

**BROWN DEER VILLAGE BOARD  
MAY 21, 2007 MEETING MINUTES  
HELD AT THE BROWN DEER VILLAGE HALL  
4800 WEST GREEN BROOK DRIVE**

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

**I. Roll Call**

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

Also Present: Russell Van Gompel, Village Manager; Jesse Thyges, Assistant Village Manager/Community Services Director; Chief Steven Rinzel, Brown Deer Police Department; John Fuchs, Village Attorney

**II. Pledge of Allegiance**

**III. Persons Desiring to be Heard**

Village President Krueger discussed the distribution of the raffle tickets for the Fourth of July event.

**IV. Consideration of Minutes: May 7, 2007 – Regular Meeting**

*It was moved by Trustee Schilz and seconded by Trustee Boschert to approve the minutes of the May 7, 2007 regular meeting. The motion carried unanimously.*

**V. Committee Reports**

**A) Building Board – Trustee Krueger**

Trustee Krueger reported that he was unable to attend the meeting held earlier today due to a scheduling conflict with the Brown Deer Foundation meeting.

**B) Beautification Committee – Trustee Oates**

Trustee Oates reported on the committee's discussions for the landscaping plan at the pond building, and that the Department of Public Works will have a tent and educational display at the 4th of July festivities promoting recycling, emerald ash borer, invasive species, storm water and sanitary sewers.

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

Trustee Springman reported that no meeting was held due to lack of a quorum.

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

**1) 4th of July License and Permit Applications and Waiving Fees**

President Krueger discussed the request with the Board.

*It was moved by Trustee Springman and seconded by Trustee Boschert to approve the waiver of the 4th of July License and Permit Applications and Fees. The motion carried unanimously.*

**2) Waiving Concession Vendor Peddler and Food License Fees**

President Krueger stated that a percentage of the net sales are donated back to the committee.

*It was moved by Trustee Springman and seconded by Trustee Boschert to approve the waiver of the Concession Vendor Peddler and Food License Fees. The motion carried unanimously.*

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

Trustee Boschert reported that no meeting was held.

**F) Library Board – Trustee Baker**

Trustee Baker reported on the repair of the sidewalks around the library and briefly discussed the new MCFLS agreement.

Trustee Springman inquired about the plant sale. Trustee Baker stated that the numbers were not yet finalized.

**G) Community Development Authority – Village President Krueger**

**1) TID Agreement – Deerwood Offices, LLC**

Mr. Van Gompel discussed the details of the TID Agreement and development plan with the Board.

Trustee Oates inquired about the change from the original plans. Mr. Van Gompel discussed the storm water management practices and the building design.

*It was moved by Trustee Schilz and seconded by Trustee Boschert to approve the TID Agreement for Deerwood Offices, LLC. The motion carried unanimously.*

**2) TID Agreement – Tri City Bank**

Mr. Van Gompel provided an update on the status of the agreement negotiations and stated that no action was necessary.

**3) Resolution Amending the Relocation Order for the Commerce Center**

Mr. Van Gompel discussed the details of the amendment and the errors in the original rent roll that was provided to the CDA.

Trustee Springman inquired about the businesses that are affected. Mr. Van Gompel stated that only those with active leases were affected.

*It was moved by President Krueger and seconded by Trustee Schilz to approve the Resolution Amending the Relocation Order for the Commerce Center. The motion carried unanimously.*

**H) Plan Commission – Village President Krueger**

**1) Supplemental Development Agreement for Candlewood Extended Stay Hotel**

President Krueger stated that the Plan Commission was unanimous in their approval of the Development Agreement.

Rhena Kahn, owner of the property, gave a brief presentation on the business plan for the extended stay hotel.

Bob Seeger, architect for Ms. Kahn, presented the site plans and building elevations.

Trustee Oates inquired about the amount of storm water management. Mr. Seeger discussed the design criteria of the storm water management practices.

Trustee Boschert asked about the number of rooms. Ms. Khan replied that there would be 75 rooms.

*It was moved by President Krueger and seconded by Trustee Schilz to approve the Supplemental Development Agreement for the Candlewood Extended Stay Hotel. The motion carried unanimously.*

On other matters from the Plan Commission, Mr. Piotrowski discussed the scheduling of a public hearing for the remodeling of the Citgo gas station at 5091 West Brown Deer Road and the conceptual presentation of the Tri-City Bank building.

#### **D) Finance and Public Works Committee – Trustee Krueger**

##### **1) 2008 Squad Car Bids**

Police Chief Rinzel discussed the early bids for the squads to lock in a reduced price.

Trustee Schilz asked when the Crown Victoria would no longer be made. Chief Rinzel indicated that 2009 may be the last production year.

Trustee Springman asked if the department was missing a squad. Chief Rinzel indicated that the department is not short on squads, but that this is an early replacement due to the pricing incentive.

Mr. Van Gompel added that the retro-fitting of the equipment within the squads is what drives the overall cost.

Trustee Baker asked if the bid amount included the retro-fitting. Chief Rinzel indicated that the bid was a base bid only.

*It was moved by Trustee Oates and seconded by Trustee Boschert to authorize the purchase of the 2008 squad cars in the amount of \$43,368 with delivery not to be taken prior to January 1, 2008. The motion carried unanimously.*

##### **2) Consideration of Vouchers**

*It was moved by Trustee Oates and seconded by Trustee Boschert to approve the payment of the vouchers and to ratify for payment invoices due on or before May 21, 2007. The motion carried unanimously.*

#### **J) Personnel Committee – Trustee Baker**

Trustee Baker stated that the Personnel Committee had not met.

### **VI. Unfinished Business**

#### **A) Ordinance No. 07-, “An Ordinance Amending Section 9-7.02, Business Hours Regulated”**

Mr. Van Gompel explained the newly created ordinance and the amendments to the first draft. Attorney Fuchs discussed how a development agreement could govern hours of operation.

Trustee Springman asked about midnight mass and the YMCA opening at 5:00 a.m. Mr. Van Gompel indicated that a church service would not fall within the scope of the proposed ordinance, and Attorney Fuchs explained that the YMCA will have to come before the Board to address the opening time.

*It was moved by President Krueger and seconded by Trustee Oates to approve Ordinance No. 07-, "An Ordinance Amending Section 9-7.02, Business Hours Regulated". The motion carried unanimously.*

#### **B) Vacancy in the Office of Village Trustee**

Mr. Van Gompel provided an update on the appointment process and discussed the press release. Mr. Van Gompel then asked the Board about how they would like to proceed with the matter.

A discussion ensued on how the Village Board would proceed with the appointment process. Several concerns were voiced during the discussion about the ability of being able to reach as many citizens as possible with the information about the opening.

*It was the consensus of the Village Board to set a due date of June 4th for the written response and to schedule the candidate interviews for either the June 18th regular Board Meeting or to hold a special meeting if needed*

### **VII. New Business**

#### **C) Development Agreement for 7725 N. Teutonia Avenue – RPM Sales and Service**

Attorney Fuchs discussed the need to schedule a public hearing for the possible rescinding of a development agreement issued to RPM Sales and Service due to ongoing zoning code violations.

A discussion ensued among the Board members regarding a potential hearing date.

*It was moved by Trustee Baker and seconded by Trustee Oates to schedule a public hearing for July 16, 2007 for the possible rescission of the Development Agreement for 7725 North Teutonia Avenue and to direct staff to publish the proper notices. The motion carried unanimously.*

### **VIII. Committee Appointments**

*It was moved by President Krueger and seconded by Trustee Springman to appoint Julie Cook-Quirk to the Beautification Committee and Michael Hawes to the Park and Recreation Committee. The motion carried unanimously.*

### **IX. Village President's Report**

President Krueger reported on the following:

Attending the ICC meeting and the discussions on the Cable Television matter and the County Parks

### **X. Village Manager's Report**

Mr. Van Gompel reported on the following:

The Bradley's Jazz Club licensing matter  
Giving a presentation at a newly elected leaders workshop  
The status of the new pond building

The Algonquin School closing  
The status of the unfinished 60th Street landscaping work

Trustee Schilz asked if there would be a ribbon cutting for the new pond building. Mr. Van Gompel stated that an event is being scheduled.

**XI. Adjournment**

*It was moved by Trustee Schilz and seconded by Trustee Boschert to adjourn at 8:33 p.m. The motion carried unanimously.*

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Russell Van Gompel, Village Manager