VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
MARCH 5, 2012
VILLAGE HALL BOARD ROOM

CALL TO ORDER
The meeting was called to order at 7:25 p.m.

ROLL CALL
Members present: President Wolter, Trustees Baum, Ewert, Hughes, Kaminski, Vanderheiden, Werderman, Wing and Zabel. Also present was Administrator Schornack, Village Attorney DeStefanis and Clerk Knaack.

PLEDGE OF ALLEGIANCE
The Pledge of Allegiance was given.

PRESIDENT'S REPORT
President Wolter reported on the Board's proactive stance on future needs of the Village. He is interested in what the Village can provide for its residents in the future.

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/ COMMITTEE REPORTS
Upcoming meetings were announced. Trustee Vanderheiden stated he would like to have the Economic Development bring back to the Village Board their report on the dumpster issue that was sent them awhile back. Trustee Werderman stated the new fire engine would be at the next Public Safety meeting and available for viewing.

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

CONSENT AGENDA

A. **MINUTES:**
   1. February 20, 2012

B. **ACCOUNTS PAYABLE/PAYROLL:**

1.	**Accounts Payable**	February 25, 2012	$1,336,047.72
2.	**Payroll** - Salary	February 29, 2012	$ 76,140.46
3.	**Payroll** – Hourly	February 28, 2012	$ 200,141.27
4.	**February 2012 Accounts Payable**		$ 31,454.16
5.	**Tax Checking refunds Batches 10-53** (Detail in Finance Department)		$ 172,424.54

C. **OPERATOR (BARTENDER) LICENSES:** New for the period ending June 30, 2012: Dawn K. Hoerig and Blake J. Marks.

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

D. **APPROVAL OF AGREEMENT WITH WORKFORCE HEALTH SERVICES FOR OCCUPATIONAL HEALTH SCREENING AND ASSESSMENT SERVICES**

E. **RESOLUTION – ESTABLISHING A FEE SCHEDULE FOR WEIGHTS AND MEASURES DEVICES REQUIRED UNDER SECTION 12.26 OF THE MUNICIPAL CODE**

F. **APPROVAL OF FUNDS FOR RESURFACING THE KINDERBERG PARK TENNIS COURTS**

CONSENT AGENDA continued
Motion by Vanderheiden second by Ewert to accept the Consent Agenda. Roll call vote was taken, all present voted aye. Motion carried.

UNFINISHED BUSINESS:
PROPOSALS FOR LEGAL SERVICES
Motion by Zabel second by Ewert to postpone this item until the end of the meeting. All present voted aye. Motion carried.

AMENDMENTS TO THE GLEN AT BLACKSTONE CREEK RESIDENTIAL COMPONENT OF THE BLACKSTONE CREEK PLANNED DEVELOPMENT DISTRICT (PDD) – JIM SEDGWICK, AGENT FOR RIVER LANE HOLDINGS LLC, PROPERTY OWNER
Planner Retzlaff gave a presentation to the proposed amendments to reduce the number of residential dwelling units from 158 to 136 and allow conversion of condo units into 74 platted lots subject to 9 conditions.
Motion by Zabel second by Baum to approve the amendments to the PDD as recommended by Plan Commission with the change of 90 to 80 feet for frontage. All present voted aye. Motion carried.

Motion by Zabel second by Baum to amend the motion to receive a public access easement between Blackstone Lane and Blackstone Circle and Prestwick Court, lots 32 and 33. All present voted aye. Motion carried.

Motion by Zabel second by Hughes to amend the motion to amend #3 to state a lot width of 80 feet and not 90 feet. All present voted aye. Motion carried.

Motion by Zabel second by Ewert to amend the motion that the berm on lots 9-15 be a minimum of two feet higher than the first floor elevation.

All present voted aye on the amendment excepting Wolter, Hughes and Vanderheiden nay. Motion carried.

Roll call was taken on the original motion as amended, all present voted aye. Motion carried.

PUBLIC HEARINGS – 7:00 P.M. OR LATER:

NEW BUSINESS
RESOLUTION – AWARDING THE SALE OF $6,285,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2012A; PROVIDING THE FORM OF THE NOTES; AND LEVYING A TAX IN CONNECTION THEREWITH (**preliminary, subject to change)**
Motion by Baum second by Hughes to postpone this item until the representative from Ehlers is present. All present voted aye. Motion carried.

ORDINANCE 21.09 – AMENDING ANIMALS IN THE PARKS
Motion by Vanderheiden second by Hughes to adopt the Ordinance.
Park and Recreation Director Brett Altergott stated there was a petition with 154 signatures submitted. He further stated if problems arise the ordinance can be changed.
All present voted aye. Motion carried.

<u>NEW BUSINESS continued</u>
DEVELOPER AGREEMENT – HEATHER LAKE, LLC
Motion by Vanderheiden second by Werderman to accept the Developer Agreement. All present voted aye. Motion carried.

NEW "CLASS B" LIQUOR LICENSE – GTOWN PUB LLC, TRADE NAME TO BE DETERMINED, CRAIG BRAIDIGAN, AGENT, W201 N10466 APPLETON AVENUE (CURRENTLY DOCTORS LLC)
Motion by Ewert second by Kaminski to grant the license. All present voted aye. Motion carried.

DANCE LICENSE – KIWANIS CLUB OF GERMANTOWN, JULY 4, 2012 – FIREMEN'S PARK
Motion by Kaminski second by Baum to grant the dance license. All present voted aye. Motion carried.

DANCE LICENSE – DEUTSCHSTADT HERITAGE FOUNDATION, MAI FEST AT W164 N11269 SQUIRE DRIVE, MAY 18 FROM 5 P.M TO 12:00 A.M.; MAY 19 FROM 11 A.M. TO 12:00 A.M.; AND MAY 20 FROM 12:00 P.M. TO 8 P.M.
Motion by Zabel second by Vanderheiden to grant the license. All present voted aye. Motion carried.

RESOLUTION OF NECESSITY – GERMANTOWN SWAMP AND WILDERNESS PARK
Motion by Zabel second by Kaminski to adopt the Resolution. All present voted aye. Motion carried.

AGREEMENT FOR ACQUISITION OF LAND – ROMANO & SCHMIDT LLC (BLACKSTONE CREEK GOLF COURSE PROPERTY 24 +/- ACRES)
Motion by Hughes second by Kaminski to approve the agreement.

Motion by Wing second by Baum to amend the motion to make linguistic changes submitted that will not affect the substance of the contract.
At this time Attorney DeStefanis listed the clarification in language on the amendments.
All present voted aye to amend.
Discussion:

- The Village Attorney's first draft and list of linguistic amendments is the agreement
- Friday of this week is the last day for the sellers to respond.

Roll call vote was taken on the original motion as amended. All present voted aye. Motion carried.

INTERGOVERNMENTAL COOPERATION AGREEMENT BETWEEN THE VILLAGE OF GERMANTOWN AND THE MILWAUKEE METROPOLITAN SEWERAGE DISTRICT CONCERNING ACQUISITION OF 153 ACRES OF THE BLACKSTONE CREEK GOLF COURSE FOR CONSERVATION EASEMENTS AND LAND EXCHANGES FOR PARK AND FLOOD MANAGEMENT PURPOSES
Motion by Baum second by Kaminski to accept the agreement. All present voted aye. Motion carried.

NEW BUSINESS continued

AMENDMENT OF ORDINANCE REGULATING PLACEMENT OF CAMPAIGN SIGNS
Motion by Wolter second by Zabel to table this matter until a closed session is held for employee evaluations. All present voted aye. Motion carried.

RESOLUTION – AWARDING THE SALE OF $6,285,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2012A; PROVIDING THE FORM OF THE NOTES; AND LEVYING A TAX IN CONNECTION THEREWITH (**preliminary, subject to change)**
Motion by Zabel second by Ewert to adopt the Resolution. Roll call vote was taken, all present voted aye. Motion carried.

PROPOSALS FOR LEGAL SERVICES
Motion by Kaminski second by Werderman to retain the firm of DeStefanis Law Offices for the term of one year with a review at that time. Kaminski, Baum and Werderman voted aye, all else nay. Motion is lost.

Motion by Zabel second by Ewert to retain the firm of Wesolowski, Reidenbach & Sajdak SC for legal services.

Motion by Wing second by Kaminski to amend the motion to retain DeStefanis Law Offices for municipal court, with no contract and the rates given.
All present voted aye to amend. Motion carried.

Motion by Zabel second by Wing to amend the motion to retain DeStefanis Law Office to finish the Germantown Swamp and Wilderness Park and a personnel issue they are working on. All present voted aye. Motion carried.

Motion by Baum second by Werderman to amend the motion to retain DeStefanis Law Office for the upcoming Board of Zoning Appeals meeting in March and Board of Review in May. All present voted aye to amend. Motion carried.
Discussion:

- This will be effective tonight

Motion by Baum second by Kaminski to amend the motion to review the newly retained law firm in one year. All present voted aye. Motion carried.

Roll call vote was taken on the motion as amended with Ewert, Hughes, Vanderheiden, Wing and Zabel voting aye, Baum, Kaminski, Werderman and Wolter nay. Motion carried.

ADJOURNMENT
The meeting was adjourned at 9:30 p.m.

Respectfully submitted,

Elizabeth Knaack, Village Clerk