

## MINUTES

**TOWN OF YORKVILLE  
TOWN BOARD  
TOWN BOARD ROOM  
UNION GROVE MUNICIPAL CENTER  
MONDAY, JUNE 27, 2016**

### **Call to Order**

Town Board Chair Peter Hansen called the meeting to order at 6:00 p.m.

### **Roll Call**

The following Town Board members were present: Peter Hansen and Terrence McMahon. Sherry Gruhn was absent. Also present were John Kurt representing Ironwood Saloon, Mark Feldmann representing The Racine Journal Times, Engineer Mark Madsen, Clerk-Treasurer Michael McKinney and one other attendee.

### **Approval of Minutes**

***Motion (McMahon, Hansen) to approve the June 13, 2016 joint Town Board/Plan Commission meeting minutes as presented, MC.***

### **Approval of Town Invoices**

***Motion (McMahon, Hansen) to approve payment of Town invoices as presented in the amount of \$31,411.38, MC.***

### **Approval of Stormwater Invoices**

***Motion (McMahon, Hansen) to approve payment of Stormwater invoices as presented in the amount of \$1,100.00, MC.***

### **New and Unfinished Business – Discussion and possible action on all of the following:**

**License and permit applications for the period of July 1, 2016 to June 30, 2017 for the following licenses and permits:**

- Daniels SharpSmart, Inc., 1340 Grandview Parkway
  - Solid Waste Disposal, Storage or Treatment Permit

Hansen noted that the Yorkville Sewer Utility District Commission discussed issues related to this application at their meeting on June 22 and came to the consensus that the applicant's permit be approved for a period of 90 days to grant the applicant additional time to modify their conditional use permit, discharge permit and this solid waste permit based on modifications to their operational plans and specifications.

***Motion (Hansen, McMahon) to approve a temporary extension of the Daniels SharpSmart Solid Waste Disposal, Storage or Treatment Permit for a period of ninety (90) days under the same conditions previously approved per the agreement with Daniels SharpSmart to allow them an opportunity to apply to modify their conditional***

*use permit, discharge permit and this solid waste permit based on modifications to their operational plans and specifications, MC.*

- **Country Rose Bakery and Café, 19319 Washington Avenue (STH 20)** (Agent: Rita A. Zadurski) (Premises: Bakery and Café)
  - Class "B" Beer License
  - Operator Licenses
    - Rosalie Laketa

*Motion (McMahon, Hansen) to grant all licenses applied for by Country Rose Bakery and Café, 19319 Washington Avenue (STH 20), with no conditions, MC.*

- **Home Run Heaven, 3400 South Sylvania Avenue** (Agent: Ciro Gabriel Vargas) (Premises: All fenced-in areas)
  - Class "B" Beer License
  - Operator Licenses
    - Israel Vargas

McKinney noted that the applicant has yet to provide a copy of a valid Wisconsin seller's permit and requested that these applications be approved contingent on a copy of this permit being provided by the applicant.

*Motion (Hansen, McMahon) to grant all licenses applied for by Home Run Heaven, 3400 South Sylvania Avenue, with the condition that the applicant provide a copy of a valid Wisconsin seller's permit to the Clerk-Treasurer before said licenses are released to the applicant, MC.*

- **Ironwood Saloon, 20715 Durand Avenue (STH 11)** (Agent: John Kurt) (Premises: Entire Building and Patio Area)
  - Combination Class B Beer and Liquor License
  - Operator Licenses
    - Helena Biehn
    - Jesse Erickson
    - Sarah Eulgen
    - Terri Fox
    - Tara Friar
    - Rebecca Isaacson
    - Kylie Jost
    - Amanda Kurt
    - Cassandra Kurt
    - Lonni Kurt
    - Heather Ladwig
    - Kristina Sentkowski
    - Bethany Shelton
  - Dance Hall License
  - Gaming Machine License (5 video gaming + 2 miscellaneous)

John Kurt appeared before the Town Board regarding these applications and requested that the operator license application for Jesse Erickson be withdrawn.

***Motion (Hansen, McMahon) to grant all licenses applied for by Ironwood Saloon, 20715 Durand Avenue (STH 11), with no conditions and with the exception of the Operator License application for Jesse Erickson, which shall be withdrawn at the request of the business agent, MC.***

- **Country Mart, 1920 South Colony Avenue (USH 45) (Agent: Gurdev Singh) (Premises: Retail Store)**
  - Combination Class A Beer and Liquor License
  - Operator Licenses
    - Manjeet Babbar
  - Cigarette License
  - Gaming Machine License (5 video gaming)

***Motion (McMahon, Hansen) to grant all licenses applied for by Country Mart, 1920 South Colony Avenue (USH 45), with no conditions, MC.***

- **Wisconsin Sportsman's Association, 16010 Durand Avenue (STH 11) (Agent: Gerald A. Werner) (Premises: Clubhouse)**
  - Class "B" Beer License
  - Operator Licenses
    - Walter Luedtke
    - Ralph Maier
    - William Schmidt
  - Shooting Facility License

McKinney noted that he received operator license applications from Luedtke and Maier but was not able to complete a background check on either applicant. He requested that each applicant's application be approved subject to a clear background check of each applicant.

***Motion (Hansen, McMahon) to grant all licenses and permits applied for by Wisconsin Sportsman's Association, 16010 Durand Avenue (STH 11), with the condition that the Operator Licenses for Walter Luedtke and Ralph Maier not be released until such time as each applicant passes a background check, MC.***

- **Home Run Heaven, 14017 Durand Avenue (STH 11)**
  - Hotel/Motel License

McKinney noted that the applicant has yet to file copies of monthly motel tax returns from June 2015 through May 2016 or to pay the motel tax return filing late fee for the month of May 2016. He requested that this application be approved contingent on these issues being resolved by the applicant.

***Motion (Hansen, McMahon) to grant a Hotel/Motel License to Home Run Heaven, 14017 Durand Avenue (STH 11), with the condition that all monthly motel tax returns from June 2015 through May 2016 be filed with the Clerk-Treasurer by the applicant and that the motel tax return filing late fee for the month of May 2016 be paid to the Town by the applicant before said license is released to the applicant, MC.***

- **Esmonds Motel, 4900 South Colony Avenue (USH 45)**
  - Hotel/Motel License

Hansen noted that he spoke to the operator of this motel, who requested that the Racine County Public Works Department improve their maintenance of the ditch to his south on the west side of South Colony Avenue (USH 45) to alleviate flooding issues that he has experienced in the past.

***Motion (McMahon, Hansen) to grant a Hotel/Motel License to Esmonds Motel, 4900 South Colony Avenue (USH 45), with no conditions, MC.***

#### **Pay request #1 submitted by Wolf Paving for the Grandview Parkway paving project**

Madsen noted that the final cost of this project was approximately \$1,150 higher than the project bid, due to several soft spots found in the roadway base that needed to be repaired. He added that all other costs were covered under this pay request with the exception of the remaining retainage, which should likely be released in a few months.

***Motion (Hansen, McMahon) to approve payment of Pay Request #1 to Wolf Paving in the amount of \$176,841.38 for the Grandview Parkway paving project, MC.***

#### **Rails-to-Trails letter of support**

Hansen noted that he participated in a meeting with local municipal leaders and state legislators regarding the proposal to convert the existing railroad right-of-way along Durand Avenue (STH 11) into a recreational trail. He added that each municipality has been asked to pledge their support to this proposal and commit funds to help cover the costs of creating the trail. He noted that Racine County has committed to cover the long-term cost of trail operation and maintenance. He recommended that the Town begin setting aside funds every year to establish a contingency fund to help offset these upcoming expenses.

***Motion (McMahon, Hansen) to recommend that the Town issue a letter of support for the proposed Rails-to-Trails initiative and to recommend that contingency funds be set aside annually to help defray the costs of converting the existing railroad right-of-way along Durand Avenue (STH 11) into a recreational trail, MC.***

#### **Two Mile Road/Raymond Avenue (CTH U) intersection safety issues**

Hansen noted that the Town received an email from a resident requesting that the Town Board consider taking some action, such as installing rumble strips or additional lighting and signage, to improve safety and reduce the likelihood of accidents at the Two Mile Road/Raymond Avenue (CTH U) intersection. The Town Board discussed establishing a joint effort with the Town of Raymond to find ways to improve safety at this intersection.

***Motion (Hansen, McMahon) to instruct the Clerk-Treasurer to contact the Town of Raymond to encourage a joint effort between Yorkville and Raymond to improve safety and reduce the likelihood of accidents at the Two Mile Road/Raymond Avenue (CTH U) intersection, MC.***

## **Reports**

**Code Enforcement Officer's Report:** The Code Enforcement Officer was not present to provide his report to the Town Board. The Code Enforcement Officer requested that McKinney relay the following information to the Town Board:

- That the owner of the property located at 17806 Spring Street (CTH C) has yet to retain new counsel regarding the storage of items on the property; the Code Enforcement Officer stated that the Town may need to pursue a special inspection warrant to gain access to the property.
- That the Code Enforcement Officer is still working with the owner of the property located at 18826 Washington Avenue (STH 20) to get this property cleaned up
- That the Code Enforcement Officer recently responded to two weed complaints and one barking dog complaint

**Engineer's Report:** Mark Madsen noted that he had no information to report to the Town Board.

**Yorkville Stormwater Utility District Report:** No one was present from the Yorkville Stormwater Utility District to provide a report to the Town Board.

**Clerk's Report:** McKinney reported to the Town Board on the following:

- That he plans to schedule a Town Board meeting on Wednesday, June 29 to act on several operator license applications that were submitted today
- That he has requested an updated quote from the Racine County Public Works Department for the milling and repaving of 10<sup>th</sup> Avenue, as sections of roadway split between the Town and the Village of Union Grove were not included in the original quote
- That the Town's 2016 Board of Review will be held on Wednesday, June 29. He noted that no objections have been received as of this afternoon.
- He asked whether the cost of crackfilling approved at the last meeting for Thoreau Court and Walden Drive should be passed onto the Woodland Waters subdivision developer or homeowner's association. McMahon noted that this cost will be paid for by the Town since the road improvements have already been dedicated to the Town.
- That the following applications have been submitted and will appear on the Thursday, July 7, 2016 joint Town Board/Plan Commission meeting agenda:
  - 14001/14007/14015 Washington Avenue (STH 20) site plan request
  - 3400 South Sylvania Avenue site plan request
  - 1818 South Colony Avenue (USH 45) conditional use request
  - 2638 North Sylvania Avenue conditional use request

## **Other – Comments, questions and suggestions**

No comments, questions or suggestions were provided.

## **Adjournment**

***Motion (McMahon, Hansen) to adjourn, MC.*** The meeting was adjourned at 6:39 p.m. The next scheduled Town Board meeting is Thursday, July 7, 2016, at 6:00 p.m.

Michael McKinney  
Clerk-Treasurer