

Trustee Benkowski called the meeting to order at 1:33 p.m. in the Boardroom of the Village Hall, 5043 Chester Lane, Racine, Wisconsin.

Present were: Trustee Benkowski and Trustee Wanggaard (filling in for Trustee Stillman).

Absent: Trustee Stillman was excused.

Staff present: HR Director/Asst. Administrator Toni Muise, Police Chief Daniel Reilly, Public Works Director Tom Lazcano.

1. Approval of minutes

Motion by Trustee Wanggaard to approve the minutes from the March 13, 2019 meeting. Seconded by Trustee Benkowski. Motion carried unanimously.

2. Snow & Ice Control Policy

Lazcano explained that currently there is no policy that limits snow plow drivers' working hours because the Village has always relied on the supervisor's recommendations. 16 hour work shifts is the normal working shift in surrounding communities, but State Statute provides an exemption for snow plow drivers but a local policy could be realized. The Village would like to implement a policy that states after working 16 hours there would be a mandatory 8 hour resting period. In the case of an emergency (a big snow storm hits), the maximum working hours could be superseded by the Engineering Department Head, Village Administrator or the Police Chief. The updated policy would also serve as instruction guide for citizen's responsibilities regarding snow and ice control, as well as highlight the order in which the streets would be plowed. There was discussion regarding the possibility of having Utility District employees assist with snow plowing if necessary. The Utility District had some employees that were trained on the snow plows and has had some driving practice for current routes.

Trustee Wanggaard reviewed the entire policy line by line.

There were two accidents this year and there was discussion from a safety standpoint if sleep deprivation was a possible cause. Chief Reilly stated he was against any shift over 16 hours, he didn't think snow was an emergency because it is foreseeable and if it is foreseeable there should be a plan in place. He also thought 8 hours was the necessary amount for rest. He thought that anything over 16 hours is considered a liability. Being awake for 17 hours is the equivalent to driving impaired with a BAC limit of .05 or .08, which is not permissible for driving and certainly not heavy equipment.

There was discussion about bringing on more part-time employees or seasonal employees to combat the snow and ice. We have lost a good amount of part-time employees either to new jobs, moving, or promoted to a fulltime employee. Lazcano thought a combination of six part time employees and supplementing with the Utility District would help in the staggering of shifts.

The insurance will not change with the policy but they have recommended that a policy be implemented regardless.

Trustee Wanggaard motioned to forward to the Village Board for discussion with the understanding that this is being done to clarify a policy and to have the Village Board address the 16 hour maximum/8 hour rest period after staff review and include any part time positions and utilization of the Utility District, and to request the Highway Superintendent, Police and Fire Chief, and Bob Lui from the Utility District be present at the Village Board meeting for discussion. Seconded by Trustee Benkowski. Motion carried unanimously.

3. ADS N-12 (HDPE) driveway culvert pipes at 7308 4 Mile Road

Lazcano explained that this was at the last meeting and he was requested to discover and compare costs in regards to the driveway culvert pipes. He discovered that we do have fining abilities, and there was a discussion regarding the breakdown cost of those fines.

The end walls would be done by the Village, and our Ordinance states the Highway Department installs these. The installation fee would be whatever the labor is, which may be two employees and the cost for the use of the truck. Typically the cost is split with the Village but in this scenario he installed his own culvert without approval, and will need to take the remaining cost solely including the cost of fines.

Lazcano recommended \$1,030, plus labor and court fees.

Trustee Wanggaard motioned to invoice Mr. Stark for 4 end caps for his culverts, \$150 engineering inspection fee, \$400 in fines (\$200 for each culvert), plus the cost of labor for the install of the end walls our highway department does, and court fees that accompany the fines, for the property at 7308 4 Mile Road. Seconded by Trustee Benkowski. Motion carried unanimously.

4. Road construction agreement for Payne & Dolan Quarry – relocation Charles St

As part of the expansion of the quarry, there was a need for Charles Street to be relocated. The next step is to enter in a Developer's Agreement for costs, vacation of the current road, and the right of way.

Charles Street will be offset from where it is to the east and come down and around. A berm will be placed to screen the construction. A concrete road will be shifted to the East. Payne & Dolan are currently reviewing the Developer's Agreement.

Trustee Benkowski thought the neighborhood in the immediate vicinity should be regularly updated so the citizens are informed and understand what is occurring. He thought it was worthwhile for the Village to make themselves available to these neighborhoods to offer an element of reassurance. Noise and air issues can be addressed during the renewal of the blasting permit.

Richard Nyklewicz Jr. spoke of an email he sent to the Village Board, and requested some listening sessions for the neighborhood so that they can be more involved with this quarry. He thought that if the Development Agreement was being reviewed that he should have input. He questioned the validity of the Public Works meeting. Clerk Pope was asked to come in and spoke on the legality of the meeting, which was in fact valid.

Jerry Hooyman wondered if the expansion could be halted if there was an issue with the Developer's Agreement. Trustee Benkowski stated that the agreement to expand the quarry would remain in effect, and would not be undone. This was all covered during the Public Hearing for the quarry expansion.

Payne & Dolan could offer some public listening sessions in an effort to keep the surrounding citizens informed.

Trustee Wanggaard motioned to approve the road construction agreement subject to Payne & Dolan's review, and to include that the neighborhood be kept in the loop and host public listening sessions. Seconded by Trustee Benkowski. Motion carried unanimously.

5. Adjournment

Trustee Wanggaard motioned to adjourn. Seconded by Trustee Benkowski. Motion carried unanimously. Meeting adjourned at 2:55 p.m.

Respectfully submitted,

Joslyn Hoeffert
Deputy Village Clerk