

PUBLIC NOTICE

AGENDA FOR REGULAR VILLAGE BOARD MEETING #2023

Tuesday, December 3, 2019 at 7:00 PM

Village Hall Board Room, 12621 W. Hampton Avenue

PLEASE TAKE NOTICE that a Regular Meeting of the Butler Village Board will be held on the 3rd day of December, 2019 at 7:00 PM at the Village Hall Board Room, 12621 W. Hampton Avenue, Butler, Wisconsin, at which time and place the following items of business will be considered and possibly acted upon:

- I. Pledge of Allegiance
- II. Roll Call
- III. Persons Desiring to be Heard
- IV. Consent Agenda:  
*Note: Prior to voting on the Consent Agenda, items may be removed at the request of any Trustee and be placed on the agenda under New Business.*
  - 1) November 19, 2019 Regular Meeting Minutes
  - 2) Bartender License: Shannon M. McKeon Bottoms Up
- V. Communications
- VI. Committee Reports
  - a. Public Safety Committee
  - b. Park & Recreation Commission
- VII. Report of the Administrator
- VIII. New Business
  - A) Discussion and Possible Action on approving the Poll Worker List from January 1, 2020 to December 31, 2021 according to Wisconsin Statute 7.30 (4).
  - B) Discussion and Possible Action on approving Ordinance 19-08; an Ordinance Repealing Section 32-80 of the Municipal Code with regard to Parking in Metered Spaces.
  - C) Discussion and Possible Action on approving Ordinance 19-09; an Ordinance Amending Section 32-85 of the Municipal Code with regard to Parking Duration Limited on Certain Streets During Certain Hours.
  - D) Discussion and Possible Action on approving Ordinance 19-10; an Ordinance Amending Section 32-82 of the Municipal Code with regard to Municipal Parking Lots.
  - E) Discussion and Possible Action on approving Ordinance 19-11; an Ordinance Amending Section 32-78 of the Municipal Code with regard to Parking Prohibited At All Times in Certain Public Areas.
- IX. Adjournment

Dated: November 26, 2019

**VILLAGE OF BUTLER**

\_\_\_\_\_  
Patricia Tiarks, President

\_\_\_\_\_  
Kayla Chadwick, Administrator/ Clerk

Notice: It is possible that members of, and possibly a quorum of, other governmental bodies of the Village may be in attendance at the above-stated meeting to gather information. No action will be taken by any governmental body at the above-stated meeting other than the governmental body specifically referred to in the above notice. Please note that, upon reasonable notice, good faith efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For additional information or to request this service, contact the Village Administrator /Clerk at 262-783-2525 at least 24 hours in advance of the meeting.

MINUTES OF THE BUTLER VILLAGE BOARD REGULAR MEETING #2022 November 19, 2019

*Minutes not formally approved until Regular Board Meeting on December 3, 2019*

Village President Patricia Tiarks called the Board Meeting to order at 7:00 PM at the Village Hall Board Room.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Village President Patricia Tiarks, Trustees, Thomas Sardina, Jerry Orvis, Mark Holdmann, Paul Kasdorf  
William Benjamin and Michael Thew

Also present: Administrator Kayla Chadwick, Chief David Wentlandt, Chief Pete Zoulke, DPW Supervisor Jim Bremberger, Library Director Jodi Kessel Szpizar

PERSONS DESIRING TO BE HEARD – None

CONSENT AGENDA:

- 1) November 5, 2019 Regular Meeting Minutes
- 2) Current Invoices
- 3) October Statements of Revenues and Expenditures
- 4) October Monthly Department Reports
- 5) Bartender License: Danielle N. Townsend Bottoms Up

Motion by Orvis, seconded by Sardina to adopt the consent agenda. Motion carried unanimously.

COMMUNICATIONS – None

COMMITTEE REPORTS

Building Board

Trustee Sardina reported the following Building permit was approved:

- a. 4753 N. 124 Street, Sign

Trustee Sardina reported the following Occupancy permits were approved:

- a. Diamond Star Towing and Salvage LLC, 5150 N. 125 St.

Finance Committee

Trustee Thew reported the current invoices were reviewed and approved. Trustee Thew reported the October Statement of Revenues and Expenditures were approved.

Library Board

Trustee Sardina reported the Library Board met on November 12, 2019 and various items were discussed.

REPORT OF THE ADMINISTRATOR: Administrator Chadwick reported on the leaf collection, nomination papers, tax collection, December 17<sup>th</sup> Village Board meeting will be cancelled, Strategic Plan and water meter readings.

NEW BUSINESS

- A) Public Hearing for the purpose of hearing comments of interested persons related to the proposed 2020 Budget.  
Public Hearing opened at 7:05 PM  
There were no comments.  
Public Hearing closed at 7:05 PM
- B) Motion by Kasdorf; second by Orvis to approve Resolution 19-11; a Resolution to Adopt Individual Fund Budgets in the Amount indicated for the Calendar Year 2020. Motion carried unanimously.
- C) Motion by Benjamin; second by Sardina to approve Resolution 19-12; a Resolution to Adopt the Following Individual Utility Fund Operating Budgets for the Calendar Year 2020. Motion carried unanimously.
- D) Motion by Kasdorf; second by Orvis to approve Resolution 19-13; a Resolution to Increase Stormwater Equivalent Runoff Unit (ERU) Rates. Motion carried unanimously.
- E) Motion by Benjamin; second by Kasdorf to approve Resolution 19-14; a Resolution Revising the Fee Schedule as Referenced by the Village of Butler Municipal Code. Motion carried unanimously.
- F) Motion by Thew; second by Sardina to approve Resolution 19-15; a Resolution to Place Delinquent Accounts, Unpaid Charges and Fees on the Tax Roll for the Year 2020. Motion carried unanimously.

G) Introduction and Swearing in of Officer Dustin Biermann.

ADJOURNMENT

Motion by Orvis; second by Sardina to adjourn. Motion carried unanimously. The meeting was adjourned at 7:15 PM.

Submitted by:  
Kayla Chadwick, Village Administrator/Clerk

Approval Date: \_\_\_\_\_ Correction/Amendment

Minutes:MINUTES 2022-11-19-19

**POLLWORKERS**  
**January 1, 2020 to December 31, 2021**

<b>Name</b>		<b>Phone No.</b>	<b>Address</b>
Aho ( R )	Marie	414-339-5149	N84 W15920 Menmonee Ave. Apt. #10 Menomonee Falls, WI
Ashton	Carleen	414-788-0373-Cell 262-781-1176 - Home	12896 W. Lancaster Ave.
Bates	Michael	262-501-0259	4836 N. 127 Street
Benjamin	Charlene **	414-429-4162	12920 W. Hampton Ave.
Endries	Janet	781-5066	12739 W. Peck Place
Ensslin ( R )	Kathryn	781-2511	12805 W. Colfax Place
Lundean	Karen	790-1165	13127 W. Lancaster Avenue
McKenna ( R )	Maria Germaine	262-893-7962	14255 Applewood Ct., Elm Grove, WI
Riedel	Margaret	262-781-1758	12528 W. Colfax Place
Schultz	Marilyn **	783-4188	4831 N. 127 Street
Tiarks	Pat **	781-6903	4724 N. 127 Street
Zuba	Mike	Cell-262-389-8825	4629 N. 125 Street

\*\* Chief Inspectors

Approved by the Village Board of the Village of Butler on the 3rd day of DECEMBER, 2019.

Wis. Statutes 7.30 (4)

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Kayla Chadwick  
Village Administrator

STATE OF WISCONSIN  
WAUKESHA COUNTY  
VILLAGE OF BUTLER

ORDINANCE 19-08

**Ordinance Repealing Section 32-80 of the Municipal Code with regard to Parking in Metered Spaces**

**WHEREAS**, the Village Board of the Village of Butler, Waukesha County ordains that the following sections of the Municipal Code are hereby repealed in their entirety;

Section One: **Sec. 32-80 Parking in metered spaces**

Section Two: Severability: In the event that any provision of this Ordinance is for any reason held to be invalid, unconstitutional, or unenforceable by any court of competent jurisdiction, such portions of this Ordinance shall be deemed separate, distinct and independent provisions of the Ordinance and all remaining portions of this Ordinance shall remain in full force and effect.

Section Three: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

Section Four: This ordinance shall take effect and be in force on January 1, 2020.

**PASSED** and **ADOPTED** by the Village Board of the Village of Butler, Waukesha County, Wisconsin, this the 3rd day of December, 2019.

VILLAGE OF BUTLER

By: \_\_\_\_\_  
Patricia Tiarks, President

ATTEST:

\_\_\_\_\_  
Kayla Chadwick, Village Administrator/Clerk

**STATE OF WISCONSIN  
WAUKESHA COUNTY  
VILLAGE OF BUTLER**

**ORDINANCE 19-09**

**Ordinance Amending Section 32-85 of the Municipal Code with regard to Parking  
Duration Limited on Certain Streets During Certain Hours**

**WHEREAS**, the Village Board of the Village of Butler, Waukesha County ordains that the following sections of the Municipal Code are hereby repealed, recreated, or amended to read;

**Section One: Sec. 32-85    **Parking Duration Limited on Certain Streets During Certain Hours****

(a) Two-hour parking. When official traffic control devices ~~or parking meters~~ are erected in any block giving notice thereof, no person shall park, stop, or leave standing any vehicle, whether attended or unattended, for more than two hours between the hours of 8:00 a.m. and 4:00 p.m. on any day except Saturdays, Sundays, and holidays on any of the following highways or parts thereof:

- (1) West Stark Street between 125th Street and 126th Street on south side of street.
- (2) North 126th Street between alley and Derby on west side of street.
- (3) North 127th Street between Hampton Avenue and Derby Place on east side of street.
- (4) North 127th Street, south of Hampton Avenue, between alley and Derby Place on west side of street.
- (5) On the North Side of West Hampton Avenue from 124<sup>th</sup> Street west to the Alley.
- (6) On the North Side of West Hampton Avenue from a point 156 feet west of 124<sup>th</sup> Street to 127<sup>th</sup> Street.
- (7) On the South Side of West Hampton Avenue from 127<sup>th</sup> Street to a point 126 feet west of 124<sup>th</sup> Street.
- (8) On 127<sup>th</sup> Street from Hampton Avenue to the North Alley on the east and west side of the street.
- (9) On 126<sup>th</sup> Street from Hampton Avenue to the North Alley on the east and west side of the street.
- (10) On 125<sup>th</sup> Street from Hampton Avenue to the North Alley on the east and west side of the street.
- (11) On 126<sup>th</sup> Street from Hampton Avenue to the South Alley on the east and west side of the street.
- (12) On 126<sup>th</sup> Avenue from Hampton Avenue to the South Alley on the east and west side of the street.
- (13) In the North and South Municipal Parking Lots, except for by parking permit.

**Section Two: Severability:** In the event that any provision of this Ordinance is for any reason held to be invalid, unconstitutional, or unenforceable by any court of competent jurisdiction, such portions of this Ordinance shall be deemed separate, distinct and independent provisions of the Ordinance and all remaining portions of this Ordinance shall remain in full force and effect.

**Section Three:** All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

**Section Four:** This ordinance shall take effect and be in force on January 1, 2020.

**PASSED** and **ADOPTED** by the Village Board of the Village of Butler, Waukesha County, Wisconsin, this the 3<sup>rd</sup> day of December, 2019.

VILLAGE OF BUTLER

By: \_\_\_\_\_  
Patricia Tiarks, President

ATTEST:

\_\_\_\_\_  
Kayla Chadwick, Village Administrator/Clerk

**STATE OF WISCONSIN  
WAUKESHA COUNTY  
VILLAGE OF BUTLER**

**ORDINANCE 19-10**

**Ordinance Amending Section 32-82 of the Municipal Code with regard to Municipal  
Parking Lots**

**WHEREAS**, the Village Board of the Village of Butler, Waukesha County ordains that the following sections of the Municipal Code are hereby repealed, recreated, or amended to read;

**Section One: Sec. 32-82 Municipal Parking Lots**

- (a) Compliance with rules required. The village board may establish hours and fees as a limited parking zone for any municipal parking lot. No person shall park in any the municipal parking lot except in accordance with the hours, fees and rules prescribed.
- (b) Hours of parking. The municipal parking lots are allowed to be used from 6:00 a.m. to 2:00 a.m. No parking on the lots shall be allowed during the hours of 2:00 a.m. to 6:00 a.m. without a permit. In case of a snow emergency, vehicles would have to be removed by 11:00 p.m.
- ~~(c) Metered parking. For those individuals using the municipal parking lots who do not have parking permits, the coin meters must be used. The proper amount of coins, as indicated on the meter, must be inserted into the meter for legal parking for the length of time stated on the meter.~~
- (d) Parking permits. ~~In lieu of using the coin meters,~~ Individuals or businesses may purchase parking permits for using the municipal lots as follows:
- (1) The application forms shall contain the name and address of the registered owner of the vehicle, the license number, make and year of the vehicle, the name of the months of issuance and the date of expiration.
  - ~~(2) Permits issued under this section shall contain a number, the name and address of the owner of the vehicle, the make, year and license number of the vehicle, the location where the vehicle is to be parked, the months of issue and date of expiration. The permit shall be a different color each quarter. All permits shall be numbered consecutively.~~
  - (2) Permits issued under this section shall be placed in the upper left-hand corner of the back windshield or in another conspicuous place as the police chief may designate, while the motor vehicle is in a parked position.
  - (3) Separate permits shall be issued for each quarter (January through March, April through June; July through September, and October through December).
  - (4) Annual permits shall be issued in lieu of quarterly permits.
  - (5) Transferring. Permits are allowed to be transferred to a different vehicle provided a current permit is used to ensure legal parking.
  - (6) The special parking privilege permit fee shall be as provided in the village fee schedule. Issuance of the permits is final and there shall be no refund for the unused balance.

**Section Two: Severability:** In the event that any provision of this Ordinance is for any reason held to be invalid, unconstitutional, or unenforceable by any court of competent jurisdiction, such portions of this Ordinance shall be deemed separate, distinct and independent provisions of the Ordinance and all remaining portions of this Ordinance shall remain in full force and effect.

**Section Three:** All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

Section Four: This ordinance shall take effect and be in force on January 1, 2020.

**PASSED** and **ADOPTED** by the Village Board of the Village of Butler, Waukesha County, Wisconsin, this the 3<sup>rd</sup> day of December, 2019.

VILLAGE OF BUTLER

By: \_\_\_\_\_  
Patricia Tiarks, President

ATTEST:

\_\_\_\_\_  
Kayla Chadwick, Village Administrator/Clerk

**STATE OF WISCONSIN  
WAUKESHA COUNTY  
VILLAGE OF BUTLER**

**ORDINANCE 19-11**

**Ordinance Amending Section 32-78 of the Municipal Code with regard to Parking  
Prohibited At All Times in Certain Public Areas**

**WHEREAS**, the Village Board of the Village of Butler, Waukesha County ordains that the following sections of the Municipal Code are hereby repealed, recreated, or amended to read;

**Section One: Sec. 32-78 Parking Prohibited At All Times in Certain Public Areas**

(a) Generally. Except temporarily for the purpose of and while actually engaged in loading or unloading or in receiving or discharging passengers or property and while the vehicle is attended by a licensed operator so that it may be moved promptly in case of an emergency or to avoid obstruction of traffic, no person shall at any time park or leave standing any vehicle:

- (1) Within an intersection.
- (2) On a crosswalk.
- (3) On a sidewalk or terrace area, except when parking in the place is clearly indicated by official traffic signs or markers ~~or parking meters~~. The term "terrace or sidewalk area" means that area between the sidewalk and the nearest curblineline running parallel or generally parallel thereto or in the absence of a sidewalk ten feet beyond the curblineline.
- (4) Alongside or opposite any highway excavation or obstruction when the stopping or standing would obstruct traffic or when pedestrian traffic would be required to travel in the roadway.
- (5) On the roadway side of any parked vehicle unless double parking is clearly indicated by official traffic signs or markers.
- (6) Within a fire lane consisting of either the driveway between the front doors of a fire station and the public street or in the places properly designated and marked as fire lanes by the fire chief.
- (7) Upon any portion of a highway where and at the time when stopping or standing is prohibited by official traffic signs indicating the prohibition of any stopping or standing.
- (8) In any place or manner so as to obstruct, block or impede traffic.
- (9) Within ten feet of a fire hydrant, unless a greater distance is indicated by an official traffic sign.
- (10) Upon any portion of a highway where and at the time when parking is prohibited, limited or restricted by official traffic signs.
- (11) Upon any bridge.
- (12) Upon any street or highway within the village limits any vehicle which faces a direction different from the direction of normal traffic flow for the lane of traffic in which the vehicle is stopped or standing.
- (13) Upon any terrace or sidewalk in the village at any time.
- (14) In a loading zoning.
- (15) Within six feet of the entrance to an alley, private road or driveway.
- (16) In any municipal park when the park is closed to the public.

(b) Reserved parking. Except as herein permitted, no person shall park, stop, or leave standing any vehicle in the following place unless authorized by permit issued by the village or by an official traffic control sign:

- (1) In any village park, parkway, recreation area, or public cemetery.

- (2) On any drive through any village park, parkway, recreation area, or public cemetery.
- (3) At any curb or other area marked as a bus or taxi stop or stand.
- (4) In municipal parking lots or ramps for longer than 2 hours in duration.
- (5) At the curb on the side of any roadway in any block posted "Parking by Permit Only".
- (6) Upon any portion of a street, highway, or *parking* facility reserved by official traffic signs for vehicles displaying special registration plates, identification cards or emblem for vehicles of physically disabled persons unless the vehicle displays a validly issued special registration plate, identification or emblem.

Section Two: Severability: In the event that any provision of this Ordinance is for any reason held to be invalid, unconstitutional, or unenforceable by any court of competent jurisdiction, such portions of this Ordinance shall be deemed separate, distinct and independent provisions of the Ordinance and all remaining portions of this Ordinance shall remain in full force and effect.

Section Three: All ordinances or parts of ordinances conflicting with the provisions of this ordinance are hereby to such extent repealed.

Section Four: This ordinance shall take effect and be in force on January 1, 2020.

**PASSED and ADOPTED** by the Village Board of the Village of Butler, Waukesha County, Wisconsin, this the 3<sup>rd</sup> day of December, 2019.

VILLAGE OF BUTLER

By: \_\_\_\_\_  
Patricia Tiarks, President

ATTEST:

\_\_\_\_\_  
Kayla Chadwick, Village Administrator/Clerk