

**BROWN DEER VILLAGE BOARD  
MAY 4, 2015 MEETING MINUTES  
HELD AT THE BROWN DEER VILLAGE HALL  
4800 WEST GREEN BROOK DRIVE**

The meeting was called to order by President Krueger at 6:29 P.M.

**I. Roll Call**

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

Also Present: Michael Hall, Village Manager; John Fuchs, Village Attorney; Erin Hirn, Assistant Village Manager; Michael Kass, Chief of Police; Nate Piotrowski, Director of Community Development; Matthew Maederer, Director of Department of Public Works; Susan Hudson, Treasurer/Comptroller; Steve Kornetzke, Robert W. Baird Co.

**II. Pledge of Allegiance**

**III. Persons Desiring to be Heard**

**IV. Consideration of Minutes: April 20, 2015 Regular Meeting**

*It was moved by Trustee Boschert and seconded by Trustee Schilz to approve the minutes from the April 20, 2015 - Regular Meeting. The motion carried unanimously.*

**V. Unfinished Business**

None.

**VI. New Business**

**A) Resolution No. 15-15, "Resolution Recognizing Barbara Fleming as Citizen of the Year"**

Trustee Baker commended Barbara Fleming for being named "Citizens of the Year" by the Brown Deer Senior Citizen's Club for all of her many accomplishments.

*It was moved by President Krueger and seconded by Trustee Boschert to approve Resolution No. 15-15, "Resolution Recognizing Barbara Fleming as Citizen of the Year". The motion carried unanimously.*

**B) Approved a Certified Survey Map for a Land Division at 6700 West Brown Deer Road**

Mr. Piotrowski explained how the survey map has already been presented and recommended by the Plan Commission last week dividing American TV lot into three separate parcels. Two parcels would be set for redevelopment and one would be retained by the village for storm water management. In order for the purchase agreements of the other two lots to progress, approval for the survey map is necessary.

*It was moved by Trustee Oates and seconded by Trustee Schilz to approve a Certified Survey Map for a Land Division at 6700 West Brown Deer Road. The motion carried unanimously.*

**C) Approve the Contract Award for the North 60<sup>th</sup> Street Reconstruction Project**

Mr. Maederer reviewed Phase 1 of the 60<sup>th</sup> street reconstruction project which is planned to end around Memorial Day and then Phase 2 will begin which involves reconstruction of the road. There were four bidders and the DOT chose Michels Corporation for \$725,588.72. The roadway reconstruction project will start around June 15<sup>th</sup> and be completed shortly after Labor Day. During construction activities, the

roadway will be closed to thru traffic; however, access will be maintained at all times for residents who live within the project limits. President Krueger then asked if this project was still coming out 80/20 on what the village pays versus DOT. Mr. Maederer said it is closer to 60/40 split due to an increased price in asphalt and the federal project funding cap of \$530,000 as well as village funded adjustment. Trustee Boschert asked if there was a project manager. Mr. Maederer informed the board that SCH consulting firm was approved by the DOT. Trustee Boschert was just concerned because of neighbors complaining of water shut off. Mr. Maederer explained that this concern is due to the water project; however, with the street project the Village will give notice to those it will affect. Trustee Baker asked for a clarification on the general obligation debt. Mr. Maederer explained that we are under budget by around \$20,000. Trustee Oates wanted to know why there was such a large difference between the bids. Mr. Maederer informed him their pulverizing numbers were low so he's assuming they do it in house. Trustee Oates also wanted to know other contracts Michels' has had in the past. Mr. Maederer explained that they were used often by the DOT.

*It was moved by President Krueger and seconded by Trustee Boschert to approve the Contract Award for the North 60<sup>th</sup> Street Reconstruction Project. The motion carried unanimously.*

#### **D) Ordinance No. 15-, “Allowing Alternative Forms of Sworn Testimony for BOR”**

Attorney Fuchs explained that there has been a state statute for many years that requires in person sworn testimony before Board of Review when challenging an assessment. State statute will now allow testimony over the phone. This option would only be for less complicated cases. Trustee Schilz asked if other communities were doing this. Attorney Fuchs said many would not recommend it, but he would recommend giving the committee the option for scheduling purposes.

*It was moved by Trustee Oates and seconded by Trustee Boschert to approve Ordinance No. 15-, “Allowing Alternative Forms of Sworn Testimony for BOR”. The motion carried unanimously.*

#### **E) Consider Approval of a Publication Fee Change**

Mr. Hall requested that we increase the charge of licenses to those who need them posted in the paper since there will be an increase in cost for paper publications.

*It was moved by President Krueger and seconded by Trustee Awe to Consider Approval of a Publication Fee Change. The motion carried unanimously.*

#### **F) Approve Vouchers**

*It was moved by Trustee Oates and seconded by Trustee Schilz to approve vouchers. The motion carried unanimously.*

### **VII. Trustee Assignments/Committee Appointments**

Mr. Hall announced a change in some of the reappointment and reminded the board that they can review the assignment to see if changes needed to be made. President Krueger wanted appointment changes any of the board member desired to be emailed to him or Mr. Hall by the next board meeting. Trustee Schilz named of the reappointed committee members.

*It was moved by Trustee Schilz and seconded by Trustee Oates to approve committee appointments. The motion carried unanimously.*

### **VIII. Village President’s Report**

- Did not have a North Shore Fire Department Board meeting recently.

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

- Citizen of the Year award ceremony Wednesday at 1:00 pm at the Community Center.
- The 42<sup>nd</sup> Street issue will be going to the Traffic & Public Safety Committee on Thursday and recommendation will be made.
- The school district already passed a resolution back in 2009 in order to sell the property. The Village is working with a brokerage firm currently and is bringing it to the school board to see if they want to work together to try and envelope all properties when marketing the lots. Mr. Hall explained that he as well as other staff will attend their Finance Committee meeting on May 12<sup>th</sup>.

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

*It was moved by President Krueger and seconded by Trustee Schilz to recess into Closed Session at 7:02 p.m. The motion carried unanimously.*

- (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.

1. Reviewing Purchase Agreements for 6700 W. Brown Deer Road and Tax Incremental Financing District #3 status

#### **XI. Reconvene into Open Session for Possible Action on Closed Session Deliberations**

*It was moved by President Krueger and seconded by Trustee Schilz to reconvene into Open Session at 7:42 p.m. The motion carried unanimously.*

- A)** Consideration of a Purchase Agreement with Brown Deer 6700 LLC (PAK Technologies) for Land and Building at 6700 West Brown Deer Road

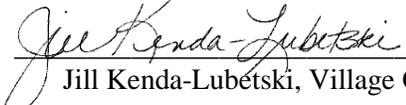
*It was moved by Trustee Schilz and seconded by Trustee Baker to approve consideration of a Purchase Agreement with Brown Deer 6700 LLC (PAK Technologies) for Land and Building at 6700 West Brown Deer Road. The motion carried unanimously.*

- B)** Consideration of a Purchase Agreement with Aldi (Wisconsin) LLC for Land at 6700 West Brown Deer Road

*It was moved by President Krueger and seconded by Trustee Schilz to approve consideration of a Purchase Agreement with Aldi (Wisconsin) LLC for Land at 6700 West Brown Deer Road. The motion carried unanimously.*

#### **XII. Adjournment**

*It was moved by Trustee Schilz and seconded by Trustee Boschert to adjourn at 7:52 p.m. The motion carried unanimously.*

  
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Jill Kenda-Lubetski, Village Clerk