

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
November 7, 2022**

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

ROLL CALL: Present: President Wolter, Trustees Baum, Hudson, J. Miller, R. Miller, Myers, Pieper, and Neureuther. Tr. Kaminski Absent Excused. Also present: Administrator Kreklow (Webex), Braunschweig, Manager Uselding, Director Standridge, Director Ratayczak, and Manager Hirn.

PLEDGE OF ALLEGIANCE:

PRESIDENT'S REPORT:

Polling locations will be open tomorrow from 7 am – 8 pm. If a voter needs assistance finding their polling location, they can look up their poll location, sample ballots online at myvote.wi.gov.

**ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC
INTEREST/DEPARTMENT AND COMMITTEE REPORTS:**

Saturday, November 12th, is the Christmas Celebration in the Village with the Candy Cane Run / Walk, Jingle Bell Dash, and Tree Lighting.

Tr. J. Miller commented on an article written by Joan Schulz in the Germantown Richfield Neighborhoods Magazine, about the 4th of July fireworks held in August. She thanked the individuals and businesses that helped make the event a success.

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

Chris Yatchak of Brownstone Court, came to the podium. Friday, November 11th, is Veterans Day. He reported on the upcoming Veterans Day Ceremony at 11 am on Sunday at the Veterans Memorial. The ceremony will be followed by a meal for the community at the Legend.

Melanie Smythe of Cedar Lane came to the podium. She commented on referendum signage language and missing signs, the audit and annual reports, police overtime, consultants, sewer and water rates and billing, and infrastructure costs.

President Wolter commented on the transparency and the 2023 budget information and numbers brought forward from Department Staff. President Wolter commented on the transitions that have occurred in the Fire Department and the coverage. President Wolter commented on the Police Department personnel additions from last year. The Budget Committee of Whole meetings were discussed.

Melanie Smythe distributed Strategic Priorities from 2020 from Paul Robeck.

Scott Hefle of Old Farm Road came to the podium and commented on the Strategic Priorities Report and the 2050 plan.

President Wolter read an email from Carol and Bill Schneider, entitled water bill/newsletter/bonus for Village Employees.

CONSENT AGENDA:

- A. Approval of Minutes October 17, and October 19, 2022 Meetings.
- B. Accounts payable/payroll:
 - 1. October 14, 2022 Accounts Payable \$ 1,480,460.65
 - 2. October 21, 2022 Accounts Payable \$ 117,498.17
 - 3. October 28, 2022 Accounts Payable \$ 184,350.23
 - 4. October 25, 2022 Payroll \$ 252,398.17
 - 5. November 8, 2022 Payroll \$ 259,021.43

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

- C. Purchase replacement pump from Xylem Water Solutions USA, in an amount not to exceed \$20,741.50, for lift station seven.
- D. Purchase of Wastewater Utility Off-Highway Vehicle with trailer from John P. Lochen Company, Inc., in an amount not to exceed \$28,095.

Motion (Myers/R. Miller) to approve consent agenda items C-D. Tr. J. Miller commented to pull the minutes and accounts payable/payroll. Roll call vote carried unanimously.

Motion (J. Miller/Hudson) to approve the October 17 and October 19 minutes and amend the October 17 minutes to state that Ben Hubrich's comments were positive comments on Multi-housing owner occupied and to include if the comment was positive or negative. Attorney Sajdak advised on the requirements of minutes, that the actions such as motions and seconds are the requirements of the minutes. Motion carried unanimously.

Item B from October 14th, The Michaels Road and Payne & Dolan checks were for road projects. Motion (J. Miller/Baum) to approve item B. Accounts Payable/Payroll. Roll Call carried unanimously.

UNFINISHED BUSINESS:

- A. Library Condenser Funding.

Motion (J. Miller/Myers) to fund the library condenser replacement from General Fund Reserves. Motion failed.

Motion (Hudson/J. Miller) to fund the library condenser replacement from ARPA funds in an amount not to exceed \$202,000. Discussion ensued of the Washington County Library Agreement as it states that the funds can be used for maintenance, as a 50/50 match. Discussion ensued that the Library Board would vote on the use of the funds. Discussion ensued to hear from the Library Board. Hudson withdrew the motion.

Motion (Pieper/Hudson) to send the item back to the Library Board for their vote. Discussion ensued that the library is included in the Village maintenance of buildings. Up until 2020 maintenance was paid for by the Village. The library roof maintenance was paid by the Village and library. History of the maintenance as paid for by the Village was discussed. Motion carried unanimously.

PUBLIC HEARING:

- A. None.

NEW BUSINESS:

Motion (Pieper/Hudson) to take items out of order and move item I and J. to the top. Motion carried unanimously.

- I. Resolution 37-2022, Disallowance of Claim, Nancy Rydell.

Motion (Pieper/Myers) to table the item to the November 21 meeting. Discussion ensued of needing more information from staff. Motion carried unanimously.

- J. Resolution 38-2022, Disallowance of Claim, David Gogert.

Chief Snow gave history to this item as it began in Jackson. The Village was assisting Jackson. Jackson denied the claim. Motion (Pieper/J. Miller) to approve the claim. The Village Attorney reported and advised on discretionary immunity. Motion failed.

Motion (Baum/Hudson) Resolution 38-2022, Disallowance of Claim, David Gogert. Roll Call Vote carried. J. Miller, and Pieper voted no.

- A. Resolution 35-2022, Amendment Agreement for the Operation of the Mid- Moraine Municipal Court as it relates to the addition of the Town of Polk, Town of West Bend, and the Big Cedar Lake Protection and Rehabilitation District.

Motion (Myers/R. Miller) to approve Resolution 35-2022, Amendment Agreement for the Operation of the Mid- Moraine Municipal Court as it relates to the addition of the Town of Polk, Town of West Bend, and the Big Cedar Lake Protection and Rehabilitation District. Motion carried unanimously.

- B. Class B Temporary Beer License for St. Boniface Congregation, W204 N11968 Goldendale Road, Lent Fish Fry, February 24, March 3, March 10, 2023 from 4-7 p.m.

Motion (Hudson/Neureuther) to approve Class B Temporary Beer License for St. Boniface Congregation, W204 N11968 Goldendale Road, Lent Fish Fry, February 24, March 3, March 10, 2023 from 4-7 p.m. Motion carried unanimously.

- C. Application for Public Grant Program, Christmas Tree Lot Sales, VFW Post 9202 Germantown, held parking lot W156N9666 Pilgrim Road, Hillcrest Center.

Motion (Myers/Hudson) to approve Application for Public Grant Program, Christmas Tree Lot Sales, VFW Post 9202 Germantown, held parking lot W156N9666 Pilgrim Road, Hillcrest Center. Motion carried unanimously.

- D. Ordinance No. 20 –2022 Rezoning application to create a Planned Development District (PDD) with an underlying Rm-3: Multi-Family Residential Zoning District, Resolution No. 36-2022 adopting Conditions & Restrictions for the Meissner Planned Development District (PDD) and 2-Lot Certified Survey Map (CSM) to divide the property. Accurate Surveying & Engineering, Applicant for Elwood E. & Susan A. Meissner, Property Owners of N96 W16248 County Line Road and W162 N9630-32 Mayflower Drive.

Motion (R. Miller/Baum) to approve Ordinance No. 20 –2022 Rezoning application to create a Planned Development District (PDD) with an underlying Rm-3: Multi-Family Residential Zoning District, Resolution No. 36-2022 adopting Conditions & Restrictions for the Meissner Planned Development District (PDD) and 2-Lot Certified Survey Map (CSM) to divide the property. Accurate Surveying & Engineering, Applicant for Elwood E. & Susan A. Meissner, Property Owners of N96 W16248 County Line Road and W162 N9630-32 Mayflower Drive. Motion carried unanimously.

- E. Football Field Usage Lease Agreement, January 1, 2023 – December 31, 2023, Hawks Football Program.

Motion (Myers/Hudson) to approve Football Field Usage Lease Agreement, January 1, 2023 – December 31, 2023, Hawks Football Program.

Motion (Pieper/Myers) to amend and keep the fees at \$12. Discussion ensued of alternate bids. The Village Attorney advised and clarified that the Warhawks is an organization with hundreds of participants of the area community and there is no conflict. Motion failed. Motion to approve carried. Myers voted no.

- F. Foth services agreement, not to exceed \$54,050 for rehabilitation and painting of water tower three on Mequon Road.

Motion (Myers/Baum) to approve Foth services agreement, not to exceed \$54,050 for rehabilitation and painting of water tower three on Mequon Road.

Superintendent Haugan reported on the item and the DNR reporting requirements and the effect of staff levels. He is balancing wait for tower four to be completed prior to completing. The permitting timeline is unknown right now. This will be bare metal and tented. There is painting inside and out and will take about 90 days. There will be a drain down. There is a combined water / sewer project west of Pilgrim. Discussion ensued of possibly including with another project. Discussion ensued of additional information and multiple bids.

Motion (J. Miller/Hudson) to get additional bids for rehabilitation and painting of water tower three on Mequon Road. Motion carried unanimously.

- G. Award of Bid Package #2 for the DPW Facility.

Motion (Myers/Baum) to approve bid packet #2 for the DPW Facility. This is for the remainder of the bid backage site. There will be one more coming forward, fuel station, salt shed, and water. Award of the twelve contracts. Roll Call Vote Carried Unanimously.

H. DPW Facility and Project Update.

Director Ratayczak gave a report. Mike Moore of Moore Construction commented that the bids are coming in 5% underbudget. Next is the ancillary building bids. The roofing is under budget. The ancillary buildings share the same type of roof. There were 36 bids. Currently starting to move dirt to be ready for footings in March.

The road near the Cul-de-sac is concrete and curb and gutter related to the TID Road. Planning an electronic sign that is similar size to high school sign to advertise information for residents.

Discussion ensued that the unit prices are locked in with the bid process. Discussion ensued of the abandoned filled wells. Working with the Fire Department on the asbestos removal and burning.

- K. Data Recovery, The Village Board May Enter into Closed Session per Wis. Stat. § 19.85(1)(e) for the purpose of Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and then may reconvene into open session to take such action as it deems appropriate.

Motion (Myers/R. Miller) to Convene into closed session at 9:13 pm and include the Village Board, Village Administrator, Manager Hirn, and Village Attorney. Roll Call Vote Carried Unanimously.

ADJOURNMENT.

ADJOURNMENT: There being no further business, the meeting adjourned at 10:40 p.m.

The next regular meeting of the Village Board and Budget Public Hearing will be on Monday, November 21, 2022, at 7:00 p.m.

Respectfully Submitted,
Deanna Braunschweig