

**BROWN DEER VILLAGE BOARD
APRIL 19, 2010 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: Russell Van Gompel, Village Manager; Jesse Thyges, Assistant Village Manager/Community Services Director; Nate Piotrowski, Planning/Zoning Specialist; John Fuchs, Village Attorney

II. Pledge of Allegiance

III. Public Hearing – Amending the Use and Definition of the Term “Yard” and “Setback” Throughout Various Sections of the Village Code.

Village President Krueger Opened the Public Hearing at 6:32 p.m.

No public comments were received.

Village President Krueger Closed the Public Hearing at 6:33 p.m.

IV. Persons Desiring to be Heard

Village President Krueger extended congratulations to Trustees Baker and Springman on their re-election.

V. Consideration of Minutes: April 5, 2010 – Regular Meeting

It was moved by Trustee Schilz and seconded by Trustee Oates to approve the minutes of the April 5, 2010 regular meeting. The motion carried unanimously.

VI. Committee Reports

A) Building Board – Trustee Weddle-Henning

Trustee Weddle-Henning noted that three ground signs and two single-family homes were approved. The Board also discussed the follow-up with TAPCO to paint their western exterior wall.

Trustee Schilz inquired about TAPCO’s and Auto Collision Specialist’s signage. Mr. Piotrowski noted the approvals that were granted to TAPCO and added the Auto Collision Specialist sign review is pending.

Trustee Baker asked about several businesses along Bradley Road. Mr. Piotrowski stated that staff has been in contact with them and permit applications are pending.

B) Beautification Committee – Trustee Oates

Trustee Oates reported on the Committee’s discussions about the upcoming public meeting for the Original Village streetscape project, the upcoming clean-up days, and the display at the library.

Trustee Schilz opined that the clean up days should be scheduled closer to Earth Day in order to help generate interest in the event.

C) Park and Recreation Committee – Trustee Springman

Trustee Springman stated that Fairy Chasm Park is open to soccer and baseball. Trustee Springman also discussed the turnout at the recent card tournament, and the continued work on the PEP Grant with the School District.

Trustee Oates opined that the Park and Recreation Committee should explore offering other types of card game tournaments.

D) 4th of July Committee – Village President Krueger

President Krueger discussed the donations that were received to date as compared to previous years.

E) Traffic and Public Safety – Trustee Boschert

Trustee Boschert discussed the Committee's review of the proposed vision triangle ordinance update, the staff changes in the Police Department, and the informational piece distributed by the Police Department.

F) Library Board – Trustee Baker

Trustee Baker reported on the status of the recruitment of a new Library Director, the status of the plant sale, and the security camera project at the library.

Trustee Schilz inquired about the proposed county-wide library system changes. Trustee Baker noted that the Board has not yet begun discussions on the matter.

Trustee Oates noted a citizen comment on the condition of the woodwork on the front doors to the library. Trustee Baker stated that he will report back to the interim Director.

G) Community Development Authority – Village President Krueger

No meeting.

H) Plan Commission – Village President Krueger

No Meeting.

I) Finance and Public Works Committee – Trustee Oates

Trustee Oates noted that there was no meeting.

1) Consideration of Vouchers

It was moved by Trustee Oates and seconded by Trustee Weddle-Henning to approve the payment of the vouchers and to ratify for payment invoices due on or before April 19, 2010. The motion carried unanimously.

J) Personnel Committee – Trustee Baker

Trustee Baker stated that no meeting was held but that the Village Manager's review is underway.

VII. Unfinished Business

None.

VIII. New Business

- A) Ordinance No. 10–, “An Ordinance Amending Section 14-54 and Creating 14.585 of the Brown Deer Village Code Pertaining to Class C Intoxicating Beverage Licenses”**

Attorney Fuchs reviewed the proposal for the Board.

Trustee Oates asked if there are a maximum number of Class C licenses that can be issued and their associated price. Attorney Fuchs stated that there are not a maximum number of Class C licenses for a community and the price is set by State Statute.

A brief discussion ensued regarding the different types of liquor licenses and the advantages of having Class C licenses available for issuance.

It was moved by President Krueger and seconded by Trustee Springman to approve Ordinance No. 10–, “An Ordinance Amending Section 14-54 and Creating 14.585 of the Brown Deer Village Code Pertaining to Class C Intoxicating Beverage Licenses” and to set the license fee at \$100. The motion carried unanimously.

- B) Discuss Changing Section 14.63 – License Restrictions; Delinquent Taxes, Assessments, etc.**

Mr. Van Gompel reviewed the matter and noted that his recommendation was to not change the Code.

A brief discussion ensued regarding receiving the tax payment and the licensing process.

It was the consensus of the Village Board not to change the Village Code.

- C) Ordinance No. 10–, “An Ordinance Amending the use and definition of the term “yard” and “setback” throughout various sections of the Village Code.”**

Mr. Piotrowski discussed the proposed change to the ordinance.

Trustee Oates asked if the change is simply intended to update and clarify the language. Mr. Piotrowski stated that is the main goal of the proposal. Attorney Fuchs provided additional background information about how the various terms have been used in different codes and ordinances.

Trustee Baker asked if a utility right-of-way would have an effect on this proposed change. Mr. Piotrowski discussed how the right-of-way differed from the proposal.

Trustee Springman inquired about the definition of recreational vehicle. Mr. Piotrowski clarified and provided examples.

It was moved by President Krueger and seconded by Trustee Boschert to approve Ordinance No. 10–, “An Ordinance Amending the use and definition of the term “yard” and “setback” throughout various sections of the Village Code.” The motion carried unanimously.

D) Resolution No. 10-, “A Resolution Authorizing the Village Manager to Submit Two Stormwater Management Grants to the Wisconsin DNR and for the Village to Contribute a Local Cost Share”

Mr. Van Gompel discussed the resolution and the grant application program.

Trustee Boschert asked about the location of the storm water management pond. Mr. Van Gompel clarified the location of the pond.

Village President Krueger asked about the funding for the project should the grant application be unsuccessful. Mr. Van Gompel replied that the funding would be through the Storm Water Utility.

Mr. Van Gompel also noted that this matter would be brought back to the Board in order to award contracts for the projects.

It was moved by Village President Krueger and seconded by Trustee Boschert to approve Resolution No. 10-, “A Resolution Authorizing the Village Manager to Submit Two Stormwater Management Grants to the Wisconsin DNR and for the Village to Contribute a Local Cost Share”. The motion carried unanimously.

E) Change of Agent Appointment for Applebee’s Neighborhood Grill and Bar, 9080 N. Green Bay Road.

Mr. Van Gompel reviewed the application and noted his positive recommendation.

Trustee Weddle-Henning asked if there was a limit to the number of change in agents. Mr. Van Gompel stated that there is no limit to the number of changes; however, the Village Board must approve each change.

It was moved by Trustee Springman and seconded by Trustee Weddle-Henning to approve the Change of Agent Appointment for Applebee’s Neighborhood Grill and Bar, 9080 N. Green Bay Road. The motion carried unanimously.

IX. Village President’s Report

Village President Krueger reported on the following;

- Attending the ICC meeting
- Review of the financial statements at the North Shore Fire Department Board meeting
- Attending the Healthy Kids event at the YMCA

Village President Krueger also noted his visit to Terri Lynn’s on Bradley and opined that it appeared the business was doing well.

X. Village Manager’s Report

Mr. Van Gompel reported on the following:

- The property line dispute between the RRF and Mr. Kosick
- An update on the search for a Library Director
- Scheduling a Chamber of Commerce networking event in the Village
- The customer service training taking place with Village Hall staff

Mr. Van Gompel also noted that a closed session will soon be scheduled to discuss the tentative labor contract agreement with the Police Department union.

XI. Adjournment

It was moved by Trustee Springman and seconded by Trustee Schilz to Adjourn at 7:53 p.m. The motion carried unanimously.

Russell Van Gompel, Village Manager