

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
March 21, 2016**

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

ROLL CALL: President Wolter, Trustees Baum, Daniels, Hughes, Miller, Myers, Warren and Zabel. Trustee Kaminski was absent and excused. Also present: Administrator Schornack, Attorney Sajdak, Public Works Director Ratayczak, Wastewater Superintendent Zimmerman, Fire Chief Weiss and Clerk Goeckner

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT: President had no report. Fire Chief Gary Weiss presented information regarding an EMS call which saved the life of a Germantown resident and presented awards to members of the Fire Department for their life saving actions. The survivor was present and thanked all involved.

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/COMMITTEE REPORTS: Trustees provided information on upcoming meetings and events.

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

Chris Yatchak – N116W15041 Brownstone Court – Mai Fest has been cancelled for this year due to lack of property for holding the festival. Thanked the Village Board for ongoing support, Tourism, DPW Park & Rec, Water Dept. and business community and patrons and volunteers. Mai fest would not be a possibility without them.

CONSENT AGENDA:

- A. Accounts payable/payroll
- | | | | |
|----|----------------|------------------|---------------|
| 1. | March 10, 2016 | Accounts Payable | \$ 427,612.47 |
| 2. | March 8, 2016 | Payroll (hourly) | \$ 211,743.51 |
| 3. | March 15, 2016 | Payroll (salary) | \$ 80,159.00 |
- B. Operator Licenses: March 22, 2016 – June 30, 2016: [Recommended Approval]
Shannon M. Roark

MOTION (Baum/Miller) to approve Consent Agenda, Items, roll call vote, carried.

UNFINISHED BUSINESS: None

PUBLIC HEARINGS – 7:00 P.M. OR LATER:

- A. Josh & Kate Wirth, Agents for Steve & Victoria Wirth, Property Owners of a 14.7-acre Parcel located at N116 W12711 Elm Lane (Parcel GTNV#244-982); Conditional Use Permit (CUP) Application to allow the operation of a “Major” Home Occupation (Landscape & Hardscape Services Operation)
Planner Retzlaff presented information regarding the request.
Has withdrawn the CSM and just requesting CUP for a Home Occupation (Wirth Services Inc.)
President Wolter opened the public hearing at 7:18 p.m.
No one spoke during the public hearing.
President Wolter closed the public hearing at 7:21 p.m.

NEW BUSINESS:

- A. **Conditional Use Permit:** Josh & Kate Wirth, Agents for Steve & Victoria Wirth, Property Owners of a 14.7-acre Parcel located at N116 W12711 Elm Lane (Parcel GTNV#244-982); Conditional Use Permit (CUP) Application to allow the operation of a "Major" Home Occupation (Landscape & Hardscape Services Operation)
MOTION (Baum/Warren) to approve as presented, carried.
- B. **Certified Survey Map:** Tim Hiller, Agent for Steven Stoffel, Property Owner of a 7.14-acre Parcel located on Donges Bay Road ¼-mile west of STH145 (Parcel GTNV#351-990); Certified Survey Map (CSM) to create four (4) residential parcels in an existing Rs-4: Single-family Zoning District
Planner Retzlaff presented information regarding the request, as recommended by the Plan Commission. Plan Commission recommendation based on Alternative 1. Current zoning is consistent with land use plan map. Presenting second alternative here that was prepared after Plan Commission's recommendation based on discussion at that meeting. Alternative 2 is preferred by the Developer. This alternative has not been seen by the Plan Commission. But was seen by the Public Works Committee and they have modified their recommendation. Emails from two adjacent property owners: Pat McDonnell N102W14198 Berrywood Court and Paul Butler expressing concerns of development. These were presented to the Trustees earlier. Trustee Zabel asked anyone in the audience who would like to speak to come forward:
Allen Aveni – W144N10332 Raintree Drive – Sunberry Downs neighborhood – keep continuity in neighborhood with same subdivision requirements/covenants, what kind of fencing will be put up. Same concerns as others.
Planner Retzlaff stated minimum setback is 35' and is comparable. Village is not responsible for enforcing private covenants.
Jerry Ranson N102 W1427 Gatewood Place – Very concerned of road going all the way through to Donges Bay Rd.
President Wolter explained options which do not show the road going through. Covenants are registered with the County and after development is built the developer provides those to the property owners who create their own board to continue enforcement. Private developer not beholden to covenants of surrounding neighborhoods.
Joseph Zolicke – Berrywood subdivision. Doesn't want road to go through and asked about cul-de-sac on Alternative 1.
Planner Retzlaff discussed the Alternative plans presented and Plan Commission recommendations.
Joan Christensen – N102W14281 Gatewood Place - Concerns of road going through.
Regina Ransen - N102W14272 Gatewood Place – Concerned about all the traffic in and out of one entrance.
Tim Hiller spoke regarding concerns raised, which they were sensitive to. Recognized neighbors would prefer a permanent enclosure versus road going through.
Joe Meyer - W144 N10293 Raintree Drive. Would like to see something built there and is in favor of the last option.
MOTION (Zabel/Baum) to approve the CSM with Alternative #2 and the following Planner recommendations as outlined: Items #1, #2 and #4 need to be here, #5 needs to be modified that water would be extended only to serve the 3 lots that are in the cul-de-sac. #3 is eliminated. Confirmation with Planner about items within

NEW BUSINESS continued:

motion. Discussion: should be tabled and sent back to Plan Commission for review and then return to Village Board. **MOTION (Hughes/Baum) to table this item, 7 in favor, 1 opposed (Myers), carried.**

- C. Animal Fancier License thru December 31, 2016: John Swartz, W140N13914 Country Aire, Germantown
Applicants not present and were not present at Public Safety meeting. **MOTION (Baum/Miller) to deny the permit, carried.** Applicant will be required to give up 2 animals.
- D. Approval to Fill Vacant Position of Village Engineer
MOTION (Zabel/Miller) approval to fill the position for Village Engineer. Discussion of approval as stated in the Village code that Village Board President makes the appointment with approval by the Village Board vs. entire Board conducting interviews, whether or not to post salary range, concern of time and need to bring candidates forward quickly. **MOTION to amend (Warren/Myers) current procedure to have DPW Director, Village President and Administrator conduct interviews and bring forward candidate for recommendation to the Board, 6 in favor, 2 opposed (Zabel/Wolter) carried. Motion as amended, carried.**
- E. Change Order Recommendation Visu-Sewer-Manhole Lining
MOTION (Miller/Daniels) to approve change order to amend current contract 15-01 with Visu-Sewer by change order not to exceed \$125,000 for cementitious and epoxy coatings of various manholes throughout the Village. Discussion – motion to match that at Public Works. **By roll call vote, carried.**

There being no further business, the meeting adjourned at 8:23 p.m.

Barbara K. D. Goeckner MMC/WCPC
Village Clerk