

**VILLAGE OF GERMANTOWN
N112 W17001 MEQUON ROAD
GERMANTOWN, WI 53022**

*****AMENDED 6-13-14*****

MEETING: REGULAR MEETING OF THE VILLAGE BOARD

DATE AND TIME: MONDAY, JUNE 16, 2014 7:00 p.m.

LOCATION: Germantown Village Hall Board Room

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. **PLEDGE OF ALLEGIANCE**

IV. **PRESIDENT'S REPORT**

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

The following individuals will be given the opportunity to make announcements of future municipal activities: Village President, Village Board Members, Village Administrator, Village Attorney and Village Clerk.

VI. **CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing:**

Please be advised per §19.84(2), information will be received from the public. It is the policy of this municipality that there be a three (3) minute time period, per person, with time extension per the Chief Presiding Officer's discretion; be further advised that there may be limited discussion on the information received, however, no action will be taken under public comments. (15 minutes)

VII. **CONSENT AGENDA:**

A. Minutes – June 2 & June 9, 2014

B. Accounts payable/payroll

1. June 3, 2014	Payroll (hourly)	\$ 215,637.18
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2. June 10, 2014	Accounts Payable	\$ 485,194.57
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C. Operator Licenses:

Renewal Applicants July 1, 2014 – June 30, 2015: Donna Bungert, Caitlin Dillon, Susan Drexler, Lynette Dugan, Carolyn English, Natasha Giese, Mark Janeshek, Bijaya Khanal, Janine La Vine, Sharon Purifoy, Nicholas Ronge, Kelly Schlee, Deanna Schmitt, Mehul Soni, Kathleen Sudik, Jessica Taylor, Melva Tatum, Shannon Wilder

New Applicants June 17, 2014 – June 30, 2015: Gianna Aurelio, Alicia Beltran, Allison Claussen, Jasmond Clemons, Janice Fogle, Ashley Smith

[Recommended Approval]

VII. **CONSENT AGENDA continued:**

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

- D. Resolution Adopting The 2013 Compliance Maintenance Report for Wastewater [Recommended Approval]
- E. Award Contract to Scott Construction for the 2014 Seal Coating projects at a Cost of \$1.594/sq. yd. and a Total Amount Not to Exceed \$130,000.00 with funds Allocated From Account #10-542-530-3505 and to Allow Staff To Negotiate With The City of Mequon to Sealcoat the Village's Jurisdiction of Wasaukee Road [Recommended Approval]
- F. Approve four D.F. Tomasini Invoices Totaling \$27,779.50 for the Emergency Repairs of Water Line Failures on Emerald Ln/Elmwood Dr. and Blackstone Circle With Funds to be Allocated from Account #50-742-530-6730 [Recommended Approval]
- G. Allow Staff to Allocate \$100,000 From the Capital Budget Account #50-180-183-3460 for the Continuing Purchase of Water Meters on a Time and Need Basis [Recommended Approval]
- H. Award Contract Not To Exceed \$189,000 to Pieper Electric for the Mequon Road/Eisenhower Drive Traffic Signals With Funds Allocated From Account #44-57-530-4500 [Recommended Approval]
- I. Authorization to Purchase Iron Worker Model #12012-24M Scotchman from Gladwin Machine and Supply for a cost of \$31,303 With Allocation of \$30,205 from Account #40-542-570-8530 and \$1,098 from Account # 10-542-530-4100 [Recommended Approval from January 2014 Public Works meeting contingent on borrowing which is now complete]

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

- J. Approval of Purchase of New Fire Department Uniform Shirts from Lark Uniform Outfitters in the amount of \$7,136.85[Recommended Approval]
- K. Approval of Amusement Arcade License Renewals July 1, 2014 – June 30, 2015:
 - 1. Barley Pop Brew Haus LLC, d/b/a Barley Pop Pub & Restaurant, N116 W16137 Main Street, 16 devices
 - 2. Bubs on Main LLC, d/b/a Bubs Irish Pub, N116 W16218 Main Street, 14 devices
 - 3. Maple Road, LLC, d/b/a Buzdum's Pub, W188 N10515 Maple Road, 11 devices
 - 4. Eastern Kettle Moraine Moose Lodge, d/b/a E.K.M. Moose Lodge #1238, W198 N10217 Appleton Avenue, 15 devices
 - 5. JK GAM, LLC, d/b/a Gamroth's Kuhburg Junction, W140 N10385 Fond du Lac Avenue, 8 devices
 - 6. Northridge Automotive Enterprises, Inc., d/b/a Ivey's at Main, W157 N11618 Fond du Lac Avenue, 8 devices
 - 7. Robin Bird LLC, d/b/a Sports Corner Bar & Grill, W187 N12793 Fond du Lac Avenue, 13 devices
- L. Approve "Class B" Fermented Malt Beverage and Intoxicating Liquor Licenses – July 1, 2014 – June 30, 2015:
 - 1. **(Renewal)** JK GAM, LLC, Jon R. Gamroth, Agent, N104 W15303 Donges

VII. **CONSENT AGENDA continued:**

- Bay Road, Germantown, WI 53022, d/b/a **Gamroth's Kuhburg Junction**, W140 N10385 Fond du Lac Avenue, Germantown, WI 53022.
2. **(Renewal)** Kim and Jon LLC, Kim A. Gamroth, Agent, N104 W15303 Donges Bay Road, Germantown, WI 53022, d/b/a **KJ's Bar and Grill**, N112 W21209 Mequon Road, Germantown, WI, 53022. (Includes outside 15' x 25' deck and 8' x 28' side patio to be open until 10:00 p.m.)
 3. **(Renewal)** Metro Cigars, LLC, Jennifer Lynn Groh, Agent, 1671 Holy Hill Lane, Hubertus, WI 53033, d/b/a **Metro Cigars, LLC**, W182 N9606 Appleton Avenue #104, Germantown, WI 53022.
- M. Approve "Class A" Fermented Malt Beverage and Intoxicating Liquor License July 1, 2014 – June 30, 2015:
1. **(Renewal)** Kalim Beg, 2715 W. Country Club Drive, Mequon, WI 53092, d/b/a **KAL Service Willow Creek BP**, W201 N10451 Appleton Avenue, Germantown, WI 53022

VIII. **UNFINISHED BUSINESS:** None

IX. **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. Patrick Flanagan, Agent for Four Seasons Investments LLC, Property Owner and applicant to rezone a .76 acre property from the B-3: General Business District to the Rs-4: Single-Family Residential District pursuant to Sections 17.17 of the Village Zoning Code, and a Comprehensive Plan Map Amendment to the 2020 Land Use Plan Map classification for the .76 acre property from the "Commercial" to the "Rural Residential" classification, located at N210 W10797 Appleton Avenue; Tax Key No. 304-971, Village of Germantown, WI
- B. MLG Germantown Investment LLC, Agent for Donald & Gloria Neu and NMMR & Associates, Property Owners and applicant to rezone 121.68-acre area from the A-1: Agricultural and I: Institutional Zoning Districts to the M-1: Limited Industrial Zoning District pursuant to Sections 17.33 of the Village Zoning Code, and a Comprehensive Plan Map Amendment to the 2020 Land Use Plan Map classification for portions of the 121.68-acre area from "Commercial" and "Mixed Use" to the "Industrial/Office" classification, on the property of Tax Key Nos. 321-981, 321-984, 321-985, 321-991 & 321-999 (Land located south of Lannon Road, north/east of Appleton Ave. and west of Maple Road. ** This hearing will be moved to July 7, 2014**

X. **NEW BUSINESS:**

- A. An Ordinance to Amend The Official Zoning Map of the Village of Germantown Zoning Code – Patrick Flanagan & Four Seasons Investments LLC, Property Owner
- B. An Ordinance to Amend the Land Use Plan Map of the Village of Germantown 2020 "Smart Growth" Comprehensive Plan – Patrick Flanagan & Four Seasons Investments LLC Property Owner (Section 30)
- C. Consideration and/or Adoption of an Initial Resolution relating to Industrial

X. NEW BUSINESS continued:

- Development Revenue Bond financing on behalf of Germantown Realty Investment LLC, a Wisconsin limited liability company, and/or Machining Concepts, Inc., a Wisconsin corporation. As required by state law, information regarding the expected job impact of the project to be financed with the bonds on the project site and elsewhere in the State of Wisconsin will be available at the time of consideration of the Initial Resolution
- D. Consideration and Adoption of a Resolution Regarding Public Bidding and Non-Discrimination in Connection with Industrial Development Revenue Bond financing on behalf of Germantown Realty Investment LLC, a Wisconsin limited liability company, and/or Machining Concepts, Inc., A Wisconsin corporation
- E. Approve Junk Dealer/Auto Salvage Establishment License for July 1, 2014 to June 30, 2015 for WM Recycle America LLC, W132 N10487 Grant Drive, Germantown WI 53022 for Recycling Facility
- F. Consideration and Action on Denial of Operator License – Kenneth M. Boivin
- G. Consideration and Action on Denial of Operator License - Adam L. Gaulthier
- H. Approve "Class B" Fermented Malt Beverage and Intoxicating Liquor Licenses – July 1, 2014 – June 30, 2015:
1. **(New)** Old Town WI, LLC, Charles B. Hastings, Agent, 644 Hwy. K, Erin, WI, 53027, d/b/a **Old Town Inn**, N116 W15841 Main Street, Germantown, WI, 53022. (includes outdoor deck open until 10:00 p.m.)
 2. **(New)** WI Bier Stube LLC, Charles B. Hastings, Agent, 644 Hwy. K, Erin, WI, 53027, d/b/a **Von Rothenburg Bier Stube**, N116 W15863 Main Street, Germantown, WI, 53022. (includes outside fenced beer garden extended to parking lot open until 10:00 p.m.)
- I. In The Matter Of The Complaint Against: Maple Road, LLC, Holder Of "Class B" Alcohol Beverage Licenses For Buzdum's Pub & Grill, Radomir Buzdum, Agent, Premises At W188 N10515 Maple Road, Germantown, Wisconsin; Hearing Pursuant To Wis. Stat. § 125.12(2) And §§12.02(1) And (12) Of The Municipal Code Of The Village Of Germantown, Wisconsin
1. Rules Of Evidence, Burden Of Proof, Impartial Decision-Maker And Other Procedural Matters.
 2. Hearing Pursuant To Wis. Stat. §125.12(2)(B)1. Or 2. And 3.
- J. Action on Buzdum's License (Approval or Non-Renewal) The Village Board May Enter Closed Session During The Meeting Pursuant To Wis. Stat. § 19.85(1)(A) To Deliberate Upon Any Proposed And Submitted Stipulated Disposition And/Or Upon A Failure To Appear Or The Conclusion Of A Hearing To Discuss Its Determination, And To Reenter Open Session At The Same Place Thereafter To Act On Such Matters As Discussed Therein As It Deems Appropriate
- K. Contract With Graef to Proceed With Traffic Signal Alternative for the Freistadt-Maple Intersection
- L. Resolution for Budget Amendment TIF No. 4 Signalization Mequon & Eisenhower
- M. A Resolution Authorizing and Directing Village Staff to Contact and Work With The Southeastern Wisconsin Regional Planning Commission (SEWRPC) To Amend The Regional Water Quality Management Plan for Eventual Addition of Certain Lands Located Generally Between Appleton Avenue, Lannon Road,

X. **NEW BUSINESS continued:**

- Highway 41 and Maple Road to MMSD's Sanitary Sewer Service Area
- N. Purchase of Protective Firefighter Ensembles (Bunker Gear)
- O. Developer's Agreement With Carriage Hills Germantown, LLC, for Water Main Project Near Fond du Lac Ave. and Park Ave.

XI. **ADJOURNMENT**

The next Village Board meeting will be on **July 7, 2014** at 7:00 p.m.

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.

**VILLAGE OF GERMANTOWN
VILLAGE BOARD MEETING MINUTES
JUNE 2, 2014**

CALL TO ORDER: The meeting was called to order at 7:13 p.m. by President Wolter

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

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

PRESIDENT'S REPORT – President Wolter gave an update on TID #6 and stated a Joint Review Board meeting is set for June 12th.

ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST & COMMITTEE REPORTS: Upcoming meetings were announced as well as other items of interest by Trustees. Fire Chief Gary Weiss recognized and presented a plaque to Deputy Fire Chief Mike Maury for his hard work as interim Fire Chief from November 2013 to May 2014.

CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing:

Chris Yatchak, N116W15041 Brownstone Court, Germantown – Thanked all involved in accomplishing the Griebel fundraiser for success in raising over \$7,000 to benefit the Griebel children.

Bridget Poetzel, N104 W15447 Donges Bay Road spoke regarding Donges Bay Rd. against accepting funding.

Holly Basting, N104W16053 Donges Bay Rd, provided petitions and spoke regarding Donges Bay Rd. against accepting funding.

Bernard Wood N104W15652 Donges Bay Rd – spoke regarding Donges Bay Rd against accepting funding.

Dan Wing, N116W16044 Main Street – spoke regarding Donges Bay Rd and requested the Village Board retain the Utility Advisory Committee.

Lynnae Langmann N99 W21950 Indian Parkway – spoke regarding Donges Bay Rd and requested to complete project with minimal plan.

CONSENT AGENDA:

A. Minutes – May 19, 2014

B. Accounts payable/payroll

1.	May 20, 2014	Payroll (hourly)	\$ 214,948.31
2.	May 25, 2014	Accounts Payable	\$ 234,760.18
3.	May 30, 2014	Payroll (salary)	\$ 78,488.59
4.	May 2014	Accounts Payable	\$ 38,144.58

CONSENT AGENDA continued:

C. Operator Licenses – July 1, 2014 – June 30, 2015:

Renewal Applicants: Brian Boettcher, James Block, Burton Brody, Katherine Buenger, Margaret Casey, Melissa Cohan, John Curtis, Krysta Davis, Ashley Dorshak, David Eigenfeld, Laura Erdmann, Dawn Fouche', Clayton Geller, Carrie Gilbert, Diane Goetsch, Mary Jo Griggs, Jennifer Groh, Paul Groh, Yvonne Hall, Pamela Halverson, Kathryn Hanson, Amanda Harder, James Heimann, Samantha Holzberger, David Iverson II, Cheryl Jacobs, Jeffrey Jacobs, David Kamine, Robert Kannenberg, John Kneifl, Heather Lazar, Kristian Lindo, Mallory Luckow, Jade Lynn, James Manseau, Alaina McKnight, Paul McLeod, Tabitha Milczarek, Kayla Mulhern, Jennifer Murray, Joshua Neureuther, Nancy Oinas, Mark Palenski, Vincent Pardo, Mahmood Parvez, Shauna Petri, Amber Pintar, Benjamin Popies, Cedric Reed, Amanda Repka, Susan Schmit, Julie Schmitt, Bolanle Snowbar, James Schramm, Heather Smith, Donna Sobotta, Paresh Soni, Michelle Stavish, Ronald Trudell, Sara Turner, Jessica Urban, Asif Vadsaria, Jessica Viola, Mia Viola, Terry Voss, Tamara Waterhouse, Kristen Wolf, Gregory Wolfe, Thomas Wood

New Applicants: Samantha Gilbert, Tyler Hart, Olga Johnson, Jacqueline Knapp, Justin Kreutz, Lisa Leider, Amanda Massey, Cortney Maynard, Michelle McGrath, Michael Nardelli, Kevin Neuman, Karissa Reff, Kurt Roeder, Cynthia Singsheim, Joel Timmerman Jr., Melissa Timmerman, Duane Vanstraten, Christopher Wegner, Deborah Zenisek. [Recommended Approval]

The following items were forwarded from the General Government and Finance Committee with a unanimous recommendation:

- D. Authorization to Fill Deputy Clerk Position – Clerk's Office [Recommended Approval]
- E. Resolution - 2014 Budget Amendment – Line Item Transfer of Funds From Data Processing Wages and Benefits to Clerk's Department to Cover Salary for Deputy Clerk Position & To Fund Contracted Services in the Data Processing Expense Accounts [Recommended Approval]
- F. Resolution – 2014 Budget Amendment – Line Item Transfer to Allocate Contingency Funds to Departments to Cover Wage Increase [Recommended Approval]
- G. Reimburse Water Utility for Prior Land Purchase in TIF 4 [Recommended Approval]

MOTION (Baum/Werderman) to approve Consent Agenda through Item G, except Item A by roll call vote, carried unanimously.

Item 'A': **MOTION (Zabel/Baum) to amend the May 19, 2014 minutes to include the following corrections: Page 8, 3rd paragraph, Tom Stauffacher stated '....done in phases' should read 'one phase'. Page 10, Single Jet Meters item – Maximum cost amount should be \$175,000 not \$75,000. Page 11, Contracting for Asphalt Repair should include 'with Wolfe & Associates Inc. in the amount of \$10,510', the votes on this item should be corrected to 8 Ayes. Clerk clarified that Trustee Werderman left the meeting and he confirmed that it was at approximately 9:30 p.m. This information should also be added to the May 19th minutes, carried.**

UNFINISHED BUSINESS:

A. Board Position Regarding Prospective STP-M Funds Availability for the Donges Bay Road Reconditioning Project

Engineer Bischke presented information regarding the funding and the proposed options. Discussion on various options available and related requirements dependent on each option. Staff recommends pursuing a 57-79% funding through STP-M. Engineer Bischke stated the meeting last Friday regarding the projects and funding had 2 members from Milwaukee say the vote was to be counted as though all Milwaukee members were present and would vote in agreement with the 2 who were present and the vote was counted in this way. Discussion of illegality of this. Discussion of resolution passed November 2013. **MOTION (Baum/Warren) to not pursue the additional STP funding.** Discussion, motion and cost for design and payments remaining/required. **MOTION (Baum/Zabel) to amend the motion to reject the STP Funding for the Donges Bay Road Project.** Discussion of resolution previously approved. **By roll call vote, carried unanimously.**

President Wolter called for a recess to clear the room at 8:37 p.m.

Reconvene the meeting at 8:47 p.m.

President Wolter pointed out the only vote taken on the previous item was for the amendment. A vote on the motion as amended is still necessary. **By roll call vote, motion as amended, carried unanimously.**

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).* None

NEW BUSINESS:

A. Ultra Tool Private Water Main Operation, Inspection & Maintenance Agreement
MOTION (Vanderheiden/Zabel) to approve as presented, carried.

B. An Ordinance Eliminating The Utility Advisory Committee
Consideration of elimination of the Utility Advisory Committee due to lack of ability to get members for appointment and few meetings held. Discussion. **MOTION (Kaminski/Baum) to retain the Utility Advisory Committee, carried.**

C. Acquisition of New Uniforms – Fire Department
MOTION (Baum/Warren) to approve purchase of uniforms for Fire Department in the amount of \$7,136.85, by roll call vote, carried unanimously.

D. Mobile Home Park License Renewals July 1, 2014 – June 30, 2015: Brookside Meadows Mobile Home Park, Hilltop Highlands Mobile Home Park, Maple Terrace Mobile Home Park
MOTION (Vanderheiden/Baum) to approve Mobile Home Park License Renewals for July 1, 2014 – June 30, 2015 as listed, carried.

NEW BUSINESS continued:

MOTION (Baum/Zabel) to reconsider the water main running up Appleton Avenue and the award for the contract from the May 19th VB meeting.

Discussion of water main project and eligibility of funds expended relating to timing of TID #6 creation. Funds expended for project if TID not created would go through Water Utility as capital expense. Contract has been awarded and signed and contractor has obtained their bonds. Attorney Sajdak expressed concern of possible legal liability if reconsideration changes vote and contractor has incurred costs. **7 opposed, 1 in favor (Zabel), motion fails.**

- E. MOTION (Baum/Werderman) to go into closed session at 9:18 p.m. for Potential Land Sales of Lots 6 & 7 in the Germantown Business Park (TID#4), as per Wis. Stat. §19.85(1)(e) for the purpose of deliberating or negotiating, when competitive or bargaining reasons require a closed session;**
- F. And to go into closed session for Performance Review of Administrator Schornack During Hiring of New Fire Chief, as per Wis. Stat. §19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility and then re-enter open session to take such action as it deems appropriate, with Clerk to remain and include Barry Chavin for Item 'E' only, by roll call vote, carried unanimously.**

MOTION (Baum/Warren) to go back into open session at 10:55 p.m. carried.

MOTION (Zabel/Baum) to direct legal counsel to prepare a counter offer consistent with the terms discussed in closed session regarding Item 'E', carried.

ADJOURNMENT

There being no further business, the meeting was adjourned at 11:05 p.m.

Barbara K. D. Goeckner MMC/WCPC
Village Clerk

**VILLAGE OF GERMANTOWN
SPECIAL VILLAGE BOARD MEETING MINUTES
JUNE 9, 2014**

CALL TO ORDER: The meeting was called to order at 5:45 PM p.m. by President Wolter

ROLL CALL: President Wolter, Trustees Baum, Daniels, Hughes, Warren, Vanderheiden, and Zabel. Trustees Kaminski and Werderman were absent and excused. Also present: Administrator Schornack, Attorney Sajdak, Fire Chief Weiss and Clerk Goeckner.

PLEDGE OF ALLEGIANCE: The Pledge of Allegiance was recited.

NEW BUSINESS:

MOTION (Zabel/Warren) to go into closed session at 5:50 p.m. for the Amendment to Land Sale Agreement for Lot 22 of CSM 6162 (Tax key No. GTNV 251-968) in the Germantown Business Park (TIF 4), 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, by roll call vote, carried.

Trustee Vanderheiden was in and out of this meeting due to chairing the Tourism & Betterment Commission meeting in the adjacent conference room.

At 6:00 p.m. other parties present, who were representing the seller, were asked to leave the room for the Village Board to discuss the options.

MOTION (Zabel/Daniels) to go back into open session at 6:25 p.m., carried.

MOTION (Daniels/Hughes) to authorize the Village President and the Village Clerk to execute the proposed amendment to the offer to purchase as presented, 5 in favor, 1 opposed (Baum), Trustee Vanderheiden absent, carried.

ADJOURNMENT

There being no further business, the meeting was adjourned at 6:27 p.m.

**Barbara K. D. Goeckner MMC/WCPC
Village Clerk**

**BUSINESS OF THE VILLAGE BOARD
GERMANTOWN, WI**

VII.D

MEETING DATE: June 16, 2014

AGENDA ITEM: Consent Agenda

ITEM TITLE: 2013 Compliance Maintenance Annual Report

SUBMITTED BY: Public Works and Highways Committee

SUMMARY EXPLANATION:

The Public Works and Highways Committee is presenting for your review the 2013 CMAR (Compliance Maintenance Annual Report). This requirement went into effect on January 1, 2006 as part of the renewal of our WPDES (Wisconsin Pollutant Discharge Elimination System) General Permit under the authority of Chapter 283, Wisconsin Statutes and the requirements of ch. NR 208 Wisconsin Administrative Code. The report must be accepted by resolution by the governing body (Village Board) before submission to the Department of Natural Resources.

ATTACHMENT: ORDINANCE _____ RESOLUTION X OTHER X

RECOMMENDATION:

It is the unanimous recommendation of the Public Works and Highways Committee to send forward to the Village Board the 2013 CMAR and adopt its results by resolution of the full Village Board.

BOARD ACTION:

Proper parliamentary procedure to deny a request is to have a motion made in the affirmative and by voting NAY would deny the request if a majority vote.

RESOLUTION NO. - 14

**ADOPTING THE 2013 COMPLIANCE MAINTENANCE
ANNUAL REPORT (CMAR)**

WHEREAS, the Village of Germantown is required to renew its Wisconsin Pollution Discharge Elimination System General Permit (WPDES), and

WHEREAS, the requirement for completion and submittal of a Compliance Maintenance Annual Report (CMAR) as a pre-request for permit award went into effect on January 1, 2006, and

WHEREAS, the Public Works Committee reviewed the CMAR report and forwarded on to Village Board with a recommendation for adoption by resolution, and

WHEREAS, the Village Board concurs with the recommendation of the Public Works Committee.

NOW, THEREFORE, BE IT RESOLVED, that the Village Board of the Village of Germantown does hereby adopt the attached Compliance Maintenance Annual Report through this resolution.

Introduced by:

Adopted:

Vote: Ayes:

Nays:

Dean Wolter, Village President

ATTEST:

Barbara K.D. Goeckner, Village Clerk

**BUSINESS OF THE VILLAGE BOARD
GERMANTOWN, WI**

IX. A

MEETING DATE: June 16, 2014

AGENDA ITEM: Public Hearing & New Business

ITEM TITLE: Patrick Flanagan, Agent for Four Seasons Investments LLC;
Property Owners; N210 W10797 Appleton Avenue; 2020 Land Use
Plan (LUP) Map Amendment & Rezoning Applications

SUBMITTED BY: Jeffrey W. Retzlaff, Director, Community Development Department

SUMMARY EXPLANATION:

The .76-ac parcel owned by Four Seasons Investments is currently classified as "Commercial" on the Village's 2020 LUP map. The owners want to convert the existing building and property from commercial to residential (exclusively) and propose to re-classify the property to the "Residential" classification on the 2020 LUP map. The parcel is currently zoned B-3: General Business. For the same reasons, the owners propose to change the zoning from B-3 to Rs-4: Single-family. The owner cites difficulty marketing and selling the property for residential use as the primary reason for seeking these changes. Both the LUP amendment and rezoning from commercial to residential is required in order for the owner to change the allowable use of the property to residential.

The Plan Commission and Staff support the "conversion" from commercial to residential for this parcel (similar to what was approved for the Kreuser property last year).

ATTACHMENTS:

- ◆ 5/12/14 Staff Report
- ◆ 5/12/14 Plan Commission Meeting Minutes
- ◆ Draft Rezoning Ordinance
- ◆ Draft 2020 Land Use Plan Amendment Ordinance

PLAN COMMISSION RECOMMENDATION:

APPROVE the proposed 2020 Land Use Plan map amendment to change the classification from "Commercial" to "Rural Residential".

APPROVE rezoning the .76 acre parcel from the B-3: General Business District to the Rs-4: Single-family Residential District.

**NOTICE OF PUBLIC HEARING
VILLAGE OF GERMANTOWN**

NOTICE is hereby given that a Public Hearing will be held before the Village of Germantown Village Board at the Germantown Village Hall located at N112 W17001 Mequon Road, Germantown, Wisconsin on the following date and at the time noted below (or soon thereafter):

DATE: Monday, June 16, 2014
TIME: 7:00 p.m. or later

The purpose of said hearing is to hear any and all parties, their attorneys or agents, for or against, concerning an application filed for a COMPREHENSIVE PLAN MAP AMENDMENT to the 2020 Land Use Plan Map classification for a .76 acre property described below from the "Commercial" to the "Rural Residential" classification:

Petitioner: Patrick Flanagan, Agent for Four Seasons Investments LLC, Property Owner
Property: N210 W 10797 Appleton Avenue; Tax Key No. 304-971

Lot 1 of Certified Survey Map No. 2131, being a part of the NW ¼ of the SE ¼ of Section 30, T9N. R20E, Village of Germantown, Washington County, Wisconsin, bounded and described as follows:

Commencing at the center of Section 30, thence S. 00° 31' 17" E. on the South 1/4 line of said section, 330.00 feet to the point of beginning of this description; thence N. 89 ° 30' 20" S. 63° E, 210.40 feet; thence S. 26° 14' 40" E, 1150.00 feet on the centerline of STH 175; thence S. 69° 10' 42" W, 277.55 feet; thence N. 00° 31' 17" W. on the south 1/4 line, 200.00 feet to the point of beginning.

A copy of the application is on file in the Village of Germantown Community Development Department-Planning & Zoning Services office and is available for public inspection during the hours of 8:00 a.m. to 4:00 p.m. Monday through Friday.

Dated this 20th day of May, 2014.
Barbara K. D. Goeckner, Village Clerk

To Be Published On: May 29th and June 5th, 2014

**NOTICE OF PUBLIC HEARING
VILLAGE OF GERMANTOWN**

NOTICE is hereby given that a Public Hearing will be held before the Village of Germantown Village Board at the Germantown Village Hall located at N112 W17001 Mequon Road, Germantown, Wisconsin on the following date and at the time noted below (or soon thereafter):

DATE: Monday, June 16, 2014

TIME: 7:00 p.m. or later

The purpose of said hearing is to hear any and all parties, their attorneys or agents, for or against the application filed by the following petitioner to rezone the following described .76 acre property from the B-3: General Business District to the Rs-4: Single-Family Residential District pursuant to Sections 17.17 of the Village Zoning Code on the following described property:

Petitioner: Patrick Flanagan, Agent for Four Seasons Investments LLC, Property Owner

Property: N210 W 10797 Appleton Avenue; Tax Key No. 304-971

Lot 1 of Certified Survey Map No. 2131, being a part of the NW ¼ of the SE ¼ of Section 30, T9N. R20E, Village of Germantown, Washington County, Wisconsin, bounded and described as follows:

Commencing at the center of Section 30, thence S. 00° 31' 17" E. on the South 1/4 line of said section, 330.00 feet to the point of beginning of this description; thence N. 89 ° 30' 20" S. 63° E, 210.40 feet; thence S. 26° 14' 40" E, 1150.00 feet on the centerline of STH 175; thence S. 69° 10' 42" W, 277.55 feet; thence N. 00° 31' 17" W. on the south 1/4 line, 200.00 feet to the point of beginning.

A copy of the application is on file in the Village of Germantown Community Development Department-Planning & Zoning Services office and is available for public inspection during the hours of 8:00 a.m. to 4:00 p.m. Monday through Friday.

Dated this 20th day of May, 2014.

Barbara K. D. Goeckner, Village Clerk

To Be Published On: May 29th and June 5th, 2014

**2020 LAND USE PLAN AMENDMENT &
REZONING APPLICATIONS**
5/12/14 Plan Commission Meeting

Patrick Flanagan / Four Seasons Investment Inc.

Village Planner Report

Germantown, Wisconsin

Summary

Patrick Flanagan, agent for Four Seasons Investments, Inc., property owner, has submitted a Land Use Plan Amendment and Rezoning application associated with the re-development of an existing commercial property located at W210 N10797 Appleton Avenue.

Location: W210 N10797 Appleton Avenue

Agent/

Property Owner: Patrick Flanagan
Four Seasons Investments Inc.
19331 W. Greenfield Ave
New Berlin, WI 53146

Current LUP Class: Commercial **Current Zoning:** B-3: Business
Proposed LUP Class: Rural Residential **Proposed Zoning:** Rs-4: SF Res

Adjacent Land Uses		Zoning
North	Residential/Ag	Rs-3/A-1
South	Residential	Rs-3
East	Commercial/Residential	B-3/Rs-3
West	Agricultural	A-1

Location Map



Background

Patrick Flanagan, agent for Four Seasons Investments, Inc., property owner, has submitted a Land Use Plan Amendment and Rezoning application associated with the re-development of an existing commercial property located at W210 N10797 Appleton Avenue.

The subject parcel is approximately 33,100 sqft (.76 acres) in area with another 7,400 sqft (.17 acres) attached on the west side by easement for the existing on-site septic system. The existing 3,000 sqft, two-story dwelling with attached garage and detached 240 sqft shed on the parcel was recently remodeled and converted into one, single-family residence occupying both floors (although the space lends itself for uses as a home-based business).

The subject parcel was divided from the adjacent agricultural parcel in 1979 and zoned into a business zoning district (currently the B-3: General Business). While the subject parcel has been used for various business purposes over the years (i.e. an upholstery shop, and beauty salon), the most recent business ceased operation a few years ago. The current owner acquired the property in 2013 and began making improvements to the building with the intention of selling it for a combined residential and commercial property. The owner indicates that he has had difficulty selling the property for any commercial purposes and requests that the Village change the 2020 Land Use Plan map classification and zoning district to accommodate this property for residential use.

Proposal2020 Land Use Plan Map Amendment

The subject parcel is currently classified as "Commercial" on the Village's 2020 Land Use Plan (LUP) map. Given the owners desire to convert the building and property from a commercial to residential use, the owner proposes to re-classify the property into a "Residential" classification on the 2020 LUP.

Rezoning

The subject parcel is currently located in a B-3: General Business District. For the same reasons summarized above and detailed in the application, the owner proposes to change the zoning from B-3 to Rs-4: Single-family.

Staff Comments2020 Land Use Plan Map Amendment

The subject parcel is classified as "Commercial" on the Village's 2020 LUP map primarily due to the fact that, when the plan was adopted in 2004, the property was zoned and actively used for commercial purposes. As a matter of principal when the LUP was created and adopted, the properties upon which pre-existing commercial uses were in business were automatically classified in the "Commercial" classification to preserve the ability to continue using those properties for commercial purposes and not be deemed "non-conforming". This despite other factors that might ordinarily have led to such properties being classified as "Residential" (e.g. non-conforming parcel size, location in an outlying residential area, etc.).

While Appleton Avenue (a.k.a. STH 175) was once the primary north-south highway through the region with many adjoining parcels in Germantown developed with travel-oriented commercial uses and other businesses serving non-local travelers, USH 41/45 (currently being converted to Interstate Highway 41 in 2014) has assumed that regional highway function. As shown on the 2020 LUP map, apart from only a few and isolated commercially-zoned parcels that remain, the properties located along Appleton Avenue north of Lannon Road are classified as either "Residential" or "Agricultural".

The subject parcel is .76 acres in area with a 3,000 sqft dwelling served by a private well and on-site septic system located outside the 2020 Sewer Service Area. For these reasons, it's unlikely that the parcel and building would/could be used for anything other than a small retail/office business or contractor shop. However, removing this parcel from the "Commercial" classification will not reduce the availability of land best-suited for the type and amount of future commercial development needed to support the needs of the Village.

B-3 to Rs-4 Rezoning

For the reasons stated above, Staff supports changing the zoning of the subject parcel from B-3: General Business to an appropriate residential district. The owner proposes Rs-4 because the Rs-4 District is the closest district in terms of meeting the minimum 20,000 sqft parcel area, 110' frontage and setback requirements.

Staff supports the proposed rezoning from "B-3: General Business" Zoning District to the "Rs-4: Single-family" Zoning District.

VILLAGE PLANNER RECOMMENDATION: 2020 LUP Map Amendment

APPROVE the proposed 2020 Land Use plan map amendment to change the classification of the .76-acre parcel from "Commercial" to "Rural Residential" as proposed.

VILLAGE PLANNER RECOMMENDATION: Rezoning

APPROVE rezoning of the .76-acre parcel from the B-3: General Business District to the Rs-4: Single-family District.

occupancy permit unless a cash bond or letter of credit in an amount equal to 120 percent of the estimated installation and material costs reviewed and approved by the Village is submitted to the Village as necessary to ensure that installation of the proposed features and improvements will be completed within one (1) year after issuance of the occupancy permit.

- 3. A monitored sprinkler system, Knox Box and fire hydrant shall be installed as required by the Fire Department.***
- 4. All exterior doors shall be clearly marked with reflective 5" or larger letters/numbers to aid emergency personnel access as required by the Police Department.***
- 5. State approved plans and a \$20,000 occupancy bond are required by the Building Inspection Department as part of the building permit application.***
- 6. Subject to Plan Commission review, additional screening of some/all of the proposed rooftop-mounted HVAC units may be required. If supplemental screening is required, screen walls or other appropriate complimentary features shall be installed. A revised roof plan and additional specifications for said screening shall be prepared and submitted to the Village Planner for review and approval prior to issuance of a building permit (with installation prior to issuance of occupancy).***

Commissioner Gray had concerns with the landscaping. She said the serviceberry bushes on the north side of the building should be replaced with arrowwood viburnum because they would be more successful. Bob Neumann, CSD, agreed to the replacement. Commissioner Yokes questioned why there were so many rooftop units. Mr. Neumann said a lot of the units were exhaust fans and less than 2 feet tall. Commissioner Peck asked for clarification of Condition #6. Planner Retzlaff said unlike the Business Park the Village does not have specific requirements for screening roof top units in the Industrial Park. He said either screening or locating the units in a way that they would not be visible or obtrusive from the edge of the building would be encouraged. Mr. Neumann said the units will follow the center line of the expansion. He said the existing units are not visible and they are working on the placement of the new units to keep them from the line of sight. He indicated if they can't accomplish that, then he will work with Planner Retzlaff on what would be acceptable screening. Planner Retzlaff said if there is an issue he will bring it back to the Plan Commission for review. Chairman Wolter said he appreciates the time and work they put into this building and feels they would be a good asset to the Industrial Park. He thanked them for locating in Germantown.

MOTION carried unanimously.

Patrick Flanagan/Four Seasons Investments Inc. – W210 N10797 Appleton Avenue.

Application for a Land Use Plan Amendment and Rezoning application associated with the re-development of an existing commercial property. Planner Retzlaff summarized the proposal.

MOTION Peck second Gray to Approve the proposed 2020 Land Use Plan map amendment to change the classification of the .76 acre parcel from "Commercial" to "Rural Residential" as proposed; and APPROVE the Rezoning of the .76 acre parcel from the B-3:General Business District to the Rs-4 Single-family District.

MOTION carried unanimously.

**NOTICE OF PUBLIC HEARING
VILLAGE OF GERMANTOWN**

IX. B

NOTICE is hereby given that a Public Hearing will be held before the Village of Germantown Village Board at the Germantown Village Hall located at N112 W17001 Mequon Road, Germantown, Wisconsin on the following date and at the time noted below (or soon thereafter):

DATE: Monday, June 16, 2014
TIME: 7:00 p.m. or later

The purpose of said hearing is to hear any and all parties, their attorneys or agents, for or against the application filed by the following petitioner to rezone the following described 121.68-acre area from the A-1: Agricultural and I: Institutional Zoning Districts to the M-1: Limited Industrial Zoning District pursuant to Sections 17.33 of the Village Zoning Code on the following described property:

Petitioner: MLG Germantown Investment LLC, Agent for Donald & Gloria Neu and NMMR & Associates (Norb Weyer, Trustee), Property Owners
Property: Tax Key Nos. 321-981, 321-984, 321-985, 321-991 & 321-999
(Land located south of Lannon Road, north/east of Appleton Ave and west of Maple Road within the boundary of the Village of Germantown Tax Incremental District #6)

Part of the Northwest 1/4, Northeast 1/4, Southwest 1/4 and Southeast 1/4 of the Northeast 1/4 of Section 32 and part of the Southeast 1/4 of the Southeast 1/4 of Section 29, all in Town 9 North, Range 20 East, in the Village of Germantown, County of Washington, State of Wisconsin, bounded and described as follows: Beginning at the Southeast corner of said Northeast 1/4 Section, thence North 89°56'01" West along the South line of said Northeast 1/4 Section 967.64 feet to a point; thence North 47°58'02" West 369.24 feet to a point; thence South 42°01'58" West 216.62 feet to a point on the centerline of Appleton Avenue (S.T.H. " 175"); thence North 46°48'47" West along said centerline 354.40 feet to a point; thence North 43°11'13" East along the Southeasterly line of Certified Survey Map No. 2911 and its extension 395.00 feet to a point; thence North 46°48'47" West along the Northeasterly line of said Certified Survey Map 448.35 feet to a point; thence South 88°46'35" West along the Northerly line of said Certified Survey Map 227.59 feet to a point; thence South 01°13'25" East 336.46 feet to a point on the centerline of Appleton Avenue (S.T.H. " 175"); thence North 46°45'05" West along said centerline 338.46 feet to a point; thence North 47°52'41" West along said centerline 411.36 feet to a point; thence North 01°18'32" West 1098.81 feet to a point; thence North 89°35'20" East 550.07 feet to a point on the West line of the East 35 acres of the West 1/2 of the Northeast 1/4 of Section 32; thence North 01°18'32" West along said West line 150.06 feet to a point; thence North 89°35'20" East 652.58 feet to a point; thence North 01°18'32" West 330.00 feet to a point on the North line of the Northeast 1/4 of Section 32; thence North 89°35'20" East along said North line 577.34 feet to a point; thence North 00°30'22" West 745.96 feet to a point; thence North 89°39'53" East 20.71 feet to a point; thence South 01°03'19" East 135.00 feet to a point; thence North 89°38'41" East 639.45 feet to a point on the East line of the Southeast 1/4 of Section 29; thence South 00°21'19" East along said east line 610.32 feet to the Northeast corner of the Northeast 1/4 of Section 32; thence South 01°29'48" East along the East line of the Northeast 1/4 of Section 32 aforesaid 1729.19 feet to a point; thence South 88°30'12" West 363.50 feet to a point; thence South 01°29'48" East 779.67 feet to a point; thence North 88°30'12" East 363.50 feet to a point on the East line of the Northeast 1/4 of Section 32; thence South 01°29'48"

East along said East line 179.43 feet to the point of beginning. Containing 5,300,311 or 121.6784 acres of land.

A copy of the application is on file in the Village of Germantown Community Development Department-Planning & Zoning Services office and is available for public inspection during the hours of 8:00 a.m. to 4:00 p.m. Monday through Friday.

Dated this 20th day of May, 2014.

Barbara K. D. Goeckner, Village Clerk

To Be Published On: May 29th and June 5th, 2014

**NOTICE OF PUBLIC HEARING
VILLAGE OF GERMANTOWN**

NOTICE is hereby given that a Public Hearing will be held before the Village of Germantown Village Board at the Germantown Village Hall located at N112 W17001 Mequon Road, Germantown, Wisconsin on the following date and at the time noted below (or soon thereafter):

DATE: Monday, June 16, 2014
TIME: 7:00 p.m. or later

The purpose of said hearing is to hear any and all parties, their attorneys or agents, for or against, concerning an application filed for a **COMPREHENSIVE PLAN MAP AMENDMENT** to the 2020 Land Use Plan Map classification for portions of the 121.68-acre area described below from the "Commercial" and "Mixed Use" to the "Industrial/Office" classifications:

Petitioner: MLG Germantown Investment LLC, Agent for Donald & Gloria Neu and NMMR & Associates (Norb Weyer, Trustee), Property Owners
Property: Tax Key Nos. 321-981, 321-984, 321-985, 321-991 & 321-999
(Land located south of Lannon Road, north/east of Appleton Ave and west of Maple Road within the boundary of the Village of Germantown Tax Incremental District #6)

Part of the Northwest 1/4, Northeast 1/4, Southwest 1/4 and Southeast 1/4 of the Northeast 1/4 of Section 32 and part of the Southeast 1/4 of the Southeast 1/4 of Section 29, all in Town 9 North, Range 20 East, in the Village of Germantown, County of Washington, State of Wisconsin, bounded and described as follows: Beginning at the Southeast corner of said Northeast 1/4 Section, thence North 89°56'01" West along the South line of said Northeast 1/4 Section 967.64 feet to a point; thence North 47°58'02" West 369.24 feet to a point; thence South 42°01'58" West 216.62 feet to a point on the centerline of Appleton Avenue (S.T.H. " 175"); thence North 46°48'47" West along said centerline 354.40 feet to a point; thence North 43°11'13" East along the Southeasterly line of Certified Survey Map No. 2911 and its extension 395.00 feet to a point; thence North 46°48'47" West along the Northeasterly line of said Certified Survey Map 448.35 feet to a point; thence South 88°46'35" West along the Northerly line of said Certified Survey Map 227.59 feet to a point; thence South 01°13'25" East 336.46 feet to a point on the centerline of Appleton Avenue (S.T.H. " 175"); thence North 46°45'05" West along said centerline 338.46 feet to a point; thence North 47°52'41" West along said centerline 411.36 feet to a point; thence North 01°18'32" West 1098.81 feet to a point; thence North 89°35'20" East 550.07 feet to a point on the West line of the East 35 acres of the West 1/2 of the Northeast 1/4 of Section 32; thence North 01°18'32" West along said West line 150.06 feet to a point; thence North 89°35'20" East 652.58 feet to a point; thence North 01°18'32" West 330.00 feet to a point on the North line of the Northeast 1/4 of Section 32; thence North 89°35'20" East along said North line 577.34 feet to a point; thence North 00°30'22" West 745.96 feet to a point; thence North 89°39'53" East 20.71 feet to a point; thence South 01°03'19" East 135.00 feet to a point; thence North 89°38'41" East 639.45 feet to a point on the East line of the Southeast 1/4 of Section 29; thence South 00°21'19" East along said east line 610.32 feet to the Northeast corner of the Northeast 1/4 of Section 32; thence South 01°29'48" East along the East line of the Northeast 1/4 of Section 32 aforesaid 1729.19 feet to a point; thence South 88°30'12" West 363.50 feet to a point; thence South 01°29'48" East 779.67 feet to a point; thence North 88°30'12" East 363.50 feet to a point on the East line of the Northeast 1/4 of Section 32; thence South 01°29'48" East along said East line 179.43 feet to the point of beginning. Containing 5,300,311 or 121.6784 acres of land.

A copy of the application is on file in the Village of Germantown Community Development Department-Planning & Zoning Services office and is available for public inspection during the hours of 8:00 a.m. to 4:00 p.m. Monday through Friday.

Dated this 20th day of May, 2014.

Barbara K. D. Goeckner, Village Clerk

To Be Published On: May 29th and June 5th, 2014

X.A

ORDINANCE NO. _____

**AN ORDINANCE TO AMEND THE OFFICIAL ZONING MAP
OF THE VILLAGE OF GERMANTOWN ZONING CODE
(Four Seasons Investments LLC, Property Owner)**

THE VILLAGE BOARD OF THE VILLAGE OF GERMANTOWN, WASHINGTON COUNTY,
WISCONSIN, ORDAINS AS FOLLOWS:

SECTION 1. That the zoning map of the Village of Germantown is amended by rezoning from the B-3: General Business District to the Rs-4: Single-Family Residential District the following described property:

N210 W10797 Appleton Avenue

Lot 1 of Certified Survey Map No. 2131, being a part of the NW ¼ of the SE ¼ of Section 30, T9N. R20E, Village of Germantown, Washington County, Wisconsin, bounded and described as follows:

Commencing at the center of Section 30, thence S. 00° 31' 17" E. on the South 1/4 line of said section, 330.00 feet to the point of beginning of this description; thence N. 89 ° 30' 20" S. 63° E, 210.40 feet; thence S. 26° 14' 40" E, 1150.00 feet on the centerline of STH 175; thence S. 69° 10' 42" W, 277.55 feet; thence N. 00° 31' 17" W. on the south 1/4 line, 200.00 feet to the point of beginning.

SECTION 2. This ordinance shall take effect and be in full force the day after its passage and publication, as provided by law.

Introduced by Trustee: _____
Adopted: _____, 2014

Vote: Ayes: _____
Nays: _____

Dean Wolter, Village President

ATTEST:

Barbara K. D. Goeckner, Village Clerk

APPROVED AS TO FORM:

Brian Sajdak, Attorney

Published:

x. B

ORDINANCE NO. _____

AN ORDINANCE TO AMEND THE LAND USE PLAN MAP OF THE VILLAGE OF GERMANTOWN 2020 "SMART GROWTH" COMPREHENSIVE PLAN

Patrick Flanagan & Four Seasons Investments LLC Property (Section 30)

THE VILLAGE BOARD OF THE VILLAGE OF GERMANTOWN, WASHINGTON COUNTY, WISCONSIN, ORDAINS AS FOLLOWS:

SECTION 1. That pursuant to Sections 60.22(3), 62.23(2) and (3), and 66.1001(4)(c), Wisconsin Statutes, the Village Board of the Village of Germantown did, on October 4, 2004, enact Ordinance No. 30-04 formally adopting the "Village of Germantown Year 2020 Smart Growth Plan" to guide the use of land and future development in the Village.

SECTION 2. That pursuant to the consistency requirement of the "smart growth" comprehensive planning requirements established in Sections 66.1001(1)(a) and 66.1001(2), Wisconsin Statutes, the "Village of Germantown Year 2020 Smart Growth Plan" contains specific policies that require development proposals and decisions regarding rezoning and subdivision to be consistent with the Land Use element of the Plan.

SECTION 3. That Patrick Flanagan, agent for Four Seasons Investments LLC, property owner of a .76-acre parcel located at N210 W10797 Appleton Avenue (Tax Key #GTNV 304-971) has submitted an application to amend the Land Use Plan map of the Village of Germantown Year 2020 Smart Growth Plan to change the land use classification from "Commercial" to "Rural Residential" for a .76 acre parcel as a prerequisite for an application to rezone the .76-acre parcel from the B-3: General Business District to the Rs-4: single-family Residential District.

SECTION 4. That the Village Board conducted a public hearing of the application on June 16, 2014, following publication and notification of said hearing in compliance with the requirements of Section 66.1001(4), Wisconsin Statutes.

SECTION 5. That, after consideration of the application, supporting documentation, and public hearing testimony received, the Village Board does by enactment of this ordinance formally change the land use classification from "Commercial" to "Rural Residential" for the following described property:

N210 W10797 Appleton Avenue

Lot 1 of Certified Survey Map No. 2131, being a part of the NW ¼ of the SE ¼ of Section 30, T9N. R20E, Village of Germantown, Washington County, Wisconsin, bounded and described as follows:

Commencing at the center of Section 30, thence S. 00° 31' 17" E. on the South 1/4 line of said section, 330.00 feet to the point of beginning of this description; thence N. 89 ° 30' 20" S. 63° E, 210.40 feet; thence S. 26° 14' 40" E, 1150.00 feet on the centerline of STH 175; thence S. 69° 10' 42" W, 277.55 feet; thence N. 00° 31' 17" W. on the south 1/4 line, 200.00 feet to the point of beginning.

SECTION 6. This ordinance shall take effect and be in full force the day after its passage and publication, as provided by law.

Introduced by Trustee:

Adopted:

Vote:

Ayes:

Nays:

Dean Wolter
Village President

APPROVED AS TO FORM:

Brian Sajdak, Village Attorney

ATTEST:

Barbara K. D. Goeckner, Village Clerk

Published:

X.C

VILLAGE BOARD OF
VILLAGE OF GERMANTOWN, WISCONSIN

RESOLUTION No. 2014 - _____

INITIAL RESOLUTION REGARDING
INDUSTRIAL DEVELOPMENT REVENUE BONDS
FOR MACHINING CONCEPTS, INC. PROJECT

WHEREAS, the Village of Germantown, Wisconsin, (the "Village") is authorized by Section 66.1103, Wisconsin Statutes, as amended (the "Act"), to acquire, construct, equip, reconstruct, improve, maintain, repair, enlarge or remodel industrial projects, and to enter into revenue producing agreements for same, in order to promote the right to gainful employment, business opportunities and general welfare of its inhabitants and to preserve and finance costs related to such industrial projects, which bonds are to be payable solely out of the revenues derived pursuant to the revenue agreement pertaining to the project to be financed by the bonds so issued and which bonds may be secured by a mortgage or other security interest on the project; and

WHEREAS, Germantown Realty Investment LLC, a Wisconsin limited liability company, and/or Machining Concepts, Inc., a Wisconsin corporation, (collectively referred to herein as the "Eligible Participant") desires to acquire, construct, improve and/or equip a manufacturing facility in the Village to be used by Machining Concepts, Inc. in its manufacturing operations. The acquisition, construction, improvement, and/or equipping of the manufacturing facility is hereinafter referred to as the "Project"; and

WHEREAS, the Project is estimated to require the issuance of bonds in an amount not to exceed \$2,500,000; and

WHEREAS, the Project qualifies to be financed with industrial development revenue bonds as a manufacturing facility under Wis. Stat. 66.1103(2)(k)1.; and

WHEREAS, the Eligible Participant desires and has requested assistance from the Village in financing the cost of the project through the issuance by the Village of its industrial development revenue bonds pursuant to the Act;

NOW, THEREFORE, BE IT RESOLVED BY THE VILLAGE BOARD OF THE VILLAGE OF GERMANTOWN, WISCONSIN, THAT:

(1) In view of the considerable benefits to be derived by the Village from the development of the Project, the Village intends to work toward the consummation of a project financing agreement pursuant to which the Village shall:

(a) issue, sell and deliver to purchasers (to be obtained by the Eligible Participant) its industrial development revenue bonds in an aggregate principal amount not to exceed \$2,500,000 (the "Bonds") in order to finance costs related to the Project, which Bonds shall be payable solely out of the revenues derived from a note and mortgage or other security agreement on the Project or from such other revenue agreement as may be permitted by law;

(b) lend the proceeds of the Bonds to the Eligible Participant who will use the proceeds to help finance the Project (and for any other purposes permitted by the Act) and enter into a note and mortgage agreement or other security agreement with the Eligible Participant or enter into other lawful revenue-producing agreements with respect to the Project providing revenues sufficient to pay principal of and interest on the Bonds when due; and

(c) assign the note and mortgage agreement or other security agreement or other revenue agreement and pledge the revenues and other amounts therefrom to the bondholders, or to a servicer, or a trustee under an indenture of trust, in order to secure the payment of principal and interest on the Bonds.

(2) THE BONDS SHALL NEVER CONSTITUTE AN INDEBTEDNESS OF THE VILLAGE WITHIN THE MEANING OF ANY STATE CONSTITUTIONAL PROVISION OR STATUTORY LIMITATION, AND SHALL NOT CONSTITUTE OR GIVE RISE TO A PECUNIARY LIABILITY OF THE VILLAGE OR A CHARGE AGAINST ITS GENERAL CREDIT OR TAXING POWERS.

(3) All expenses incurred in connection with the transactions herein contemplated shall be paid by the Eligible Participant from the proceeds of the Bonds, or otherwise, and shall not be the responsibility of the Village.

(4) Taxes shall be assessed in accordance with applicable law to the Eligible Participant with respect to the Project in the same manner and amount as though the Project was not being financed by an industrial development revenue bond.

(5) The appropriate officers of the Village are hereby authorized to negotiate the terms of a project financing agreement, note and mortgage or other security agreement or other revenue agreement, instruments of conveyance, mortgage and indenture of trust, if any, and any other documents required to properly complete the financing, provided that all such terms and procedures followed shall be subject to the conditions of this resolution and the provisions of Section 66.1103, Wisconsin Statutes, as amended, and shall not be binding unless and until:

(a) the details of the project financing agreement and all documents pertinent thereto are reviewed, authorized and approved by a definitive resolution of this Village Board;

(b) the electors of the Village have been given the opportunity to petition within 30 days from the date of publication of notice of adoption of this initial resolution for a referendum on the question of the issuance of the Bonds as provided by law;

(c) either no such valid petition for referendum shall have been timely filed or if such petition has been filed the said bond issue shall have been approved by a referendum;

(d) all documents required in connection with the financing shall have been duly executed by the parties thereto and delivered to the extent required; and

(e) all applicable provisions of Federal law including Section 103 of the Internal Revenue Code of 1986, as amended, (the "Code") have been complied with.

(6) Notice of the adoption of this resolution of intent shall be published as a Class 1 notice in GermantownNOW, a newspaper of general circulation in the Village, in the form attached hereto.

(7) The Village Clerk shall file a copy of (a) this resolution, and (b) the notice referred to in paragraph (6) above, together with the date of publication, with the Wisconsin Economic Development Corporation within twenty (20) days following the publication of such notice.

(8) This resolution is an "initial resolution" within the meaning of the Act and official action with respect to the issuance of the bonds under the Code and regulations issued thereunder. It is the reasonable expectation of the Village that the proceeds of the Bonds may be used to reimburse the Eligible Participant for costs incurred with respect to the Project prior to the issuance of the Bonds.

(9) This Resolution shall be effective for two (2) years after the date it is initially adopted.

Approved _____, 2014

Dean Wolter, Village President

Attest:

Barbara K.D. Goeckner, Village Clerk

Proposed IRB for
Machining Concepts, Inc.

**Information with Respect to the Job Impact of the Project
on the Project Site and elsewhere in the State of Wisconsin**

As a result of the Project, Machining Concepts, Inc. will move from its present site at W63 N171 in the City of Cedarburg to a site located at the Northeast corner of Freistadt Road and Maple Road in the Village. Machining Concepts, Inc. currently has approximately 38 full time equivalent employees in the City of Cedarburg, and expects to add approximately 12 full time equivalent employees within the next three years as a result of the Project. All existing employees will be transferred to the new facility in the Village, and all of the newly added positions will be at the Project site. As all existing positions with Machining Concepts, Inc. will be transferred to the Village, no jobs are expected to be eliminated in the State of Wisconsin as a result of the issuance of the bonds. No direct job impact is expected in the State of Wisconsin at any location other than the City of Cedarburg and the Village of Germantown.

Notice of Intent to Obtain a Municipal Industrial Revenue Bond

Section 66.1103 (4m) (a) 1 of the Wisconsin Statutes requires the person or business who intends to obtain an industrial revenue bond issue from a Wisconsin municipality to notify this intention to the Wisconsin Economic Development Corporation and to any collective bargaining agent in the state with whom the person or business has a collective bargaining agreement. This notification must occur at least 30 days prior to entering into the revenue agreement or signing the loan contract. The person or business must provide information on the number of full-time jobs that are expected to be eliminated, created, or maintained at the project site and elsewhere in Wisconsin as a result of the project which is the subject of this notice. The person or business named below hereby gives notice of intent to obtain an Industrial Revenue Bond pursuant to s. 66.1103 of the Wisconsin Statutes.

I. Project

A. Person: Wayne Beebout, President
Business: Machining Concepts, Inc.
Address: W63 N171 Washington Avenue
Post Office/ZIP: Cedarburg, WI 53012

B. Project site: Village of Germantown, Wisconsin
(Name of city, village or town in which the project is located)

C. Project type: ☐ Expansion at Present Location ☐ Relocation Within Same Municipality

☒ Relocation From Within State ☐ Relocation from Out-of-State ☐ New Business

☐ Branch-Wisconsin Operation ☐ Branch-Out-of-State Operation ☐ Other _____

D. Maximum amount of IRB financing: \$2,500,000

II. Employment Estimates (to result within the next 3 years)

Number of Full-Time Jobs	Before Project	To Be Maintained at New Site	To Be Created	To Be Eliminated	Net Total Number of Jobs
A. <u>At the Project Site</u>	-0-	38*	7	-0-	45
B. <u>At All Other Wisconsin Operations</u>	38	-0-	-0-	38	-0-
C. <u>Net Totals</u>	38	38	7	38	45

D. Will any jobs transfer from one or more locations to the project site? Yes ☒ No ☐

Number of jobs to transfer: 38 jobs will transfer from the City of Cedarburg to the Project Site

Location(s) the jobs will transfer from: (municipality) City of Cedarburg, Wisconsin

Signed/Person completing this form

Wayne Beebout, President

June, 2014
Date

(262) 375-9007

Telephone Number

X. D

VILLAGE BOARD OF
VILLAGE OF GERMANTOWN, WISCONSIN

RESOLUTION No. 2014 - _____

RESOLUTION REGARDING
PUBLIC BIDDING AND NON-DISCRIMINATION IN CONNECTION WITH
INDUSTRIAL DEVELOPMENT REVENUE BOND FINANCING
FOR MACHINING CONCEPTS, INC. PROJECT

WHEREAS, the Village Board for the Village of Germantown, Wisconsin (the "Village") has or will approve an initial resolution for the issuance of industrial development revenue bonds by the Village on behalf of Germantown Realty Investment LLC, a Wisconsin limited liability company, and/or Machining Concepts, Inc., a Wisconsin corporation, (collectively referred to herein as the "Eligible Participant"); and

WHEREAS, the project (the "Project") to be financed with the proceeds of the bonds will be located in the Village and will consist of the acquisition, construction, improvement and/or equipping of a manufacturing facility to be used by Machining Concepts, Inc.; and

WHEREAS, the Village finds it beneficial toward the completion of the Project to waive the requirements of Wis. Stat. 66.1103(11)(b) in connection with the Project;

NOW, THEREFORE, BE IT RESOLVED BY THIS VILLAGE BOARD OF THE VILLAGE OF GERMANTOWN, WISCONSIN, THAT:

1. The requirements as specified in Wis. Stat. 66.1103(11)(b)1. are to be waived in accordance with the provisions of Wis. Stat. 66.1103(11)(b)2. with reference to the Project to be financed with the industrial development revenue bonds of the Village issued on behalf of the Eligible Participant for the Project because i) the Village is not responsible for controlling any of the acquisition, construction, improvement, and/or equipping costs, ii) the Borrower has represented that it is able to negotiate satisfactory arrangements for completing the Project, iii) it is more efficient and expedient for the accomplishment of the public purposes of the bond issue if the Eligible Participant were to have complete control over the Project, and iv) the Village's interests are not prejudiced by the waiver.

2. The Bonds, when issued, will contain such provisions regarding non-discrimination as state law or the Village shall require.

3. This resolution shall be published as a Class 1 notice in GermantownNOW, a newspaper of general circulation in the Village, prior to the closing of the bond issue.

Approved _____, 2014

Dean Wolter, Village President

Attest:

Barbara K.D. Goeckner, Village Clerk

RECEIVED

X.E

MAY 29 2014

VILLAGE OF GERMANTOWN

OFFICE OF VILLAGE CLERK
VILLAGE OF GERMANTOWN

APPLICATION FOR JUNK DEALER / AUTO SALVAGE ESTABLISHMENT

FEE: \$250.00 / ANNUALLY

CHAPTER 12.17

INITIAL INVESTIGATION AND INSPECTION FEE: \$200.00

LICENSE PERIOD: JULY 1 TO JUNE 30

DATE: _____

BUSINESS TRADE NAME: WM Recycle America LLC

BUSINESS ADDRESS: W132 N10487 Grant Dr.

CITY / STATE / ZIP CODE: Germantown, WI 53022

BUSINESS PHONE NUMBER: 262-532-8519

OWNER'S NAME: WM Recycle America LLC

ADDRESS: W132 N10487 Grant Drive

CITY / STATE / ZIP CODE: Germantown, WI 53022

DRIVER'S LICENSE NUMBER: _____

DESCRIPTION OF OPERATION: Recycling Facility

STATE OF WISCONSIN SELLER'S PERMIT NUMBER: 004-0000827774-01

OTHER REQUIRED PERMITS: _____

INSPECTIONS REQUIRED:

POLICE DEPARTMENT: PA BUILDING INSPECTION: _____

PLAN COMMISSION MEETING: _____ VILLAGE BOARD MEETING: _____

PERMIT NO. _____

Amy Houston
SIGNATURE OF OWNER

WITNESS

Village of



OFFICE OF THE VILLAGE CLERK

N112 W17001 Mequon Road, P.O. Box 337
Germantown, Wisconsin 53022-0337
Phone (262) 250-4740
FAX (262) 253-8255

91 7108 2133 3938 2879 7034

May 14, 2014

CERTIFIED MAIL

VII. A
X. F

Kenneth M. Boivin
N1427 State Rd. 67
Neosho, WI 53059

OPERATOR (BARTENDER) LICENSE

Dear Mr. Boivin:

Please be advised that your application for an operator (bartender) license has been reviewed by the Police Department. The Police Chief recommended denial of the issuance of an operator license in accordance with State Statute 125.04 (5)(a) 1 and (b) and Village Ordinance 12.02(6)(b), which state the qualifications for licenses and permits. The recommendation for denial is due to 5 Operating While Under the Influence convictions.

You are hereby notified that the next Public Safety Committee meeting will be held on Monday, June 2, 2014 at 6:00 p.m. at the Germantown Village Hall, N112 W17001 Mequon Road, to provide you with an opportunity to show cause as to why you should be issued a license.

Please contact this office no later than noon on Wednesday, May 28th if you wish to appear before the Public Safety Committee. If I do not hear from you, I will assume that you do not wish to appeal and will forward the recommendation to deny the operator (bartender) license to the Village Board.

Sincerely,

Christine M. Micka

Christine M. Micka, CMC/WCMC
Deputy Village Clerk

cc: Trustee Jeff Werderman, Public Safety Committee Chairperson
Police Chief Hoell
Kwik Trip

Village of



Germantown

OFFICE OF THE VILLAGE CLERK

N112 W17001 Mequon Road, P.O. Box 337

Germantown, Wisconsin 53022-0337

Phone (262) 250-4740

FAX (262) 253-8255

May 14, 2014

91 7108 2133 3938 2879 7027

X. G

CERTIFIED MAIL

Adam L. Gauthier
2605 Northwoods Ct.
Port Washington, WI 53074

OPERATOR (BARTENDER) LICENSE

Dear Mr. Gauthier:

Please be advised that your application for an operator (bartender) license has been reviewed by the Police Department. The Police Chief recommended denial of the issuance of an operator license in accordance with State Statute 125.04 (5)(a) 1 and (b) and Village Ordinance 12.02(6)(b), which state the qualifications for licenses and permits. The recommendation for denial is due to 2 Operating While Under the Influence convictions, only 1 was disclosed on the application, and a Possession of Cocaine conviction.

You are hereby notified that the next Public Safety Committee meeting will be held on Monday, June 2, 2014 at 6:00 p.m. at the Germantown Village Hall, N112 W17001 Mequon Road, to provide you with an opportunity to show cause as to why you should be issued a license.

Please contact this office no later than noon on Wednesday, May 28th if you wish to appear before the Public Safety Committee. If I do not hear from you, I will assume that you do not wish to appeal and will forward the recommendation to deny the operator (bartender) license to the Village Board.

Sincerely,

Christine M. Micka

Christine M. Micka, CMC/WCMC
Deputy Village Clerk

cc: Trustee Jeff Werderman, Public Safety Committee Chairperson
Police Chief Hoell
Ivee's at Main

RECEIVED

X. H 1

MAY 27 2014

OFFICE OF VILLAGE CLERK
VILLAGE OF GERMANTOWN

May 26, 2014

Dear Public Safety Committee,

I'm writing this letter to voice my objection to the Old Town Inn patio, over a concern the Village is overlooking. Old Town Inn and the Bier Stube have inadequate parking! During peak times, this directly affects our business. It has become such a problem that I am required to pay an attendant to watch my own parking lot. If I didn't, I would lose parking for my own customers. This makes us look like the bad guys, and has become confrontational, when I'm only protecting what is mine. We didn't remodel for anyone but Ivey's. We welcome their business to the area, it has brought business in for all of us, but Old Town Inn, the Beer Stube and their very large outdoor beer garden has a small parking lot for their employees and customers. There is a limited amount of public street parking, that we all share, but not many. Their 20+ employees parking alone, takes up a good portion of their parking lot. Believe me, this is nothing against Old Town Inn or the Bier Stube, but this is a severe parking problem that needs a solution. I'm sure if they were new construction, they would have to meet parking requirements, but because they are existing, along with their add-ons, this is being overlooked, **DIRECTLY AFFECTING OUR BUSINESS!** Your looking into this problem would be greatly appreciated.

Very Respectfully,



David & Wendy Iverson, Owners
Ivey's at Main

X. I

STATE OF WISCONSIN

VILLAGE OF GERMANTOWN

WASHINGTON COUNTY

VILLAGE OF GERMANTOWN,
A Wisconsin Municipal Corporation
By its Village Administrator
N112 W17001 Mequon Road
Germantown, WI 53022

Complainant,

v.

MAPLE ROAD, LLC,
c/o Radomir Buzdum, Agent
W188 N10515 Maple Road
Germantown, WI 53022

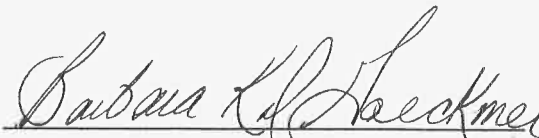
Respondent.

SUMMONS

TO THE ABOVE-NAMED RESPONDENTS:

A representative of Maple Road, LLC, is hereby commanded to appear before the Village of Germantown Board of Trustees on the 16th day of June, 2014, at 7:00 p.m., or as soon thereafter as the Board may hear the matter, in the Board's Chambers in Germantown Village Hall, N112 W17001 Mequon Rd., Germantown, Wisconsin, to show cause why the Alcohol Beverage, Amusement Arcade, and Coin Operated Machine Licenses previously issued to Maple Road, LLC, should not be non-renewed for the reasons set forth in the attached complaint. This Summons is issued by the Village of Germantown Board of Trustees and is directed to the Village of Germantown Chief of Police or his designee, a peace officer in the Municipality, to serve a copy hereof and the attached complaint upon the above mentioned corporation, in the manner provided under Chapter 801 Stats., for service in civil actions in Circuit Court.

Dated this 10th day of June, 2014.


Barbara K.D. Goeckner, Village Clerk

VILLAGE OF GERMANTOWN,
A Wisconsin Municipal Corporation
By its Village Administrator
N112 W17001 Mequon Road
Germantown, WI 53022

Complainant,

v.

MAPLE ROAD, LLC,
c/o Radomir Buzdum, Agent
W188 N10515 Maple Road
Germantown, WI 53022

Respondent.

NON-RENEWAL COMPLAINT

NOW COMES the above-named complainant, the Village of Germantown, by and through its Village Administrator, David Schornack, within the scope of his duties as Village Administrator and as a resident of the Village of Germantown, and as and for its complaint against Maple Road, LLC, d/b/a Buzdum's Pub & Grill, states and alleges as follows:

1. I am Village Administrator of the Village of Germantown and make this sworn written complaint within the scope of my duties as Village Administrator and as a resident of the Village of Germantown.
2. Maple Road, LLC, previously sought and obtained from the Village of Germantown an Alcohol Beverage, Amusement Arcade, and Coin Operated Machine Licenses for "Buzdum's Pub & Grill" located at W188 N10515 Maple Road in the Village of Germantown (the "Premises").
3. Upon information and belief, Maple Road, LLC, has filed a renewal License Application for the Premises for the 2014-15 license year with the Village of Germantown on or about April 15, 2014.

4. The Village of Germantown's municipal code adopts the provisions of Chapter 125 of the Wisconsin State Statutes in § 12.02(1).

5. Wis. Stat. § 125.12(3) provides for the procedure to be used in the event the Village Board intends on not renewing an application, which includes providing notice of the same together with the reasons for such action.

6. Wis. Stat. § 125.10(1) further authorizes a municipality to regulate the issuance of alcohol licenses in any manner that is not inconsistent with the Statutes.

7. Section 12.01(7) of the Germantown Municipal Code provides:

DENIAL OF LICENSE OR PERMIT. No license or permit (including a conditional use permit) authorized or required by the Municipal Code of Germantown shall be granted or issued:

...

(b) For any premises for which real property taxes in excess of six months, room taxes, or special assessments are delinquent or unpaid.

8. Upon information and belief, there are delinquent and unpaid property taxes for the years 2010, 2011, 2012 and 2013 in the total amount of \$39,898.05 plus penalty and interest.

9. By certified letter dated May 16, 2014 (and delivered May 21, 2014), the Village Clerk informed Maple Road, LLC, of this delinquency and that the renewal license would not be able to be issued based upon the delinquent status.

10. Upon information and belief, the delinquent property taxes remain unpaid.

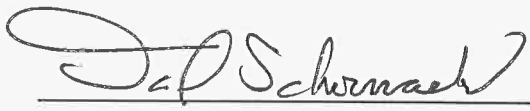
11. Upon information and belief, due to the continuing and extensive delinquent status of the property taxes for the Premises described above, sufficient grounds for nonrenewal of Maple Road, LLC's licenses exists under the Germantown Municipal Code.

10. Upon information and belief, the Village of Germantown Board of Trustees intends to provide a hearing to Maple Road, LLC, to determine whether the alcohol beverage and companion licenses issued to it should be renewed as provided for in §§ 12.02(7)(o) and (11.5) of the Germantown Municipal Code; and that such hearing to be held as a result of this complaint constitutes the hearing afforded to a renewal applicant under those sections.

Dated at Germantown, Wisconsin this 10th day of June, 2014

STATE OF WISCONSIN)
)SS
WASHINGTON COUNTY)

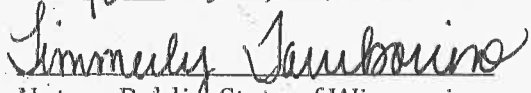
David Schornack, Village Administrator of the Village of Germantown, being duly sworn and under oath, states that he has read the foregoing complaint and knows the contents thereof; that the same are true of his knowledge, except as to those matters stated on information an belief; and to those matters he believes them to be true.



David Schornack, Village Administrator

Subscribed and sworn to before me

This 10th day of June, 2014



Notary Public, State of Wisconsin

My Commission: 3.20.16

GERMANTOWN POLICE DEPARTMENT

Certification of Personal Service

STATE OF WISCONSIN)

WASHINGTON COUNTY)

I hereby certify that on the 11 day of JUNE, 2014
at 11:45 a.m./p.m. at WISSEN 10515 MAPLE RD. in the
VILLAGE OF GERMANTOWN in WASHINGTON County,

Wisconsin, I duly served the within SUMMONS
(BARTENDER) and there delivering to and leaving with ALYSSA MARIE
personally, a true copy thereof, SUMMONS

GAGNON
GAGNON
G.M.

and I endorsed upon the copies so served, the time, place, manner of
service upon whom service was made, and signed my name thereto.

Dated: 6-11-14
[Signature]
Signature of Signing Officer

Personally came before me this 11th day of June,
2014, the above named Shawn Marten, to me known to
be the person who executed the foregoing instrument and
acknowledged the same.

BARTENDER
ALYSSA MARIE GAGNON
FW 10-6-93

262-501-9191

[Signature]
Notary Public, State of Wisconsin
My commission expires 08/16/2015

RENEWAL ALCOHOL BEVERAGE LICENSE APPLICATION

Submit to municipal clerk. Read instructions on reverse side.

For the license period beginning: 7/1/2014 ending: 6/30/2015
(MM DD YYYY) (MM DD YYYY)

TO THE GOVERNING BODY of the: ☐ Town of ☒ Village of GERMANTOWN
☐ City of

County of WASHINGTON Aldermanic Dist. No. -- (if required by ordinance)

CHECK ONE ☐ Individual ☐ Partnership ☒ Limited Liability Company
☐ Corporation/Nonprofit Organization

Complete A or B. All must complete C.

A. Individual or Partnership:

Full Name(s) (Last, First and Middle Name)

Home Address

Post Office & Zip Code

B. Full Name of Corporation/Nonprofit Organization/Limited Liability Company

Address of Corporation/Limited Liability Company (if different from licensed premises)

All Officer(s) Director(s) and Agent of Corporation and Members/Managers and Agent of Limited Liability Company:

Title Name (Inc. Middle Name) Home Address Post Office & Zip Code

President/Member Radomir Buzdum N 9661 Boje Ct Watertown WI 53094

Vice President/Member

Secretary/Member

Treasurer/Member

Agent Radomir Buzdum

Directors/Managers

C. 1. Trade Name Buzdum's Pub & Grill Business Phone Number 262-251-4727

2. Address of Premises 1188 N 10515 Maple Road Post Office & Zip Code Germantown WI 53022

3. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? ☒ Yes ☐ No

4. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) 1st Floor/Basement outside patio Area

5. Legal description (omit if street address is given above): Bleacher area - BASEMENT where records are kept

6. a. Since filing of the last application, has the named licensee, any member of a partnership licensee, or any member, officer, director, manager or agent for either a limited liability company licensee, corporation licensee, or nonprofit organization licensee been convicted of any offenses (excluding traffic offenses not related to alcohol) for violation of any federal laws, any Wisconsin laws, any laws of other states, or ordinances of any county or municipality? If yes, complete reverse side ☐ Yes ☒ No

b. Are charges for any offenses presently pending (excluding traffic offenses not related to alcohol) against the named licensee or any other persons affiliated with this license? If yes, explain fully on reverse side ☐ Yes ☒ No

7. Except for questions 6a and 6b, have there been any changes in the answers to the questions as submitted by you on your last application for this license? If yes, explain. My address ☒ Yes ☐ No

8. Was the profit or loss from the sale of alcohol beverages for the previous year reported on the Wisconsin Income or Franchise Tax return of the licensee? If not, explain. ☒ Yes ☐ No

9. Does the applicant understand a Wisconsin Seller's Permit must be applied for and issued in the same name as that shown under Section A or B above? [phone (608) 266-2776] ☒ Yes ☐ No

10. Does the applicant understand that alcohol beverage invoices must be kept at the licensed premises for 2 years from the date of invoice and made available for inspection by law enforcement? ☒ Yes ☐ No

11. Is the applicant indebted to any wholesaler beyond 15 days for beer or 30 days for liquor? ☐ Yes ☒ No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.)

SUBSCRIBED AND SWORN TO BEFORE ME

this 15 day of April, 2014

Christine M. Mucka
(Clerk/Notary Public)

My commission expires Deputy Clerk

AL Byd
(Officer of Corporation/Member/Manager of Limited Liability Company /Partner/Individual)

(Officer of Corporation/Member/Manager of Limited Liability Company /Partner)

(Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk	Date reported to council/board	Date license granted
License number issued	Date license issued	Signature of Clerk / Deputy Clerk

Village of



Germantown

OFFICE OF THE VILLAGE CLERK

N112 W17001 Mequon Road, P.O. Box 337

Germantown, Wisconsin 53022-0337

Phone (262) 250-4740

FAX (262) 253-8255

91 7108 2133 3938 2879 7041

May 16, 2014

CERTIFIED MAIL

Maple Road, LLC
Radomir Buzdum, Agent
N9661 Boje Ct.
Watertown, WI 53094

LIQUOR LICENSE DELINQUENCIES

Dear Mr. Buzdum:

Section 12.01(7)(a)&(b) of the Village of Germantown Municipal Code of Ordinances states that any annual license or permit cannot be issued if there are any delinquent personal property taxes or real property taxes in excess of six months owed to the Village.

Please be advised that the liquor license for Buzdum's Pub & Grill, W188 N10515 Maple Road, cannot be issued until the following outstanding debts are paid in full:

- Personal Property Taxes of \$200.04, plus interest - payable to the Village of Germantown Treasurer's Office;
- Real Estate taxes for 2010;
- Real Estate taxes for 2011; and
- Real Estate taxes for 2012.

Please contact the Washington County Treasurer's Office at 262-335-4324 to obtain the amount due, plus interest and penalty charges, for real estate taxes.

If you have any questions, please contact our office at 262-250-4740 or Finance Director Kim Rath at 262-250-4700.

Your prompt attention to this matter is appreciated.

Sincerely,

Barbara K.D. Goeckner, MMC/WCPC
Village Clerk

cc: Buzdum Trust, Boro Buzdum, 316 Kames Ct., Slinger, WI 53086
Buzdum's Pub & Grill, W188 N10515 Maple Road, Germantown, WI 53022

**BUSINESS OF THE PUBLIC SAFETY COMMITTEE
GERMANTOWN, WI**

X. K

MEETING DATE: June 2, 2014

AGENDA ITEM: New Business

ITEM TITLE: Prospective Improvement of Freistadt-Maple Intersection

SUBMITTED BY: Brionne R. Bischke, P.E., Village Engineer *BRB*

SUMMARY EXPLANATION:

Project Characteristics:

- Traffic Study authorized by Public Works & Highway Committee, Jan. 7, 2014
- Traffic Study referred to Public Safety Committee by Village Board, Jan. 20, 2014
- Traffic Study authorized by Public Safety Committee, Feb. 3, 2014
- Traffic Study authorized by Village Board, Feb. 17, 2014
- Consultant (Graef) recommends traffic signal or roundabout alternatives. Two-way and All-way stop control NOT recommended.

Action Needed:

Consultant needs direction from the Committee in order to efficiently finish its report of analyses and recommendations. Actions are needed from both the Public Safety Committee (June 2, 2014) and the Public Works & Highway Committee (June 3, 2014).

ATTACHMENTS:

Shana Brummond (Graef) e-mail, May 15, 2014

RECOMMENDATION:

Direct Graef to proceed with the traffic signal alternative

COMMITTEE ACTION:

Proper parliamentary procedure to deny a request is to have a motion made in the affirmative and by voting NAY would deny the request if a majority vote.

Brionne Bischke

From: Brummond, Shana [Shana.Brummond@graef-usa.com]
Sent: Thursday, May 15, 2014 11:33 AM
To: Brionne Bischke
Cc: Warren, Robert L.
Subject: Freistadt & Maple Intersection Study update

Hi Brionne,

Just wanted to provide an update on the intersection study. The existing traffic analysis shows the north & south approaches currently experience unacceptable operations (Level of Service F) during the morning peak hour with two-way stop control. We recently received the survey & are in the process of evaluating the intersection sight distance. However, I was anticipating you would only consider improvements that provide acceptable traffic operations (LOS D or better) with design year traffic (20 years after construction).

The Year 2035 traffic forecasts were developed based on a 2% annual growth rate & include the proposed manufacturing development in the NE quadrant.

We are looking for your input on the following improvement options that provide acceptable operations with the design year (Year 2035) traffic:

- **Traffic Signal Alt** – Due to the low traffic volumes on Freistadt Road (major street), the existing traffic meets one warrant with 2 lanes on the major street (i.e. 1 lane in each direction). This option would include restriping the 4-lane undivided section to provide 1 through lane in each direction with exclusive left-turn lanes at the intersection. Consider a 3-lane TWLTL section outside of intersection. *It is expected to be approximately 10 years before a signal would be warranted with the existing 4-lane section.*
- **Roundabout Alt** – A dual-lane roundabout would maintain the existing 4 travel lanes on Freistadt Road. We could also evaluate a single lane or hybrid roundabout. For a single lane roundabout, one of the northbound lanes on Maple Road would need to be dropped prior to the intersection.

As part of the alternatives analysis, we have evaluated the following stop control improvement options & do not recommend based on traffic operations/safety.

- **Two-Way Stop Control with Raised Median on Freistadt Road** – Two-way stop control with Freistadt Road approaches to include an exclusive left-turn lane & 1 through lane. The raised median (minimum 18' width) improves capacity by providing 2-stage crossing, but this option results in LOS F operations with Year 2025 traffic. Also, may have to adjust the profile to improve sight distance from the Maple Road approaches (tbd).
- **All-Way Stop Control** – All-way stop control is not recommended due to the 40 mph posted speed limits on the roadways.

Please let us know which options we should proceed with to prepare conceptual layouts & cost estimates. I am in the office all day if you would like to discuss further.

Thanks!
Shana

Shana Brummond, P.E., PTOE
Associate



125 S. 84th Street, Suite 401
Milwaukee, WI 53214-1470

414 / 259 1500 office
414 / 266 9141 direct
414 / 259 0037 fax

**BUSINESS OF THE VILLAGE BOARD
GERMANTOWN, WI**

X. L

MEETING DATE: June 16, 2014

AGENDA ITEM: New Business

ITEM TITLE: Budget Amendment – Mequon Road/Eisenhower Drive Traffic Signals

SUBMITTED BY: Brionne R. Bischke, P.E., Village Engineer 

SUMMARY EXPLANATION:

Reason for Project:

Wisconsin DOT Memorandum-of-Understanding required Construction by Year 2014, Sep., 2009

Reason for Budget Amendment:

A	\$156,000	Original budget expectant of using Village equipment and installation standards
B	\$80,000	Additional cost for Wisconsin DOT equipment and installation standards
C	\$189,900	Pieper Electric bid
D	\$269,900	Total (B+C)
E	\$113,900	Additional budget needed (D-A)

ATTACHMENTS:

- Resolution for *Budget Amendment TIF No. 4, Signalization Mequon & Eisenhower*
- Wisconsin DOT *Engineering Services Agreement*

RECOMMENDATION:

Approve the Budget Amendment and execute the Resolution.

COMMITTEE ACTION:

During its June 3, 2014 meeting, the Public Works & Highway Committee recommended by majority vote that Village Board approve the Budget Amendment and execute the Resolution.

Proper parliamentary procedure to deny a request is to have a motion made in the affirmative and by voting NAY would deny the request if a majority vote.

**BUDGET AMENDMENT TIF NO.4
SIGNALIZATION MEQUON & EISENHOWER**

WHEREAS, the Village Board of the Village of Germantown approved the appropriation of funds for operations for the year 2014 which includes TIF No. 4, and,

WHEREAS, the project to install signalization at the intersection of Mequon & Eisenhower was budgeted at \$156,000 in account #44-574-530-4500, and,

WHEREAS, the actual cost is now projected to be \$269,900, an increase of \$113,900, due to additional requirements dictated by the Department of Transportation, and,

NOW THEREFORE BE IT RESOLVED, by the Village Board of the Village of Germantown that the 2014 TIF No. 4 Budget be amended to \$269,900 for account #44-574-530-4500, and,

BE IT FURTHER RESOLVED that the Village Clerk is hereby authorized and directed to publish a copy of this Resolution as a Class I Notice in accordance with Section 65.90 (a) Wisconsin Statutes.

Introduced by: _____

Adopted: _____

Vote: Ayes: _____ Nays: _____

Dean M. Wolter, President

ATTEST:

Barbara K.D. Goeckner, MMC/WCPC
Village Clerk

ENGINEERING SERVICES REQUEST

DT2195 2005 (Replaces ED419)

Wisconsin Department of Transportation

Project ID 0663-22-54	Date 2/20/14
Highway WIS 167	Connecting Street ☐ Yes ☒ No
Limits WIS 167 & Eisenhower Drive	
City/County Village of Germantown/Washington County	Cost Estimate \$80,000*
Local Municipality / Company Name Village of Germantown	
Billing Address N112W17001 Mequon Rd, Germantown, WI 53022	
Contact Person Dan Ludwig	

Check all types of services required.

We request engineering services from the Wisconsin Department of Transportation as follows:

- | | |
|---|--|
| ☐ Aerial Photography | ☐ Process Documents and Plans |
| ☐ Appraisal and Acquisition Assistance | ☐ Railroad Negotiations |
| ☒ Electrical Field Inspection | ☐ Relocation |
| ☐ Environmental Reports | ☐ Soils Report |
| ☐ Pavement Design | ☐ Survey |
| ☐ Preliminary and Final Plans | ☐ Traffic Projections |
| ☐ Preliminary and Final Structure Plans | ☐ Traffic Signal Design |
| ☐ Prepare P.S. & E. | ☒ Traffic Signal Equipment - State Furnished Materials |

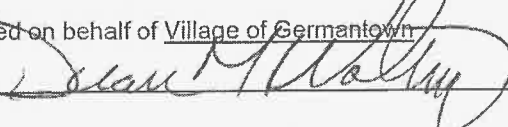
Others - Describe

A new traffic signal will be constructed at WIS 167 & Eisenhower Drive. This agreement covers costs associated with traffic signal equipment (monotubes and cabinet) furnished by WisDOT and field inspection by WisDOT electricians.

* This estimate is subject to change.

All necessary costs, or, that part of such costs, which are not eligible for Federal or other funding, accumulated for such services, will be paid by the county / city / village upon presentation of an invoice by the Wisconsin Department of Transportation. The cost estimate is specified above.

Signed on behalf of Village of Germantown

X		X
X		X
X		X

For Wisconsin Department of Transportation Use Only

- ☒ Approved
☐ Not Approved

X  3-24-14
(Region Authorization) (Date)

STH 167 & Eisenhower State supplied equipment and inspection

Equipment

Item	Cost
monotube mastarm (assume average 45 ft)	\$5,600
monotube pole (type 12)	\$5,800
base	\$270
anchor rods (6)	\$918

*Department is currently only supplying monotubes, cabinets/controllers & video

Controller & Cabinet	\$10,000
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Video detection camera	\$5,000
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Labor/Fleet

Item	Cost
1 electrician, 1 hour	\$35
1 bucket truck, 1 hour	\$35
1 bucket truck, 1 mile	\$1.15
1 auger truck (for type 2,3,5 pole install), 1 hour	\$75
1 auger truck (for type 2,3,5 pole install), 1 mile	\$1.25

*each electrician typically has own truck

New Signal design	\$2,500
Existing Signal revision design	\$1,000
Underground inspection/mapping (1 intersection)	\$2,500

Sign bridge inspection	\$1,500
------------------------	---------

Estimate Subtotal \$66,206

89% Labor (fringe benefits) \$22,243

15% contingency \$10,267

Total Estimate \$78,715

For full reconstruct:

* Typical inspection = 3 electricians * 3 days * 8 hours = 72

* Typical inspection = 3 trucks * 3 days * 8 hours = 72

* Typical inspection = 3 trucks * 3 days * round trip miles

X. M

STATE OF WISCONSIN VILLAGE OF GERMANTOWN WASHINGTON COUNTY

RESOLUTION NO. ____-14

A RESOLUTION AUTHORIZING AND DIRECTING VILLAGE STAFF TO CONTACT AND WORK WITH THE SOUTHEASTERN WISCONSIN REGIONAL PLANNING COMMISSION (SEWRPC) TO AMEND THE REGIONAL WATER QUALITY MANAGEMENT PLAN FOR EVENTUAL ADDITION OF CERTAIN LANDS LOCATED GENERALLY BETWEEN APPLETON AVENUE, LANNON ROAD, HIGHWAY 41 AND MAPLE ROAD TO MMSD'S SANITARY SEWER SERVICE AREA

WHEREAS, the Village of Germantown falls within the Milwaukee Metropolitan Sewerage District ("MMSD") boundaries and portions of the Village are within a MMSD sanitary sewer service area; and

WHEREAS, the Village Board of the Village of Germantown anticipate that development within the Village will push beyond the current sewer service area boundaries; and

WHEREAS, the Village Board wishes to extend the current sewer service area boundaries to include the areas of anticipated development; and

WHEREAS, Chapter 7 of MMSD's Rules and Regulations provides for the process to add area to a sanitary sewer service area commencing with an amendment to the applicable Regional Water Quality Management Plan; and

WHEREAS, the Village's current sanitary sewer service area is part of Southeastern Wisconsin Regional Planning Commission's ("SEWRPC") Community Assistance Planning Report No. 70 dated July 1983 and as amended in 1989, 1998, 2003 and 2009 (the "Plan");

NOW, THEREFORE, BE IT RESOLVED that the Village Board of the Village of Germantown, Wisconsin, do hereby authorize and direct Village staff to contact SEWRPC to pursue an amendment to the Plan to add the area fully described in the attached Exhibit A and as shown for reference in Exhibit B.

Introduced by Trustee:

Adopted: June 16, 2014 Vote: Ayes: Nays: Absent:

Dean M. Wolter, Village President

RESOLUTION NO. ____-14

Page 2

ATTEST:

Barbara K.D. Goeckner, Village Clerk

RESOLUTION NO. ____-14

Page 3

EXHIBIT A

**LEGAL DESCRIPTION OF
AREA PROPOSED TO BE ADDED**

RESOLUTION NO. _____-14

Page 4

EXHIBIT B

MAP OF PROPOSED ADDITION

X. N

**BUSINESS OF THE GERMANTOWN VILLAGE BOARD
GERMANTOWN, WI**

MEETING DATE: June 16, 2014

AGENDA ITEM: New Business

ITEM TITLE: Protective Firefighter Ensembles (Bunker Gear)

SUBMITTED BY: Chief Gary L. Weiss

SUMMARY EXPLANATION:

\$50,000 was budgeted as a capital item (40-511-570-8530) for new Protective Firefighter Ensembles (bunker gear), this is the protective gear that the firefighter wear during fires. The GFD Command Staff evaluated three vendors. Darley Fire Equipment (FireDex Brand), Paul Conway Shields (Globe Brand), and Jefferson Fire (Morning Pride Brand). All three met the NFPA 1971 Standard on Protective Ensembles for Structural Fire Fighting and Proximity Fire Fighting.

Paul Conway Shields (Globe Brand) was voted by the Command Staff as the vendor that provided the best fitting, safest (with the included options), and best value.

The cost of the gear is approximately \$1700.00 per set.

NOTE: This did not go to the Public Safety Committee as we have to order the bunker gear by June 30 to prevent a 4% increase in cost per set. Permission was granted by three members of the Public Safety Committee to go straight to the Board.

ATTACHMENT: ORDINANCE___ RESOLUTION___ OTHER__X__

RECOMMENDATION:

Approval from the Village Board to purchase the Bunker Gear as budgeted. Approximately 30 sets of bunker gear will be purchased.



PAUL CONWAY SHIELDS & EQUIPMENT

14100 W Cleveland Ave
New Berlin Wi. 53151
Phn 800-955-8489 Fax 262-7823-4437
Info@PaulConwayShields.com

QUOTE

Number	PCSQ6472
Date	May 1, 2012
Salesperson	Dick Piette

Sold To

S.E. WI VALUE GROUP

Ship To

Globe uses American made products whenever possible.
Outer shell and thermal liner are produced by Southern Mills, moisture barrier is from W.L. Gore and trim is from 3M.
All products are constructed at Globe Manufacturing.
Standard coat length is 32" a 29" and 35" coat are available at no extra charge.
Oversize charges start at size 60 for both coat and pants and add 30% to cost of either.
All seams, accessories and trim attachments are under warranty for the serviceable life of garment
Any questions please call
Thank You
Dick Piette
262-312-4484

Qty	Description	Part #	Unit Price	Ext. Price
	CAIRNS REACTION by GLOBE			
1	REACTION 7oz ADVANCE JACKET GOLD or KHAKI		\$911.67	\$911.67
	*CALDURA SL2 THERMAL LINER			
	*CROSSTECH MOISTURE BARRIER			
	*NYC L/Y TRIPLE TRIM			
	*HANGING LETTER PATCH			
	*DEE-RING ON SELF PATCH (advise location)			
	*RADIO POCKET (advise location & size)			
	*SELF MIC STRAP ABV RADIO POCKET			
	*SELF MIC STRAP (advise location)			
	*KEVLAR BACK 2X8X8 POCKETS			
	*NOMEX HAND & WRIST GUARDS			
	*DRAGONHIDE REINFORCED CUFFS			
	*EMBROIDERED AMERICAN FLAG L SLV			
	*SURVIVOR FLASHLIGHT HOLDER			
	BLACK ADVANCE OUTER SHELL ADDS \$13.30			
	BLACK PBI MATRIX OUTER SHELL ADDS \$37.00			
	NO EXTRA CHARGE FOR 35" or 29" COATS			
	32" COAT IS STANDARD			
	COAT OPTIONS			
	PBI MATRIX OUTER SHELL, ADD \$218.17			
	FOR S-LITE LETTERS, ADD PER LTR \$2.66			
	HOOK & DEE IN/VELCRO OUT , ADD: \$17.61			
	ARALITE SL2 THERMAL LINER, DEDUCT: \$25.00			
	REMOVE AMERICAN FLAG , DEDUCT: \$6.00			

Continued On Next Page ...

PRICES SUBJECT TO CHANGE - PRICES BASED UPON TOTAL PURCHASE - ALL DELIVERY, TRAINING OR CONSULTING SERVICES TO BE BILLED AT PUBLISHED RATES FOR EACH ACTIVITY INVOLVED - GENERALLY ALL HARDWARE COMPUTER COMPONENTS PROPOSED ABOVE ARE COVERED BY A LIMITED ONE YEAR WARRANTY, COVERING PARTS AND LABOUR FOR HARDWARE ONLY AND ON A DEPOT BASIS - WE SPECIFICALLY DISCLAIMS ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTIES OR WITH REGARD TO ANY LICENSED PRODUCTS. WE SHALL NOT BE LIABLE FOR ANY LOSS OF PROFITS, BUSINESS, GOODWILL, DATA, INTERRUPTION OF BUSINESS, NOR FOR INCIDENTAL OR CONSEQUENTIAL MERCHANTABILITY OR FITNESS OF PURPOSE, DAMAGES RELATED TO THIS AGREEMENT. MINIMUM 15% RESTOCKING FEE WITH ORIGINAL PACKAGING.

Qty	Description	Part #	Unit Price	Ext. Price
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ANNUAL CONTRACT
 PRICES FOR FOLLOWING YEARS SUBJECT TO
 PRICE INCREASE
 COOPERATIVE PROCUREMENTS ARE AVAILABLE
 ONLY WITH THE SAME TERMS, CONDITIONS AND
 SPECIFICATIONS OF THIS BID
 NOTE: IF DURING THE TERM OF THIS CONTRACT
 THERE ARE CHANGES TO THE NFPA STANDARDS
 ASSOCIATED COSTS WILL BE PASSED ALONG.

1	REACTION 7oz ADVANCE PANT GOLD or KHAKI		\$720.52	\$720.52
	*CALDURA SL2 THERMAL LINER			
	*CROSSTECH MOISTURE BARRIER			
	*3" L/Y TRIPLE TRIM AROUND CUFFS			
	*EXPANSION PKTS LINED WITH KEVLAR TWILL			
	*DRAGON HIDE KNEES			
	*SILIZONE PADDED KNEES			
	*DRAGON HIDE CUFFS			

✓ BLACK ADVANCE OUTER SHELL ADDS \$11.08
 BLACK PBI MATRIX OUTER SHELL ADDS \$30.00

PANT OPTIONS

FOR PBI MATRIX OUTER SHELL ADD \$155.07
 ✓ FOR ESCAPE BELT IPO STD CLOSURE, ADD: \$127.15
 FOR PKT DIVIDER, ADD \$5.82
 FOR ESCAPE SYSTEM POCKET, ADD \$78.62
 ✓ FOR L/Y TRIPLE TRIM ON SUSPENDERS, ADD:\$9.92
 ARALITE SL2 THERMAL LINER DEDUCT: \$21.00
 REMOVE SILIZONE KNEE DEDUCT: \$10.00

THIS QUOTE IS VALID 7-1-2013 THRU 6-30-2014

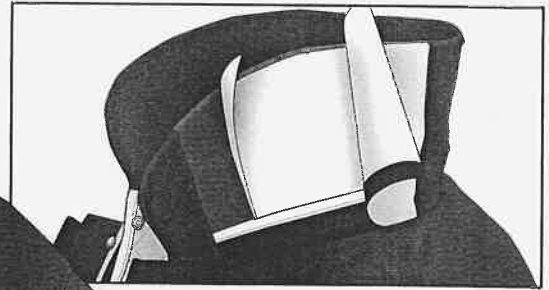
SubTotal	\$1,632.19
Tax	\$0.00
Shipping	\$0.00
Total	\$1,632.19

PRICES SUBJECT TO CHANGE - PRICES BASED UPON TOTAL PURCHASE - ALL DELIVERY, TRAINING OR CONSULTING SERVICES TO BE BILLED AT PUBLISHED RATES FOR EACH ACTIVITY INVOLVED - GENERALLY ALL HARDWARE COMPUTER COMPONENTS PROPOSED ABOVE ARE COVERED BY A LIMITED ONE YEAR WARRANTY, COVERING PARTS AND LABOUR FOR HARDWARE ONLY AND ON A DEPOT BASIS - WE SPECIFICALLY DISCLAIMS ANY AND ALL WARRANTIES, EXPRESS OR IMPLIED, INCLUDING BUT NOT LIMITED TO ANY IMPLIED WARRANTIES OR WITH REGARD TO ANY LICENSED PRODUCTS. WE SHALL NOT BE LIABLE FOR ANY LOSS OF PROFITS, BUSINESS, GOODWILL, DATA, INTERRUPTION OF BUSINESS, NOR FOR INCIDENTAL OR CONSEQUENTIAL MERCHANTABILITY OR FITNESS OF PURPOSE, DAMAGES RELATED TO THIS AGREEMENT. MINIMUM 15% RESTOCKING FEE WITH ORIGINAL PACKAGING.

Globe Cairns REACTION™ Jacket and Pants

Free Hanging Throat Tab (Patented)

4-layer throat tab hangs freely away from your neck and out of the way when not deployed. When deployed there is no exposed hook and loop on either the tab or collar. Tab is scooped out across the top with added coverage across the bottom for a precision SCBA mask interface, collar adjustment, and protection.



CollarBreak™ Attachment System (Patented)

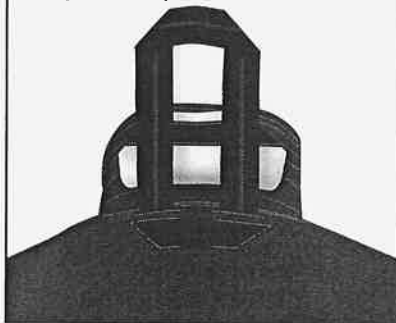
One of the favorite features of Globe Cairns wearers, this is the only firesuit in the world which has the collar attached directly to the liner, not the shell.

The inside of the collar remains completely smooth and flexible because the attachment to the shell is made with a row of hidden hook and loop on the outside away from your neck. With the collar folded down, it's like it isn't there at all. Standing up with the Hanging Throat Tab deployed, it makes an unbelievably flexible and secure interface with your SCBA mask.

YOCCO™ Drag Rescue Device

(DRD) (Patented)

The YOCCO™ Drag Rescue Device is designed to provide a quickly deployed system to help rescue a downed firefighter. The DRD strap is hidden between the inner and outer jacket and loops around the upper shoulders. One end of the loop exits through an opening in the outer jacket at the base of the collar covered by a flap. To deploy, open the flap and pull on the strap handle. This action tightens the loop around the victim's torso and gives you and others a more effective way of dragging a firefighter to safety.



AXTION™ Sleeve

Pleats built into the shell and darts in the AXTION™ liner on the front and back of each sleeve provide extra length where you need it for reaching up.

Together with the AXTION™ back and liner, this system allows you to raise your arms without restriction and with minimal coat rise.



Telescoping Sleeve Wells

Extra-deep 5" telescoping sleeve wells keep water out, interface with all glove styles, and add additional thermal protection.

The knit wrist is attached to the liner for increased mobility when reaching. And the inner cuff adjusts with elastic and hook and loop for a "just right" fit.



Cargo/Handwarmer Pockets

2" X 8" X 8" expansion pockets have an extra layer of shell material to reinforce the lower half for longer wear. Integral handwarmer pockets lined with NOMEX® fleece are set behind. Pockets still function when used with SCBA.

Double-Stitched Seams

The strongest double-needle joining seams in the industry with more stitches per inch for longer service life.

Reflective Trim and Lettering

We offer a wide choice of trim styles and materials to meet your visibility and identification requirements.

AXTION™ Liner

The liner has darts in the moisture barrier and pleats in the thermal barrier corresponding to the added length in the shell provided by the AXTION™ back and sleeves. Liner is tailored to fit at the waist for less bulk when the SCBA belt is cinched up. Wrists are attached to the liner so that there is less restriction when reaching. When you take off the jacket, the liner stays connected to the cuff with 4 hidden snaps.

Contoured Sleeves

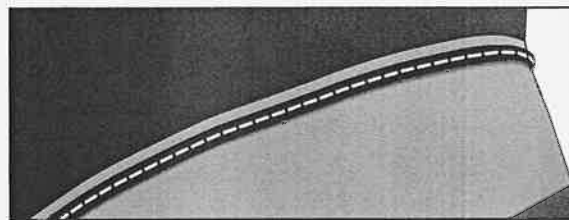
Ergonomically curved sleeves follow the natural shape of your arm to work with you — not against you. Contoured and graded for each jacket size so you always get the right fit.

Breathable Front Closure System

Storm flap and inside facings are lined with breathable moisture barrier material for liquid penetration resistance and improved body core heat stress relief.

Generous Liner Pocket

7" X 9" interior pocket is lined with moisture barrier to keep contents dry. Optional second pocket is available.



TRIMTRAX™ Thread Protection System (Patented)

Patented system of abrasion resistant KEVLAR® cording protects the thread securing our reflective trim from abrasion. Lasts longer than conventional trim stitching so maintenance costs are lower and your gear is in service more often.

New High-Temp Polymer Zipper

Finally, a strong and easy-to-zip polymer zipper that exceeds the standards and your expectations. Standard closure uses this new zipper covered by a quadruple-stitched hook and loop storm flap for less bulk, lower weight, and to allow radio pocket options to be closer to the front of the jacket to avoid SCBA straps. Or choose from many closure options.



Thermally Enhanced Upper Body & Elbows

High compression areas get added layers of your specified thermal liner material for greater Conductive and Compressive Heat Resistance (CCHR). Extra-large enhancements extend 7" down the back and 5" down the front of the jacket.

Liner Access Opening

The moisture barrier and the thermal barrier separate inside the collar to allow you to check out the condition of the layers when you need to. The moisture barrier extends high up into the collar for enhanced waterproof integrity. Hook and loop secures the moisture barrier to the outer collar and the thermal barrier to the inner collar for independent movement without restriction. When removed for laundering, the layers fasten together to protect the liner from contamination and damage.

Globe Cairns XPS™: Extension Panel System

This exclusive optional feature allows you to extend REACTION™ jackets by an additional 3" or 6" in length. Not just a flap, but a curved hem that tapers from the front to the back, XPS™ panels are sewn directly to both the shell and the liner providing continuous protection. The 3" XPS™ defines a brand new look with staggered trim along the hem allowing for lettering in line with the front band. The 6" XPS™ has an extra band of trim along the bottom allowing for lettering between the bands. Either the 3" or 6" XPS™ can be added to any 29", 32", or 35" REACTION™ jacket for you to customize your own fit and style.



Fits Like Pants, Not Overalls

An adjustable belt and elasticized back make REACTION™ pants fit like a pair of jeans – the suspenders are a preference, not a matter of necessity.

Globe Cairns XPS™

Extension Panel System

This exclusive optional feature allows you to extend the height of REACTION™ pants by an additional 3" allowing you to wear shorter jackets, maintain generous overlap, and secure the jacket to the pants when you cinch up the belt on your

SCBA. The panel uses the same three layers of protection as the pants and suspender attachment loops are sewn to the top of the panel keeping them properly deployed.

AXTION™ Liner (Patented)

The liner has darts in both the thermal and moisture barriers corresponding to the added length in the shell provided by the AXTION™ knee. The liner has a reverse boot cut in the back and a concave cut in the front to keep the liner from hanging below the shell and is connected at the cuff with 2 snap tabs for security.

Flame-Resistant Fastener

Hook and loop fastener is specially treated for flame resistance and attached with quadruple stitching at all primary closures.

Cuff Reinforcement

Cuffs are reinforced with an extra layer of your choice of materials, double-stitched for extended wear.

Liner Access Opening

An access opening in the liner hidden under the front waistband allows you to check out the condition of the moisture barrier and thermal barrier when you need to.

Padded H-Back Rip-Cord Suspenders

Suspenders attach to horizontal loops sewn to the top of the waistband so that there is no metal hardware to dig in to your waist or get caught up. H-Back design stays on your shoulder; rip-cord hardware allows easy adjustment and quick release. Integral padded shoulder straps.

Independent Stretch Waistband

Two inches wide and lined with water resistant fabric, the waistband is cut on the bias (diagonally) for stretch and an unrestricted fit. Liner attaches under the waistband for no-gap protection.

Adjustable Belt Closure

Helping to make REACTION™ pants fit like a pair of jeans, to transfer weight to your hips instead of your shoulders, and to keep the added length and fullness in the seat under control, the back of the waist is elasticized. A vertical hook and loop storm fly and the permanently attached belt with an adjustable high-temp polymer buckle in front makes for fast and secure donning.

Expansion Cargo Pockets

Two 2" X 10" X 10" full bellows style cargo pockets have an extra layer of shell material to reinforce the lower half for longer wear life.

AXTION™ Seat (Patented)

When you bend your knees, the revolutionary REACTION™ pants allow for the added length and fullness you need in the seat. Not only can you step up without restriction, but when you kneel your knees are directly over the knee pads without any twisting of the leg. When you try on a pair, you'll immediately appreciate just how dramatic this difference is.



AXTION™ Knee (Patented)

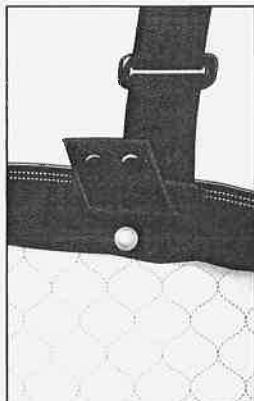
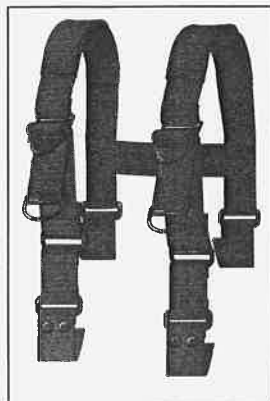
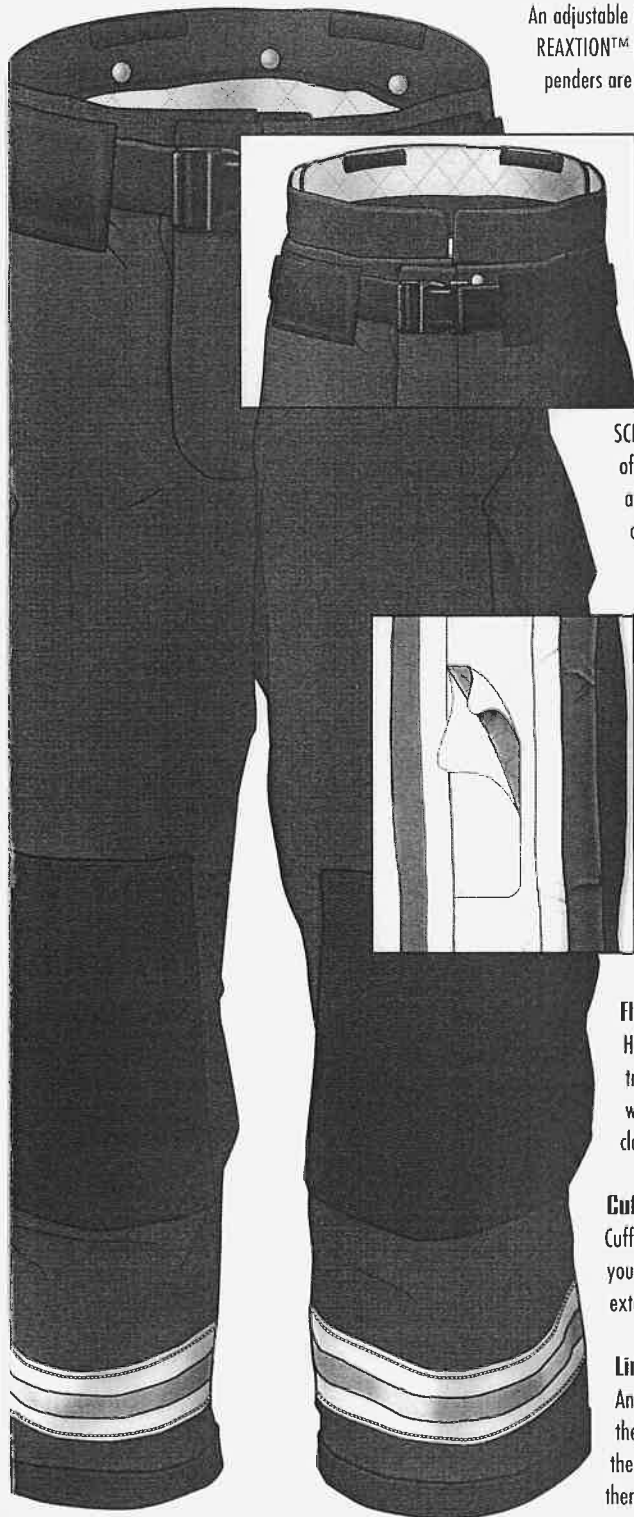
Horizontal pleats built into the shell and corresponding darts in the AXTION™ liner on the front of each leg provide extra length where you need it for stepping up, sitting down, kneeling, or crawling. The fronts of the legs are wider than the back to provide more fullness over the knee where you want it and less bulk under the knee where you don't. Side seams are rolled toward the back of the legs keeping them out of the primary abrasion area. Together with the AXTION™ seat and liner, this system allows you to bend your knees without restriction.

Diamond Crotch Gusset

Distributes fabric stress over five double-stitched seams in both the shell and liner.

Reverse Boot Cut

Pant legs are 1 inch shorter in the back to avoid premature cuff wear.



X. 0

**BUSINESS OF THE VILLAGE BOARD
GERMANTOWN, WI**

MEETING DATE: June 16, 2014

AGENDA ITEM: New Business

ITEM TITLE: Developer's Agreement with Carriage Hills Germantown, LLC for Water Main Project near Fond du Lac Ave and Park Ave.

SUBMITTED BY: Dan Ludwig P.E., Public Works Director

SUMMARY EXPLANATION:

Carriage Hills Germantown is also known as Wisconsin Apartments and also known as Germantown Apartment located at W162 N11811 Park Avenue. Currently they are operated by Northern Management who experiencing clean water problems with their well water. They are providing bottled water to the tenants of their building. A solution to their problem is to connect to Village water at Williams Drive and extend the main to Park Avenue where a lateral would service their parcel. The Public Works Committee on June 3rd approved the proposed alignment shown on the watermain extension plan with the requirement of having a developer agreement.

ATTACHMENT: ORDINANCE_____ RESOLUTION_____ OTHER X

Back up from the Public Works Meeting including the plan of the watermain extension.

RECOMMENDATION:

Staff is requesting the Village Board to approve the developer agreement for Wisconsin Apartments Water Service Agreement.

BOARD ACTION:

Proper parliamentary procedure to deny a request is to have a motion made in the affirmative and by voting NAY would deny the request if a majority vote.

BUSINESS OF THE PUBLIC WORKS & HIGHWAYS COMMITTEE
GERMANTOWN, WI



MEETING DATE: June 3, 2014

AGENDA ITEM: New Business

ITEM TITLE: Northern Management Watermain Extension

SUBMITTED BY: Dan Ludwig P.E., Public Works Director

SUMMARY EXPLANATION:

Wisconsin Apartments also known as Germantown Apartments located at W162 N11811 Park Avenue are currently operated by Northern Management and experiencing clean water problems with their well water. A solution to their problem is to connect to Village water at Williams Drive and extend a main to Park Avenue where a lateral would service their parcel. Representatives from Northern Management and CJ Engineering will be on hand to answer any questions.

ATTACHMENT: ORDINANCE_____ RESOLUTION_____ OTHER X

Plan of watermain extension designed by CJ Engineering.

RECOMMENDATION:

Staff is requesting the Public Works Committee for direction on approval of the proposed alignment.

COMMITTEE ACTION:

Proper parliamentary procedure to deny a request is to have a motion made in the affirmative and by voting NAY would deny the request if a majority vote.

