VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
APRIL 17, 2012
VILLAGE HALL BOARD ROOM

A Ceremonial Oath of Office was administered to the newly elected Trustees prior to the start of the meeting.

CALL TO ORDER
The meeting was called to order at 7:30 p.m. by President Wolter.

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

PLEDGE OF ALLEGIANCE
The Pledge of Allegiance was given.

PRESIDENT=S MESSAGE
President Wolter reported briefly regarding the pending agreement between Blackstone Creek MMSD and the Village. He stated right now it is at a standstill. He also stated there will be a special meeting April 30 at 6:00 in closed session. He further reported that he will be making appointments to various Committees and Commissions this evening but that there are still openings to be filled.

APPOINTMENTS

A. ***Standing Committees of the Village Board***

1. General Government & Finance

President Wolter appointed the following: Trustee Zabel as Chair, Trustees Werderman, Kaminski and Vanderheiden as members.

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

2. Public Works & Highways

President Wolter appointed the following: Trustee Ewert as Chair, Trustees Kaminski, Zabel and Vanderheiden as members.

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

3. Public Safety

President Wolter appointed the following: Trustee Werderman as Chair, Trustees Hughes, Ewert and Wing as members.

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

B. ***Commissions/Boards/Committees***

1. ***Plan Commission*** - 3 yr. Term

a. 3 Citizen Appointees

President Wolter appointed Marty Peck and Robert Warren. He stated Todd Jex will serve until another appointment is approved.

b. Trustee Representative - Annual Appointment

President Wolter appointed Trustee Baum.

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

APPOINTMENTS continued

2. ***Board of Zoning Appeals*** - 3 yr. Term
   a. 3 Citizen Appointees

President Wolter appointed Frank Reimer. He stated John Pluta and Joel Bojarski will serve until another appointment is approved.

   b. 1 Citizen Alternate – 1 year Term

The President made no appointment at this time.

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

3. ***Board of Review*** - 5 yr. Term
   a. 1 Citizen Appointee

President Wolter appointed Bob Warren.

   b. 2 Citizen Alternates

The President made no appointment at this time.

Motion by Ewert second by Zabel to accept the President's appointment. All present voted aye. Motion carried.

4. ***Police & Fire Commission*** - 5 yr. Term
   a. 1 Citizen Appointee

President Wolter stated Homer Daniels will serve until another appointment is approved and stated no motion is needed.

5. ***Park & Recreation Commission*** - 3 yr. Term
   a. 2 Citizen Appointees

President Wolter appointed Tony Laszweski and stated Mary Ellen Gray will serve until another appointment is approved.

   b. Trustee Representative - Annual Appointment

President Wolter appointed Trustee Kaminski.

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

6. ***Library Board** - **3 yr. Term effective July 1***
   a. 1 Citizen Appointee

President Wolter appointed Ronald Sieser.

   b. Trustee Representative - Annual Appointment

President Wolter appointed Trustee Vanderheiden.

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

7. ***Ethics Board - 3 yr. Term***
   a. 1 Regular Appointee

President Wolter stated Mike Beck will serve until another appointment is approved.
It was noted that Mr. Beck is no longer a resident of Germantown and is a resident of the State of Tennessee.

   b. 1 Alternate Appointee

President Wolter appointed David Wendler.

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

APPOINTMENTS continued

8. ***Historic Preservation Commission - 2 yr. Term***
   a. 2 Citizen Historian Appointees

President Wolter appointed Jerry Hoinacki and Denise Hoinacki.

1 Trustee Representative – Annual Appointment

President Wolter appointed Trustee Werderman.

b. 1 Citizen Appointee

President Wolter stated Dave Pomeroy will serve until another appointment is approved.
Motion by Ewert second by Zabel to accept the President's appointments. All present voted aye. Motion carried.

9. ***Tourism/Community Betterment Committee*** - 3 yr. Term
   a. 1 Motel Representative

President Wolter appointed Sue Ciurro.

b. 1 Chamber Representative

President Wolter appointed Lynn Grgich.

c. 1 Trustee Representative – Annual Appointment

President Wolter appointed Trustee Wing.
Motion by Vanderheiden second by Zabel to approve the President's appointments. All present voted aye. Motion carried.

10. ***Senior Center Advisory Committee*** - 2 yr. Term (Staggered)
    a. 1 Senior Club Member

President Wolter appointed Arline Flesch.

b. 3 Trustee Representatives – Annual Appointment

President Wolter appointed Trustees Ewert, Zabel and Hughes.
Motion by Baum second by Zabel to approve the President's appointments. All present voted aye. Motion carried.

11. ***Utility Advisory Committee - 3 yr. Terms (Staggered)***
    a. 1 Trustee Representative - Annual Appointment

President Wolter appointed Trustee Zabel.

b. 2 Citizen Appointees

President Wolter appointed Jim Hansen and stated Jim Hull will serve until another appointment is approved.

d. 1 Citizen Financial/Accounting Appointee

President Wolter made no appointment and stated Scott Killian had moved out of State.

e. 1 Citizen Alternate Member

President Wolter made no appointment at this time.
Motion by Vanderheiden second by Ewert to accept the President's appointments. All present voted aye. Motion carried.

12. ***Economic Development Committee***
    a. 3 Citizen Members – 2 yr. Term

President Wolter appointed Lynn Grgich and stated Brad VanDam will serve until another appointment is approved. It was also noted that Corey Foster had moved out of the Village.

b. 1 Trustee Representative – Chairman

President Wolter appointed Trustee Kaminski.

c. 1 Trustee Representative – member

President Wolter appointed Trustee Hughes.
Motion by Zabel second by Baum to accept the President's appointments. All present voted aye. Motion carried.

APPOINTMENTS continued

C. ***Mid-Moraine Legislative Committee*** - Trustee Representative Annual Appointment

President Wolter appointed Trustee Vanderheiden.

Motion by Ewert second by Baum to accept the President's appointment. All present voted aye. Motion carried.

D. ***Official Posting Places***

1. Village Hall - N112 W17001 Mequon Road
2. Public Library - N112 W16957 Mequon Road
3. Village Website
4. Village Cable Access Channel

Motion by Zabel second by Baum to accept the Official Posting Places. All present voted aye. Motion carried.

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/ COMMITTEE REPORTS

Upcoming meetings were announced.

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

No appearances.

CONSENT AGENDA

A. **MINUTES**

1. April 2, 2012

B. **ACCOUNTS PAYABLE/PAYROLL**

1.	**March 2012 Accounts Payable**	$ 30,865.10
2.	**April 10, 2012 Payroll – Hourly**	$ 196,767.22
3.	**April 15, 2012 Payroll – Salary**	$ 76,940.46
4.	**March 11, 2012 Accounts Payable**	$ 39,763.93

C. **OPERATOR (BARTENDER) LICENSES** B New for the period ending June 30, 2012: Lori Bottoni, Kristen Montini, Ejaz Rasool and Jessica Viola.

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

D. **ORDINANCE – WEIGHT RESTRICTIONS ON CRUSADER COURT**

E. **ORDINANCE – ADOPTION OF WISCONSIN ADMINISTRATION CODE TRANSPORTATION, CHAPTERS 325-327**

F. **2012 SQUADS PURCHASE – POLICE DEPT.**

G. **ORDINANCE – PLACEMENT OF YIELD SIGN ON MOONLITE DR. S/B AT STARLITE**

H. **ORDINANCE - REMOVAL OF PARKING SIGNS – ORCHARD DRIVE**

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

I. **CONSIDERATION TO PAY INVOICE – SERVICES TO REPLACE WATER SERVICE AT W156 N9956 PILGRIM ROAD**

J. **DONGES BAY ROAD – SELECTION OF ENGINEER CONSULTANT**

K. **RECOMMENDATION ON DEVELOPER'S AGREEMENT FOR SAWGRASS COVE**

L. **CONSIDERATION OF CONTRACT – TAPCO PREVENTATIVE MAINTENANCE**

CONSENT AGENDA continued

Item E was removed from the Consent Agenda.

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

D. ORDINANCE – ADOPTION OF WISCONSIN ADMINISTRATION CODE TRANSPORTATION, CHAPTERS 325-327

Captain Mike Snow appeared before the Board and answered questions regarding the Ordinance.

Motion by Zabel second by Baum to approve the Ordinance. All present voted aye. Motion carried.

UNFINISHED BUSINESS

None

PUBLIC HEARINGS – 7:00 P.M. OR LATER

VILLAGE OF GERMANTOWN PLANNING DEPARTMENT FOR PROPOSED ZONING CODE TEXT AMENDMENTS TO SECTION 17.43 (SITE PLAN REQUIREMENTS) OF THE VILLAGE OF GERMANTOWN MUNICIPAL CODE

Planner Retzlaff gave a presentation on the proposed text amendments.
The Public Hearing was opened at 7:30 p.m.
With no one appearing for or against, the Public Hearing was closed at 7:30 p.m.

A CONDITIONAL USE PERMIT FOR THE DEVELOPMENT AND OPERATION OF A CHEMICAL MANUFACTURING OPERATION (KITPACKERS & RESINLABS) ON A 20.85-ACRE PARCEL LOCATED WITHIN THE GROUNDWATER PROTECTION OVERLAY ZONING DISTRICT AT N109 W13300 ELLSWORTH DRIVE IN THE GERMANTOWN BUSINESS PARK DESCRIBED BELOW PURSUANT TO SECTION 17.40.11(2)(B) OF THE VILLAGE ZONING CODE. PETITIONER: ELLSWORTH ADHESIVES, KITPACKERS, & RESINLABS, AGENTS FOR HEATHER LAKE LLC, PROPERTY OWNER

Planner Retzlaff gave a presentation on the proposed Conditional Use Permit. He outlined the three conditions that will be part of the permit.
The Public Hearing was opened at 7:40 p.m.
With no on appearing for or against, the Public Hearing was closed at 7:41 p.m.

NEW BUSINESS

Motion by Ewert second by Vanderheiden to bring back for consideration and possible action the item on the agenda from the last Board meeting as follows per the April 2, 2012 agenda:

ORDINANCE – TO REZONE THE FOLLOWING DESCRIBED AREA FROM THE RD-2/PDD DISTRICT TO THE B-1/PDD DISTRICT TO ALLOW FOR MIXED USES PURSUANT TO SECTION 17.27(2)(B) OF THE VILLAGE ZONING CODE – THE SHOPS AT BLACKSTONE CREEK

Roll call vote was taken, all present voted aye except Wing and Wolter. Motion carried.

ORDINANCE - ZONING CODE TEXT AMENDMENTS TO SECTION 17.43 (SITE PLAN REQUIREMENTS) OF THE VILLAGE OF GERMANTOWN MUNICIPAL CODE

Motion by Baum second by Zabel to adopt the Ordinance. All present voted aye. Motion carried.

<u>NEW BUSINESS continued</u>

CONDITIONAL USE PERMIT - FOR THE DEVELOPMENT AND OPERATION OF A CHEMICAL MANUFACTURING OPERATION (KITPACKERS & RESINLABS) ON A 20.85-ACRE PARCEL LOCATED WITHIN THE GROUNDWATER PROTECTION OVERLAY ZONING DISTRICT AT N109 W13300 ELLSWORTH DRIVE IN THE GERMANTOWN BUSINESS PARK DESCRIBED BELOW PURSUANT TO SECTION 17.40.11(2)(B) OF THE VILLAGE ZONING CODE. PETITIONER: ELLSWORTH ADHESIVES, KITPACKERS, & RESINLABS, AGENTS FOR HEATHER LAKE LLC, PROPERTY OWNER

Motion by Baum second by Zabel to grant the Conditional Use Permit as outlined by the Village Planner. All present voted aye. Motion carried.

REQUEST FOR VILLAGE FINANCIAL ASSISTANCE FOR FUNDING TWO MEALS FOR BAND COMING TO GERMANTOWN FROM SISTER CITY ISMANING, GERMANY

Administrator Schornack gave a presentation on the conversations he has had regarding the upcoming visit. He outlined the places the meals would take place and the approximate cost of both.

Motion by Zabel second by Baum to fund two meals in an amount not to exceed $2,000 from the Tourism Fund.

Motion by Wing second by Vanderheiden to amend the motion to state the money received from Tourism for meals must be spent on meals in Germantown and that receipts must be shown for reimbursement. All voted aye to amend. Motion carried.

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

RECOMMENDATION TO HAVE RUEKERT & MIELKE PERFORM FOR A FACILITY STUDY OF WATER SUPPLY TO LANDS WEST OF USH 41/45

Director of Public Works Dan Ludwig appeared before the Board to answer any questions they may have regarding the proposed study.

Motion by Ewert second by Zabel to approve the facility study. Roll call vote was taken, all present voted aye. Motion carried.

ORDINANCE AMENDING SUBSECTION 12.05 (4) OF THE GERMANTOWN CODE OF ORDINANCES REGULATING COIN OPERATED MACHINES

Motion by Vanderheiden second by Wing to adopt the Ordinance regulating coin operated machines waiving the fee for non-profits.

Village Attorney Sajdak cautioned the Board that this could cause a problem in the future.

All present voted aye. Motion carried.

<u>ADJOURNMENT</u>

The meeting was adjourned at 8:40 p.m.

Respectfully submitted,

Elizabeth Knaack
Village Clerk