

MEETING:	REGULAR MEETING OF THE VILLAGE BOARD
DATE AND TIME:	Monday, January 15, 2024 7:00 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 meeting was called to order by Village President Wolter at 7:00 PM.

II. **ROLL CALL:**

Present: Trustee David Baum, Trustee Terri Kaminski, Trustee Bill Neureuther, Trustee Rick Miller, Trustee Jolene Pieper, Trustee Jan Miller, President Dean Wolter

Also Present: Public Works Director Matthew Mortwedt, Village Attorney Brian Sajdak, Administrator Steven Kreklow, Clerk Donna Ott, Water Superintendent Paul Haugen, Finance Director Matthew Uselding, Park and Recreation Director Guilford Standridge Park, and Community Development Director Jeff Retzlaff.

Absent:

Excused: Trustee Robert Warren, Trustee Phil Hudson

Trustee Pieper was present via WebEx, arrived in person at Village Hall at 7:40 PM, left at 8:08 PM and reappeared via WebEx at 8:08 PM.

III. **PLEDGE OF ALLEGIANCE:**

IV. **PRESIDENT'S REPORT:**

Village President Wolter thanked Highway Superintendent Scott Anderson and his team for all of their hard work and efforts handling the heavy snow storms. Additionally, Village President Wolter thanked Irene Blau for her service and sent his condolences to her family for their loss.

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

Village Trustees provided dates for upcoming Village Meetings and Events.

- VI. CITIZEN INPUT:** *(Please be advised per 19.84(2) that information and comment will be received from the public. It is the policy of this municipality that public input be limited to a three (3) minute period per person with a time extension granted at the discretion of the Chairperson. Be advised that there may be limited discussion of the information received but no action will be taken under public comments.)*

The following individuals spoke:

Melanie Smythe (N140W17938 Cedar Ln) regarding the 2024 Budget, New Business Items C and F.

VII. CONSENT AGENDA:

Motion: To Approve Consent Agenda Items A-N with removal of A, E, G, I, J, N

Motioned By: Trustee David Baum

Seconded By: Trustee Jan Miller

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

No: None

Abstain: None

Motion Passed (Yes 7, No 0, Abstained 0)

- B. Purchase of Ford F150 Police Responder Vehicle in an amount not to exceed \$47,343
- C. Purchase of two (2) 2025 Ford Police Interceptor Vehicles in an amount not to exceed \$100,484
- D. Purchase of 2025 Ford Police Interceptor to replace Squad 12 in an amount not to exceed \$65,044.30 paid for through insurance proceeds
- F. 2024 Parks Department Pick-Up Truck Purchase in an amount not to exceed \$60,000
- H. Award of Contract to Mid City Corporation in the amount of \$111,005 Award for the Well 5 Rehab Project
- K. Application for Temporary Class "B" Fermented Malt Beverage/ "Class B" Wine Retailer's License for St Boniface Congregation's Spaghetti Dinner, W204N11968 Goldendale Rd, January 27, 2024.
- L. Application for Temporary Class "B" Fermented Malt Beverage Retailer's License for St Boniface Congregation's Lent Fish Fry, W204N11968 Goldendale Rd, February 16, February 23, and March 1, 2024.

M. Application for Temporary Class "B" Fermented Malt Beverage/ "Class B" Wine Retailer's License for St Boniface Congregation's Trivia Night, W204N11968 Goldendale Rd, April 12, 2024.

A. December 18, 2023 Regular Meeting Minutes (Attachments Forthcoming)

Consent Agenda Item A - December 18, 2023 Regular Meeting Minutes was tabled for the next regularly scheduled meeting for February 5, 2024.

E. 2024 Highway Department Patrol Truck Purchase in an amount not to exceed \$286,000

Motion: Approve as presented

Motioned By: Trustee Jan Miller

Seconded By: Trustee David Baum

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

No: None

Abstain: None

Motion Passed By Roll Call Vote (Yes 7, No 0, Abstained 0)

G. Award of Contract to Seven Brothers Painting, Inc, in the amount of \$809,050. for the Tower 3 Rehab Project

Motion: Approve as presented

Motioned By: Trustee Jan Miller

Seconded By: Trustee David Baum

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jolene Pieper, Jan Miller, Village President Dean Wolter

No: None

Abstain: None

Motion Passed By Roll Call Vote (Yes 7, No 0, Abstained 0)

I. Award of Contract Staff to JH Hassinger in the amount of \$2,557,000 for the Well 12 Construction Project

Motion: Approve as presented

Motioned By: Trustee Jan Miller

Seconded By: Trustee Rick Miller

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jolene Pieper, Jan Miller, and President Dean Wolter

No: None

Abstain: None

Motion Passed Roll Call Vote (Yes 7, No 0, Abstained 0)

- J. A Resolution Petitioning the Office of the Commissioner of Railroads for the Alteration and Improvement of a Railroad Crossing

Motion: Approve as presented

Motioned By: Trustee Jan Miller

Seconded By: Trustee David Baum

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jan Miller, and President Dean Wolter

No: Trustee Jolene Pieper

Abstain: None

Motion Passed (Yes 6, No 1, Abstained 0)

- N. Application for an **ORIGINAL** "Class B" Fermented Malt Beverage and Intoxicating Liquor License for **FCH Germantown LLC**, N116W15863 Main St, d/b/a Von Rothenburg Bier Stube, Agent Shaun Bowe

Discussion ensued regarding the application for the Outside Premise Extension. Applicant Shaun Bowe was available for questions. Community Development Director Retzlaff provided details to the Board regarding outstanding zoning and building permit issues that should be addressed before considering the approval of the Outside Premise Extension application.

Motion: Approve the Application for an Original "Class B" Fermented Malt Beverage and Intoxicating Liquor License for FCH Germantown LLC contingent upon surrendering the 2023-2024 license currently held by WI Bier Stube LLC, and with the exception of the outdoor premise.

Motioned By: Trustee David Baum

Seconded By: Trustee Jan Miller

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jan Miller, and President Dean Wolter

No: None

Absent From Vote: Trustee Pieper

Motion Passed (Yes 6, No 0, Abstained 0, Absent 1)

VIII. UNFINISHED BUSINESS:

There was no unfinished business.

IX. PUBLIC HEARINGS:

There were no public hearings.

X. NEW BUSINESS:

- A. Appointment of Peter Nilles to the Utility Advisory Committee for the Engineer Member position, to expire 4/30/2025.

Motion: Approve as presented

Motioned By: Trustee Rick Miller

Seconded By: Trustee David Baum

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

No: None

Abstain: None

Motion (Yes 7, No 0, Abstained 0)

- B. A Resolution to adopt Village of Germantown Park and Recreation Pedestrian / Bicycle Trail Master Plan

Motion: Approve as presented

Motioned By: Trustee David Baum

Seconded By: Trustee Jan Miller

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

No: None

Abstain: None

Motion Passed (Yes 7, No 0, Abstained 0)

- C. 2022 Annual Comprehensive Financial Report - Public Safety Budget/Expenditures Review

The Comprehensive Report was provided by Finance Director Matthew Uselding.

- D. 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

Village Attorney Brian Sajdak presented the Referendum and requested adoption of the Resolution.

Motion 1: Approved the Resolution as presented.

Motioned By: Trustee Baum

Seconded By: Trustee Jan Miller

Motion 2: Amend Motion 1 so that paragraph #2 in the explanation would include wording regarding the \$51 per \$100,000 assessed value

Motioned By: Trustee Baum

Seconded By: Trustee Jan Miller

Results of Motion 2:

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jolene Pieper, Jan Miller, Village President Dean Wolter

No: None

Abstain: None

Motion to Amend Passed (Yes 7, No 0, Abstained 0)

Results of Motion 1 as Amended:

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jolene Pieper, Jan Miller, Village President Dean Wolter

No: None

Abstain: None

Motion Passed as Amended (Yes 7, No 0, Abstained 0)

E. Division Road Reconstruction Strategy

Public Works Director Matthew Mortwedt discussed the Division Road Reconstruction Strategy.

F. Acquisition of Grosenick Property - N116 W15843 Main Street and W157 N11593 Fon du Lac Avenue. The Village Board may enter into closed session 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.

Motion: To Enter into Closed Session for New Business Items F, G, H, and I at 9:00 PM with the following in attendance: Administrator Kreklow, Attorney Sajdak, Public Works Director Mortwedt, Village Engineer Driscoll, and the Community Development Director Retzlaff

Motioned By: Trustee Bill Neureuther

Seconded By: Trustee Jan Miller

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

No: None

Abstain: None

Motion Passed By Roll Call Vote (Yes 7, No 0, Abstained 0)

Motion: To Return to Open Session

Motioned By: Trustee David Baum

Seconded By: Trustee Rick Miller

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

No: None

Abstain: None

Motion Passed (Yes 7, No 0, Abstained 0)

Item F was not discussed nor acted upon in Open Session.

- G. Strategy Concerning Acquisition of Properties in the Village's Village Center District (approximately Mequon Road and Pilgrim Road). The Village Board May Enter into Closed Session per Wis Statute 19.85(1)(e) for the purpose of deliberating or negotiating when competitive or bargaining reasons require a closed session, and then may reconvene into open session to take such action as it deems appropriate.

Motion: To direct staff to proceed as discussed in Closed Session

Motioned By: Trustee David Baum

Seconded By: Trustee Rick Miller

Yes: Trustees David Baum, Terri Kaminski, Bill Neureuther, Rick Miller, Jan Miller, President Dean Wolter

No: None

Abstain: Trustee Pieper

Motion Passed (Yes 6, No 0, Abstained 1)

- H. Green Bay Packaging Development Agreement for the Development of the Property located generally along I-41 between Holy Hill Road and Rockfield Road. The Village Board may enter into Closed Session 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 may reconvene into open session to take such action as it deems appropriate.

Item H was not discussed nor acted upon in Open Session.

- I. Truck Country Development Agreement for the Development of the Property at N128W21795 Holy Hill Road. The Village Board may enter into Closed Session 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 may reconvene into open session to take such action as it deems appropriate.

Item I was not discussed nor acted upon in Open Session.

XI. ADJOURNMENT:

The Village Board Meeting was adjourned at 10:35 PM.