

VILLAGE OF THIENSVILLE
COMMITTEE OF THE WHOLE
AGENDA

DATE: Monday, September 9, 2019

LOCATION: 250 Elm Street
Thiensville, WI

Time: 6:00 PM

I. CALL TO ORDER

II. ROLL CALL

President: Van Mobley
Trustees: Samuel Azinger Kristina Eckert
Ronald Heinritz
Rob Holyoke
Kenneth Kucharski David Lange
Attorney: Tim Schoonenberg
Administrator: Colleen Landisch-Hansen
Staff: Fire Chief Brian Reiels
Police Chief Curt Kleppin
Director of Community Services/Public Works Andy LaFond
Village Clerk/Deputy Treasurer Amy Langlois

III. BUSINESS

- A. Review Capital Expenditures List
- B. Discussion Regarding CBD Oil (Ozaukee County District Attorney Adam Gerol)
- C. Update Regarding Mequon-Thiensville Gateway Feature (Trustee Lange)
- D. Boat Launch Grant Update
- E. Review And Recommendation Regarding Resolution 2019-12 A Resolution Establishing A Line Of Succession Of Officers In The Event Of A Declaration Of Emergency

Documents:

[RESOLUTION 2019-12.PDF](#)

- F. Review And Recommendation Regarding Resolution 2019-06 A Resolution To Continue In The Wisconsin Public Employers (WPE) Group Health Insurance Program

Documents:

[RESOLUTION 2019-06.PDF](#)

- G. Review And Recommendation Regarding Ordinance 2019-04 Adopting Wisconsin Administrative Code Chapter SPS 316.011(1) Electric Code

Documents:

[ORDINANCE 2019-04.PDF](#)

- H. Review And Recommendation Regarding Proclamation Establishing Sunday, October 27, 2019 As Beggar's Night For The Year 2019 In The Village Of Thiensville With Hours Being From 3:00 PM To 6:00 PM

Documents:

[BEGGARS NIGHT PROCLAMATION 2019.PDF](#)

- I. Review And Recommendation Regarding Amending Thiensville-Mequon Lions Club Temporary Class B Beer And Class B Wine License To Include Applefest, October 6, 2019
- J. Discussion Regarding Pocket Neighborhoods

IV. BUSINESS FROM THE FLOOR

- A. Citizens to be Heard

Open to any citizen who wishes to speak on items not on the agenda. Please step to the podium and give your name and address for the record.

V. MISCELLANEOUS BUSINESS BY TRUSTEES AS MAY PROPERLY BE BROUGHT BEFORE THE BOARD.

- A. Inter-Governmental Committee With Mequon
- B. Use Of 101 Green Bay Road, Old Village Hall & Fire Station
- C. Acceptance/Report Of Gifts Received:
 - 1. \$2,250 From Skippy's Burger Bar For Village Park Relmaged
- D. Dialog With Mequon Regarding Water Utility Service
- E. Review Meeting Date Schedule:
 - September 23, 2019 - Village Board Meeting
 - October 7, 2019 - Budget Work Session @ 5:00 PM
 - October 7, 2019 - Committee of the Whole Meeting @ 6:00 PM
 - October 21, 2019 - Village Board Meeting

VI. ADJOURNMENT

Amy L. Langlois, Village Clerk
September 6, 2019

Please advise the Thiensville Municipal Hall, 250 Elm Street (242-3720) at least 24 hours prior to the start of this meeting if you have disabilities and desire special accommodations.

Notice is hereby given that a quorum of the Village Board and/or Village Committees may be in attendance at this meeting to present, discuss and/or gather information about a subject over which they have decision-making responsibility, although they will not take any formal action thereto at this meeting.

VILLAGE OF THIENSVILLE
RESOLUTION 2019-12
A RESOLUTION ESTABLISHING
A LINE OF SUCCESSION OF OFFICERS IN THE EVENT OF A
DECLARATION OF EMERGENCY

WHEREAS, emergency government is defined as the preparation for and carrying out of all emergency functions, other than functions for which the military forces are primarily responsible, to minimize and repair injury and damage resulting from disaster caused by enemy attack, sabotage or other hostile action or by fire, flood or other natural causes; and

WHEREAS, a Declaration of Emergency can be made by the Governor or the Village Board or the Village President or, in his absence, the Emergency Government Director; and

WHEREAS, it is established by Village Code (Sec. 22-52) that a resolution be adopted annually by the Village Board establishing a line of succession of officers in the event of a Declaration of Emergency.

NOW, THEREFORE BE IT RESOLVED by the Village Board of the Village of Thiensville that the Declaration of Emergency line of succession of officers consists of President Van Mobley, in his absence it is to be Trustee Ron Heinritz and in his absence it is to be Trustee Rob Holyoke.

PASSED AND ADOPTED by the Village Board of the Village of Thiensville, County of Ozaukee, State of Wisconsin on this 23rd day of September, 2019.

Van A. Mobley, Village President

Amy L. Langlois, Village Clerk

VILLAGE OF THIENSVILLE

RESOLUTION NO. 2019-06

A RESOLUTION TO CONTINUE
IN THE WISCONSIN PUBLIC EMPLOYERS (WPE) GROUP HEALTH INSURANCE
PROGRAM

WHEREAS, the Village of Thiensville is currently enrolled in the Wisconsin Public Employers (WPE) Group Health Insurance Program that is offered to eligible personnel through the program of the State of Wisconsin Group Insurance Board; and

WHEREAS, the Department of Employee Trust Funds has updated and improved the local employer health insurance reference tool which has been renamed the Local Employer Health Insurance Standards, Guidelines and Administration Manual; and

WHEREAS, the Village of Thiensville agrees to abide by the terms of the program as set forth in the contract between the Group Insurance Board and the participating health insurance providers.

NOW, THEREFORE BE IT RESOLVED that the Village of Thiensville agrees to abide by the terms of the program as set forth in the updated Local Employer Health Insurance Standards, Guidelines and Administration Manual and to continue to participate in the program in which the Village is currently enrolled.

PASSED AND ADOPTED by the Village Board of the Village of Thiensville, County of Ozaukee, State of Wisconsin on this 23rd day of September, 2019.

Van A. Mobley, Village President

Amy L. Langlois, Village Clerk

**VILLAGE OF THIENSVILLE
ORDINANCE NO. 2019-04**

**AN ORDINANCE ADOPTING
WISCONSIN ADMINISTRATIVE CODE
CHAPTER SPS 316.011(1) ELECTRICAL CODE**

WHEREAS, the Village of Thiensville desires to exercise jurisdiction within the Village in regards to inspection of electrical wiring installations; and

WHEREAS, Per Wisconsin Administrative Code § SPS 305.629 no person or municipality may engage in or offer to engage in providing plan review, permit issuance, or inspections regarding electrical wiring under the scope of Ch. SPS 316 unless the person or municipality holds a registration from the Department as a registered inspection agency; and

WHEREAS, the Village has applied to the Wisconsin Department of Safety and Professional Services for such credentialing; and

WHEREAS, the Village Board finds that adopting SPS 316 in its entirety is in the best interest of the health, general welfare and safety of Village residents.

NOW, THEREFORE, the Village Board of the Village of Thiensville does hereby adopt Wisconsin Administrative Code Chapter SPS 316 Electrical Code in its entirety.

PASSED AND ADOPTED this 23rd day of September, 2019.

Van A. Mobley, Village President

ATTESTED TO:

Amy L. Langlois, Village Clerk

SPS 316.011 Administration.

(1) MUNICIPAL ADMINISTRATION.

(a) *Jurisdiction conditions.* Pursuant to s. 101.86 (1), Stats., municipalities may exercise jurisdiction over the inspection of electrical wiring installations at farms, public buildings, places of employment, campgrounds, manufactured home communities, public marinas, piers, docks, or wharves and recreational vehicle parks provided the municipality complies with all of the following:

1. The municipality holds a registration issued by the department as an inspection agency for the purpose of issuing permits and inspecting electrical wiring at farms, public buildings, places of employment, campgrounds, manufactured home communities, public marinas, piers, docks, or wharves and recreational vehicle parks.
2. The municipality notifies the department at least 60 days prior to the date upon which the municipality intends to assume the jurisdiction.
3. The municipality provides the department with a copy of its electrical ordinances and subsequent revisions to the ordinances.
4. The municipality's ordinances adopt this chapter in its entirety.
5. The municipality employs or contracts with certified commercial electrical inspectors or independent inspection agencies to perform electrical inspection activities.
6. The municipality provides the department with the names of its certified commercial electrical inspectors and independent inspection agencies employed or contracted by the municipality, if applicable.

Note: Section 13.48 (13), Stats., exempts state buildings from local ordinances or regulations relating to building construction, permits, and similar restrictions.

Note: These provisions do not limit municipal authority to implement regulatory oversight for other electrical wiring installations at other locations not addressed under this section. The permitting and inspection of electrical wiring installations for the construction of new one- and 2- family dwellings are addressed under ch. SPS 320.

(b) *County.* Ordinances enacted by a county under this subsection establishing electrical inspection functions may not prevent or prohibit a municipality within that county from assuming those functions at any time.

Note: Pursuant to s. 101.86 (1) (a), Stats., a county ordinance shall apply in any city, village or town which has not enacted such an ordinance.

(c) *Relinquishing of jurisdiction.* A municipality shall notify the department, in writing, at least 60 days prior to the date upon which the municipality intends to relinquish jurisdiction responsibilities.

(2) DEPARTMENT ADMINISTRATION.

(a) In municipalities not exercising jurisdiction under sub. (1), the department shall provide permit and inspection services for the installation of electrical wiring on farms and in public buildings, places of employment, campgrounds, manufactured home communities, public marinas, piers, docks, or wharves and recreational vehicle parks.

(b) Pursuant to ss. 101.02 (5) and (15) and 101.82 (2m), Stats., municipalities engaging in providing plan review, permit issuance, or inspections regarding electrical wiring under the scope of this chapter as a designated inspection agency may be monitored or audited by the department for compliance with administrative requirements of this chapter and s. SPS 305.627.

Note: Sub. (2) is created eff. 1-1-2020 by CR 16-093.

History: CR 16-093; cr. Register June 2018 No. 750, eff. 8-1-18, except (1) (a) 1., eff. 3-1-19, and (2), eff. 1-1-20.

ARTICLE IV. - ELECTRIC

DIVISION 1. - GENERALLY

Sec. 14-331. - Electrical license.

- (a) *Required.* No person shall alter, install or repair electrical wires and apparatus for any purposes whatsoever in the village without a village contractor's license.
- (b) *Issuance conditions.* The village will grant a license if the applicant has state certification pursuant to chapter ILHR 17, Wisconsin Administrative Code. A photostatic copy of the state certificate and certificate of insurance must be furnished to the village before a contractor's license will be granted.
- (c) *Fee.* The fee for the contractor's license shall be established by resolution of the village board and is on file in the village clerk's office. Such fee shall be paid at the time of issuance or renewal.
- (d) *Renewal.* Electrical contractor licenses shall be renewed each year.

(Code 1984, § 16.07; Ord. No. 1995-07, § 16.11, 10-16-95)

Sec. 14-332. - Penalty for violation of article.

Any person who shall violate the provision of this article shall be subject to a penalty as provided in section 1-15.

(Code 1984, § 16.20; Ord. No. 1995-07, § 16.04, 10-16-95)

Secs. 14-333—14-355. - Reserved.

DIVISION 2. - ADMINISTRATION AND ENFORCEMENT

Sec. 14-356. - Electrical permit required.

No person shall alter, install, or repair electrical wires and apparatus for any purpose whatsoever in the village unless and until a permit is obtained from the village electrical inspector in compliance with the terms of this article.

(Code 1984, § 16.08; Ord. No. 1995-07, § 16.03, 10-16-95)

Sec. 14-357. - Application; issuance.

No electrical wiring, whether in the nature of installation, alteration or repair, shall be done without the filing of an application on a form prescribed by the village, the issuance of a permit, and the payment of inspection fees. The contractor shall do the work in accordance with this article, as required. The electrical inspector may refuse to issue a permit if the application form is not completely filled out in accordance with the terms of this article.

(Code 1984, § 16.08; Ord. No. 1995-07, § 16.10, 10-16-95)

Sec. 14-358. - Fees.

All fees under the terms of this article shall be determined and set by resolution of the village board from time to time and remain on file in the village clerk's office without the necessity of a formal hearing, and shall be paid by the applicant to the electrical inspector prior to issuance of the permit.

(Code 1984, § 16.09; Ord. No. 1995-07, § 16.13, 10-16-95)

Secs. 14-359—14-380. - Reserved.

DIVISION 3. - INSPECTIONS

Sec. 14-381. - Electrical inspector.

- (a) *Appointment; compensation; removal.* The electrical inspector shall be appointed by the village. The electrical inspector shall be paid as determined by the village board. The electrical inspector shall be subject to removal from office by the village board.
- (b) *Supervision and approval of work.* The electrical inspector shall supervise and approve inspected electrical work, whether new installations, alterations or repairs occurring within the village.
- (c) *Enforcement; collection of fees; preparation of forms and permits.* The electrical inspector shall enforce the provisions of this article and shall be responsible for collection of fees and preparation of suitable forms and permits necessary for obtaining compliance with this article.
- (d) *Knowledge of approved methods required.* The electrical inspector shall be well versed in approved methods of electrical construction for safety of life and property, the statutes of the state relating to electrical work, the rules and regulations issued by the state department of industry, labor and human relations under the authority of the state statutes.
- (e) *Recordkeeping.* The electrical inspector shall keep complete records of all applications, permits and inspections.
- (f) *Business interests.* The electrical inspector shall not engage in the business of electrical wiring or installation and shall not profit, either directly or indirectly, from any such business in the village.

(Code 1984, § 16.03; Ord. No. 1995-07, § 16.04, 10-16-95)

Sec. 14-382. - General management and control.

The electrical inspector shall have, except where otherwise provided in this article, the general management and control of all matters pertaining to electrical inspection and shall enforce all state laws and village ordinances relating to the safeguarding of life and property. The purpose of this article is to reduce personal injury and fire hazards resulting from electrical causes. The electrical inspector shall not furnish engineering or technical assistance nor provide any service in any form other than that of inspection.

(Code 1984, § 16.03; Ord. No. 1995-07, § 16.05, 10-16-95)

Sec. 14-383. - Power and authority to enter upon premises.

The electrical inspector or authorized agent shall have the power and authority at all reasonable hours, for any proper purpose, to enter any public or private building or premises in the discharge of official duties, or for the purpose of making any inspection or test of the electrical wires or appliances contained therein. The electrical inspector or authorized agent shall be given prompt access to any premises upon notification to the owner or person in immediate charge of the premises. Any person who shall willfully or knowingly resist or obstruct the inspector in the performance of the inspector's duty, shall be guilty of a violation of this article.

(Code 1984, § 16.03; Ord. No. 1995-07, § 16.06, 10-16-95)

Sec. 14-384. - Notice to inspect.

Upon completion of roughed in wiring, before covering from view, it shall be the duty of the person doing such electrical work in the village to notify the electrical inspector at least 24 hours before inspection is required that the premises are ready to be inspected.

(Code 1984, § 16.03; Ord. No. 1995-07, § 16.07, 10-16-95)

Sec. 14-385. - Authority to discontinue electrical operation.

The electrical inspector shall have the authority to disconnect all electrical current to any equipment which is found to be unsafe, to disconnect electrical current in cases of emergency and to disconnect electrical current which is dangerous to life or property or may interfere with the work of the fire department. No person shall reconnect any equipment thus cut off until permission is given by the electrical inspector.

(Code 1984, § 16.05; Ord. No. 1995-07, § 16.08, 10-16-95)

Secs. 14-386—14-405. - Reserved.

DIVISION 4. - STANDARDS

Sec. 14-406. - State and National Electrical Code adopted.

The village board hereby adopts the Wisconsin State Electrical Code, Volume 1, Wisconsin Administrative Code, chapter PSC 114, and Volume 2, Wisconsin Administrative Code, chapter ILHR 16, along with the National Electrical Code, and any future additions, deletions, amendments or modifications of the same, and makes them a part of this article by reference. Such codes shall govern the electrical installation, alteration or repair occurring in the village. If there is a conflict between the state and national codes, the state code shall control. If there is a conflict within the state codes, then Wisconsin Administrative Code, chapter ILHR 16 prevails.

(Code 1984, § 16.14; Ord. No. 1995-07, § 16.02, 10-16-95)

Sec. 14-407. - Backyard lighting.

- (a) A building permit shall be required for all backyard lighting or illumination which is erected ten feet above ground level and uses a 50-watt or greater bulb.

(b) The building inspector shall approve a location for the installation of the light.

(c) No sodium vapor lighting shall be permitted.

(Code 1984, § 16.14; Ord. No. 1995-07, § 16.09, 10-16-95)

Sec. 14-408. - Underground service.

Any electrical service change or new installation after October 10, 1986, shall be installed with underground service.

(Ord. No. 1995-07, § 16.12, 10-16-95)

Cross reference— Transmission lines to be underground, § 78-246.

Secs. 14-409—14-430. - Reserved.

Wisconsin Administrative Code Chapter SPS 316 Electrical Code

Village of Thiensville certified commercial electrical inspector:

SAFEbuilt
Paul Mortimer
W241 S4135 Pine Hollow Ct.
Waukesha, WI 53189
Certification Number: 132429



Tony Evers, Governor
Dawn Crim, Secretary

*****IMPORTANT*****

Dear Municipal Clerk,

The Wisconsin Department of Safety and Professional Services (Department) wishes to inform you of new commercial electrical rules. These rules occur through the release of the Wisconsin Administrative Code Chapter SPS 316 Electrical Code package. Effective March 1, 2019 your municipality may choose to exercise jurisdiction over the inspection of electrical wiring installations at:

- farms
- public buildings
- places of employment
- campgrounds
- manufactured home communities
- public marinas
- piers
- docks or wharves
- recreational vehicle parks

To exercise jurisdiction, your municipality must comply with the following items, as listed in Wis. Admin. Code § SPS 316.011(1).

Your municipality must adhere to the following procedure:

- ~~1~~ Submit an **application** along with **fee** for the Electrical Inspection Agency credential. All information for this credential is located at the following web site:

pd 3/20/19
ck 22284

<https://dsps.wi.gov/Pages/Professions/InspectionAgency/Default.aspx>

2. After your municipality's Electrical Inspection Agency credential is granted, submit the following items to the Department at least 60 days prior to the date upon which your municipality intends to assume jurisdiction:
 - ~~a~~ A notification of your municipality's intent to assume jurisdiction and the date upon which it intends to do so.
 - ~~b~~ A copy of all the municipality's electrical ordinances and any revisions.
 - ~~c~~ Your municipality's ordinance adopting SPS 316 in its entirety.
 - ~~d~~ The names of the certified commercial electrical inspectors (including their certification numbers) which your municipality employs or contracts with to perform electrical inspection activities.

Please note, these provisions do not limit your municipal authority to implement regulatory oversight for other electrical wiring installations at locations not addressed under this section. The permitting and inspection of electrical wiring installations for the construction of new one- and two- family dwellings are addressed under Wis. Admin. Code ch. SPS 320.

If your municipality chooses not to exercise jurisdiction over commercial electrical permitting and inspection by January 1, 2020, the Department will assume jurisdiction within your municipality for these services as provided by Wis. Admin. Code § SPS 316.011(2).

Submit all items listed in item No. 2 to the following address:

Michael D. McNally Jr | Section Chief
Department of Safety and Professional Services
141 NW Barstow St.
Waukesha, WI 53188

If your municipality has any questions related to the Electrical Inspection Agency credential, please contact the Department's Division of Credentialing at (608) 266-2112 or DSPSCredTrades@wi.gov.

If your municipality has any questions related to the Wis. Admin. Code ch. SPS 316, please contact the Electrical Program within the Department's Division of Industry Services at (608) 264-7823 or DSPSSBElectricttech@wi.gov.

Respectfully,

A handwritten signature in blue ink that reads "Michael D. McNally Jr.".

Michael D. McNally Jr | Section Chief
Department of Safety and Professional Services
141 NW Barstow St.
Waukesha, WI 53188
MichaelD.mcNally@wisconsin.gov
Office: 262-548-5861 | Mobile: 608-228-4531



PROCLAMATION

BEGGAR'S NIGHT - OCTOBER 27, 2019

WHEREAS, the President of the Village of Thiensville has given consideration to the pleasure of our children by virtue of tradition; and

WHEREAS, Beggar's Night falls on Sunday, October 27, 2019, activities connected therewith present safety hazards; and

WHEREAS, the number of children on the streets of our community on this night requires extreme caution to be observed by motorists; and

WHEREAS, extreme caution must be observed by the youngsters in their travels and it is urged that they travel in groups and be accompanied by an adult, with children and adults wearing light colored clothing for better visibility to motorists; further that those walking shall use the sidewalks where available, while those using the streets shall proceed on the shoulder facing traffic and avoid darting into the street, and not wear masks that impair vision.

NOW, THEREFORE BE IT PROCLAIMED that Sunday, October 27, 2019 be known as "BEGGAR'S NIGHT" and children participate in their "TRICK-OR-TREAT" activities between the hours of 3:00 PM and 6:00 PM.

FURTHER BE IT PROCLAIMED that all citizens of the Thiensville community cooperate In efforts of safely involving children abroad at this time.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 23rd day of September, 2019.

**Van A. Mobley, President
Village of Thiensville**