

VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
MAY 21, 2012
VILLAGE HALL BOARD ROOM

CALL TO ORDER

The meeting was called to order at 7:10 p.m.

ROLL CALL

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

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

PRESIDENT'S REPORT

President Wolter reported on our visitors from Ismaning, Germany and on Mai Fest. He applauded Chris Yatchak for making Mai Fest a great experience. He further reported that Village Attorney Sajdak was elected to the Board of Directors of the State Bar of Wisconsin Administrative and Local Government Law Section.

**ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/
COMMITTEE REPORTS**

Upcoming meetings were announced. Trustee Wing announced he will be resigning his position as Trustee as of June 30, 2012 due to the travel required on his job.

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

Chris Yatchak appeared before the Board to express his appreciation and thankfulness to the community of Germantown. He thanked those who contributed in donations of money, time and talent. He stated volunteers had contributed hundreds of hours. He congratulated both the business and civic community for making 2012 Mai Fest a success.

VII. **CONSENT AGENDA:**

A. **MINUTES:**

1. May 7, 2012

B. **ACCOUNTS PAYABLE/PAYROLL:**

- | | | | |
|----|-------------------------|--------------|---------------|
| 1. | Accounts Payable | May 10, 2012 | \$738,633.48 |
| 2. | Payroll - Salary | May 15, 2012 | \$ 76,940.48 |
| 3. | Payroll – Hourly | May 8, 2012 | \$ 220,056.48 |

C. **OPERATOR (BARTENDER) LICENSES:** New for the period ending June 30, 2012: Courtney Ahlgren.

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

- D. **SCBA PURCHASE – FIRE DEPT.**
- E. **VARDA ALARM REPLACEMENT – POLICE DEPT.**
- F. **REPLACE GAS DISPENSES – POLICE DEPT.**
- G. **DANCE LICENSE – BARLEY POP FOR TREE STOCK BENEFIT
CONCERT – N116 W16137 MAIN STREET, JUNE 2, 2012, 4-10 P.M.**

CONSENT AGENDA continued:

Items A and D were removed from the Consent Agenda.

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

MINUTES: May 7, 2012

Clerk Knaack corrected the minutes as follows: Agenda Item Appointments – to add: Police and Fire Commission – 5 year term – Homer Jack Daniels; Park and Recreation Commission – 3 year term – Brian Depies; Ethics Board – move David Wendler from alternate to a 3 year term; Economic Development Commission – 2 year term – David Wendler

Motion by Vanderheiden second by Zabel to correct the minutes as outlined by the Clerk. All present voted aye. Motion carried.

SCBA PURCHASE – FIRE DEPT.

Fire Chief Pollpeter appeared before the Board. He stated there had been two quotes. The cost came in under budget.

Motion by Zabel second by Baum to postpone this item until backup could be obtained. All present voted aye. Motion carried.

UNFINISHED BUSINESS

None

PUBLIC HEARINGS – 7:00 P.M. OR LATER:

WISCONSIN MIDWESTERN DISASTER AREA REVENUE BONDS SERIES 2012 (FREISTADT ALL-TEMP LLC PROJECT) IN AN AGGREGATE AMOUNT NOT TO EXCEED \$8,000,000 PURSUANT TO SECTION 66.1103 OF THE WISCONSIN STATUTES

President Wolter read the Public Hearing Notice.

The Public Hearing was opened at 7:35 p.m.

With no one appearing for or against, the Public Hearing was closed at 7:36 p.m.

SCBA PURCHASE – FIRE DEPT.

Motion by Vanderheiden second by Ewert to purchase 5 new complete displays from Bendolin Fire Equipment in the amount of \$29,520. Roll call vote was taken, all present voted aye. Motion carried.

NEW BUSINESS

FINAL RESOLUTION REGARDING MIDWESTERN DISASTER AREA REVENUE BOND FINANCING FOR FREISTADT ALL-TEMP LLC PROJECT

Motion by Zabel second by Vanderheiden to approve the Resolution. Roll call vote was taken, all present voted aye. Motion carried.

ORDINANCE – TO AMEND 21.07(9) OF THE MUNICIPAL CODE OF GERMANTOWN RELATING TO THE FIRING OR DISCHARGE OF WEAPONS WITHIN VILLAGE PARKS

Motion by Ewert second by Hughes to adopt the Ordinance.

ORDINANCE – TO AMEND 21.07(9) OF THE MUNICIPAL CODE OF GERMANTOWN RELATING TO THE FIRING OR DISCHARGE OF WEAPONS WITHIN VILLAGE PARKS continued

Discussion:

- This is not appropriate in parks
- The county is proposing an archery range within two parks

Park and Recreation Director Brett Altergott appeared before the Board to answer questions and give a brief presentation. He stated the 21 Sportsman's Club had brought this to his attention. It would be located in Dhiensville Park. There would be no cost to the Village, it would be funded through donations. The Sportsman's Club would donate funds and the DNR would provide a grant for the project. There would be 4-6 stations at the northeast corner of the park shooting towards an open field.

Discussion:

- This is a huge fad coming up
- These are irrational fears
- There would be lessons and the range would be open to the public
- The first step is to change the Ordinance and then establish rules and regulations

All present voted aye to adopt the Ordinance, except Vanderheiden nay. Motion carried.

CONSIDERATION OF PURCHASE – SERVICES TO SANDBLAST AND EPOXY PAINT 100 FIRE HYDRANTS

Motion by Ewert second by Kaminski to approve the services from Gaint Maintenance and Restoration at a cost of \$89.65 per hydrant.

Discussion:

- The Water Utility should hand paint 10-15 hydrants and see how long they last
- There should be a test sample and comparison

Motion by Zabel second by Kaminski to amend the motion to hand paint 20 hydrants as a test in addition to the 100 being sandblasted for a total of 120 hydrants.

Water Supt. Jim Driver appeared before the Board to address the cost of hand painting the hydrants and to answer questions from the Board.

Discussion:

- Sandblasting gives a better appearance
- The Village is 400 hydrants behind
- Ideally the Village should do 200 per year
- The company comes in, works for three days and then they are gone
- There has never been one complaint regarding their work
- The goal is to see the difference between sandblasting and painting and wire brushing and painting

Kaminski, Werderman and Zabel voted aye on the motion to amend, Baum, Ewert, Hughes, Vanderheiden, Wing and Wolter nay. Motion is lost.

Motion by Baum second by Werderman to amend the motion to use all the budgeted funds to paint as many hydrants as possible which could be 10-12 more. All present voted aye to amend. Motion carried.

Roll call vote was taken on the motion as amended, all present voted aye except Zabel nay. Motion carried.

CLAIM FOR THE RECOVERY OF AN UNLAWFUL TAX PURSUANT TO WIS. STATS 74.35 – GREAT LAKES PACKING

Attorney Sajdak gave an explanation on the claim. It is his recommendation to deny the claim.

Motion by Zabel second by Kaminski to deny the claim.

Motion by Werderman second by Kaminski to amend the motion to make the reason for denial clear, stating the basis of denial. All present voted aye to amend. Motion carried.

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

JUNK DEALER LICENSE RENEWAL – WM RECYCLE AMERICA LLC

Motion by Vanderheiden second by Zabel to grant the license. All present voted aye. Motion carried.

MOBILE HOME PARK LICENSE RENEWALS:

BROOKSIDE MEADOWS MOBILE HOME PARK

HILLTOP HIGHLANDS MOBILE HOME PARK

MAPLE TERRACE MOBILE HOME PARK

Motion by Baum second by Kaminski to grant the licenses. All present voted aye. Motion carried.

APPOINTMENTS: *Commissions/Boards/Committees*

1. ***Board of Zoning Appeals*** - 3 yr. Term
 - a. 2 Citizen Appointees
 - b. 1 Citizen Alternate – 1 year Term
2. ***Board of Review*** - 5 yr. Term
 - c. 2 Citizen Alternates
3. ***Police & Fire Commission*** - 5 yr. Term
 - d. 1 Citizen Appointee
4. ***Ethics Board - 3 yr. Term***
 - e. 1 Citizen Appointee

Historic Preservation Commission - 2 yr. Term

 - f. 1 Citizen Appointee
5. ***Utility Advisory Committee - 3 yr. Terms (Staggered)***
 - g. 1 Citizen Financial/Accounting Appointee
 - h. 1 Citizen Alternate Member
6. ***Economic Development Committee***
 - i. 2 Citizen Members – 2 yr. Term

Trustee Werderman asked to be excused from the General Government and Finance Committee until August and Trustee Baum was appointed to take his place.

Motion by Zabel second by Vanderheiden to accept the appointment. All present voted aye. Motion carried

President Wolter made the following appointments:

Board of Zoning Appeals – 3 year term – Deron Kling

Board of Review – 5 year term – Deron Kling

Motion by Vanderheiden second by Wing to accept the President's appointments. All present voted aye. Motion carried.

ADJOURN INTO CLOSED SESSION PER WI. SS 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 – THE GERMANTOWN PROFESSIONAL POLICE ASSOCIATION; THE INTERNATIONAL ASSOCIATION OF FIREFIGHTERS, LOCAL 3879, AFL-CIO; GERMANTOWN TECHNICAL/CLERICAL EMPLOYEES UNION; GERMANTOWN MUNICIPAL EMPLOYEES UNION AND TO APPROVE CLOSED SESSION MINUTES OF APRIL 2, 2012 AND APRIL 30, 2012

Motion by Zabel second by Baum to adjourn into closed session under the above Stats. Roll call vote was taken, all present voted aye. Motion carried.

Respectfully submitted,

Elizabeth Knaack
Village Clerk