

AGENDA
VILLAGE BOARD MEETING
Tuesday, October 9, 2018 at 7:30 p.m.
Jackson Village Hall
N168 W20733 Main St
Jackson, WI 53037

1. Call to Order and Roll Call
2. Pledge of Allegiance
3. Village Citizen Comment on an Agenda Item (Please Sign In)
4. Public Hearing – Resolution #18-22 – Final Special Assessment
Highland Road Water Main Project
(Board of Public Works Draft Minutes)
5. Public Hearing – Resolution #18-23 – Final Special Assessment
Stonehedge Dr Storm Sewer Project
(Board of Public Works Draft Minutes)
6. Public Hearing – Resolution #18-24 – Final Special Assessment Final
Paving Miscellaneous Street Project
(Board of Public Works Draft Minutes)
7. Approval of Minutes for the Village Board Meeting of September 11, 2018
8. Resolution #18-25 – Resolution to the Governor and Legislature to
Close Loopholes Causing Greater Property Tax Burden to Shift from
Commercial to Residential Property Owners
9. Approval of Licenses
 - Operators Licenses:
The Village Mart: Veronica R. Kazemba and Ryan W. Ganshow
10. Budget & Finance Committee
 - Resolution #18-21 – Establishing a Refund Policy for Overpayment of Taxes
 - Pay Request #3 - Ridgeway Drive Reconstruction Project
 - Pay Request #1 – Final Paving Miscellaneous Streets Project
 - Review of Quotes for New Salt Storage Building
(Board of Public Works Draft Minutes)

11. Plan Commission
 - No Recommendations
12. Board of Public Works
 - No Recommendations
13. Joint Parks & Recreation
 - Eagle Scout Project Approval, Bat House Project – Ben Damai
13. West Bend School District – Update
14. Proposed Public Safety Building – Update
15. Departmental Reports
16. Mid-Moraine Municipal Association Report
17. Washington County Board Report
18. Greater Jackson Business Alliance Report
19. Citizens to Address the Village Board
20. Closed Session pursuant to Wis. Stats. §19.85(1)(e) Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; regarding potential property purchase

Reconvene into Open Session with Possible Action on Closed Session Item
21. Adjourn

Persons with disabilities requiring special accommodations for attendance at the meeting should contact the Village Hall at least one (1) business day prior to the meeting.

RESOLUTION #18-22

FINAL RESOLUTION AUTHORIZING THE LEVY OF SPECIAL ASSESSMENTS AGAINST BENEFITED PROPERTY ASSOCIATED WITH HIGHLAND ROAD WATER MAIN PROJECT 2018

WHEREAS, the Village Board of the Village of Jackson, Washington County, Wisconsin, on the 10th day of July, 2018, adopted a Preliminary Resolution declaring it's intention to levy special assessments pursuant to Section 66.0703, Wisconsin Statutes upon the property benefited by the installation of water main, water service laterals, and sanitary sewer laterals.

WHEREAS the governing body held a public hearing at the Jackson Village Hall, located at N168 W20733 Main Street at 7:30 p.m. on the 9th day of October 2018 for the purpose of hearing all interested persons who desired to speak concerning the project's improvements and assessments, and

WHEREAS the governing body has examined the report relating to the improvements and assessments (contained therein) and has considered the statements of those persons appearing at the public hearing,

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Jackson, Washington County, Wisconsin, as follows:

1. The report pertaining to the construction of the above-described public improvements, including plans and specifications, therefore, is adopted and approved.
2. The improvements were carried out in accordance with such report, and payment for assessing the cost to the property shall make the improvements, benefited those properties as indicated in the report.
3. The assessments shown on the report represent an exercise of police power, have been determined and completed on a reasonable basis, and are hereby confirmed. The total amount assessed is \$27,919.50. The amount assessed against each of the affected properties is enumerated in the Assessment Report contained herein.
4. The assessments for all projects included in the report, are hereby combined as a single assessment, but any interested property owner may object to each assessment separately or to all of the assessments jointly, for any purpose.
5. The property owners may, at their option, pay the assessment to the Treasurer of the Village of Jackson, in one single total payment, or have the amount added as a Special Assessment to their annual property tax statement for the tax year 2018.

6. The Village Clerk shall publish this Resolution as a Class 1 notice, an Installment Assessment Notice, in accordance with Section 66.0703, Wisconsin Statutes.
7. The Village Treasurer shall mail to every interested person whose post office address is known or can with reasonable diligence be ascertained, including each property owner whose name appears on the property tax roll, a copy of this resolution, an invoice for the final assessment against the benefited property, and a contract agreement form in which the interested party shall elect their option of payment for such assessment, sign, and return to the Village Treasurer.

Introduced by: _____

Seconded by: _____

Vote: ____ Aye ____ Nay

Passed and Approved: _____

Michael E. Schwab

Michael E. Schwab – Village President

Attest: _____

Jilline Dobratz – Village Clerk-Treasurer

Proof of Posting:

I the undersigned, certify that I posted this Resolution on bulletin boards at the Village Hall, Post Office, and one other location in the Village.

Village Official

Date

RESOLUTION #18-23

FINAL RESOLUTION AUTHORIZING THE LEVY OF SPECIAL ASSESSMENTS AGAINST BENEFITED PROPERTY ASSOCIATED WITH STONEHEDGE DRIVE STORM SEWER PROJECT 2018

WHEREAS, the Village Board of the Village of Jackson, Washington County, Wisconsin, on the 12th day of June, 2018, adopted a Preliminary Resolution declaring its intention to levy special assessments pursuant to Section 66.0703, Wisconsin Statutes upon the property benefited by the installation of storm sewer laterals.

WHEREAS the governing body held a public hearing at the Jackson Village Hall, located at N168 W20733 Main Street at 7:30 p.m. on the 9th day of October 2018 for the purpose of hearing all interested persons who desired to speak concerning the project's improvements and assessments, and

WHEREAS the governing body has examined the report relating to the improvements and assessments (contained therein) and has considered the statements of those persons appearing at the public hearing,

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Jackson, Washington County, Wisconsin, as follows:

1. The report pertaining to the construction of the above-described public improvements, including plans and specifications, therefore, is adopted and approved.
2. The improvements were carried out in accordance with such report, and payment for assessing the cost to the property shall make the improvements, benefited those properties as indicated in the report.
3. The assessments shown on the report represent an exercise of police power, have been determined and completed on a reasonable basis, and are hereby confirmed. The total amount assessed is \$7,840.00. The amount assessed against each of the affected properties is enumerated in the Assessment Report contained herein.
4. The assessments for all projects included in the report, are hereby combined as a single assessment, but any interested property owner may object to each assessment separately or to all of the assessments jointly, for any purpose.
5. The property owners may, at their option, pay the assessment to the Treasurer of the Village of Jackson, in one single total payment, or have the amount added as a Special Assessment to their annual property tax statement for the tax year 2018.

6. The Village Clerk shall publish this Resolution as a Class 1 notice, an Installment Assessment Notice, in accordance with Section 66.0703, Wisconsin Statutes.
7. The Village Treasurer shall mail to every interested person whose post office address is known or can with reasonable diligence be ascertained, including each property owner whose name appears on the property tax roll, a copy of this resolution, an invoice for the final assessment against the benefited property, and a contract agreement form in which the interested party shall elect their option of payment for such assessment, sign, and return to the Village Treasurer.

Introduced by: _____

Seconded by: _____

Vote: ____Aye ____ Nay

Passed and Approved: _____

Michael E. Schwab

Michael E. Schwab – Village President

Attest: _____

Jilline Dobratz – Village Clerk-Treasurer

Proof of Posting:

I the undersigned, certify that I posted this Resolution on bulletin boards at the Village Hall, Post Office, and one other location in the Village.

Village Official

Date



Taking the lead in Washington County.

Assessment Report for Stonehedge Drive Storm Sewer Project 2018

Attached is the following information regarding the Stonehedge Drive Storm Sewer Project 2018 from Hickory Lane to east end:

1. Plans and Specifications used to bid the project and construct.
2. The cost of the project was \$63,808.40, the base bid was \$56,269.50 and the amount being special assessed for the project is \$7,840.00. The Engineer's Estimate amount was \$65,275.00 of the project
3. Schedule of the proposed assessment.

Staff takes the position that the schedule of proposed assessment is a fair and equitable allocation of cost and that each property list in the report is benefiting. All other properties have been reviewed and the allocation is being deemed fair and benefiting. The project consisted of the following items:

- Installation of new storm sewer laterals
- Installation of new storm sewer
- Lawn Restoration
- Resurface roadway

The Village Board has approved to special assess properties along Highland Road, which benefit from the project. The Village along with the Jackson Sewer and Water Utilities will be paying for the majority of the project, although, the Village has determined the following parts of the project will be assessed to the benefiting properties: **Storm Sewer Laterals.**

This report was compiled by Brian W. Kober, P.E., Village Engineer.

Date: September 20, 2018

WI94N16660
Eagle Drive
Jackson, WI 53037
Phone: 262-677-0707
Fax: 262-677-8770

Mailing Address:
P.O. Box 637

www.villageofjackson.com

NOTICE OF PUBLIC HEARING ON SPECIAL ASSESSMENTS

PLEASE TAKE NOTICE that the Village Board of the Village of Jackson, Washington County, Wisconsin has adopted a preliminary resolution declaring its intention to exercise its police power to levy special assessments pursuant to Section 66.0703, Wis. Stats., upon property within the following proposed assessment district for benefits conferred upon the property by the Stonehedge Drive Storm Sewer Project 2018:

<u>Property Address</u>	<u>Tax Key Number</u>
W194 N16013 Hickory Lane	V3 0205 064
N160 W19415 Stonehedge Road	V3 0205 065
N160 W19391 Stonehedge Drive	V3 0205 066
N160 W19375 Stonehedge Drive	V3 0205 067
W194 N16045 Hickory Lane	V3 0205 051
N160 W19408 Stonehedge Drive	V3 0205 052

A report showing plans and specifications for the improvements, the estimated cost of improvements and a schedule of proposed assessments are on file at the Jackson Village Hall and may be inspected there during any business day between the hours of 8:00 AM and 4:30 PM.

YOU ARE FURTHER NOTIFIED that the Village Board will hear all interested person, or their agents or attorneys, concerning matters contained in the preliminary resolution authorizing the assessments and the above-described report at 7:30 PM on the 9th day of October, 2018 in the Jackson Village Hall at N168 W20733 Main Street. All objections will be considered at this hearing and thereafter the amount of the assessments will be finally determined.

Village of Jackson
Miscellaneous Street Project 2018
Stonehedge Drive Storm Sewer Project
Final Property Assessment
September 20, 2018

Title	First Name	Last Name	City	State	ZIP Code	Physical Address	Mailing Address	Tax Key No	Phone Number	Email Address	Storm Sewer Lateral Cost	Total Assessment Amount
Mr. & Mrs.	Donald & Cindy	Driebel	Jackson	WI	53037	W194 N16013 Hickory Lane	W194 N16013 Hickory Lane	V3 0205 064	677-4654		\$1,960.00	\$1,960.00
Mr. & Mrs.	Brian & Krista	Voelzke	Jackson	WI	53037	N160 W19415 Stonehedge Drive	N160 W19415 Stonehedge Drive	V3 0205 065			\$0.00	\$0.00
Mr.	David R.	Fritsche	Jackson	WI	53037	N160 W19391 Stonehedge Drive	N160 W19391 Stonehedge Drive	V3 0205 066	262-305-2852		\$1,960.00	\$1,960.00
Ms.	Laura J.	Jupp	Jackson	WI	53037	N160 W19375 Stonehedge Drive	N160 W19375 Stonehedge Drive	V3 0205 067			\$1,960.00	\$1,960.00
Mr. & Mrs.	Jeffrey & Heidi	Williams	Jackson	WI	53037	W194 N16045 Hickory Lane	W194 N16045 Hickory Lane	V3 0205 051			\$1,960.00	\$1,960.00
Mr. & Mrs.	Fred & Tammy	Remers	Jackson	WI	53037	N160 W19408 Stonehedge Drive	N160 W19408 Stonehedge Drive	V3 0205 052			\$0.00	\$0.00
Totals											\$7,840.00	\$7,840.00

	Feet	Unit Price	Total	Number of Laterals	Cost per lateral
Storm Sewer Lateral Pipe	200	\$39.20	\$7,840.00	4	\$1,960.00

RESOLUTION 18-15

PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POLICE POWERS, UNDER SECTION 66.0703 OF THE WISCONSIN STATUTES

WHEREAS, the Village Board of the Village of Jackson, Washington County, Wisconsin is pursuing the construction of public improvements consisting of storm sewer; storm sewer laterals; pavement; curb and gutter; and sidewalks and the related improvements and expenses for the benefit of the properties described on Exhibit A hereto.

BE IT RESOLVED, by the Village Board of the Village of Jackson, Washington County, Wisconsin:

1. The Village Board hereby declares its intention to exercise its police power under Section 66.0703 of the Wisconsin Statutes to levy special assessments upon the properties described in Exhibit A hereto, for special benefits conferred upon such property by the construction of public improvements consisting of storm sewer; storm sewer laterals; pavement; curb and gutter; and sidewalks and the related improvements and expenses.
2. The Village Board hereby determines that the construction of such improvements is in the best interest of, and for the health and welfare of the municipality and the property benefited by the improvements, and therefore constitutes an exercise of the police power.
3. The amount of such assessments shall be determined and levied upon completion of the construction of public improvements consisting of storm sewer; storm sewer laterals; pavement; curb and gutter; and sidewalks and the related improvements and expenses.
4. The number of installments, rate of interest, and the terms of payment will be included in the Final Resolution after the Public Hearing; which will be held upon completion of the project, when final costs have been determined.
5. Every Special Assessment levied under this Resolution, shall be a lien against the property assessed, from the date of the Final Resolution of the Village Board determining the levy.
6. The Village Engineer shall prepare a report consisting of the following:
 - a. Preliminary of the final plans and specifications for the Public Works.
 - b. An estimate of the entire cost of the proposed improvements.
 - c. A schedule of the proposed properties against which the assessments are to benefit.
 - d. A statement that each property against which the assessments are proposed, has been inspected and is benefited, setting forth the basis of such benefit.
 - e. Upon completion of the report, the Village Engineer shall file a copy with the Village Clerk, and with the Village Treasurer.

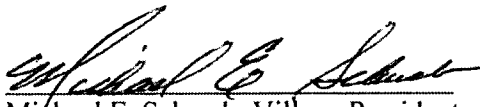
7. The Village Clerk shall make a copy of the report available for public inspection.

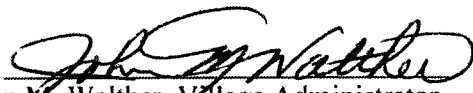
Introduced by: Pres Schwab

Seconded by: TR. OLSON

Vote: 7 Aye 0 Nay

Passed and Approved: 06/12/2018


Michael E. Schwab, Village President

Attest: 
John M. Walther, Village Administrator

Proof of Posting:

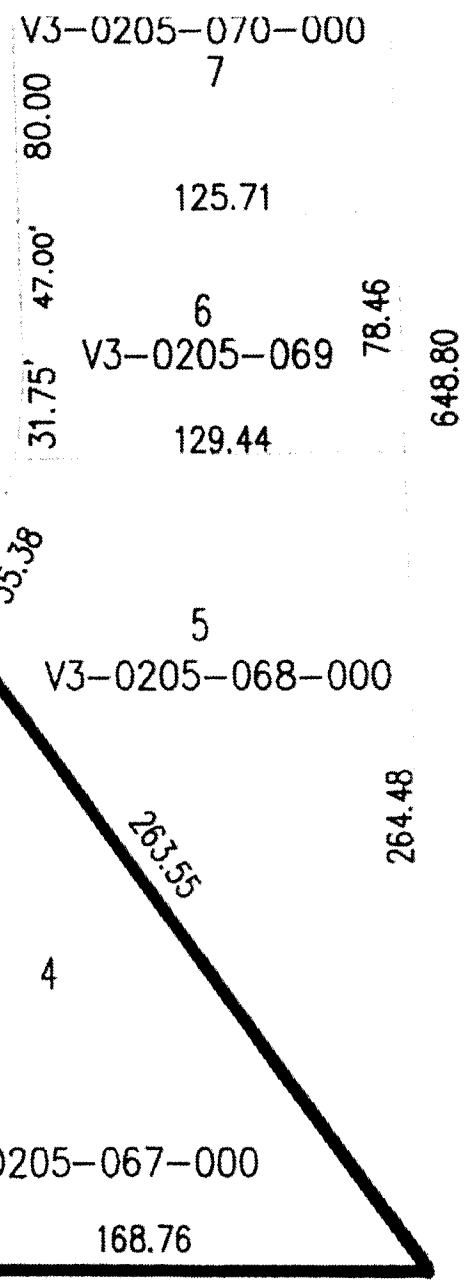
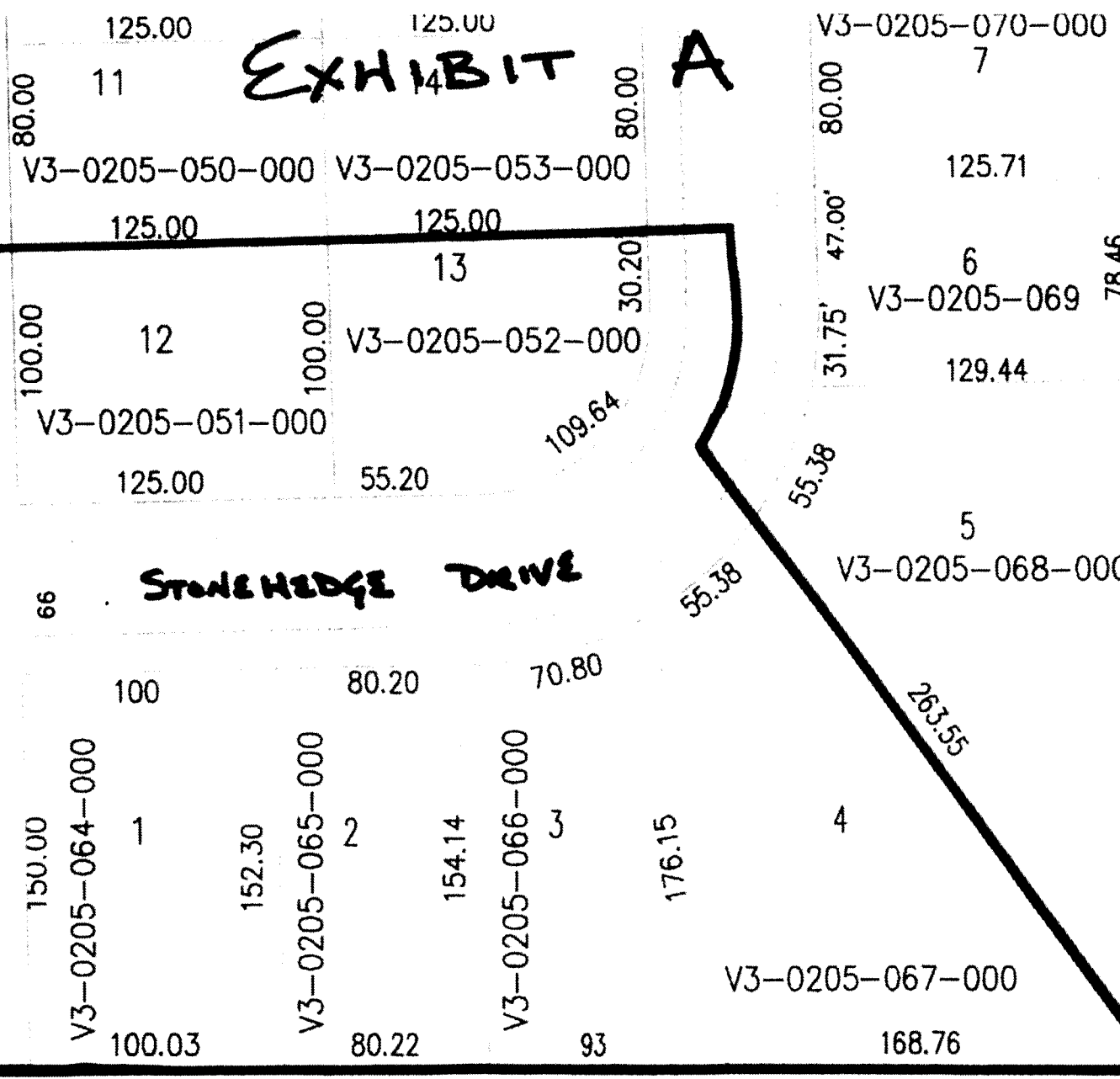
I the undersigned, certify that I posted this Resolution on bulletin boards at the Village Hall, Post Office, and one other location in the Village.


Village Official

06/12/2018
Date

95.59' 75.00' 75.00' 75.00' 75.00'

WICKLOW LANE



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A

SHERMAN ROAD

==
ATE LIMITS

Village of Jackson
Miscellaneous Street Project 2018
Stonehedge Drive Storm Sewer Project
Preliminary Property Assessment
May 21, 2018

Title	First Name	Last Name	City	State	ZIP Code	Physical Address	Mailing Address	Tax Key No	Phone Number	Email Address	Storm Sewer Lateral Cost	Total Assessment Amount
Mr. & Mrs.	Donald & Cindy	Driebel	Jackson	WI	53037	W194 N16013 Hickory Lane	W194 N16013 Hickory Lane	V3 0205 064	677-4654		\$2,221.00	\$2,221.00
Mr. & Mrs.	Brian & Krista	Voelzke	Jackson	WI	53037	N160 W19415 Stonehedge Drive	N160 W19415 Stonehedge Drive	V3 0205 065			\$2,221.00	\$2,221.00
Mr.	David R.	Fritsche	Jackson	WI	53037	N160 W19391 Stonehedge Drive	N160 W19391 Stonehedge Drive	V3 0205 066	262-305-2852		\$2,221.00	\$2,221.00
Ms.	Laura J.	Jupp	Jackson	WI	53037	N160 W19375 Stonehedge Drive	N160 W19375 Stonehedge Drive	V3 0205 067			\$2,221.00	\$2,221.00
Mr. & Mrs.	Jeffrey & Heidi	Williams	Jackson	WI	53037	W194 N16045 Hickory Lane	W194 N16045 Hickory Lane	V3 0205 051			\$2,221.00	\$2,221.00
Mr. & Mrs.	Fred & Tammy	Remers	Jackson	WI	53037	N160 W19408 Stonehedge Drive	N160 W19408 Stonehedge Drive	V3 0205 052			\$2,221.00	\$2,221.00
Totals											\$13,326.00	\$13,326.00

	Feet	Unit Price	Total	Number of Laterals	Cost per lateral
Storm Sewer Lateral Pipe	340	\$39.20	\$13,328.00	6	\$2,221.33

RESOLUTION #18-24

FINAL RESOLUTION AUTHORIZING THE LEVY OF SPECIAL ASSESSMENTS AGAINST BENEFITED PROPERTY ASSOCIATED WITH FINAL PAVING MISCELLANEOUS STREETS PROJECT 2018

WHEREAS, the Village Board of the Village of Jackson, Washington County, Wisconsin, on the 8th day of May, 2018, adopted a Preliminary Resolution declaring it's intention to levy special assessments pursuant to Section 66.0703, Wisconsin Statutes upon the property benefited by the installation of final lift of asphalt.

WHEREAS the governing body held a public hearing at the Jackson Village Hall, located at N168 W20733 Main Street at 7:30 p.m. on the 9th day of October 2018 for the purpose of hearing all interested persons who desired to speak concerning the project's improvements and assessments, and

WHEREAS the governing body has examined the report relating to the improvements and assessments (contained therein) and has considered the statements of those persons appearing at the public hearing,

NOW, THEREFORE, BE IT RESOLVED, by the Village Board of the Village of Jackson, Washington County, Wisconsin, as follows:

1. The report pertaining to the construction of the above-described public improvements, including plans and specifications, therefore, is adopted and approved.
2. The improvements were carried out in accordance with such report, and payment for assessing the cost to the property shall make the improvements, benefited those properties as indicated in the report.
3. The assessments shown on the report represent an exercise of police power, have been determined and completed on a reasonable basis, and are hereby confirmed. The total amount assessed is \$91,719.71. The amount assessed against each of the affected properties is enumerated in the Assessment Report contained herein.
4. The assessments for all projects included in the report, are hereby combined as a single assessment, but any interested property owner may object to each assessment separately or to all of the assessments jointly, for any purpose.
5. The property owners may, at their option, pay the assessment to the Treasurer of the Village of Jackson, in one single total payment, or have the amount added as a Special Assessment to their annual property tax statement for the tax year 2018.

6. The Village Clerk shall publish this Resolution as a Class 1 notice, an Installment Assessment Notice, in accordance with Section 66.0703, Wisconsin Statutes.
7. The Village Treasurer shall mail to every interested person whose post office address is known or can with reasonable diligence be ascertained, including each property owner whose name appears on the property tax roll, a copy of this resolution, an invoice for the final assessment against the benefited property, and a contract agreement form in which the interested party shall elect their option of payment for such assessment, sign, and return to the Village Treasurer.

Introduced by: _____

Seconded by: _____

Vote: ____ Aye ____ Nay

Passed and Approved: _____

Michael E. Schwab

Michael E. Schwab – Village President

Attest: _____

Jilline Dobratz – Village Clerk-Treasurer

Proof of Posting:

I the undersigned, certify that I posted this Resolution on bulletin boards at the Village Hall, Post Office, and one other location in the Village.

Village Official

Date

DRAFT MINUTES

Village Board Meeting

Tuesday, September 11, 2018 at 7:30 p.m.

Jackson Village Hall

N168W20733 Main Street

Jackson, WI 53037

1. Call to Order and Roll Call.

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

Members Present: Trustees Emmrich, Kruepke, Kurtz, Lippold, Malcolm and Olson.

Members Absent: None.

Staff present: Brian Kober, Jim Micech, Chief Swaney, Kelly Valentino, Chief Vossekuil, John Walther, Jilline Dobratz and Village Attorney John St. Peter.

2. Pledge of Allegiance.

Pres. Schwab led the assembly in the Pledge of Allegiance.

3. Any Village Citizen Comment on an Agenda Item.

Casey Latz - N168 W21190 Main Street spoke on item #12 stating whatever ordinance would be put together, a lot of residents wouldn't qualify for having chickens. She doesn't see a problem with it and knows there was a lot of discussion at Plan Commission. Nursing homes are now bringing in chickens because they are calming for the residents. Other communities around us have it and don't have a problem with it. Suggests if the Board denies the residents having chickens, they should look into having a therapy chicken. If you don't want a chicken, get a Pot belly pig as you can have that in the Village from what she understands.

Tr. Lippold - W203 N16261 White Oak Circle spoke on agenda item #16 thanking Jim Micech for his dedication over the past 18 years to the Village.

Lyle Alft – N167 W20899 South Street spoke on agenda item #12, in support of a chicken ordinance. Stated some people on the Plan Commission thought it was a waste of their time. He has talked with other citizens and they don't mind having chickens if they aren't at large or are causing problems. Animal, noise and structure ordinances are already in place and would need some adjusting to allow for chickens. They can be pets for people, provide companionship. He doesn't think there should be a problem allowing it.

4. Approval of Minutes for the Village Board Meeting of August 14, 2018.

Motion by Tr. Kurtz, second by Tr. Malcom to approve the Village Board Minutes of August 14, 2018.

Vote: 7 ayes, 0 nays. Motion carried.

5. Presentation of Life-Saving Awards.

Chief Vossekuil presented plaques to Citizen Lee Olson and Office Kyle Henning for pulling a nine-year-old child from a flooded creek in the Green Valley manufactured home community. The citizen plaques for Kyle Brierton and Rashelle Peters will be delivered.

6. Public Hearing – Conditional Use – Dairy Queen Restaurant – Exterior Remodel.

Pres. Schwab opened the public hearing. No one spoke. President Schwab closed the public hearing. This item was recommended by Plan Commission per staff comments.

Motion by Pres. Schwab, second by Tr. Emmrich to approve the Conditional Use – Dairy Queen Restaurant – Exterior Remodel, per staff comments.
Vote: 7 ayes, 0 nays. Motion carried.

7. Public Hearing – Conditional Use – Dairy Queen Restaurant – Sign.

Pres. Schwab opened the public hearing. No one spoke. Pres. Schwab closed the public hearing. This item was recommended by Plan Commission per staff comments.
Motion by Pres. Schwab, second by Tr. Lippold to approve the Conditional Use – Dairy Queen Restaurant – Exterior Remodel, per staff comments.
Vote: 7 ayes, 0 nays. Motion carried.

8. Public Hearing – Planned Unit Development – Maplewood Farms.

Pres. Schwab opened the public hearing.
Brian Lindgren with Neumann Developments was present to answer any questions. Tr. Olson asked what the time frame was to get started. Brian stated they would like to start grading before winter and utilities during winter so they can be ready for paving in spring. Pres. Schwab closed the public hearing. This item was recommended by Plan Commission per staff comments.
Motion by Pres. Schwab, second by Tr. Olson to approve the Planned Unit Development – Maplewood Farms, per staff comments.
John Walther stated the street names could be a challenge for locating purposes. The phases show Cedarville Circle on the west side with Cedarville Court on the inside. Maplewood Circle would be the eastern part and East Gate may have to change, but could change when the parcels come into the Village in 2021. Will have it down in the final plat.
Motion amended by Pres. Schwab, second by Tr. Olson to recommend approval with the understanding the street names need to be worked out in the future.
Vote: 7 ayes, 0 nays. Motion carried.

9. Public Hearing – Planned Unit Development Revision – Stonewall Ridge.

Pres. Schwab opened the public hearing.
Kurt Henning was present to answer questions.
No one spoke. Pres. Schwab closed the public hearing. This item was recommended by Plan Commission per staff comments.
Motion by Pres. Schwab, second by Tr. Lippold to approve the Planned Unit Development – Stonewall Ridge, per staff comments.
Tr. Emmrich clarified with Kurt that the condominium association is aware of the revisions. This is just for the two buildings.
Vote: 7 ayes, 0 nays. Motion carried

10. Approval of Licenses

- Operators Licenses:
 - o Walgreen's: Austin D. Fitzgerald and Steven J. Jacomet
- Motion by Tr. Kurtz, second by Tr. Emmrich to approve the Operators Licenses.
Vote: 7 ayes, 0 nays. Motion carried.

11. Budget & Finance Committee

- **League of Wisconsin Municipalities – Contribution toward Dark Store Elimination Legislation.**

Motion by Pres. Schwab, second by Tr. Kruepke to approve the League of Wisconsin Municipalities – Contribution toward Dark Store Elimination Legislation in the amount of \$1,200.

Tr. Malcolm asked for an explanation. Pres. Schwab explained the loophole of Wisconsin law allowing retailers to pay taxes based on what the taxes on the building would be if there was no business in it. League of Wisconsin Municipalities is working to have the legislation revised. Village Attorney John St. Peter stated the concept is that assessors are supposed to use comparable values. They look at other stores around the State. Many that are closed are included in the evaluation, the burden is then shifted to the residential, noncommercial users. Tr. Lippold inquired if it was just a Wisconsin loophole. John Walther said other states have it as well. Vote: 7 ayes, 0 nays. Motion carried.

- **Resolution #18-20 Authorization to File Cross Appeals with Wisconsin State Board of Assessors**

Motion by Pres. Schwab, second by Tr. Lippold to approve Resolution #18-20 Authorization to File Cross Appeals with Wisconsin State Board of Assessors. Vote: 7 ayes, 0 nays. Motion carried.

- **Pay Request #2 – Ridgeway Drive Reconstruction Project.**

Motion by Pres. Schwab, second by Tr. Malcolm to approve Pay Request #2 – Ridgeway Drive Reconstruction Project in the amount of \$187,096.80. Vote: 7 ayes, 0 nays. Motion carried.

12. Plan Commission

- **Comprehensive Plan Revision – SEWRPC – Ben McKay.**

Pres. Schwab explained the Comprehensive Plan needs to be revised. The most efficient way to do this is to work with SEWRPC. John Walther stated the plan needs to be separated because it is a Joint Comprehensive Plan with the Town of Jackson. Motion by Pres. Schwab, second by Tr. Emmrich to approve the services of SEWRPC to revise the Comprehensive Plan using option #2. Vote: 7 ayes, 0 nays. Motion carried.

- **Preliminary Plat Review – Maplewood Farms.**

Motion by Pres. Schwab, second by Tr. Emmrich to approve the Preliminary Plat Review – Maplewood Farms, pending resolution of the street names. Vote: 7 ayes, 0 nays. Motion carried.

- **Chicken Ordinance**

Pres. Schwab stated the motion at Plan Commission was to not pass a Chicken Ordinance and it passed with a 4 to 2 vote. It's up to the Board to figure out what they want to do.

Motion by Pres. Schwab that the Village Board return it to Plan Commission for further discussion and for the development of an ordinance, second by Tr. Malcolm.

Tr. Olson commented he is in favor of something broader that would include more people to have chickens. Tr. Lippold noted that he was at Plan Commission. He hasn't found anybody on the south side of the Village who wants it and sees no

reason to send it back to Plan Commission. Tr. Kurtz explained that people need to understand there are a lot of things that have to be done to have chickens. Pres. Schwab remarked if an ordinance is set up right, it could eliminate a lot of possible problems up front and still allow those who want to do it right to pursue it. Tr. Malcolm said a lot of thought needs to go into it if it's in the village and doesn't recommend it. Tr. Kruepke requested that staff contact 4 municipalities that have an ordinance to see if they have any problems with the ordinance in their communities and to bring it to Plan Commission.

Vote: 6 ayes, 1 nay (Tr. Lippold). Motion carried.

13. Board of Public Works

- **Review of Water Application – 3040 Maple Road**

Motion by Pres. Schwab, second by Tr. Lippold to be referred to closed session for Review of Water Application – 3040 Maple Road.

Vote: 7 ayes, 0 nays. Motion carried.

- **Review of Proposed Sewer and Water System – Maplewood Farms**

Motion by Tr. Olson, second by Tr. Emmrich to approve the Proposed Sewer and Water System – Maplewood Farms.

Vote: 7 ayes, 0 nays. Motion carried.

14. West Bend School District - Update.

Don Kirkegaard and Joel Ongert were present to explain the Jackson fund and referendum update. There is 2.2 million dollars in fund 10, unobligated cash, that is dedicated for the Jackson fund. Also, another fund, fund 46, of 1.75 million dollars, this money is designed for the future construction of a new facility in the Village of Jackson for an elementary school. Joel explained the referendum has been put on hold for right now. The deadline is set by the State to put a referendum question on a ballot and they ran out of time. The School Board would like to enter talks with the Village to purchase the adjacent land next to DPW and the land next to the Fire Department.

Tr. Emmrich stated this has been going on for many years. The kids deserve a new school and it costs the Village every year. Tr. Lippold commented that 3 years ago they were told no funds were set aside to keep the maintenance up on the building, what assurances can be given that the building is safe? Joel explained the building is being maintained, it is not getting any improvements. Tr. Olson asked if any money is still going into the fund for Jackson. Don stated \$250,000 was put into fund 46 in the 2017 school year. The first-time money can be spent from this fund is next summer. Tr. Kruepke commented a Fire Department/Public Safety/Police Department building is not meant to be next to a school. The intersection at Jackson Drive is not intended for emergency vehicles. Tr. Malcolm stated the kids are getting an excellent education and the teachers are doing an excellent job. Tr. Kurtz said she agrees a new school is needed, but has an issue with the amount of money that is talked about spending on a new school as enrollments are declining with school choice. Don replied that enrollment in Jackson dropped 10. He wants to make sure the building is designed so if the enrollment increases, there is the ability to add on if needed. Tr. Malcolm noted a new school will bring people in. President Schwab thanked the School District representatives for their time and commented it is in the best interest of the Village of Jackson to build a new school. Joel stated the School Board has public comment at their public meetings and asked them to come to speak to the Board.

15. Proposed Public Safety Building - Update.

Chief Vossekuil stated he and Chief Swaney had a meeting today with Cedar Corporation. They reviewed the plan and made some minor revisions. It's a building that enhances safety. They discussed ways they can collaborate resources and look forward to progress.

16. Departmental Reports.

Park and Recreation Director Kelly Valentino invited everyone to Culvers on Wednesday, September 12th for the playground fundraising. Reminder the beer garden is September 27, 28 and 29th. They are looking for people to make chili for the chili cookoff.

Chief Swaney commented it is a sentimental day for the Fire and Police Departments. Every day since September 11, 2001 they have been training for major events and making sure the community is safe.

Chief Vossekuil invited the community to Custard with a Cop on September 27th from 4:00 to 7:00 p.m. There will be a lot of family friendly activities.

Brian Kober stated Stonewall and English Oaks have been paved. The new shoulder on Cedar Creek Road will be started. County Trunk P should open at the end of the month.

Jim Micech stated his last day is this Friday. He thanked the board personally for allowing him to grow with the community. It was a pleasure working for the Village.

17. Mid-Moraine Municipal Association Report.

Tr. Kurtz stated tomorrow is a meeting at Village Hall at 7:00 p.m. The speaker is David Arnott from Ruekert & Mielke. The Mid-Moraine Municipal dinner is on September 26th. The speaker is Kenneth Herdeman, President of Ehlers, Inc.

18. Washington County Board Report.

None

19. Greater Jackson Business Alliance Report.

None

20. Citizens to Address the Village Board.

Casey Latz commented regarding chickens that the State is only involved when selling the eggs. John Walther stated the chickens must be registered with the DATCP. Jim Micech commented if the eggs are sold then the chickens must be tested.

Nichol Krueger spoke on her property at 3040 Maple Road, Town of Jackson. They have buyers who would like to purchase the property, but they won't purchase the land if they can't have water. She thanked the board for their consideration.

Andrew Gall spoke on behalf of the buyers interested in the 3040 Maple Road parcel of land. They hope the board will approve the hook up of water.

- 21. Closed Session pursuant to Wis. Stats. §19.85(1)(e) Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; regarding pending real estate topics; and §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 involved; regarding water extension dispute.**

Motion by President Schwab, second by Tr. Lippold to convene into closed session at 8:56 p.m. and to include the Village Board, Village Administrator, Village Engineer, Village Clerk, Chief of Police, Chief of the Fire Department and Village Counsel.

Roll Call Vote: 7 ayes, 0 nays. Motion carried.

Reconvene into Open Session

The Village Board reconvened into open session at 9:47 p.m.

Review of Water Application – 3040 Maple Road

Motion by President Schwab, second by Tr. Lippold to accept the recommendation of the Board of Public Works to deny the Water Application – 3040 Maple Road.

Vote: 6 ayes, 1 nay (Tr. Kurtz) Motion carried.

- 22. Adjourn.**

Motion by President Schwab, second by Tr. Kurtz to adjourn.

Vote: 7 ayes, 0 nays. Meeting was adjourned at 9:48 p.m.

Respectfully submitted:

Jilline Dobratz, *CMC/WCMC*
Village Clerk/Treasurer

RESOLUTION #18-25

RESOLUTION URGING THE GOVERNOR AND LEGISLATURE TO CLOSE LOOPHOLES CAUSING GREATER PROPERTY TAX BURDEN TO SHIFT FROM COMMERCIAL TO RESIDENTIAL PROPERTY OWNERS

Whereas, homeowners in Wisconsin already pay 70% of the total statewide property tax levy; and

Whereas, that disproportionate burden is about to get much worse unless the State Legislature addresses tax avoidance strategies that national chains like Walgreens and big box retail establishments like Target and Lowe's are using across the country to gain dramatic reductions in their property tax bills at the expense of homeowners and other taxpayers; and

Whereas, a carefully-orchestrated wave of hundreds of lawsuits in Wisconsin is forcing assessors to slash the market value of thriving national retail stores, shifting their tax burden to local mom and pop shops and homeowners; and

Whereas, Walgreens and CVS stores in Wisconsin have argued in communities across the state that the assessed value of their property for property tax purposes should be less than half of their actual sale prices on the open market; and

Whereas, in many cases the courts have sided with Walgreens and CVS, requiring communities to refund tax revenue to the stores; and

Whereas, there are over 200 Walgreens stores located in Wisconsin's cities and villages; and

Whereas, Target, Lowe's, Meijer, Menards, and other big box chains are using what is known as the "Dark Store Theory" to argue that the assessed value of a new store in a thriving location should be based on comparing their buildings to sales of vacant stores in abandoned locations from a different market segment; and

Whereas, the Republican-controlled Indiana State Legislature has on two occasions in the last two years overwhelmingly passed legislation prohibiting assessors from valuing new big box stores the same as nearby abandoned stores from a different market segment; and

Whereas, the Michigan State House overwhelmingly passed similar legislation in May of 2016; now

Therefore, Be it Resolved, that the Village Board of the Village of Jackson urges the Governor and the Legislature to protect homeowners and main street businesses from having even more of the property tax burden shifted to them by passing legislation clarifying that:

1. Leases are appropriately factored into the valuation of leased properties; and
2. When using the comparable sale method of valuation, assessors shall consider as comparable only those sales within the same market segment exhibiting a similar highest and best use rather than similarly sized but vacant properties in abandoned locations; and

Be it Further Resolved that the Village Board directs the Clerk-Treasurer to send a copy of this resolution to our State Legislators, Governor Scott Walker, and to the League of Wisconsin Municipalities.

Introduced by:_____

Seconded by:_____

Vote:_____Aye _____ Nay

Passed and Approved:_____

Michael E. Schwab – Village President

Attest:_____
Jilline S. Dobratz – Village Clerk-Treasurer

Proof of Posting:

I the undersigned, certify that I posted this Resolution on bulletin boards at the Village Hall, Post Office, and one other location in the Village.

Village Official

Date

Licenses: October 9, 2018 Village Board Meeting

Name	Establishment	Police Chief Recommendation
Ryan W. Ganshow	The Village Mart	Approval
Veronica R. Kazemba	The Village Mart	Approval

RESOLUTION #18-21

A RESOLUTION ESTABLISHING A REFUND POLICY FOR OVERPAYMENT OF TAXES

WHEREAS, the Treasurer of the Village of Jackson collects and receipts for real estate taxes paid by village residents; and

WHEREAS, from time to time, the payments received are in an amount that exceeds the actual amount due; and,

WHEREAS, the Treasurer of the Village of Jackson refunds said overpayments to residents; and,

WHEREAS, the Village Board of the Village of Jackson, has determined that it is not economically feasible to process a refund for overpayments of less than \$5.00;

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Jackson, Washington County, Wisconsin, does hereby resolve that any overpayments received in an amount less than \$5.00 shall not be refunded; and furthermore, that any amounts not refunded be held in the General Fund of the Village of Jackson.

Introduced by:_____

Seconded by:_____

Vote:_____Aye _____Nay

Passed and Approved:_____

Michael E. Schwab – Village President

Attest:_____
Jilline S. Dobratz – Village Clerk-Treasurer

Proof of Posting:

I the undersigned, certify that I posted this Resolution on bulletin boards at the Village Hall, Post Office, and one other location in the Village.

Village Official

Date

DRFAT Minutes
Board of Public Works Meeting
Tuesday, September 25, 2018 – 7:00 p.m.
Jackson Village Hall
N168W20733 Main Street

1. Call to Order and Roll Call.

Chair Olson called the meeting to order at 7:00 p.m.

Members present: Linda Granec, Brian Heckendorf, Tr. Lippold, Tr. Malcolm, Chair Olson, Gloria Teifke and Scott Thielmann.

Also Present: Tr. Kurtz

Staff present: Brian Kober, and John Walther.

2. Approval of Minutes for August 28, 2018, meeting.

Motion by Scott Thielmann, second by Tr. Malcolm to approve the minutes of the August 28, 2018 Board of Public Works meeting.

Vote: 7 ayes, 0 nays. Motion carried.

3. Pay Request #3 – Ridgeway Drive Reconstruction Project.

Brian Kober reviewed pay request #3 for the Ridgeway Drive Reconstruction project. Paving has been completed with landscaping and streetlights to follow.

Motion by Chair Olson, second by Linda Granec to recommend to Budget & Finance and Village Board approval of Pay Request #3 from Vinton Construction Company for Ridgeway Drive Reconstruction Project in the amount not to exceed \$370,876.87.

Vote: 7 ayes, 0 nays. Motion carried.

4. Pay Request #1 – Final Paving Miscellaneous Streets Project.

Brian Kober reviewed the pay request #1 for the Final Paving Miscellaneous Streets Project. The project has been completed with extra curb and gutter being replaced.

Motion by Brian Heckendorf, second by Scott Thielmann to recommend to Budget & Finance and Village Board approval of Pay Request #1 from Stark Pavement Corporation for Final Paving Miscellaneous Streets Project in the amount not to exceed \$271,680.89.

Vote: 7 ayes, 0 nays. Motion carried.

5. Resolution #18-22 Final Special Assessment Highland Rd Water Main Project

Brian Kober reviewed Resolution #18-22 Final Special Assessment for the Highland Road Water Main Project. The public hearing will be held on October 9th at the Village Board meeting.

Motion by Chair Olson, second by Brian Heckendorf to recommend to Budget & Finance and Village Board approval of Resolution #18-22 Final Special Assessment Highland Road Water Main Project.

Vote: 7 ayes, 0 nays. Motion carried.

6. Resolution #18-23 Final Special Assessment Stonehedge Dr Storm Sewer Project.

Brian Kober reviewed Resolution #18-23 Final Special Assessment for the Stonehedge Drive Storm Sewer Project. The public hearing will be held on October 9th at the Village Board meeting.

Motion by Chair Olson, second by Tr. Lippold to recommend to Budget & Finance and Village Board approval of Resolution #18-23 Final Special Assessment Stonehedge Drive Storm Sewer Project.

Vote: 7 ayes, 0 nays. Motion carried.

7. Resolution #18-24 Final Special Assessment Final Paving Miscellaneous Street Project.

Brian Kober reviewed Resolution #18-24 Final Special Assessment for the Final Paving Miscellaneous Street Project. The public hearing will be held on October 9th at the Village Board meeting.

Motion by Chair Olson, second by Brian Heckendorf to recommend to Budget & Finance and Village Board approval of Resolution #18-24 Final Special Assessment Final Paving Miscellaneous Street Project.

Vote: 7 ayes, 0 nays. Motion carried.

8. Review of Quotes for new salt storage building.

Brian Kober reviewed the first quote from Jim Pfantz Construction Inc. for a total of \$62,000.00. The process has been difficult trying to find a contractor at this time of the year and how busy contractors are now. A second quote from a different contractor is scheduled to be received on October 5th.

Motion by Chair Olson, second by Tr. Lippold to move the item to Budget & Finance and Village Board with no recommendation until the other quote is received.

Vote: 7 ayes, 0 nays. Motion carried.

9. 2019 – Five (5) year Capital Improvements Program.

Brian Kober presented the 2019 Five Year Capital Improvements Program. Discussion points included the next reconstruction project for 2019.

10. 2019 – Public Works Equipment Program.

Brian Kober presented the 2019 Public Works Equipment Program. Discussion ensued of a needed for another snowplow truck to replace the 2003 plow truck. Replacement of a zero-turn lawn mower was discussed. Also, replacement of a one-ton truck.

11. 2019 Budget Presentation – Public Works, Water & Wastewater Utilities.

Brian Kober presented the 2019 Public Works, Water & Wastewater Utilities. He reported on adding an additional person for streets and parks, and a fulltime receptionist for the new building.

12. Director of Public Works report.

Brian Kober gave the report.

Motion by Tr. Lippold, second by Linda Granec to place the Director of Public Works report on file.

Vote: 7 ayes, 0 nays. Motion carried.

13. Citizens/Village Staff to Address the Board.

Tr. Lippold noticed some flags along STH 60 are getting worn faster than usual. Brian Kober will investigate where we purchased the flags.

Linda Granec announced that she is building a new house outside of the Village limits and will no longer be on the Board. She enjoyed being on the Board, since the Board always looked out for the best interest of the Village.

10. Adjourn.

Motion Scott Thielmann by, second by Linda Granec to adjourn.

Vote: 7 ayes, 0 nays. Meeting was adjourned 8:28 p.m.

Respectfully submitted,

Brian W. Kober, P.E., Director of Public Works/Village Engineer

JIM PFANTZ CONSTRUCTION INC.
N1972 HWY 45
CAMPBELLSPORT, WI 53010

Phone: (920) 533-4267
Fax: (920) 533-5133

Proposal Number:
2055

Proposal Date:
9/25/18

Page:
1

Quoted To:
VILLAGE OF JACKSON
W194 N16660 EAGLE DRIVE
JACKSON, WI 53037

Job Location:
VILLAGE OF JACKSON
SALT STORAGE SHED
W194 N1660 EAGLE DRIVE
JACKSON, WI 53037

Customer ID	Payment Terms	Good Thru	
VILLAGE OF JACKSON	UPON RECEIPT OF INVOICE	10/25/18	

Description	Amount
AS PER PRINT AND SPECS DATED AUGUST 2018 - FOOTINGS & WALLS ONLY FOOTINGS, 8' X12" WALLS, REBAR, CONCRETE, CONCRETE PUMP, LABOR ALL EXCAVATION BY OTHERS ALL EXCAVATION MUST BE PLUS OR MINUS 1" ALL STONE, FILL, BACKFILLING BY OTHERS **ALL PLATES & ANCHOR BOLTS FURNISHED BY OTHERS (SET BY J.P.C.I.) IF THIS PROJECT FIRST STARTS AFTER 10/31/18 PRICE CHANGES TO \$65,720.00 IF THIS PROJECT FIRST STARTS AFTER 11/1/18 PRICE CHANGES TO \$69,440.00	62,000.00

AS REQUIRED BY THE WISCONSIN CONSTRUCTION LIEN LAW, BUILDER HEREBY NOTIFIES OWNER THAT PERSONS OR COMPANIES FURNISHING LABOR OR MATERIALS FOR THE CONSTRUCTION ON OWNER'S LAND MAY HAVE LIEN RIGHTS ON OWNER'S LAND AND BUILDINGS IF NOT PAID. THOSE ENTITLED TO LIEN RIGHTS, IN ADDITION TO THE UNDERSIGNED BUILDER, ARE THOSE WHO CONTRACT DIRECTLY WITH THE OWNER OR THOSE WHO GIVE THE OWNER NOTICE WITHIN 60 DAYS AFTER THEY FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION. ACCORDINGLY, OWNER PROBABLY WILL RECEIVE NOTICES FROM THOSE WHO FURNISH LABOR OR MATERIALS FOR THE CONSTRUCTION, AND SHOULD GIVE A COPY OF EACH NOTICE RECEIVED TO THE MORTGAGE LENDER, IF ANY. BUILDER AGREES TO COOPERATE WITH THE OWNER AND THE OWNER'S LENDER, IF ANY, TO SEE THAT ALL POTENTIAL LIEN CLAIMANTS ARE MET.

TOTAL \$ 62,000.00

(Signature)

(Date)

(Jim Pfantz Construction, Inc.)

(Date)