

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
APRIL 21, 2014**

CALL TO ORDER: The meeting was called to order at 7:03 p.m. by President Wolter

ROLL CALL: President Wolter, Trustees Baum, Daniels, Hughes, Kaminski, Vanderheiden, Warren, and Werderman. Trustee Zabel was absent and excused. Also present: Administrator Schornack, Attorney Sajdak, Planner Retzlaff, Engineer Bischke and Clerk Goeckner

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT – President Wolter – If you are seeing any severe potholes, please let us know by calling either myself or the DPW so we can fix it right away.

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 17, April 7, and April 15, 2014
- B. Accounts payable/payroll
 - 1. April 8, 2014 Payroll (hourly) \$ 211,491.55
 - 2. April 10, 2014 Accounts Payable \$ 481,458.62
 - 3. April 15, 2014 Payroll (salary) \$ 83,618.08
- C. Operator Licenses – April 22, 2014 – June 30, 2014
Bijaya Khanal and Ghulam Sarwar [Recommended Approval]

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

- D. Application for Amendment of “Class B” License for Outside Premises Extension, Sheer Lounge, N112W16560 Mequon Rd. July 26th from 2PM – 10PM [Recommended Approval]
- E. Application for Dance License, K&K Acquisitions, LLC d/b/a Sheer Lounge, N112 W16560 Mequon Rd. July 26th from 2PM – 10PM [Recommended Approval]
- F. Application for Amendment of “Class B” License for Outside Premises Extension, Sheer Lounge, N112 W16560 Mequon Rd., Annual Extension from 3PM – 10PM [Recommended Approval]
- G. Denial of Application for Operator License, Regina L. White [Recommended Approval]
- H. Application for Dance License – Deutschstadt Heritage Foundation, Mai Fest , May 16th 5PM – 12AM, May 17th 11AM – 12AM, May 18th 12PM – 8PM [Recommended Approval]
- I. Application for Annual Dance License, Florian Park Conference & Event Center, N112 W18611 Mequon Rd, with Requirement of Final Occupancy Certificate Prior to any Scheduled Events [Recommended Approval]

MOTION (Vanderheiden/Baum) to approve Consent Agenda Items A-I, 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. **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 and a 1-Lot Certified Survey Map (CSM) 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)**
Planner Retzlaff presented information regarding the request of Core Commercial, Inc., as Agent for Russell & Karen Kloehn and Paul & Vivian Pingel to rezone their property. Plan Commission recommends approval with conditions subject to approval of CSM.

President Wolter opened the public hearing at 7:09 p.m.

No one came forward to speak.

President Wolter closed the public hearing at 7:10 p.m.

NEW BUSINESS:

- A. 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 (Ordinance Amendment)
MOTION (Baum/Werderman) to approve the Ordinance amendment to rezone from Rs-4: Single-family District to the B-1: Neighborhood Business District for parcels GTNV 324-967 and 324-965, as presented, conditioned on approval of CSM, carried unanimously.
- B. 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.
MOTION (Baum/Warren) to approve the 1-Lot CSM for Core Commercial, Inc., Agent for Russell & Karen Kloehn and Paul & Vivian Pingel, as presented, carried unanimously.
- C. Continental 246 Fund LLC, Agent for Riversbend Country Club, Inc., Property Owner: N96 W18034 County Line Road – Review and Approval of a 3-lot Certified Survey Map (CSM).
MOTION (Baum/Vanderheiden) to approve the 3-lot CSM for Continental 246 Fund LLC, Agent for Riversbend Country Club, Inc., as presented, carried unanimously.

NEW BUSINESS continued:

- D. John & Helen Kreuser Trust, Property Owner: W202 N10416 Appleton Avenue - Review and Approval of a 1-lot Certified Survey Map (CSM).
MOTION (Baum/Vanderheiden) to approve the 1-lot CSM for John & Helen Kreuser Trust as presented, carried unanimously.
- E. Resolution Awarding the Sale of \$3,795,000** General Obligation Promissory Notes, Series 2014A; Providing the Form of the Notes; and Levying a Tax in Connection Therewith
Maureen Schiel of Ehler's presented information on the sale of the General Obligation bonds. Janney Montgomery Scott LLC of Pennsylvania was the winning bidder with a true interest rate of 1.6237%. Actual sale amount was decreased to \$3,710,000. **MOTION (Baum/Warren) to approve the Resolution Awarding the Sale for \$3,710,000 General Obligation Promissory Notes, by roll call vote, carried unanimously.**
- F. Application for Fireworks User Permit – Lynn Grgich on behalf of Kiwanis of Germantown for July 4, 2014
MOTION (Baum/Kaminski) to approve the Fireworks User Permit for Kiwanis for Germantown for July 4, 2014, carried unanimously.
- G. Award of Contract for Traffic Impact Study for TID #6 Phase #1
Trustee Warren stated he would abstain from this item as one of the firms under consideration is a company he works for. Engineer Bischke presented information on the proposed contract and recommended award to Graef in the amount of \$4,700. Village Attorney Sajdak stated he has reviewed the contract and approves. **MOTION (Baum/Werderman) to award the contract for traffic impact study for TID #6 Phase #1 to Graef in the amount of \$4,700, by roll call vote, 7 in favor, 1 abstained (Warren) and 1 absent, motion carried.**
- H. Award of Contract for Geotechnical Study for TID #6 Phase #1
Engineer Bischke presented information regarding the proposed contract and recommended award to PSI in the amount of \$16,699. Attorney Sajdak expressed concerns of liability limitations that they have, but stated the approval could be done subject to Village Attorney's final approval. **MOTION (Baum/Vanderheiden) to award the contract for Geotechnical Study for TID #6 Phase #1 to PSI in the amount of \$16,699, subject to Village Attorney's approval. Discussion. By roll call vote, carried unanimously.**
- I. Award of Contract for Phase 1 Environmental Study for TID #6 Phase #1
MOTION (Baum/Werderman) to award the contract for Phase 1 Environmental Study for TID #6 Phase #1 to Himalayan Consultants for \$3231. Discussion. By roll call vote, carried unanimously.
- J. Amendment to AT&T Tower Lease for Tower Located on Germantown Police Department Campus
MOTION (Hughes/Warren) to approve the amendment as presented, carried unanimously.

NEW BUSINESS continued:

K. Appointments

Commissions/Boards/Committees

1. *Plan Commission*

Member Dan Campbell 04/15/2014 – 04/30/2015

2. *Administrative Review Board*

Member Dan Campbell 05/01/2014 – 04/30/2017

MOTION (Baum/Hughes) approve appointments as presented, carried unanimously.

ADJOURNMENT

There being no further business, the meeting was adjourned at 7:43 p.m.

Barbara K. D. Goeckner MMC/WCPC
Village Clerk