

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
MARCH 17, 2014**

CALL TO ORDER: The meeting was called to order at 7:02 p.m. by President Wolter

ROLL CALL: President Wolter, Trustees Baum, Ewert, Hughes, Kaminski, Vanderheiden, Werderman and Zabel. Trustee Daniels was absent and excused. Also present: Administrator Schornack, Attorney Sajdak, Planner Retzlaff, Engineer Bischke, Water Supt. Tim Zimmerman, Hwy. Supt. Jay Olszewski and Clerk Goeckner

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT – President Wolter wished everyone a Happy St. Patrick's Day and congratulated the Germantown Basketball team on their 3rd winning of the State Championship. Information regarding proposed TIF #6 with prospective areas will be coming out soon and has a tentative Village Board approval consideration date of May 19th. Proposal is to bring infrastructure in over multiple phases

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST &

COMMITTEE REPORTS: Upcoming meetings were announced as well as other items of interest by Trustees.

CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing: None.

CONSENT AGENDA:

- A. Minutes – March 3, 2014
- B. Accounts payable/payroll
 - 1. March 10, 2014 Accounts payable \$ 474,439.72
 - 2. March 11, 2014 Payroll (hourly) \$ 219,393.88
 - 3. March 14, 2014 Payroll (salary) \$ 75,664.85
- C. Operator Licenses – March 18, 2014 – June 30, 2014
Courtney M. Baumgartner, Catherine Anne Braun, Amber L. Fitzwilliams, Ross D. Hoppe, Kristian K. Lindo, James P. Peterson, Melissa S. Recore, Amanda J. Repka, Nicholas A. Rump, and Sami B. Voss

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

- D. Standards & Specifications Revisions, Chapter 7 "Storm Water management Requirements" [Recommended Approval]
- E. WPDES & MMSD Ch. 13 Annual Report Submittal to WI DNR and MMSD [Recommended Approval]
- F. Payment of Invoice From Boehlke Hardware in the Amount of \$6,875.00 for Emergency Pipe Repair at the Main Street Lift Station with Funds Allocated From Acct. #60-830-530-8323 [Recommended Approval]
- G. Advertise and fill the vacancy in the Wastewater Utility Department and consideration of cross training the position in the future [Recommended Approval]

CONSENT AGENDA continued:

- H. Contract Marine Biochemist for the Treatment of Algae in the WAGO Pond at a Cost of \$1,764.00 and Treatment as Needed in the Friedenfeld Park Pond at a Cost of \$609 per Treatment with Funds Allocated from Accts. #10-542-530-4100 and #10-553-530-4100 [Recommended Approval]
- I. Contract TAPCO for the Traffic Signal Cabinet Repair at Fleet Farm and County Line Road at a Cost of \$5,817.00 and Invoice Fleet Farm Upon Completion [Recommended Approval]
- J. Contract with HGACBuy Purchasing Cooperative to Allow the Village to Purchase Construction Equipment at Reduced Costs [Recommended Approval]
- K. Purchase One Crack Filling Machine through HGACBuy Purchasing Cooperative from CRAFCO at a Cost not to Exceed \$45,000 with Funds Allocated from Acct. #40-542-570-8450 [Recommended Approval]
- L. Purchase of Crack Filling Material for Village Roads at a Cost of \$.5574 Per Pound with Funds Allocated from Acct. #10-542-530-3505
- M. Authorize Village Board President to Sign the WI DOT Form DT2195 "Engineering Service Request" for the STH167-Eisenhower Traffic Signals [Recommended Approval]
- N. Authorize Village Board President to Sign Amendment #3 of the Memorandum of Understanding Between the Village and the WI DOT Regarding the Traffic Signals at the Germantown Business Park [Recommended Approval]

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

- O. Application for Dance License, Kiwanis Club of Germantown, Firemen's Park, July 4th, 1:30 pm – 11:00 pm [Recommended Approval]
- P. Ordinance Amending Section 12.16(3) of Municipal Code of Ordinances as it Relates to Licensing of Cats Within the Village [Recommended Approval]

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

UNFINISHED BUSINESS: None

PUBLIC HEARINGS – 7:00 P.M. OR LATER –*The purpose of said hearing(s) is to hear any and all parties, their attorneys or agents, for or against the application(s) filed by the petitioner(s).*

- A. **St. John United Church of Christ & St. John United Church of Christ Cemetery Association, Property Owners of N104 W14181 Donges Bay Road (Church) & Cemetery ½ mile west on Donges Bay Road, GTNV #351-988(Church) & GTNV#264-990 (Cemetery) applicant for a Historic Designation pursuant to Section 26.06 of the Germantown Municipal Code**
Planner Retzlaff presented information related to the application for Historic Designation for the property owned by St. John United Church of Christ and Cemetery Association. Recommendation is to approve request.

President Wolter opened the hearing at 7:17 p.m.
No one came forward to speak at the hearing.
President Wolter closed the hearing at 7:18 p.m.

PUBLIC HEARINGS continued:

- B. Terri Masse, Agent for Dennis & Marie Wendtland, Property Owners and applicant for a Rezoning application to rezone the following described property from the A-1: Agricultural District to the A-2: Agriculture District pursuant to Sections 17.13 of the Village Zoning Code on the following described property: GTNV #021-992 (W140 N14315 Country Aire Drive)**

Planner Retzlaff presented information related to the application for the rezoning of the above described property to create 3 lots from the property. Recommendation is to approve the request.

President Wolter opened the hearing at 7:20 p.m.

No one came forward to speak at the hearing.

President Wolter closed the hearing at 7:21 p.m.

- C. Core Commercial, Inc., Agent for Russell & Karen Kloehn and Paul & Vivian Pingel, Property Owners and applicant for a Rezoning application to rezone the following described area from the Rs-4: Single-family District to the B-1: Neighborhood Business District pursuant to Section 17.28 of the Village Zoning Code on the following described property: GTNV #324-967 N96 W19100 County Line Road (Kloehn property) & GTNV #324-965 N96 W19062 County Line Road (Pingel property)**

President Wolter stated the parties involved have requested the Public Hearing to be postponed. Attorney Sajdak stated the hearing could be opened, hear it, close it and when the action items are up make a motion to table them to a future date. Other option is to postpone the entire item and republish the public hearing for a later date. No one was in the audience to speak to this hearing. **Motion (Baum/Kaminski) to postpone to a future date, carried unanimously.**

- D. David Pauers, Owner/Operator of Adversity Wisconsin VBC, and agent for DC Cartledge LLC, Property owner and applicant for a Conditional Use Permit (CUP) for the operation of a 10,800 sqft Volleyball Training Facility (Adversity Wisconsin Volleyball Club) from a portion of the building on the property described below pursuant to Section 17.07(3)(a)2. Of the Village Zoning Code, GTNV #213-993 N113 W18750 Carnegie Drive**

Planner Retzlaff presented information related to the application and request for operation of a 10,800 sqft Volleyball Training Facility from the existing building owned by DC Cartledge LLC. Plan Commission recommendation is to approve with the 11 conditions as listed in the draft Conditional Use Permit. David Pauers provided additional comments on the application.

President Wolter opened the hearing at 7:35 p.m.

No one came forward to speak at the hearing.

President Wolter read statements into the record for the hearing from Bob Quinn (Milwaukee Brewers Baseball Club) and Kendra Drifka. The following persons also supplied statements by e-mail in favor of the project: Breit Nelson, Charlotte Weaver, Dr. Nial S. Peterson and Karen I. Peterson. All Village Trustees were given copies of all statements for their review prior to determination.

PUBLIC HEARINGS continued:

President Wolter closed the hearing at 7:39 p.m.

E. Amendments to Chapter 27 of the Germantown Municipal Code (relating to post-construction stormwater management), and to Chapter 29 of the Village of Germantown Municipal Code (relating to comprehensive erosion and sediment control plans)

Engineer Bischke presented information regarding the Code revision requests.

President Wolter opened the hearing at 7:42 p.m.

No one came forward to speak at the hearing.

President Wolter closed the hearing at 7:43 p.m.

NEW BUSINESS:

- A. Application for Historic Designation for the Church Located at of N104 W14181 Donges Bay Road (GTNV 351-988) & Cemetery ½ mile west on Donges Bay Road (GTNV 264-990); St. John United Church of Christ & St. John United Church of Christ Cemetery Association, Applicants.

MOTION (Zabel/Hughes) to approve Historic Designation for St. John United Church of Christ and St. John United Church of Christ Cemetery Association as presented, carried unanimously.

- B. Rezoning application to rezone W140 N14315 Country Aire Drive (Tax Key No. GTNV 021-992) from the A-1: Agricultural District to the A-2: Agriculture District pursuant to § 17.13 of the Village Zoning Code; Terri Masse, Agent for Dennis & Marie Wendtland, Property Owners and Applicants.

MOTION (Zabel/Ewert) approve the application as presented, carried unanimously.

- C. 3-Lot Certified Survey Map (CSM) of W140 N14315 Country Aire Drive (Tax Key No. 021-992); Terri Masse, Agent for Dennis & Marie Wendtland, Property Owners and Applicants.

MOTION (Baum/Werderman) approve as recommended, carried unanimously.

- D. Rezoning application to rezone N96 W19100 County Line Road (Tax Key No. GTNV 324-967, Kloehn property) & N96 W19062 County Line Road (Tax Key No. GTNV 324-965, Pingel property) from the Rs-4: Single-family District to the B-1: Neighborhood Business District; Core Commercial, Inc., Agent for Russell & Karen Kloehn and Paul & Vivian Pingel, Property Owners and Applicants.

This item was postponed.

- E. 1-Lot Certified Survey Map (CSM) of N96 W19100 County Line Road (Tax Key No. 324-967, Kloehn property) & N96 W19062 County Line Road (Tax Key no. 324-965, Pingel property); Core Commercial, Inc., Agent for Russell & Karen Kloehn and Paul & Vivian Pingel, Property Owners and Applicants.

This item was postponed.

NEW BUSINESS continued:

- F. Conditional Use Permit (CUP) for the operation of a 10,800 sqft Volleyball Training Facility (Adversity Wisconsin Volleyball Club) from a portion of the building on the property located at N113 W18750 Carnegie Drive (GTNV #213-993); David Pauers, Owner/Operator of Adversity Wisconsin VBC, and agent for DC Cartledge LLC, Property Owner and Applicant.
MOTION (Zabel/Kaminski) approve with 11 conditions as presented as well as one presented tonight with markup, carried unanimously.
- G. Contract to Payne & Dolan at a Cost not to Exceed \$1,330,729.35 for the 2014 Roads Project with Funds to be Allocated from Acct. #40-542-570-8810
Engineer Bischke presented information regarding the contract request. **MOTION (Zabel/Kaminski) to approve contract as presented.** Discussion. **By roll call vote, carried unanimously.**
- H. Ordinance Amending Chapter 27 of the Municipal Code of Germantown "Post-Construction Stormwater Management" and Ordinance Amending Chapter 29 of the Municipal Code of Germantown "Construction Site Erosion Control"
MOTION (Zabel/Baum) to approve the amendments as presented, carried unanimously.
- I. Village-wide Market Revaluation
Administrator Schornack presented information on assessment contract and proposed re-valuation. Current contract for 3 years with revaluation to be conducted in 2015. Now considering revaluation to be completed this year, 2014. Jim Danielson, Accurate Appraisal stated the cost would be the same regardless of year completed. Currently out of compliance in both commercial and residential classes as we are over 110%. Working with Department of Revenue on discrepancies in the law. Doing revaluation in 2014 makes sense to get everyone back to 100%. Discussion. Danielson stated revaluation will be based on sales and permits and according to State mandate will have to have everything digital with sketches etc., by the end of the revaluation. Clerk requested that Board of Review be held in September due to the timing for the Election in November and the need for Finance to have necessary details in time for publication of hearing for the 2015 budget. **MOTION (Zabel/Baum) to do revaluation in 2014, carried unanimously.**

ADJOURNMENT

There being no further business, the meeting was adjourned at 8:10 p.m.

Barbara K. D. Goeckner MMC/WCPC
Village Clerk