

THE CEREMONIAL OATH OF OFFICE WILL BE ADMINISTERED *PRIOR TO THE START
OF THE MEETING*

VILLAGE OF GERMANTOWN
N112 W17001 MEQUON ROAD
GERMANTOWN, WI 53022
AMENDED 04/12/2013

MEETING: REGULAR AND ORGANIZATIONAL MEETING OF
THE VILLAGE BOARD

DATE AND TIME: **TUESDAY, APRIL 16, 2013** **6:30 p.m.**

LOCATION: Germantown Village Hall Board Room

I. **CALL TO ORDER:** *This meeting has been given public notice in accordance with Section 19.83 and 19.84, Wis. Stats, in such form that will apprise the general public and news media of subject matter that is intended for consideration and action.*

II. **ROLL CALL**

III. **PLEDGE OF ALLEGIANCE**

IV. **PRESIDENT'S REPORT**

V. **APPOINTMENTS**

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

1. **General Government & Finance**

Chair Trustee	Arthur Zabel	04/16/2013 – 04/15/2014
Trustee	David Baum	04/16/2013 – 04/15/2014
Trustee	Terri Kaminski	04/16/2013 – 04/15/2014
Trustee	Al Vanderheiden	04/16/2013 – 04/15/2014

2. **Public Safety**

Chair Trustee	Jeff Werderman	04/16/2013 – 04/15/2014
Trustee	Shane Daniels	04/16/2013 – 04/15/2014
Trustee	Melvin Ewert	04/16/2013 – 04/15/2014
Trustee	Jeff Hughes	04/16/2013 – 04/15/2014

3. **Public Works & Highways**

Chair Trustee	Melvin Ewert	04/16/2013 – 04/15/2014
Trustee	Terri Kaminski	04/16/2013 – 04/15/2014
Trustee	Al Vanderheiden	04/16/2013 – 04/15/2014
Trustee	Arthur Zabel	04/16/2013 – 04/15/2014

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

1. ***Plan Commission***

Trustee	David Baum	04/16/2013 – 04/15/2014
Citizen	Tim Yokes	05/01/2013 – 04/30/2016

2. **Board of Zoning Appeals**

Member	Patrick McDonnell	05/01/2013 – 04/30/2016
Alternate	Henry Ehler	05/01/2013 – 04/30/2016
Alternate	Doug Jansen	05/01/2013 – 04/30/2016
3. **Board of Review**

Member	Ingolf (Sam) Schneider	05/01/2013 – 04/30/2018
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4. **Police & Fire Commission**

Member	Dan Campbell	05/01/2013 – 04/30/2018
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5. **Library Board**

Trustee	Shane Daniels	04/16/2013 – 04/21/2015
Member	Darlene Vosen	07/01/2013 – 06/30/2016
Member	Charlene Brady	07/01/2013 – 06/30/2016
Member	Danny Ho	07/01/2013 – 06/30/2016
6. **Ethics Board**

Member	Wyatt Wiehr	05/01/2013 – 04/30/2016
Member	Richard Kent	05/01/2013 – 04/30/2016
7. **Historic Preservation Commission**

Trustee	Jeff Werderman	04/16/2013 – 04/15/2014
Member	Christine Kauth	05/01/2013 – 04/30/2016
Member	Barb Mendenhall	05/01/2013 – 04/30/2016
8. **Tourism/Community Betterment Committee**

Member	Charlene Brady	05/01/2013 – 04/30/2016
Member	Judy Rogers	05/01/2013 – 04/30/2016
9. **Utility Advisory Committee**

Trustee	Arthur Zabel	04/16/2013 – 04/15/2014
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10. **Economic Development Committee**

Chair Trustee	Terri Kaminski	04/16/2013 – 04/21/2015
Trustee	Jeff Hughes	04/16/2013 – 04/15/2014
11. **Building Construction Oversight Committee**

Member	Jim Hansen	05/01/2013 – 04/30/2015
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- C. **Mid-Moraine Legislative Committee**

Trustee Representative	Al Vanderheiden	04/16/2013 – 04/15/2014
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- 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

VI. ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/COMMITTEE REPORTS:

The following individuals will be given the opportunity to make announcements of future municipal activities: Village President, Village Board Members, Village Administrator, Village Attorney and Village Clerk.

VII. CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing:
 Please be advised per §19.84(2), information will be received from the public. It is the policy of this municipality that there be a three (3) minute time period, per person, with time extension per the Chief Presiding Officer's discretion; be further advised that there may be limited discussion on the information received, however, no action will be taken under public comments. (15 minutes)

VIII. CONSENT AGENDA:

A. **MINUTES:** March 18, 2013

B. **ACCOUNTS PAYABLE/PAYROLL**

1.	March 25, 2013	Accounts Payable	\$ 333,790.58
2.	March 26, 2013	Payroll (hourly)	\$ 201,588.19
3.	March 29, 2013	Payroll (salary)	\$ 74,076.71
4.	March 2013	Accounts Payable	\$ 36,375.50
5.	April 9, 2013	Payroll (hourly)	\$ 199,230.81
6.	April 10, 2013	Accounts Payable	\$ 521,584.12

C. **OPERATOR (BARTENDER) LICENSES** – New for the period ending June 30, 2013: Miranda J. Burns, James M. Clemens, Dawn M. Hardy-Reith, Joshua T. Wilkinson, Kristen K. Wolf, and Justin J. Gresbach

D. **DENIAL OF OPERATOR LICENSE AS RECOMMENDED BY POLICE CHIEF – MELANIE L. ENK**

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

E. **AUTHORIZATION TO PURCHASE NEW ZERO TURN MOWERS FROM J.P. LOCHEN EQUIPMENT FOR A TOTAL COST OF \$23,590 ALLOCATED FROM CAPITAL ACCOUNT #40-553-570-8530**

F. **APPROVAL TO RENEW EXISTING CONTRACT WITH HYDRO DESIGNS AT A COST OF \$8,988 ANNUALLY, \$17,979 FOR 2 YEARS TO PERFORM UTILITIES CROSS CONNECTION INSPECTIONS AS REQUIRED BY WDNR, ALLOCATED FROM ACCOUNT #50-741-530-6640**

G. **APPROVAL TO CONTRACT WITH WATER TOWER CLEAN & COAT TO PRESSURE WASH ALL THREE WATER TOWERS FOR A COST OF \$11,200. FUNDS ALLOCATED FROM ACCOUNT #50-741-530-6610**

H. **AUTHORIZATION TO PURCHASE CRACK FILLING MATERIAL FROM SHERWIN INDUSTRIES OF MILWAUKEE FOR VILLAGE ROADS FOR A COST NOT TO EXCEED \$19,500. FUNDS ALLOCATED FROM ACCOUNT #10-542-530-3505**

I. **APPROVAL TO CONTRACT WITH NOFFKE ROOFING AT A COST OF \$9,164 FOR REPAIR OF POLICE DEPARTMENT ROOF AS DETAILED IN PROPOSAL. FUNDS ALLOCATED FROM ACCOUNT #10-519-570-8221**

J. **APPROVAL FOR THE VILLAGE TO REMAIN PART OF THE WisDOT SALT BID PROCESS AND AUTHORIZE STAFF TO PURCHASE 3,800 TONS OF SALT IN 2014**

K. **APPROVE THE RELEASE OF THE PLATTED UTILITY EASEMENT AND ACCEPT THE SANITARY SEWER AND WATER MAIN EASEMENT FOR SAWGRASS COVE AND AUTHORIZE THE VILLAGE OFFICIALS TO SIGN AND RECORD THE SAME**

L. **APPROVE INCORPORATION OF THE FOLLOWING WITH THE DONGES BAY ROAD 2013-2018 STP URBAN PROGRAM APPLICATION:**

- **FIVE FOOT SIDEWALKS/PATHS SHALL BE LOCATED ON EACH SIDE OF THE ROADWAY**
- **PURCHASE LAND AS NEEDED FOR THE SIDEWALK PLACEMENT AND AUTHORIZE THE VILLAGE PRESIDENT TO SIGN THE WDOT 2013-2018 STP-URBAN PROGRAM APPLICATION AND ALLOW STAFF TO SUBMIT THE APPLICATION TO THE DOT**

VIII. CONSENT AGENDA - continued:

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

- M. RESOLUTION APPROVING AMENDMENTS TO THE 2013 BUDGET, GERMANTOWN COMMUNITY LIBRARY WACCOOL DISTRIBUTION – STAFF BONUS**
- N. RESOLUTION AUTHORIZING THE CHARGE OFF OF UNCOLLECTED 2011 DELINQUENT PERSONAL PROPERTY TAXES**
- O. RESOLUTION FOR SEWER RATE INCREASE AS APPROVED 5/16/2011**

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

- P. APPROVE REPLACEMENT OF COMMUNICATION OFFICER POSITION, EMPLOYEE VACANCY – POLICE DEPARTMENT**
- Q. APPROVE REPLACEMENT OF OFFICER POSITION, EMPLOYEE VACANCY – POLICE DEPARTMENT**
- R. “CLASS A” BEER & LIQUOR LICENSE – WALGREEN CO. d/b/a WALGREENS #05427, W156N11261 PILGRIM ROAD, VICKIE MATT AGENT**

IX. UNFINISHED BUSINESS:

- A. APPROVE CONTRACT FOR SHALLOW WELL INVESTIGATION CONSULTANT**
- B. SPASSLAND PARK SHELTER BID APPROVALS & BUDGET**

X. PUBLIC HEARINGS – 7:00 P.M. OR LATER

- A. WALTER WOLF, AGENT FOR THE JOHN J. KOHL REVOCABLE TRUST, JEFFREY H. & DEBRA GERSCHKE, AND ARLENE WOLF ETAL, PROPERTY OWNERS; BONNIWELL ROAD; TO REZONE THE FOLLOWING DESCRIBED PROPERTY FROM THE A-1: AGRICULTURAL DISTRICT TO THE A-2: AGRICULTURE DISTRICT PURSUANT TO SECTIONS 17.13 OF THE VILLAGE ZONING CODE AND 2-LOT CERTIFIED SURVEY MAP (CSM) ON TAX KEY NOS. 111-981 & 111-982, A PART OF THE NE ¼ OF THE NE ¼ OF SECTION 11, T9N, R20E, VILLAGE OF GERMANTOWN**
- B. THE CONSERVATION FUND AND MILWAUKEE METROPOLITAN SEWERAGE DISTRICT (MMSD), AGENTS FOR MLG/RMS LIMITED PARTNERSHIP, PROPERTY OWNERS; HOLY HILL ROAD; TO REZONE 10.0015 ACRES OF THE FOLLOWING DESCRIBED PROPERTY FROM A-1: AGRICULTURAL DISTRICT TO THE A-2: AGRICULTURE DISTRICT PURSUANT TO SECTIONS 17.13 OF THE VILLAGE ZONING CODE AND 3-LOT CERTIFIED SURVEY MAP (CSM) ON TAX KEY NOS. 181-995, 181-996, 182-993 & 182-996, A 10.0015-ACRE (LOT 1 OF A PROPOSED CSM) PART OF THE NW ¼ AND SW ¼ OF THE NE ¼ AND PART OF THE NE ¼ AND SE ¼ OF THE NW ¼ OF SECTION 18, T9N, R20E, VILLAGE OF GERMANTOWN**
- C. RJR ASSOCIATES, AGENT, FOR AT & T WISCONSIN, OPERATOR & LESSEE, AND DAVID A. MITCHELL, PROPERTY OWNER, FOR A CONDITIONAL USE PERMIT FOR THE INSTALLATION AND OPERATION OF A 150’ MONOPOLE WIRELESS COMMUNICATION FACILITY WITH AN ACCESSORY EQUIPMENT COMPOUND ON THE FOLLOWING DESCRIBED PROPERTY PURSUANT TO SECTION 17.56 OF THE VILLAGE ZONING**

X. PUBLIC HEARINGS continued:

CODE ON W124 N13185 WASAUKEE ROAD, TAX KEY NO. 121-985, PART OF THE SE ¼ OF THE NE ¼ AND PART OF THE NE ¼ OF THE SE ¼ OF SECTION 12, T9N, R20E, VILLAGE OF GERMANTOWN

XI. NEW BUSINESS:

- A. RJR ASSOCIATES, AGENT FOR AT&T WISCONSIN, OPERATOR & LESSEE AND DAVID A. MITCHELL, PROPERTY OWNER; W124 N13185 WASAUKEE ROAD; CONDITIONAL USE PERMIT FOR INSTALLATION AND OPERATION OF A 150' MONOPOLE TOWER AND WIRELESS COMMUNICATION FACILITY**
- B. WALTER WOLF, AGENT FOR THE JOHN J. KOHL REVOCABLE TRUST, JEFFREY H. AND DEBRA GERSCHKE AND ARLENE WOLF ETAL, PROPERTY OWNERS; BONNIWELL ROAD; REZONING AND 2- LOT CERTIFIED SURVEY MAP (CSM) TAX KEY NOS. 111-981 & 111-982**
- C. AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF GERMANTOWN ZONING CODE, WALTER WOLF, AGENT FOR THE JOHN J. KOHL REVOCABLE TRUST, JEFFREY H. & DEBRA GERSCHKE AND ARLENE WOLF ETAL, BONNIWELL ROAD**
- D. THE CONSERVATION FUND AND MILWAUKEE METROPOLITAN SEWERAGE DISTRICT (MMSD), AGENTS FOR MLG/RMS LIMITED PARTNERSHIP, PROPERTY OWNERS, REZONING REQUEST AND 3-LOT CERTIFIED SURVEY MAP (CSM), TAX KEY NOS. 181-995, 181-996, 182-993 & 182-996**
- E. AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP OF THE VILLAGE OF GERMANTOWN ZONING CODE, THE CONSERVATION FUND AND MILWAUKEE METROPOLITAN SEWERAGE DISTRICT (MMSD), AGENTS FOR MLG/RMS LIMITED PARTNERSHIP, PROPERTY OWNERS; HOLY HILL ROAD;**
- F. RESOLUTION AWARDDING THE SALE OF \$1,905,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2013A; PROVIDING THE FORM OF THE NOTES; AND LEVYING A TAX IN CONNECTION THEREWITH**
- G. RESOLUTION AUTHORIZING AMENDMENTS TO \$3,000,000 VILLAGE OF GERMANTOWN, WISCONSIN INDUSTRIAL DEVELOPMENT REVENUE BONDS, SERIES 2007A, 2007B AND 2007C (CAIN INDUSTRIES, INC. PROJECT) ISSUED ON MAY 15, 2007**
- H. APPOINTING BOND ATTORNEY**
- I. APPROVAL OF DESIGN, PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT FOR FIREMEN'S PARK**
- J. SECONDHAND ARTICLE DEALER MALL/FLEA MARKET LICENSE RENEWAL MAY 1, 2013 – APRIL 30, 2015 - BEVERLY J. SOLOMON d/b/a PILGRIM ANTIQUE MALL – W156 N11500 Pilgrim Road**
- K. APPROVAL OF NEW LIQUOR LICENSE AGENT FOR SPEEDWAY #4465, W178 N9653 RIVERSBEND LANE, MARY JO GRIGGS, 623 S. MAIN STREET, WEST BEND, 53095**
- L. SETTLEMENT OFFERED BY CHUBB FOR CLAIM RELATED TO WELL #11, DISCUSSION/ACTION**
- M. PURCHASE 29, 2" SINGLE JET WATER METERS FROM METRON-FARNIER FOR \$24,505**

XI. NEW BUSINESS continued:

- N. CONSIDERATION OF PURCHASE OF METRON-FARNIER 6" SINGLE JET WATER METER**
- O. 2014 ROADS – SELECTION FROM GEOTECHNICAL REPORT FINDINGS**
- P. PURCHASE OF THERMAL IMAGING CAMERA – FIRE DEPT.**
- Q. PURCHASE OF GAS METERS – FIRE DEPT.**
- R. RECOMMENDATION BY STATEWIDE SERVICES, INC. REGARDING CLAIM OF 2/23/13, DONNA PETER, W107N10524 BRIDLE PATH**
- S. AN ORDINANCE AMENDING §1.372 OF THE MUNICIPAL CODE OF GERMANTOWN AS IT RELATES TO THE SENIOR CENTER ADVISORY COMMITTEE TO TRANSFER THOSE RESPONSIBILITIES TO THE PARKS AND RECREATION COMMISSION**
- T. PARK & RECREATION COMMISSION APPOINTMENTS**

Trustee	Terri Kaminski**	04/16/2013 – 04/15/2014
Member	Scott Coulthurst	05/01/2013 – 04/30/2016
Senior Club Member	Arline Flesch	05/01/2013 – 04/30/2015
- U. AGREEMENT BETWEEN THE VILLAGE OF GERMANTOWN AND THE GERMANTOWN PROFESSIONAL POLICE ASSOCIATION LOCAL 306 FOR A SUCCESSOR COLLECTIVE BARGAINING AGREEMENT. THE VILLAGE BOARD MAY ENTER INTO CLOSED SESSION PER WI. §19.85 (1)(e) FOR THE PURPOSE OF DELIBERATING OR NEGOTIATING, WHEN COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION AND THEN MAY RE-ENTER OPEN SESSION TO TAKE SUCH ACTION AS IT DEEMS APPROPRIATE**

XII. ADJOURNMENT

THE NEXT VILLAGE BOARD MEETING WILL BE ON MAY 6, 2013 AT 7:00 P.M.

UPON REASONABLE NOTICE, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For Additional information or to request this service please contact the Village Clerk at (262)250-4740 at least 2 days prior to the meeting.

Notice is given that a majority of the Village Board may attend this meeting to gather information about an agenda item over which they have decision making responsibility. This may constitute a meeting of the Village Board per State ex rel. Badke v. Greendale Village Board, even though the Village Board will not take formal action at this meeting.