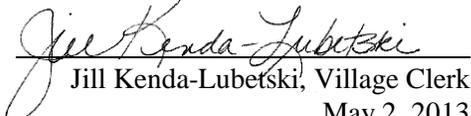


VILLAGE BOARD MEETING
Monday, May 6, 2013
Earl McGovern Board Room, 6:30 P.M.



PLEASE TAKE NOTICE that a meeting of the Brown Deer Village Board will be held at the Village Hall of the Village of Brown Deer, 4800 West Green Brook Drive, Brown Deer, Wisconsin at the above noted time and date, at which the following items of business will be discussed and possibly acted upon:

- I. Roll Call
- II. Pledge of Allegiance
- III. Persons Desiring to be Heard
 - A) Brown Deer Junior Woman's Club Representatives
- IV. Consideration of Minutes: April 15, 2013 – Regular Meeting
- V. Unfinished Business
- VI. New Business
 - A) Resolution No. 13-09, "A Resolution Commending Stanley "Stan" Kass as Brown Deer Citizen of the Year"
 - B) Presentation by the Department of Transportation – Hwy 100 and Green Bay Road
 - C) Appointment of Interim Village Treasurer/Comptroller
 - D) North Shore Health Department License and Fee Modifications
 - E) Amendment to the Bradley Crossing 60, LLC Operational Development Agreement
 - F) Amendment to the Deerwood Crossing Supplemental Operational Development Agreement
- VII. Committee Appointments/Trustee Assignments
- VIII. Village President's Report
- IX. Village Manager's Report
- X. Recess into Closed Session pursuant to §19.85(1) (c) (e) (g) 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 for the purpose of discussing personnel matters.
 - (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 closed session.
 - (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.
- XI. Reconvene into Open Session for Possible Action on Closed Session Deliberations
- XII. Adjournment


Jill Kenda-Lubetski, Village Clerk
May 2, 2013

PERSONS REQUIRING SPECIAL ACCOMMODATIONS FOR ATTENDANCE AT THE MEETING SHOULD CONTACT THE VILLAGE CLERK AT LEAST ONE BUSINESS DAY PRIOR TO THE MEETING.

**BROWN DEER VILLAGE BOARD
APRIL 15, 2013 MEETING MINUTES
HELD AT THE BROWN DEER VILLAGE HALL
4800 WEST GREEN BROOK DRIVE**

The meeting was called to order by President Krueger at 6:30 P.M.

I. Roll Call

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

Also Present: Michael Hall, Village Manager; Steven Rinzel, Chief of Police; John Fuchs, Village Attorney; Bridget Souffrant, Treasurer/Comptroller; Matt Janecke, Assistant Village Manager; Larry Neitzel, Operations Superintendent; Susan Hudson, Deputy Treasurer/Comptroller; Chad Hoier, Park and Recreation Director; Jim Buske, Engineering Manager

II. Pledge of Allegiance

III. Persons Desiring to be Heard

President Krueger announced that he and Trustees Baker and Springman were re-elected into their positions for another three years. A congratulatory round of applause was given by the attendees.

Don Uebelacker, 6195 West Plaza Circle, noted the residents that were in attendance at the meeting were here to show support opposing the building of apartment units at the Beaver Creek locations where condominiums were originally intended. Mr. Uebelacker continued to read a letter he prepared that stated the reasons for his opposition and noted 1,044 signatures were collected on petitions opposing the project.

Ellen Jogwer, 8715 North Kildeer Court, agrees with Mr. Uebelacker and commented that she has received solicitations from Jewish Family Services asking for support to subsidize their activities.

Mike Christopoulos, 8515 North 59th Street, commented that he collected signatures for the petition in a couple hours with only one person refusing. He also agrees with Mr. Uebelacker that it should not be the Village's responsibility to help a business entrepreneur during hard times by building rental units.

Kevin Wisth, 5625 West Brown Deer Road, Unit #117, commented that he is also against the apartment unit development in a different manner. Mr. Wisth is a condominium owner at Royal Gardens, the current situation is about one-half of the units are rental and the other half are owner occupied. He stated further that if any more tenants leave the complex, they are in danger of losing financing needed for upkeep and repair.

Mr. Uebelacker announced that he is willing to send a copy of his letter that he read to anyone who would like it. He continued to ask about the surveyors recently observed at the Beaver Creek location.

Attorney Fuchs opined that residents in the room have the right to come before the Village Board to speak; however, if the Trustees start to answer questions from the public, the conversations may cross the element of a public hearing and those that may be a proponent will not be in attendance or notified. Therefore, statutory procedures will not be followed and asked the attendees to please excuse the council members from asking any questions from the public.

IV. Consideration of Minutes: March 18, 2013 – Regular Meeting

It was moved by Trustee Boschert and seconded by Trustee Oates to approve the minutes for the March 18, 2013 - Regular Meeting. The motion carried unanimously.

V. Committee Reports**A) Building Board – Trustee Weddle-Henning**

No meeting.

B) Beautification Committee – Trustee Oates

Trustee Oates announced that the committee discussed the Arbor Day event, possible fundraisers and the soliciting for committee members. Also discussed was the removal of ash trees from 55th to 51st street because of the Emerald Ash Borer eradication program.

C) Park and Recreation Committee – Trustee Springman**1) Carrico Aquatic Resources, Inc. Pond Water Management Program Agreement**

Mr. Hoier introduced the topic and explained the contract is to manage the chemical use at the Village Pond and hold down the cost of chemicals for two years. Carrico is very familiar with the Village Pond's unique operations because other clients are municipalities that have similar facilities. Trustee Baker clarified the amount of the agreement is for \$16,500 each year.

Trustee Oates asked if there had been any mishaps with chlorine distribution in the past. Mr. Hoier replied that they have been very safe, but Carrico will provide more safety with their management practices. The water quality will be more consistent over the course of the year. Trustee Boschert inquired how the \$6,900 to purchase the Pulsar IV chlorinating system will be paid. Mr. Hoier replied it will be paid out of the Park and Pond Reserve Fund.

Trustee Schilz asked if the Park and Recreation Department has partnered with the Water Department on bulk purchases for chlorine. Mr. Hoier replied that they have done that in the past, but it was not significantly cost effective. Trustee Weddle-Henning asked how Staff will use the water analysis. Mr. Hoier replied the water analysis will be used to find the best chemical level in the pond and train staff on how to replicate that level.

It was moved by Trustee Springman and seconded by Trustee Weddle-Henning to approve a 2013 and 2014 Water Management Program with Carrico Aquatic Resources, Inc., not to exceed \$16,500 and the purchase and installation of the Pulsar IV chlorinating system with booster pump, solenoid, venture, BECS chemical controller with ORP and pH sensors not to exceed \$6,900. The motion carried unanimously.

D) 4th of July Committee – Village President Krueger

No meeting.

E) Traffic and Public Safety – Trustee Boschert

No meeting.

F) Library Board – Trustee Baker

Trustee Baker announced most of the meeting took place in closed session for interviews for Library Director.

G) Community Development Authority – Village President Krueger

No meeting.

H) Plan Commission – Village President Krueger

No meeting.

I) Finance and Public Works – Trustee Oates**1) Police Speed Trailer**

Chief Rinzel reported that the existing speed trailer has reached the end of its service life and is no longer repairable by the company that manufactured it. The Police Department bid out the equipment, with a number of bids received and are recommending General Communications out of Menomonee Falls. The project is part of the Capital Improvement Plan in 2013 at the adopted amount of \$10,885 and the requested amount is \$9,420. Trustee Oates briefly described the capabilities of the software for the speed trailer.

It was moved by Trustee Boschert and seconded by Trustee Oates to approve the purchase of a replacement speed trailer by accepting the bid quote from General Communications, N57 W13466 Reichert Avenue, Menomonee Falls in the amount of \$9,420.00. The motion carried unanimously.

2) GO Contractors Termination - Meadowside BMP

Mr. Buske reported that GO Contractors were working on the Meadowside Court BMP project for the Village and reached a point in construction where unsafe working conditions were apparent due to weather conditions. Work was halted by the Department of Public Works and Ayres Associates. The work area was secured. Attorney Fuchs has been in extensive contact with Ayres Associates, Village Staff, and GO Contractors and recommends that the Village pay GO Contractors \$37,366 for supplies used at the site and for the minimal amount of labor used. Trustee Oates clarified the work area and how it became unsafe.

Trustee Weddle-Henning asked if GO Contractors ended in a place that would be safe to the public. Attorney Fuchs opined GO Contractors submitted a quote to complete the work with using shoring structures that was almost three times the amount of the original contract, which triggers the project to be rebid.

It was moved by Trustee Oates and seconded by Trustee Boschert to terminate the contract with GO Contractors with a final payment of \$37,366. The motion carried unanimously.

3) Award Meadowside BMP Rebid

Mr. Buske reported that the Village rebid the Meadowside BMP project and received three bids. Village Staff held a meeting with the recommended contractor, Vinton Construction Co. of Manitowoc, to update them on the project and make sure they fully understand the condition of the work site. Vinton's proposal is for \$129,170, combined with the GO Contractors payment and other project related costs leaves a balance of \$95,464 from the original budgeted amount.

Discussion ensued concerning to the written description of the work to be performed in the bid document and how it related to the conditions of the work site.

It was moved by Trustee Oates and seconded by Trustee Boschert to award the contract to Vinton Construction Co. for the 2013 Meadowside Court Best Management Practice (BMP) device installation project rebid in the amount of \$129,170. The motion carried unanimously.

4) Original Village Streetscape Rebid Award

Mr. Neitzel rebid the Original Village Streetscape project and received five bids back. Staff is recommending Stark Asphalt, a division of Northwest Asphalt Products, Inc. with a bid amount of \$2,352,156.79 for base bid A & B. In the bid process, the Village collaborated with the North Shore Fire Department to repave the Fire Station Lot; this was also included in the Stark Asphalt recommendation for \$26,661. Since the last inception of bids, a number of grants have been received leaving a fund balance of \$837,900.15. Upon project completion, Staff will bring forward a recommendation to use any available funds.

Trustee Schilz inquired about the entryways to residents and business that have gravel pathways. Mr. Neitzel replied that pavement will be laid down at the entryway approaches.

It was moved by Trustee Oates and seconded by Trustee Boschert to approve the contract with Stark Asphalt for Base bid A&B in the amount of \$2,352,156.79 and for the Fire Station Lot in the amount of \$26,661.00. The motion carried unanimously.

5) Ayres Contract Amendment - Original Village Construction Inspection

Trustee Oates explained that based on the size and magnitude of the project it will be beneficial to have a construction manager on site. One of the three candidates that Village Staff is recommending is Matthew Maederer from Ayres Associates who has been intimate in the design and creation of the project. He will serve as the contact person for the contractors and individuals in the construction area.

It was moved by Trustee Oates and seconded by Trustee Boschert to approve the contract amendment 2013-04 for the total of \$152,700 with Ayres and Associates utilizing Matthew Maederer as the construction manager. The motion carried unanimously.

6) Original Village Lighting Plan - WE Energies

Trustee Oates reported that with the burial of the overhead power lines in the Original Village, some of the existing overhead lights will be lost. Staff has pursued decorative street lighting poles to replace the lost lighting and add aesthetic value to the neighborhood. Staff and Night Aura are recommending concrete poles and a coach top which will help shield the light span. Currently, the Village pays \$4,232.88 per year for electricity in the area. The lighting program Staff is seeking to follow is option B of the proposal, with a facility charge of \$889.99 that covers the cost of repair or replacement as long as the system remains in place, including the energy charge. The cost to install the fixtures and poles is \$130,190.65.

It was moved by Trustee Oates and seconded by Trustee Springman to approve the installation fee of \$130,190.65 with Night Aura and option B with a monthly facilities fee and electric cost of \$889.99. The motion carried unanimously.

7) Village Banking Services

Mrs. Souffrant reported that the Village requested proposals for banking services and received five bids. All banks that responded can offer the same core services that the Village currently utilizes or wishes to utilize. Staff evaluated each bank in the following area: core services, distance from Village Hall, customer service, bank stability, quality of bid proposal, monthly fees, interest rate and/or earning credit,

and bonus items. With the proposed volume and proposed earning credit and interest rate, if the Village keeps a \$3 million balance in the checking account we should end up not paying any fees. Andrew, a representative from US Bank, was in attendance at the meeting to answer any questions.

President Krueger inquired about the frequency of when Staff will be making deliveries to US Bank. Mrs. Souffrant responded, only on a limited basis because of the transition to electronic transmission of banking documents.

Trustee Oates inquired into the availability/customer service of US Bank representatives. Andrew responded that he always makes himself available for customers whenever need be, and that he was previously a county treasurer and understands the need of being able to always contact a representative. Mrs. Souffrant confirmed Andrew's statement.

It was moved by Trustee Boschert and seconded by Trustee Weddle-Henning to award a contract for banking services to US Bank for a three year agreement. The motion carried 6-0, with Trustee Oates abstaining.

8) 2013 Watermain Relay Project

Mr. Buske reported that the Water Utility received 12 bids for the annual 2013 Watermain relay project. Reesman's Excavating & Grading, Inc. of Burlington, Wisconsin was the low bidder at \$186,564.40. Reesman's completed the 2008 watermain relay project and Staff holds them in high regard.

It was moved by Trustee Oates and seconded by Trustee Weddle-Henning to award a contract to Reesman's Excavating & Grading, Inc. for the 2013 Watermain Relay Project in an amount not to exceed \$186,564.40. The motion carried unanimously.

9) Consideration of Vouchers

It was moved by Trustee Oates and seconded by Trustee Weddle-Henning to approve the vouchers from February 1, 2013 through February 22, 2013 in the amount of \$234,409.29. The motion carried unanimously.

J) Personnel Committee – Trustee Baker

No meeting.

VI. Unfinished Business

None.

VII. New Business

A) North Shore Municipal Court Certification

Attorney Fuchs reported a review took place of the procedures creating the operation of the new municipal court and the facilities and personnel of the court ensuring the requirements under Wisconsin State Statute were met. A thorough review took place on April 3rd and it was determined that all the requirements were met.

It was moved by President Krueger and seconded by Trustee Oates to authorize the signing of the Certification letter by the Village President. The motion carried unanimously.

B) Street Light Funding Options

Mr. Hall gave an overview of the options to pay for lighting in the Village, noting that there are currently six different special assessment street lighting districts. He continued to outline "Option C" that is a user based fee, similar to utility fees that would be spread out over the village as a fee added to taxpayers tax bills.

Trustee Oates agreed with "Option C" that if everyone is charged for lighting, a plan could be developed to outfit a number of neighborhoods within the Village with more lighting. Trustee Schilz opposed the idea of a user based lighting fee because he feels if residents are not directly benefiting from the light they will not be in favor of the option. A lengthy discussion ensued about the fairness of the user based fee.

It was determined that Staff should not continue to explore this any further.

C) Resolution No. 13-08, "Resolution of Appreciation for David Victor"

It was moved by Trustee Boschert and seconded by Trustee Schilz to adopt Resolution No. 13-08, "Resolution of Appreciation for David Victor". The motion carried unanimously.

VIII. Committee Appointment

It was moved by Village President Krueger and seconded by Trustee Oates to appoint Betty Bennett to the Library Board. The motion carried unanimously.

IX. Village President's Report

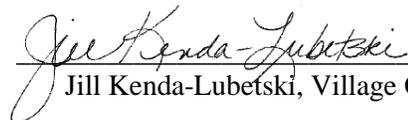
Village President Krueger reported on the following:
NSFD has hired Rob Hanken to mediate the discussion to establish a funding formula
Attended the recent MMSD meeting
The speaker at the Recognition Dinner will be Portia Young
School District Field House Grand Opening

X. Village Manager's Report

Mr. Hall reported on the following:
Change in Village employee dental plan
Resignation of Accounting Assistant

XI. Adjournment

It was moved by Trustee Springman and seconded by Trustee Weddle-Henning to adjourn at 8:17 p.m. The motion carried unanimously.



Jill Kenda-Lubetski, Village Clerk

A Resolution Commending Stanley
"Stan" Kass as Brown Deer
Citizen of the Year

Resolution No. 13-09

WHEREAS, Stanley "Stan" Kass has been selected as Brown Deer Citizen of the Year which is awarded annually by the Brown Deer Senior Citizens Club; and,

WHEREAS, Stan Kass has been a resident of the Village of Brown Deer for the past 56 years, moving to Brown Deer in 1957; and,

WHEREAS, Stan Kass has been active with the Rite Hite YMCA, providing scholarships for needy children; and,

WHEREAS, Stan Kass continues to support the fundraising efforts at the Schroeder Aquatic Center to enable children to participate in the swim program who would not otherwise be able to afford the cost; and,

WHEREAS, Stan Kass has provided financial support and assistant to Children's Hospital of Wisconsin; and,

WHEREAS, Stan Kass and his family have fully funded the 4th of July Brown Deer Fireworks Display since 2010 in memory and honor of his wife, Lee, and also his beloved daughter-in-law, Dianne; and,

WHEREAS, Stan Kass has provided financial support and assistance for the K9 program for the Brown Deer Police Department for 20 years, including the complete funding for our current K-9 Officer, Vader; and,

WHEREAS, Stan Kass has been a generous contributor to the Jewish Community Center Rainbow Day Camp in Fredonia; and,

WHEREAS, Stan Kass has extended his support and immense generosity to the Wisconsin Humane Society for their adoption promotion; and,

WHEREAS, Stan Kass assisted Gilda's Club, which is a program to help cancer patients and their families, following a flooding disaster at their property in the North Shore; and,

WHEREAS, Stan Kass is still actively involved with the family business, Skylark Automatic Vending, Inc., which is named after the submarine rescue ship he served on for four years in New London, Connecticut.

NOW, THEREFORE, BE IT RESOLVED by the Village of Brown Deer Board of Trustees that Stan Kass be recognized for all of his service to the Village of Brown Deer and its residents. Further, the Village Board congratulates and applauds Stan on his selection by the Brown Deer Senior Citizens Club as the Citizen of the Year.

PASSED AND ADOPTED by the Village Board of the Village of Brown Deer this 6th day of May, 2013.

Carl Krueger, Village President

Jill Kenda-Lubetski, Village Clerk



REQUEST FOR CONSIDERATION

COMMITTEE:	Village Board
ITEM DESCRIPTION:	Appoint Susan Hudson as Interim Village Treasurer/Comptroller
PREPARED BY:	Michael Hall, Village Manager
REPORT DATE:	May 6, 2013
EXPLANATION:	<p>Ms. Hudson has served as Deputy Treasurer for the past 4 years. She is very knowledgeable in the duties of municipal treasurer and is certified by the State and International Municipal Treasurer Associations.</p> <p>I am further recommending that Susan receive an additional \$3.00 per hour temporary out of class pay increase as she serves as Village Treasurer/Comptroller.</p>



REQUEST FOR CONSIDERATION

COMMITTEE CONSIDERATION: Village Board
ITEM DESCRIPTION: License and Fee Modifications
PREPARED BY: Jamie Berg, Health Officer
REPORT DATE: April 29, 2013
RECOMMENDATION: To approve the proposed changes to the list of licenses and fee schedule for the North Shore Environmental Health Consortium.
EXPLANATION: <p>The North Shore Environmental Health Consortium (NSEHC) conducts inspections for all food establishments, temporary events, farmers' markets, public pools, hotels, and investigates public health-related complaints. The NSEHC is a fee-funded program and has not had a fee increase in two years.</p> <p>After review, the NSEHC recommends a 3% increase for all program fees to maintain services and cover program costs. Please see the attached graphs for comparison with other local agencies. Also, other services were re-evaluated and some fees were modified, added, or removed accordingly. Please see the attached document for further information regarding proposed changes to licenses and program fees.</p> <p>On April 11th, the Board of Health approved the license and fee changes. This proposal will also be presented to Bayside, Fox Point, River Hills, Shorewood, and Whitefish Bay. If approved, the license and fee changes would be effective July 1, 2013.</p> <p>Please contact me (371-2981, jberg@browndeerwi.org) with any questions or concerns. Thank you for your attention to this matter.</p>



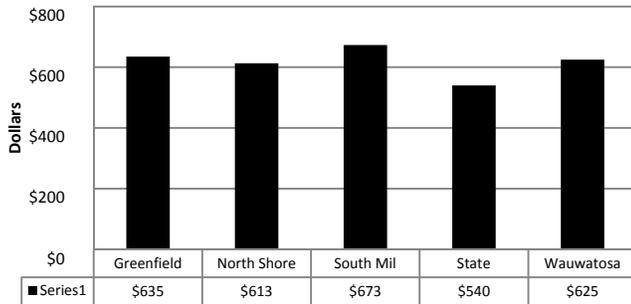
NORTH SHORE ENVIRONMENTAL HEALTH CONSORTIUM

Bayside, Brown Deer, Fox Point, River Hills, Shorewood, Whitefish Bay

4800 W Green Brook Drive
Brown Deer, WI 53223-2496

Phone: (414) 371-2986
Fax: (414) 371-2988

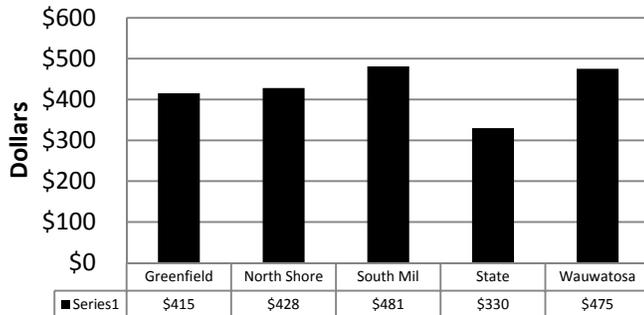
Complex Restaurant License



Complex Rest. Pre-Inspection Fee



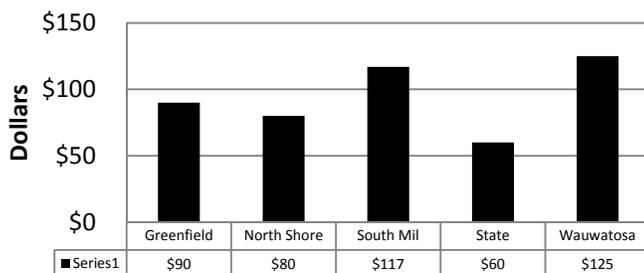
Moderate Restaurant License



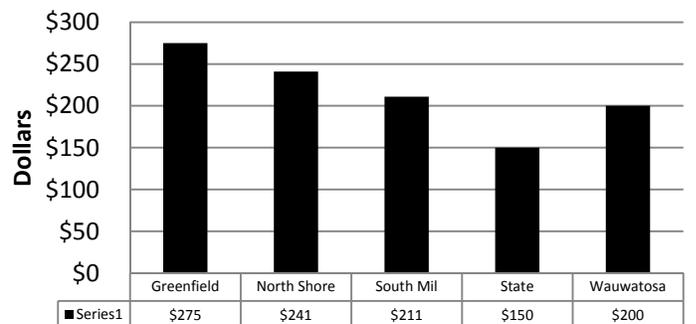
Retail Sales \$25K - \$1 Mil, Potentially Hazardous



Retail Sales under \$25K Food License



Pool License





NORTH SHORE ENVIRONMENTAL HEALTH CONSORTIUM

Bayside, Brown Deer, Fox Point, River Hills, Shorewood, Whitefish Bay

13-14 license/permit Fee Proposals for North Shore Environmental Health Consortium

	Permit Fees						
	Annual	15 Month	Preinspection	First Reinspection	Plan review	Consultation	Late fee
Restaurant							
simple	\$304.00	\$380.00	\$152.00	\$147.00	\$152.00	\$122.00	\$61.00
moderate	\$428.00	\$535.00	\$214.00	\$147.00	\$214.00	\$122.00	\$86.00
complex	\$613.00	\$766.00	\$307.00	\$147.00	\$307.00	\$122.00	\$123.00
limited	\$153.00	\$191.00	\$77.00	\$147.00	\$77.00	\$122.00	\$31.00
additional prep area	\$160.00	\$200.00	\$80.00	\$147.00	\$80.00	\$122.00	\$32.00
mobile restaurant	\$289.00	\$324.00	\$110.00	\$147.00		\$122.00	\$58.00
mobile serv. base-simple	\$304.00	\$380.00	\$152.00	\$147.00	\$152.00	\$122.00	\$61.00
mobile serv. base-mod.	\$428.00	\$535.00	\$214.00	\$147.00	\$214.00	\$122.00	\$86.00
mobile serv. base-complex	\$613.00	\$766.00	\$307.00	\$147.00	\$307.00	\$122.00	\$123.00
temporary	\$120.00						
short term temporary	\$60.00						
farm market, per dealer	\$36.00						
farm mkt - potentially haz.	\$75.00						
School Kitchen							
satellite	\$150.00	\$188.00	\$75.00	\$147.00	\$75.00	\$122.00	\$30.00
full service	\$304.00	\$380.00	\$152.00	\$147.00	\$152.00	\$122.00	\$61.00
Retail Food							
not engaged in food proc	\$79.00	\$99.00	\$36.00	\$147.00	\$36.00	\$122.00	\$16.00
sales under \$25K	\$80.00	\$100.00	\$40.00	\$147.00	\$40.00	\$122.00	\$16.00
sales > \$25K, non-pot. haz	\$328.00	\$409.00	\$164.00	\$147.00	\$164.00	\$122.00	\$66.00
sales \$25K-\$1mil, pot haz	\$459.00	\$574.00	\$230.00	\$147.00	\$230.00	\$122.00	\$92.00
sales > \$1 mil, pot haz	\$1,179.00	\$1,474.00	\$590.00	\$147.00	\$590.00	\$122.00	\$236.00
temporary event	\$36.00						
farmer's market, per dealer	\$36.00						
farm mkt - potentially haz.	\$75.00						
Hotels							
5-30 rooms	\$416.00	\$520.00	\$208.00	\$147.00	\$208.00	\$122.00	\$83.00
31-99 rooms	\$486.00	\$608.00	\$243.00	\$147.00	\$243.00	\$122.00	\$97.00
100-199 rooms	\$559.00	\$699.00	\$280.00	\$147.00	\$280.00	\$122.00	\$112.00
200 or more rooms	\$823.00	\$1,029.00	\$412.00	\$147.00	\$412.00	\$122.00	\$165.00
Bed and Break.							
	\$206.00	\$258.00	\$103.00	\$147.00	\$103.00	\$122.00	\$41.00
Pools							
	\$241.00	\$301.00	\$121.00	\$121.00	\$121.00	\$122.00	\$48.00
Body Art							
Tattoo Establishment	\$193.00	\$241.00	\$97.00	\$127.00	\$97.00	\$122.00	\$39.00
Body piercing	\$181.00	\$226.00	\$90.00	\$127.00	\$90.00	\$122.00	\$36.00
Comb. tattoo/body pierce	\$313.00	\$391.00	\$157.00	\$127.00	\$157.00	\$122.00	\$63.00
Temp. tattoo, Body Piercing, or Comb. Est.	\$201.00	\$251.00					
Vending Mach.							
Commissary	\$353.00	\$441.00	\$247.00	\$147.00	\$216.00	\$122.00	\$71.00
Operator	\$201.00	\$251.00	\$121.00	\$121.00		\$122.00	\$40.00
Vend machine unit lic fee	\$15.00						\$3.00
All Licenses							
Duplicate license	\$15.00						
Operating without a lic	\$835.00						
No certified operator	\$172.00						



NORTH SHORE ENVIRONMENTAL HEALTH CONSORTIUM

Bayside, Brown Deer, Fox Point, River Hills, Shorewood, Whitefish Bay

Summary of Proposed Changes to North Shore Environmental Health Consortium Licenses and Fee Schedule

- All license fees, pre-inspection fees, plan review fees, late fees and consultation fees would be increased by 3% to maintain services and cover program costs.
- Temporary food licenses have been broken down into different categories to offer options to food vendors:
 - ◆ An annual temporary restaurant license would be added for vendors who participate in multiple events over the licensing year. This license would be valid for 14 nonconsecutive days and would cost \$120.
 - ◆ A short-term temporary restaurant permit would be added for vendors who want to operate a temporary restaurant no more than 3 days in a fixed location, in conjunction with a single event. The cost would be \$75.
- The farmers' market license has been broken down into two categories:
 - ◆ A farmers' market license for vendors not engaged in food processing, or engaged in food processing of non-potentially hazardous foods. The cost would be \$36.
 - ◆ A farmers' market license for vendors engaged in food processing of potentially hazardous foods and would cost \$75.
- The mobile restaurant service base license would be added for vendors who must perform food preparation or routine maintenance of their mobile unit at a licensed facility. This license has been broken down to offer a variety of options to the vendor, based on the food they plan to sell. The licenses offered are equal to the restaurant licenses: simple (\$304), moderate (\$428), or complex (\$613).
- The school food service facility licenses and fees have been modified. The pre-packaged license would be removed from the fee schedule because this license is no longer used and there are no establishments in this category. Each facility for satellite and full service kitchens are categorized under a Moderate License, however we would issue these licenses at the cost of a Simple License. Each school kitchen must be inspected twice annually to meet the requirements for Department of Public Instruction funding.
 - ◆ The annual license for satellite kitchens would be increased to cover program costs and state reimbursement. The current annual license is \$110 and would be increased to \$150.
 - ◆ The annual license for a full service kitchen would be increased from \$220 to \$304.
- All annual licenses for hotels would be reduced to adequately reflect staff time spent on completing inspections, reinspections, and investigating complaints:
 - ◆ 05-30 Rooms Annual License Fee: \$416 (originally \$472)
 - ◆ 31-99 Rooms Annual License Fee: \$486 (originally \$543)
 - ◆ 100-199 Rooms Annual License Fee: \$559 (originally \$799)
 - ◆ 200 Or More Rooms Annual License Fee: \$823 (originally \$1270)



REQUEST FOR CONSIDERATION

COMMITTEE CONSIDERATION: Village Board

ITEM DESCRIPTION: Amendment to the Bradley Crossing 60, LLC Operational Development Agreement

PREPARED BY: Nate Piotrowski, Community Development Director

REPORT DATE: May 1, 2013

MANAGER'S REVIEW/COMMENTS:

- No additional comments to this report.
- See additional comments attached.

EXPLANATION:

The Village entered into an Operational Development Agreement with Bradley Crossing 60, LLC (JFS) in October 2011 for the Bradley Crossing apartment complex. As the project evolved, a pair of signs were added to help direct residents, visitors and traffic. One sign encroached several feet into a required setback and a second sign was added when only one was allowed. Staff feels that both the encroachment and second sign are need to best help direct traffic and distinguish the apartment/community center project from the retail development to the east. Attached is a simple amendment that would allow for these changes based on the flexibility of development regulations afforded under the Planned Development zoning of section 121-246 of the Village Code.

RECOMMENDATION:

Staff believes this amendment is prudent. Therefore the amendment should be approved. Please feel free to contact Nate Piotrowski at (414) 371-3061 with any questions.

AMENDMENT TO OPERATIONAL DEVELOPMENT AGREEMENT

1. The original **DEVELOPMENT AGREEMENT** entered into on the 3rd day of October, 2011 (hereinafter referred to as the “Development Agreement” or in the alternative the “Agreement”), by and between **BRADLEY CROSSING 60 LLC** (hereinafter referred to as the “Developer”), and the **VILLAGE OF BROWN DEER**, a municipal corporation, Milwaukee County, Wisconsin (hereinafter referred to as “Brown Deer” or the “Village”), is hereby amended as follows.

I. Paragraph 15 shall be amended to read as follows:

15) Signs on the premises shall, at all times, conform to Village sign regulations as found in Section 121 of the Brown Deer Village Code.

a) The Village grants approval of two exceptions to Sec. 121-326 of the Village of Brown Deer Village Code stating that a ground sign must be setback no less than five feet from any lot line and that only one ground sign is allowed per building. It is determined, pursuant to Sec. 121-251 of the Brown Deer Village Code, that the ground sign for the development with a setback of three feet and the secondary ground sign for directions are not inconsistent with the public health, safety and welfare of the Village.

II. All other terms and conditions shall remain in full force and effect, except as specifically modified by this amendment.



REQUEST FOR CONSIDERATION

COMMITTEE CONSIDERATION: Village Board
ITEM DESCRIPTION: Amendment to the Deerwood Crossing Supplemental Operational Development Agreement
PREPARED BY: Nate Piotrowski, Community Development Director
REPORT DATE: May 1, 2013
MANAGER'S REVIEW/COMMENTS: <ul style="list-style-type: none"><input type="checkbox"/> No additional comments to this report.<input type="checkbox"/> See additional comments attached.
EXPLANATION: <p>The Village approved (but has not yet recorded) a Supplemental Operational Development Agreement with JFS in November 2012 for the Phase Two of the Deerwood Crossing apartment complex. As the project progressed through approvals the Building Board reviewed the percentage of masonry that was part of the project. Current Village Code requires multi-family construction to contain at least 50 percent masonry. However the first phase of this project was agreed to prior to this standard being established. The first phase of the project contained only 48% masonry. It is the developers' intent to try to create a cohesive design for the entire project and as such they have requested that less than only 41% masonry be used in the new addition. This percentage and design has been reviewed and approved by the Building Board under the premise that a final approval of the code deviation was needed from the Village Board. It is the Building Board's opinion that the deviation from 50% is warranted in this case to effectuate the best complimentary design between the two phases while still providing adequate amounts of durable materials for the building.</p> <p>Attached is a redlined copy of the existing agreement that details the specific changes.</p>
RECOMMENDATION: <p>Staff believes this amendment is prudent. Therefore the amendment should be approved. Please feel free to contact Nate Piotrowski at (414) 371-3061 with any questions.</p>

occupied until the complete fire prevention and protection system of the building has been installed by the Developer and tested and approved by the North Shore Fire Department.

- e) Service drives and water mains together with fire hydrants at the location of any lot site where construction is proceeding must be installed before any combustible portion of a building at the site is built. All service and access drives to the construction site and accessibility to all fire hydrants at the location must be maintained in a condition suitable for travel of fire apparatus. Sufficient fire hydrants shall be installed in accord with the Village Fire Prevention Code.
- f) The Developer shall maintain a Fire Department Knox Box, to house a Master Key to all doors and sprinkler and alarm systems and shall contact the North Shore Fire Department for application and details in installation.

25. The Developer shall furnish the Police Department with a written list containing names, addresses and telephone numbers of the individuals who can be contacted should an alarm occur at their respective Building. This information shall be submitted to the Police Department five (5) days prior to the installation of any new alarm system. Additionally, notification of any change in the person or persons to be contacted shall be made five (5) days prior to the actual change in the person(s) to be contacted.

26. Prior to the issuance of a final occupancy certificate for the building, a plan of the proposed building shall be provided to the Village Police Department showing the use, type, size and location of security crime prevention equipment. The plan shall detail any of the crime prevention/detection equipment that may be utilized within the project such as: locking devices and related components (mechanical and electrical), doors, door systems (internal and external), vent covering methods (for openings 10 inches by 10 inches or greater), glazing materials, electronic detection devices (power source location and protection), luminaries (internal and external), point protection devices, area protection devices and any other crime prevention/detection equipment.

27. The overflow parking lot shown on Exhibit 2, more specifically described as Lot 3 of CSM 7982, shall not be constructed at this time and shall not be constructed in the future unless demand for said lot is demonstrated to the Brown Deer Village Board.

28. The Developer has agreed to provide 41% masonry to the façade of the Development. Based on Village Code Section 105-185 a multiple family dwelling shall have a minimum of 50% masonry, however it is the determination of the Village Board, after approval by the Building Board, to allow for the flexibility of the masonry standards in conjunction with Village Code Section 121-251 and deem that the provided masonry is sufficient for the Development, given the fact that it effectively blends with the pre-existing masonry percentage approved for the first phase of the project.

298. The Developer shall:

- a) Provide the Village with a complete set of utility construction as-built drawings in AutoCAD format (*.DWG) on a CD. Plan and profile sheets shall indicate as-built data without removing original data from the drawings. These as-built drawings shall be labeled as "as-builts" within the title block of each sheet.
- b) Provide the Village with an as-built master grading plan in AutoCAD format (*.DWG) on a CD. The as-built master grading plan shall indicate the elevations of all lot corners, grade breaks, drainage swales and stormwater detention areas without removing original data from the drawings. The finished grade shall be shown for each structure.



REQUEST FOR CONSIDERATION

COMMITTEE: Village Board

ITEM DESCRIPTION: Committee Assignments

PREPARED BY: Carl Krueger, Village President

REPORT DATE: May 2, 2013

MANAGERS REVIEW/COMMENTS:

- No additional comments to this report.
- See additional comments attached.

RECOMMENDATION: To approve the attached list of citizen appointments to Village Committees, Commissions, Boards.

EXPLANATION: The appointments I would like the Village Board to consider at this time include:

Beautification	Julie Cook-Quirk Beverly Lieven
Board of Health	Barbara Bechtel
CDA	Ron Kundinger
Finance and Public Works	Ray Erbe
Park and Recreation	Marie Lieber
Personnel	Don Druckrey
Plan Commission	Bill Hoffmann Al Walters
Police Commission	Mary Lynne Kust
Traffic and Public Safety	Roger Gordon Mike Kass Bob Wazniak G. Neil Wood

I have attached the forms completed by the applicants for your review and information.

At the time that I am writing this, several current members have not yet returned their paperwork to me. I expect to have additional sheets for review available in the near future.

In addition to those positions, there are several vacancies that need to be filled. I am actively seeking volunteers at this time for all available positions. I have spoken to various people who are considering serving on a committee; however, if you know of any individuals that would be interested in serving on a committee, please let me know.

We currently have vacancies on Beautification, Board of Appeals, Board of Review and the 4th of July committee.

As a reminder, the 4th of July Committee and Water Commission appointments are done in September and October, respectively.

Please contact me directly if you have any concerns about your current assignments.



Committee/Board/Commission Reappointment Form

Thank you for your involvement with the Village of Brown Deer. To assist in processing your reappointment, please complete the top section of the form and sign. To offer additional comments, feel free to complete any other lines on the form. As you may recall, the Village President recommends all citizen appointments to the Village Board of Trustees for approval. Any information provided may further support your reappointment.

Name: (as you like to be addressed) Julie Quirk
Address: 9113 N. Coon St Phone No.: (414) 354-4155
E-Mail: juliecookquirk@yahoo.com Years as Brown Deer Resident: 18+
What Village committee(s) are you currently serving on? Beautification
Would you like to be re-appointed? (circle one) Yes No

Signature: [Signature] Date: 4/3/13

Applicant information is subject to public release under state law.

Optional additional information:
Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____
Family Details: _____

Leisure Activities / Hobbies: _____



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Ben LIVEN
Address: 8069 N Sherman Phone No.: 414-354-2354
E-Mail: miles@aol.com Years as Brown Deer Resident: 39 yrs
What Village committee(s) are you currently serving on? Beautification
Would you like to be re-appointed? (circle one) Yes No

Signature: Beverly Liven Date: 4/9/13

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: Give back to
community

Qualifications for serving on this group: previous experience &
willingness to serve.

Other Community Involvement: Celiac support group, OLBH parish

Occupation / Employer: homemaker

Family Details: husband Tom, 3 children & 4
grandchildren

Leisure Activities / Hobbies: sewing, environmental science,
Monarch butterflies!



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Barbara Bechtel

Address: 9251 N. 67th St. Phone No.: (414) 355-6030

E-Mail: BarbBechtel@yahoo.com Years as Brown Deer Resident: 65 yrs.

What Village committee(s) are you currently serving on? Board of Health

Would you like to be re-appointed? (circle one) Yes No

Signature: Barbara Bechtel Date: April 5, 2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: I have some concern regarding the health + welfare of our community

Qualifications for serving on this group: Background in Public Health Nursing, including knowledge of State Rules and Regulations regarding ~~regarding~~ basic prevention of sanitation, food service etc.

Other Community Involvement: Senior citizens, Historical society, Brown Deer Friends of the Library, Brown Deer Woman's club, Milwaukee Co. Department of Aging - Nutrition site. Volunteered to serve meals

Occupation / Employer: Retired - Brown Deer Health Department.

Family Details: Widow - Husband deceased; 1 son - deceased; grandchildren 3 - great-grandchildren

Leisure Activities / Hobbies: Resting, volunteering, travel, summers in Lake Co. - being with friends.



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Ronald Kurlinger

Address: 8239 N. 46th St. Brown Deer, WI Phone No.: 414-354-9529

E-Mail: rkurlinger@earthlink.net Years as Brown Deer Resident: 34

What Village committee(s) are you currently serving on? CDA

Would you like to be re-appointed? (circle one) Yes No

Signature: Ronald F. Kurlinger Date: 4-5-2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) RAY ERBE

Address: 5341 W. DONGES LAKE Phone No.: 414-371-0443

E-Mail: rerbe@ek-tech.com Years as Brown Deer Resident: 17

What Village committee(s) are you currently serving on? FINANCE

Would you like to be re-appointed? (circle one) Yes No

Signature: Raymond Erbe Date: April 23, 2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____



Committee/Board/Commission Reappointment Form

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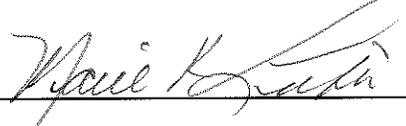
Name: (as you like to be addressed) MARIE LIEBER

Address: 9140 N. GOLDENDALE DR. Phone No.: 354-2833

E-Mail: marie@tshqlaw.com Years as Brown Deer Resident: 54

What Village committee(s) are you currently serving on? PARK & REC

Would you like to be re-appointed? (circle one) Yes No

Signature:  Date: 4/9/13

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) DON L DRUCKREY
Address: 8395 N GRANDVIEW DR Phone No.: 414-754 8941
E-Mail: donidon.druckrey@love.com Years as Brown Deer Resident: _____
What Village committee(s) are you currently serving on? Personnel

Would you like to be re-appointed? (circle one) Yes No

Signature: Don L. Druckrey Date: April 14, 2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____
I enjoy dealing with Personnel issues

Qualifications for serving on this group: _____
CEO experience in Past
Trained as Psychiatric Social Worker

Other Community Involvement: _____
None at present

Occupation / Employer: _____
Retired

Family Details: _____

Leisure Activities / Hobbies: _____
Dart/Balls Brewer fan



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) BILL HOFFMANN

Address: 6388 W. WILSON, BROWN DEER Phone No.: (414) 355-3642

E-Mail: WILLIAMH@AOL.COM Years as Brown Deer Resident: 38

What Village committee(s) are you currently serving on? PLAN COMMISSION, BOARD OF REVIEW

Would you like to be re-appointed? (circle one) Yes No

Signature: [Signature] Date: 4/4/2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: EXPERIENCE, SERVICE TO A FINE COMMUNITY.

Qualifications for serving on this group: EXPERIENCE, EDUCATION (BS ENGINEERING), BSA, GRADUATE WORK IN BOTH FIELDS

Other Community Involvement: _____

Occupation / Employer: CIVIL ENGINEER & MANAGER, L. C. HOFFMANN & SON, INC.

Family Details: MARRIED (MARRIAGE - 37 YRS.)
3 ADULT CHILDREN, 2 GRANDCHILDREN

Leisure Activities / Hobbies: READING, GEMOLOGY, RESEARCH



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Al Walters
Address: 9144 N. Silver Brook Ln Phone No.: 414-235-1101
E-Mail: Walters7@sbcglobal.net Years as Brown Deer Resident: 9+
What Village committee(s) are you currently serving on? Plan Commission
Would you like to be re-appointed? (circle one) Yes No

Signature: Alfred Walters Date: 4/10/2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: I like and live in Brown Deer. My children go to school here, and I'd like to see Brown Deer grow into a stronger community.

Qualifications for serving on this group: I've served one year to this date. I am a Home Inspector that have inspected many homes here in Brown Deer.

Other Community Involvement: I volunteer at many school functions for our children. I also participate with my wife in the home tours in Brown Deer.

Occupation / Employer: Walters Home Inspection LLC.

Family Details: _____

Leisure Activities / Hobbies: I'm a member of Walking In The Spirit Ministries. I play bass guitar and I like older hot rods.



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Mary Lynne Kust
Address: 9445 No 47th Street Phone No.: 414-688-2181
E-Mail: not working Years as Brown Deer Resident: 43
What Village committee(s) are you currently serving on? Police Commission
Would you like to be re-appointed? (circle one) Yes No

Signature: Mary Lynne Kust Date: April 07, 2013
Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: Having been on the Commission since 2006, I have new respect for the process of choosing our officers. I feel very fortunate to work with the members I do.

Qualifications for serving on this group: I believe having worked with the Police Dept. during the twenty-four years I was a Trustee, gave me insight to the philosophy and needs of the department

Other Community Involvement: Poll worker for elections

Occupation / Employer: Retired

Family Details: One daughter, one son, three grand-daughters, and one large German Shepherd.

Leisure Activities / Hobbies: Seasonal home near Coleman WI, making Christmas ornaments, gardening, reading, knitting and tending my seventeen orchid plants.



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Mr. Roger Gordon

Address: 8079 N. 54th St. Brown Deer Phone No.: (414) 355-1690

E-Mail: Bytemee@Mitwpc.com Years as Brown Deer Resident: 30

What Village committee(s) are you currently serving on? Traffic + Public Safety + Board of Review - (alternate)

Would you like to be re-appointed? (circle one) Yes No

Signature: Roger Gordon Date: April 3, 2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

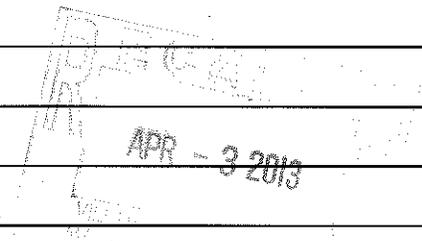
Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____





Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Mike Kass

Address: 5037 W Radcliffe Dr Phone No.: 414-333-322

E-Mail: MKass@wi.rr.com Years as Brown Deer Resident: 56

What Village committee(s) are you currently serving on? Traffic Public Committee

Would you like to be re-appointed? (circle one) Yes No

Signature: Michael Brass Date: 4/8/13

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Bob Wazniak
Address: 8087 N. 66th St. BD 53223 Phone No.: 414-313-4925
E-Mail: RWazniak@wr.rr.com Years as Brown Deer Resident: 20+
What Village committee(s) are you currently serving on? Traffic + Safety
Would you like to be re-appointed? (circle one) Yes No

Signature: [Signature] Date: 4/29/13

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____



Committee/Board/Commission Reappointment Form

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Name: (as you like to be addressed) Ge. Neil Wood
Address: 6691 W. Carolann Dr Phone No.: 414-357-2727
E-Mail: GNWPE-BDV@Yahoo.com Years as Brown Deer Resident: 23
What Village committee(s) are you currently serving on? Traffic, Appeals
Would you like to be re-appointed? (circle one) Yes No

Signature: *Georg Neil Wood* Date: 4-4-2013

Applicant information is subject to public release under state law.

Optional additional information:

Why are you interested in serving with this particular group: _____

Qualifications for serving on this group: _____

Other Community Involvement: _____

Occupation / Employer: _____

Family Details: _____

Leisure Activities / Hobbies: _____
