

**VILLAGE BOARD MINUTES
MONDAY, NOVEMBER 24, 2014
7:00 PM
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE**

Roll Call

Pledge of Allegiance – Trustee Wallschlager

Present: Trustees Stevens, Meyers, Compton, Landwehr, Swenson, Wallschlager, President Lamerand

Others: Administrator Cox, Clerk Igl, Police Chief Rosch, DPW Operations Supervisor Gerszewski, Reporter Steve Martinez, Representative Rob Williams (TDI)

Public Comments: (Please be advised the Village Board will receive information from the public for a three minute time period, with time extensions per the Village President's discretion, per person. Be it further advised that there may be limited discussion on the information received, however, no action will be taken under public comments.) NONE

1. Motion (Meyers/Swenson) to approve Village Board minutes of November 10, 2014. Carried (7-0).
2. Motion (Landwehr/Swenson) to approve the vouchers for payment in the amount of \$141,701.53. Carried (7-0).
3. Consideration of actions related to Licenses and Permits
 - a. Motion (Meyers/Wallschlager) to approve a Street Use Permit for Lighthouse Events, Saturday, March 21, 2015 from 9:45 am to 12:00 pm. Carried (6-1).
 - b. Motion (Landwehr/Swenson) to approve Operator (Bartender) Licenses with terms ending June 30, 2016. Carried (7-0).

Items referred from the November 17, 2014 Plan Commission meeting

4. Consideration of a Motion to Approve a Parking Lot Expansion For Piggly Wiggly, 505-517 Cottonwood Ave.

Proposed sign will be parallel to the entrance road but sign permit has not yet been applied for. President Lamerand reminded the representative that plans for the sign must be submitted to BID for consideration and that funding may be available.

Motion (Landwehr/Meyers) to approve a parking lot expansion for Piggly Wiggly, 505-517 Cottonwood Ave. Carried (7-0).

5. Items related to the Hartland River Walk Apartments at 208 E. Capitol Dr. (between E. Capitol Drive and Lawn Street).
 - a. Review of updated plans
 - b. Consideration of actions related to a Land Use Plan amendment and rezoning of the property.

Administrator Cox stated that the intention has been for the developer to review the updated plans with the board however, he will not be in attendance due to the weather conditions. He stated that further review will be scheduled for the Dec. 8th meeting including the first reading of ordinances. Trustee Wallschlager asked for clarification that the current proposal includes the demolition of the existing commercial structure on Capitol Drive and the construction of a two-story structure perpendicular to Capitol Drive with commercial space on the first floor and residential space on the second floor. In addition, two three-story apartment buildings will be constructed to the north including underground parking. Administrator Cox stated that the proposed structures had been reoriented on the site to fit in better against the sewer lines that run along the river. It was stated that the shopping center will primarily be oriented toward pedestrian traffic on Capitol Drive but will also have a parking lot behind it running from Capitol Drive to Lawn Street and may potentially connect to the bank parking lot as well. Administrator Cox commented that the revised plans include an increase in the number of parking spaces and a reduction in the number of apartment units.

6. Consideration of a Motion To Approve A Final Extraterritorial Plat For Summerhill West In The Town Of Delafield

Administrator Cox stated that this development is located immediately to the east of the Neumann subdivision and across the street from North Shore Middle School in the Town of Delafield.

Motion (Compton/Wallschlager) to approve a final extraterritorial plat for Summerhill West in the Town Of Delafield. (Carried 7-0).

Others items for consideration

7. Consideration Of Bill For An Ordinance No. 11/24/2014-01 "An Ordinance to Amending §66-31 of the Code of Ordinances to the Village of Hartland Relating to Tobacco Sales and Gifts".

Chief Rosch stated that the current ordinance bans anyone under 18 from having tobacco products. The intent of the proposed change is to expand that ban to e-cigarette products that contain nicotine. Trustee Wallschlager commented that eggplant as well as tomato and potatoes contain nicotine and raised concerns that banning nicotine may incorporate these items. Chief Rosch stated that the intent is to bring the Code up to date with the new e-cigarette technology. Trustee Meyer raised concerns that this ban may negatively impact a local business. In addition, Trustee Meyer raised concerns that enforcement may be difficult and testing of product may be necessary in a situation in which an underage individual is in possession of e-cigarette fluid.

There was discussion regarding the levels of nicotine contained in e-cigarettes and it was discussed that individuals often utilize e-cigarettes to assist in quitting smoking. Trustee Stevens stated that allowing underage individuals to use e-cigarettes containing nicotine will result in getting juveniles addicted to nicotine. President Lamerand stated that this ordinance will require retailers to card the buyer wanting to purchase nicotine liquids for e-cigarettes. Chief Rosch stated that enforcement of this ordinance will be based on individual situations as they are encountered and that the Department will not be out actively looking for violations of this ban.

This item carried over to the next Village Board meeting.

8. Consideration of a Motion To Adopt Resolution No. 11/24/2014-01 "A Resolution Approving The Sewer Utility Rate Effective First Quarter 2015"

It was stated that this rate increase was approved as part of the budget approval process. Motion (Meyers/Swenson) to adopt Resolution No. 11/24/2014-01 "A Resolution Approving The Sewer Utility Rate Effective First Quarter 2015". Carried (7-0).

9. Motion (Compton/Stevens) to adopt Resolution No. 11/24/2014-02 "A Resolution Approving the 2015 Lake Country Municipal Court Budget". Carried (7-0).
10. Motion (Meyers/Stevens) to approve the ordering of two Police Department vehicles as approved in the 2015 Village Budget. Carried (7-0).

Trustee Landwehr asked whether squads that are replaced are sold. Chief Rosch stated that often the used vehicles are sold through an auction service however one of the vehicles being replaced will be reassigned to the Fire Department.

11. Consideration of a Motion To Approve The Village Of Hartland Cemetery Rules As Amended.

There was discussion regarding the timing of the placing of wreaths on graves. It was agreed that "holiday (Christmas type) wreaths" may not be placed on graves before Thanksgiving Day. In addition, language addressing easel decorations for holidays will not include Christmas. It was stated that copies of the cemetery rules are posted at the cemeteries.

Motion (Landwehr/Wallschlager) to approve the Village of Hartland Cemetery Rules as amended Carried (7-0).

12. Motion (Meyers/Landwehr) to approve a Fire Protection And Emergency Medical Services Agreement with the Town of Merton. Carried (7-0).

13. Consideration of a Motion to Appoint an Interim Fire Chief

Motion (Stevens/Meyers) to instruct the Police & Fire Commission to appoint an interim Fire Chief effective 12/31/14 and refer to the Village Board. Carried (7-0).

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

Village President Lamerand reminded residents that the Holiday Train will be stopping in the Village on December 7th at 8:40 p.m. and will be a fundraiser for the local food pantry.

15. Motion (Compton/Wallschlager) to adjourn. Carried (7-0). Meeting adjourned at 7:40 p.m.

Respectfully submitted,

Darlene Igl
Village Clerk