

**BROWN DEER VILLAGE BOARD
AUGUST 15, 2005 MEETING MINUTES
HELD AT THE BROWN DEER VILLAGE HALL
4800 WEST GREEN BROOK DRIVE**

The meeting was called to order by President Jaberg at 7:00 P.M.

I. Roll Call

Present: Village President Jaberg; Trustees: Baker, Boschert, Kundinger, Krueger, Springman

Absent: Trustee Schilz

Also Present: Russell Van Gompel, Village Manager; Jesse Thyges, Assistant Village Manager/Community Services Director; Nathaniel Piotrowski, Planning/Zoning Specialist; William Dineen, Village Attorney

II. Pledge of Allegiance

III. Persons Desiring to be Heard

None.

IV. Consideration of Minutes: August 1, 2005 – Regular Meeting

It was moved by Trustee Krueger and seconded by Trustee Baker to approve the minutes of the August 1, 2005 regular meeting. The motion carried unanimously with Trustee Springman abstaining.

V. Committee Reports

A) Building Board – Trustee Krueger

Trustee Krueger summarized discussions about the wording of the ordinances governing the construction of garages and reported on the recent approvals granted by the Building Board.

Attorney Dineen stated that he has discussed the ordinance language with the Village Building Inspector, Bob Premo.

B) Beautification Committee – Trustee Kundinger

Trustee Kundinger reported on the Adopt-a-Flowerbed activities and provided updates on the Committee's awards program.

C) Park and Recreation Committee – Trustee Springman

Trustee Springman stated that no meeting was held.

President Jaberg asked about the progress of the new diving board installation. Trustee Springman indicated that there is no new information available.

D) 4th of July Committee – Trustee Krueger

Trustee Krueger stated that no meeting was held but reported on the Village celebration activities scheduled for August 19th.

E) Ad Hoc Pond Committee – Village President Jaberg

President Jaberg reported that the meeting was cancelled, due to a lack of a quorum.

F) Traffic and Public Safety – Trustee Kunding

Trustee Kunding reported that no August meeting was held, and that a September meeting date is to be set.

G) Library Board – Trustee Baker

Trustee Baker reported on the 2006 budget discussions, and the installation of an additional security camera.

H) Community Development Authority – Village President Jaberg

President Jaberg reported that no meeting was held since the last Village Board meeting.

I) Plan Commission – Village President Jaberg**1) Ordinance No. 05-, “An ordinance to Amend Section 4-4.06 (B), Article 4, Chapter 4 of the Village of Brown Deer Zoning Code, to list “Nail Salons” as a permitted use in the B4 Commercial District”**

President Jaberg summarized the public hearing proceedings and stated that the Plan Commission forwarded a favorable recommendation.

Trustee Kunding asked for clarification of the type of license required for a nail salon business. Alice Hammond, the applicant, discussed the license types and the designation as a nail salon.

It was moved by President Jaberg and seconded by Trustee Baker to approve Ordinance No. 05-, “An ordinance to Amend Section 4-4.06 (B), Article 4, Chapter 4 of the Village of Brown Deer Zoning Code, to list “Nail Salons” as a permitted use in the B4 Commercial District”. The motion carried unanimously.

On other matters from the August Plan Commission meeting, President Jaberg discussed the public hearing proceedings for the proposed Adult Business Ordinance and that the proposal was held over for one month. President Jaberg also summarized the discussions about Metavante Corporation’s driveway relocation and parking area reconfiguration proposal.

Trustee Boschert asked if the Village has any jurisdiction over the driveway project or the median work. Mr. Van Gompel stated that the Wisconsin Department of Transportation has the only jurisdiction over the proposal.

Trustee Kunding asked if the map that was prepared in conjunction with the Adult Business Ordinance would be available to the Board for review. Mr. Van Gompel discussed the proposed ordinance, and added that the map will be made available to the Board for review.

J) Finance and Public Works Committee – Trustee Krueger**1) Approve Purchase of Village Hall Back-up Generator Replacement**

Trustee Krueger reiterated the Committee’s favorable recommendation.

President Jaberg asked about the reliability of a natural gas generator versus the current diesel generator. Mr. Van Gompel stated that a natural gas generator is more reliable than a diesel fuel generator.

Trustee Krueger added that the natural gas generator will not produce fumes like the existing generator.

President Jaberg asked if grants are available to off-set the cost. Mr. Van Gompel stated that grants are generally for new programs and not for maintenance or replacement of items.

It was moved by Trustee Krueger and seconded by Trustee Kunding to approve the Purchase of a Village Hall Back-up Generator Replacement. The motion carried unanimously.

2) 2006 Liability Insurance Renewal

Trustee Krueger discussed the CVMIC recommendations and cost savings to the Village.

Mr. Van Gompel clarified the amount of insurance coverage and discussed the historical data that led to the review of the Village's insurance levels.

Trustee Springman asked if there was a cap to the surplus fund. Mr. Van Gompel stated that he will research the policy and discuss the matter with the Finance and Public Works Committee.

President Jaberg asked for clarification of the amounts of coverage and the fund balance. Mr. Van Gompel discussed the amount of coverage and the balance of the reserve funds.

It was moved by Trustee Krueger and seconded by Trustee Boschert to approve the increase in the CVMIC Liability Insurance Self-Insurance Retention (SIR) amount for each occurrence from \$17,500 to \$25,000. The motion carried unanimously.

3) Consideration of Vouchers

It was moved by Trustee Krueger and seconded by Trustee Kunding to approve for payment Check Numbers 47692 to 47779, Check Numbers 47783 to 47783, Check Numbers 47784 to 47836, Check Numbers 47837 to 47885, Check Numbers 47922 to 48004 in the amount of \$675,136.08 and to ratify for payment, invoices due on or before August 15, 2005, in the amount of \$7,617.19, aggregating a total amount of \$639,318.06. The motion carried unanimously.

K) Personnel Committee – Trustee Baker

No Report.

VI. Unfinished Business

None.

VII. New Business

None.

VIII. Committee Appointments

None.

IX. Village President's Report

President Jaberg reported on the following:

Attending the ICC meeting and passing a resolution in support of CDBG funding, and participating in a presentation of a homeland Security software package.

X. Village Manager's Report

Mr. Van Gompel reported on the following:

Introduced Nathaniel Piotrowski as the new Planning and Zoning Specialist.

Lowe's closing on the sites along West Brown Deer Road, and the Development Agreements are to be executed in the coming week.

Laborer/Driver interviews are being carried out, and initial screenings for the Storm Water Technician position are beginning.

Trustee Krueger inquired about the status of the Kohl's site and the property at 51st Street and Brown Deer Road. Mr. Thyes discussed the status of the 51st Street and Brown Deer Road site. Mr. Van Gompel stated that the Community Development Authority did approve the acquisition of the Kohl's site to occur in October of 2006 and that the offer was accepted by the Kohl family.

Trustee Baker asked if culvert replacement was a part of the 51st street ditching project. Mr. Van Gompel indicated that culverts were not to be replaced as a part of the project.

Trustee Boschert inquired about the property south of Larry's Market that is in a state of disrepair. Mr. Van Gompel indicated that the property is in bankruptcy proceedings, and that Staff has sent a letter to the property owner.

Trustee Springman asked for an update on the Brown Deer Country Market liquor store and variety store. Mr. Thyes stated that interior demolition is complete and the remodeling is scheduled to begin.

Trustee Kunding asked for an update on the Hearthside and Badger Automotive sites. Mr. Thyes stated that there is nothing new for the Hearthside site, and that Staff has spoken with Badger Automotive about the junk vehicles on the site.

Trustee Kunding asked Staff to look into several property maintenance issues. Mr. Van Gompel confirmed that Staff will look into the matters and report back to the Board.

XI. Recess into Closed Session pursuant to §19.85(1)(g) Wisconsin Statutes for the following reasons:

- (g) Conferring with Legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation on which it is or is likely to become involved.

It was moved by Trustee Springman and seconded by Trustee Krueger to recess into closed session pursuant to §19.85(1) (g) Wisconsin Statutes at 7:52 p.m. The motion carried unanimously.

XII. Reconvene into open session

It was moved by Trustee Krueger and seconded by Trustee Kunding to reconvene into open session at 8:38 p.m. The motion carried unanimously.

XIII. Adjournment

It was moved by Trustee Kunding and seconded by Trustee Krueger to adjourn at 8:39p.m. The motion carried unanimously.

Russell Van Gompel, Village Manager