

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
October 20, 2014**

CALL TO ORDER: The meeting was called to order at 7:00 p.m. by President Wolter

ROLL CALL: President Wolter, Trustees Daniels, Hughes (arrived at 7:10 p.m.), Kaminski, Miller, Vanderheiden, Warren and Zabel. Trustee Baum was absent and excused. Also present: Attorney Sajdak, DPW Director Ludwig, Wastewater Spt. Driver, Sewer Spt. Zimmerman, Police Chief Hoell, Engineer Bischke, Finance Director Rath, Fire Chief Weiss and Clerk Goeckner

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT: Next Village Board meeting November 17th. November 15th will be the Christmas tree lighting celebration and parade in Germantown which begins with a 5K run. Please join the festivities.

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST & COMMITTEE REPORTS: Upcoming meetings were announced as well as other items of interest by Trustees.

CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing:

Christopher Yatchak – N116W15041 Brownstone Court, Germantown – Spoke regarding Fire Department request to go to referendum for full time staffing.

Ryan Peterson – Representing businesses - W132N10940 Eisenhower Drive – Spoke regarding Fire Department.

CONSENT AGENDA:

A. Minutes – October 6, 2014 Regular Meeting and October 15, 2014 Special Village Board Meeting

B. Accounts payable/payroll

1.	September 2014	Accounts Payable	\$	688,699.50
2.	October 7, 2014	Payroll (hourly)	\$	209,435.39
3.	October 10, 2014	Accounts Payable	\$	509,781.48
4.	October 15, 2014	Payroll (salary)	\$	79,349.59

C. Operator Licenses: October 7, 2014 - June 30, 2015:

Josh A. Biesel, Rhonda, J. Fletcher, Shakiea M. Harris, Shanay N. Neal, and Chikita L. Tutwiler

The following items were forwarded from the Public Safety Committee with a unanimous recommendation:

D. Recommendation for Approval for Fire Department to Purchase Two (2) Toughbook Computers from TTK Electronics for \$11,660.00 from the 2014 Budget from Account #40-522-570-8420

The following items were forwarded from the Public Works Committee with a unanimous recommendation:

E. Recommend Approval for Authorization to Sign Conveyance of Rights to WISDOT for the Existing Water Main in the SE Quadrant of Fond du Lac Avenue and Donges Bay Road for the STH 145 Project 2475-00-72

CONSENT AGENDA continued:

- F. Recommend Approval to Contract Jerry Smith's Tree Service to Trim Village Trees at a cost of \$120/Per Tree, Not to Exceed \$20,000 and Funds to be Allocated from Acct. #10-553-530-
- G. Recommend Acceptance of Proposal from Ahern for an Amount Not To Exceed \$15,000 for the Nitrogen Generation System for Village Hall Fire Suppression with Funds to be Allocated From Acct. #10-519-570-8201
- H. Recommend Approval to Pay the D.F. Tomasini Invoice in the Amount of \$6,058.26 for the Emergency Water Distribution Repair at Western Avenue Behind Lake Park Homes With Funds to be Allocated from Acct. #50-742-530-6730
- I. Recommend Approval to Incorporate \$45,000 in the TIF #4 Year 2015 Budgeted Funds for the Surface Course of Asphalt on Spaten Court with Funds to be Allocated from Acct. #44-574-530-4500

MOTION (Vanderheiden/Kaminski) to approve Consent Agenda Items A-I excepting Minutes of October 15th as they are incomplete, carried. (Lettering incorrect on agenda and adjusted appropriately for the approval.)

UNFINISHED BUSINESS:

PUBLIC HEARINGS – 7:00 P.M. OR LATER – None.

NEW BUSINESS:

- A. Follow-up Resolution for Water Utility Rate Increase Approved at Village Board October 6, 2014

MOTION (Kaminski/Daniels) to approve the Resolution for Water Utility Rate Increase. Discussion regarding increase and needs of the Water Utility including information provided by Baker & Tilly. **7 in favor, 1 opposed (Zabel), carried.**

- B. Resolution and Request for Approval of Wastewater Utility Rate Increase
Director Ludwig presented information on the request including information on MMSD increases, need to get sewer project completed at same time as other road projects, projected loss in 2015. Discussion of MMSD fees/increases, phosphorous regulations and costs and costs to homeowners due to increase.
MOTION (Vanderheiden/Warren) to approve the Resolution for Wastewater Utility Rate Increase as presented. Discussion of rate increase, formulas used, various rate levels for commercial/industrial and residential, and rates based on equalized value vs. other methods. **By roll call vote, 7 in favor, 1 opposed (Zabel), carried.**

- C. Request to Award Contract for TID #6 Sanitary and Water Utilities
Engineer Bischke presented information on the request to award the contract. Low bid was Advanced Construction with an amount of \$1,122,920 contingent upon agreement with TJ Hale as tenant in TID #6 and withhold signatures until the development agreement is signed. Discussion regarding proposed development within TID #6 and when agreements will be finalized. **MOTION (Hughes/Kaminski) to award the Contract to Advanced Construction for an amount of \$1,122,920 with contingency on developer's agreement being signed.** Discussion of outstanding easement agreement for this area. **MOTION**

NEW BUSINESS continued:

(Zabel/Kaminski) to amend the motion to have a signed easement agreement also. Attorney Sajdak stated we have an agreement with Panda Express who has allowed us access to go on their property. **Motion to amend carried. Motion as amended carried.**

D. Request for Approval to Purchase 2 Radar Units Using DOT Grant

MOTION (Hughes/Warren) to approve purchase as requested. Grant will cover 100% of cost of the units for \$4,018.00. Carried.

E. Recommendation Regarding County Radio System and Possible Purchases

Administrator Schornack provided information regarding the problems with the Countywide radio system and using the handhelds for the Police and Fire Departments unable to get signal out when in certain buildings. County is proposing an overlay to the current system with an approximate expenditure of \$4.25 million and asking municipalities to replace all handheld radios. Germantown has approximately 70 of these at a 'discounted' cost of \$3,674 each for roughly \$250,000 for replacement cost. Police Chief Hoell stated the 700 system is proposed due to users not satisfied with current coverage inside buildings. This is to enhance that system. Uncomfortable with making this decision without having an outside consultant/engineer to review proposal and information and help with the decision. Because the municipalities contribute to the County tax base, also feel the County should see it through and pay for the enhancements. Discussion of whether or not the upgrade would alleviate the current issues or not, other communities not in favor of this either, compromising coverage in buildings for public safety issues, building coverage requirements dropped in original installation of the system – after contract was awarded, radio replacement and costs, amplifiers, funding left from original installation put into County General Fund rather than held out to pay for future problems, request to bring forward a resolution for County to cover the expenses to make the system work. **MOTION (Kaminski/Zabel) to bring back a resolution stating we do not want to commit \$250,000 to this, carried.**

F. Request for Approval of Germantown Jaguars Baseball Club Agreement

MOTION (Zabel/Hughes) to approve the agreement with the Germantown Jaguars Baseball Club as presented, carried.

G. Fire Department Request to Proceed with Preparations for a Public Spring 2015 Referendum to Increase the 2016 Village of Germantown Levy Limit for the Purpose of Funding Full Time Staffing in the Fire Department

Fire Chief Weiss presented a Power Point regarding his request for a referendum to go to full time staffing, comparing services with Fitchburg, DePere, Grand Chute, Pleasant Prairie and Watertown. Cost to Germantown residents of approximately \$61.90 per resident, allowing to go to referendum and increase levy would allow him to upgrade the department to the paramedic level with infrastructure currently in place. Could recoup some money through higher rate charge for ambulance calls. There would be no more overtime with a sample shift schedule of a 48 hour work week. Cost of \$1,000,000 is a high number but would calculate to

NEW BUSINESS continued:

approximately \$102.50 yearly per household. Discussion of firefighter schedules and time off, whether or not referendum is binding or advisory, Attorney explanations, cost range, need for approval of language for questions to pose on a referendum ballot, staffing issues and the Village Board's multiple Committee of the Whole meetings in 2013 to work with Fire Department over past year to help with recruiting, number of paid on call staff, what other communities do for staffing, Chief's current business plan, ISO rating currently at a 4 with us being one of 265 communities across the state in a Class 4 with the majority of communities at a lesser grade level of 5 or more. Volume of calls EMT vs. Fire, response times – rural areas with 14 minutes 80% of the time, NFPA standards, ability to get more staff prior to going full time, number of vehicles responding to a call, referendums history in Germantown, cost of \$100,000 per FD employee as estimate, need for at least 2 people on 7 days/week, 24 hour/day, 4 person system cuts overtime. Need for two inspectors to continue inspection jobs daily, time line for getting referendum on ballot with questions needed by November 30th, need for additional meetings for questions to be approved etc. Chief requesting to move forward to begin work on referendum questions. Further discussion on time line of preparation for questions and related expenses involved. **MOTION (Kaminski/Zabel) to postpone any decision until another meeting can be held and to authorize staff to prepare additional information but attorney not to prepare questions at this time.**

Discussion of timetable for tax numbers to be available and dates for next meeting and request for further information from the Chief including the plan the Village Board did over a year ago for recruiting more paid on call staff and what we are doing to promote ourselves, as well as information on gradually moving into the full time employees requested. Request to be sure we have considered all the information necessary before putting forward the referendum so the public has the answers. Discussion of Trustees getting their questions to the Chief for responses prior to the next meeting. Attorney Sajdak discussed the possible approach with the Village Board authorizing preparation of the question, drafting of the questions, vote to determine what goes to referendum, question goes to the County and the County puts it on the ballot. Board could present 'option' questions as well as advisory questions. Discussion of what is needed to go to referendum. **6 in favor, 3 opposed (Daniels, Miller, Vanderheiden), carried.**

H. **2015 Budget**

Finance Director Rath presented information on the latest summary of what the proposed 2015 budget/tax levy is. Fire Department has 4 months of staffing on weekends within the budget. Borrowing for capital items is at \$2,616,000, with debt service levy dropping next year. Discussion of Police Department furniture – no change to line item. Discussion of Fire Dept. staffing and referendum timing if passed not taking effect until 2016 budget, how to get them from May-December 2015 without funding. Chief Weiss offered option to use Jan-Apr \$94,000 funding by stretching it out. Further discussion of options for Fire Dept. funding. Transportation aids increased \$67,900, which would reduce current levy increase over 2014 to .85%. Using that for something else would leave levy increase at 1.45% over 2014. Discussion of whether or not budget levy can be increased the night of the public hearing.

NEW BUSINESS continued:

- J. The Germantown Professional Police Association Local 306 Contract Negotiations.
MOTION (Zabel/Miller) to take Item 'J' next and go into closed session at 10:22 p.m. Per Wis. Stats. §19.85(1)(e) for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, when competitive or bargaining reasons require a closed session and then may re-enter open session to take such action as it deems appropriate and include Chief Hoell, Chief Weiss and Attorney Gulya in session, by roll call vote, carried.
Motion (Zabel/Kaminski) to return to open session at 10:38 p.m., carried.

MOTION (Hughes/Kaminski) to approve the comprehensive package and contract as presented in closed session, carried.

- I. Agreement Between the Village of Germantown and TJ Hale and other prospective tenants in the Willow Creek Business Park (TID #6).
MOTION (Kaminski/Hughes) to go into closed session at 10:40 p.m. per Wis. Stats. §19.85(1)(e) for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, when competitive or bargaining reasons require a closed session and then may re-enter open session to take such action as it deems appropriate, by roll call vote, carried.

ADJOURNMENT

There being no other business, the meeting adjourned at 11:04 p.m.

Barbara K. D. Goeckner MMC/WCPC
Village Clerk