

**VILLAGE BOARD MINUTES  
MONDAY, DECEMBER 28, 2020  
6:30 PM  
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE**

Call to Order  
Roll Call

Present: Trustees Anson, Dorau, Meyers, Wallschlager (zoom), Ludtke, Conner, President Pfannerstill

Others Present: Administrator Rhode, Finance Director Bailey (zoom), Police Chief Misko, Utility Operations Supervisor Felkner (zoom), Fire Chief Jambretz, Clerk Igl (zoom), Village Attorney de la Mora, Jim Siepmann, John Siepmann.

Pledge of Allegiance – Trustee Anson

Public Comments: Please be advised the Village Board will receive comments from the public related to any item(s) on the agenda for a three-minute time period per person, with time extensions per the Village President's discretion. None received.

1. Motion (Meyers/Dorau) to approve Village Board minutes of December 14, 2020. Carried (7-0).
2. Motion (Conner/Ludtke) to approve vouchers for payment in the amount of \$428,942.20. Carried (7-0).
3. Consideration of actions related to Licenses and Permits.
  - a. Consideration of an application for an Operator's License recommended for denial. Chief Misko stated that he had recommended denial of an application for Daniel Pennington due to a pending court case for a felony OWI 4<sup>th</sup> offense. He stated that the Village's attorney recommended that the applicant go through the court case and then reapply for a license. At that point, the Village would have a better understanding if there was a conviction. Chief Misko stated that there is a state statute that prohibits a felon from having a license. Additionally, he stated that there is a statute that allows denial based on a determination that the applicant has been determined to be a habitual offender but that these determinations are made on a case by case basis. It was stated that there was a period of time after the 3<sup>rd</sup> OWI offence prior to the 4<sup>th</sup> OWI offense occurred. Motion (Dorau/Conner) to deny the application for an Operator's License as recommended. Carried (7-0).
  - b. Motion (Dorau/Wallschlager) to approve Operator's (Bartender) License applications as read. Carried (6-0). Anson abstained.

Items referred from the December 21, 2020 Plan Commission meeting

4. Discussion and Presentation of Sandhill Condominium Development PUD Petition General Development Plan.

Jim and John Siepmann provided a presentation on the proposed development stating the general development plan is the same as the concept previously reviewed by the Village Board with slight modifications. It was stated that the utilities have been reviewed by Ruekert & Mielke and that the development will have private streets and sewer/water systems. Jim Siepmann stated that the court that was initially close to the neighboring development, Walnut Grove, has been moved approximately 50 feet to accommodate neighbor's concerns. He stated that an overall development was created to show how the 60 acre parcel and 40 acre parcel integrate including the addition of a street across Winkleman Road and how the parcels could tie into the Neumann property in the future. He stated that the development will include a paved trail system with the perimeter being public and the interior private. Mr. Siepmann stated that only one building design had been submitted previously but that now multiple designs have been created.

Trustee Meyers asked for confirmation that the developer will install the sewer/water pipes in the development but connect to the Village's systems. Additionally, it was clarified that all utility connection charges will be collected by the developer and submitted to the Village. Capacity for the second parcel (40 acres) was discussed and it was stated that the Village Engineer has indicated that it would not be a problem. Trustee Meyers clarified with the developers that if repairs to the private systems that they would be responsible and that the private systems would need to meet the Village's specifications. It was stated that the developer and Village would oversee installation.

Administrator Rhode commented that no formal action was required by the board at this meeting. He stated that the plan was brought to the Village Board for feedback before moving forward on development of the PUD agreement and detailed engineering plans. President Pfannerstill commented that the development is anticipated to be at a lower price point in the \$400,000 range. He stated that a zoning change will be necessary for the development along with a Planned Unit Development agreement.

#### Other Items for Consideration

5. Motion (Meyers/Ludtke) to approve the Hartland Business Improvement District 2021 Operating Plan and Budget. Carried (7-0).
6. Discussion and possible action on Von Briesen Annual Engagement Letter.

President Pfannerstill asked for clarification from Attorney de la Mora whether his firm would continue to provide coverage if the Village Board opted to put legal services out for bids. Attorney de la Mora confirmed that coverage would be provided and that legal services may be terminated with the firm at any time. Administrator Rhode stated that this item had been placed on the agenda to discuss options which would include creation of a Request for Proposal process. After discussion, motion (Ludtke/Dorau) to direct Village staff to draft next steps for bidding out legal services for 2021. Carried (7-0). Administrator Rhode stated that a plan will be provided for review and discussion at the next Village Board meeting.

Trustee Conner suggested that a listing of all contracts expiring in 2021 be provided for the Board. It was clarified that there is no contract with the Village Attorney but rather just an annual letter of engagement.

7. Discussion and consideration of a motion to approve the Village of Hartland Professional Police Association Annual Wage Reopener agreement.

Administrator Rhode stated that this is a multi-year contract with 2021 being the final year. He stated that the contract will need to be renegotiated at the end of the year. He stated that he had met with representatives of the union to discuss the wage reopener. The union had asked for a percentage increase similar to the adjustment that the general employees will receive. Administrator Rhode stated that the performance process has been completed with employees receiving an average of a 2.3% general increase. Motion (Ludtke/Dorau) to approve the Village of Hartland Professional Police Association Annual Wage Reopener agreement of a 2.3% increase. Carried (7-0).

8. 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 Misko commented that the police contract will come due at the end of the year; it is a three-year contract. He stated that the wage reopener takes place every year. He stated that some minor language modifications will be necessary in the new contract.

Chief Jambretz stated that there had been a structure fire on Christmas day. He stated that the ladder truck should be back the week of January 11. He has been notified by the state that the vaccine process for the department is starting.

Administrator Rhode stated that there are Covid cases in administration so there is a skeleton crew in the office this week. He stated that the office should be back to a more normal schedule in the new year. Residents were made aware of the closure through the website, social media and signage.

President Pfannerstill stated that tax payments are being collected. Additionally, those interested in submitting candidacy paperwork should hold off until Monday, January 4 or call the office to make an appointment.

9. Consideration of a motion to recess to closed session pursuant to State Statutes §19.85 (1)(c), considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility regarding the Village Administrator and to adjourn thereafter without reconvening into open session pursuant to §19.95(2).

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Motion (Ludtke/Dorau) to recess to closed session pursuant to State Statutes §19.85 (1)(c), considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility regarding the Village Administrator and to adjourn thereafter without reconvening into open session pursuant to §19.95(2). Roll call vote – unanimous. Recessed to closed session at 7:14 p.m.

Respectfully submitted,

Darlene Igl  
Village Clerk