



**Village Board Meeting Minutes**  
**Union Grove Municipal Center 925 15th Avenue**  
**November 27, 2023**

1. **Call to Order** - Michael McKinney, Administrator/Clerk, called the meeting to order at 6:00 p.m.

2. **Roll Call**

Trustees: Robert Funk, Daniel Maurice, Steve Nelson, and Cory Bartlett. Staff Present: Michael McKinney (Administrator/Clerk), and Nick Carriker (Utility Manager). Also present: Tim Pruitt (Attorney), Alan Jasperson (Yorkville Meadows), and Sam Wahlen. Absent: Doug Nelson (Village President), and Janine Carls (Deputy Clerk-Treasurer).

3. **Appointment of a Temporary Chairperson**

*Motion (Maurice, Bartlett) to appoint Steve Nelson as temporary Village Board chairperson, Motion Carried (MC).*

4. **Consent Agenda - approval of:**

a. November 13, 2023, VB/PC meeting minutes

b. Village Invoices in the amount of \$16,427.47

*Motion (Maurice, Bartlett) to approve the consent agenda as presented, MC.*

5. **New and Unfinished Business - Discussion and possible action on the following:**

a. **Request for a reduction of Irrevocable Standby Letter of Credit No. 910009945, as amended, to secure obligations related to implementation of the Yorkville Meadows subdivision development agreement**

McKinney stated that Jasperson had provided a receipt from Asphalt Contractors and that Madsen had confirmed other required work had been completed. Pruitt recommended an amount to be retained to cover remaining obligations.

*Motion (Maurice, Bartlett) to reduce Irrevocable Standby Letter of Credit No. 910009945, as amended, to secure obligations related to implementation of the Yorkville Meadows subdivision development agreement, to \$150,000.00, MC.*

b. **Ordinance 2023-09 Creating Section 2-2 of the Code of Ordinances of the Village of Yorkville, Racine County, Wisconsin, relating to responsible bidders and prequalification requirements**

Pruitt addressed questions related to bonding/insurance requirements, stating that we require proof that the business has the insurance required just to be in business. When they bid on an actual project, they will need to meet insurance requirements specific to the project.

*Motion (Bartlett, Funk) to adopt Ordinance 2023-09 as presented, MC.*

c. **Public Hearing - The Village Board will hold a public hearing to present and hear public comment on the proposed 2024 budgets for the following funds: General, Tax Incremental District, Sewer Utility, Stormwater Utility and Water Utility**

S. Nelson opened the public hearing at 6:09 p.m.

With no comments forthcoming, S. Nelson closed the public hearing at 6:10 p.m.

d. **Resolution 2023-30 Setting 2024 employee compensation**

*Motion (Maurice, Funk) to adopt Resolution 2023-30 as presented, MC.*

e. **Resolution 2023-31 Adopting the Village of Yorkville's 2023 payable 2024 property tax levy and 2024 budgets**

McKinney pointed out a change due to the Sewer and Water Commission's decision to amend the Sewer Utility Budget at their last meeting, increasing expenditures to \$976,718.59. He noted that the lift station improvement planning/design estimate came in higher than budgeted, necessitating the change.

*Motion (Funk, Maurice) to adopt Resolution 2023-31 as amended, with the noted change to the 2024 Sewer Utility budget, MC.*

f. **Rescheduling of the December 25, 2023, Village Board meeting**

*Motion (Bartlett, Funk) to tentatively reschedule the December 25, 2023, Village Board meeting to Wednesday, December 27, 2023, MC.*

## 6. Reports

a. **Engineer** | No report

b. **Yorkville Stormwater Utility District Report**

S. Nelson noted that the Stormwater Commission will meet on December 14 to potentially approve an agreement with the Racine County Board of Drainage Commissioners.

c. **Roads/Public Works Committee Report**

Funk noted that the Committee will meet with Racine County staff on November 28. The street sign for Fawn Trail was knocked down and needs to be reinstalled. McKinney reminded the Committee that a road project needs to be chosen soon.

d. **Long Range Planning/Ordinance Committee**

Maurice reported that the Committee met on November 14 to discuss off-road vehicle, nuisance, and property maintenance ordinances.

e. **Village President** | No Report

f. **Administrator/Clerk**

McKinney noted potential agenda items for the December 11 Village Board/Plan Commission meeting: a conditional use application for a vape shop in the Subway on the West Frontage Road, a conditional use for Willkomm/Pine Haven on County Line Road, and further review of Yorkshire Highlands subdivision.

## 7. Public Comments, Questions, and Suggestions | None

## 8. New and Unfinished Business – Discussion and possible action on the following:

a. **Closed Session:** The Village Board may entertain a motion to go into CLOSED SESSION pursuant to Wisconsin Statutes Section 19.85(1)(g)\* to discuss the DuPont and 3M PFAS (Per- and Polyfluoroalkyl substances) class settlements for public water systems and strategies related to those settlements with legal counsel, and pursuant to Wisconsin Statutes Section 19.85(1)(e)\*\* to discuss the 1520 Grandview Parkway (Parcel ID # 194-03-21-13-029-016) property appraisal and issues related thereto

*Motion (Maurice, Bartlett) to go into CLOSED SESSION at 6:22 p.m. Roll Call - Funk, Yes; Maurice, Yes; S. Nelson, Yes; Bartlett, Yes. Motion Carried.*

Discussed the DuPont and 3M PFAS class settlements and strategies related to those settlements with legal counsel. Discussed the 1520 Grandview Parkway (Parcel ID # 194-03-21-13-029-016) property appraisal and issues related thereto.

b. The Village Board shall RECONVENE INTO OPEN SESSION reserving the right to take action on the matters discussed in CLOSED SESSION and to move to the remaining meeting agenda as posted.

*Motion (Bartlett, Maurice) to reconvene into open session at 6:51 p.m., MC.*

*Motion (Bartlett, Funk) to opt out of the DuPont and 3M PFAS (Per- and Polyfluoroalkyl substances) class settlements for public water systems, MC.*

## 9. Adjournment

*Motion (Maurice, Bartlett) to adjourn the meeting at 6:52 p.m., MC.* The next scheduled Village Board meeting is December 11, 2023, at 6:00 pm.

Respectfully submitted,

Janine Carls

Village Deputy Clerk/Treasurer

\* Wisconsin Statutes Section 19.85(1)(g) - Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved.

\*\* Wisconsin Statutes Section 19.85(1)(e) - Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.