

MEETING MINUTES
PUBLIC SAFETY COMMITTEE MEETING
JUNE 5, 2023
GERMANTOWN VILLAGE HALL BOARD ROOM

CALL: The meeting was called to order at 6:00 p.m. by Chairman Hudson.

ROLL CALL: Chairman Hudson, Trustees Baum, Neureuther. Pieper was absent and excused.

Also present were Police Captain Merten, Fire Chief Delain, Administrator Kreklow, Attorney Sajdak.

APPROVAL OF MINUTES: a motion was made by Baum, seconded by Neureuther, to approve the minutes of the May 15, 2023 Regular Public Safety Committee meeting. Motion to approve the minutes carried unanimously.

POLICE DEPARTMENT MONTHLY REPORT: Merten reported on the following:

- Retail thefts were up for Fleet Farm, Walmart
- Retail thefts involving ammunition are more time consuming for the department and require the response of at least two officers due to the possibility of a firearm being involved
- Vehicle break-ins have been occurring, majority have happened in subdivisions in the southeast area of the Village and the department has increased directed patrol in those areas
- Hudson questioned whether the vehicle break-ins have been in garages or driveways, Merten responded that most occur in driveways but there have also been some inside of garages that were left open

FIRE DEPARTMENT MONTHLY REPORT: Delain reported on the following:

- The monthly report is missing from the agenda packet, he will provide the report at next month's meeting
- The department responded to the mulch fire in Slinger to assist
- They also responded to a house fire in the Village which was contained with minor damage
- The remodel in the fire station bay is in progress with tents set up outside to store their items, they hope to have the project completed by next week

OVERTIME REPORTS: Merten advised the police department overtime has remained status quo with a shortage of 3 officers; two are still in field training and the department is going through the application process to fill the vacancy. Baum asked when the new recruits would be working solo, Merten advised it would be sometime late in summer.

Delain had nothing new to add for fire department overtime report.

POLICY UPDATES FOR POLICE & FIRE DEPARTMENT:

Police Department – none

Fire Department - none

CITIZEN INPUT: Melanie Smythe of N140 W17938 Cedar Lane stated that she had concerns about the agenda item “Alternatives for Funding Additional Public Safety Positions” as there was only one additional slide added to the presentation. She added that Scott Hefle had met with Administrator Kreklow and Interim Finance Director Uselding to look into ways to fund additional positions for police and fire, and Hefle had requested looking into this matter in 3 different ways:

1. What if the Village does nothing
2. Shift the fire protection fees in a budget format
3. What results would occur if budget cuts were made affecting other departments

Regarding the referendum, Smythe does not feel the Village can wait until the Fall 2024 election for the changes that need to be made to staffing. She requested the committee to ask Administrator Kreklow to provide examples in budget format to show where money could come from within the village budget to fund the positions for police and fire. She asked that available options be considered, such as TIF funds, utility fees added to water bills, Village surplus funds.

Scott Hefle of W159 N10514 Old Farm Road stated that a lot of work has gone into looking at other options, he attended meetings with Kreklow and Uselding. Hefle noted that in the last 10 years the Village has added 2 officers and total funding for the police department has gone up less than \$500,000 in that same time period. Population has increased and service calls continue to go up. Hefle added that overtime is accruing at a rate that could fund 2 officers a year, or firefighters, and he feels a public fire protection fee would work. He also asked what the contingency plan would be if the referendum does not pass, and if the Village Board is prepared for that possibility. Hefle reminded the committee that even if the referendum would pass in 2024, the police and fire departments would need time to get hiring and training done which would be about 2 years from now. He would like to see that Village act on this now.

Jan Miller of W151 N10297 Windsong Circle W referred to a proposal she had presented for getting additional police and fire personnel through use of the Public Fire Protection Fee, and advised that with approval the Village could switch the PFP fund from the General Fund to the Water Utility Fund, with the resulting funds available for personnel costs. J. Miller noted that the cost to taxpayers would result in about \$52.00 annually per user and would be billed on quarterly utility bills. She also said there

should be funds available now that the 2021 audit has been completed, so that would be a possibility. She requested that the village consider using these available funds from various sources to obtain a few additional hires for police and fire until the referendum can be held. She also mentioned the state shared revenue bill which may provide some additional funding. J. Miller advised that as a resident, she would like to see additional personnel hired for safety reasons.

UNFINISHED BUSINESS:

ALTERNATIVES FOR FUNDING ADDITIONAL PUBLIC SAFETY POSITIONS:
Hudson referenced the 3 citizen speakers who had spoken on this topic and asked committee members if they had any comments.

Neureuther commented that he still stands by the comments and decisions he voiced at last month's meeting on this topic and feels there should be enough funds in the current budget to allow for 2 officer positions and 6 firefighter positions for the year 2023, noting that by the time these positions were filled there would be possibly 4-5 months left in the year. He added that the number of positions being requested likely could not be filled in one year and should probably be spaced out over a few years. Neureuther advised that by filling some of these positions now, the Village would be acknowledging the safety concerns being expressed by the public and this decision would not be dependent on the results of a possible referendum. He also indicated he feels this could be done with careful consideration of where budget cuts could be made.

Kreklow spoke next and advised he could answer some of the questions that have come up. He said the referendum could be held in April of 2024 and would not have to wait until the fall elections as originally thought. Regarding budget adjustments, to come up with \$600,000 would result in a 6.1% budget cut across the board from all departments. The details of these budgetary cuts could include reductions in staffing, services, etc. If Public Works was removed from this scenario along with police and fire, other departments' budgets would be affected by a possible 12% cut. He used the library as an example and said the Village is at a minimum tax levy support for the library that is required in order to get the funds from the county, so any reductions there would compromise the money received to support library operations. He added that the departments that would likely be affected the most by these cuts would be engineering, community planning, park and recreation, clerk's office, and administration. Kreklow stated that he had gone through the budget numbers with finance and felt the number \$600,000 was not attainable without a significant impact to these other departments. He also expressed concern that by delaying purchases in order to accommodate the funding for the public safety positions, the village would be creating a backlog of items necessary to maintain village services. Kreklow spoke regarding the state shared revenue which has not been adopted yet, but if it passes, the Village may receive an additional \$498,000 per year which would increase over time as taxes increase.

Kreklow stated his recommendation to the committee would be to consider a referendum to fund these public safety positions.

Discussion continued with Hudson asking if property taxes were increased by the maximum amount allowed, how much would that be. Kreklow said they don't have the numbers yet, but maximum would be about \$250,000 and half is already designated for other areas. Hudson also asked about surpluses from prior years, Kreklow stated the problem with using funds designated as surplus is that it is a one-time use and wouldn't help with a recurring cost.

Neureuther asked if the surplus numbers were 2022 were available, Kreklow said there were no final numbers yet, but it was expected to be less than 2021. Neureuther also discussed costs for implementing new positions this year yet and figured \$460,000 for 6 months for 2 officers and 6 firefighters – he did not have a squad car figured into this number. After July it would be under \$400,000 and he believes there is a way to find these funds by looking at the budget, surplus money, and mentioned the \$52,000 designated for the public relations firm.

Kreklow told the committee that he felt it would be important to first have a plan in place before making plans to fund positions for this year and the next. He also explained some of the problems that municipalities face with large expenditures and said that was one reason referendums were put in place, so voters would have an opportunity to vote for or against.

Baum referred to tax increases and said the time for zero increases has passed, then asked about taxes on new developments; Kreklow explained how taxes on new buildings or developments are assessed, and options which the Board could look into. Baum noted that it would take several months before police and fire hires are able to work on their own, so this problem does not have a quick fix. There have been improvements made to staffing in the past, he said they now need to find ways to get people to the departments in need and this discussion has touched on some possibilities for funding, including TIF funds, money from the state shared revenues, tax increases. He added this matter will likely go to referendum but he is not completely in favor of spending \$50,000 for marketing expenses.

A motion was made by Neureuther, seconded by Baum, to request the Administrator and Finance Director to examine the budget for this year and all other sources of revenues or cuts in expenditures that were previously mentioned and come back next month with a dollar amount of what those numbers would be.

Discussion followed with Baum stating they should define what staffing level they want to consider and give specific numbers. He amended the previous motion that the dollar

values being considered are for two police officers and four firefighters, and that funding for a police squad car is sought through capital borrowing and a decision on what to remove from capital borrowing so the funds are available for a squad purchase.

Baum asked Kreklow about the cuts he had mentioned, Kreklow said he recognized the committee would not want to see cuts made in the police and fire departments since they are looking at adding to police and fire. Baum said he struggled with the idea of cuts to staffing, which could affect the level of service expected by the public. Hudson pointed out there is \$350,000 from the 2021 budget in surplus, potentially \$500,000 coming from the state, possible \$200,000 - \$300,000 from tax increases. Kreklow reminded the committee that he would prefer not to use one-time revenues for these positions unless there is a plan in place for the entire \$600,000 for next year. Baum stated he would generally agree with that principle but felt that changes in the tax structure would bridge the gap between what they anticipate to be continual revenues from the state and the estimated costs.

A vote was taken on the amended motion and original motion, and were carried unanimously.

NEW BUSINESS:

- A. The following have applied to the Village Board of the Village of Germantown, Washington County, Wisconsin, for RENEWAL of a "Class B" Fermented Malt Beverage and Intoxicating Liquor License for the period commencing July 1, 2023, and ending June 30, 2024:

1. Barley Pop Brew Haus, LLC, Jodi Kanzenbach, Agent, W4535 County Road A, Fredonia, d/b/a Barley Pop Pub & Restaurant, N116W16137 Church St First Floor, Basement Storage, outside beer garden located on North Side of Building and an additional 35'x39.10' on the Western Side of business. During July 4 parade beginning at 11 am outside extension from east end of building to western end to sidewalk.
2. WI Bier Stube LLC, Charles Hastings, Agent, N116W15841 Main Street, d/b/a Von Rothenburg Bier Stube, N116 W15863 Main Street. Basement keg cooler, 1st floor bar, includes outside fenced beer garden and garage extended to parking lot open until 10:00 p.m.
3. BSC Wisconsin LLC, Eric D Schroeder, Agent, N132W17573 Rockfield Road, Richfield, d/b/a Big Sky Country Bar & Grill, W204N11498 Goldendale Rd, Bar Area, Dining Area on First Floor, Banquet / Dining Area in basement, Office and 8' x 55' outside patio on side open until 10:00 p.m.
4. Black Dog Hospitality LLC, Jake Woller, Agent, N112W21209 Mequon Road, d/b/a Bixenberg Tavern, N112W21209 Mequon Road, NE Room of Building, 1st floor; East Patio; SE of Building on First Floor, and South Deck.

Stored in Basement and Northeast side of Building on First Floor.

5. Blackstone Creek Golf Club Ltd, Troy Schmidt, Agent, N105W14467 Wilson Circle, d/b/a Blackstone Creek Golf Club, N112W17300 Mequon Rd, Clubhouse bar, golf shop, includes golf course property of 156 acres.
6. Blazin Wings, Inc, Allen Hart, Agent, d/b/a Buffalo Wild Wings, N96 W17990 County Line Rd Patio, dining, bar, and beer cooler in kitchen. Attached patio with hours restricted between 10:00 pm and 8:00 am Reserve.
7. Bubs on Main LLC, Scott Pecor Agent, 10908 N Essex Drive, d/b/a Bubs Irish Pub, N116W16218 Main Street, Bar and Banquet, South Side Entry Ramp and Two Triangle Grassy Areas on Southeast side of building
8. Brinker Restaurant Corporation, James Linderman, 142 N Western Ave #J, Neenah, d/b/a Chili's Grill & Bar, N96W18640 County Line Rd; dining area and bar area, storage and five to go parking areas.
9. Das Barrel Room LLC, Mark Brooks, Agent, N52W14018 Aberdeen Dr, Menomonee Falls, d/b/a Das Barrel Room, W201N10466 Appleton Ave, Main Building Basement Bar, Storage Room, Dining Areas, Deck and Lawn off back of building.
10. Eastern Kettle Moraine Moose Lodge 1238, William Numrich, Agent, N88W17521 Christman Road, Menomonee Falls, d/b/a E.K.M. Moose Lodge, W198N10217 Appleton Ave, includes main building, kitchen, hall, and outside pavilion 22' x 20', and open area for Lodge picnics including buildings to be open until 10:00 pm, 480' x 525' grounds area.
11. Fawn Lane, LLC, Boro Buzdum, Agent, 7697 County Highway WW, West Bend, d/b/a Buzdum's Pub & Grill, W188N10515 Maple Rd First Floor and basement and patio and field.
12. Florian Park, Inc., Ryan Rahl, Agent, 311 Preserve Way, Colgate, d/b/a The Florian, N111 W18611 Mequon Rd three interior bars in two ballrooms, liquor storage room, beer cooler, includes outside premise Willow Path, Willow Gardens, and Willow Point on south end of Willow Pond to be open until 10:00 p.m. and outdoor designated smoking area to the north of property.
13. Germantown American Legion Post #1, Inc, James A. Heimann, Agent, 2584 Country Aire, Cedarburg, d/b/a Germantown American Legion Post #1, N120 W15932 Freistadt Rd, Hall, bar, lounge, walk in cooler, office storage.
14. Goldendale Legacy LLC, Emily Schaefer, Agent, 1510 Greentree Road, d/b/a Broken Chandelier, W204 N11912 Goldendale Rd. (First Floor, basement, includes horseshoe courts, path, outside fenced area to be open until 10:00 p.m., and outside front porch area)
15. Northridge Automotive Enterprises, Inc, David L Iverson, Agent, N166W19523 Ravens Way, Jackson, d/b/a Ivey's at Main, W157N11618 Fond du Lac Ave, 2300 square foot restaurant, and outside patio in front of building until 10:00 pm
16. Matteos AC LLC, Karla Coites, Agent, 761 S River Road #8, West Bend, Matteo's, W156 N11058 Pilgrim Rd, Bar Area, Dine In Area, Patio, Office, Hall

and Kitchen

17. Barley Pop Brew Haus, LLC, Jodi Kazenbach, Agent, 709 S 2nd Ave, West Bend, d/b/a The Precinct, W161N11629 Church St Includes outside patio and additional 23'x35.9' beyond patio.

18. Robin L. Bird, LLC, Robin L. Bird, Agent, W188N13367 Maple Rd, Richfield, d/b/a Sports Corner Bar & Grill, W187N12793 Fond du Lac Ave includes main floor, basement, outside volleyball courts and smoking room to be open until 10:00 pm

19. ST1X Golf Entertainment Bar LLC, Robert Stafford, Agent, 13985 N Pine Bluff Rd, Mequon, d/b/a Stix Golf, W164N11271 Squire Dr

20. Tiny T's, Christine Brockman W156N11625 Pilgrim Road, W156 N11638 Fond du lac, d/b/a Tiny T's, bar, basement, outside patio, 4th of July, sand area backyard behind building and to the side of the garage for summer / fall bags

21. Wolverine WI LLC, Charles Hastings, Agent, N116W15841 Main Street, d/b/a WI Big Boy, N116 W15841 Main St, keg cooler basement, upstairs liquor room, bar area, includes outdoor deck open until 10:00 pm

B. The following have applied to the Village Board of the Village of Germantown, Washington County, Wisconsin, for RENEWAL of "Class C" Wine License for the period commencing July 1, 2023, and ending June 30, 2024:

22. Latitude Café LLC, Shackar Levy, N87W15878 Bellevue Blvd, Menomonee Falls, Latitude Café' LLC, W156N9635 Pilgrim Road, Wine in locked cabinet and dining area

23. Old Germantown LLC, Scott Sommer, and Georgene Sommer, W148N12696 Pleasant View Dr, Main Café, Brewery, Outdoor Patio, Future Storage included in Storage Building to the East of Main Facility

C. The following have applied to the Village Board of the Village of Germantown, Washington County, Wisconsin, for RENEWAL of a Class "B" Fermented Malt Beverage License and "Class C" Wine License for the period commencing July 1, 2023, and ending June 30, 2024:

24. Brama's Pizzeria LLC, Carrie Wegner, N116W12831 Elm Lane, d/b/a Brama's Pizzeria, N112W16700 Mequon Road, Coolers, and bar area located on the West wall, rear of restaurant in locked storage room / office, parking lot area in front of restaurant.

D. The following have applied to the Village Board of the Village of Germantown, Washington County, Wisconsin, for RENEWAL of a "Class B" Winery License and Class "B" Fermented Malt Beverage License for the period commencing July 1, 2023, and ending June 30, 2024:

25. Apple Works Winery LLC, Kevin H. Behnke, Agent, W179N12536 Fond Du Lac Ave., d/b/a Apple Works Winery/Behnke Estates, W179N12536 Fond Du Lac Ave. Winery Store/Sales, and Tasting Room Pole Building; Wine Manufacturing and storage; Includes outdoor patio area and tent

E. The following have applied to the Village Board of the Village of Germantown, Washington County, Wisconsin, for RENEWAL of a "Class A" Fermented Malt Beverage, including cider, and Intoxicating Liquor License, for the period commencing July 1, 2023, and ending June 30, 2024.

26. Aldi Inc., Jessica Lomibao, Agent, 254 Nicks Way, Belgium, d/b/a Aldi #67, N96W18838 County Line Rd. Single Story Brick Bldg., Grocery Store, Alcohol Beverages will be sold on the sales floor and stored in the backroom

27. Colgate Gas, Inc, Didar Singh, Agent, W150N7248 Paseo Lane, Menomonee Falls, d/b/a County Line BP, N96 W21962 County Line Rd, Shelves, Cooler, Beer Cave, Storage

28. Kwik Trip, Inc., Kimberly Kuecker, Agent, 320 N German St, Mayville, d/b/a Kwik Trip 631, W188N10963 Maple Rd storage coolers, Sales Floor and Behind Counter

29. Sendik's Germantown LLC, Theodore Balistreri, Agent, 5566 N Diversey Blvd, Whitefish Bay, d/b/a Sendik's Food Market, N112W15800 Mequon Rd, store, and storage, includes exterior parking stalls designated for on-line grocery pick up

30. Ultra Mart Foods, LLC., Kristi O'Connor, Agent, 9611 W Forest Home Ave, Hales Corners, d/b/a Pick 'n Save 6357, N112 W16200 Mequon Rd. Grocery and liquor store, includes exterior parking stalls designated for on-line grocery pick up. Displayed throughout the store.

31. Walgreen Co., Vickie Matt, Agent, 10174N9444 Devon Wood, Menomonee Falls, d/b/a Walgreens #05427, W156 N11261 Pilgrim Rd, 13,906 square foot building

32. NSM Enterprises LLC owned by Naheed Naseem, Naseem Abbas, Agent, N114W15775 Sylvan Ct, 20, d/b/a Willow Creek BP, W201 N10451 Appleton Ave, Behind the Counter, Back Office, Stock Area

33. Wal-Mart Stores East, LP, Alexey Hunt, Agent, 202 Royal Court, Appleton; d/b/a Wal-Mart 1515, W190N9855 Appleton Ave, 103,075 square foot building, 1,465 foot in front of building for display and storage, and outside parking lot specifically designated for online grocery pick up)

F. The following have applied to the Village Board of the Village of Germantown, Washington County, Wisconsin, for RENEWAL of a Class "A" Fermented Malt Beverage, including cider for the period commencing July 1, 2023, and ending June 30, 2024

34. Fleet Farm Group, LLC, Shawn Stockfish, Agent, N173W20425 Crestview Dr, Jackson, d/b/a Fleet Farm, N9618200 County Line Road, on pallets/shelves and in back room

35. Speedway, LLC, Richard Eastham, Agent, 8290 W Orchard, West Allis, d/b/a Speedway 4465, W178 N9653 Riversbend Lane, Store, walk in cooler, sales area, storage / furnace room.

36. Speedway, LLC, Dawn Reith, Agent, N75W222586 Cherry Hill Rd, Sussex, d/b/a Speedway 4495, W164 N11233 Squire Dr, store, walk in cooler, sales area / storage furnace room.

A motion was made by Baum, seconded by Neureuther, to forward a recommendation of approval to Village Board for New Business Items A, B, C, D, E, F and all 37 items except for Item A-9, Das Barrel Room, which will be discussed separately. Merten and Delain advised there were no objections from police and fire departments. Motion carried unanimously.

DAS BARREL ROOM LLC, Mark Brooks Agent, N52 W14018 Aberdeen Dr., Menomonee Falls, d/b/a/ Das Barrel Room, W201 N10466 Appleton Ave., Main Building Basement Bar, Storage Room, Dining Areas, Deck and Lawn off back of building: Attorney Sajdak was present and advised some building related issues came up during the approval process for Das Barrel. Retzlaff scheduled two meetings with the owner to resolve those issues with zoning. He advised the police department has also responded to noise complaints at that business, but were unable to verify the complaints, there was no substantiation from the department for noise violations. He noted the police department routinely checks area bars in the community and have not noted any violations.

A motion was made by Baum, seconded by Neureuther, to forward this item under New Business A-9 to Village Board with a recommendation of approval. No objections from police and fire departments. Motion carried unanimously.

INTERGOVERNMENTAL AGREEMENT WITH THE GERMANTOWN SCHOOL DISTRICT REGARDING SCHOOL RESOURCE OFFICER PROGRAM: Kreklow advised the Intergovernmental Agreement with the School District has been in place for the past two years and is up for renewal for another two years. He added there have been no changes to the agreement.

A motion was made by Baum, seconded by Neureuther, to forward this item to Village Board with a recommendation of approval. Motion carried unanimously.

PURCHASE OF TOUGHBOOKS FOR THE POLICE DEPARTMENT USING GRANT FUNDS: Merten advised the department was requesting approval for the purchase of three Panasonic Toughbooks, including warranty and docking stations from Baycom for \$11,597.00. He stated the costs would be reimbursed through the DOJ Jag Grant.

A motion was made by Baum, seconded by Neureuther, to approve as presented for the purchase of the Toughbooks from Baycom for \$11,597.00. Motion carried unanimously.

NEXT MEETING: Hudson advised that next month's meeting will be held on Monday, July 10, 2023, at 5:30 p.m. in the Village Hall Boardroom.

ADJOURNMENT: there being no further business, the meeting was adjourned at 7:06 p.m.

Recorded by,

Julie L. Barth
Secretary