

**BROWN DEER VILLAGE BOARD
DECEMBER 20, 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; Bridget Souffrant, Treasurer/Comptroller; Larry Neitzel, Superintendent of Public Works; Nate Piotrowski, Planning/Zoning Specialist; Chief Steven Rinzel, Brown Deer Police Department; John Fuchs, Village Attorney

II. Pledge of Allegiance

III. Persons Desiring to be Heard

Trustee Weddle-Henning noted that she will be running for re-election.

IV. Consideration of Minutes: December 6, 2010 – Regular Meeting

It was moved by Trustee Schilz and seconded by Trustee Oates to approve the minutes of the December 6, 2010 regular meeting. The motion carried unanimously.

V. Committee Reports

A) Building Board – Trustee Weddle-Henning

Trustee Weddle-Henning noted the two recent sign approvals.

B) Beautification Committee – Trustee Oates

No meeting.

C) Park and Recreation Committee – Trustee Springman

Trustee Springman reported on the new Facebook webpage setup by the Park and Recreation Department and the recent adoption of the 2011 Park/Pond Fee Schedule.

D) 4th of July Committee – Village President Krueger

President Krueger reported on the selection of a parade chairperson and the confirmation of several entertainment acts.

E) Traffic and Public Safety – Trustee Boschert

1) Railroad Quiet Zone

Trustee Boschert reviewed the committee's discussions about establishing a quiet zone near the recreation trail crossing point, the discussions of possible design alternatives, and the associated costs.

Mr. Van Gompel pointed out that the residents who had submitted the petition to establish the quiet zone were notified of the public meeting and the committee's recommendation to take no further action on the matter due to the project being cost prohibitive.

Trustee Weddle-Henning asked if there were any grants available. Mr. Piotrowski noted that there were no local grants available. Ms. Souffrant added that very minimal federal funds may be available; however, the federal grant process was very competitive.

It was moved by Trustee Boschert and seconded by Trustee Schilz to table the matter. The motion carried unanimously.

F) Library Board – Trustee Baker

Trustee Baker reviewed the recent fundraising auction and the Library Board's policy update discussions.

G) Community Development Authority – Village President Krueger

President Krueger reviewed the Village Board's recent action on the Jewish Family Services (JFS) development proposal and noted that another JFS project was referred to the Plan Commission for further review.

H) Plan Commission – Village President Krueger

1) Conceptual Review and reuse for a proposed multi-family apartment building on the south-side of the 4300 block of West Bradley Road

Mr. Piotrowski discussed the Plan Commission's review and recommendation of the project.

Trustee Boschert inquired about the willingness to change from the original development proposal. A brief discussion ensued regarding the public comment that was received, how a service need will be met, the feasibility of the proposal, and the positive past experience with Jewish Family Services (JFS).

Trustee Weddle-Henning asked about the construction schedule. Mr. Van Gompel noted that the timetable was dependent upon the receipt of WHEDA tax credits.

Trustee Boschert asked how the applicants addressed the notion that there are too many apartments in the Village. Village President Krueger noted that the previous JFS project has filled to capacity and there is a waiting list.

Sylvan Leabman, Jewish Family Services, discussed the operational approach to the proposed building and how it would mainstream cognitively disabled individuals.

Trustees Schilz and Baker reviewed some of the public comment they received at the Plan Commission meeting and noted how well the applicants addressed questions and concerns that were raised.

It was moved by President Krueger and seconded by Trustee Schilz to approve the concept of the reuse for a proposed multi-family apartment building on the south-side of the 4300 block of West Bradley Road. The motion carried unanimously.

2) Commonwealth Cultural Resources Group, 8669 N. Deerwood Drive – Development Agreement

Mr. Piotrowski discussed the Plan Commission's review and favorable recommendation.

Trustee Oates inquired about the previously approved consignment shop. Mr. Piotrowski noted that the consignment shop could not be established due to the sale of the property.

A representative from Commonwealth Cultural Resources Group discussed their business operations.

It was moved by President Krueger and seconded by Trustee Weddle-Henning to approve the Development Agreement for Commonwealth Cultural Resources Group, 8669 N. Deerwood Drive. The motion carried unanimously.

On other matters from the Plan Commission meeting, Village President Krueger noted that the Red Box proposal was tabled until further information was received.

I) Finance and Public Works Committee – Trustee Oates

Trustee Oates reviewed the committee discussions and the new start time for the meetings.

1) Investment Advisor

Ms. Souffrant reviewed the recommendation to work with an investment advisor and noted the committee's discussions on the matter.

Ken Herdavan, Community Investment Partners, discussed the business's background and earnings history. Mr. Van Gompel noted that the payment to the investment advisor would be based upon their earnings for the Village.

It was moved by Trustee Oates and seconded by Trustee Boschert to approve a contract with Community Investment Partners with a one year \$5 million cap on investments.

A brief discussion ensued regarding the \$5 million cap on the potential investments for a one year period.

It was moved by Trustee Oates and seconded by Trustee Weddle-Henning to withdraw the original motion and to approve a contract with Community Investment Partners. The motion carried 6-1, with Trustee Oates voting in opposition.

It was moved by Trustee Boschert and seconded by Trustee Weddle-Henning to allow Staff discretion of the amount of funds to be invested through Community Investment Partners and for Staff to prepare a monthly progress report of the investments for the Board. The motion carried 6-1 with, Trustee Oates voting in opposition.

A brief discussion ensued regarding the votes in opposition to the previous motions. Mr. Van Gompel and Ms. Souffrant pointed out that it has been past practice for the Village to utilize an investment advisor in order to obtain the highest earnings.

2) Bus Shelter Options

Trustee Oates introduced the topic and noted the split recommendation regarding the style of shelter from the Committee.

Mr. Piotrowski discussed the proposal and the use of Community Development Block Grant Funds for the purchase and installation of the new bus shelters.

Trustee Schilz asked about the budget for the project. Mr. Piotrowski noted that approximately \$20,000 was budgeted for the concrete work and that the remaining budget would be based on the style of shelter

Trustee Schilz opined that a unique style of bus shelter would be preferable but it must be affordable.

Mr. Neitzel noted that having Milwaukee County handle the maintenance of the shelters would be favorable, but that the Village would still be in charge of snow removal.

Trustee Springman inquired about possible advertising revenue. Mr. Piotrowski noted past efforts by Clear-Channel regarding such advertising and noted that staff could follow up.

A brief discussion ensued to reach a consensus on the design of the bus shelters.

It was moved by President Krueger and seconded by Trustee Weddle-Henning to approve the purchase of the Duo-Guard style bus shelters utilizing the Community Development Block Grant funds. The motion carried 5-2, with Trustees Baker and Boschert voting in opposition.

3) Ordinance No. 10-, “An Ordinance to Revise Article V, Chapter 50 of the Village Code Regulating the Removal of Snow

Mr. Neitzel discussed how the proposed Ordinance will formalize the Village’s current snow removal operations.

It was moved by Trustee Oates and seconded by Trustee Boschert to approve Ordinance No. 10-, “An Ordinance to Revise Article V, Chapter 50 of the Village Code Regulating the Removal of Snow” and to waive any 2010 charges. The motion carried unanimously.

4) 2011-2012 Turf Maintenance Contract

Trustee Oates reiterated the Committee’s discussions on the matter.

Mr. Neitzel discussed the reference check process and results.

It was moved by Trustee Oates and seconded by Trustee Boschert to approve the 2011-2012 Turf Maintenance Contract. The motion carried unanimously.

5) Purchase Municipal Court Software

Ms. Souffrant discussed the current software that is being used versus the functionality and improved efficiencies of the proposed software.

Trustee Oates reiterated the Committee’s discussions on the matter

It was moved by Trustee Oates and seconded by Trustee Weddle-Henning to approve the purchase of the Municipal Court Software. The motion carried unanimously.

6) 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 the vouchers due on or before December 20, 2010. The motion carried unanimously.

J) Personnel Committee – Trustee Baker

No meeting.

VI. Unfinished Business

VII. New Business

A) 2011 Village Board Meeting Date Schedule

Mr. Van Gompel presented the 2011 meeting schedule to the Board.

A brief discussion ensued about the observance of certain holidays and if the budget workshops should also be scheduled at this time.

It was moved by Trustee Weddle-Henning and seconded by Trustee Springman to approve the 2011 Village Board Meeting Schedule as presented. The motion carried unanimously.

B) Resolution No. 10-, “Resolution Approving Fees for North Shore Fire Department Services”

Mr. Van Gompel reviewed the resolution and the proposed fee changes.

It was moved by Trustee Schilz and seconded by Trustee Boschert to approve Resolution No. 10-, “Resolution Approving Fees for North Shore Fire Department Services”. The motion carried unanimously.

VIII. Village President’s Report

Village President Krueger reported on the following:

- Attending the ICC meeting and the MMSD presentation
- Attending the North Shore Fire Department meeting and the update on the contract negotiations.

IX. Village Manager’s Report

Mr. Van Gompel reported on the following:

- The closure of the Salvation Army store
- The scheduled town hall meeting to be held by Congressman Sensenbrenner
- The resolution received from Shorewood regarding the North Shore Health Department
- The Village’s policy of not removing snow from the recreation trail

X. Recess into Closed Session pursuant to §19.85(1)(c) 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.

It was moved by Trustee Springman and seconded by Trustee Oates to recess into Closed Session at 8:50 p.m. The motion carried unanimously.

It was moved by Village President Krueger and seconded by Trustee Springman to reconvene into Open Session at 9:18 p.m. The motion carried unanimously.

XI. Adjournment

It was moved by Trustee Boschert and seconded by Trustee Oates to Adjourn at 9:19 p.m. The motion carried unanimously.