

VILLAGE BOARD MINUTES
MONDAY, April 11, 2016
7:00 PM
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE

Roll Call

Pledge of Allegiance – Trustee Meyers

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

Others Present: Administrator Cox, Finance Director Bailey, Clerk Igl, DPW Director Einweck, Police Chief Rosch, Fire Chief Dean, Billy Cooley, Steve Yahr, Steve Berger

Public Comments: (Please be advised the Village Board will receive information from the public for a three minute time period per person, with time extensions per the Village President's discretion. Be it further advised that there may be limited discussion on the information received, however, no action will be taken under public comments.)

1. Motion (Meyers/Swenson) to approve Village Board minutes of March 28, 2016. Carried (7-0).
2. Motion (Landwehr/Wallschlager) to approve the vouchers for payment in the amount of \$488,689.26. Carried (7-0).
3. Consideration of actions related to Licenses and Permits
 - a. Actions related to the consideration of the issuance of a Class "A" Beer/"Class A" Liquor License for the premises located at 805 Cardinal Lane (CBS Investments, Inc., Steven Lynn Yahr, Agent)
 - i. PUBLIC HEARING
President Lamerand opened the Public Hearing at 7:03 p.m. No comments were heard. Public Hearing declared closed at 7:05 p.m.
 - ii. Motion (Landwehr/Meyers) to approve the issuance of a Class "A" Beer/"Class B" Liquor License for Cardinal Service contingent on the existing license being surrendered prior to issuance. Carried (7-0).
 - b. Motion (Wallschlager/Swenson) to approve an application for a Cigarette License for Cardinal Service. Carried (7-0).
 - c. Motion (Meyers/Wallschlager) to approve an Operator's (Bartender) License with term ending June 30, 2016. Carried (7-0).
 - d. Consideration of an application for a Street Use Permit
Steve Berger stated that they plan to have family activities during the day starting at 11:00 a.m. Motion (Landwehr/Wallschlager) to approve an application for a Street Use Permit subject to the following conditions:
 1. Live music must stop immediately at 11:00 p.m.

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2. Road closed sign and barricades needed at Haight and Cottonwood
3. Road closed to thru traffic sign and barricades needed at Haight and Goodwin
4. Properly licensed staff must be on premises at all times
5. No alcohol may be carried off the licensed premise or served to underage persons
6. Liquor sales will end at midnight

4. Consideration of adoption on Third Reading of Bill for an Ordinance No. 03/14/2016-01 "An Ordinance To Amend Chapter 38 Of The Village Of Hartland Municipal Code Pertaining To Fire Protection And Prevention"

Motion (Meyers/Wallschlager) to remove Section 3(g) referencing fees. Roll call vote: Stevens, yes; Meyers, yes; Compton, no; Landwehr, no; Swenson, no; Wallschlager, yes; Lamerand, no. Motion failed (3-4).

Motion (Compton/Landwehr) to adopt Bill for an Ordinance No. 03/14/2016-01 "An Ordinance To Amend Chapter 38 Of The Village Of Hartland Municipal Code Pertaining To Fire Protection And Prevention". Carried (5-2).

5. Consideration of a motion to authorize disallowance of claim by International Subrogation Management related to the Nixon Park Splash Pad

Finance Director Bailey stated that the claim that was filed was from an insurance company which covers an individual that fell at the splash pad. Our insurance provider denied the claim based on recreational immunity. Motion (Landwehr/Swenson) to authorize disallowance of claim by International Subrogation Management related to the Nixon Park Splash Pad. Carried (7-0).

6. Consideration of a motion to approve a three-year agreement with Time Warner Cable for provision of internet and phone service at the Village Hall, Library (phone only), Fire Station and Public Works Facility

7. Finance Director Bailey stated that the Village was notified by Windstream that our bill would double and that they would let the Village out of the contract. Staff began checking with other service providers and determined that Time Warner Cable was the best option. Administrator Cox stated that prices will be locked in with Time Warner for the three year contract.

Motion (Meyers/Wallschlager) to approve a three-year agreement with Time Warner Cable for provision of internet and phone service at the Village Hall, Library (phone only), Fire Station and Public Works Facility. Carried (7-0).

8. Consideration of a motion to approve a Delinquent Account Collection Services Agreement with the Waukesha County Collection Division for debt collection services

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Finance Director Bailey stated that the collection agency the Village is working with notified the Village that they would be closing. Motion (Meyers/Stevens) to approve a Delinquent Account Collection Services Agreement with the Waukesha County Collection Division for debt collection services. Carried (7-0).

9. Consideration of a motion to approve a Centennial Park Use Agreement with Arrowhead Union High School regarding use of the Centennial Park football field for the school's lacrosse program

DPW Director Einweck stated that AHS had approached the Village regarding the use of the park. Staff reviewed the request and felt it was a good opportunity to get additional use out of the field. There have been discussions about the installation of synthetic turf for future consideration.

Motion (Compton/Wallschlager) to approve the Centennial Park Use Agreement with Arrowhead Union High School regarding use of the Centennial Park football field for the school's lacrosse program. Carried (7-0).

Motion (Stevens/Landwehr) to approve a request from the Hartland Kiwanis for the disposal of brush and debris from a Bark River cleanup scheduled for April 30. Carried (6-0). Compton abstained.

10. Consideration of a motion to approve a storm sewer easement agreement with Hartland Station, LLC for property located at 301 Pawling Avenue

Administrator Cox stated that this easement had been negotiated years ago but was never submitted to the Village Board for consideration. Motion (Stevens/Landwehr) to approve a storm sewer easement agreement with Hartland Station, LLC for property located at 301 Pawling Avenue. Carried (7-0).

11. Consideration of actions related to an amendment to the PUD and TIF agreement with Hartland Riverwalk, LLC and the related Municipal Revenue Obligation.

Administrator Cox stated that amendments to the agreement are primarily dates being pushed back to the end of this year for occupying the commercial building as well as one of the residential buildings. The other residential building will likely not be ready to occupancy until next year. The other primary change in the amendment is the ability of the developer to assign the payments from the Village to the bank as collateral.

- a. Motion (Swenson/Compton) to approve Planned Unit Development and Tax Incremental District Agreement Amendment No. 1 for the Hartland Riverwalk Project. Carried (7-0).

Administrator Cox stated that the changes in the MRO relate to the assignability to Anchor Bank and the other clarifies that the bank has requested to insure that as long as there is an increment being paid that there is an amount paid on the MRO.

- b. Motion (Compton/Landwehr) to approve an amended Municipal Revenue Obligation (MRO) and authorize issuance of the revised, second issuance MRO document to the Developer of the Hartland Riverwalk. Carried (7-0).

Administrator Cox stated that the agreement provides that any debt owed to the bank is superior to any debt owed to the Village (which there will be none). It also provides that the Village would not take legal action against the developer for performance under existing agreements without first notifying Anchor Bank and allowing them to correct the situation.

- c. Motion (Swenson/Stevens) to approve a Consent and Agreement with Anchor Bank. Carried (7-0).

12. 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.

President Lamerand stated that the Village had a 60% turnout for the April election and thanked voters for participating. He stated that the next election will be held in August. Also, he reminded viewers that the Presidential election will be held at St. Charles.

President Lamerand reminded viewers that the library book sale will be held on April 23 from 9 a.m. to 2 p.m.

It was stated that the recycling event held in the Village had been very successful. Hartland will host the event again in October. An event is held each month at one location throughout Waukesha County.

13. Adjournment.

Motion (Stevens/Swenson) to adjourn at 7:42 p.m. Carried (7-0).

Respectfully submitted,

Darlene Igl
Village Clerk