

June 4, 2018 (Village Board Meeting)

**DENMARK VILLAGE BOARD
MONDAY, JUNE 4, 2018
4:30 P.M., DENMARK VILLAGE HALL**

CALL TO ORDER

President Mleziva called the meeting to order at 4:38 p.m. Due to the Public Hearing running later than 4:30 the meeting was delayed 8 minutes.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Susan Selner, Vince Wertel, Mary Jo Bielinski,
Alan Schilke, Paul Hergarten, Gregory Mleziva

Excused: Milton Bielinski

At this point President Mleziva shared with the Board that Trustee Milton Bielinski turned in his letter of resignation from the Village Board effective today, June 4, 2018

Officials Present: Clerk Sherri Konkol, Treasurer Kim Coogle, Director of Public Works Erika Sisel, Building Inspector Ralph Witte

REMARKS/COMMENTS FROM THE VILLAGE PRESIDENT

President Mleziva welcomed all present. He 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 pre-registered citizen to discuss an agenda topic. Unless the rules of the meeting get suspended, the public cannot speak during the meeting.

PRE-REGISTERED CITIZENS

None

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 PUT ON THE REGULAR AGNEDA AS DESIGNATED BY THE VILLAGE PRESIDENT

M.J. Bielinski/Wertel moved to:

- a. Approve Village Board minutes May 7, 2018
Special Village Board Meeting minutes May 11, 2018**
- Motion carried.**

PRESENTATION BY EHLERS REGARDING FINANCE OPTIONS

A representative from Ehlers was not able to attend the meeting. Mleziva explained to the Board that staff is exploring all options for financing future projects.

Selner/Wertel moved to suspend the rules of the meeting to allow the audience to speak. Motion carried.

Charles Collier of The Denmark News asked about information they received via email for publication that has not yet been approved by the Board.

Mleziva stated the information was pre-mature and should not have been sent to The Denmark News, as the board had no discussion, and no action was taken on the suggested publication.

Schilke/Bielinski moved to return to the regular rules of the meeting. Motion carried.

BOARD APPROVAL OF MONTHLY DISBURSEMENTS

Wertel/Bielinski moved to approve the monthly disbursements as presented. Motion carried.

REPORT OF VILLAGE OFFICIALS

Witte

- Working on permitting and inspection new homes
- Sending letters for swimming pool covers and fences.
- There needs to be a 4' fence or fencing on pool with a locking gate.
- Doing Village Code enforcement (would like board direction on signs, as there are temporary signs all around the Village at this time, and asked how they would like him to enforce)
- Witte suggested looking at the sign ordinance and temporary signs

Sisel

- The electronics drive went very well, 4 (four) truckloads of recyclables. The Village will hold another drive in October.
- Natural Beauty Growers will be donating flowers to the Village again this year.
- The pool will be filled tomorrow (Tuesday) and will hopefully open by the end of the week.
- Flushing hydrants, please remember to clean your faucet screens

Cookle

- Kwik Trip closing was on June 1, 2018, funds are in the bank

Konkol

- General Code recodification is complete, and will go into effect after adoption and publication which is on the agenda today for adoption.

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Trustee Selner asked what the progress on the Village garage was. Sisel stated all concrete is poured, the inside is being painted and they are getting closer to finishing. Completion date is August 30, 2018. Selner asked if there will be an open house when the garage is completed. Sisel stated there wasn't anything planned at this point, but we certainly could consider it.

BOARD DISCUSSION ACTION ON APPROVAL OF RENEWAL APPLICATIONS FOR LICENES TO SELL FERMENTED MALT BEVERAGES AND INTOXICATING LIQUORS FROM JULY 1, 2018 THROUGH JUNE 30, 2019

CLASS B FERMENTED MALT BEVERAGE & CLASS B LIQUOR (COMBINATION)

Jason Baugnet & Leon Suster, 5619 Cedar Meadows Drive, Denmark, WI 54208
Suster Arcade, Inc., 117 N. Wall St. PO Box 267, Denmark, WI 54208

Schilke/Hargarten moved to approve renewal application to sell Class B Fermented Malt Beverages and Class B Liquors for Suster Arcade Inc. Motion carried.

Karl Nohr, 482 Grand Avenue, Denmark, WI 54208
The Denmark Saloon, 117 Wisconsin Avenue, Denmark, WI 54208

Schilke/Selner moved to deny renewal application for The Denmark Saloon to sell Class B Fermented Malt Beverages and Class B Liquors until all delinquencies are paid to the Village. Motion carried.

K&T Restaurants/Kelley & Todd DeGrand N1414 County Rd. V, Denmark, WI 54208
DeGrand Family Restaurant/Kelley B's Pub, 623 DePere Road, Denmark, WI 54208

Selner/Schilke moved to approve renewal application to sell Class B Fermented Malt Beverages and Class B Intoxicating Liquors for DeGrand Family Restaurant/Kelley B's Pub. Motion carried. Bielinski abstained.

The Gun Bar and Grill
Shaun Wendt, 18802 Harpt Lake Road, Denmark, WI 54208
The Gun Bar and Grill, 110 Main Street, Denmark, WI 54208

Schilke/Wertel moved to approve renewal application to sell Class B Fermented Malt Beverages and Class B Intoxicating Liquors for The Gun Bar and Grill. Motion carried.

Todd Boehm, N1347 CTH AB, PO Box 361, Denmark, WI 54208
Denmark Rod & Gun Club, 5637 North Avenue, Denmark, WI 54208

Wertel/Selner moved to approve renewal application to sell Class B Fermented Malt Beverages and Class B Intoxicating Liquors for The Gun Bar and Grill. Motion carried.

JBL Partners LLC/ John Goral 821 Woodrow Street, Denmark, WI 54208
Rookies Bar and Grill, 204 Green Bay Road, Denmark, WI 54208

Wertel/Bielinski moved to approve renewal application to sell Class B Fermented Malt Beverages and Class B Intoxicating Liquor for Rookies Bar and Grill. Motion carried. Mleziva abstained.

CLASS C WINE AND CLASS B BEER

Tammy Ann Smits-Sommer, 5980 Cedar Lane, Denmark, WI 54208
Blossoms, 220 Bohemia Drive, Denmark, WI 54208

Bielinski/Schilke moved to approve renewal application to sell Class C Wine and Class B Beer for Blossoms. Motion carried.

CLASS A FERMENTED MALT BEVERAGE & CLASS A LIQUOR

SM Petroleum Corp./Manjit Bhatoya, 1655 Lenwood Ave #16, Green Bay, WI 54303
Denmark Discount Mart, 250 Wisconsin Avenue, Denmark, WI 54208

Hargarten/Schilke moved to approve renewal application to sell Class A Fermented Malt Beverages and Class A Liquors for the Denmark Discount Mart. Motion carried.

Green Turtle Enterprises, Inc/David & Jayme Bielinski 541 Oak Street, Denmark, WI 54208
Main Street Market, 100 Railroad Avenue, Denmark, WI 54208

Selner/Wertel moved to approve renewal application to sell Class A Fermented Malt Beverages and Class A Liquors for the Main Street Market. Motion carried. Bielinski abstained.

Lawrence C. Cherney/Charles Cherney PO Box 215 Denmark, WI 54208
Village Mart Inc, 630 DePere Road, PO Box 295, Denmark, WI 54208

Wertel/Schilke moved to approve renewal application to sell Class A Fermented Malt Beverages and Class A Intoxicating Liquors for Village Mart Inc. Motion carried.

BOARD DISCUSSION/ACTION ON APPROVAL OF OPERATOR'S LICENSE RENEWAL FOR 2018-2019

Operator's License renewals for 2018-2019

Elizabeth G. Babiash, Jamie M. Bales, Munish Bhatoya, Sohan Lal Bahtoya, Brandon D. Bielinski, Jennifer M. Bielinski, David J. Bielinski, Jim W. Bielinski, Lyndsey D. Bielinski, Mary J. Bielinski, Dale R. Bomski, Linda K. Brey, Bob D. Brice, Stevie N. Chervenka, Kathleen M. Cisler, Shelly R. Crass, Debra A. DeGrave, Robert E. DeGrave, Danielle L. Holda, Nicole F. Holda, Roxane J. Hopkins, Abigail R. Jeffcoat, Mark P. Jirikovec, Kenneth R. Kafka, Cynthia L. Kapla, Judy A. Klika, Lorie A. LaCourt, Christine K. Leiterman, Gloria J. Mahlik, Shirley A. Mancheski, Dimplejit S. Mangat, Michelle Mc Ardle, Christine K. McKillip, Angela M. Michiels, Joshua W. Michaels, Craig L. O'Brien, Shari A. Phillips, Rebecca C. Rehbein, Deanna A Ringheim, Jessie M. Rolfe, Sue A.

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Rukamp, Lauralee M. Saunders, Allisha M. Schlies, Andy J. Schlies, Dale V. Suster, April Vancleve, Sara A. VandenHeuvel, Cynthia A. Warden, George W. Warden Jr., Sherri A. Whetung, Amanda M. Wierschke, Kelly Wilinski

New applicants for 2018-2019

Jessica A. Radey
291 N. Wall Street
Denmark, WI 54208

To be employed by Village Mart, Inc.

Glenda S. Baugnet
625 DePere Road
Denmark, WI 54208

To be employed at Blossom's

Nickolas J. Heiser
18203 Hwy R
Denmark, WI 54208

To be employed at Rookies

Timothy J. Mancoske
5291 Frontier Road
Denmark, WI 54208

To be employed at The Denmark Saloon

Jacob Heiser
18203 Hwy R
Denmark, WI 54208

To be employed by Kelley B's Pub

Schilke/Selner moved to approve operator's license renewals and new operator's license applicants for 2018-2019. Motion carried. Mleziva and Bielinski abstained.

BOARD DISCUSSION/ACTION ON APPROVAL OF CIGARETTE LICENSE APPLICATIONS

CIGARETTE LICENSE APPLICATIONS

United Cooperative
110 Pine Street
Denmark WI 54208

JBL Partners LLC/Rookies
204 Green Bay Road
Denmark, WI 54208

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Green Turtle Enterprises, Inc./Main Street Market
100 Railroad Avenue
Denmark, WI 54208

SM Petroleum Corporation/Denmark Discount Mart
250 Wisconsin Avenue
Denmark, WI 54208

Village Mart Inc.
630 DePere Road
Denmark, WI 54208

Wertel/Schilke moved to approve all cigarette applications. Motion carried. Mleziva and Bielinski abstained.

BOARD DISCUSSION/ACTION ON APPROVAL OF MOBILE HOME LICENSE

MOBILE HOME LICENSE APPLICATION

Olympic Village Mobile Home Park/Dave Gremore
450 South Wall Street
Denmark, WI 54208

Wertel/Bielinski moved to approve the Mobile Home License for Olympic Village Mobile Home Park. Motion carried.

BOARD DISCUSSION/ACTION ON APPROVAL OF POOL TABLE LICENSE

POOL TABLE LICENSE APPLICATIONS

JBL Partners LLC/Rookies
204 Green Bay Road
Denmark, WI 54208

Hargarten/Schilke moved to approve the Pool Table License for Rookies. Motion carried. Mleziva abstained.

Karl Nohr/The Denmark Saloon
117 Wisconsin Avenue
Denmark, WI 54208

Hargarten/Schilke moved to deny the Pool Table License for The Denmark Saloon until all delinquencies are paid to the Village. Motion carried.

BOARD DISCUSSION APPROVAL OF A PICNIC LICENSE FOR DENMARK YOUTH BASEBALL AND SOFTBALL FOR A TEMPORARY CLASS "B" RETAILER'S LICENSE TO SELL FERMENTED MALT BEVERAGES AT THEIR LEGION GAMES ON JUNE 10, 13, 19, 20, 27, JULY 2, 9, 13 FROM 5:00 P.M. TO 10:00 P.M. AND THEIR REGIONAL TOURNAMENT ON JULY 20, 21, 22, 23 FROM 12:00 P.M. TO 10:00 P.M.

Wertel/Bielinski moved to approve the Picnic License for Denmark Youth Baseball and Softball for a Temporary Class “B” Retailer’s License to Sell Fermented Malt Beverages at their Legion games on June 10, 13, 19, 20, 27, July 2, 9, 13 from 5:00 p.m. to 10:00 p.m. and their Regional Tournament on July 20, 21, 22, 23 from 12:00 p.m. to 10:00 p.m. Motion carried.

BOARD DISCUSSION/APPROVAL OF RESOLUTION 05-2018 WISCONSIN DEPARTMENT OF NATURAL RESOURCES NR 208 COMPLIANCE MAINTENANCE ANNUAL REPORT FOR 2017

Sisel explained the resolution is a compliance maintenance report.

Wertel/Schilke moved to approve Resolution 05-2018 Wisconsin Department of Natural Resources NR 208 compliance maintenance annual report for 2017. Motion carried.

BOARD DISCUSSION/APPROVAL OF ORDINANCE NO. 2018-03 AN ORDINANCE REZONING CERTAIN PROPERTIES LOCATED AT 625 DE PERE ROAD, ALSO KNOWN AS VD-97-26, 629 DE PERE ROAD, ALSO KNOWN AS VD-97-25, 633 DE PERE ROAD, ALSO KNOWN AS VD-97-23, 637 DE PERE ROAD, ALSO KNOWN AS VD-97-24, 641 DE PERE ROAD, ALSO KNOWN AS VD-97-22, 645 DE PERE ROAD, ALSO KNOWN AS VD-97-21, 649 DE PERE ROAD, ALSO KNOWN AS VD-97-20, 653 DE PERE ROAD, ALSO KNOWN AS VD-97-19, 657 DE PERE ROAD, ALSO KNOWN AS VD-97-30 AND 661 DE PERE ROAD, ALSO KNOWN AS VD-97-32 FROM “R-3 VARIED DENSITY RESIDENTIAL” TO “B-2 GENERAL COMMERCIAL”.

President Mleziva explained to the Board the Plan Commission recommended the rezoning, the board approved the Plan Commission’s recommendation at the May 5, Village Board meeting, and this is why we had the Public Hearing this evening for approval of the Rezoning Ordinance.

Witte stated the rezoning is consistent with the Comprehensive Plan.

Hargarten/Bielinski moved to approve and adopt Ordinance No. 2018-03 An Ordinance rezoning certain properties located at 625 DePere Road, also known as VD-97-26, 629 DePere Road, also known as VD-97-25, 633 DePere Road, also known as VD-97-23, 637 DePere Road, also known as VD-97-24, 641 DePere Road, also known as VD-97-22, 645 DePere Road, also known as VD-97-21, 649 DePere Road, also known as VD-97-20, 653 DePere Road, also known as VD-97-19, 657 DePere Road, also known as VD-97-30 and 661 DePere Road, also known as VD-97-32 from “R-3 Varied Density to Residential” to “B-2 General Commercial”. Motion carried.

BOARD DISCUSSION/APPROVAL OF ORDINANCE NO. 2018-04 AN ORDINANCE TO REVISE AND CONSOLIDATE, AMEND, SUPPLEMENT AND CODIFY THE GENERAL ORDINANCES OF THE VILLAGE OF DENMARK

Konkol explained this ordinance will adopt the codification of the Code of Ordinances.

Wertel/Selner moved to approve and adopt Ordinance No. 2018-04 an ordinance to revise, and consolidate, amend, supplement and codify the general ordinances of the Village of Denmark.

BOARD DISCUSSION/ACTION ON THE PLAN COMMISSION'S RECOMMENDATION TO APPROVE THE CONDITIONAL USE APPLICATION FOR PRO1 PROPERTY SERVICES (VD-730), LOCATED AT 655 COPENHAGEN WAY AS LONG AS THE SCREENING MACHINE IS REMOVED FROM THE FRONT YARD, AND IF TOPSOIL SCREEING IS CONTINUED ONSITE, THE PROCESS AND THE PRODUCT HAVE TO BE ENCLOSED

President Mleziva asked the Board if they had any other questions regarding the Conditional Use permit other than what was discussed in the public hearing.

- Is there a way to anti-dust the process
- Maybe it should be done when it is not so dry (Tim Czarneski of Pro1 stated in the public hearing that is isn't completely dry when they screen it. He said it has 6% moisture.)
- We cannot set precedence for future businesses.

Wertel/Hargarten moved to approve the Plan Commission's recommendation to approve the conditional use application for Pro1 Property Services (VD-730), located at 655 Copenhagen Way as long as the screening machine is moved to the back, and the product has to be enclosed.

Discussion:

How do we enforce dust at other businesses in Denmark?

- Grinding can only be done when the wind is low
- The noise needs to be kept to a minimum
- The street needs to be swept if there is dust/debris in the gutters after grinding

Motion carried.

CLOSED SESSION

Schilke/Bielinski moved to convene into closed session pursuant to Wis. Statutes Section 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. Roll call vote: Selner – aye, Wertel –aye, Bielinski – aye, Hargarten – aye, Schilke – aye, Mleziva – aye. Motion carried.

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

Wertel/Bielinski moved to convene into open session under Wis. Statute 19.85(2) to take possible action on item(s) in closed session. Motion carried.

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No action taken.

ADJOURN

Wertel/Schilke moved to adjourn at 6:37 p.m. Motion carried.

Minutes submitted by Sherri Konkol, Village Clerk