



Village Board & Planning Commission
Joint Meeting Minutes
Union Grove Municipal Center 925 15th Avenue
Monday, April 10, 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, Tim DeGarmo, Aaron Alby, and Barb Geschke. Absent: Cory Bartlett. Staff Present - Michael McKinney (Administrator Clerk), and Janine Carls (Deputy Clerk-Treasurer). Also Present: Mark Madsen (Engineer); Tim Pruitt (Atty.)

3. **Approval of Minutes**

Motion (S Nelson, Maurice) to approve the March 27, 2023, Village Board meeting minutes as presented, Motion Carried (MC).

4. **Approval of Financial Reports**

Motion (Funk, S Nelson) to approve Financial Reports as presented, MC.

5. **Approval of Village Invoices**

Motion (Maurice, Funk) to approve Village invoices as presented in the amount of \$110,750.82, 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. **Request submitted by the CJC Family Trust (with Courtney Conner as applicant/agent) for shoreland contract approval for the property located at 1515 Yorkville Meadows Court (Parcel ID # 194-03-21-08-012-204) in the A-2 (General Farming and Residential II) Zoning District to permit construction of a single-family residence within the shoreland jurisdiction of an un-named stream**

McKinney reported that the applicant had addressed all of Madsen's questions satisfactorily. Discussion as to whether the applicant understood their responsibility for maintaining the pond and what action could be taken if the pond was not maintained. McKinney will include a note with the approval letter reiterating the owner's responsibility for the pond.

Motion (Funk, Maurice) to approve the CJC Family Trust shoreland contract as presented, MC.

b. **Public Hearing - The Village Board and Plan Commission will hold a joint public hearing to hear public comment on a proposed Official Map for the Village of Yorkville**

D Nelson opened the public hearing at 6:15 pm. No public was present to comment. Pruitt recommended adding water, sewer, and aeronautics overlays to the official map and keeping the public hearing open to the next month. Discussed expanding the map's scope and other potential additions to the map.

Motion (Maurice, Funk) to approve the addition of water, sewer, and aeronautics overlays to the map and to keep the public hearing open into the next month, MC.

c. **Ordinance 2023-03 Establishing an Official Map for the Village of Yorkville, Racine County, WI**

No action was taken on this agenda item.

d. **Public Hearing - The Village Board and Plan Commission will hold a joint public hearing to hear public comment on proposed revisions to Chapter 28 of the Village of Yorkville's Municipal Code of Ordinances related to the Village's municipal extraterritorial plat approval jurisdiction**

D Nelson opened the public hearing at 6:31 pm. No public was present to comment. Pruitt provided an overview of the ordinance and what areas are applicable (e.g., erosion control, stormwater management, drain tile damage). He noted that there is a modification/waiver section the Village could use. D. Nelson closed the public hearing at 6:37 pm.

- e. **Ordinance 2023-04 Amending Section 28-7 and creating Section 28-13 of the Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, relating to land suitability and municipal extraterritorial plat approval jurisdiction**

Motion (DeGarmo, Geschke) to recommend Village Board adoption of Ordinance 2023-04 as presented, MC.

Motion (S Nelson, Maurice) to accept Plan Commission's recommendation and to adopt Ordinance 2023-04 as presented, MC.

- f. **Resolution 2023-12 Approving an additional Memorandum of Understanding and Addendum with Wisconsin State-Local Government Plaintiffs for the allocation of opioid settlement proceeds, agreeing to the terms of the Wisconsin State-Local Government Opioid Memorandum of Understanding and Addendum allocating certain settlement proceeds, and authorizing the execution of such Memorandum of Understanding for the Village of Yorkville, Racine County, WI**

Motion (S Nelson, Funk) to adopt Resolution 2023-12 as presented, MC.

- g. **Westbound Plank Road (CTH A) transverse rumble strips**

McKinney stated that Plank Rd will not be used as the official detour route for Hwy 20 construction. Discussed potential increased traffic on Plank Rd still being a concern and whether partial filling of the rumble strips would be beneficial enough to justify the cost.

Motion (Funk, Maurice) to take no action on this agenda item until the Hwy 20 construction project is complete, MC.

- h. **2 Mile Road bridge replacement project 2702-00-05 three party design engineering services contract**

McKinney stated that the cost of this project had increased from \$65,500.00 to \$122,922.16. DOT is confident, but not guaranteeing, that we could get an amended SMA for 80% reimbursement on the \$122,000.00. Discussed reasons for the increase and lack of options – project needs to be done.

Motion (S Nelson, Maurice) to approve the 2 Mile Road bridge replacement project 2702-00-05 three party design engineering services contract as presented, MC.

- i. **Staab Construction Corporation pay requests #19 and #20 for the 2021 wastewater treatment facility improvement project**

Motion (S Nelson, Funk) to approve Staab Construction Corporation pay requests #19 and #20 as presented in the amount of \$5,000.00 apiece (\$10,000.00 total) for the 2021 wastewater treatment facility improvement project, pending approval of these pay requests by the Sewer and Water Commission, MC.

- j. **Resolution 2023-13 Designating and appointing committee members and officials to various positions in Village of Yorkville government**

McKinney stated he was waiting to hear back from Leo DeBrabander (Sewer and Water Commission) and Mike DeGarmo (Board of Appeals).

Motion (Funk, S Nelson) to adopt Resolution 2023-13 as presented, MC.

- k. **City of Burlington "Class B" alcohol license petition**

Discussed the pros and cons of the petition. *No action taken on this agenda item.*

- l. **Special Event Permit application submitted by Robert Zurko on behalf of Zurko Enterprises, Inc., for the 2023 Union Grove Flea Market (Racine County Fairgrounds) on 5/6, 6/24, 7/8, 8/26, 9/16, & 10/7.**

Motion (Maurice, Funk) to approve the Zurko Enterprises Special Event Permit application as presented, MC.

8. Reports

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

Motion (Funk, S Nelson) to approve the Building Inspector's Report as presented, MC.

- b. **Code Enforcement Officer's Report**

Motion (Funk, S Nelson) to approve the Code Enforcement Officer's Report as presented, MC.

- c. **Engineers Report**

Madsen is still waiting on the final contracts for 58th Road, no start date yet. Madsen provided an update on Leetsbir Road stating that DK Construction and Hribar will be pumping out a manhole and televising the line to look for breaks. A tile break is also possible on Louis Sorenson Road. Gleason has been pumping the clogged pond into the ditch.

d. Yorkville Stormwater Utility District Report | No report

e. Roads/Public Works Committee Report

Funk stated that he had driven through Stonecrest Shores and observed water moving in the right direction and had no concerns. Maurice reported flashing lights may be needed at 58th and 59th as people are still running the stop signs. Discussed possible tile break by 58th and 59th.

f. Village President's Report | No Report

g. Administrator/Clerk's Report

McKinney stated that the May 8 meeting may include a Conditional Use Permit application for the development of a parking lot for Willkomm's. Madsen is also reviewing plans for Storage Authority submitted by Brian Duffy. Grandview Parkway repaving is set to begin on April 17. Construction on Hwy 20 west of Hwy 45 is set to begin on May 23rd. McKinney gave an update on the Jenkins case.

9. Public Comments, Questions, and Suggestions | None

10. Adjournment

Motion (S Nelson, Funk) to adjourn the meeting at 7:14 pm, MC. The next scheduled Village Board meeting is April 24, 2023, at 6:00 pm.

Respectfully submitted,

Janine Carls

Village Deputy Clerk-Treasurer