

VILLAGE BOARD MINUTES
MONDAY, JULY 14, 2014
7:00 PM
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE

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

Others: Administrator Cox, Finance Director Bailey, DPW Director Einweck, Clerk Igl, Fire Chief Wilde, Police Captain Rosario Collura, Reporter Steve Martinez

Roll Call

Pledge of Allegiance – Trustee Compton

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.)

There was an inquiry on the status of the quiet zone (train whistle). Village President Lamerand stated that a flier had been distributed that stated that the Village Board would be meeting to discuss this item on July 28th and that the meeting would not be open to the public. It was stressed that all meetings of the Village Board are open to the public. It was stated that this topic will be addressed during the CIP discussions which will be held on July 28th from 5:00 – 7:00 pm. It was stated that the project is tentatively in the 2015 capital improvement budget but may need to be delayed. Other less expensive approaches will be reviewed and considered. No final decision will be made at the July 28th meeting.

1. Concerns were raised that the minutes of the June 23, 2014 meeting did not contain detailed discussion points related to item 11. Motion (Compton/Stevens) to approve the Village Board minutes of June 23, 2014. Carried (5-2).

President Lamerand directed the Village Clerk to submit an addendum to the June 23, 2014 minutes at the next meeting of the Village Board which expand the discussion of item 11.

2. Motion (Landwehr/Swenson) to approve the vouchers for payment in the amount of \$559,509.25. Carried (6-0-1) Meyers abstained.
3. Consideration of Licenses and Permits

LICENSES AND PERMITS RELATED TO PALMER'S "TENT EVENT"

Applicant: Palmer's Steakhouse
Date: August 24

Time: 1:00 pm TO 7:00 pm

**Temporary Class B Beer/Wine Permit
Street Use Permit**

There were no concerns from Staff regarding this event. DPW asked that the following be incorporated: 1) DPW will provide barricades per Police Dept. request, 2) tent set-up should not affect trees/streetlights/banners/flower baskets along right-of-way, 3) provide access provisions should access to fire hydrant or other Village utility be required during the event, and 4) applicant is responsible for cleanup of street and right-of-way. Approval was recommended.

Motion (Stevens/Meyers) to approve Temporary Class B Beer/Wine Permit and Street Use Permit licenses related to the annual Palmer's Steakhouse "Tent Event" to benefit Cystic Fibrosis Foundation including provisions requested by DPW. Carried (7-0).

CONSIDER DENIAL OF RENEWAL BARTENDER (OPERATOR) LICENSE

Deputy Police Chief Bagin recommended denial of an operator's license renewal application for Thomas Whelan based on the applicant not answering questions truthfully related to charges that are currently pending.

Motion (Landwehr/Wallschlager) to deny application for renewal of Operator's License. Carried (7-0).

BARTENDER (OPERATOR) LICENSES - expires June 30, 2016

Kimberlee B. Laughery
Olivia Ritchie
Cassandra M. Anderson
Zachary Groeschl
Bridgette Ann Rutchik-Mundy
Joshua Michael Koplan

The Police Chief recommends approval of the license applications. The Village Clerk recommends approval. Applicants have successfully completed the Responsible Beverage Servers Course.

Motion (Meyers/Stevens) to approve Bartender (Operator's) Licenses with terms ending June 30, 2016.

RENEWAL BARTENDER (OPERATOR) LICENSES - expires June 30, 2016

Jessica Scherff
Samantha C. Fox

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Caitlin Blair Cannon
Megan Elizabeth Haynes
Jennifer Lynn Yogurtian

The Police Chief recommends approval of these renewal license applications. The Village Clerk recommends approval. Applicants have successfully completed the Responsible Beverage Servers Course.

Motion (Wallschlagler/Swenson) to approve renewal Bartender (Operator's) Licenses with terms ending June 30, 2016.

4. The proposed ordinance change will remove the ban on the open carrying of weapons in municipal parks to be in compliance with state statutes. There was discussion regarding the difference between an air gun (as referenced in the ordinance language) and a bb gun. Captain Collura stated that he would need to review the legal definitions provided in State Statutes. Further clarification was requested from the Police Department.

Motion (Landwehr/Meyers) to adopt on third reading of Bill for an Ordinance No. 06/09/2014-01 "An Ordinance Amending Section 66-3 of the Hartland Code of Ordinances Relating to Firearms".

5. Concerns were raised regarding items on the draft resolution approving the Village's rules applying to cemeteries. It was requested that item number 4 be changed to state that "no transfer or assignment of any lot or interest therein shall be valid without approval of the Village Clerk" rather than "consent" as written.

In addition, there were concerns regarding rules related to decorations. Item 10 (c) stated that no wire would be allowed to hold decorations. It was pointed out that wreaths are allowed and that wreaths would require the use of wire in order to stand. DPW Director Einweck stated that metal stands would be allowed for the purpose of holding a wreath in place for the season and that those items would be picked up the following spring. Wire to affix a wreath to a stone would not be allowed as it could easily get caught in mowers causing damage. The use of Styrofoam and other materials at grave sites was also discussed. DPW Director Einweck stated that standard decorations on a sturdy metal frame would be preferred. Other items become overgrown with grass and may cause issues with mowers. The Resolution approving the Village's rules applying to cemeteries will be presented to the Board at a future meeting.

Motion (Landwehr/Swenson) to adopt on third reading of Bill for an Ordinance No. 06/09/2014-02 "An Ordinance To Amend Article II Of Chapter 2 Of The Village Of Hartland Municipal Code Pertaining To Village Board". Motion carried.

Other items for consideration

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6. Motion (Meyers/Wallschlager) to authorize staff to complete and submit a Simplified Rate Case Water Utility Rate increase on behalf of the Hartland Water Utility and to annually review the possible need for a full rate case study. Carried (7-0).
7. Motion (Compton/Swenson) to approve an agreement with Baker Tilly to conduct an audit of TIF 5 not to exceed \$3,000. Motion carried (7-0). It was clarified that the Village will pay for this expense from TIF 5 proceeds.
8. Motion (Meyers/Compton) to approve a contract with Gibraltar Landscape & Construction LLC, of Wauwatosa, for the Bark River Shoreline Restoration project in the amount of \$175,000 including a five percent contingency.

There was discussion of whether this project was being required by DNR or any other agency. It was stated that this project is not required however it is part of the long-term plan to stabilize the banks of the Bark River along property that the Village owns. DPW Director Einweck stated that this project will preserve facilities at the parks such as the walking paths along the river. It was stated that currently there are several large trees in danger of being lost. This project will stabilize the bank in an attempt to preserve those trees as well as the path on the island. The project also includes work at Hartbrook Park near the pathways and the bridge that crosses the river. A DNR grant has been applied for in the amount of \$120,000 (50% matching funds). It was stated that this is a long term solution to the erosion along the banks.

9. **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 reminded the audience that the Village Board meeting scheduled for July 28th which will be from 5:00 p.m. to 7:00 p.m. will include discussions on capital improvement projects. The meeting will be open to the public. No formal decisions will be made during that meeting.

President Lamerand thanked all that attended the Hometown Celebration Parade. He thanked Chris Oestreich (Hartland/Lakeside School District) for parade coordination, the Kiwanis Club of Greater Hartland, the Rotary Club of Hartland-Lake Country and the Hartland Community Band for their participation.

10. Motion (Stevens/Swenson) to adjourn. Carried (7-0). Meeting adjourned at 7:30 p.m.

Respectfully submitted,

Darlene Igl

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Village Clerk