

## MINUTES

VILLAGE OF YORKVILLE  
JOINT VILLAGE BOARD/PLAN COMMISSION  
VILLAGE BOARD ROOM  
UNION GROVE MUNICIPAL CENTER  
MONDAY, JANUARY 13, 2020

### Call to Order

Village Board President Douglas Nelson called the meeting to order at 6:00 p.m.

### Roll Call

The following Village Board members were present: Douglas Nelson, Robert Funk, Daniel Maurice, Steve Nelson and Cory Bartlett. The following Plan Commission members were present: Douglas Nelson, Cory Bartlett, Barbara Geschke and Timothy DeGarmo. Aaron Alby was absent. Also present were John Schmidbauer representing Kueny Architects, Erin Pugh, Attorney Tim Pruitt, Engineer Mark Madsen and Clerk-Treasurer Michael McKinney.

### Approval of Minutes

***Motion (S. Nelson, Funk) to approve the December 9, 2019 joint Village Board/Plan Commission, December 16, 2019 joint Village Board/Plan Commission and December 23, 2019 Village Board meeting minutes as presented, Motion Carried (MC).***

### Approval of Financial Reports

***Motion (Funk, Maurice) to approve the December Village and Stormwater financial reports as presented, MC.***

### Approval of Village Invoices

***Motion (S. Nelson, Maurice) to approve payment of Village invoices as presented in the amount of \$40,975.95, MC.***

### Approval of Stormwater Invoices

McKinney noted that no Stormwater invoices were presented for payment.

***No formal action was taken by the Village Board on this agenda item.***

### New and Unfinished Business - Discussion and possible action on the following:

**Conditional use extension request submitted by Miller Real Estate, LLC (with Paul Miller, Jr. as applicant/agent) for the parcel located at 18324 Durand Avenue (STH 11) (Parcel ID # 194-03-21-32-002-000) in the M-3 (Heavy Industrial) Zoning District for a conditional use previously approved on May 13, 2019**

McKinney stated that the applicant is currently working with the Wisconsin Department of Natural Resources on the design of the planned stormwater pond for the property.

***Motion (S. Nelson, Bartlett) to approve the conditional use extension request submitted by Miller Real Estate, LLC (with Paul Miller, Jr. as applicant/agent) for the parcel located at 18324 Durand Avenue (STH 11) (Parcel ID # 194-03-21-32-002-000) in the M-3 (Heavy Industrial) Zoning District for a conditional use previously approved on May 13, 2019, with no conditions and an updated expiration date of November 13, 2020, MC.***

**Public Hearing** - The Village Board and Plan Commission held a joint public hearing to hear public comment on a conditional use application submitted by Mark Sunday (with John Schmidbauer as applicant/agent) for the parcel located at 14314 58<sup>th</sup> Road (Parcel ID # 194-03-21-24-007-000) in the M-3 (Heavy Industrial) Zoning District to allow for the construction of a 17,100-square foot industrial cold storage building

D. Nelson opened the public hearing at 6:04 p.m.

Erin Pugh, 14505 County Line Road (CTH KR), Paris, asked about the proposed use of this building. John Schmidbauer stated that this building would be used for storage.

With no other comments forthcoming, D. Nelson closed the public hearing at 6:06 p.m.

**Conditional use application submitted by Mark Sunday (with John Schmidbauer as applicant/agent) for the parcel located at 14314 58<sup>th</sup> Road (Parcel ID # 194-03-21-24-007-000) in the M-3 (Heavy Industrial) Zoning District to allow for the construction of a 17,100-square foot industrial cold storage building**

Discussion focused on the semi-trailers currently being stored on the property in violation of the Village's zoning ordinances as well as the stormwater improvements that would need to be implemented in order to accommodate this new building. Madsen stated that the pond on the property would need to be enlarged and recommended that a stormwater easement and maintenance agreement be approved for the enlarged pond. The Village Board and Plan Commission discussed the need to have the trailers removed from the property prior to taking any action on this application. They also discussed having the applicant appear personally at the next meeting where this request would be considered.

***Motion (DeGarmo, Geschke) to recommend tabling consideration of this agenda item until the February 10, 2020 joint Village Board/Plan Commission meeting, MC.***

***Motion (S. Nelson, Maurice) to accept the Plan Commission's recommendation and to table consideration of this agenda item until the February 10, 2020 joint Village Board/Plan Commission meeting, MC.***

***Motion (Bartlett, DeGarmo) to recommend that the applicant be required to have all semi-trailers removed from this property no later than February 5, 2020, MC.***

***Motion (S. Nelson, Maurice) to accept the Plan Commission's recommendation and to require the applicant to remove all semi-trailers from this property no later than February 5, 2020, MC.***

**Resolution 2020-01 Providing for the inspection, public hearing, and recommendation of the Plan Commission on the possible adoption of a partial recodification of the Code of Ordinances of the Village of Yorkville**

McKinney stated that most of the changes included in this recodification update the ordinances to reflect the Village's incorporation in 2018.

***Motion (S. Nelson, Bartlett) to adopt Resolution 2020-01 as presented, MC.***

**Resolution 2020-02 Approving the 2020 Racine County zoning-related Professional Services Agreement and zoning fee schedule**

***Motion (S. Nelson, Maurice) to adopt Resolution 2020-02 as presented, MC.***

**Resolution 2020-03 Amending the Village of Yorkville's 2019 General Fund annual budget**

***Motion (S. Nelson, Funk) to adopt Resolution 2020-03 as presented, MC.***

**Payne & Dolan, Inc. pay request for the 2019 67<sup>th</sup> Drive paving and drainage program project**

McKinney stated that this pay request is for a portion of the cost of constructing the large culvert associated with this project.

***Motion (Bartlett, S. Nelson) to approve payment of the pay request submitted by Payne & Dolan, Inc. in the amount of \$59,612.50 for the 2019 67<sup>th</sup> Drive paving and drainage program project, MC.***

**2020-2023 Wisconsin Department of Transportation Highway Safety Improvement Program application**

***No formal action was taken by the Village Board on this agenda item.***

**Village Deputy Clerk-Treasurer interview update**

McKinney stated that a preferred candidate has been identified for this position, adding that he will be conducting a reference check and background check for this candidate in advance of the January 27 Village Board meeting where the candidate would be appointed.

***No formal action was taken by the Village Board on this agenda item.***

**Reports**

**Building Inspector's Report:** The Building Inspector was not present to provide his report to the Village Board.

***Motion (Funk, Maurice) to approve and file the Building Inspector's report as presented, MC.***

**Engineer's Report:** Madsen reported to the Village Board on the following:

- That the stormwater plans for the property located at 18324 Durand Avenue (STH 11) are currently being reviewed by the Wisconsin Department of Natural Resources
- That his office is reviewing updated stormwater plans for a new hotel planned for South Sylvania Avenue
- That the remainder of the 67<sup>th</sup> Drive paving and drainage program project will be bid out in late February

**Yorkville Stormwater Utility District Report:** S. Nelson stated that he had no information to report to the Village Board.

**Roads/Public Works Committee Report:** Funk stated that the Committee will begin planning for this year's annual road tour.

Maurice inquired about the streetlight that was removed from the intersection of 58<sup>th</sup> Road and South Sylvania Avenue. McKinney stated that he would contact the Wisconsin Department of Transportation to find out whether they planned to put a streetlight back up

**Clerk's Report:** McKinney reported to the Village Board on the following:

- That a Long-Range Planning/Ordinance Committee meeting will be held on January 20
- That a Washington Avenue (STH 20) public information meeting will be held by the Wisconsin Department of Transportation on January 21
- That a site plan application will appear on the February 10 joint Village Board/Plan Commission meeting agenda for the parcel located at 2334 North Sylvania Avenue
- That the Wisconsin Public Service Commission will hold two public hearings in Burlington on February 26 regarding the Lakeshore Lateral project

## **Public Comments, Questions and Suggestions**

Erin Pugh addressed the Village Board regarding commercial vehicles parked on the property located at 13826 Braun Road, the Lakeshore Lateral project, methods for tracking the status of conditional use permits and the lack of lighting at the intersection of South Colony Avenue (USH 45) and County Line Road (CTH KR).

## **Adjournment**

***Motion (Maurice, Funk) to adjourn, MC.*** The meeting was adjourned at 7:55 p.m. The next scheduled Village Board meeting is Monday, January 27, 2020, at 6:00 p.m.

Michael McKinney  
*Clerk-Treasurer*