

MEETING: AMENDED-REGULAR MEETING OF THE COMMITTEE OF THE WHOLE

DATE & TIME: Wednesday, October 25, 2023 at 6:30 PM

**LOCATION: Germantown Village Hall Board Room
N112 W17001 Mequon Road**

NOTICE: Any member of the body and/or citizen may attend the meeting virtually through the WebEx platform, Meeting #: **2556 021 6148** Password: **XmcJVjU9h34** which can be accessed by phone at **1-408-418-9388** or by logging on at <https://villageofgermantown.my.webex.com/villageofgermantown.my/j.php?MTID=m0c5c69fda15f7702c7e164b0ee685a8f>

AGENDA

- 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. **APPROVAL OF MINUTES:**
 - A. October 24, 2023
- IV. **2024 WRAP UP AND PROPERTY TAX LEVY**
 - A. Wrap-Up Departmental Review
- V. **2024 PUBLIC SAFETY REFERENDUM**
 - A. Alternative Public Safety Staffing Referendum Questions
- VI. **APPROVAL OF PUBLICATION OF 2024 PROPOSED BUDGET NOTICE**
 - A. Public Hearing Notice
- VII. **NEXT MEETING DATE IF NEEDED:**
- VIII. **ADJOURNMENT:**

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.

MEETING:	REGULAR MEETING OF THE COMMITTEE OF THE WHOLE
DATE AND TIME:	Tuesday, October 24, 2023 6:30 PM
LOCATION:	Germantown Village Hall Board Room N112 W17001 Mequon Road

MINUTES

- 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.*

The Committee of the Whole was called to order by President Dean Wolter at 6:32 PM.

II. **ROLL CALL:**

Present: Trustee David Baum, Trustee Phil Hudson, Trustee Terri Kaminski, Trustee Jan Miller, Trustee Rick Miller, Trustee Bill Neureuther, Trustee Jolene Pieper(via WebEx), President Dean Wolter

Also Present: Philip Cosson of Ehlers, Finance Director Matthew Uselding, Deputy Clerk Kasie Miller, Support Service Manager Erin Hirn, Community Development Director Jeffrey Retzlaff, Park and Recreation Director Guilford Standridge, and Recreation Supervisors Patti Heinen and Sandy Doss.

Absent:

Excused: Trustee Dennis Myers

III. **APPROVAL OF MINUTES:**

A. October 17, 2023

Motion: Approve October 17, 2023 Committee of the Whole Minutes as presented

Motioned By: Phil Hudson

Seconded By: David Baum

Yes: David Baum, Phil Hudson, Terri Kaminski, Jan Miller, Rick Miller, Bill Neureuther, Jolene Pieper, Dean Wolter

No: None

Abstain: None

Motion Passed (Yes 8, No 0, Abstained 0)

IV. 2024 ALL OTHER BUDGETS REVIEW

A. TIDS

Philip Cosson from Ehlers presented reports for TIDs 6, 7, 8 and advised there was no report for TID 9 as there was no reporting requirement until 2024.

Highlights for TID 6: Base Value \$2,796,000, Incremental Value as of 01/01/2022 \$41,604,200, Year End Fund Balance \$260,967, Possible Close Out 2031/2032. TID 6 is in great financial shape, with a positive fund balance going forward. The last site is currently being developed, therefore there aren't many expenditures expected.

Highlights for TID 7: Base Value \$9,642,400, Incremental Value as of 01/01/2022 \$23,673,900, Year End Fund Balance \$462,645, Possible Close Out 2033. TID 7 has a large amount of cash flow due to Developments (Capstone Building #2 and #3) and the possible shortfall in payments through the JW Speaker Agreement. Nothing has been resolved at this point and 2024 would be considered their first shortfall payment, however, the bottom line is still in the positive for this TID.

Highlights for TID 8: This is a strong, mixed use district with healthy cash flow. Base Value \$640,700, Incremental Value as of 01/01/2023 \$180,681,200, Year End Fund Balance -\$686,651. The negative balance will get wiped out in 2024. Developments are Zilber building #6 and Dickman - Golden Pet. Cosson advises there are multiple opportunities for the Village for this TID: close out early, expand the TID, or use funds to donate to creation of a new TID (however, this wouldn't occur for another 6-7 years-2029). Ehlers will provide the Board information and calculations if the TID were to close in 2029 and financial impacts.

Cosson concludes that, overall, the Village's TIDs are performing better than what is seen across the State.

B. Impact Fees

Impact fees are calculated by ordinance, which, per Community Development Director Retzlaff advised, if a change were requested then an analysis should be conducted on existing facilities (Administration is currently looking into this). No major changes are noted to the Police and Fire Department's Impact Fees while the Library and Recreation has a decrease in expected revenue.

C. Historic Preservation

No major changes are noted for the Historic Preservation Budget. Trustee Rick Miller confirmed that the largest expense is hanging framed photographs on the walls of Village Hall.

D. Recreation Facility

No major changes are noted for the Recreation Facility budget.

E. Senior Van Replacement

Uselding notes no major changes for the Senior Van Replacement budget, and that revenues are relatively flat. There is a balance which will be seen at the 10/25/2023 meeting, an estimated \$30,000.

F. Health

The Health Insurance Fund has a built-in 3% increase. Trustee Neureuther questioned the increase, however, Support Service Manager Erin Hirn advised staff wanted to build in a cushion even though the cost of the health insurance renewal for employees did not increase. Hirn further advised that the number of users stayed the same for the insurance, and the State normally has 14% built-in.

G. Dental

Uselding notes a slight increase for users of the Dental Insurance, but there are no major changes.

H. Debt Service

The Debt Service Fund budget has slightly decreased in comparison to last year. There is a \$22,451 decrease in Debt Service Levy due to not bonding capital projects and the use of reserves.

I. Inspection Services

There is a decrease in salary and wages for the Inspection Services budget due to the elimination of the Code Enforcement Office position. Also, there is a decrease in the Safebuilt contract due to the decrease in projected development, and a decrease in projected development revenues. Trustee Neureuther inquired about the trend of new homes being built in the Village. Community Development Director Retzlaff advised that new home development has slightly decreased from last year and is trending to continue decreasing in 2024, but only slightly. Trustee Baum questioned outsourcing versus internally hiring for the Inspection Services. Retzlaff advised that Safebuilt has done a great job at providing a variety of skilled inspectors when needed and to hire outside of Safebuilt there may be difficulty in finding qualified inspectors who can fill the variety of needs the Village has. Retzlaff advised the Village is negotiating the current revenue proportions with Safebuilt, however, with no yearly contract assurance, Safebuilt is pushing back. Retzlaff advised it would be worth keeping Safebuilt and to reevaluate as time continues.

J. Planning & Zoning

Uselding notes that salaries and benefits comprise 75% of the Planning and Zoning budget, and the biggest change is the requirement to do a housing study per the

Wisconsin Department of Revenue. The WI DOR study was required in 2019, however, the Village was exempted for four years from the reporting requirement. Trustee Pieper questioned the Tracy Cross Housing Study that is being done by the County and if that would be sufficient to fulfill the WI DOR's housing study. Retzlaff advised that, although there may be overlap in the studies, the Tracy Cross Housing Study(as it stands) would not meet the statutory requirements of the WI DOR's Study.

Motion: To ask the Tracy Cross Study if they can modify the Village's current study to include the WI DOR requirements (which would satisfy the WI DOR Housing Study) and for Tracy Cross to advise: 1. If they can they do the additional requirements, 2. At what cost for the additional work, and 3. The timeframe.

Motioned By: Jolene Pieper

Seconded By: Jan Miller

Yes: David Baum, Phil Hudson, Terri Kaminski, Jan Miller, Rick Miller, Bill Neureuther, Jolene Pieper, Dean Wolter

No: None

Abstain: None

Motion Passed (Yes 8, No 0, Abstained 0)

Trustee Hudson questioned Retzlaff if the Village was jeopardizing funds from the County by having this side agreement with Tracy Cross. Retzlaff was unsure and would ask that question in addition to finding the answers made by the motion of Trustee Pieper.

K. Recreation

Salaries and benefits make up roughly 67% of the Recreation budget. A 6% decrease in part-time salaries, a \$19,000 decrease in program supplies and expenses, and revenue remaining flat.

Park and Recreation Director Gil Standridge recognized the outstanding work of their instructors during the recent Kennedy Middle School incident and commended them for keeping students safe and comforted, and keeping parents informed during the incident.

Budget-wise, Standridge, along with Supervisors Patti Heinen and Sandy Doss, noted multiple budget cuts in programming(31 programs), training(Summer Staff to receive 4 hours of training; CPR only to Supervisor Staff at Kids Club), maintenance(Baseball Field Tech) and renovations(Tennis Court cracks), elimination of part-time positions(summer office assistant), the reduction of Kids Club hours, and their efforts to reduce costs associated with their magazine publication. On a positive note, Standridge notes the growth of Music in the Park,as well as the increase in donations and increase in park shelter reservations. Parks and Recreation plan to generate more revenue by increasing the number of Farmer's Market vendors, raise fees for Kids Club, and only a small increase in park rental fees as they have already been

raised. Trustees Neureuther, Hudson and Jan Miller brought up concerns about the deteriorating tennis courts and possibility to save on school fees by keeping tennis programs within the Village Parks. Standrige advised it has been 6 or 7 years since the court has been renovated, and he estimates that in one year the court will be unusable. ARPA funds could be used for the renovation; however, the school has enough courts as to not spread instructors thin and across the Village. Standridge notes the conversion of the tennis courts into pickle ball courts, or possibly a dual use.

L. Senior Center

No major changes are noted for the Senior Center Budget. Uselding advised that maintenance/repair/renovation of the building would be within the buildings and grounds budget.

M. Data Processing

Uselding notes the consolidation of the telephone(hard line not cell phone), copier, and internet expenses. Trustee Pieper feels it should be separated to keep track of costs per Department.

Motion: Separate the Telephone, Copier and Internet Expenses into Individual Departments per cost based on use.

Motioned By: Jolene Pieper

Seconded By: None

Motion Failed due to lack of a Second

Support Service Manager Erin Hirn advised it is possible to separate the copier by usage, however, not for telephone or internet. Trustee Jan Miller inquired about the Tyler Munis cost, which was explained that the total was \$125,000, which is allocated through the General Fund, Water and Sewer. Trustee Pieper questioned the Library fund's telephone budget, and per Trustee Baum's request, Hirn will provide a tabulation of the Village's phone bills and a summary per Department.

N. Clerk

Uselding advised the increase in salary for the Clerk's Budget is due to the separation from the Finance Department, which in the past salaries were reflected in the Finance Budget only. Also, there are four elections in 2024, one of which is a presidential election. The 2016 and 2020 budgets were reviewed to help reflect the increases in supplies and election inspector salaries.

O. Village Board

No major changes for the Village Board Budget. Legal services comprise 45% of this budget.

P. Administration

A salary decrease is seen in the Administration Budget due to the elimination of the Budget Manager position. Also, the wellness expense was moved into the Health Fund. Trustee Jan Miller questioned the small decrease in the salary. Uselding explained that only a portion was removed as salaries are allocated to other funds. The salaries for the Administrator and Support Service Manager are not solely funded within the Administration Budget and are also allocated to the General Fund, Water and Sewer Utility, and TID(for Administrator only).

Q. Finance

Noted are a decrease in salaries due to the separation of the Clerk and Finance departments, along with the re-allocation of expenses for operating supplies. There was also an increase in State Aid (\$497,000) and a \$50,000 decrease in personal property exemption aid.

R. Assessor

Uselding notes there are two contracted years left with Associated Appraisals and within the ARPA Budget there is a recommendation to the Village for an interim market update.

S. General Government

Noted are the pay adjustment performance of 3% for Village Employees while a 4% pay adjustment for those under the Department of Public Works Union Contract.

T. Capital Fund

A list of departments and their requested projects was provided, along with their borrowing, estimated roll-over, and other funding sources. The Capital Services Fund is linked with the Debt Service Fund in that Capital Service is considered the borrowing and Debt Service is the payment. Ultimately, the Village Board decides which project is funded. Trustee Kaminski commented that in Quarter 1, roughly February of 2024, the borrowing is looked at and the Board picks through the projects. Trustee Baum and Pieper inquired about the switches and access points project. Support Service Manager Erin Hirn advised the current switches for the computers are old and not supported, while the access points relate to the WIFI access points around the building. Capital Data has provided a quote for the Village, but it is not the most current. Hirn will provide the Board with the quote and a breakdown of the switches and access points. Trustee Jan Miller inquired about the Tyler Munis roll-over, which was due to the outstanding software implication for payroll and modules for applying for permits online.

U. ARPA

Uselding provided the updated ARPA numbers relating to funds allocated, funds spent

in 2022 and 2023, and remaining funds. \$1.3 million is projected remaining 2024. Staff provided a list of recommended projects. One note is that if the Intermin Market Update is not done by 2026, the State will mandate a full revaluation as the Village would be 2 years out of compliance.

Motion: Table Discussion of ARPA Budget to the Committee of the Whole Meeting on 10/25/2023.

Motioned By: Terri Kaminski

Seconded By: David Baum

Yes: David Baum, Phil Hudson, Terri Kaminski, Jan Miller, Rick Miller, Bill Neureuther, Jolene Pieper, Dean Wolter

No: None

Abstain: None

Motion Passed (Yes 8, No 0, Abstained 0)

V. **NEXT MEETING DATE:** *October 25, 2023 @ 6:30 PM - Village Hall Board Room*

VI. **ADJOURNMENT:**

The meeting was adjourned at 9:19 PM.

Outstanding Topics	Funding Required	Available Funds	
Dispatch Services	\$ 300,000	State Transportation Aid	\$ 118,000
Additional PS Personell	\$ 315,000	TID Tax Levy	\$ 150,000
Library Part-Time	\$ 40,000	Street Trees	\$ 46,000
Library Programing	\$ 60,000		
Recreation Part-Time	\$ 24,000		
Recreation Programing	\$ 19,000		
Seal Coating	\$ 100,000		
Total Cost	\$ 858,000	Total Available Funding	\$ 314,000

ARPA

ACCOUNT NUMBER	DESCRIPTION	Funds Allocated	Funds Spent FY22	Funds Spent FY23	Funds Remaining
91-512-530-3100	ARPA COMMUNICATIONS PLAN	\$40,000	\$54,458	\$ -	\$(14,458)
91-513-530-3950	ARPA ELECTION EQUIPMENT	\$45,000	\$48,799	\$ -	\$(3,799)
91-517-530-7400	ARPA HARDWARE REPLACEMENT	\$50,000	\$70,066	\$ -	\$(20,066)
91-518-510-1100	ARPA PREMIUM PAY	\$250,000	\$239,539	\$ -	\$10,461
91-521-530-7450	ARPA PROPHOENIX	\$125,000	\$72,441	\$7,860	\$44,699
91-541-530-4300	ARPA BUILDING IMPROVEMENTS	\$500,000	\$ -	\$ -	\$500,000
91-542-530-3505	ARPA STREET PAVING	\$750,000	\$1,081	\$7,488	\$741,431
91-552-530-3100	ARPA REC IMPROVEMENTS	\$55,000	\$9,006	\$14,700	\$31,294
91-553-530-5290	ARPA STREET TREE	\$200,000	\$ -	\$195,142	\$4,858
91-567-530-3100	ARPA MUNICIPAL DEVELOPMENT	\$85,000	\$38,271	\$ -	\$46,729
REMAINING FUNDS AVAILABLE					\$1,341,150

Recommended Remaining Projects

PD Building Design	\$ 500,000
Interim Market Update	\$ 65,000
Maple/Lannon HISP	\$ 80,000
HWY 167	\$ 125,000
Misc. Projects	\$ 571,150

**AGREEMENT FOR THE TRANSFER OF PUBLIC SAFETY ANSWERING SERVICE
BETWEEN WASHINGTON COUNTY AND THE VILLAGE OF GERMANTOWN**

RECITALS

I. Washington County (the “County”) has operated a public safety answering point (“PSAP”) and dispatch center for the Sheriff’s Office and other public safety agencies within Washington County.

II. The Village of Germantown (the “Village”) has operated a PSAP and dispatch center for the Village’s fire and police departments.

III. The Parties find that the consolidation to a single PSAP and one dispatch center will provide numerous benefits to all Parties including provision of consistent and high quality emergency services call handling which benefits the residents.

IV. The Parties are authorized under Wis. Stat. § 66.0301(2) to contract with each other for the receipt or furnishing of services or the joint exercise of any power or duty required or authorized by law and under Wis. Stat. § 256.35(2)(d) to combine to establish a basic or sophisticated system.

In consideration of these Recitals, the mutual agreements, benefits and responsibilities outlined herein, and other good and valuable consideration, receipt or sufficiency of which is hereby acknowledged, the parties agree:

A. Establishment of PSAP. Commencing January 1, 2024, the Parties shall jointly work toward establishing the County as the PSAP for all emergency services calls within the Village of Germantown during the 2024 calendar year. The Parties anticipate that this will be a multi-month endeavor commencing with the transition of the Village’s ProPhoenix software to the multi-juris version and ending with all dispatch-related duties and responsibilities being housed and completed in the County’s dispatch center. The transition is planned to be accomplished by moving individual shifts (e.g., 1st/days, 2nd/nights, 3rd/overnights) in separate steps.

B. Dispatch Services. Once a shift is transferred to the County’s PSAP, the County shall provide law enforcement, fire, and emergency medical services dispatch and enhanced 911 services (hereinafter “Dispatch Service”) to the Village for that shift. The Dispatch Service provided by the County shall be the same or better service as the County provides to all other residents within the county for which it provides Dispatch Service, in all respects, including with regard to customer service, receipt of calls, and prompt response. The Dispatch Service provided by the County shall include but not be limited to the following:

1. Answer incoming calls on telephone lines designated by the Village.
2. Receive and record information pertaining to requests for emergency services.

3. Alert the Village's Police and Fire Departments, as may be appropriate, and broadcast emergency information promptly.
4. Receive acknowledgment of alert and emergency information.
5. Refer non-emergency calls to a designated non-emergency telephone number designated by the Village.
6. Provide teletype service to Village police officers while they are on duty.
7. Provide quality customer service to all callers.
8. Provide the foregoing services twenty-four hours per day, seven days per week, while this Agreement is in effect.

C. Village Obligations.

1. Village shall, at Village's sole cost and expense, provide and maintain non-emergency police and fire department telephone lines.
2. Village shall furnish County with any special instructions or other information required to effectively provide the Dispatch Services.

D. Equipment. The County shall provide at its sole cost and expense all Dispatch Services from a location that is owned and maintained by the County, on equipment that is owned and maintained by the County.

E. Personnel.

1. Upon Final establishment of the County as the PSAP for the Village, the County shall at its sole cost and expense employ sufficient staff to perform the Dispatch Services required by this Agreement. All such staff shall be the sole responsibility of the County. No employment relationship shall exist between the Village and said personnel.
2. Commencing upon execution of the Agreement, the County shall, depending on the interim staffing needs of the Village, provide up to three dispatchers who shall report for duty to the Village's dispatch center. The Village's Chief of Police shall be involved in the selection of these personnel. The personnel will be employees of the County and shall be covered by the County's payroll, insurance, benefits, worker's compensation, and the like, and no employment relationship shall exist between the Village and said personnel. Such personnel, however, shall be supervised by, and follow directives of, the Village's police command staff.

F. Effective Date and Term. The Effective Date of this Agreement shall be December 1, 2024 and shall run for an indefinite term.

G. Termination. In recognition of the difficulty of adjusting the tax levy to reflect staffing changes necessitated by a termination, termination of this Agreement shall be as follows:

1. For Breach. Either party may terminate this agreement upon the breach of the other provided that the non-breaching party provides a notice of the breach and at least 30 days to cure the breach. If the breach was not the result of an intentionally wrongful act or omission of the breaching party and the breach or failure cannot be cured using commercially reasonable and diligent efforts within such 30-day period but could be cured with additional time, such 30-day cure period shall be extended for the period reasonably necessary to cure if (and for such period as) (i) the breaching party uses commercially reasonable and diligent efforts during such 30-day period; (ii) the breaching party continues to use all commercially reasonable and diligent efforts to cure after such 30-day period; and (iii) such efforts are adequate to ensure a cure. In the event of a termination for breach by the County or the Village, the breaching party shall pay, as liquidated damages, the actual and reasonable dispatch personnel costs incurred by the non-breaching party. With respect to a breach by the County, the costs shall be the Village's additional dispatch personnel costs until the Village's next budget cycle so that the Village is able to adjust its tax levy to pay for the same, and with respect to a breach by the Village, reimbursement of the County's unemployment payments for personnel laid off due to reduced staffing needs.

2. For convenience. Either party may terminate this Agreement for convenience upon two year's written notice.

H. Levy Limit Adjustments. Neither party shall take or claim any levy limit adjustment authorized under Wis. Stat. § 66.0602(3) as a result of this agreement, including those adjustments utilizing Lines J and K of Section D on the annual Municipal Levy Limit Worksheet. Notwithstanding the reference to Wis. Stat. § 66.0301 above, no adjustment should be made on Line H of Section D of the Worksheet without an amendment to this Agreement that redistributes costs between the Parties.

I. Notices. Notices required or deemed advisable under this Agreement shall be made in writing and delivered personally or by registered or certified mail upon the County at:

County Executive
Washington County Government Center
432 East Washington Street, Suite 3029
West Bend, WI 53095

and upon the Village to:

Germantown Village Administrator
N112 W17001 Mequon Road
Germantown, WI 53022

J. Third-Party Liability. It is expressly understood by and between the parties that each party shall be responsible, in the event of a claim, or judgment by a court of competent

jurisdiction, for liability to a third party, to the extent liability shall be found against that party. Nothing in this Agreement shall be construed to limit the right of any party to seek contribution against another in the event of liability to a third party. This Agreement is intended to be solely between the Parties hereto and no part shall be construed to add, supplement, or grant any rights, benefits or privileges of any kind whatsoever to any third party or parties. Nothing contained within this Agreement is intended to be a waiver or estoppel of any Party or their respective insurers to rely upon the limitations, defenses, and immunities contained within Wisconsin Statutes sections 893.80, 895.52, and 345.05 or common law, and the Parties or their respective insurers shall not be liable in indemnity, contribution or otherwise for an amount greater than the limits of liability under Wisconsin law.

K. Joint Powers Agreement. Pursuant to Section 256.35(9) of the Wisconsin Statutes, the Parties shall annually enter into a Joint Powers Agreement, which shall be applicable on a daily basis and which shall provide that if an emergency services vehicle is dispatched in response to a request through the County's emergency dispatch system, such vehicle shall render its services to the persons needing the services, regardless of whether the vehicle is operating outside the vehicle's normal jurisdictional boundaries. This Agreement shall constitute the required Joint Powers Agreement.

L. Dispute Resolution. The Parties agree that in the event of any dispute over the terms, performance, or administration of this Agreement they will submit first to mediation by a single mediator. In any litigation thereafter between the Parties, no costs shall be awarded to the prevailing party unless it shall appear to the court that the other party acted with gross negligence or in bad faith, or with malice, concerning the matter(s) that are the subject of such litigation.

M. Entire Agreement. The entire agreement of the parties is contained herein, except for the standard operating procedures which will be hereafter agreed to by the parties, and this Agreement supersedes all previous agreements, whether written or oral and all negotiations as well as any previous agreements presently in effect between the Parties relating to the subject matter.

N. Amendments. Any amendments to this Agreement shall be made in writing and be approved by the governing Board or Council of all of the Parties.

O. No Waiver. No waiver of any breaches of this Agreement shall be held to be a waiver of any other or any subsequent breaches. All remedies afforded in this Agreement shall be considered to be cumulative and in addition to any other remedies provided by law.

P. Severability. In the event any provisions of this contract shall be held to be invalid and unenforceable, the remaining provisions shall be valid and binding upon the parties.

Q. Execution. This Agreement may be simultaneously executed in several counterparts, each of which shall be an original and all of which shall constitute but one and the same instrument. This Agreement may be signed electronically, and manual or electronic signatures may be transmitted by facsimile or email. All such signatures shall be enforceable as original signatures.

WASHINGTON COUNTY

VILLAGE OF GERMANTOWN

Jeffrey D. Schleif, County Board Chairman

Dean M. Wolter, Village President

Ashley Reichert, County Clerk

Donna S. Cox, Village Clerk

Approved as to Form:

Approved as to Form:

Bradley S. Stern
Washington County Attorney

Brian C. Sajdak
Germantown Village Attorney

BUSINESS OF THE GERMANTOWN PUBLIC SAFETY COMMITTEE

MEETING DATE: October 4, 2023
PLACEMENT Unfinished Business
ITEM TITLE: Public Safety Referendum: Re-visit non-referendum financing options for th
SUBMITTED BY: Steven R. Kreklow, Village Administrator

SUMMARY EXPLANATION:

At the September Public Safety meeting staff presented two alternative resolutions to hold a referendum adding public safety staffing at levels recommended by the Police Chief and Fire Chief. These alternative resolutions were also discussed at the Committee of the Whole meeting on the 2024 Budget. During these meetings members of the Village Board asked staff to determine the potential for another alternative to increase staffing while eliminating or reducing the amount that would be taken to referendum for approval. After further reviewing the 2024 Recommended Budget and discussing the timing of additional public safety staff with the Police and Fire Chiefs, we have identified an alternative approach that appears to be feasible.

The Board could take the following actions that would provide near term staffing relief for the Police and Fire Departments while working towards achieving the full staffing needs:

1. Add 3 Police Officers and 1 Detective to the 2024 Police Department Budget. Funding two of these positions for the full year and 2 of these positions for six months would cost \$315,000. This additional cost could be offset by:
 - a. \$118,000 additional transportation aids. – We received the final transportation aid number from the State DOT and it was \$118,000 higher than what we included in the Recommended Budget.
 - b. \$151,000 increase in the property tax levy (TID new construction). - All other things being equal, this would increase the property tax bill on a \$300,000 home by about \$30 per year.
 - c. \$46,000 decrease in the tree planting budget (DPW)
2. Place a binding referendum question on the April 2024 ballot to add 6 firefighter/paramedics to the Fire Department budget, increasing the property tax levy by \$601,000. This would increase the estimated tax rate for 2025 from \$5.60 to \$5.81. The property tax bill for a \$300,000 home would increase by about \$65 per year.
3. Utilize the TID new construction increment from 2026 to the closure or TID 7 or 8 to fund one additional firefighter/paramedic per year. Fund additional firefighter/paramedics needed at the time of TID closure from the additional levy available.

ATTACHMENT: ORDINANCE _____ RESOLUTION ____ OTHER _____

RECOMMENDATION: The approach outlined above is a feasible policy alternative for the Village Board.

ACTION BY Committee:

RESOLUTION NO. ____-23

A RESOLUTION AUTHORIZING A REFERENDUM FOR THE VILLAGE OF GERMANTOWN TO ALLOW THE VILLAGE TO EXCEED THE STATE IMPOSED LEVY LIMIT BEGINNING WITH THE 2024 LEVY (COLLECTED IN 2025) AND ON AN ONGOING BASIS

WHEREAS, the State of Wisconsin has imposed limits on town, village, city and county property tax levies under Wis. Stat. § 66.0602; and

WHEREAS, Wis. Stat. § 66.0602 limits the increase in 2024 to the local property tax levy to no more than the greater of (a) 0% of last year's actual levy or (b) a percentage equal to the percentage change in equalized value due to new construction less improvements removed plus other exceptions like new debt service; and,

WHEREAS, the Village of Germantown actual levy in 2023 (collected in 2024) was \$16,997,739; and, based upon the percentage change in equalized value due to new construction less improvements removed plus new debt service, state law would limit the increase to \$200,000 for a total allowable 2024 (collected in 2025) village tax levy of \$17,197,739; and

WHEREAS, the Village of Germantown is presently served by 17 full-time Fire Department personnel which are supplemented paid on-call fire department staff. In order to add additional full-time staff to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy; and

WHEREAS, the Village of Germantown is presently served by 34 sworn full-time Police Department personnel. In order to add additional full-time staff to continue to provide more adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy; and

WHEREAS, the Village Board of the Village of Germantown, Washington County believes it is in the Village's best interest to exceed the state levy limit as described above by a greater percentage than allowed by statute for increased full-time staffing of the Fire and Police Departments;

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Germantown, Washington County, do hereby support an increase in the village tax levy for 2024 (collected in 2025) to exceed the state levy limit. The Village Board intends that the

levy increase be applied on an ongoing basis thereafter by including it in the base used to calculate the limit going forward.

BE IT FURTHER RESOLVED that the Village Board directs that the question of increasing the village tax levy for 2024 (to be collected in 2025) by 9.47%, which would increase the village levy by \$1,629,266 over the past year's levy, for a village tax levy of \$19,027,005, shall be submitted to the electors in a referendum election to be held on April 2, 2024, in the following form:

Referendum Question

Under state law, the increase in the levy of the Village of Germantown for the tax to be imposed for the next fiscal year, 2025, is limited to 2.00% which results in a levy of \$17,197,739. Shall the Village of Germantown be allowed to exceed this limit and increase the levy for the next fiscal year, 2025, and on an ongoing basis, for the purpose of hiring four (4) new police officers and twelve (12) new fire department personnel, by a total of 9.47%, which results in a levy of \$19,027,005?

The results of the referendum shall be binding upon the Village of Germantown and certified to the Wisconsin Department of Revenue, as required by Wisconsin Statutes Section 66.0602(4)(d).

BE IT FURTHER RESOLVED that the Village Board directs that the following Explanatory Statement of the vote be used where required:

Explanatory Statement and Effect of Vote

The Village of Germantown is presently served by 17 full-time Fire Department personnel which are supplemented by paid on-call fire department staff and 34 sworn full-time Police Department personnel. In order to add additional full-time staff to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy.

A "yes" vote allows the Village Board to exceed the state imposed levy limits to provide additional funding to pay for expanded full-time staffing of the Germantown Fire and Police Departments. The increased levy would apply on an ongoing basis thereafter by including it in the base used to calculate the limit going forward.

A "no" vote does not allow the Village Board to exceed the state imposed levy limits to provide additional funding to pay for additional full-time staffing of

RESOLUTION NO. ____-23

A RESOLUTION AUTHORIZING A REFERENDUM FOR THE VILLAGE OF GERMANTOWN TO ALLOW THE VILLAGE TO EXCEED THE STATE IMPOSED LEVY LIMIT BEGINNING WITH THE 2024 LEVY (COLLECTED IN 2025) AND ON AN ONGOING BASIS

WHEREAS, the State of Wisconsin has imposed limits on town, village, city and county property tax levies under Wis. Stat. § 66.0602; and

WHEREAS, Wis. Stat. § 66.0602 limits the increase in 2024 to the local property tax levy to no more than the greater of (a) 0% of last year's actual levy or (b) a percentage equal to the percentage change in equalized value due to new construction less improvements removed plus other exceptions like new debt service; and,

WHEREAS, the Village of Germantown actual levy in 2023 (collected in 2024) was \$16,997,739; and, based upon the percentage change in equalized value due to new construction less improvements removed plus new debt service, state law would limit the increase to \$200,000 for a total allowable 2024 (collected in 2025) village tax levy of \$17,197,739; and

WHEREAS, the Village of Germantown is presently served by 17 full-time Fire Department personnel which are supplemented paid on-call fire department staff. In order to add additional full-time staff to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy; and

WHEREAS, the Village of Germantown is presently served by 34 sworn full-time Police Department personnel. In order to add additional full-time staff to continue to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy; and

WHEREAS, the Village Board of the Village of Germantown, Washington County believes it is in the Village's best interest to exceed the state levy limit as described above by a greater percentage than allowed by statute for increased full-time staffing of the Fire and Police Departments;

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Germantown, Washington County, do hereby support an increase in the village tax levy for 2024 (collected in 2025) and again in 2025 (collected in 2026) to exceed the state levy limit. The Village Board intends that the levy increase be applied on an ongoing basis thereafter by including it in the base used to calculate the limit going forward.

BE IT FURTHER RESOLVED that the Village Board directs that the question of increasing the village tax levy for 2024 (to be collected in 2025) by 4.74%, which would increase the village levy by \$815,173 over the past year's levy, for a village tax levy of \$18,012,912, and for 2025 (collected in 2026) by 4.44%, which would increase the village levy by \$815,769 over the 2024 levy, for a village tax levy of \$19,188,939, shall be submitted to the electors in a referendum election to be held on April 2, 2024, in the following form:

Referendum Question

Under state law, the increase in the levy of the Village of Germantown for the tax to be imposed for the next fiscal year, 2025, is limited to an estimated 2.00% which results in an estimated levy of \$17,197,739. Shall the Village of Germantown be allowed to exceed this limit and increase the levy for the next fiscal year, 2025, for the purpose of hiring six (6) new fire department personnel and two (2) new police officers by a total of 4.74%, which results in a levy of \$18,012,912, and on an ongoing basis, include the increase of \$815,173 for each subsequent fiscal year, and then to exceed this limit again and increase the levy for the 2026 fiscal year, for the purpose of the additional hiring of six (6) new fire department personnel and two (2) new police officers by an estimated total of 4.44%, which results in a levy of \$19,188,939, and on an ongoing basis, include the increase of \$815,769 for each subsequent fiscal year?

The results of the referendum shall be binding upon the Village of Germantown and certified to the Wisconsin Department of Revenue, as required by Wisconsin Statutes Section 66.0602(4)(d).

BE IT FURTHER RESOLVED that the Village Board directs that the following Explanatory Statement of the vote be used where required:

Explanatory Statement and Effect of Vote

The Village of Germantown is presently served by 17 full-time Fire Department personnel which are supplemented by paid on-call fire department staff and 34 sworn full-time Police Department personnel. In order to add additional full-time staff to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy.

A "yes" vote allows the Village Board to exceed the state imposed levy limits to provide additional funding to pay for expanded full-time staffing of the

Germantown Fire and Police Departments, specifically 6 new fire personnel and 2 new police officers in the 2025 fiscal year and an additional 6 new fire personnel and 2 new police officers in the 2026 fiscal year. The increased levy would apply on an ongoing basis thereafter by including it in the base used to calculate the levy limit going forward.

A “no” vote does not allow the Village Board to exceed the state imposed levy limits to provide additional funding to pay for additional full-time staffing of the Germantown Fire and Police Departments. The Fire and Police Departments would continue to be staffed in the same manner they are presently staffed.

BE IT FURTHER RESOLVED that the Village Clerk shall provide the County Clerk with a certified copy of this Resolution so as to ensure that the referendum question can be placed on the April 2, 2024 election ballot for all wards within the Village of Germantown.

Introduced by Trustee:

Adopted:

Vote: Ayes:

Nays:

Absent:

Dean Wolter, Village President

ATTEST:

Donna Cox, Village Clerk

RESOLUTION NO. ____-23

A RESOLUTION AUTHORIZING A REFERENDUM FOR THE VILLAGE OF GERMANTOWN TO ALLOW THE VILLAGE TO EXCEED THE STATE IMPOSED LEVY LIMIT BEGINNING WITH THE 2024 LEVY (COLLECTED IN 2025) AND ON AN ONGOING BASIS

WHEREAS, the State of Wisconsin has imposed limits on town, village, city and county property tax levies under Wis. Stat. § 66.0602; and

WHEREAS, Wis. Stat. § 66.0602 limits the increase in 2024 to the local property tax levy to no more than the greater of (a) 0% of last year's actual levy or (b) a percentage equal to the percentage change in equalized value due to new construction less improvements removed plus other exceptions like new debt service; and,

WHEREAS, the Village of Germantown actual levy in 2023 (collected in 2024) was \$16,997,739; and, based upon the percentage change in equalized value due to new construction less improvements removed plus new debt service, state law would limit the increase to \$200,000 for a total allowable 2024 (collected in 2025) village tax levy of \$17,197,739; and

WHEREAS, the Village of Germantown is presently served by 17 full-time Fire Department personnel which are supplemented paid on-call fire department staff. In order to add additional full-time staff to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy; and

WHEREAS, the Village Board of the Village of Germantown, Washington County believes it is in the Village's best interest to exceed the state levy limit as described above by a greater percentage than allowed by statute for increased full-time staffing of the Fire Department;

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Germantown, Washington County, do hereby support an increase in the village tax levy for 2024 (collected in 2025) to exceed the state levy limit. The Village Board intends that the levy increase be applied on an ongoing basis thereafter by including it in the base used to calculate the limit going forward.

BE IT FURTHER RESOLVED that the Village Board directs that the question of increasing the village tax levy for 2024 (to be collected in 2025) by 4.79%, which would increase the village levy by \$814,717 over the past year's levy, for a village tax levy of

\$17,812,456 shall be submitted to the electors in a referendum election to be held on April 2, 2024, in the following form:

Referendum Question

Under state law, the increase in the levy of the Village of Germantown for the tax to be imposed for the next fiscal year, 2025, is limited to 2.00% which results in a levy of \$17,197,739. Shall the Village of Germantown be allowed to exceed this limit and increase the levy for the next fiscal year, 2025, and on an ongoing basis, for the purpose of hiring six (6) new fire department personnel, by a total of 4.79%, which results in a levy of \$17,812,456

The results of the referendum shall be binding upon the Village of Germantown and certified to the Wisconsin Department of Revenue, as required by Wisconsin Statutes Section 66.0602(4)(d).

BE IT FURTHER RESOLVED that the Village Board directs that the following Explanatory Statement of the vote be used where required:

Explanatory Statement and Effect of Vote

The Village of Germantown is presently served by 17 full-time Fire Department personnel which are supplemented by paid on-call fire department staff. In order to add additional full-time staff to provide adequate response to a growing number of calls for service, the Village's costs would exceed the maximum allowable levy.

A "yes" vote allows the Village Board to exceed the state imposed levy limits to provide additional funding to pay for expanded full-time staffing of the Germantown Fire Department. The increased levy would apply on an ongoing basis thereafter by including it in the base used to calculate the limit going forward.

A "no" vote does not allow the Village Board to exceed the state imposed levy limits to provide additional funding to pay for additional full-time staffing of the Germantown Fire Department. The Fire Departments would continue to be staffed in the same manner it is presently staffed.

BE IT FURTHER RESOLVED that the Village Clerk shall provide the County Clerk with a certified copy of this Resolution so as to ensure that the referendum question can be placed on the April 2, 2024 election ballot for all wards within the Village of Germantown.

Introduced by Trustee:

Village of Germantown Taxes – Recommended Budget

<u>Home Value</u>	<u>2023 Budget</u>	<u>2024 Budget</u>	<u>Difference (\$)</u>
\$200,000	\$1,105	\$1,104	(\$1.40)
\$250,000	\$1,382	\$1,380	(\$1.75)
\$300,000	\$1,658	\$1,656	(\$2.10)
<u>\$325,000</u>	\$1,796	\$1,794	(\$2.28)
\$350,000	\$1,934	\$1,932	(\$2.45)
\$400,000	\$2,210	\$2,208	(\$2.80)
\$450,000	\$2,487	\$2,484	(\$3.15)

Village of Germantown Taxes – Levy Reduction

<u>Home Value</u>	<u>2023 Budget</u>	<u>2024 Budget</u>	<u>Difference (\$)</u>
\$200,000	\$1,105	\$1,095	(\$9.80)
\$250,000	\$1,382	\$1,369	(\$12.25)
\$300,000	\$1,658	\$1,643	(\$14.70)
<u>\$325,000</u>	\$1,796	\$1,780	(\$15.93)
\$350,000	\$1,934	\$1,917	(\$17.15)
\$400,000	\$2,210	\$2,191	(\$19.60)
\$450,000	\$2,487	\$2,465	(\$22.05)

Impact on a Single-Family Home – Recommended Budget

<u>Home Value</u>	<u>2023 Budget</u>	<u>2024 Budget</u>	<u>Difference (\$)</u>
\$200,000	\$3,744	\$3,889	\$146
\$250,000	\$4,680	\$4,862	\$182
\$300,000	\$5,616	\$5,834	\$218
<u>\$325,000</u>	<u>\$6,084</u>	<u>\$6,320</u>	<u>\$237</u>
\$350,000	\$6,552	\$6,806	\$255
\$400,000	\$7,488	\$7,779	\$291
\$450,000	\$8,424	\$8,751	\$328

Impact on a Single-Family Home – Levy Reduction

<u>Home Value</u>	<u>2023 Budget</u>	<u>2024 Budget</u>	<u>Difference (\$)</u>
\$200,000	\$3,744	\$3,881	\$137
\$250,000	\$4,680	\$4,851	\$171
\$300,000	\$5,616	\$5,822	\$206
<u>\$325,000</u>	<u>\$6,084</u>	<u>\$6,307</u>	<u>\$223</u>
\$350,000	\$6,552	\$6,792	\$240
\$400,000	\$7,488	\$7,762	\$274
\$450,000	\$8,424	\$8,732	\$309

VILLAGE OF GERMANTOWN
Public Hearing November 20, 2023
2024 PROPOSED BUDGET SUMMARY GENERAL FUND
(as Required by Section 65.90(3))

RESIDENTS AND TAXPAYERS OF THE VILLAGE OF GERMANTOWN PLEASE NOTE that a public hearing on the proposed 2024 budget will be held at 7:00 p.m. on November 20, 2023 at the Germantown Village Hall, N112 W17001, Mequon Rd, Germantown WI, 53022. This is a proposed budget, the final levy amount may increase or decrease depending on the majority vote of the board members at the meeting.

The Village of Germantown's detail 2024 budget proposal is available for public inspection at the Germantown Village Clerk's Office Office, 8:00 a.m - 4:00 p.m. Monday - Friday, and online at the Village's website - www.germantownwi.gov

	2023 Budget as Amended	2023 Estimated Year End	2024 Proposed	Percent Change Increase (Decrease) over prior budget
Revenues:				
Taxes (other than property taxes)	1,251,149	1,368,533	1,280,849	2.37%
Intergovernmental revenues	2,935,023	2,952,424	3,747,752	27.69%
Licenses and permits	1,095,827	1,285,007	1,071,630	-2.21%
Fines, forfeits and penalties	188,000	140,000	164,500	-12.50%
Public charges for services	2,169,503	1,950,500	2,507,138	15.56%
Miscellaneous	222,928	245,475	231,928	4.04%
Total Revenues	7,862,430	7,941,939	9,003,797	14.52%
Expenditures:				
General government	1,073,145	1,216,359	1,422,610	32.56%
Public safety	8,388,526	8,505,202	9,214,736	9.85%
Public works	5,802,873	5,236,013	5,930,923	2.21%
Culture, recreation and education	2,445,928	2,507,451	2,402,320	-1.78%
Conservation and development	879,088	1,116,910	809,330	-7.94%
Transfers Out	0	0	0	0.00%
Total Expenditures	18,589,560	18,581,936	19,779,919	6.40%
Excess (deficiency) of revenues over expenditures	(10,727,130)	(10,639,997)	(10,776,122)	
Local property taxes	10,727,130	10,727,130	10,776,122	0.46%
Net increase (decrease) in fund balance	0	87,133	0	
Fund Balance - Beginning of Year	7,576,783	7,576,783	7,663,916	
FUND BALANCE - END OF YEAR	7,576,783	7,663,916	7,663,916	

Proposed Tax Levy	2023	2024	% Levy Change	\$ Amount
By Fund	Budget	Budget		Difference
GENERAL FUND	10,727,130	10,776,122	0.46%	48,992
DEBT SERVICE	4,845,716	4,823,265	-0.46%	-22,451
TOTAL LEVY	15,572,846	15,599,387	0.17%	26,541

VILLAGE OF GERMANTOWN
2024 PROPOSED BUDGET SUMMARY ALL FUNDS
(as Required by Section 65.90(3))

Following are the proposed budgets for all funds of the Village for Budget Year 2024

Fund	Total Revenue	Total Expenditure	Excess/Deficit	Projected Balance Jan 1	Projected Balance Dec 31	Property Tax Contribution
General Fund	19,898,297	19,898,297	0	7,576,783	7,576,783	10,776,122
Special Revenue *	37,256	32,705	4,551	25,059	29,610	
Impact Fees (All)	104,880	67,000	42,000	511,320	553,320	
Debt Service	8,167,812	8,167,812	0	183,975	183,975	4,823,265
Capital Projects	30,796,699	30,796,699	0	30,796,699	30,796,699	
T.I.F. District #6	550,000	545,663	4,337	244,167	248,504	
T.I.F. District #7	370,000	1,071,292	(701,292)	462,645	(238,647)	
T.I.F. District #8	3,594,831	3,720,287	(125,456)	(686,615)	(812,071)	
T.I.F. District #9	0	4,174,349	(4,174,349)	0	(4,174,349)	
Water Utility	3,889,600	5,526,351	(1,636,751)	1,354,527	(282,224)	
Sewer Utility	7,496,834	7,729,829	(232,995)	7,169,987	6,936,992	
Village Health Plan	2,411,754	2,307,945	103,809	404,561	508,370	
Village Dental Plan	88,339	88,500	(161)	82,451	82,290	
Total	77,406,302	84,126,729	(6,716,307)	48,125,559	41,409,252	15,599,387

NOTE: * Special Revenue Funds: Senior Van Replacement, Canine Fund, Historic Preservation, Recreation Facility Fee Fund, Honor Guard, Police Asset Forfeiture, and Fire Department Explorer funds are shown as one total. Facility

NOTE: Impact Fees:

<u>The Village's outstanding debt on December 31, 2023 is projected to be:</u>	General Obligation Notes & Bonds	\$114,755,000
	Utility Revenue Bonds	\$4,821,456
		\$119,576,456

	Impact Fee Budgets					
	2023	2024	Percent	2023	2024	Percent
	Revenue			Expenditure		
		Change			Change	
Police	18,880	18,880	0.00%	12,000	12,000	0.00%
Fire	25,000	30,000	20.00%	30,000	30,000	0.00%
Library	16,860	9,000	-46.62%	0	0	0.00%
Recreation	35,000	22,000	-37.14%	0	0	0.00%
Water	50,000	25,000	-50.00%	50,000	25,000	-50.00%
Total	145,740	104,880	-28.04%	92,000	67,000	-27.17%