

**BROWN DEER VILLAGE BOARD
MAY 2, 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 7:02 P.M.

I. Roll Call

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

Also Present: Russell Van Gompel, Village Manager; William Dineen, Village Attorney; Jesse Thyges, Assistant Village Manager/Community Services Director; Larry Neitzel, Department of Public Works Superintendent; Arnie Gutkowski, Director of the Brown Deer Public Library

II. Pledge of Allegiance

III. Persons Desiring to be Heard

A) Dedication of the Earl McGovern Board Room.

President Jaberg discussed the adoption of the resolution 90-days ago in accord with Village policy. Mr. Van Gompel proceeded to read the resolution honoring Earl McGovern.

President Jaberg presented the resolution to Mitzi McGovern.

Mitzi McGovern and family thanked the Village for honoring Earl McGovern's service to the Village.

B) 4th of July Committee Representative

Trustee Krueger, representing the Fourth of July Committee, briefly discussed the fund-raising raffle that the committee is sponsoring to help support the Village festivities.

Other persons desiring to be heard included John Gibbs, 8542 North 63rd Street. Mr. Gibbs voiced concerns over the potential withdrawal from the Milwaukee County Federated Library System (MCFLS).

Ralph Witte, 5836 West Green Brook Drive, urged the Village Board to stay with MCFLS and to explore other funding mechanisms for the library.

Margaret Rezel, 8094 North 62nd Street, voiced concerns over the cost to the Village incurred by staying with MCFLS.

**IV. Consideration of Minutes: April 18, 2005 – Regular Meeting
April 25, 2005 – Public Hearing**

It was moved by Trustee Schilz and seconded by Trustee Springman to approve the minutes of the April 18, 2005 – Regular Meeting. The motion carried unanimously with Trustees Boschert, Baker, and Kunding abstaining.

It was moved by Trustee Kunding and seconded by Trustee Baker to approve the minutes of the April 25, 2005 – Public Hearing. The motion carried unanimously with Trustee Boschert abstaining.

V. Unfinished Business

None.

VI. New Business**A) Withdraw From the Milwaukee County Federated Library System**

Mr. Van Gompel discussed the matter along with the effects of withdrawing from the Milwaukee County Federated Library System (MCFLS).

Mr. Gutkowski discussed the endorsement actions that were taken at Library Board meeting after the public hearing on Monday April 28th, along with his meetings with Milwaukee County representatives on the matter, and stated that future meetings will be needed to resolve the funding issues.

A discussion ensued about various funding options and their potential impacts on the Library's service levels as well as the Village residents if Brown Deer were to withdraw from MCFLS.

President Jaberg clarified the withdrawal process and read into the record the various correspondence that were received both in favor and against withdrawal from MCFLS.

Trustee Kunding voiced concerns with not acting on the matter in a timely fashion.

Trustee Schilz voiced concerns with entering into a long-term contract with MCFLS due to the uncertainty of future funding levels.

The Board discussed the actions of the other communities involved with the funding dispute, and the timeline for taking action on this matter.

A consensus was reached by the Village Board to hold the matter over until a future date.

B) Resolution No. 05-16, "Resolution in Appreciation of Mark Askew"

It was moved by President Jaberg and seconded by Trustee Schilz to approve Resolution No. 05-16, "Resolution in Appreciation of Mark Askew". The motion carried unanimously.

C) Resolution No. 05-17, "Resolution in Appreciation of Les Hagensick"

It was moved by President Jaberg and seconded by Trustee Krueger to approve Resolution No. 05-17, "Resolution in Appreciation of Les Hagensick". The motion carried unanimously.

D) Resolution No. 05-, "Resolution Proclaiming May 19, 20, and 21, 2005 as Women's Club of Wisconsin Days"

It was moved by President Jaberg and seconded by Trustee Springman to approve the "Resolution Proclaiming May 19, 20, and 21, 2005 as Women's Club of Wisconsin Days". The motion carried unanimously.

E) Resolution No. 05-, "In the Matter of Amending the Powers and Duties of the Community Development Authority of the Village of Brown Deer"

Mr. Thyges provided background information on the matter.

President Jaberg stated that having the CDA review Conditional Use Permits within the Tax Incremental Districts would not slow down the overall review process, and asked if this action would affect the Zoning Code. Mr. Thyges stated that a Zoning Code text amendment would require a public hearing and that the proposed resolution would not change the Code.

Attorney Dineen added that the developers generally work with staff in preparing an application submittal.

It was moved by President Jaberg and seconded by Trustee Schilz to approve Resolution No. 05-, “In the Matter of Amending the Powers and Duties of the Community Development Authority of the Village of Brown Deer”. The motion carried unanimously.

F) Resolution No. 05-, “In the Matter of Necessity for Acquisition of Lands for Public Purposes and Authorization to Proceed”

Mr. Thyges provided a summary of the matter and reviewed the staff report for the Board.

President Jaberg discussed the status of the redevelopment efforts along Bradley Road, and stated that a roll call vote was needed for action on the resolution.

It was moved by President Jaberg and seconded by Trustee Schilz to approve Resolution No. 05-, “In the Matter of Necessity for Acquisition of Lands for Public Purposes and Authorization to Proceed”. A roll call vote was taken and the motion carried with President Jaberg and Trustees Schilz, Boschert, Kundinger, Krueger, Springman, and Baker voting in favor.

G) Resolution No. 05-, “Resolution Honoring Adam Krueger in Earning the Rank of Eagle Scout”

Mr. Van Gompel summarized the resolution.

It was moved by President Jaberg and seconded by Trustee Springman to approve Resolution No. 05-, “Resolution Honoring Adam Krueger in Earning the Rank of Eagle Scout”. The motion carried unanimously.

H) Change of Agent Appointment for the Liquor License Held by Pick ‘N Save Store #6867 Located at 9200 North Green Bay Road

Mr. Van Gompel discussed the situation and the need for action on this matter.

President Jaberg asked if there are any outstanding issues with the establishment. Mr. Van Gompel stated that there are no issues on file.

It was moved by Trustee Krueger and seconded by Trustee Springman to approve the Change of Agent Appointment for the Liquor License Held by Pick ‘N Save Store #6867 Located at 9200 North Green Bay Road. The motion carried unanimously.

VII. Departmental Report – Public Works

Larry Neitzel Superintendent of the Department of Public Works, reported on the following:

The projects being carried out in 2005.

A summary of the equipment purchases.

Updates on the Department’s efforts in working with CVMIC and the North Shore Fire Department in creating new training programs.

Trustee Krueger asked about the percentage of the Village’s sidewalks that are near the schools. Mr.

Neitzel stated that there is no percentage breakdown for the sidewalks, only a repair inventory.

President Jaberg inquired about the status of recycling bin size change. Mr. Neitzel discussed the conversion process.

VIII. Committee Appointments

President Jaberg provided a summary of the matter and discussed the number of outstanding appointees that remain.

It was moved by President Jaberg and seconded by Trustee Springman to approve the reappointment of volunteers, as presented. The motion carried unanimously.

It was moved by President Jaberg and seconded by Trustee Krueger to approve the reappointment of Chairpersons, as presented. The motion carried unanimously.

IX. Village President's Report

President Jaberg reported on the following:

Attended a recycling event at Quad Graphics in support of the Department of Natural Resources grant that the Village received.

North Shore Fire Department Board of Directors meeting and the audit results.

The meeting with North Shore elected officials.

X. Village Manager's Report

Mr. Van Gompel reported on the following:

The Deer Run fund raising efforts and turnout for the event.

The Arbor Day celebration at the library.

Provided a brief update on the status of the newsletter.

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

(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.

(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a close session.

Mr. Van Gompel stated that closed session pursuant to §19.85(1) (c) would not be needed.

It was moved by Trustee Springman and seconded by Trustee Krueger to recess into closed session pursuant to §19.85(1) (e) Wisconsin Statutes at 8:41 p.m. The motion carried unanimously.

XII. Reconvene into open session

It was moved by Trustee Springman and seconded by Trustee Krueger to reconvene into open session at 9:05 p.m. The motion carried unanimously.

XIII. Authorize the CDA to Purchase Property in Tax Increment District Number 2

No action was taken as the Village Board held the matter over until the May 16 meeting date.

XIV. Adjournment

It was moved by Trustee Kundinger and seconded by Trustee Schilz to adjourn at 9:07 p.m. The motion carried unanimously.

Russell Van Gompel, Village Manager