

**VILLAGE OF NORTH PRAIRIE
PUBLIC HEARINGS WITH VILLAGE BOARD MINUTES
MAY 11, 2023**

The meeting was called to order by the Village President G. Nickerson at 7:02 p.m. in the Village Board Room.

Roll call was taken with the following members present:

President G. Nickerson

Trustees: F. Rewasiewicz, J.H. Taylor, D. Stellpflug, A. Pellegrino and D. Hall.

Village Clerk: R. Bagley

Excused: Trustee D. Nottling

The Pledge of Allegiance was recited.

Village Board Public Hearings and Board Meeting Minutes from April 13, 2023 –

Motion by J. H. Taylor, seconded by F. Rewasiewicz, to approve the April 13, 2023 Public Hearings and Village Board Meeting minutes, as submitted. Motion carried.

Public Hearing: Proposed Conditional Use Permit to allow Outdoor Storage for Laue’s Landscape and Design Solutions. County Road ZZ, Tax Key Number: NPV 1565999001-

- A. Trustee J. H. Taylor asked if compliance with WisDOT Trans 277 is required due to the storage of road salt to prevent contamination of surface and ground water with chlorides from road salt storage facilities. Also, is the owner in compliance with Waste Water Management? Mr. Laue has to provide proof that he is in compliance with the rules of the State of WI.
- B. A. Pellegrino asked about all storage of fertilizers, pesticides, salt and other materials from runoff. Will the property have a baseline test and routinely tested each year? President G. Nickerson stated that Trans 277 puts the burden of proof on the owner of the property that the property is in compliance. The Conditional Use requirements will list the testing required and the owner will be required to maintain the parcel. A. Pellegrino wants to be certain of routine testing.
- C. The owner stated that he will not be storing a large amount of road salt. He will also be paving under the storage areas.

Public Hearing was opened to the citizens present:

K. Mickelburg, S55 W32043 County Road ZZ, read a letter into the discussion. Her statement of intent is to preserve the area. She wants to continue to enjoy the peacefulness and tranquility in the area and believes that their home across from the property will be exposed to dust, dirt, traffic and potential contamination. 6:00 am until 7:00 pm 7 days a week with normal operations will have back-up alarms, tailgate slams, lights, horns beeping, etc. Dust management will be a problem as her windows are currently open. Will hear heavy equipment 13 hours a day? What about retail customers? Her children are homeschooled and would like to know if there is a Noise Ordinance. What measures will be put into place to reduce the noise level? Large equipment will dramatically increase the noise each day. Salt storage could affect all of the wells in the area at 60’ deep, especially after a large rainfall. What will happen if the local wells are contaminated? Has a traffic study been conducted with a blind hill on CTH ZZ? A school bus stop is located at the bottom of the hill. She is concerned with large vehicle traffic flow. She recommends a more open area in the Town of Genesee for this proposed business and requests the Village Board to deny this request due to outside storage as it may contaminate the private wells. The Village needs to protect the quality of their livelihood and

property values. She would like to request to keep this Public Hearing open until next month in order to hear the findings of the Board.

President G. Nickerson stated that the Public Hearing was for Outside Storage in the I-1 Industrial Zoning District as the Plan of Operations for the Landscape business is a permitted use in the current zoning.

M. Kipp- S54 W32292 County Road ZZ, stated that she lives across the street and has been there 65 years. The property has been a gravel pit until now. She is concerned about the driveway at the bottom of the hill. The landscape business seems like the best fit for the property from a previous gravel pit.

Monica Kipp, S54 W32290 County Road ZZ, noticed no disruption to working out of her home with the noise and distractions.

M. Hannon- S55 W32047 County Road ZZ, lives across from the proposed area. He drove by the area today and it is a mess. He opposes the current operation and the proposed use.

Mr. Laue stated that he rents the property and most of the junk on the property belongs to the owners. His proposed operation does not have to have road salt on the premises, and mulch will not poison any well. His operation does not require fertilizer either. He just does not want to redo the Public Hearing process for any changes. April 1 through July will be the prime time for the landscaping business. The 24 hours/7 days a week operation is ONLY if needed for snow plowing. The homes are located near the backside where the bins will be set up. Mr. Laue would only have one post with one light to discourage vandalism.

R. Hanisch- S55 W32075 County Road ZZ, lives on Hwy ZZ and notices speeders every day and they cannot see over the hill. He feels that speeding will be a concern if a landscape company has trucks coming and leaving each day. President G. Nickerson stated that HWY ZZ is a County Road.

K. Nickelburg - served this community for a long time in a law enforcement capacity in an area which was secure, safe and quiet. He wishes the Board to protect the sanctity of the area. Hours of operation from 6:00 am until 7:00 pm will create a significant amount of noise. President G. Nickerson stated that there is a process to change the Ordinance to change the Outside Storage in order to control the hours of operation and business plan. It will take legal involvement and time. Right now, Outside Storage is a permitted use.

A. Pellegrino mentioned that the busiest months are April – June. He will be staying at this current location during the busiest times, but on rainy days, he would like to begin to establish the new location. She would like the owner and neighbors to connect to listen to all concerns. Salt is one item that could be off of the table. He has a water truck to control the dust. His business is growing and he has outgrown his previous location.

D. Hall would like this item referred back to the Plan Commission to listen to additional resident concerns and work out the details in order to move forward.

Some residents were not notified 10 days in advance of the meeting and will table this item due to the 10-day notice which deals with the Outside Storage. It will come back as a Public Hearing for the Outside Storage next month. The next Plan Commission will be held on June 6th at 6:30 p.m. The next Village Board meeting will be on June 8th at 7:00 p.m. **Public Hearing was tabled at 8:00 p.m. to the next Plan Commission meeting.**

Public Comment:

Motion by G. Nickerson, seconded by J. H Taylor, to open the meeting to Village residents for Public Comment. Motion carried. Trustee J.H. Taylor stepped down from the Board.

J. H. Taylor- 318 N Main Street- announced the birth of his biological son on April 24th! The Village Board members congratulated him on this wonderful event!

D. Samuels, 515 Karin Drive, mentioned some items of concern from Village residents while out campaigning during the spring election cycle. Some residents are concerned about negative budgets, and they do not want higher taxes. Some people heard that detached garages are not allowed. Some mentioned that the Village is looking more trashy. There is more speeding in the subdivisions with no enforcement from the Police Dept. as it is only a part-time department. The plows are tearing up more sod/grass during the plowing operations this winter. The Village Board members should try to incorporate more community-minded things to engage the citizens. There is a concern about grass being blown on Village streets when people mow their lawns.

D. Carrasco Zanini, 212 Corby Drive, mentioned that North Prairie Native Gardens will be starting with the small garden by the Village Hall on Saturday, May 20th. No Mow May is currently going on to attract butterflies to the Village.

Motion by G. Nickerson, seconded by J.H. Taylor, to close the public comment section at 8:10 pm. Motion carried.

Report from Village President- President G. Nickerson stated that the Village Fire Chief is on Administrative Leave at this time. Asst. Chief Wilton is in charge.

The proposed condo development in the Broadlands multi-unit housing area behind the Marketplace is being reviewed and don't know of any future plans.

FEMA is providing flood insurance if located in a flood areas.

Village of North Prairie will be partnering with Waukesha County regarding drug overdosing AID Kits.

April is Drug take back month and the Police Dept. collected 5 boxes of unusable drugs.

Public Hearing- Conditional Use permit for Laue's landscape and Designs Solutions to allow outdoor storage, County Road ZZ, Tax Key # NPV1565999001- Item was tabled until June 6, 2023.

Certified Survey Map- Extra-Territorial Review, Town of Mukwonago, John & Mary Lammers, W317 S6704 Schnitzler Road- J.H. Taylor asked what the minimum lot size was in the Town of Mukwonago and President G. Nickerson responded that it was 3 to 5 acres.

Motion by D. Hall, seconded by F. Rewasiewicz, to approve the Extra-territorial Certified Survey Map, as presented, for the reconfiguration of lots for preservation. Motion carried unanimously.

Kettle Moraine Fire District Revising the Kettle Moraine Intermunicipal Agreement Concerning the Term of the Kettle Moraine Fire Board President Term currently beginning on June 1st and ending on May 31st on any given year will change to start at the first meeting in April to the last meeting in March for just the President's position. This will coincide with the Municipality involved election selection cycle and recommended by the current Kettle Moraine Fire Board-

Motion by J. H. Taylor, seconded by F. Rewasiewicz, that the Village of North Prairie accept the recommendation to change the Kettle Moraine Intermunicipal Agreement concerning the term of the Kettle

Moraine Fire Board President's term to start at the first meeting in April and extends to the last meeting in March to coincide with the Municipality involved election selection cycle.

Discussion: Trustee D. Hall asked about the terms of the members. The terms of the members will not change, only the Fire Board President Term.

Motion carried. Trustee D. Hall Opposed.

Set a Public Hearing for the Kettle Moraine Fire District- No Public Hearing is necessary.

Accept resignation of Ed Westrick as the Citizen Member of the Fire Board- A letter dated May 2, 2023 was received from Ed Westrick to resign as the citizen member from the Kettle Moraine Fire Board.

Motion by G. Nickerson, seconded by F. Rewasiewicz, to accept the resignation of Ed Westrick as the Citizen member position of the Fire Board. Motion carried.

Recommendation for Appointing New Citizen member for KMFD Fire Board, Chuck Wood, who is uniquely qualified, to fill the remaining 2-year term of Ed Westrick-

Motion by J. H. Taylor, seconded by F. Rewasiewicz, to accept the Citizen Member appointment of Chuck Wood to fulfill the 2-year term of Ed Westrick as a member of KMFD.

Trustee D. Hall asked if anyone else was asked to become the Citizen member. G. Nickerson mentioned he contacted several (6 to 7) other Village residents. Trustee A. Pellegrino wants to make certain that the choice being made is based on experience and history for the position.

Motion carried. 4-2 Opposed: Trustees A. Pellegrino and D. Hall

Resolution 2023-01- Approving Roadway Functional Classification Changes as recommended by the WI Department of Transportation- No changes were listed for the Village.

Motion by D. Hall, seconded by J. H. Taylor, to approve Resolution 2023-01 Approving Roadway Functional Classification Changes as recommended by the WI Department of Transportation, as presented.

Discussion: Trustee J.H. Taylor asked if there is any benefit to approving the functional Classification Resolution? This document just states that the Village is in agreement with the State.

Motion carried unanimously.

Village Clerk/Treasurer Report- No report.

Public Safety & Protective Services Committee (Police, Fire Municipal Court)-

Utilizing All or Part of the new State Shared Revenues to Hire a Full-time Officer. If they become available, these revenues are not to be used to reduce the North Prairie budget in any way- Item is tabled.

Purchasing a new router/modem for the Police Department. As of December 31, 2023 Waukesha County is transferring to a new system and the current router/modem will not work with their new system-

No action at this time.

Public Works, Building & Grounds Committee (Streets & Roads, Parks, Community Center, Civic Pride)-

Trustee D. Stellpflug stated that the Town of Genesee has begun repairing Dable Road. The Village portion of the repairs is 18% of the total cost.

Bid results for the Road Projects in 2023- Trustee D. Stellpflug stated that the 2023 Road Program included Morrissey Drive, Denise Court and Mark Court. The Village advertised the Road Program and received two bids from Wolf Paving Co. and Payne & Dolan, Inc.

Wolf Paving Co., Inc of Harland submitted a total bid price of **\$96,650.00** with Morrissey Drive at \$39,982.00, Denise Court at \$28,245.60 and Mark Court at \$28,422.40.

Payne & Dolan Incorporated of Waukesha submitted a total bid price of **\$122,597.00** with Morrissey Drive at \$50,225.00, Denise Court at \$35,712.00 and Mark Court at \$36,660.00.

Motion by D. Stellpflug, seconded by J. H. Taylor, to approve the proposal from Wolf Paving Co. to repair the three streets for an amount not to exceed \$96,650.00 upon providing a Certificate of Insurance prior to beginning the work. Motion carried unanimously.

Repairs to the John Deere Tractor Loader- DPW D. Molitor stated that the loader on the John Deere tractor is not level. The JD tractor is 23 years old. Mr. Molitor would like to replace the old loader on the tractor with a new loader at cost of \$6,914.98. The tractor cannot be used to level anything at this time.

Motion by D. Stellpflug, seconded by J.H. Taylor, to approve the cost of \$6,914.98 to replace the uneven loader with a new loader and mounting equipment. Motion carried unanimously.

Contract to mow Grass for Prairie Village Water Trust- The cost would be \$50.00 per cycle for mowing.

Motion by D. Stellpflug, seconded by D. Hall, to approve the contract to mow the lots for Prairie Village Water Trust at a cost of \$50.00 per time. Motion carried unanimously.

Personnel and Policy Committee- Trustee J. H. Taylor stated a meeting was held on May 8, 2023 and the search for new Clerk/Treasurer was discussed. Public Comments consisted of the Joint Municipal Court rates. The minutes were tabled. 26 resumes were distributed by the Deputy Clerk for the Village Clerk position. The Village Board should clarify full-time or part-time.

Ad Hoc ARPA (American Rescue Plan Act) Committee- No action.

Finance, Fee and Insurance Committee- Trustee D. Hall will be researching a new Accounting Firm to take over for Rotroff & Jeanson. She will contact local municipalities to determine the financial firms which are utilized locally.

Monthly Bills and Payroll-

Motion by F. Rewasiewicz, seconded by J.H. Taylor, to approve May, 2023 payroll checks and Accounts Payable for March and April, as recommended by Committee:

Payroll checks 18333-18356 for a total of \$19,957.04. Federal and State Withholding: \$8,115.96 paid electronically.

End of the Month Accounts Payable Vouchers for April, 2023 are 18327-18332 for \$2,963.89:

Regular invoices for the Village: Checks 18357-18395 for a total of \$50,150.26. Grand total for all checks was \$78,223.26. Motion carried unanimously.

Report to ARPA (American Rescue Plan Act)- No report.

Monthly reports for the Building Inspector, Fire Department, Police Department and Department of Public Works filed for the record.

Motion by A. Pellegrino, seconded by F. Rewasiewicz, to adjourn at 9:21 p.m. Motion carried unanimously.

Respectfully submitted,

Rhoda Bagley

Village Clerk