

**BROWN DEER VILLAGE BOARD
DECEMBER 21, 2009 MEETING MINUTES
HELD AT THE BROWN DEER VILLAGE HALL
4800 WEST GREEN BROOK DRIVE**

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

I. Roll Call

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

Also Present: Russell Van Gompel, Village Manager; Jesse Thyges, Assistant Village Manager/Community Services Director; Nate Piotrowski, Planning/Zoning Specialist; Chief Rinzel, Police Department; Deputy Chief Whitaker, North Shore Fire Department; John Fuchs, Village Attorney

II. Pledge of Allegiance

III. Persons Desiring to be Heard

Jim Kosick, 8361 North Cedarburg Road, read a letter to the Board voicing concerns with the designation of the River Revitalization Foundation property as a public open space. Mr. Kosick submitted a copy of the letter to the Board.

IV. Consideration of Minutes: December 7, 2009 – Regular Meeting

It was moved by Trustee Springman and seconded by Trustee Boschert to approve the minutes of the December 7, 2009 regular meeting, as amended. The motion carried unanimously.

V. Committee Reports

A) Building Board – Trustee Weddle-Henning

No meeting.

B) Beautification Committee – Trustee Oates

No meeting.

C) Park and Recreation Committee – Trustee Springman

Trustee Springman reviewed the committee's discussions about a possible decrease in size and noted that the program registration numbers are favorable.

D) 4th of July Committee – Village President Krueger

Village President Krueger reported that the committee had selected a theme and a parade marshal. He would, however, not elaborate on the choices until after confirmation was completed.

Trustee Oates inquired about the committee's discussions about the operations position. President Krueger noted that Mr. Buckley has been in the role for some time and will formally continue to serve in that capacity.

E) Traffic and Public Safety – Trustee Boschert

Trustee Boschert reviewed the committee's discussions about the alleged incident at 60th Street and Tower Avenue, and also noted the review of the traffic signage in the area.

Chief Rinzel discussed the police department's enforcement efforts in the area.

A brief discussion ensued regarding potential safety options including flashing signage and if the merging northbound traffic needed to be further addressed.

Trustee Springman noted that a citizen member had inquired about a recognition dinner for those who serve on a committee.

F) Library Board – Trustee Baker

Trustee Baker discussed the pending band-width increase for internet connection at the library that will be facilitated through a grant that was received and noted that approximately \$2,800 was raised in the library auction.

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

1) Consideration of Vouchers

It was moved by Trustee Oates and seconded by President Krueger to approve the payment of the vouchers and to ratify payment of invoices due on or before December 21, 2009. The motion carried unanimously.

J) Personnel Committee – Trustee Baker

No meeting.

VI. Unfinished Business

VII. New Business

A) Class "B" Liquor License Application for FIS, 4900 West Brown Deer Road

Mr. Van Gompel reviewed the application and the recommendation of the agent. Mr. Van Gompel also noted that there would not be any sales of alcohol, only the serving of beverages.

Trustee Oates inquired about the number of licenses that the Village has to issue. Mr. Van Gompel discussed the number of licenses as set by State Statute as well as the possible creation of a reserve policy for the remaining licenses that the Village has available.

It was moved by President Krueger and seconded by Trustee Weddle-Henning to approve the Class "B" Liquor License Application for FIS, 4900 West Brown Deer Road, and to appoint the agent for the license. The motion carried unanimously.

B) Resolution No. 09-, "A Resolution to Correct Errors and Omissions in the Comprehensive Plan"

Mr. Piotrowski discussed the proposed corrections and reviewed the draft resolution.

Trustee Oates inquired about the restricted open space classification on the maps. Mr. Piotrowski indicated that areas such as Tripoli Country Club and the YMCA property were open space; however, public access was limited.

Mr. Van Gompel reiterated the concerns raised by Mr. Kosick and noted the deed restriction on the RRF property that requires it be available for public access.

Trustee Weddle-Henning asked about the update schedule for the Comprehensive Plan. Mr. Piotrowski indicated that the plan is to be revisited every two years.

It was moved by Trustee Schilz and seconded by Trustee Oates to approve Resolution No. 09-, "A Resolution to Correct Errors and Omissions in the Comprehensive Plan". The motion carried unanimously.

C) Resolution No. 09-, "A Resolution Recommending the 2010 NSFD Fees for Service Schedule"

Mr. Van Gompel reviewed the proposed fee schedule and noted that approval would be needed by five of the seven North Shore communities in order to enact the new schedule.

Deputy Chief Whitaker of the North Shore Fire Department noted that the proposed schedule looks to maintain a consistency throughout the county.

Trustee Oates inquired about the average cost for the transport of a patient. Deputy Chief Whitaker discussed the various costs associated with the different types of calls.

Trustee Weddle-Henning inquired about the timeframe for future updates of the fee schedule. Deputy Chief Whitaker noted that there is no set schedule for future updates to be proposed.

Trustee Baker asked about the billing for a Flight-for-Life call. Deputy Chief Whitaker noted that the North Shore Fire Department cannot bill for such a call per state law.

It was moved by President Krueger and seconded by Trustee Boschert to approve Resolution No. 09-, "A Resolution Recommending the 2010 NSFD Fees for Service Schedule". The motion carried unanimously.

D) Resolution No. 09-, "A Resolution Designating Village Hall as the Common Polling Place for the February 16, 2010 Spring Primary Election."

Mr. Van Gompel discussed the proposal and the anticipated cost savings.

It was moved by Trustee Schilz and seconded by Trustee Oates to approve Resolution No. 09-, "A Resolution Designating Village Hall as the Common Polling Place for the February 16, 2010 Spring Primary Election." The motion carried unanimously.

E) Review Demerit Points for Bradley's Jazz Club

Mr. Van Gompel discussed the ordinances that govern the matter and the responsibilities of the Village Board.

Attorney Fuchs further discussed how the Village Board would be acting in a judicial type of manner.

A brief discussion ensued regarding the scheduling of the hearing as it compared to the Board's regular meeting schedule. Attorney Fuchs noted that a hearing had to be scheduled per the requirements of the ordinance.

It was the consensus of the Village Board to schedule a hearing for Bradley's Jazz Club for February 1, 2010 and to schedule regular Village Board meetings on January 25th and February 15th 2010.

F) 2010 Village Board Meeting Date Schedule

Mr. Van Gompel presented a proposed meeting schedule for 2010.

There was a brief discussion about amending the starting time of the Village Board meetings.

It was moved by Trustee Weddle-Henning and seconded by Trustee Baker to change the Village Board meeting start time from 7:00 p.m. to 6:30 p.m. beginning in January, 2010. The motion carried 4-3 with Village President Krueger and Trustees Schilz and Oates voting in opposition.

VIII. Village President's Report

President Krueger reported on the following:

The ICC meeting discussions on the Trick or Treat hours and Milwaukee's business preference ordinance

The North Shore Fire Department's contract discussions and 2010 budget

IX. Village Manager's Report

Mr. Van Gompel reported on the following:

A presentation of the marketing video compiled by the Brown Deer School District

X. Recess into Closed Session pursuant to §19.85(1)(e) Wisconsin Statutes for the following reasons:

- (e) Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining require a closed session.

It was moved by Trustee Springman and seconded by Trustee Baker to recess into Closed Session pursuant to §19.85(1)(e) Wisconsin Statutes at 8:10 p.m. The motion carried unanimously.

It was moved by President Krueger and seconded by Trustee Springman to reconvene into Open Session at 8:28 p.m. The motion carried unanimously.

XI. Adjournment

It was moved by Trustee Springman and seconded by Trustee Oates to adjourn at 8:29 p.m. The motion carried unanimously.

Russell Van Gompel, Village Manager