

**KRONENWETTER VILLAGE BOARD  
MEETING MINUTES  
SEPTEMBER 28, 2009**

President Akey called the meeting to order at 6:00 p.m.

**Roll Call:**

Members of the Village Board present: President Judi Akey, Trustee Mark Pertile, Trustee Dan Lesniak, Trustee Geri Kowalski, Trustee Justeen Mallo-Vollrath, and Trustee Chris Voll. Excused: Trustee Ron Miller. Also present: Blaine Oborn, Administrator; Mike Szpylman, Treasurer/Finance Specialist; Lisa Myles, Public Works Director/Zoning Administrator; Dan Joling, Police Chief; Roger James, Fire Chief; and Cindra Falkowski, Village Clerk.

**Public Input:**

*Emily Held, 2291 State Highway 153E, Village of Kronenwetter.* Ms. Held thanked the Board for listening to her concerns and commented that the Kennel License portion of the Village's Ordinances is not clear and should be rewritten.

*Joe Buska, 1735 Shadow Lawn Road, Village of Kronenwetter.* Mr. Buska commented on the Adult Entertainment Ordinance. He felt that the Ordinance is an "affront" to liberty and property rights.

**Approval of September 9 and 14, 2009 Meeting Minutes:**

Motion by Kowalski/Voll to approve the minutes of September 9, 2009. Motion carried 5:1, Mallo-Vollrath abstaining.

Akey asked for changes to paragraphs two, five, ten, and fourteen on the September 14<sup>th</sup> minutes. Motion by Mallo-Vollrath/Pertile to approve the minutes of September 14, 2009 as amended. All members in favor of Motion by voice vote; motion carried.

**Recommendation for Approval from the Planning Commission – Preliminary Plat of Whispering Winds Subdivision:**

Pertile provided the Board with information regarding the Plan Commission's recommendation and actions. Pertile felt that more time should be allowed for this process. The Board asked the developer, Steve Mroczenski, several questions. Motion by Lesniak/Kowalski to approve the Preliminary Plat of Whispering Winds Subdivision. Roll Call: Akey-yes, Pertile-no, Lesniak-yes, Mallo-Vollrath-yes, Kowalski-yes, Voll-no; motion carried.

Akey asked the Board for permission to proceed with Agenda Item #18.

**Developer's Agreement with SJM Builders for Whispering Winds subdivision:**

The Board asked about documents referenced but not included within the Agreement. Oborn explained the approval process regarding developer's agreements with the Board and that some documents do not come in until approval is granted. Staff will obtain and review documents before the Agreement is signed by Akey. Motion by Kowalski/Lesniak to approve the Developer's Agreement with SJM Builders for Whispering Winds subdivision on the condition that all documents that are currently not included are received and reviewed by staff and that the words, "Village Engineer" is removed from Item R before signing. Roll Call: Akey-yes, Pertile-abstain, Lesniak-yes, Mallo-Vollrath-yes, Kowalski-yes, Voll-yes; motion carried.

Akey asked the Board for permission to proceed with Agenda Item #16

**Kennel License Application – Emily Held, 2291 State Highway 153E:**

The Board discussed possible alternatives for a kennel license, as the current zoning at applicant's address does not allow for one. Motion by Voll/Kowalski (for sake of discussion) to approve kennel license for Held. Roll Call: Akey-no, Pertile-no, Lesniak-no, Mallo-Vollrath-no, Kowalski-no, Voll-yes; motion failed.

**Recommendation for Approval from the Redevelopment Authority – Road connection of Kronenwetter Drive to Indianhead Drive and an emergency waterline connection with the City of Mosinee:**

Motion by Lesniak/Mallo-Vollrath to approve the road connection of Kronenwetter Drive to Indianhead Drive and a secondary emergency waterline connection with the City of Mosinee. Roll Call: Akey-yes, Pertile-yes, Lesniak-yes, Mallo-Vollrath-yes, Kowalski-yes, Voll-yes; motion carried.

**Recommendation for Approval from the Finance Committee – August 2009 Treasurer's Report and Police Department Capital Spending Change Request:**

*August 2009 Treasurer's Report* – Motion by Pertile/Mallo-Vollrath to approve the August 2009 Treasurer's Report. All members in favor of Motion by voice vote; motion carried.

*Police Department Capital Spending Change Request* – The Board discussed the change request with Joling. Motion by Lesniak/Voll to approve the Police Department Capital Spending Change Request. Roll Call: Akey-no, Pertile-yes, Mallo-Vollrath-no, Lesniak-yes, Kowalski-yes, Voll-yes; motion carried.

**An Ordinance Creating Section 2-300 Entitled Destruction of Public Records:**

Motion made by Pertile/Mallo-Vollrath to take no action this item. All members in favor of motion by voice vote; motion carried.

**An Ordinance Creating Chapter 50-46 through 50-55 of the General Code of Ordinances Entitled Solid Fuel-Fired Heating:**

Kowalski asked that Sections 50.49(a)(1) and 50.50(a)(2) be changed to better reflect the requirements in 50.48(1)(2)(a-h). A letter written by Ken Charneski was issued to the Board. Motion by Mallo-Vollrath/Akey to adopt An Ordinance Creating Chapter 50-46 through 50-55 of the General Code of Ordinances Entitled Solid Fuel-Fired Heating. Roll Call: Akey-yes, Pertile-yes, Mallo-Vollrath-yes, Lesniak-yes, Kowalski-yes, Voll-no; motion carried.

The Board wanted a Motion indicating the requested change from Kowalski in which paragraphs 50.49(a)(1) and 50.50(a)(2) should read that the SFFHDs shall burn materials in accordance with materials listed Section 50.48(a)(1) and (2) of the ordinance. Motion by Mallo-Vollrath/Akey to reconsider Motion on An Ordinance Creating Chapter 50-46 through 50-55 of the General Code of Ordinances Entitled Solid Fuel-Fired Heating. Roll Call: Akey-yes, Pertile-yes, Mallo-Vollrath-yes, Lesniak-yes, Kowalski-yes, Voll-yes; motion carried.

Motion by Mallo-Vollrath/Akey to adopt An Ordinance Creating Chapter 50-46 through 50-55 of the General Code of Ordinances Entitled Solid Fuel-Fired Heating as amended. Roll Call: Akey-yes, Pertile-yes, Mallo-Vollrath-yes, Lesniak-yes, Kowalski-yes, Voll-no; motion carried.

**Resolution 2009-011 Village of Kronenwetter Addressing Issues Related to Adult Entertainment:**

*Dale Ballwanz, 1435 O'Keefe Drive, Village of Kronenwetter.* Mr. Ballwanz was allowed to speak, as he was not at Public Input. Mr. Ballwanz expressed that an ordinance restricting the sale of liquor at strip clubs would not allow him to go back into business if has the opportunity to do so. He does not have a problem with the ordinance if he is not the owner.

The Board discussed the studies that were used to support the Resolution. Oborn will provide current studies from Attorney Wolfgram. Akey provided the Board with Adult Entertainment Ordinances from municipalities surrounding Kronenwetter. Motion by Pertile/Akey to postpone this agenda item no later than the first regular board meeting in January 2010. Motion carried 5:1, Lesniak voting against.

**An Ordinance Creating Chapter 18 Article II of the General Code of Ordinances Entitled Adult Entertainment Establishments:**

Motion by Mallo-Vollrath/Pertile to postpone this agenda item no later than the first regular board meeting in January 2010. Motion carried 5:1, Lesniak voting against.

**Resolution 2009-012 Opposition to State Assembly Bill 145 (Legislative Review of Municipal Ward Plans):**

Motion by Akey/Mallo-Vollrath to approve Resolution 2009-012. Roll Call: Akey-yes, Pertile-yes, Mallo-Vollrath-yes, Lesniak-yes, Kowalski-yes, Voll-yes, motion carried.

**Resolution 2009-013 Authorization of Representative Regarding Recycling Grants:**

Motion by Mallo-Vollrath/Pertile to approve Resolution 2009-013. Roll Call: Akey-yes, Pertile-yes, Mallo-Vollrath-yes, Lesniak-yes, Kowalski-yes, Voll-yes, motion carried.

**Well Field Site Fencing:**

The Board discussed what actions needed to be taken tonight regarding this item in addition to questions regarding the fence itself. Motion by Lesniak/Mallo-Vollrath to approve the well site fence plan as presented. All members in favor of motion by voice vote, motion carried.

Pertile excused himself from the meeting at 8:28 p.m.

**Selection of a Resident Project Representative for Whispering Winds Subdivision:**

The Board, Oborn and Myles went over the proposals that were submitted. Motion by Lesniak/Kowalski to award Becher-Hoppe the contract for Resident Project Representative for Whispering Winds Subdivision subject to approval of the Village Attorney to ascertain that no conflicts of interest are present. Roll Call: Akey-yes, Mallo-Vollrath-yes, Lesniak-yes, Kowalski-yes, Voll-yes, motion carried.

**Selection of Engineer for Sanitary Sewer and Water Main Design associated with the Maple Ridge Interchange Rebuild:**

Motion by Mallo-Vollrath/Kowalski to authorize staff to negotiate a contract for engineering services for Utility design work associated with the Maple Ridge Interchange with the top three or four ranked firms, with the final contract to be approved by the Village Board. All members in favor of motion by voice vote, motion carried.

Pertile returned to the meeting at 8:39 p.m.

**Training Leave Requests:**

The Board discussed modification of the Training Leave Request form. Motion by Mallo-Vollrath/Kowalski to approve the Training Leave Request for Blaine Oborn as presented. All members in favor of Motion by voice vote, motion carried.

**Reports of the Fire Chief, Administrator, Village President and Trustees:**

*Fire Chief* – James provided pictures of the new fire truck. The Board asked James to provide an inventory of equipment bought with the grant. Oborn to check into liability issues regarding the truck manufacturer taking the truck to Duluth, MN.

*Administrator* – Motion by Mallo-Vollrath to place the September 28, 2009 Administrator's Report on file. All members in favor of Motion by voice vote.

*Village President* – Akey discussed property issues between neighbors and the Village's involvement, and development issues.

*Trustees* – Lesniak apprised the Board about the work on the ordinance for committee/commission structure.

**Summary of Items that require action by the Board in the future:**

The Board set a meeting date of October 21, 2009 at 6:00 p.m. as a joint meeting with Finance regarding the 2010 Budget.

**Adjournment:**

Motion by Mallo-Vollrath/Pertile to adjourn. All members in favor of Motion by voice vote, motion carried. Meeting adjourned at 9:13 p.m.

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Respectfully submitted on: September 30, 2009

Cindra Falkowski, Village Clerk

Approved: October 12, 2009