

**BROWN DEER VILLAGE BOARD  
MARCH 19, 2007 MEETING MINUTES  
HELD AT THE BROWN DEER VILLAGE HALL  
4800 WEST GREEN BROOK DRIVE**

The meeting was called to order by President Jaberg at 7:01 P.M.

**I. Roll Call**

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

Also Present: Russell Van Gompel, Village Manager; Nathaniel Piotrowski, Planning and Zoning Specialist; Larry Neitzel, Public Works Superintendent; John Fuchs, Village Attorney

Excused: Trustee Baker

**II. Pledge of Allegiance**

**III. Public Hearing**

**A) Public Review and Public Hearing for the 2007 NR216 Report**

President Jaberg opened the public hearing at 7:03 p.m.

Mr. Neitzel reviewed multiple aspects of the NR216 report. He indicated that there were no significant changes to much of the report including flood controls, stream bank management controls, and stormwater management. Two changes included revised calculations for street sweeping as well as a new Wisconsin DNR permit process based on SLAMM modeling that took effect in 2007.

Mr. Van Gompel stated that no formal action was required by the board but indicated that the public hearing was a requirement for the submittal of the report to the Wisconsin DNR. Mr. Neitzel indicated that his report was due to the DNR on March 31st of this year.

Trustee Krueger asked if the estimated cost of preparing the report was accurate since it seemed to be rather low. Mr. Neitzel replied that the costs were accurate. He stated that much of Staff's time was spent in the early years building up data and information and that now much of the report requires only simple revisions.

President Jaberg asked if the Village received any additional credit for the work done on the lagoon. Mr. Neitzel replied that some of the lagoon dredging did provide water quality benefits.

The public hearing closed at 7:19 p.m.

**IV. Persons Desiring to be Heard**

None.

**V. Consideration of Minutes: March 5, 2007 – Regular Meeting**

*It was moved by Trustee Springman and seconded by Trustee Krueger to approve the minutes of the March 5, 2007 regular meeting. The motion carried unanimously.*

**VI. Committee Reports**

**A) Building Board – Trustee Krueger**

Trustee Krueger stated that the board reviewed and approved one sign permit application for Meyers Pressure Cleaners on North 55th Street.

**B) Beautification Committee – Trustee Oates**

Trustee Oates reported on a letter from Village resident Joe DiFrancis who offered to develop and maintain plantings in the vacated area of Churchill Lane adjacent to Southbranch Creek. Trustee Oates indicated that Mr. Neitzel would review the proposal and provide a report on its suitability at a later date.

Trustee Oates added that the Committee was compiling a list of volunteers for the Keep Greater Milwaukee Beautiful clean-up event scheduled for April and that rain garden plants were ordered for the pond bath house landscaping project.

**C) Park and Recreation Committee – Trustee Springman**

Trustee Springman reported that due to a leak in the high school pool, swim lessons are being offered again at no charge for those that were cancelled. Trustee Springman added that new programs, such as Zumba, have been added to the Recreation Department's offerings.

President Jaberg asked about the status of the skateboard park discussions. Trustee Springman stated that recently there has been very little communication from the citizens who initially sought the skate park.

**D) 4th of July Committee – Trustee Krueger**

Trustee Krueger announced that President Jaberg was to serve as this year's Parade Marshall. He also indicated that several entertainment acts have been booked for the event.

Trustee Springman asked if the layout of activities would be different than in past years. Trustee Krueger responded that changes were planned but the layout was not yet finalized.

**E) Ad Hoc Pond Committee – Village President Jaberg**

President Jaberg stated that since the pond bath house construction was nearing completion that the pond committee had fulfilled their main responsibility.

*It was moved by President Jaberg and seconded by Trustee Krueger to disband and discharge the Ad Hoc Pond Committee from their duties. The motion carried unanimously.*

**F) Traffic and Public Safety – Trustee Boschert**

Trustee Boschert reported that no meeting was held.

**G) Library Board – Trustee Baker**

President Jaberg reported that Library Staff is working with the Public Works Department to rework the degraded front walkway.

**H) Community Development Authority – Village President Jaberg**

President Jaberg stated that in a joint meeting with the Finance and Public Works Committee, the Community Development Authority received a report on the status of TID No. 2. Mr. Van Gompel added that the TID would recover all expenditures by 2017 and that it does have room for other projects.

President Jaberg stated that the Community Development Authority recommended the issuance of a bond for community development public purpose project costs for TID No. 2.

**I) Plan Commission – Village President Jaberg**

President Jaberg reported that no meeting was held. Mr. Van Gompel added that there are several plans which Staff is working on at a conceptual level. He indicated that these plans would be coming before the Plan Commission soon.

**J) Finance and Public Works Committee – Trustee Krueger**

**1) Initial Resolution for \$3.5 Million Bond Issue for Community Development Public Purpose Project Costs for TID No. 2.**

Trustee Krueger summarized the committee's discussion and indicated that the committee recommended the issuance of a bond for community development public purpose project costs for TID #2.

Trustee Schilz asked why the resolution asked for an amount that was higher than the initial figure provided to the Community Development Authority and the Finance and Public Works Committee. President Jaberg replied that the motion from the two committees was for the ultimate amount to be determined by the Village Board. Mr. Van Gompel added that the resolution asks for an amount of up to \$3.5 million because there are still undetermined cost issues that need to be finalized.

*It was moved by Trustee Krueger and seconded by Trustee Boschert to approve the initial resolution for a \$3.5 million bond issue for community development public purpose project costs for TID No.2. The motion carried unanimously.*

**2) Resolution 07-, “Amending the Village of Brown Deer 2007 Annual Budget”**

Mr. Van Gompel summarized the need to transfer funds from the reserve balance in order to accommodate the Village's volunteer recognition dinner.

*It was moved by Trustee Krueger and seconded by Trustee Springman to approve Resolution 07-, “Amending the Village of Brown Deer 2007 Annual Budget”. The motion carried unanimously.*

**3) Bids for the 2007 Street Reconstruction Program**

Trustee Krueger stated that Payne and Dolan was the low bidder at \$174,340. He indicated that Staff recommended adding Nokomis Road between 52nd and 55th Street to the reconstruction program. The section of roadway was planned for reconstruction last year but was removed due to a shortfall in the budget. This year there is a surplus and the Finance and Public Works Committee recommended unanimously to add this section to the reconstruction program.

*It was moved by Trustee Krueger and seconded by Trustee Oates to accept the bid from Payne and Dolan in the amount of \$174,600 and to approve an additional \$16,000 for the reconstruction of Nokomis Road as part of the 2007 Street Reconstruction Program. The motion carried unanimously.*

**4) Consideration of Vouchers**

*It was moved by Trustee Krueger and seconded by Trustee Boschert to approve the payment of the vouchers and to ratify for payment invoices due on or before March 19, 2007. The motion carried unanimously.*

**K) Personnel Committee – Trustee Baker**

President Jaberg report that no meeting was held.

**VII. Unfinished Business**

None.

**VIII. New Business**

None.

**IX. Village President's Report**

President Jaberg reported on the following:

Attending a Public Policy Forum sponsored meeting that discussed the search for a new Police Chief in the City of Milwaukee.

ICC discussions on Milwaukee Mayor Barrett's transportation plan and potential changes in the lead agency for area workforce development.

Attending the North Shore Fire Department Board meeting.

President Jaberg indicated that the North Shore Fire Department board passed an amendment to keep the funding formula and percentages the same for the next several years. She indicated that this amendment needs to be approved by the Village Board and it will be on the agenda of the April 2, 2007 meeting.

**X. Village Manager's Report**

Mr. Van Gompel reported on the following:

Development projects that are currently in conceptual stages.

Attending the Wisconsin Conference of City Managers.

The upgrade of the Village Hall IT system from a Novell server to a Microsoft server.

US Representative Jim Sensenbrenner to hold office hours at Village Hall on March 24, 2007.

**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 in which it is or is likely to become involved.

*It was moved by Trustee Springman and seconded by Trustee Oates to recess into Closed Session at 7:56 p.m. The motion carried unanimously.*

**XII. Reconvene into Open Session for Possible Action on Closed Session Deliberations**

*It was moved by Trustee Schilz and seconded by Trustee Boschert to adjourn the Closed Session and reconvene into the regular order of business at 8:30 p.m. The motion carried unanimously.*

**A) Claim for Recovery of Unlawful Taxes and Excessive Assessment**

*It was moved by Trustee Krueger and seconded by Trustee Oates to authorize the Village Attorney to negotiate the adjustment in the 2007 value for 8901 North Park Plaza Court, Parcel No. 030-0103-0001 subject to acceptance by the Village Assessor. The motion carried unanimously.*

**XIII. Adjournment**

*It was moved by Trustee Schilz and seconded by Trustee Oates to adjourn at 8:31p.m. The motion carried unanimously.*

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Russell Van Gompel, Village Manager