

**VILLAGE OF HARTLAND
VILLAGE BOARD MINUTES
MONDAY, FEBRUARY 12, 2024 • 6:30 PM
BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD**

The Village President called the meeting to order at 6:31 pm

Present: President Pfannerstill, Trustees de Boer, Truttschel, Pfeiffer, Wallschlager, Conner, Hallquist

Excused: Village Manager Bailey

Others Present: Clerk Policello, Police Chief Misko, Fire Chief Jambretz, DPW Director Felkner, DPW Operations Leadman Jenson, DPW Operations Manager Jungbluth

Pledge of Allegiance – Trustee Hallquist

Public Comments: Please be advised the Village Board will receive comments from the public related to any item(s) for a three-minute time period per person, with time extensions per the Village President's discretion. This meeting will be recorded and will be available online through the Village's website.

No public comments.

1. Consideration of Village Board minutes of January 22, 2024.
Motion (Conner/Wallschlager) to approve the Village Board minutes of January 22, 2024. All were in favor, **motion carried**. Abstain – Pfannerstill, Pfeiffer, Hallquist
2. Items related to vouchers
 - a. Consideration of vouchers for payment in the amount of \$ 5,524,510.31.
Motion (Wallschlager/Truttschel) to approve vouchers. All were in favor, **motion carried**.
3. Actions related to Licenses and Permits
 - a. Consideration of Operator's (Bartender) Licenses
Motion (Hallquist/Pfeiffer) to approve the bartender licenses. All were in favor, **motion carried**.

Items referred from the January 15, 2024 Plan Commission meeting

4. Consideration of a motion to approve renovation plans for Empower Movement, 123 Lawn Street.

Motion (Truttschel/Pfeiffer) to approve renovation plans for Empower Movement at 123 Lawn Street.

Tom Howald, Kristen's husband appeared. The vent in the lawn that was discussed at the Plan Commission meeting is connected to the roof drain. The lights will be set to turn off by 10 pm. The only change they have made to the plans is the cement board siding may be installed on the horizontal rather than vertical.

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All were in favor, **motion carried.**

5. Consideration of First Reading of Bill for an Ordinance No. 02/12/2024 “An Ordinance to Create §78-9 of the Village of Hartland Municipal Code Regulating Wireless Telecommunications Facilities in Public Right-of-Way”.

DPW Director Felker said the ordinance was drafted by the Village attorney and staff and was created due to the demand for wireless repeaters for 5G cell service. The State of Wisconsin has given approval for antennas to go on energy poles. If none are available, they can be put on municipal poles, so this ordinance addresses this and requires an application. The FCC regulates the poles.

Line 65 – The poles can only be 10% higher than the highest structure; we don’t want them sticking out like a sore thumb. The structure must be self-supporting with no guy wires.

Line 172 – The cell carrier must submit proof that neighbors within 300’ have been contacted.

Line 288 – The existing right of way permit fee will apply, \$150 for permit, \$2000 cash bond.

Line 348 – Applicant has 90 days to finish the project.

Page 12 – If any resident or cell carrier has concerns, they can appeal to the Village Board.

Page 14, Line 500 - Restoration must be within 15 days or we can bill them.

Lines 505 – 510 we will be removing this provision from the draft. Wisconsin statutes limit the fee at \$20 per cell tower – it will cost more than this for administration to invoice and track and receipt those payments, but can revisit it in the future. Right now Verizon wants to put a pole on Cottonwood & North Shore. We are going to have them move it from their requested location due to sight lines.

Trustee Wallschlager asked if these poles can be put anywhere, such as Four Winds, where there are no above ground wires? Felkner said that they can. This ordinance gives the Village some say in where the poles go.

First reading is complete.

6. Consideration of Second Reading, with possible waiving of the Third Reading, of an Ordinance Amending § 50-232 of the Village of Hartland Municipal Code Pertaining to Impact Fees and schedule of public hearing
 - a. **Public hearing** to hear comments on the proposed revisions to § 50-232 of the Village of Hartland Municipal Code.

President Pfannerstill opened the public hearing at 6:45 pm.

Presentation of the impact fee study by Ed Maxwell of Ruckert & Mielke. Impact fees enact the principle that growth pays for growth. Charges to new developments to pay for infrastructure that serve those developments. We have had fees since 1998, which have covered a lot of costs. The Police Department and Fire Department fees will remain at the current rate and be revisited after the space needs study is complete. Maxwell recommends tying our impact fees to the consumer price index for annual increases.

No one from the public wished to speak. The public hearing closed at 6:53 pm

The second reading was completed.

Motion (Pfeiffer/Conner) to suspend the rules. All were in favor. **Motion carried.**

Motion (Pfeiffer/Hallquist) to waive the third reading and approve the ordinance amending sec. 50-232 of the Village of Hartland Municipal Code Pertaining to Impact Fees. All were in favor, **motion carried.**

- b. Consideration of Resolution No. 2/12/2024 “Resolution Amending Appendix A of the Code of Ordinances for the Village of Hartland Concerning the Schedule of Impact Fees”

Motion (Pfeiffer/Hallquist) to approve Resolution No 2/12/2024 “Resolution Amending Appendix A of the Code of Ordinances for the Village of Hartland Concerning the Schedule of Impact Fees”. All were in favor, **motion carried.**

7. Consideration of Second Reading, with possible waiving of the Third Reading, of Bill for an Ordinance No. 01/22/2024 “An Ordinance to Amend Chapter 30 of the Village of Hartland Municipal Code Pertaining to Municipal Court”.

Second reading complete.

Motion (Conner/Hallquist) to approve the second reading and waive the third reading for Ordinance No. 01/22/2024 “An Ordinance to Amend Chapter 30 of the Village of Hartland Municipal Code Pertaining to Municipal Court.” All were in favor, **motion carried.**

- a. Consideration of a motion to approve Successor Agreement for the Operation of the Lake Country Municipal Court a/k/a Municipal Court for Western Waukesha County.

Motion (Pfeiffer/Wallschlager) to approve the Successor Agreement for the Operation of the Lake Country Municipal Court a/k/a Municipal Court for Western Waukesha County. All were in favor, **motion carried.**

8. Consideration of Second Reading, with possible waiving of the Third Reading, of Bill for an Ordinance No. 01/22/2024-01 “An Ordinance Amending Section 6-37 of the Village of Hartland Municipal Code Pertaining to Operators License”.

Second reading is complete.

Motion (Truttschel/Wallschlager) approve second reading and waive third reading for Ordinance No. 01/22/2024-01 “An Ordinance Amending Section 6-37 of the Village of Hartland Municipal Code Pertaining to Operators License”. All were in favor, **motion carried.**

9. Hometown Celebration update by Recreation Director Rennekamp.

Recreation Director Rennekamp informed the Board they will be switching from Beechwood to Beer Capitol as the distributor for the event. They will be serving cans rather than from a tap in cups. Kegs were more cost effective in the past, now cans are the same cost, which is easier to serve. She provided a map for the layout. An additional bar will be under shelter 2 by the food. A kids zone will be new this year. A carnival was explored, but with the layout there is not enough area for rides to be cost effective for the vendor.

10. Consideration of a motion to approve the increase in budget for Hometown Celebration fireworks from \$18,000 to \$19,200 to maintain the same length and intensity of a show as previous years.

Recreation Rennekamp said the cost for fireworks goes up every year. Five Star Fireworks has explained the increase in email provided. Trustee Conner asked what we would lose if he kept it the cost the same.

Motion (Hallquist/Pfeiffer) to approve the increase in budget for Hometown Celebration fireworks from \$18,000 to \$19,200 to maintain the same length and intensity of a show as previous years. President Pfannerstill asked Rennekamp to find out what the difference would be if we kept the same payment and report that information back, which can help make future decisions.

All were in favor, **motion carried.**

11. Consideration of a motion to approve expenditure of \$9,000 for Bella Cain performance at Hometown Celebration.

Director Rennekamp said Bella Cain will be returning this year. The fee is what we paid last year. She said we will be rotating bands from last year.

Motion (Truttschel/Wallschlager) to approve expenditure of \$9,000 for Bella Cain performance at Hometown Celebration. All were in favor, **motion carried.**

12. Consideration of a motion to approve contract with Area Rental to provide tents and miscellaneous items for Hometown Celebration.

Director Rennekamp said this is an increase from last year which was \$15,000; this year's cost is \$19,900. We are adding a 30' x 50' tent for a kids zone and 20' x 30' tent for tickets. We are decreasing the size of the stage. We invested \$25,000 in the electrical last year that we won't have to pay for this year. There will be high top tables outside the stage area that we are renting. We are borrowing sound and lighting equipment again from Big Bend.

Motion (Hallquist/Conner) to approve Area Rental contract. All were in favor, **motion carried.**

13. Discussion and consideration to award contract for Penbrook Baseball Diamond fencing.

DPW Director Felkner said the fencing is in need of replacing and the backstop is not high enough. This expense was budgeted for at \$68,000. We received 3 proposals and this came in under budget at \$56,350.00 from Century Fence.

Motion (Pfeiffer/de Boer) to approve the contract with Century Fence for the Penbrook Baseball Diamond fencing. Trustee Conner asked the amount of the other quotes. Other 2 were over budget.

Dave said the other proposals were for \$70,000 and over \$100,000. He believes the favorable bid factored in the desire to start the project now to keep their employees working.

All were in favor, **motion carried.**

14. Discussion and consideration to award contract for the 2024 Sanitary Sewer Cleaning and Televising project.

DPW Director Felkner said this is for annual work. Visu-Sewer came in low again. This comes out of the utility sewer maintenance account. Staff is recommending awarding the contract to Visu-Sewer, not to exceed the sum of \$60,600.

Motion (Wallschlagel/Truttschel) to award the 2024 Sanitary Sewer Cleaning and Televising project to Visu-Sewer not to exceed \$60,600. All were in favor, **motion carried.**

15. Discussion and consideration for awarding contract of the 2024 Utility Contract.

DPW Director Felkner this work is performed yearly prior to paving of our streets. \$282,150 was budgeted and the low bid came in a little over this amount. This comes out of the utility account, we don't borrow for it.

Motion (Conner/Hallquist) to award the contract for the 2024 Utility contract to American Sewer Services in the amount of \$300,170.

President Pfannerstill said we are looking to continue to develop and build up Cottonwood Ave. The wires are an eyesore. Once we repave Cottonwood and we want to bury the wires, we would be digging up a new road. He would like staff's recommendation on this. If in seven years that prohibits development, that wouldn't be a good thing. Felkner said we have WE Energies, AT&T and Spectrum on Cottonwood Avenue. We contacted them and it came to \$1 million per block to bury the lines and that does not include running the electric to each business. We would have to subcontract that out ourselves. We did not get a final number, due to sticker shock. If the Board wanted to pursue a final number, they could do that. The east side of Cottonwood Avenue is only Spectrum, so maybe the poles on the east side could be buried or moved to the other side of the road. Pfannerstill said he would like to know what both options cost. Felkner will look into both options.

All were in favor, **motion carried.**

16. Announcements

DPW Felkner welcomed a new employee that started today, Nick Makoski, who grew up in Hartland and is from the private sector.

Director Rennekamp said there are 93 enrollees for t-ball. She is nearly done with scheduling the Thursday night concert series bands and has a few more acts for Hometown to finalize. August 8th is National Night Out, the band Trophy Husbands will be performing. She is accepting Hometown celebration sponsorships.

Police Chief Misko has offered a police officer into background investigation phase. The applicant is currently with the UW-Milwaukee Police Department. Officer Weiss' field training is going well. The Citizens academy class open every Wednesday apps due March 13 – May 8th, 6 pm – 8:30 pm. Applications are available on the website and due March 3rd. There is no cost to participate.

Fire Chief Jambretz said the two new full time employees are working out great.

Trustee Truttschel said the Veteran Sleep Out was well attended with strong support by the Police Department and Fire Department.

President Pfannerstill said the Veteran Sleep Out is a good event that grows every year. He asked if Director Rennekamp or the ark Board could talk about the Village making revenue from advertising on fencing. Trustee Hallquist said the Board has been approached in the past and told them it would need to be taken down for Hometown and put back up after, which they had a problem with and it was dropped.

17. Adjournment

Motion (Pfeiffer/Conner) to adjourn at 7:25 pm. All were in favor, **motion carried.**

Respectfully submitted,

Sandee Policello
Village Clerk