

**APPROVED MINUTES  
Village Board Meeting  
Tuesday, August 9, 2016, at 7:30 p.m.  
Jackson Area Community Center  
N165 W20330 Hickory Lane  
Jackson, WI 53037**

**1. Call to Order and Roll Call.**

President Michael Schwab called the meeting to order at 7:30 p.m.

Members Present: Trustees Lippold, Olson, Kruepke, Kufahl, and Kurtz.

Member Excused: Tr. Emmrich.

Staff present: John Walther, Brian Kober, Fire Chief Swaney, Jim Micech, Kelly Valentino.

**2. Pledge of Allegiance.**

President Schwab led the assembly in the Pledge of Allegiance.

**3. Any Village Citizen Comment on an Agenda Item.**

None.

**4. Public Hearing - Conditional Use – Dairy Queen – Signage, Main Street.**

Pres. Schwab opened the Public Hearing. No one spoke. Pres. Schwab closed the Public Hearing. The Plan Commission recommended approval of the Conditional Use for Dairy Queen. Motion by Tr. Kufahl, second by Tr. Kruepke to approve the Conditional Use – Dairy Queen, Signage, Main Street, per staff comments.

Vote: 6 ayes, 0 nays. Motion carried.

**5. Public Hearing – Planned Unit Development Amendment – J&M Ltd., Car Wash, Hwy 60 and Eagle Drive.**

Pres. Schwab opened the Public Hearing. No one spoke. Pres. Schwab closed the Public Hearing. The Plan Commission recommended approval of the Planned Unit Development Amendment for J&M Ltd, Car Wash, per staff comments. Motion by Tr. Olson, second by Tr. Lippold to approve the Planned Unit Development Amendment – J&M Ltd., Car Wash, Hwy 60 and Eagle Drive, per staff comments.

Vote: 5 ayes, 0 nays, 1 abstention (Tr. Kruepke). Motion carried.

**6. Public Hearing – Planned Unit Development – ComForCare, Just Like Home Adult Daycare, Delaney Court.**

Pres. Schwab opened the Public Hearing. Mr. Morbeck was present. No one spoke. Pres. Schwab closed the Public Hearing. The item was recommended by the Plan Commission per staff comments. Motion by Tr. Kufahl, second by Tr. Kurtz to approve the Planned Unit Development – ComForCare, Just Like Home Adult Daycare, Delaney Court, per staff comments.

Vote: 6 ayes, 0 nays. Motion carried.

**7. Consent Agenda:**

- Approval of Minutes for the Village Board Meetings of July 12, 2016.
- Licenses.
- Operator Licenses:
  - The Village Mart: John Linton
  - East Side: Melissa Huttner, Tanya Zasada, Briana Spaeth, Jessica Guyro, Melissa Thornton
  - Latest Edition: Jennifer Weiland, Michael Wilke
  - Jackson Pub: Rosario Barone
  - Walgreens: Scott Badura
- Entertainment License: Park & Rec Circus on August 26<sup>th</sup> in Hickory Lane Park

Motion by Tr. Olson, second by Pres. Schwab to approve the Consent Agenda items of the Village Board Minutes of July 12, 2016, the Operators' Licenses, and Entertainment License.

Vote: 5 ayes, 0 nays, 1 abstention (Tr. Kruepke). Motion carried.

**8. Budget & Finance Committee.**

**Trip & Fall Claim – Marlyss Thiel.**

The Budget & Finance Committee recommended denial of the Trip and Fall Claim – Marlyss Thiel. Motion by Pres. Schwab, second by Tr. Kruepke to deny the Trip and Fall Claim – Marlyss Thiel.

Vote: 6 ayes, 0 nays. Motion carried.

**Fire Department Cots and Cot Loader System.**

The Budget & Finance Committee recommended approval Cots and Cot Loading System in an amount not to exceed \$83,470.00 without additional warranty. Discussion continued on warranty purchase along with the system purchase. Motion by Pres. Schwab, second by Tr. Kufahl to approve the Cots and Cot Loading System in an amount not to exceed \$83,470.00.

Vote: 6 ayes, 0 nays. Motion carried.

**Pay Request # 3 – Wilshire Drive Reconstruction Project.**

The Board of Public Works and Budget and Finance Committee recommended approval of Pay Request #3 – Wilshire Drive Reconstruction Project in an amount not to exceed \$190,084.21. Motion by Tr. Olson, second by Tr. Kruepke to approve the pay request #3 – Wilshire Drive Reconstruction Project in an amount not to exceed \$190,084.21.

Vote: 6 ayes, 0 nays. Motion carried.

**Proposal for Engineering Services – Chateau Drive Reconstruction Project.**

The Board of Public Works and Budget and Finance Committee recommended approval of engineering service from Gremmer & Associates for an amount not to exceed \$18,985.00. Motion by Tr. Kufahl, second by Tr. Kurtz to approve engineering service from Gremmer & Associates for an amount not to exceed \$18,985.00.

Vote: 6 ayes, 0 nays. Motion carried.

**9. Ordinance #16-03 – An Ordinance Establishing a Tourism Commission.**

Motion by Tr. Olson, second by Tr. Kruepke to approve Ordinance #16-03 – An Ordinance Establishing a Tourism Commission.

Vote: 6 ayes, 0 nays. Motion carried.

**10. Tourism Appointments.**

Motion by Pres. Schwab, second by Tr. Kruepke to appoint Larry Hamlin for term to expire in April 2018.

Vote: 6 ayes, 0 nays. Motion carried.

Motion by Pres. Schwab, second by Tr. Lippold to appoint Sarah Malchow for term to expire in April 2019.

Vote: 6 ayes, 0 nays. Motion carried.

(Clerk's Note: The Term is for one year. The next appointment or reappointment will be at the April Organizational meeting.)

**11. Resolution 16-17 – A Resolution Authorizing the Village Clerk / Treasurer to Sign and Execute Recycling Grant Applications, Documents, and Final Reports.**

Motion by Tr. Kufahl, second by Tr. Lippold to approve Resolution #16-17– Authorizing the Village Clerk / Treasurer to Sign and Execute Recycling Grant Applications, Documents, and Final Reports.

Vote: 6 ayes, 0 nays. Motion carried.

**12. Plan Commission.**

Certified Survey Map – Vogt – County Road P, Extraterritorial.

Motion by Pres. Schwab, second by Tr. Kruepke to take no exception to the Certified Survey Map.

Vote: 6 ayes, 0 nays. Motion carried.

Certified Survey Map - ComForCare, Just Like Home Adult Daycare, Delaney Court.

Motion by Pres. Schwab, second by Tr. Kufahl to approve the Certified Survey Map.

Vote: 6 ayes, 0 nays. Motion carried.

**13. Departmental Reports.**

Fire Chief Swaney reported on all Fire Trucks have been repaired and are back in service. The Fire Department is pursuing different options for the computer system upgrade.

**14. Washington County Board Report.**

No Report.

**15. West Bend School District Liaison Report.**

No Report.

**16. Greater Jackson Business Alliance Report.**

No Report.

**17. Mid-Moraine Legislative Committee/Mid-Moraine Municipal Report.**

Administrator Walther reported that while the Mid-Moraine Legislative Committee is on recess until September, the next Mid-Moraine Municipal Dinner is being held on August 24<sup>th</sup> at Port Washington. The speaker will be Mr. Kenneth Yunker from the Southeastern Wisconsin Regional Planning Commission.

**18. Citizens to Address the Village Board.**

Pres. Schwab congratulated Casey Latz on receiving the 2016 Fellowship Award of the Wisconsin Park and Recreation Association.

President Schwab allowed a temporary recess at 8:01 p.m. until Legal Council arrived. The Board reconvened at 8:10 p.m. when Legal Council arrived.

- 19. Convene into closed session pursuant to Wis. Stats. § 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; in matters relating to Jackson Properties, LLC, Patriot Homes, LLC, and the Village-Town Revenue Sharing Agreement and Cooperative Boundary Plan.**

Motion by Pres. Schwab second by Tr. Kufahl to convene into closed session at 8:15 p.m. and to include the Village Board, John Walther, Brian Kober, Attorney Pruitt, and Attorney St. Peter.  
Roll Call Vote: 6 ayes, 0 nays. Motion carried.

**Reconvene into Open Session with Possible Action on closed session items.**

The Board Reconvened into Open Session at 9:54 p.m.

Motion by Pres. Schwab second by Tr. Kufahl to approve a Development Agreement between the Village of Jackson and Patriot Homes, LLC in substantially the form of the draft dated August 5, 2016 and to authorize the Village President and Administrator to execute it at such time as the Developer secures the Property and provides the certifications required in Section 7 of the Agreement.

Vote: 5 ayes, 1 nay (Tr. Olson). Motion carried.

**20. Adjourn.**

Motion by Tr. Kufahl, second by Tr. Lippold to adjourn.

Vote: 6 ayes, 0 nays. Motion carried. Meeting was adjourned at 10:01 p.m.

Respectfully submitted by Brian W. Kober, P.E., Director of Public Works