

**VILLAGE BOARD MINUTES**  
**MONDAY, JUNE 11, 2018**  
**7:00 PM**  
**BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE**

Call to Order

Roll Call

Pledge of Allegiance – Trustee Anson

Present: Trustees Anson, Dorau, Meyers, Landwehr, Swenson, Wallschlager, President Pfannerstill

Others: Administrator Cox, Clerk Igl, Finance Director Bailey, DPW Supervisor Gerszewski, Interim Chief Collura, Fire Chief Dean, Utility Operations Supervisor Dave Felkner, Captain Kelsey, Scott & Heidi Nugent, Jordyn Noenning, Suez Representative Jessica Morrison, Shelli Dupras, William Redford, Cherie Fetkenhauer

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.) None.

1. Motion (Meyers/Swenson) to approve Village Board minutes of May 29, 2018. Carried (7-0).
2. Motion (Landwehr/Anson) to approve vouchers for payment in the amount of \$706,509.37. Carried (6-0). Meyers abstained.
3. Consideration of actions related to Licenses and Permits
  - a. Consideration of the Annual Renewal of Licenses and Permits expiring June 30, 2019.
    - i. **Public Hearing** to receive comment on the various liquor retailer's licenses.

President Pfannerstill opened the Public Hearing at 7:05 p.m. and read the listing of establishments applying for alcohol license renewal into the record. Administrator Cox stated that staff had noted for the board those premise descriptions that included primarily public spaces such as public parking lots. He stated that the Village Board may want to consider whether to approve these non-traditional premises. It was discussed that the licensed establishments could request a temporary modification to their licensed premises if needed for a specific event. Alternatively, the Board could exclude the non-traditional premises, invite establishment owners to come in to discuss their plans and the Village Board could modify their licensed premise at the next meeting. It was stated that some municipalities require applicants to submit a map depicting the premises.

Jeff Anson, owner of Hogger's Pub, stated that he had requested his garage be included in the licensed premise so that a live band could be moved indoors if weather gets bad and so that he may use that area for a dart ball league during winter months. He stated that he felt allowing drinking in a public parking lot leads to a dangerous situation and that the Village could be liable if drinking is allowed in public parking lots. He stated that he felt private parking lots should be allowed as any liability falls on the establishment. He stated that during special events outdoors he is planning on putting up snow fence or caution tape to outline the premises to contain drinking.

Trustee Meyers stated that he felt these are major changes and that the Village Board should take a good look at this issue. Trustee Dorau stated that she felt municipal parking lots should be removed from licensed premises.

The Village Board took a recess at 7:30 p.m., reconvening at 7:32 p.m.

DPW Operations Supervisor Gerszewski clarified that the parking lot behind Senor Tomas is owned and maintained by the Village.

Interim Police Chief Collura stated concerns that allowing drinking outside may lead to difficulties with open intoxicants which are not allowed if a drinker takes the alcohol to their vehicle to drive. Captain Kelsey stated that the department has received noise complaints which were related to patrons drinking near doors to establishments or in parking lot areas.

Trustee Pfannerstill stated that this issue needs to be addressed but there may not be ample time to do so before issuance of the renewal licenses.

Jeff Anson, Hogger's Pub, agreed that drinking outside can lead to issues and stated that he only plans to allow drinking in his parking lot when he has live bands present outdoors. He stated that he is aware that patrons often walk between establishments but that he makes his customers aware that public drinking is not allowed in the Village.

President Pfannerstill closed the Public Hearing at 7:39 p.m.

- ii. Consideration of motions to approve:
  1. Class "B" Beer/"Class B" Liquor
  2. Reserve Class "B" Beer/"Class B" Liquor
  3. Class "A" Beer
  4. Class "A" Beer/"Class A" Liquor
  5. Class "B" Beer
  6. "Class C" Wine

Motion (Meyers/Swenson) to approve all liquor license renewals including premises as requested with staff to review and provide recommendations. Carried (5-1). Dorau opposed; Anson abstained.

President Pfannerstill requested that staff send a letter to establishments to let them know that the Village Board will be reviewing premises further and that changes to those approved premises may be coming.

- a. Consideration of motions to approve annual licenses expiring June 30, 2019 not requiring a public hearing:
  - i. Amusement Device Licenses

Motion (Swenson/Landwehr) to approve amusement device licenses as read by President Pfannerstill. Carried (6-0). Anson abstained.

- ii. Operator's (Bartender) Licenses
    - 1. Operator's Licenses with a term ending June 30, 2020 – Motion (Wallschlager/Dorau) to approve renewal operator's licenses as listed. Carried (6-0). Anson abstained.
    - 2. Operator's Licenses recommended for denial - President Pfannerstill stated that two applications for operator's licenses were recommended for denial. Applicant William Redford explained that he had received a citation for OWI a year ago which had a conviction date of October 12, 2017. He was advised that he may continue to work at the establishment as long as there is a licensed bartender able to observe. He was advised that he may reapply for an operator's license after a year has passed from the conviction date.

Trustee Meyers raised concerns that there were other items on the applicant's record that may be problematic. Interim Police Chief Collura referenced State Statutes and recommended that the Village Attorney determine whether the applicant would be eligible to be licensed. Administrator Cox stated that state statutes provide discretion to the Board in granting licenses as "habitual offender" is not defined but stated that perhaps an applicant with multiple offenses over a number of years would be considered as such.

Motion (Swenson/Wallschlager) to deny the operator's license application for William Redford. Carried (6-0). Anson abstained.

Motion (Swenson/Landwehr) to deny the operator's license application for Shelli Dupras. Carried (6-0). Anson abstained.

- iii. Cabaret Licenses – Motion (Meyers/Wallschlager) to approve cabaret licenses as listed. Carried (6-0). Anson abstained.

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- iv. Cigarette Licenses – Motion (Swenson/Wallschlager) to approve cigarette licenses as listed. Carried (7-0).
- v. Taxi Cab License – Motion (Swenson/Meyers) to approve the taxi cab license. Carried (7-0).
- vi. Weights and Measures Licenses – Motion (Landwehr/Swenson) to approve the weights and measures licenses. Carried (7-0).
- b. Actions related to the consideration of the issuance of a “Class B” (Intoxicating) Liquor License for the premises located at 418 Merton Ave. (Java Services LLC, Heidi Nugent, Agent)

- i. **Public Hearing** to receive comment on the liquor retailer’s license application

President Pfannerstill opened the public hearing at 8:00 p.m. Administrator Cox reviewed the status of available licenses and provided explanation of the difference between a reserve license and a regular license. It was stated that there are three reserve liquor licenses available which include a one-time fee of \$10,000. Scott and Heidi Nugent were present but did not comment. The public hearing was closed at 8:05 p.m.

- ii. Consideration of an action related to issuance of a “Class B” Liquor License for Pink Mocha Café

Motion (Meyers/Wallschlager) to approve issuance of a “Class B” Liquor License for Pink Mocha Café. Carried (7-0).

- d. Consideration of other licenses and permits
  - i. Temporary Operator’s (Bartender) license for Chamber of Commerce annual street dance, Saturday, July 21, 2018

Motion (Meyers/Wallschlager) to approve a Temporary Operator’s (Bartender) license for Donna Dorau. Carried (6-0). Dorau abstained.

- 4. Consideration of a motion to approve a Master Service Agreement and related Scopes of Work with Utility Service Company (Suez) of Atlanta, Georgia for water tower maintenance on the Hill Street, Coventry Lane and Bristlecone Pines water towers in an estimated amount of \$1.97 million over 20 years.

Utility Operations Supervisor Felkner stated that staff has been working on a water tower maintenance program which would include painting, installing upgrades, performing inspections, cleaning and repairs to the three water towers. It is projected that the Village could save \$400,000 over a twenty year period with the maintenance contract rather than performing these same services in a traditional manner. Suez Representative Jessica Morrison provided a presentation outlining the benefits and value of the program, stating that all maintenance is covered and all work is guaranteed.

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Motion (Swenson/Meyers) to approve a Master Service Agreement and scopes of work for water tower maintenance with Suez in the amount of \$1.97 million over 20 years. Carried (7-0).

5. Consideration of Board, Commission and Committee appointments as presented by Village President Pfannerstill.

President Pfannerstill made the following appointments:

Comp Plan/CORP Steering Committee - Jeffrey Anson as the Village Board representative  
Environmental Corridor and Open Space Committee – David Pride with a term ending 4/30/2019  
and Charity Bower with a term ending 4/30/2021  
Business Improvement District – Jeffrey Pfannerstill

Motion (Landwehr/Dorau) to confirm the appointments as made. Carried (7-0).

6. 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.

Chief Dean thanked members of the Hartland Fire Department for their continued service as there was a high call volume over the weekend. He also stated that the fire department will be hosting a blood drive on June 20 from 10 am to 2 pm at the fire station.

President Pfannerstill commented that former Police Chief Bagin had once shared that the biggest danger to fire and police personnel was driving. He offered his condolences to the City of Milwaukee Police Department and the family of Officer Irvine for their loss. He offered his praise and thanks to those that put themselves in the way of danger to protect others.

Viewers were reminded of the upcoming Hometown Celebration events including fireworks on Friday, June 29<sup>th</sup>, events at Nixon Park on Saturday and the parade on Sunday, July 1.

7. Adjournment

Motion (Dorau/Swenson) to adjourn at 8:27 p.m.

Respectfully submitted,

Darlene Igl  
Village Clerk