VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
February 6, 2017

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

ROLL CALL: President Wolter, Trustees Baum, Campbell, Hughes, Kaminski, Miller, Myers, Warren and Zabel. Also present: Attorney Sajdak, DPW Director Ratayczak, CDD/Planner Retzlaff, Wastewater Superintendent Zimmerman, Fire Chief Weiss and Clerk Goeckner

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT:
Attended the Germantown Fire Department awards banquet. Four full time fire fighters sworn in. Fire Chief Weiss spoke at this point – received a send Lucas Device from the Alchemy Corporation – a $15,775 donation. Have trained nearly 2,000 in Germantown on CPR using this device.

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/COMMITTEE REPORTS: Trustees provided information on upcoming meeting dates and times.

CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing: None.

CONSENT AGENDA:

A. Approval of Regular Village Board Minutes for December 19, 2016 and January 16, 2017

B. Accounts payable/payroll

1.	January 10, 2017	Accounts Payable	$ 939,948.07
2.	January 13, 2017	Payroll (salary)	$ 85,622.90
3.	January 25, 2017	Accounts Payable	$1,291,716.54
4.	January 24, 2017	Payroll (hourly)	$ 206,451.83
5.	January 31, 2017	Payroll (salary)	$ 84,795.81
6.	January 2017	Accounts Payable	$ 49,071.21

C. Operator Licenses: February 7, 2017 to June 30, 2017:
Jamie E. Bellow; Kayla N. Goudy; Verlynuette A.J. Graves; Thomas J. Provost Jr [Recommended Approval]

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

D. Authorization to Purchase of (2) 2017 Ford SUV Police Interceptors from Ewald Ford for $28,102 Each and (1) Unmarked 2017 Ford SUV Interceptor for Detective Bureau from Ewald for $27,898, along with $41,338 in Funds for Squad Equipment and Changeover Costs, Total of $125,440 to be Allocated from Acct.#10-521-570-8100 [Recommended Approval]

E. Authorization to Purchase Pro Phoenix Enhancements – Citizen Services and a Court Interface to be Added to the Current Pro Phoenix Software for an Amount of $17,000 to be Allocated from the 2016 Budget Acct. #40-521-570-8440 [Recommended Approval]

F. **RESOLUTION NO. 03-17,** Amending the Fee Schedule for Ambulance and EMT Services to Add a Charge of $250 to Cover Ongoing Costs with the Addition of the Lucas 3 CPR Device [Recommended Approval]

CONSENT AGENDA continued:

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

G. Authorization to Purchase One Pickup Truck for the Water Utility Department from Ewald Chevy in the Amount of $41,913.00 and Allow the Remainder of Budgeted Funds to be Used for Additional Equipment for a Total Cost Not to Exceed the Budgeted Amount of $45,000. Funds to be Allocated from Acct. #50-180-185-3920 [Recommended Approval]

H. Authorization to Purchase One Pickup Truck for the Waste Water Utility Department from Ewald Automotive Group for an Amount not to Exceed $33,220.00 and Remaining Budgeted Funds to be Used for Additional Equipment for a Total Cost not to Exceed the Budgeted Amount of $37,000.00. Funds to be Allocated from Acct. #60-180-185-3730 [Recommended Approval]

I. Authorization to Pay Invoice to CTW Corp. for the Emergency Repair of Motor Bearings at Well #11, in the Amount of $6,344.00 [Recommended Approval]

J. Approval to Enter into a One Year Contract with TAPCO to Provide Maintenance of 15 Controlled Intersections Under Village Jurisdiction at a cost of $2,250.00 with Funds to be Allocated from Acct. #10-542-530-3540 [Recommended Approval]

K. Approval to Contract with Carpet City for an Amount not to Exceed $12,597.00 for the Flooring Replacement in Various 1st Floor Areas of the Police Department and Approval to Use the Remaining $2,403 in Budgeted Funds for Additional Flooring at the Police Department for a Total Budgeted Amount Not to Exceed $15,000.00. Funds to be Allocated from Acct. #10-519-570-8221 [Recommended Approval]

L. Approval of the Proposed 2017 Village Labor and Equipment Rates as Presented by Staff [Recommended Approval]

M. Authorization to Proceed with Recommended List of Streets for the Purpose of Bidding and Eventual Construction of the Village's 2017 Road Improvement Project – Streets are: Old Farm Subdivision, Park Avenue, Parkhill/Oak Lane, Concord Area, Lover's Ln/Century

Request to remove December 19, 2017 Minutes from Item A as they have not been distributed. **MOTION (Baum/Myers) to approve Consent Agenda items A-M, excepting the minutes from December 19, 2017, roll call vote, carried.**

UNFINISHED BUSINESS:

ORDINANCE NO. 01-17, Creating a Conditional Use Permit (CUP) Allowance for Extended hours for Late-Night Outdoor Entertainment Uses

No other motion on the table. Discussion: Attorney Sajdak – consider standard distance we use for notices and other items. Only one establishment eligible with 200' setback, 3 eligible with 100' setback. Don't see the need for Item A. **MOTION (Miller/Myers) to adopt the ordinance with the removal of Item 'A'.** Further discussion: Restrictions that could be considered in Conditional Use Permit, working off Plan Commission ordinance recommendation which was revised from Public Safety. 200' was usual in other communities checked. Applying for CUP has no guarantee it will be approved when paid for. Should be consistent with neighbors, not for approving ordinance that only some are eligible for, application could cover one time or forever. Is there a permit to allow them to go beyond 10 p.m.? Ordinance limitation is 10 p.m. and that is what is enforced. Temporary use permits, special events, noise ordinance limitations. **All opposed, motion fails.**

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

NEW BUSINESS:

A. 2017 Capital Projects Review
Finance Director Rath – 2017 Capital Projects are as presented at GGF, with no changes. **MOTION (Baum/Hughes) to table Items A & B until Ehlers is here to present, carried.**

Meeting moved on to Item C.

7:50 p.m. **MOTION (Baum/Myers) to take Items A & B off the table, carried. MOTION (Baum/Kaminski) to approve the capital funds as presented. Roll call vote, 6 in favor, 3 opposed (Baum, Zabel, Wolter), carried.**

B. **RESOLUTION NO. 02-17** Resolution Authorizing the Borrowing of not to Exceed $3,140,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefore
Jim Mann of Ehlers presented information on the borrowing resolution. Added small refunding to save $40K over 10 years, only amount being borrowed above and beyond projects. Discussion. **MOTION (Baum/Zabel) to not refinance the $500,000+ and pull the money to pay off those notes from existing accounts as indicated by Director Rath.** Discussion. **Carried.**

MOTION (Baum/Zabel) to approve Resolution 02-17 for the issuance and sale of the $2.835 million General Obligation Promissory Notes, by roll call vote, carried. 8 in favor, 1 opposed (Zabel).

C. Request to Purchase Replacement Squad Using Insurance and Budgeted Funds
MOTION (Hughes/Baum) to approve as requested, roll call vote, carried.

D. MLG Development, Agent for MLG Germantown Investment LLC, Property Owner of 118.7 Acres Located in TID #6 East of Appleton Avenue and South of Lannon Road (Parcel GTNV#294-998, 321-981, 321-984, 321-985, 321-991 & 321-999); 2-Lot Certified Survey Map (CSM)
MOTION (Baum/Myers) to approve as presented, with Plan Commission recommendation with 2 conditions and change the cul de sac from Nimitz to Willow Creek Way. Discussion: Outlot 1, well sites, easements not currently in CSM to allow such. **Carried.**

E. Memorandum of Understanding (MOU) between Washington County Geographic Information Services (GIS) Division & Village of Germantown Community Development Department; Zoning Data & Mapping Maintenance Services;
MOTION (Miller/Baum) to approve as presented, carried.

F. **CONDITIONAL USE PERMIT** Scott Bence, Agent for Heritage Place Joint Venture, Property Owners and Developer of Saxony Village (GTNV#224-992); Request to Extend Deadline to Commence Use/Activity Granted under **CUP #01-16** (Wetland Alterations & Development within 25' Wetland Setback)

NEW BUSINESS continued:

MOTION (Kaminski/Myers) to approve as presented. Discussion of deadline date of April 22nd, extension would give more room to work within, asking for 12 months which is allowable. Further discussion of what extension term should be, grant just came through, work authorized to be done in the 25' setback for wetland. Also seeking extension of site plan approval that will be requested of Plan Commission. **Carried. 8 in favor, 1 opposed (Zabel)**

G. Request to Fill Vacancy of Deputy Clerk Position
Motion Baum/Kaminski), to approve as presented, carried.

H. Request to Award of Contract for Windsor Court, Castle Drive and Squire Drive Water Main Relay
MOTION (Baum/Kaminski) to approve as requested, in the amount of $281,795.41. Discussion: contractor recommendations, water breaks in area, easements to be agreed on, this was part of 2016 budget. **MOTION (Warren/Myers) to amend to award to the second lowest bidder, UPI.** Discussion of Trustee Warren concerns, experience with company, Director and Engineer's comfort working with them, legal consequences for taking second lowest bid. **8 opposed, 1 in favor (Warren), amendment fails. Roll call vote on original motion, 7 in favor, 2 opposed (Warren, Zabel), carried.**

I. **MOTION (Baum/Myers) to enter into closed session at 8:30 p.m. Per Wi. 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, Whenever Competitive Or Bargaining Reasons Require A Closed Session And May Re-Enter Open Session To Take Such Action As It Deems Appropriate, for Christian Tscheschlok From Economic Development Washington County to Present Information on (Project Advance) And a Potential Development Incentive, and include Christian Tscheschlok, EDWC and Joshua Schoemann, Washington County Administrator, roll call vote, carried.**

J. **MOTION (Baum/Myers) to go into Closed Session at 8:30 p.m. Per Wi. §19.85(1)(E) Deliberating Or Negotiating The Acquisition Of Public Property, The Investing Of Public Funds, Or Conducting Other Specified Public Business, Whenever Competitive Or Bargaining Reasons Require A Closed Session And May Re-Enter Open Session To Take Such Action As it Deems Appropriate for Business Park Marketing Strategy And Future Business Park Development. Include MLG members, by roll call vote, carried.**

ADJOURNMENT
There being no further business, the meeting adjourned at 10:00 p.m.

Barbara K D Goeckner

Barbara K. D. Goeckner MMC/WCPC
Village Clerk