

**VILLAGE OF COTTAGE GROVE
VILLAGE BOARD OF TRUSTEES
Monday, December 17, 2018**

MINUTES

1. Call to order

The December 17, 2018 regular meeting of the Village Board of Trustees was called to order at 6:30 p.m. by Village President Jack Henrich.

2. Determination of quorum and that the agenda was properly posted.

It was determined that there was a quorum of members present and that the agenda was properly posted. Village Board members present were: Troy Allen, James Elmore, Jack Henrich, Jeff Lennberg, Melissa Ratcliff, Jon Russell and John Williams. Staff present were Village Administrator Matt Giese, Village Clerk Lisa Kalata, Public Works Director JJ Larson, Parks & Recreation Director Sean Brusegar, Police Chief Dan Layber, Village Engineer Mike Maloney and Village Attorney Leighton Boushea.

3. Pledge of Allegiance.

4. PUBLIC APPEARANCES – Public’s opportunity to speak about any subject that is not a specific agenda item.

None

5. Discuss and consider the minutes of the regular Village Board meeting of December 3, 2018.

Motion by Ratcliff to approve the minutes from December 3, 2018, seconded by Lennberg. **Motion** carried with a voice vote of 7-0-0.

6. Unfinished Business

a. Discuss and consider Ordinance 07-2018: Ordinance to update Chapter 224 (F) overhang of street trees.

Attorney Boushea explained the ordinance in the packet that it was just changing the overhang of street trees to 14 feet. **Motion** by Henrich to approve Ordinance 07-2018: Ordinance to update Chapter 224 (f) overhang of street trees as presented, seconded by Allen. **Motion** carried with a voice vote of 7-0-0.

7. New Business

a. Discuss and consider new operator's license for year July 2018-June 2019 for Molly McLeod.

Motion by Russell to approve operator’s license for year July 2018-June 2019 for Molly McLeod, seconded by Allen. **Motion** carried with a voice vote of 7-0-0.

8. Reports from Village Boards, Commissions & Committee

8.I. Community Development Authority

Williams reported that they had a presentation by Greywolf Partners on the lands north of I-94 and discussed a study for the area which the committee approved.

8.II. Plan Commission

a. Discuss and Consider Request from Monona Grove Development, Inc./ Shady Grove LLC To Rezone the Parcels In The Shady Grove Subdivision, With Lots 1 To 6 And 34 To Be TR-8, Lot 7 To Be MR-12, And Lots 8 To 33 And 35 To 69 To Be SR-4, And Outlots 1 To 5 To Be Park and Open Space.

Attorney Robert Procter was present to explain the rezone for Shady Grove subdivision. The Plan Commission approved the rezone for the single-family portion with a vote of 6-1. The multi-family will wait until they have a specific site plan. They would like the board to give direction on the placement of Buss Road, they have received several different opinions and would like to have the boards direction, so this can be accomplished to their specifications. Attorney Boushea indicated that there are three options, and this may change the amount of lots as well, which they have been approved for 61 single family lots, so the amount could not increase with changes of the placement of Buss Road. Allen indicated that Buss Road is one of the issues, along with the comprehensive plan concerns, park land, multi-family off Cottage Grove Rd, and the woodlands. He would also like to see less density. Russell indicated that the developer has done everything that was asked, and this project has been going on for 18 months and there has been a lot of back and forth, so maybe a meeting that is less formal to work out all the details would be beneficial to all parties involved. The following is the list of people requesting to speak about this agenda item.

Joseph Byrne-2835 Riva Ridge Circle- He has been working with the coalition and would be willing to meet and address the concerns to get a working solution for the community.

Mike Fonger- 2953 Hwy BB- He likes the comments from Russell and Allen, this should have been done a year ago and wants the Town involved they want a good plan, so it looks good 20 years from now.

Jeff Trentadue-2850 Alydar Way- They need to come together as a community.

Ben Malcheski- 4638 Secretariat Ct- Happy to hear they are willing to come back and discuss as community.

Frank Salvi-4363 Damascus Trl- Concern with the small park and access to larger parks, concern with safety for children having access to a walkable area to get to larger parks.

The following people registered either in favor or against Shady Grove Subdivision Rezone

Larry Schoenemann-205 Yarrow Hill Dr- in favor- adding to the tax base.

Tom Stodola- 4369 Citation Ct- Against

Michelle Stodola- 305 Southing Grange- Against

Chad Ford- 305 Southing Grange-Against

LaVonne Stodola- 4369 Citation Ct-Against

Sue Trentadue- 2850 Alydar Way- Against

Kathy Farwell- 2834 Alydar Way- Against

Kevin Farwell-2834 Alydar Way- Against

Phil Bultman- 2828 Alydar Way- Against

Kurt Wilcox- 2759 Cottage Grove Rd- Against

Donald Martinson- 2845 Riva Ridge Circle- Against

Heather Martinson- 2845 Riva Ridge Circle- Against

Ruth Steiner-622 N Main St- Against

Alvin Steiner-622 N Main St- Against

Winnie Bade- 350 Meadow Crest-Against

Jane Ring- 4513 Buss Rd- Against

Dave Ring- 4513 Buss Rd- Against

Janice Hamilton- 2793 Ruffian Circle-Against

Roger Hamilton- 2793 Ruffian Circle-Against

Mike Stassi- 813 Sunset Dr-Against

Cindy Stassi- 813 Sunset Dr-Against

Nicole Voliva-504 Progress Dr- Against

Ann Byrne-2835 Riva Ridge Cir- Against

Robert Voliva- 504 Progress Dr- Against

Pete Runhaar- 303 Erin Ct-Against

Rebecca Priem-2838 Alydar Way- Against

Bob Priem- 2838 Alydar Way- Against

Phil Hatfield- 2848 Riva Ridge Cir-Against

Craig Hatfield- 400 Meadow Crest Trl- Against

James Guy Jr.- 202 Donna St- Against

Cherilyn Hatfield- 2848 Riva Ridge Cr-Against

Amy Kudrna- 400 Meadow Crest Trl- Against

Sid Manthe- 2841 Riva Ridge Cr- Against

Lenny Coffey-2844 Riva Ridge Cr- Against

Janet Masters- 802 Smithland Ln- Against

Steve Coogan- 4415 Damascus Trl-Against

Brenda Coffey- 2844 Riva Ridge Cr-Against

Michael Mell- 3020 Pheasant Run-Against

Tamara Mell- 3020 Pheasant Run-Against

Catie Malcheski- 4368 Secretariat Ct- Against

Aaron Rembisz- 638A West Main St- Against

Steve Rathert- 1960 Circle High-Against

Kendra Rembisz- 638A West Main St- Against

Duane Rathert- 612 Westlawn Dr- Against

Viola Rathert- 612 Westlawn Dr-Against

Sharon Mercier- 4338 Damascus Trl- Against

Mark Richter- 4350 Vilas Rd- Against

Joan Richter- 4350 Vilas Rd- Against
Joan Pechmann- 4377 Citation Ct- Against
Gerhard Pechmann-4377 Citation Ct- Against
Max Brunner-2844 Alydar Way- Against
Claire Brunner-2844 Alydar Way-Against
Charles Roberts- 4364 Vilas Rd-Against

Motion by Henrich to table the rezone until a meeting with developer, parks committee, public works committee, and citizens can take place to get uniform direction for the developer, seconded by Ratcliff. **Motion** carried with a voice vote of 7-0-0.

8.III. Deer-Grove EMS Commission

a. Discuss and consider Pleasant Springs Fire & EMS contract.

Allen reported that the call volume is down from last year, volunteer hours are up and the contract with Pleasant Springs had been approved. The new Chief has been hired and will start January 2, 2019. He thanked Melissa for being on the hiring committee. The next meeting will be January 17, 2019. **Motion** by Allen to approve the Pleasant Springs Fire & EMS contract as presented, seconded by Ratcliff. **Motion** carried with a voice vote 7-0-0.

9. Reports from Village Officers:

- a. Troy Allen-Thanked Chief Layber on the thorough background check for the new EMS Chief.
- b. James Elmore- No report
- c. Jeff Lennberg- No report
- d. Melissa Ratcliff- No report
- e. Jon Russell- No report
- f. John Williams-Happy Holidays
- g. Jack Henrich

i. Discuss and consider appointment to Deer-Grove EMS Commission.

Motion by Henrich to approve appointment of Jon Russell to Deer-Grove EMS commission to replace Melissa Ratcliff, seconded by Allen. **Motion** carried with a voice vote of 7-0-0.

h. Attorney Lee Boushea

i. Legal briefings/status updates.

Reported that he is working on the following items:

Several developer's agreements and contracts are being worked on.

- i. Administrator Matt Giese- Cynthia Clay is retiring on January 4, 2019 and she has done a great job.
- j. Director of Planning and Development Erin Ruth-No report
- k. Police Chief Dan Layber- No Report
- l. Public Works & Properties Director JJ Larson- Reported that they had received a grant from Dane County for the bike path from well 3 to interstate I-94.

i. Update on Conservancy Wetland Project- the project is completed, except for the restoration that will happen in the spring. There were some concerns from some neighbors but MSA will be meeting with them.

ii. Update on roundabouts- The roundabouts have been cleaned out and the trees have been trimmed, so the board can look at them in the spring to decide what improvements that would like.

m. Parks, Recreation & Forestry Director Sean Brusegar- Thank you to MSA and Homburg Construction for the donation of the work at Northlawn Park.

n. Clerk Lisa Kalata-Reported that non-candidacy forms are due by December 21, 2018 at 5:00 p.m.

o. Treasurer Deb Winter- absent and excused

10. Communications and Miscellaneous Business

a. Consider approval of vouchers.

Motion by Ratcliff to approve the Village portion of the vouchers in the amount of \$88,541.71 seconded by Russell. The check sequence goes from check #44576 to check #44664 **Motion** carried with a voice vote of 7-0-0.

b. Correspondence-none

c. Upcoming community events- none

d. Future agenda items-update ordinance for zoning protest petitions to be consistent with the change in state statutes.

11. **Closed Session: The Village of Cottage Grove Village Board will enter into Closed Session pursuant to Wisconsin State Statute §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. This closed session is to discuss boundary agreements and the Village of Cottage Grove Village Board will enter into Closed Session pursuant to Wisconsin State 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; Administrator's evaluation.**
Motion by Henrich to enter into closed session at 7:40 p.m., seconded by Ratcliff. **Motion** carried with a roll call vote of Allen AYE, Elmore AYE, Henrich AYE, Lennberg AYE, Ratcliff AYE, Russell AYE, Williams AYE.
13. **Reconvene into open session and possible consideration of closed session items.**
Motion by Henrich to reconvene into open session at 8:21 p.m., seconded by Lennberg. **Motion** carried with a roll call vote of Allen AYE, Elmore AYE, Henrich AYE, Lennberg AYE, Ratcliff AYE, Russell AYE, Williams AYE.
No other action was taken from this closed session.
14. **Adjournment**
Motion by Ratcliff to adjourn at 8:21 p.m., seconded by Allen. **Motion** carried with a voice vote of 7-0-0.

Lisa Kalata, Clerk
Village of Cottage Grove
Approved:

These minutes represent the general subject matter discussed in this meeting but do not reflect a verbatim documentation of the subjects and conversations that took place.