

It was moved by Trustee Schilz and seconded by Trustee Oates to approve Resolution No. 11-, "In the Matter of Adopting the 2012 Annual Budget and Establishing the Property Tax Levy for the Village of Brown Deer. The motion carried unanimously.

B) Kohl's Request to Open at Midnight on November 25, 2011

Representatives were on hand to make statements about their request to open the store at midnight on November 25, 2011 and entertained any questions from the board and staff. The three Kohl's representatives in attendance were: Jeannine McMahon (Store Manager), Brad Holtzen (District Manager) and Nick Hund (District Loss Prevention Manager). Mr. Holtzen explained the request to open at midnight on November 25th came from the corporate office and not something he initiated as a District Manager. He also reiterated no incidences have ever happened that related to the store opening up before regularly scheduled hours. He further stated that having standardized hours allows Kohl's, as a national retailer, allows them to meet their competition and give customers a standard they can expect when it comes to quality, surroundings, and policies. Barring the decision of the board, all 11 Kohl's stores plan to open at midnight on the 25th.

Chief Rinzel mentioned American TV pays for a Brown Deer Police Officer to be at the doors for the extra hours it is open and suggested Kohl's could do the same.

Trustee Boschert asked Mr. Holtzen if he plans to have more people staffed if the request was approved. Mr. Holtzen replied that it is not in their policy to have extra staffing.

Trustee Oates asked why was the village being informed of Kohl's request now if it was a corporate policy and part of marketing plan to open at midnight. Mr. Holtzen was not sure why corporate had not gone to municipalities sooner for this request.

Trustee Weddle-Henning asked what would happen if the Kohl's request was not approved. Mr. Holtzen mentioned he would have to go to his corporate manager and report their request was not approved and take further action to inform their customers that the Brown Deer location would not be opening at midnight. Trustee Weddle-Henning asked what precautions other stores outside of the region had taken to help with the flux of customers on the day after thanksgiving shopping event. Mr. Holtzen said he was not aware of other stores practices.

Trustee Schilz expressed his concern with setting precedence in the region of not allowing Kohl's to open at the time they requested.

It was moved by Trustee Springman and seconded by Trustee Weddle-Henning to approve the Kohl's Request to Open at Midnight on November 25, 2011. The motion carried 5-2 with Village President Krueger and Trustee Oates voting in opposition.

VIII. Village President's Report

Village President Krueger reported on the following:

The county approved a budget for 2012 which included a reduction in Emergency Medical Services funding.

The November 15th School District Referendum Election.

IX. Village Manager's Report

Mr. Van Gompel reported on the following:

Completed construction project at Arbon Drive.
Lowe's Closing.
Work being performed to widen some crosswalks.

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.

It was moved by Trustee Springman and seconded by Trustee Baker to recess into Closed Session at 7:27 p.m. The motion carried unanimously.

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

It was moved by Trustee Springman and seconded by Trustee Weddle-Henning to reconvene into Open Session at 7:45 p.m. The motion carried unanimously.

It was moved by Trustee Baker and seconded by Trustee Springman to authorize the Village Manager to offer employment transfers for up to two current dispatchers to the newly created position of front desk clerk at their current rate of pay of \$21.11 per hour. The motion carried unanimously.

XII. Adjournment

It was moved by Trustee Springman and seconded by Trustee Boschert to adjourn at 7:46 p.m. The motion carried unanimously.

Russell Van Gompel, Village Manager