years ago all the outlots were not placed in a park and open space district. They were placed in that residential district. We have had issues in the past where that homeowners association wants to fill in that low area as they call it, but it's really a retention or detention facility, and then they think they can sell it as a single family lot. We had that issue come up about three years ago. So subdivisions since then all their outlots have gone into this PR-1 District. So a lot of these zoning map amendments put those detention and retention facility outlots into the PR-1 District. It also puts the community parks into the PR-2 District and previously we already rezoned Prairie Springs Park to the PR-3 District in March of this past year.

I'm not going to go through all these exhibits because we did go through each of them in detail at the Plan Commission meeting. However, there is one recommendation that the Plan Commission is making that I just want to bring your attention to and that's Exhibit A2 on the overhead. At the

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Plan Commission meeting it was recommended that Pleasant Prairie Ball Park, which is this park area here, this is 104<sup>th</sup> Avenue, this is Bain Station Road right in here, this park area is almost ten acres. Most of the park is currently zoned PR-1, there's a few that are zoned residential. Those are Village lots that were recently acquired, and one of the parcels is zoned B-1. That was the old Hussey's Bar and Grill, so that's still currently zoned B-1. So we're recommending that all those parcels, those seven parcels that make up Pleasant Prairie Park be rezoned to the PR-2 District. All the rest of the zoning map amendments as presented at the Plan Commission are proposed to be amended. If there's any particular questions about any one of these lots I can certainly answer those, but again these were all presented at the public hearing which you folks were all at.

There are two other things I just want to mention. According to the zoning ordinance any property that's zoned out of the A-1 District, which is the Agricultural Preservation District, needs to meet some standards set forth by the State Statutes. And the Village Board before rezoning any of those lands out of the A-1 District needs to make sure that they agree and find that there's adequate public facilities to accommodate development, either they exist or will be provided within a reasonable time frame. Second, provision of public facilities to accommodate development will not place an unreasonable burden on the ability of affected local units of government to provide them. And the third criteria is the land proposed for rezoning is suitable for development and development will not result in undue water, air pollution, cause unreasonable soil erosion or have an unnecessary affect on the rare or irreplaceable natural resource areas.

There are two areas where rezoning out of the A-1 District is proposed. The first is on parcels owned by the Des Plaines Wetland Conservancy which is part of the Halter Wildlife Hunting Club as shown on Exhibit K which is on the slide. And the property numbers 10 and 11 which are outlined those properties, portions of them are currently zoned A-1. We are proposing to rezone those to the PR-2 District. They are properties that are currently being farmed but they're being farmed for the purposes of the hunting club that's out there. So those areas are proposed to be rezoned into the PR-2 District.

The next area where there's some rezoning of some A-1 land is on a portion of property owned by Indian Valley Golf Club, Inc., and that's shown on Exhibit L on the wall over there. This is part of Big Oaks Golf Course. What is happening is in the past our zoning maps were based on aerial photography with lines drawn on them. In 2006 we updated our maps and converted the hand drawn maps into digital zoning maps and the Board adopted those. The golf course at Big Oaks has kind of formed and some areas were outside—they own a number of parcels there, and it was very difficult to draw on a map where these lines were.

A few years ago the golf course did a lot line adjustment and they put everything that's in the golf course on one parcel and everything else that they owned that's being farmed in the surrounding areas into another parcel. So it was very clear now to see exactly where the golf course areas are. So all those areas that are on the golf course are proposed to be rezoned into PR-2. You can see this line basically represents the golf course area. There's an area down in here which is zoned A-1 which is part of the golf course. There are some areas over here that are zoned A-1 that are part of the golf course. Same with this as part of the golf course and same with this. So these

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areas are proposed to go into the PR-2 District because that's what they are and that's what they've been for a long time.

Also, we're cleaning up the map. These areas right here, these three little pieces right here, those are currently zoned PR-1, and they're on the parcel that's being farmed, so those areas are being put into the A-1 District and being removed from the Park and Recreational District because they're not being used for those purposes. They're being used for farming. So these two properties are currently developed and the zoning map is being corrected. The properties have adequate public facilities to accommodate the existing Park and Recreational uses and do not place an unreasonable burden on the Village, and the existing Park and Recreational uses do not result in undue water or air pollution, cause unreasonable soil erosion or have unreasonable adverse affects on rare or irreplaceable or natural resource areas.

So with that the Village staff recommends that Ordinances 09-20 through 09-26 be approved as presented.

Steve Kumorkiewicz:

Make a motion to approve.

Monica Yuhas:

Second.

John Steinbrink:

Motion by Steve, second by Monica. Further discussion on these items?

Mike Serpe:

Just a question, Peg. In anticipation for the 2010 Smart Growth, how much does community development have left to do to get it ready for the State's acceptance?

Peggy Herrick:

We are probably 50 percent there. With the economy that has been slow for the last few months it's really allowed us to catch up and focus on doing that project. That is one of our main goals to make sure we get that done. We've been working on this for a long time because we use our comprehensive plan, and the zoning map and the zoning ordinance need to be consistent to provide developers and people that own property in the Village to know what's going on and what's expected of them. So we've been really working on this for quite some time.

You may recall we re-looked at all the Business Districts back in 2000, 2001 and 2002. We just completed the Institutional Districts last year. Now we've done the Park and Recreational District. We did the Residential District a number of years back. There needs to be some minor changes to that. The biggest two sections that we need to work on on our zoning ordinance yet

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are Agricultural Districts and the Manufacturing Districts. Again, both of those haven't been touched very much since 1984 when the County adopted those ordinances and the Town did. And we are currently working on preparing our update to the comprehensive plan. So we hope we're going to be done with this this fall.

Mike Serpe:

Thank you.

John Steinbrink:

Motion and a second. Any other discussion on this item?

**KUMORKIEWICZ MOVED TO CONCUR WITH THE PLAN COMMISSION AND ADOPT ORDINANCES #09-20 THROUGH #09-26 AS PRESENTED; SECONDED BY YUHAS; MOTION CARRIED 5-0.**

**D. Receive Plan Commission Recommendation and review and consider Chapter XIV, "Intergovernmental Cooperation Element" of the Multi-Jurisdictional Comprehensive Plan for Kenosha County.**

Peggy Herrick:

Thank you. The Village staff has reviewed and presented comments to the Plan Commission on April 27, 2009 related to the draft chapter, Chapter XIV of the Multi-Jurisdictional Comprehensive Plan for Kenosha County entitled Intergovernmental Cooperation Element. In general, the Village staff and the Plan Commission are concerned with the presentation of this chapter. The premise of this chapter assumes that in order to have intergovernmental cooperation there must be consolidation of all government services with the County, and this is noted as a primary goal in this chapter. The Village staff and the Plan Commission did not support this assumption. The Village staff and the Plan Commission would support further evaluation of consolidating and coordinating services only where the consolidation makes economic sense while not reducing the level or quality of service currently being provided to Village residents.

Rather than recommending consolidation of services, especially police and fire departments, this chapter should have investigated what are the certain functions of government that could and should be responsible for and what local municipalities should be responsible for providing. For instance, capital intensive services like sewer, water and solid waste may make the most sense to consider consolidating. For example, the Village alone has water and sewer infrastructure of nearly one quarter of a million dollars which the Village owns and manages. When municipal services like sewer and water are provided, the costs of those assets are spread across the consumer base and more customers the community has the less it costs the utility. In these types of services, the level to which these services are provided is by and large not decided by the municipality but is determined by public health or the Wisconsin Department of Natural Resources.

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It's the same with solid waste. Years ago the County decided it was best to allow a private enterprise to operate a landfill which is a very capital intensive activity. When that happened the County, and in turn the local municipalities, gave away their control to a private company, and today the Town of Paris has a \$23 million surplus and is the beneficiary of those private deals that year after year is paid for by municipal government and private individuals.

For other activities such as police and fire service the Village staff and the Plan Commission believe that the municipalities should have the ability to decide what level of police and fire protection they are willing to fund. If that is maintaining their own department that is fine, and if it means that opting for the Sheriff Department service the municipality should make that choice, too.

The attached comments recommended by the Village Plan Commission and staff are in red in the attached document. The Village's review includes language that consolidation shall only be considered if requested by the municipality and provided that consolidated services is cost effective, that the level of quality and service is not reduced, and the consolidation of services does not negatively impact the communities image or character.

I'm just going to briefly go through the chapter and highlight some of the changes that the Plan Commission had recommended. In addition to the copy that you have, it was brought to my attention after the packets were distributed that there were a number of typos. I did a spell check on the document. There were a number of typos, those have been corrected and the corrected version will be forwarded to SEWRPC and the multi-jurisdictional committee with any additional comments that the Board may have tonight.

So, again, the State Statutes require that intergovernmental cooperation will be one of the nine elements of the comprehensive plan. There are three different criteria that are set forth in the statutes. They require this element to analyze the relationship of County and participating local governments with each other and to the school district, drainage districts, adjacent County and local governments, the region, the State and other governmental units such as the Lake District or Sanitary Districts or Library Board. It requires that all plans or agreements to which the County and participating governments are party to under Section 66.0301, 66.0307, 66.0309 of the State Statutes be listed in this chapter. It also requires that existing or potential conflicts between governmental units be described and a process to resolve each conflict is provided.

In addition, the State comprehensive planning goals related to the intergovernmental cooperation element are set forth in Section 16.965 of the statutes, and they address the following issues. They encourage the coordination and cooperation among nearby units of government; they provide infrastructure and public services and an adequate supply of developable land to meet existing and future market demands for residential, commercial and industrial uses; provide an integrated efficient and economic transportation system that afford mobility, convenience and safety that meets the needs of all citizens including transient dependent citizens and persons with disabilities. So that is what the State Statutes and the State comprehensive planning law requires be a part of this chapter.

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This chapter outlines benefits of intergovernmental cooperation including the early identification of issues, a reduction in litigation, there's consistency, there's an understanding of trust and a history of success. There are cost savings. However, the Village staff is recommending that when evaluating shared services the impact of service level be evaluated together with potential cost savings to ensure that the existing level of service will not be adversely affected and that the projected cost savings are likely to be achieved. So there are some issues that deal with cost saving that need to be evaluated. And then it also helps address regional issues.

The first part of the document includes analysis of intergovernmental relationships between Kenosha County, the State, regional government agencies, local government, adjacent County and local government and special purpose units of government. The chapter outlines Kenosha, that all departments and services provided by Kenosha County are available to residents in the County. There's a section on local government. Typically local governments provide associated services and utilities to communities such as storm water management, solid and hazardous waste collection and disposable recycling facilities. Parks, fire protection, rescue services, most cities and villages and some towns provide sewage collection, treatment and disposal water supply, library, police and fire services. These are all specific in this comprehensive plan as well.

There's a section on school district. Most school districts do not follow municipal boundaries so there needs to be understanding and cooperation with the planning for schools in the Kenosha County area. There's a section on libraries talking about that all public libraries in Kenosha County are part of the County library system. The library has contracts with other counties outside of Kenosha County to provide transfer of books and things of that nature so that's outlined, and those are some intergovernmental relationships.

There are also drainage districts which are special purpose districts and they're authorized under Chapter 88 of the Wisconsin Statutes. And these are important because typically drainage lines do not follow municipal boundaries so it's important that municipalities can work together to solve drainage issues where the drainage basin crosses municipal lines. Sometimes even state lines.

This chapter talks about intergovernmental relationships with adjoining county and local governments, cooperation efforts between Kenosha County and other Wisconsin counties, other governments near Kenosha County. Since we border Illinois there are agreements with Illinois, and those are stated starting on page 6 of the chapter.

Pages 8 and 9 talk about regional organizations and cooperative efforts between Kenosha County and regional efforts. Those are outlined, again, on pages 8 and 9. There are cooperative and cooperation with State agencies such as the DOT, the DNR, the Department of Commerce, the Department of Health and Social Services and those are discussed on page 10 of the document.

Part 2 talks about examples of existing services and other agreements in Kenosha County. The Wisconsin statutes require that this element incorporate any plans or agreements to which the County and/or participating local governments are a party to, and this section outlines those agreements. They really relate to intergovernmental cooperation, boundary changes, cooperative plan agreements, stipulated boundary agreements, and those are listed on pages 11 and 12. A

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number of them were missing for Village agreements, so you can see those redlined in your packet that indicates additional agreements that are in place in the Village.

This section also specifies existing and potential shared services and equipment. The Village is recommending that a statement be added to assure that it is clear that each potential shared service or equipment shall be examined by the local municipalities to ensure that there's an added benefit for the shared service, not only financially but that the level of quality of service is not negatively affected, and you can see that in the staff comments.

The next section talks about existing and potential shared utilities and community facilities. Again, the Village is recommending additional language to ensure that the shared technology services are cost efficient and provide the same level and quality of service currently being provided. As noted earlier, a capital intensive service that was not listed as a potential shared utility that the staff recommends be added to this is the adoption of the regional water and waste water utility facility to provide regional waste water and water facilities to the Lake Michigan basin municipalities. So that's a potential shared utility that we're recommending be added to their list.

The next section talks about shared technology services. Again, the Village is recommending added language indicating that the local governments request such a shared service and further provided that such shared services are financially beneficial and do not reduce the amount or quality of services as determined by the local municipality.

The last section is Part 2 identified existing and potential cooperative planning or ordinance administration. Similar language is recommended to be added to this section to insert quality between potential cooperative planning efforts. For instance, a potential cooperative planning would be the multi-use trail. A multi-use trail could go through various communities in the County, and we just want to make sure that there's a coordinated effort that the cost sharing is the equality there.

Part 3 identifies existing or potential land use conflicts between the County and local government units as required by the statute and describes processes to resolve these conflicts. Although the Wisconsin Statute provides cities and villages with the authority to accept annexation from town property owners, annexation oftentimes leads to lawsuits, court battles or ultimately one winner and one loser. Boundary plans and intergovernmental agreements can preserve land for the towns and give them the ability to plan for the future without the uncertainty related to the future annexations.

Depending on agreements and plans developed, such agreements also have the potential for revenue sharing or payments from incorporated areas, extension of municipal services to adjacent town and preservation of agricultural lands. So annexation is very contentious and that leads to boundary agreements where municipalities and the towns and the municipalities or city or village can agree on what the standards are before it gets to that level. And it still may get to that level and the court may have to decide what needs to happen.

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Also, joint planning between the school district and the communities within the district to share information on residential growth and the impact that that growth will have on school within the district can improve planning and the development decisions by both the school districts and the local communities. Currently the Village, the City of Kenosha and the Town of Somers works with the Unified School District to provide that data so that they can keep that open. The school district on the west side of the I would like the towns to do the same so they are looking for that cooperative agreement.

Part 4, and the last part of this section, is intergovernmental cooperation, goals, objectives, policies and programs. This sets forth the goals, objectives, policies and programs intended to guide intergovernmental cooperation efforts in Kenosha County through the comprehensive planning year which is the design year of 2035. The Village staff and the Plan Commission is recommending that the following statements be added to this section: As intergovernmental cooperation issues arise, local government shall have the opportunity to request such cooperation or agreement with such agreement being evaluated to ensure that the agreement is beneficial not only financially but does not reduce the level or quality of service or change the local community identity.

The first goal outlined in the chapter is to encourage intergovernmental cooperation. The second goal is to cooperate with other units and agencies of government where appropriate to provide cost effective government services, provided the level of service will be maintained or improved, again, provided that it is beneficial to the local government. The third goal outlined in the chapter is to promote better understanding among all levels of government on the roles and responsibilities of each. The fourth goal and final goal of the chapter is to fully coordinate land use planning and development decisions within the school districts.

So that is a basic synopsis of this chapter, and the Village staff recommends that the Village Board provide the comments presented to the Village Board tonight in the staff memo and the comments in the attached draft of Chapter XIV which is redlined to present those comments and any additional comments you may have back to the Regional Planning Commission and to the Multi-Jurisdictional Comprehensive Plan for their consideration.

Clyde Allen:

After looking at what the staff report had said what their comments were, listening to Planning Commission's comments we all share their same concerns, what has transpired in the past, the appearance of picking and choosing what you will participate in in intergovernmental cooperation has certainly raised some issues and some problems for the Village in the past. With that, I used the Village staff report or we used the Village staff report as a guideline, as a basis, to insert a statement and you have it in front of you in red after the introduction but prior to the section beginning with Part 1. And that would be as follows:

Premise for considering intergovernmental cooperation: Local governments should support further evaluation of consolidating and coordinating services only where the consolidation makes economic sense while not reducing the level or quality of services currently provided to the Village residents. Evaluation of



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services especially police and fire departments should be investigated by determining the certain functions of government that the county should be responsible for and what local municipalities should be responsible for providing. For instance, capital intensive services like sewer, water and solid waste may make most sense to consider consolidating. For example, the Village of Pleasant Prairie alone has water and sewer infrastructure of nearly one quarter of a billion dollars that the Village owns and manages. When municipal services like sewer and water are provided the cost of those assets is spread across the customer base, and the more customers the community has the less it costs the utility. In these types of services, the level to which these services are provided is by in large not decided by municipality, but it's determined by the public health or the Wisconsin DNR.

Another example of capital intensive activity is solid waste. Years ago the county decided it was best to allow a private enterprise to operate a landfill which is a very capital intensive activity. When that happened, the county and, in turn, the local municipalities gave away their control to a private company, and today the Town of Paris has a \$23 million surplus and is the beneficiary of the private deal that year after year is paid for by municipal governments and private individuals.

For other activities such as police and fire, municipalities should have the ability to decide what level of police and fire protection they're willing to fund. If that is maintaining their own department that is fine. If it means opting for the Sheriff Department services the municipalities should make that their choice, too.

Language that identifies consolidation as a goal should only be considered if requested by the municipalities and provided that the consolidated service is cost effective, that the level and quality of services is not reduced and the consolidates services are not negatively impacted by the community's image or character.

With that, I guess I want to make a motion to insert that in that section of Chapter XIV. It's a little redundant from the staff report that we're going to send on, however when SEWRPC ends up with their final master plan and incorporates this section in there, there will be no reference to the Village staff report. By inserting this into the chapter we'll actually go on record to show what our concerns and what our position is.

Mike Serpe:

I'll second that.

John Steinbrink:

Motion by Clyde, second by Mike. Further discussion?

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Peggy Herrick:

Jane just handed me another clarification related to Kenosha County and the public test for elections. We need to clarify that Kenosha County does not conduct the public test, however the cost for those public tests are shared between a number of communities. We want to get that updated and corrected before we send this on to SEWRPC so we make sure that that existing service is correctly spelled out in there.

John Steinbrink:

Other comments or questions?

Mike Serpe:

I just have one. Being on the Board as long as I have, I have a tendency to sometimes compare what we're doing in the Village of Pleasant Prairie with what other communities are doing as well. And I do that regularly. It's easy for SEWRPC to come down and say this really looks good because it's the easiest way out here I guess for lack of a better phrase or word. But if anybody can come through and give as good or better services to the citizens of this community at the rate they're paying in taxes then I think we have to look at that. But personally I don't think it's going to happen. I don't see how it could happen. I have a daughter that lives in Germantown and she has nothing but complaints for the types of services that that community is providing. I gave her my opinion, of course.

But I look at the last how many years we've been a part of the Unified District and I ask myself knowing what we know today and that was proposed that we form a unified school district would we join? And right now with the way things are going I would be against that. That's one example where I think local control of a municipality would have done a better job than what we're seeing. So I agree with you, Clyde. I think we have to have that verbiage in there to protect ourselves for the future, and who knows where this is going to go ultimately.

John Steinbrink:

I think the first thing we learned is that every community is unique. We can compare ourselves to other communities, what we do here, what we have for business, our location, and location plays a big part in it, and also what the residents want is the level of service that plays a big part. I think to a document that says one size fits all or any combination thereof works the best is inaccurate. I think that's what we're trying to state here.

Steve Kumorkiewicz:

One more comment I'd like to make. I cannot let it go. It's the issue that we pass ordinances in this Village that benefit the residents. I find it interesting to see on page 11 and page 16 of this report here, Chapter XIV, they mention the mining, non metallic mine reclamation ordinance. Well, the question is, is this ordinance that was passed by the Village Board in June 1994, and then what happened? At a time when every other community was jumping . . . but Kenosha

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County adopted that ordinance as their own ordinance. So that's why we're . . . what it says. We're the only community in the County that's exempt in this section because we are the ones who started the original ordinance and then the County adopted it. So we do a lot of things in this Village . . . other communities . . . although we're paying for it.

John Steinbrink:

Other comments or questions. We have a motion and a second on the floor.

Peggy Herrick:

I just wanted to make one additional comment. John Roth with the planning department for Kenosha County gave me a call this afternoon. He read an article in the newspaper this weekend, I don't know if you all saw it or not. He was interested in hearing what our comments were, and their intention and SEWRPC's intention wasn't to say consolidation is good, everybody needs to consolidation. Their intention was it needs to be beneficial financially and the level of service and things of that nature, and I explained to him that the Village did not feel that this chapter went far enough to make that abundantly clear. He said they welcome our comments and incorporate them similarly to what they have done in other past chapters. Where we have a little bit of controversy they adopted all those into the original chapter. So he indicated that they don't see any problem with adding these comments into their chapter. I just wanted to let you know that they are aware of our comments and they don't have any intentions of excluding them from the chapter.

John Steinbrink:

And that was the intent of all of our comments to be heard and considered.

Peggy Herrick:

Correct.

John Steinbrink:

Other comment or question?

**ALLEN MOVED TO CONCUR WITH THE PLAN COMMISSION RECOMMENDATION AND APPROVE CHAPTER XIV, "INTERGOVERNMENTAL COOPERATION ELEMENT" OF THE MULTI-JURISDICTIONAL COMP-REHENSIVE PLAN FOR KENOSHA COUNTY SUBJECT TO STAFF COMMENTS, TRUSTEE ALLEN'S ADDITIONAL LANGUAGE AND ANY FURTHER CHANGES DISCUSSED DURING THE PRESENTATION; SECONDED BY SERPE; MOTION CARRIED 5-0.**

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**E. Consider Lease Agreement with JSO Technology, LLC for the Village colocation facility.**

Mike Pollocoff:

I'll let Ruth handle that item.

Ruth Otto:

Mr. President, I just want to give you a little history about this colocation first. The colocation room was actually initially built as an independent data center back in 2004 when the Village was anticipating doing a full rollout of dark fiber throughout the industrial parks. At that time the dark fiber was planned to assure broadband services in the Village to promote continual business development. The data center was built to house the telecommunications equipment of the broadband companies that would lease the dark fiber and light it and provide their services. This data center was built in conjunction with the RecPlex addition and IcePlex at the time to reduce the construction costs.

In the process of finalizing the dark fiber plan, the Village was approached by Time Warner Cable to lay fiber throughout the Village covering not only the industrial park areas but also some other areas of the Village that had not had broadband available yet. The construction agreement between Time Warner Cable and the Village fulfilled the broadband need thus abandoning the dark fiber project.

This adjustment in the plans left a full data center with a dedicated generator, fire suppression system, HVAC and security environment open for another purpose. This room became the home for the Pleasant Prairie POP for Time Warner Cable taking up a small 30 by 5 foot footprint for fiber racking, and this also houses the Village's disaster recovery business continuity site, providing redundancy for mission critical systems if there was a physical problem that should occur in our buildings or our data center. However, the remaining 90 percent of the room was left available for other purposes, and the idea was proposed to try to lease the room as a colocation facility.

A colocation facility, just to kind of explain briefly, is a dedicated data center that is positioned with power, bandwidth, security and rack space. The space is leased to businesses that place their network equipment no site as either a form of data backup, off site data center if they choose not to have it on their own facilities, or a disaster recovery/business continuity area. Businesses like to position this type of service far enough from their own buildings to avoid their backup area to be facing the same or similar disasters that they could face in their own building such as weather, power issues, bandwidth problems, human disasters. Thus, the colocation facility at Pleasant Prairie would be a perfect location for businesses that are either located in Illinois or Milwaukee as it is reachable by their technical crew but is far enough away to avoid parallel outages with their own business property.

JSO Technology approached the Village on leasing the colocation facility. JSO Technology is a value added reseller and a consulting firm who focuses on providing the best of breed data

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security, network infrastructure and network operating systems and application solutions and services. JSO Technology, LLC was founded in 2001 and they've had a mission to provide technology that enables businesses. JSO Technology is currently looking for a new colocation partner as their current colocation partner is having financial difficulties, and they learned of the Village's facility actually kind of by accident. They were actually talking to us about possibly if we had need of their services and they discovered we had this colocation facility. They felt that this is a perfect fit for them and, actually, we feel this is a perfect fit for us.

JSO Technology is looking to actually lease the entire space and then sublease that space to their customers. This agreement positions the Village to have one tenant to administer the site, shifting the majority of the administrative cost of managing many tenants to JSO. JSO Technology would not only be responsible for the monthly lease of their space, but they would be fully responsible for all the electrical usage of the room via a meter that was installed in the facility and any bandwidth requirements. The Village will provide as a part of the lease full maintenance of the room which includes the HVAC, the fire suppression system, security and general facility upkeep.

It's the recommendation of the staff to enter into an agreement with JSO Technology to lease the colocation facility. I'll be happy to answer any questions.

Mike Serpe:

While they're leasing this room, are we other than fire suppression and air conditioning and maintenance are we not allowed entry to that room at all?

Ruth Otto:

We have full entry into the room. It has an independent security as far as entrance to the room. It is also the location of the Village's disaster recovery site.

Monica Yuhas:

I'll make a motion to approve the lease agreement with JSO Technology LLC.

Steve Kumorkiewicz:

I'll second.

John Steinbrink:

Motion by Monica, second by Steve. Further discussion?

Steve Kumorkiewicz:

Yes, I think the agreement is very good for the fact that we provide minimal services actually . . . security I like. Few are allowed in the facility and any changes the Village has got to be notified

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which is good. That means that some replacement or whatever . . . that's a very good idea for that. Besides that I see they are going to pay us a monthly amount for the usage of the facility which gives us an extra income.

John Steinbrink:

Other comments or questions?

**YUHAS MOVED TO APPROVE A LEASE AGREEMENT WITH JSO TECHNOLOGY, LLC FOR THE VILLAGE COLOCATION FACILITY; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

John Steinbrink:

Thank you, Ruth.

**F. Consider an Agreement between the Wisconsin Department of Transportation and the Fire Department relating to emergency services during the I-94 N-S Corridor Reconstruction Project.**

Chief Guilbert:

I'll start, sir. I'm Paul Guilbert, Jr. I'm the Chief of Fire and Rescue. I work at 8044 88<sup>th</sup> Avenue. The State of Wisconsin through its engineering firm and contractors is causing the reconstruction of I-94 from the Illinois State line up to the Mitchell Interchange near Mitchell Airport. This reconstruction will cause interchanges to close. Most soon to occur in the future will be Highway C, and it will cause for lanes of traffic to share the same side. So, for example, at some point this summer you'll see north and southbound lanes in the same side of the Interstate as they go right down to the pavement and start over again and rebuild bridges.

As you can imagine not only will this cause disruption for the public but it's going to cause difficulty for emergency services to access any problems that may be on the Interstate. The State through their contractors have approached us, provided us with a contract, whereas they want the Fire and Rescue Department to provide a liaison to the project for debriefing and to help mitigate any incidents before they occur, for us to attend at a minimum weekly traffic meetings so that we're able to come back into our respective departments and provide that information; for us to provide an evaluation of the emergency access that they're planning to provide and any traffic control plans. They want us to participate in dry run exercises, table top exercises to plan in the event of an emergency, and to provide feedback in their crisis communication plan.

In return for fire and rescue providing someone to these meetings, they will reimburse at an hourly rate including benefits. Assuming I can't attend all the meetings, they will also do the same for the Assistant Chief who would attend in my absence. The State has been very forthcoming with information. They've already met with what we call the I-94 Fire Chiefs, those of us in Kenosha County that provide service extremely helpful, again, either in face-to-face meetings or providing information through e-mails.

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With that said, the I-94 Fire Chiefs also recognize that we're going to have to work together. So what I'm requesting tonight is that you approve the contract proposed by the State and then allow me to develop automatic responses with our other departments so that we would respond jointly with them to assure we can service the traveling public. Both Pleasant Prairie and Bristol we've participated for the last two years with the Newport Fire Protection District in Illinois. They saw some significant work, and once they got on they weren't going to get off until they got all the way to Gurnee and vice versa. So we worked with them and we're going to mirror that plan and adapt it to our local conditions.

Mike Serpe:

Chief, in areas where there's a volunteer fire department/rescue, Paris Township, they're not going to be able to respond rather quickly. What's the plan there? Who is going to cover that area? Who is going to get up there quicker and how's it going to work?

Chief Guilbert:

There is no plan. They'll still continue to cover their area. There's some staffing in Bristol. There's a little more staffing in Somers. It goes through the City of Kenosha, and then we provide service. But it is what it's going to be.

John Steinbrink:

Chief, how about reimbursement for Village's going up on the Interstate to take care of accidents up there? It's always been a lagging thing, hasn't it?

Chief Guilbert:

Yes. I the research I've done and the work I've done with Mike it appears that the statute governing Village's in Wisconsin is the oldest statute and has not kept up with the fact that there are more village's, more villages in suburban areas, so we are unable to—as the statute is written today we are unable to request reimbursement from the State for those calls that we cannot collect money on.

John Steinbrink:

We should see if that could be inserted in the budget to make it happen, because we've been raising this point for years and nothing has happened.

Chief Guilbert:

That's correct. It clearly gives rights to the towns and to the cities. We don't share the same.

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Mike Pollocoff:

They'll reimburse somebody for a 20 minute response time. They won't reimburse somebody that gets there in . . . .

John Steinbrink:

Maybe there's other ways we can look at this. Other comments or questions for the Chief?

Clyde Allen:

Motion to approve.

Mike Serpe:

Second.

John Steinbrink:

Motion by Clyde, second by Mike. Further comment or question?

**ALLEN MOVED TO APPROVE AND AGREEMENT BETWEEN THE WISCONSIN DEPARTMENT OF TRANSPORTATION AND THE FIRE DEPARTMENT RELATING TO EMERGENCY SERVICES DURING THE I-94 N-S CORRIDOR RECONSTRUCTION PROJECT; SECONDED BY SERPE; MOTION CARRIED 5-0.**

John Steinbrink:

Thank you, Chief.

**G. Consider award of contract for the Force Main Directional Drilling - South Central Lift Station project.**

Mike Spence:

Mr. President, this project is for the directional drilling of approximately 1,680 feet of 18 inch force main. It's part of the overall conveyance infrastructure that's required for the abandonment of the 73-1 wastewater treatment plan. This particular project calls for directional drilling in areas either underneath the State Highway 165 and also directional drilling underneath one of the Village's streets as well as to the south there, an area where there's wetlands. The rest of the force main for this project was installed by the City's construction staff so these are the pieces that are missing. Once this contract, this work, is complete we will have the conveyance facilities from the pump station that will ultimately pump the wastewater into our main interceptor.



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This project we did receive three sealed bids back on April 23<sup>rd</sup>. The lowest bid was submitted by the Wanasek Corporation of Burlington in the amount of \$285,540. It is our recommendation to award the contract to Wanasek.

Mike Serpe:

So moved.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Mike, second by Steve. Further discussion?

**SERPE MOVED TO AWARD A CONTRACT TO WANASEK CORPORATION FOR THE FORCE MAIN DIRECTIONAL DRILLING - SOUTH CENTRAL LIFT STATION PROJECT AS PRESENTED; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

**H. Consider award of contract for the I-94 water tower repaint project.**

Mike Spence:

Mr. President, this project is for the repainting of all the interior and exterior surfaces of the I-94 water tower. This project was bid last year, and we had received one bid. Subsequently we rejected that bid. This time around we did receive three bids which were 17 percent lower than the bid that was received last year. Classic Protective Coatings was the low bidder. And the reason why you see two numbers there, what we're asking for is an award up to \$401,000, and the reason being those two bids represent different coating systems. Staff and our consultant is going to review those coating systems to make sure we get the best fit.

The more expensive coating system, which is the \$401,000, is brighter and glossier and conceivably will last longer, but it is our intent to do a little bit further review upon actually awarding for one of the basic bids. The work will start—the work has to be complete by October, and we are going to minimize—our effort is to minimize the amount of time that the tank will be out of service. With that, we are recommending that Classic Protective Coatings be awarded the contract for the I-94 tower repainting.

Mike Serpe:

Wasn't there a time when we used to paint these things for about \$85,000 or \$90,000?

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Mike Pollocoff:

Yeah, but they don't last very long. The I-94 tower probably was painted about six or seven years ago. This one you've got to remember we're going to paint the interior as well as the exterior. We're going to bring this back down to metal.

Mike Spence:

Yes, the interior is going to be—the actual surface prep is going to be down to total metal on the interior which is actually required by the State as far as the DNR. So it is a complete redo. What we find in the painting or the coatings industry they're always upgrading coatings and trying to come up with something better and that will last longer. I think the other thing, too, is it gets expensive to protect or avoid—they're coming up with different coatings to avoid overspray and problems with painting cars and so forth with overspray. So all these kind of go into the costs of the project. As I said, though, we did benefit from the fact that we did rebid it and it is about 17 percent lower than last year.

Monica Yuhas:

Two questions. What type of paint, Mike, is going to be on the interior?

Mike Spence:

The interior is going to be an epoxy coating.

Monica Yuhas:

And then my second question is that I notice that the LakeView is going to be removed from the tower.

Mike Spence:

Correct.

Monica Yuhas:

So it Pleasant Prairie going to go up there and match the other towers in the Village?

Mike Spence:

Yes.

Monica Yuhas:

Okay, thank you.

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Steve Kumorkiewicz:

I have a question, Mike. It's going to be sandblasted that's used to clean the inside of the tank?

Mike Spence:

Yes, it will be a full blast, what's called an SP 10 treatment system, yes, down to bare metal.

John Steinbrink:

I saw two numbers up there and I thought the first one they do it themselves. The second one Trustee Yuhas chips in and cuts the price.

Mike Spence:

Yeah, we did consider that.

Monica Yuhas:

The one thing I can say is two years ago when I climbed that tower, when I came out of that tower I was silver. I had silver everywhere from the flakes and from the interior. So it definitely does need to be done. When you're hooking on your railings the paint was in your hair, it's on your skin. That's what happened. I was covered in it.

Mike Serpe:

Move to approve the project.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion and a second. Any further comment or question?

**SERPE MOVED TO AWARD A CONTRACT TO CLASSIC PROTECTIVE COATING FOR THE I-94 WATER TOWER REPAINT PROJECT AS PRESENTED; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

**I. Consider award of contract for the 93rd Street paving project west of Cooper Road.**

John Steinbrink, Jr.:

Good evening. On April 29<sup>th</sup> sealed bids were opened for the first half of our 2009 paving project in the Village. This project is the pulverization, grading, installing five inches of asphalt and lane

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striping and shouldering on 93<sup>rd</sup> Street from Cooper Road west approximately 3,400 feet which brings us just to where by Creekside Crossing it turns into four lanes. Probably one of the worst arterial roads in the Village as far as traveling goes.

This work is looking to be done by June 12<sup>th</sup> for a couple of reasons. The first reason is 93<sup>rd</sup> Street is going to be our detour or 85<sup>th</sup> Street once the full construction begins. And that full construction is projected to begin on June 15<sup>th</sup>. I've talked with the recommended contractor, Payne & Dolan. They said they really have no problem meeting that deadline as long as it's on the agenda this evening and they have the contracts by next week. That gives them about four weeks to go through and complete that project, so it really should be plenty of time.

At the time of the project one lane will be kept open the entire time for traffic. There will be flag personnel on both ends just making sure to monitor that there is safe travel for everyone. The project should take about two and a half to three weeks depending on weather and how everything else goes.

We're looking at going through and actually widening it about a foot and half of paved shoulder on each side. Right now one of the problems that we're having is that by being the narrow 21 feet of asphalt right now a lot of the cars when they're driving are getting one wheel off into the shoulder and it really starts rutting it up and it becomes really dangerous for the people that are driving it. So we're looking at making two 12 foot lanes and adding a white line on the edge that's like a traffic calming device with that.

So two bids were received, one from Payne & Dolan for \$147,859. The other one was Black Diamond at \$175,572. If we would have bid this out last year estimates would have come in around the \$175,000 and \$180,000. So actually by holding off for one year on this road we saved about \$35,000. Asphalt prices have come down a little bit from last year as the record highs that we had in 2008. So staff is recommending an award for the first half of the 2009 paving projects for \$147,859.

Monica Yuhas:

So moved.

Clyde Allen:

Second.

John Steinbrink:

Motion by Monica, second by Clyde. Discussion?

Mike Serpe:

Are we adding to the base on this road?

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Mike Pollocoff:

We're going to pulverize the asphalt that's there and . . . but we're not going to . . . .

John Steinbrink:

It's already semi-pulverized. We have a motion and a second. Further discussion?

**YUHAS MOVED TO AWARD A CONTRACT FOR THE 93RD STREET PAVING PROJECT WEST OF COOPER ROAD TO PAYNE & DOLAN AS PRESENTED; SECONDED BY ALLEN; MOTION CARRIED 5-0.**

**J. Consider Agreement with Civic Systems to purchase a software upgrade for the Finance Department.**

Kathy Goessl:

Mr. President, in your packet is an agreement with Civic Systems for purchasing of financial software. We've already gone through phase 1 of our software which is utility billing and cash receipting. We did a conversion and a training in March and then converted over in April and that was included in the budget. The majority of this software or purchase agreement is included in the budget. Phase 1 was done, as I said, just this last month. We ran our first utility bill on the new system last week, so we've gone through a whole monthly cycle with the utility billing software. Utility billing was critical to convert a month ago because our current software, Casselle, is on an access database, and that database was running out of space in terms of data and could have crashed if we didn't convert over. So that part is done.

Then what this agreement is for is actually for phase 2 which is the rest of our financial modules. Our financial modules that we want to convert now are all the remaining modules that we currently have with Casselle and they're going to upgrade it to what they call Clarity product. Civic is a reseller of Casselle and Clarity, and so this agreement is with Civic. Phase 2 includes our general ledger module, payroll, accounts payable, accounts receivable and also a new HR module. And then other miscellaneous modules include asset management, animal license, our dog licensing software, and also Dashboard which is a software linking to our software that department heads and other managers can look at and get detail on their expenditures down to the employee that's being paid down to the hours that they're getting paid for or the vendor that we're paying.

The phase 2, the \$39,650 includes conversion costs as well as training and is included in our current budget. What's not included in our current budget but are necessary is during phase 1 when we were going through utility billing there's some custom programming that needs to be done, and the custom programming has to do with public fire protection and clean water. A number of years ago when we initiated these charges Civic Systems built the interface for us to transfer the data into Casselle, and now they have to—that's a special module that's been put together for us. So now with the new product upgrade we did not initially budget for but need to

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complete the public fire protection and clean water. Clean water gets updated in July and public fire protection gets updated every year in January.

Also some custom programming that's not as important as public fire and clean water are cleaning up our rate tables, codes and also populating some user defined fields. The user defined fields we're looking at is identifying the utility customers in the Village that have Kenosha water as their source, and then also identifying where all of our customers are flowing into our metering stations for sewer. We have five different metering stations, and it helps us to manage the sewer system to identify where these customers are flowing so we know where we have some INI which is storm water in our utility system. We can better identify if we know how much the customer is initially using in the first place.

So those two are not currently in the budget. The first one is very critical, the second two are important, and we have cash reserves in the funds that would need to purchase these custom programmings. The \$9,000 and the \$4,500 are maximum hours so we'll work with them to hopefully keep those under those dollar amounts. It's not to exceed the \$13,500, but we might be able to get that under that depending on how things go. So I would like approval for the attached software purchase agreement.

Clyde Allen:

Quick question. Did I understand you to say you were taking the \$13,500 out of our 15 percent reserve we have on file?

Kathy Goessl:

No, that's general government that has the 15 percent reserve. This stuff here is to do with utilities and the enterprise funds. Customer programming for public fire would come out of the public fire area which that \$9,000 is basically split 50/50, so \$4,500 out of public fire protection, and clean water is in the water utility so \$4,500 there. The custom programming are basically to do with populating user fields as a sewer utility, and clean up rate proposed tables are mainly sewer, some water.

Clyde Allen:

I make a motion to approve then with that.

Steve Kumorkiewicz:

Second.

John Steinbrink:

Motion by Clyde, second by Steve. Further comment or question?

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**ALLEN MOVED TO APPROVE AN AGREEMENT WITH CIVIC SYSTEMS TO PURCHASE A SOFTWARE UPGRADE FOR THE FINANCE DEPARTMENT; SECONDED BY KUMORKIEWICZ; MOTION CARRIED 5-0.**

**K. Consider commission appointments.**

Mike Pollocoff:

Mr. President, we discussed some vacancies that are currently being considered in the various Village commissions. We received a resignation from Kathy Burns from the Park Commission. She indicated she has a lot of things going on with some other boards that she's on. We're recommending that Troy Holm who is currently an alternate on the Park Commission be appointed for the remainder of Ms. Burns' term which is right now we're near. And we're also recommending that we advertise for the vacant alternate position.

On the Community Development Authority Trustee Serpe has submitted his resignation as a member of the Authority. At this time I'm recommending that Trustee Yuhas be placed as a Board represented on the Community Development Authority.

Mike Serpe:

I have a little comment on this. I don't want this to look so cold as I'm just quitting. Serving on that Commission has been an experience. I'll tell you that that committee is comprised of a bunch of professionals that just give their heart and soul to this Village. It was a joy to serve. Unfortunately, making the meetings was becoming more and more difficult for me. For the last 29 years there's been four of us that kind of get together every Wednesday and travel around the southern part of the State golfing. That's really my only vice that I have right now. I hate like that to give that up. And now that I have a new grandson that I'm going to be spending some time with in Atlanta it's going to be difficult to make all these meetings. So just remaining on the Board and the Plan Commission and still involved with the Village Green Committee is probably going to keep me busy enough. I think Monica will enjoy this Commission appointment as much as I did if not more. Once we start rocking and rolling again and the economy turns on it's going to be one busy Commission to be on.

John Steinbrink:

Also, under Park Commission we're going to go out and advertise for applicants to fill the vacancies we have. We've done this in the past and been very successful. We get a broad range of people with interest in the community. They come forward in the interview process. So we will be going out again. Steve, you were going to make a motion?

Steve Kumorkiewicz:

Yes, I made a motion.

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John Steinbrink:

I'll second it. Any further discussion on the appointments?

**KUMORKIEWICZ MOVED TO APPOINT TROY HOLM FROM AN ALTERNATE MEMBER TO A REGULAR MEMBER TO COMPLETE THE PARK COMMISSION TERM OF KATHY BURNS TO MAY 1, 2010 AND APPOINT MONICA YUHAS TO THE COMMUNITY DEVELOPMENT AUTHORITY TO COMPLETE THE TERM OF MIKE SERPE TO AUGUST 5, 2009; SECONDED BY STEINBRINK; MOTION CARRIED 5-0.**

John Steinbrink:

I also recommend we send a letter to Ms. Burns stating thanking her for her service. We know she's got a lot of irons in the fire. She's very giving of her time.

**L. Consider Operator License Application File.**

Jane Romanowski:

Just one tonight from Melissa Whitaker and I recommend approval.

Steve Kumorkiewicz:

I make a motion to approve.

Monica Yuhas:

Second.

John Steinbrink:

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

**KUMORKIEWICZ MOVED TO APPROVE AN OPERATOR LICENSE FOR MELISSA WHITAKER; SECONDED BY YUHAS; MOTION CARRIED 5-0.**

## **11. VILLAGE BOARD COMMENTS**

Clyde Allen:

We recently received a copy of an e-mail commending Baby U, and it's great to hear how highly regarded Baby U has become and the warm reception it's received. My question is, Mike, what's the status of Baby U? Are we filling?



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Mike Pollocoff:

Baby U and Pre-School U have waiting lists. They're completely filled up. Baby U has a list, in fact there's some babies in the oven. We're really backed up there.

Clyde Allen:

Thank you.

John Steinbrink:

Other Board comments? Earlier this evening there was a rally at UAW considering the shutdown of the Kenosha Engine Plant. I think everybody has seen that in the news. And they were stating that for every job loss there there's one and a half jobs lost around the State initially which means about 2,000 lost jobs in the State which is a considerable amount of revenue and benefits and a lot of people affected by it, a lot of other companies affected by it, and I think especially here in Kenosha County and even the Village we're affected by it. I think one thing that was very irritating was the fact at the same time the plant in Kenosha is closing down the one in Mexico will be starting up and they'll be doing that with probably the usage of some of the funds here to move those jobs south of the border.

So I think the message tonight was we consider it very unacceptable what's happening. We want to keep jobs here in Kenosha. This has been a fight here since 1988 to keep production alive. We probably have one of the best and well trained work forces anywhere in the world. The engine they create there is state of the art and they're very capable of creating any other product there, any other new concept engine that would work anywhere in the world. They want to make sure that people aren't overlooking that. It's not just Kenosha alone. There's several other plants around the country and it's very unfortunate.

We understand the turmoil that's been there, but the bargaining and the compromise that's been going on I think it kind of blind sided especially a lot of the leaders in the community when the final notice came out. So it was a show of support and it let people know that we're all there supporting together, working not only with local and State and the employees there but also the federal government. We want them involved. They are a partner in this now and we want them on our side making sure that we all come out winners on this.

As Mike stated we did have events at the IcePlex, very successful as always. Fishing season opened. I don't know if you noticed how many boats and fishermen were out on Lake Andrea. It's become one of the hot spots for fishermen especially in Kenosha County. I'm sure the wardens are there making sure everybody has a license. Any other Board comments for this evening?

## 12. ADJOURNMENT

**YUHAS MOVED TO ADJOURN THE MEETING; SECONDED BY KUMORKIEWICZ;  
MOTION CARRIED 5-0 AND MEETING ADJOURNED AT 8:10 P.M.**