

DENMARK VILLAGE BOARD
MONDAY, AUGUST 12, 2024
4:45 P.M., DENMARK VILLAGE HALL, 100 NORTH WALL STREET

CALL TO ORDER

President Selner called the meeting to order at 4:45 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

- Present: Jim Steffek, Michael Johnson, Brandon Ackley, Vince Wertel, Leah Goral, Susan Selner
- Excused: Mary Jo Bielinski
- Officials Present: Clerk/Treasurer Sherri Konkol, Deputy Clerk/Treasurer Charlie Wanish, Director of Public Works Erika Thronson, Zoning Administrator Jeff Sanders via Zoom, Finance Consultant Mike Konecny, Deputy Rusk, Deputy Pigeon, Attorney Bartels

REMARKS/COMMENTS FROM THE VILLAGE PRESIDENT

President Selner welcomed all present. She recapped the rules of an open meeting and explained the only opportunity for the public to speak at the meeting is if they are a preregistered citizen or to discuss an agenda topic. Unless the rules of the meeting are suspended, the public cannot speak during the meeting.

PREREGISTERED CITIZENS TO BE HEARD

- Jim Michiels of the Northeast Wisconsin Woodworkers Guild to share with the Board there will be a Woodworkers Guild show at the High School on November 9th and 10th and they will be working with Jeff regarding putting up signs
- Bob & Deb DeGrave 508 Woodrow Street, concerned about safety on Woodrow and would like to request a 4-way stop at Woodrow Street and Oak Street as there are a lot of little kids in the area
- Milton Bielinski, 531 Diamond Ridge Circle here to share with the board information regarding the Danish Villa post fire in February – shared his opinion on the North Avenue construction
- Willie Mae Barbier-130 Wisconsin Avenue, concerned about having to stand outside in 85 degree weather during a two hour closed session, stated the Village does not have permission to buy her house behind her back

APPROVE CONSENT AGENDA, ALL ITEMS UNDER THE CONSENT AGENDA ARE CONSIDERED ROUTINE AND WILL BE ENACTED UPON BY ONE (1) MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS

UNLESS A TRUSTEE SO REQUESTS, IN WHICH EVENT THE ITEM WILL BE REMOVED AND PUT ON THE REGULAR AGENDA BY THE VILLAGE PRESIDENT

Wertel/Goral moved to approve as presented.

- a. **Approval of Village Board minutes and other committee minutes for preceding meetings**
 - i. **Village Board Meeting July 8, 2024**
 - b. **Approve miscellaneous licenses and permits**
- Motion carried.**

CLOSED SESSION

Wertel/Johnson moved to convene into closed session pursuant to:

Wis. Statute 19.85(1)(c), considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility

and

Wis Statute 19.85(1)(e), deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, as it relates to economic development whenever competitive bargaining reasons require a closed session

Steffek – aye, Goral – aye, Ackley – aye, Wertel – aye, Bielinski – aye, Johnson – aye, Selner – aye.
Motion carried.

RECONVENE INTO OPEN SESSION UNDER WIS. STATUTE 19.85(2) TO TAKE POSSIBLE ACTION ON ITEM(S) IN CLOSED SESSION

Steffek/Ackley moved to return to open session. Motion carried.

No Action taken.

BOARD APPROVAL OF MONTHLY DISBURSEMENTS

Goral/Johnson moved to approve the monthly disbursements as presented. Motion carried.

REPORT OF VILLAGE OFFICIALS

Rusk

- Very busy month-26 citations up from last month
- There has been uptick in damages to the park
- Trails head had stuff ripped off the walls (sink and mirror)
- Kicked the spout off the pool, going in other people's pools, damaged bus doors
- We are getting a free sample of a Verkada camera system for 30 days (has the capability to filter by people)
- Attended movie in the park

- Participated in the Lions parade and picnic
- Speed board data is in your packets, and it shows overall there is not justification for a 4-way stop at Woodrow and Oak as most cars are going under 30 mph
- There is a growing concern in the Village regarding electric scooters and E-bikes, had a group of kids on scooters stopped and tried to talk with them about scooter safety. E-Bikes should be treated like pedal bikes
- Assisting investigative with 6-7 cases-car theft, attempted car theft, someone's stolen things were located-Kia's don't have an immobilizer so people can just break into the car and steal it without a key
- Notification of sex offender living in the Village, but it was confirmed he is not living in the Village
- Arrest last week for child pornography, he is out on bond
- Lights fixed on Rusk's car by Wieland
- Pigeon's car stalled again on Thursday night
- Received a call for a suspicious vehicle in the park

Thronson

- North Avenue-Spectrum caused some utility conflicts-they did not install their lines in the planned location
- Kruczek is doing awesome work
- Going to try to get it done by August 30
- Spectrum will be billed by the Village and the contractor
- Water tower painting going really well and should be done well before the deadline
- Trails head damage is happening on the west side of the building by the large evergreen trees-wondering if those trees should be cut down so the area is open and not hidden from view
- Complaints about the upper diamond at Memorial park-water from first base line is running on the field-sandbags were placed behind the dugout-drainage system is not big enough may have to go back and look at it again

President Selner stated there are written reports from the building, plumbing and electrical inspectors

Wanish

- Someone reported a loss of a bag at the duathlon held on Saturday

Sanders

- Has nothing to report beyond what is on written report

Selner

- Public Safety meeting is trying to be scheduled-reminded the Board to check their emails so committee meetings can be scheduled in a timely manner

BOARD DISCUSSION/ACTION ON THE USING VILLAGE CAPITAL PROJECT FUND TO REPAY THE LOAN OF \$444,516 TO THE WATER UTILITY FUND WITH INTEREST AT THE LGIP RATE FOR 4 MONTHS

Konecny stated the Village has 3 internal loans from the water utility to purchase land, there is excess money in capital projects that we could use to start paying back some of these internal loans. **Ackley/Wertel moved to approve using Village Capital Project Fund to repay the loan of \$444,516 to the Water Utility Fund with interest at the LGIP rate for 4 months. Motion carried.**

BOARD DISCUSSION/ACTION ON OPERATOR'S LICENSE APPLICATION APPROVAL

After discussion the board felt the license should be approved. **Ackley/Steffek moved to approve the Operator's license in question. Motion carried**

Item number 20 was moved up to be heard at this point due to a representative from Ehlers needing to leave the Board meeting to attend another meeting elsewhere.

BOARD DISCUSSION/ACTION ON HOW TO RESPOND TO COMPLAINTS REGARDING FUGITIVE DUST FROM UNITED COOPERATIVE

- Need a more hardline response because it is only seasonal and goes away
- Resident has documents and pictures of the issue and is continuing to try to get the issue resolved
- All communication has been vague in response

Attorney Bartels asked what direction the Village is going with on how hard to go after them, they could do at least something to clean up the mess.

The Board would like someone from United Cooperative that has authority to come in and talk with the Village and to notify them of the issue with our citizens

Konkol left the meeting at 6:15 p.m. Wanish now taking notes for minutes

BOARD DISCUSSION/ACTION ON THE PLAN COMMISSIONS RECOMMENDATION TO APPROVE THE AMENDMENT TO THE ZONING ORDINANCE REGARDING THE ELIMINATION OF MINIMUM PARKING REQUIREMENTS, CHAPTER 315 §124 a (1) (a)(b) of the Village of Denmark Code

Sanders stated the advantage is you don't have to build a larger parking lot than what is needed but are still required to have parking. **Wertel/Ackley moved to accept Plan Commissions recommendation to approve the amendment to the zoning ordinance Chapter 315§124 A (1) (a)(b) of the Village Municipal Code Motion Carried**

BOARD DISCUSSION/ACTION ON THE PLAN COMMISSIONS RECOMMENDATION TO APPROVE THE REWRITE OF THE VILLAGE SUBDIVISION ORNINANCE, CHAPTER 265 OF THE VILLAGE OF DENMARK MUNICIPAL CODE

Sanders stated it was rewritten to modernize the subdivision regulations. **Steffek/Johnson moved to accept the Plan Commissions recommendation to approve the rewrite of the Village Subdivision Ordinance, Chapter 265 of the Village of Denmark Municipal Code. Motion carried.**

BOARD DISCUSSION/ACTION ON THE REQUEST BY THE PLAN COMMISSION FOR A ZONING CHANGE TO TAX PARCEL NUMBERS VD-40-4 LOCATED AT 503 GRAND AVENUE (CHRIST LUTHERAN CHURCH-CURRENTLY ZONED R-2 MEDIUM DENSITY RESIDENTIAL), VD-75-1 LOCATED AT 435 WISCONSIN AVENUE (OUR SAVIORS LUTHERAN CHURCH CURRENTLY ZONED R-3 VARIED DENSITY RESIDENTIAL), VD-386, VD-387, VD-388, AND VD-389 LOCATED AT 312 CHICAGO STREET (ZION EVANGELICAL CHURCH CURRENTLY ZONED R-3 VARIED DENSITY RESIDENTIAL), VD-271 LOCATED AT 302 GREEN BAY ROAD (VETERANS OF FOREIGN WARS POST 6705 CURRENTLY ZONED R-3 VARIED DENSITY RESIDENTIAL), AND VD-335, VD-336, VD-337, VD-338, LOCATED AT 145 SAINT CLAUDE STREET AND VD-343, VD-343-1, LOCATED AT 133 SAINT CLAUDE STREET

AND VD-98 LOCATED AT 125 SAINT CLAUDE STREET (ALL SAINTS CONGREGATION-ALL PARCELS ON SAINT CLAUDE STREET CURRENTLY ZONED R-3 VARIED DENSITY RESIDENTIAL) IN THE VILLAGE OF DENMARK, FROM R-2 MEDIUM DENSITY RESIDENTIAL AND R-3 VARIED DENSITY RESIDENT TO INSTITUTIONAL FOR ALL PROPERTIES INVOLVED THAT AGREE TO THE REZONING

Sanders stated there are some issues with changing the zoning on some of these institutions. Our Saviors, VFW and Zion Evangelical would not be conforming with changing to institutional zoning. Our Saviors and the VFW can be changed despite the noncompliance. Zion Evangelical would require combining of the lots which would require a surveyor to complete a Certified Survey Map. The board doesn't want to force anything that would have a high cost. **Ackley/Wertel moved to accept the request by the Plan Commission for a Zoning change to Tax Parcel Numbers VD-40-4 located at 503 Grand Avenue (Christ Lutheran Church-currently zoned R-2 medium density residential), VD-75-1 located at 435 Wisconsin Avenue (Our saviors Lutheran Church currently zoned R-3 varied density residential) VD-271 located at 302 Green Bay Road (Veterans of Foreign Wars Post 6705 currently zoned R-3 Varied Density Residential), and VD-335, VD-336, VD-337, VD-338, located at 145 Saint Claude Street and VD-343, VD-343-1, located at 133 Saint Claude Street and VD-98 located at 125 Saint Claude Street (All Saints Congregation-all parcels on Saint Claude Street currently zoned R-3 Varied Density Residential) in the Village of Denmark, from R-2 Medium Density Residential and R-3 Varied Density Residential to Institutional with the exception of VD-386, VD-387, VD-388, and VD-389 located at 312 Chicago Street (Zion Evangelical Church currently zoned R-3 Varied Density Residential), as they would require combining the lots which would require a survey to be completed. Staff will set up a meeting with Zion Evangelical to discuss options. Motion Carried.**

BOARD DISCUSSION/ACTION ON RESOLUTION 10-2024, A RESOLUTION AUTHORIZING THE VILLAGE PRESIDENT TO ENTER INTO AN INSTITUTIONAL CUSTODY AGREEMENT BETWEEN THE VILLAGE OF DENMARK AND ASSOCIATED TRUST COMPANY, N.A. AND IS AUTHORIZED TO SELL, ASSIGN, AND ENDORSE FOR TRANSFER CERTIFICATES REPRESENTING STOCKS, BONDS, OR OTHER SECURITIES REGISTERED IN THE NAME OF THE VILLAGE OF DENMARK, AND IS AUTHORIZED TO GIVE SUCH DIRECTIONS AS MAY BE NECESSARY FOR THE TRANSFER OF ASSETS FROM BROKERAGE ACCOUNTS OR ANY OTHER DEPOSIT ACCOUNTS IN THE NAME OF THE VILLAGE OF DENMARK TO ASSOCIATED TRUST COMPANY N.A.

Selner stated this is for the Room and short term rental tax and authorization with Associated Trust.

Wertel/Johnson moved to approve Resolution 10-24, a Resolution Authorizing the Village President to Enter into an Institution Custody Agreement between the Village of Denmark and Associated Trust Company, N.A. and is Authorized to Sell, Assign, and Endorse for Transfer Certificates Representing Stocks, Bonds or Other Securities Registered in the Name of the Village of Denmark and is Authorized to Give Such Directions as May Be Necessary for the Transfer of Assets from Brokerage Accounts or any Other Deposit Accounts in the Name of the Village of Denmark to Associated Trust Company N.A. Motion Carried.

BOARD DISCUSSION/ACTION ON GARBAGE AND RECYCLING CARTS

Ackley/Selner tried carts from Schaefer and they did like the carts but didn't notice much of a difference. Cost for Schaffer is \$3,000.00 higher than current carts made by Cascade. **Steffel/Goral moved to purchase garbage and recycling carts from Cascade. Motion Carried.**

BOARD DISCUSSION/ACTION ON SNOW REMOVAL BID APPROVAL

Thronson stated we only received one bid, and it was from Pro 1. **Wertel/Johnson moved to accept the snow removal bid from Pro1. Motion carried.**

BOARD DISCUSSION/ACTION ON RESOLUTION 11-2024, FINAL RESOLUTION LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITTED PROPERTY FOR RECONSTRUCTION OF HAGER ROAD EAST OF SCHLEIS LANE AND SOUTH WALL STREET NORTH OF HAGER ROAD TO ITS INTERSECTION WITH COUNTY ROAD R, INCLUDING INSTALLATION OF SANITARY SEWER, STORM SEWER, A STORMWATER POND, WATER MAIN, LATERALS AND INCIDENTALS

Goral/Wertel moved to approve Resolution 11-2024 Final Resolution Levying Special Assessments Against Benefitted Property for Reconstruction of Hager Road East of Schlies Lane and South Wall Street North of Hager Road to its Intersection with County Road R, Including Installation of Sanitary Sewer, Storm Sewer, a Stormwater Pond, Water Main and Laterals and Incidentals. Motion Carried

BOARD DISCUSSION/ACTION ON RESOLUTION 12-2024, A FINAL RESOLUTION LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITTED PROPERTY FOR RECONSTRUCTION OF NORTH SCHULTZ WAY, INCLUDING ROADWAY CONSTRUCTION INCLUDING CURB AND GUTTER, SIDEWALK, STORMWATER BIOFILTER, SANITARY SEWER, STORM SEWER, WATER MAIN, LATERALS AND INCIDENTALS

Johnson/Goral moved to approve Resolution 12-2024, Final Resolution Levying Special Assessments Against Benefitted Property for Reconstruction of North Schultz Way, Including Roadway Construction Including Curb and Gutter, Sidewalk, Stormwater Biofilter, Sanitary Sewer, Storm Sewer, Water Main, Laterals and Incidentals. Motion carried.

BOARD DISCUSSION/ACTION ON RESOLUTION 13-2024, A RESOLUTION AUTHORIZING THE ISSUANCE OF AND ESTABLISHING PARAMETERS FOR THE SALE OF NOT TO EXCEED \$1,345,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2024A

This item was moved up to number 11 due to a representative from Ehlers needing to leave the Board meeting to attend another meeting elsewhere.

Harry Allen from Ehlers spoke about the difference in the past of taking out a bond versus note and with recent changes the Village can now take out a promissory note instead of a bond for the 20 year term. He also went through the details of how it will affect the tax limit and levy, the repayment of debt and the interest rate to expect. **Goral/Steffel motion to approve Resolution 13-2024, A Resolution Authorizing the Issuance of and Establishing Parameters for the Sale of Not to Exceed \$1,345,000 General Obligation Promissory Notes, Series 2024A. Motion Carried.**

BOARD DISCUSSION/ACTION ON RESOLUTION 14-2024, A RESOLUTION SETTING RENTAL FEES OR BARRICADES PROVIDED BY THE PUBLIC WORKS DEPARTMENT

Selner stated this would be for special events such as runs, block parties, parades, etc.

Wertel/Johnson moved to approve Resolution 14-2024, A Resolution Setting Rental Fees for Barricades Provided by the Public Works Department. Motion carried.

(Village Board Meeting, August 12, 2024)

ADJOURN

Wertel/Johnson moved to adjourn at 7:30 p.m. Motion carried.

Minutes submitted by Sherri Konkol, Village Clerk/Treasurer and Charlie Wanish Deputy Clerk/Treasurer