

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
December 1, 2014**

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

ROLL CALL: President Wolter, Trustees Baum, Daniels, Hughes, Kaminski, Miller, Vanderheiden, Warren and Zabel. Also present: Attorney Sajdak, Park & Rec Director Casperson, Fire Chief Weiss, Deputy Fire Chief Maury and Clerk Goeckner

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT:

President Wolter expressed disappointment that the anchor tenant for TID #6, TJ Hale, will no longer be coming to Germantown, due to business reasons. While this is a surprise to everyone it is an understandable business decision. The Village had not spent monies as the developer agreement had not been signed and finalized. MLG has purchased the land and is looking for new tenants to locate on the sites.

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: None

CONSENT AGENDA:

A. Minutes – November 17, 2014 Regular Village Board Meeting

B. Accounts payable/payroll

1.	November 10, 2014	Accounts Payable	\$944,444.86
2.	November 14, 2014	Payroll (salary)	\$ 80,081.48
3.	November 18, 2014	Payroll (hourly)	\$216,338.96
4.	November 25, 2014	Accounts Payable	\$719,170.65
5.	November 26, 2014	Payroll (salary)	\$ 81,768.16

C. Operator Licenses: December 2, 2014 - June 30, 2015:

Chantel Agnew, Kyle Becker, Marques Griep, Jeanine Isaacson, William Stark

The following items were forwarded from the General Government and Finance Committee with a unanimous recommendation:

D. Recommended Approval of T.E. Brennan Payment of Progress Billing on RFP Liability Insurance of \$4,727.11 With the Agreement To Hold The Charges At The Current Level For The Final Revised Displays

E. Recommended Approval to Purchase Annual Maintenance of 2015 Accounting Modules for the Finance Department from Harris Local Government in an Amount of \$14,120.26

MOTION (Baum/Warren) to approve Consent Agenda Items A-E, by roll call vote, carried.

UNFINISHED BUSINESS: - None

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

NEW BUSINESS:

- A. Recommended Approval to Award Contract For 2015 Liability Insurance
MOTION (Baum/Zabel) M3 Insurance in the amount of \$454,280 for 2015, by roll call vote, carried.
- B. Development Agreement Between Village of Germantown and Cambridge Major Laboratories for Development on Their Parcels Within TID #4
MOTION (Zabel/Baum) to approve the Development Agreement with Cambridge Major as presented, carried.
- C. Recommended Approval Of The Following Agreements Between The Village Of Germantown And Germantown LLC/Core Commercial Relating To Parcels GTNV#324-965 & 324-967:
1. Declaration Of Covenant For Storm Water Management Facility
2. Private Interceptor Sanitary Sewer Facilities Maintenance Agreement
3. Private Water Main Operation/Inspection/Maintenance Agreement
MOTION (Baum/Vanderheiden) to approve as presented. Attorney Sajdak stated this may have been part of an earlier approval and this item is to be sure it is seen before recording. **Carried.**
- D. Request to Fill Recreation Supervisor Vacancy
MOTION (Vanderheiden/Baum) to approve as requested, carried.
- E. Resolution Authorizing A Referendum For The Village Of Germantown To Allow The Village To Exceed The State Imposed Levy Limit Beginning With The 2015 Levy (Collected In 2016) And On An Ongoing Basis
Attorney Sajdak sent out a memo earlier today explaining the statutes regarding placing this item on a ballot. Statute requires the question to be presented on the ballot with levy information that isn't available from the State until August 1st or after. Therefore it is his opinion the referendum would not be able to be on the April 2015 ballot but would require a special election in the fall after all information is received. He spoke with the Department of Revenue and the League of Wisconsin Municipalities and they concur. Need is for the net new construction that will be allowed for the 2015 Levy/2016 tax year in order to calculate the actual levy and what the increase will be for the proposed referendum. Current information on 2014 levy shows an increase over 8.9% for the requested funding on the referendum. Discussion of requirements and need for net new construction information, cost of special election to the Village of \$10,000-\$12,000, need for Fire Chief to restructure and provide alternatives for staffing until that time, timeline for election, getting referendum question to County Clerk within 70 day statutory requirement, publishing all required election notices, criteria requirements which include budget timeline, maximum timeline of 15-30 day window for all items to fall in place. Chief Weiss would need to develop 2 budgets to be prepared for what occurs. Further discussion of other municipal referendums for levy limit increase and when theirs occurred and how they were worded, Village Board ability to decide how to spend funding if approved at referendum, possibility of legal

NEW BUSINESS continued:

challenges to referendum, phrasing of question, possibility of advisory referendum in April with binding referendum in November, consideration of survey to get public feel on the issue. **MOTION (Kaminski/Zabel) to postpone to an indefinite date authorizing the referendum.** Discussion of timeline and November date and any need for further discovery. Attorney is comfortable with the recommendation as his discovery has been completed. President Wolter verified with Trustee Kaminski that by her saying indefinitely, she is saying rather than a spring referendum we are saying fall and she is looking at the resolution to be brought forward but for a fall referendum rather than a spring referendum and Trustee Kaminski responded yes. Further discussion of need for Chief Weiss to come up with a revised plan to get through December 2015 for staffing due to funding only in 2015 budget through April. Discussion to bring this to another meeting of the Committee of the Whole. Chief Weiss understands he will have to come up with alternative options. **8 in favor, 1 opposed (Daniels), carried.**

- F. **MOTION (Baum/Vanderheiden) to go into closed session at 8:20 p.m. for the Germantown Municipal Employees Union Local 730 Negotiations; And Germantown Technical/Clerical Employees Union Local 820 Negotiations. 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 the Fire Chief, by roll call vote, carried.**

ADJOURNMENT

MOTION (Baum/Zabel) to adjourn the meeting at 8:40 p.m., carried.

**Barbara K. D. Goeckner MMC/WCPC
Village Clerk**