

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING
MINUTES
AUGUST 19, 2013**

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

ROLL CALL: President Wolter, Trustees Baum, Daniels, Ewert, Hughes, Kaminski, Vanderheiden, and Zabel. Trustee Werderman arrived at 7:06 p.m. Also present: Administrator Schornack, Attorney Sajdak, Finance Director Rath, Engineer Bischke and Clerk Goeckner.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT: None.

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:
Melissa Moran – W149 N9857 Tree Tops Court – Requested Village Board to reexamine the ordinance regarding leaf and open burning and provided the Board members with information to consider. President Wolter suggested she contact the Chair of the Public Safety Committee to request it be placed on an agenda.

CONSENT AGENDA:

A. **MINUTES** - August 5, 2013

B. **ACCOUNTS PAYABLE/PAYROLL**

1.	July 2013	Accounts Payable	\$ 37,713.55
2.	August 10, 2013	Accounts Payable	\$1,113,049.85
3.	August 13, 2013	Payroll (hourly)	\$ 248,696.39
4.	August 15, 2013	Payroll (salary)	\$ 76,919.09

C. **OPERATOR LICENSES: AUGUST 20, 2013 – JUNE 30, 2014**

Shanaye J. Brownmiller, Sharmika J. El-Amin, Christine C. Hellman, Beverly A. Keesler, Triscia H. Kellom, Daniel J. Marchewka, Tiffany A. Rutecki, Meghan J. Slavik, and Calvin Yee

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

D. **AUTHORIZE PURCHASE OF USED PICKUP TRUCK TO REPLACE THE ENGINEERING DEPT.'S GMC SONOMA AT A PRICE NOT TO EXCEED THE \$15,000 AVAILABLE IN ACCOUNT #10-541-570-8100**

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

E. **APPROVE DANCE LICENSE, ST. BONIFACE CONGREGATION, W204N11940 GOLDENDALE RD., GERMANTOWN, AUGUST 31ST 4:00 PM TO 11:00 PM AND SEPTEMBER 1ST 10:00 AM TO 10:30 PM**

F. **APPROVE ORDINANCE AMENDING SECTIONS: 12.02(5) INTOXICATING LIQUOR AND FERMENTED MALT BEVERAGES – LICENSE APPLICATION; 12.11(2) PAWNBROKERS AND SECONDHAND ARTICLE & JEWELRY DEALERS – APPLICATION; 12.12(1) COIN DEALERS – LICENSE REQUIRED, OF THE**

CONSENT AGENDA - continued

MUNICIPAL CODE OF GERMANTOWN ELIMINATING THE REQUIREMENTS OF THE APPLICANT TO SUBMIT A RECENT PERSONAL PHOTOGRAPH AND TO BE FINGERPRINTED.

MOTION (Vanderheiden/Baum) to approve Consent Agenda Items A-F by roll call vote, carried unanimously.

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

UNFINISHED BUSINESS: None

NEW BUSINESS:

A. APPROVAL OF FINAL AUDIT SERVICE FROM BAKER TILLY VIRCHOW KRAUSE FOR CLOSEOUT OF TID'S NO. 3 & NO. 5

Finance Director Kim Rath presented information to the Board on the proposal of Baker, Tilly, Virchow, Krause to perform the services necessary to closeout TID's #3 & #5 at a cost of approximately \$5,000-\$6,000 per TID, which includes the final audit. Any remaining dollars after closure are divided and disbursed to all taxing jurisdictions. The Village's share of that is approximately \$130,000. **MOTION (Vanderheiden/Baum) to accept the proposal by Baker, Tilly, Virchow and Krause to perform the necessary services to closeout TID's #3 & #5. Discussion. By roll call vote, carried unanimously.**

B. DEVELOPMENT AGREEMENT FOR TCI, LLC

MOTION (Zabel/Baum) to approve Development Agreement for TCI, LLC.

Property is north of Waste Management property. **Roll call vote, carried unanimously.**

Village Board determined to discuss Item D first as the other party for Item C had not arrived.

D. MOTION (Baum/Zabel) to go into closed session for the performance review of Fire Chief per Wis. Stat. §19.85 (1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility and then may re-enter open session to take such action as it deems appropriate by roll call vote at 7:26 p.m., carried unanimously.

MOTION (Baum/Zabel) to go into open session at 8:15 p.m., carried unanimously.

MOTION (Zabel/Baum) to direct the Village Board President to act on the recommendations as discussed in closed session as it relates to Item 'D', carried unanimously.

C. MOTION (Baum/Ewert) to go into closed session for potential land acquisition of a portion of Tax Key No. 211-985, as per Wis. Stat. §19.85(1)(e) for the purpose of deliberating or negotiating, when competitive or bargaining reasons require a closed session and then re-enter open session to take such action as it deems appropriate, by roll call vote at 7:25 p.m., 7 yes, 2 no (Zabel, Vanderheiden), motion carried.

NEW BUSINESS – continued

MOTION Kaminski/Baum to go back into closed session at 8:18 p.m. to discuss Item 'C' for the potential land acquisition of a portion of Tax Key No. 211-985, as per Wis. Stat. §19.85(1)(e) and include Troy Schmidt, by roll call vote, 7 yes, 2 no (Zabel, Vanderheiden), motion carried.

- E. MOTION (Zabel/Baum) to go into closed session for the Germantown Municipal Employees Union Local 730 negotiations; and Germantown Technical/Clerical Employees Union Local 820 negotiations, per Wis. Stat. §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 and then may re-enter open session to take such action as it deems appropriate by roll call vote, at 7:27 p.m., carried unanimously.**
- F. MOTION (Baum/Ewert) to go into closed session for the Village Administrator annual review, requesting the Village Administrator to remain and the Village Clerk and Village Attorney to be dismissed, per Wis. Stat. §19.85 (1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility and then may re-enter open session to take such action as it deems appropriate, by roll call vote, at 7:28 p.m., carried unanimously.**
Village Clerk and Village Attorney left at 9:10 p.m.
- MOTION (Zabel/Daniels) to adjourn the meeting at 9:20 p.m., carried unanimously.**
(As noted by Village Administrator Schornack)

Barbara K. D. Goeckner, MMC/WCPC
Village Clerk