



**Village Board & Planning Commission  
Joint Meeting  
Union Grove Municipal Center 925 15th Avenue  
Monday, February 13, 2023**

**1. Village Board President, Douglas Nelson, called the meeting to order at 6:00 pm.**

**2. Roll Call**

President - Douglas Nelson. Trustees/Commissioners - Robert Funk, Daniel Maurice, Steve Nelson, Cory Bartlett, Aaron Alby, and Barb Geschke. Absent: Tim DeGarmo.

Staff - Michael McKinney (Administrator Clerk), and Janine Carls (Deputy Clerk/Treasurer).

Others Present – Chris Geary and Rebecca Shepro (Attorneys); Mark Rollefson, Dave Callewaert, Bill Ticha and Kara Vyvyan (Yorkville Elementary); Alex Disch (Handi Products); Alan Jasperson (Yorkville Meadows).

**3. Approval of Minutes**

*Motion (S Nelson, Maurice) to approve January 23, 2023, Village Board-Plan Commission meeting minutes as presented, Motion Carried (MC).*

**4. Approval of Financial Reports**

*Motion (Funk, Bartlett) to approve Financial Reports as presented, MC.*

**5. Approval of Village Invoices**

*Motion (Bartlett, Maurice) to approve village invoices in the amount of \$105,175.89, MC.*

**6. Approval of Stormwater Invoices**

*No stormwater invoices were presented for approval.*

**7. New and Unfinished Business – Discussion and possible action on the following:**

**a. Yorkville Elementary School District Referendum Presentation**

Mark Rollefson, District Administrator for Yorkville Elementary, presented referendum details and noted ways in which the public can further review details and ask questions before the April election.

**b. Appeal to the Village of Yorkville Board of Appeals for relief from Chapter 55 of the Village of Yorkville Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, with respect to a request submitted by 2730 Sylvania Ave, LLC (with Handi Products as applicant/agent) for the parcel located at 2730 South Sylvania Avenue (West Frontage Road) (Parcel ID # 194-03- 21-24-021-001) in the B-3 (Commercial Service) Zoning District for a variance to allow for a sign to exceed the established limit in the Village of Yorkville Code of Ordinances for LED usage on a sign face Division**

McKinney stated that Handi Products had begun working with Racine County Zoning prior to the change to the Village of Yorkville sign ordinance. Alex Disch of Handi Products described the signage as having an image of a product that may change every 6 seconds. Shepro stated that the sign described was less concerning from a distraction standpoint than rolling text would be.

**c. Resolution 2023-05 Supporting the granting of a variance to 2730 Sylvania Ave, LLC (with Handi Products as applicant/agent) for a sign to exceed the established limit for LED usage on a sign face in the Village of Yorkville Code of Ordinances for a sign on the parcel located at 2730 South Sylvania Avenue (West Frontage Road) (Parcel ID # 194-03-21-24-021-001) in the B-3 (Commercial Service) Zoning District.**

*Motion (Geschke, Alby) to recommend Village Board approval of Resolution 2023-05, MC.*

*Motion (Bartlett, S Nelson) to approve Resolution 2023-05, as presented, MC.*

**d. 2023 Yorkville Meadows Court/Washington Ave (STH 20) intersection project proposal**

Geary recommended updating the development agreement with Jasperson to clearly outline the project chain of custody. In addition, Jasperson's contract with Asphalt Contractors will need to clearly state the inclusion of all DOT permit requirements before final approval. McKinney will send Jasperson

all permit requirements and Geary will work on an updated development agreement. If all pieces are not in place by February 27, 2023, the Village will take up the project with Stark Pavement.

*No formal action taken on this agenda item.*

- e. **Resolution 2023-06 Approving an additional Memorandum of Understanding with Wisconsin State-Local Government Plaintiffs for partial settlement with certain Defendants in the Multistate Opioid Litigation pending in the United States District Court for the Northern District of Ohio, agreeing to the terms of the Wisconsin State-Local Government Opioid Bankruptcy Memorandum of Understanding allocating certain settlement proceeds, and authorizing execution of such Memorandum of Understanding**

Shepro explained that a bankruptcy filing has changed who will be processing settlement payments.

*Motion (S Nelson, Bartlett) to approve Resolution 2023-06, as presented, MC.*

- f. **Annual WE Energies Road weight restriction request**

McKinney stated that 53<sup>rd</sup> Dr. Colony and the west branch on 58<sup>th</sup> Rd were added to the road list.

*Motion (S Nelson, Maurice) to extend the restriction through May 10, 2023, utilizing the list presented, MC.*

- g. **Resolution 2023-07 Designating and appointing a resident to the Village of Yorkville Board of Appeals**

Discussed potential appointees for which more follow-up is needed to confirm their interest.

*Motion (Maurice, S Nelson) to table Resolution 2023-07 until the February 27th meeting, MC.*

- h. **Scheduling the 2023 Board of Review**

*Motion (S Nelson, Maurice) to schedule the 2023 Board of Review for June 21, 2023, MC.*

- i. **Resolution 2023-08 Amending the Village of Yorkville's 2022 General Fund annual budget**

McKinney stated that a total of \$6850.33 would be moved between funds: Collection Site Disposal to Legal (\$5545.23) and Animal Control to Village Planning and Zoning (\$1305.10).

*Motion (Bartlett, Funk) to approve Resolution 2023-08 as presented, MC.*

## **8. Reports**

- a. **Building Inspector's Report**

*Motion (Funk, Bartlett) to approve the Building Inspector's Report, MC.*

- b. **Engineer's Report | No report**

- c. **Yorkville Stormwater Utility District Report | No report**

- d. **Roads/Public Works Committee Report | No report, plan to meet soon**

- e. **Village President's Report | No Report**

- f. **Administrator/Clerk's Report**

McKinney noted receipt of a shoreland conditional use request from Echo Lake Foods for consideration at the March 13 mtg. The February 13 Sewer and Water Commission mtg will include further T-Mobile discussion. McKinney had met with Madsen, DOT, and several others regarding the 2 Mile bridge project planning and potential modifications.

## **9. Public Comments, Questions, and Suggestions | No Comments**

## **10. Adjournment**

*Motion (S Nelson, Bartlett) to adjourn the meeting at 7:59 pm, MC.* The next scheduled joint Village Board and Planning Commission meeting is March 13, 2023, at 6:00 pm.

Respectfully submitted,

Janine Carls

Village Deputy Clerk/Treasurer