

**BROWN DEER VILLAGE BOARD
APRIL 20, 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 6:30 P.M.

I. Roll Call

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

Also Present: Michael Hall, Village Manager; Jill Kenda-Lubetski, Village Clerk, John Fuchs, Village Attorney; Erin Hirn, Assistant Village Manager; Michael Kass, Chief of Police; Chad Hoier, Director of Parks & Recreation; Matthew Maederer, Director of Department of Public Works; Susan Hudson, Treasurer/Comptroller

II. Pledge of Allegiance

III. Persons Desiring to be Heard

Denise Winker, 8573 North 42nd Street, appeared to express her dissatisfaction about the street being too small and no parking signs by her house since the road construction that occurred in 2014. She has been parked into her driveway on several occasions and has called the Brown Deer Police Department. She stated that Officer Nicholas Andersen, Badge No. 322, advised her that there was nothing that could be done. She said there was a petition for widening the street, but she is not sure what happened with it.

Mary Mode, 8550 North 42nd Street, also expressed concerns and has issues pulling into her driveway. President Krueger duly noted this concern. Trustee Boschert lives in the area and agreed that this is a problem and should be an agenda item for the next Village Board meeting. The Village Board was not aware of any petition circulating regarding this matter. Trustee Boschert stated he remembers a petition last fall but does not know what happened. Mr. Maederer said numerous public meetings were held and the petition last fall was not brought to the board because there were too many restrictions in order to widen the street; therefore, it was assumed that neighbors would work together to eliminate parking problems. Since there have been problems, Matthew said that he and Chief Kass would work together to make sure that parking problems subside and will put up temporary no parking signs. President Krueger suggested this situation might have to go through the Traffic and Public Safety Committee before it is resolved.

IV. Consideration of Minutes: April 6, 2015 Regular Meeting

It was moved by President Krueger and seconded by Trustee Boschert to approve the minutes from the April 6, 2015 - Regular Meeting. The motion carried unanimously.

V. Unfinished Business

None.

VI. New Business

A) Agent Change for "Class B" Liquor License Held by Zefam Associates, Inc. d/b/a Four Points Sheraton at 8900 North Kildeer Court

Howard Zetley is requesting to be appointed the agent for the "Class B" liquor license held by Zefam Assoc., Inc., d/b/a Four Point Sheraton Milwaukee North, due to the recent passing of his father. Ms. Kenda-Lubetski spoke regarding his history, working for his father's company for many years, and that he was being recommended for approval.

It was moved by President Krueger and seconded by Trustee Boschert to approve Agent Change for "Class B" Liquor License Held by Zefam Associates, Inc. d/b/a Four Points Sheraton at 8900 North Kildeer Court. The motion carried unanimously.

B) Resolution No. 15-11, "A Resolution Congratulating the Brown Deer Boys High School Basketball Team for Winning their Second Consecutive WIAA Division III State Championship"

It was moved by President Krueger and seconded by Trustee Schilz to approve Resolution No. 15-11, "A Resolution Congratulating the Brown Deer Boys High School Basketball Team for Winning their Second Consecutive WIAA Division III State Championship". The motion carried unanimously.

C) Resolution No. 15-12, "A Resolution Congratulating the Brown Deer Varsity Cheer Team for Winning their Second Consecutive State Championships in the All-Girl Division III Stunt Category and Co-Ed Small Category"

It was moved by President Krueger and seconded by Trustee Springman to approve Resolution No. 15-12, "A Resolution Congratulating the Brown Deer Varsity Cheer Team for Winning their Second Consecutive State Championships in the All-Girl Division III Stunt Category and Co-Ed Small Category". The motion carried unanimously.

D) Resolution No. 15-13, "A Resolution Proclaiming April 24, 2015 as General Federation of Women's Clubs Day"

Debbie Blaha, President of the Brown Deer Women's Club, 9194 North Fairy Chasm Lane, appeared to accept a resolution recognizing the General Federation of Women's Clubs Day. President Krueger gave a brief history of Women's Club and the remarkable accomplishments of the General Federation of Women's Club.

It was moved by President Krueger and seconded by Trustee Boschert to approve Resolution No. 15-13, "A Resolution Proclaiming April 24, 2015 as General Federation of Women's Clubs Day". The motion carried unanimously.

E) Replacement of Fairy Chasm Park Play Structure Contract

Mr. Hoier explained the need for the replacement. There were four bids received under budget. He believes the best choice is Miller & Associates with Burke equipment. He feels that brand of equipment has shown its durability through other playgrounds we have within the village. Trustee Baker questioned the age range of how long the equipment would last and is the picture accurate. Mr. Hoier explained that he wanted a different structure than what is at the other parks. Trustee Awe asked what brought on the need for new equipment i.e. injuries, etc. Mr. Hoier explained the equipment started to deteriorate and fade as well as graffiti that would not come off due to the wear. Trustee Schilz wanted an explanation on some areas of the playground and its reparability. Mr. Hoier explained that the product is made in Wisconsin and explained the different elements to the playground structure. Trustee Schilz asked about the wood chips instead of composition and the need for replacing wood chips annually. Mr. Hoier explained that if we were to get the composition we would be able to only afford half the playground equipment. The wood chips made the project affordable and should be done by the end of May.

It was moved by President Krueger and seconded by Trustee Schilz to approve the replacement of Fairy Chasm Park Play Structure Contract, not to exceed \$42,681 the motion carried unanimously.

F) PPI/I Program Funding Agreement and Approval for Project No. 3 (2015 Dye Testing Study)

Mr. Maederer explained the history of this project and showed an exhibit from the existing study on leaks. This has become more prominent due to the recent rain storm and has already been presented to the Finance & Public Works Committee. We have too much clear water entering the sanitary sewer system through cracks in the pipes. We need to eliminate clear water from private property. We still have money from MMSD that we would be using. Last year's project came in \$9,000 under budget and Mr. Maederer assumes that this year's project would do the same. If we exceed the amount of money available, Mr. Maederer said that it would be paid for by the village. Trustee Baker wanted to know what age these pipes are that are expected to fail. Mr. Maederer said that first we need to replace the ones we know are leaking and then from there we can see which ones will need replacing next. Mr. Maederer suggested a lateral rehab program after the MMSD money runs out. Trustee Boschert thought maybe we can change statutes at a state level. Attorney Fuchs explained that there is an agreement in Milwaukee that we need to act upon along with federal regulations. President Krueger made an observation that only 20% of MMSD funds can be spent on Brown Deer engineering and then the rest for construction. Mr. Maederer explained that \$500,000 is still available and went on to explain his possible methods and how he might begin this project and the length it might take. President Krueger acknowledged that the amount for this process has been decreasing. Mr. Maederer agreed stating the amount has gone from \$10,000/home to \$4,500 due to technology advances and popularity in having it done and providing the needed services.

It was moved by President Krueger and seconded by Trustee Baker to approve PPI/I Program Funding Agreement and Approval for Project No.3 (2015 Dye Testing Study). The motion carried unanimously.

G) Memorandum of Understanding (MOU) with Milwaukee County for Work within County Right of Way (North Sherman Boulevard/County Highway G and West Bradley Road)

Mr. Maederer explained the potential agreement with Milwaukee County to mill/rubbalize/lay asphalt on the intersection if we pay the contractor, the County will repay the village within 60 days. This project would be the last phase and would happen sometime in August. It has already been signed by the County.

It was moved by President Krueger and seconded by Trustee Boschert to approve the Memorandum of Understanding (MOU) with Milwaukee County for Work within County Right of Way (North Sherman Boulevard/County Highway G and West Bradley Road). The motion carried unanimously.

H) Resolution No. 15-, "A Resolution in Support of Reintroducing 2013 Senate Bill 586"

Attorney Fuchs explained the limitations on "Class B" licenses. Although we still have three reserve licenses remaining, with one designated for the new Lighthouse property, with further redevelopment we are going to have a hard time with our limited flexibility in offering liquor licenses to new businesses. This bill would take away this restriction. Trustee Oates wanted to know how likely this bill will pass. Attorney Fuchs believes that those involved are optimistic.

It was moved by Trustee Springman and seconded by Trustee Awe to approve Resolution No. 15-, "A Resolution in Support of Reintroducing 2013 Senate Bill 586". The motion carried unanimously.

I) February 2015 Financial Reports

Ms. Hudson explained we collected almost 75% of our tax levy, which is 3% above last year at the same time period, 49% of revenues, and spent 17%. Trustee Awe asked if the rent revenue was from the cell tower. Ms. Hudson answered that the rent revenue was from the cell phone tower.

J) Consideration of March 2015 Vouchers

It was moved by President Krueger and seconded by Trustee Oates to approve Consideration of March 2015 Vouchers. The motion carried unanimously.

VII. Village President's Report

- **Attended the ICC meeting. He said Kevin Schafer of MMSD has been trying to connect with Senator Darling on multiple issues. President Krueger said he also wants to speak with the Senator regarding property taxes and other issues. He would like to arrange a meeting at the Village Hall for April 27, 2015.**
- **Attended North Shore Fire Department meeting. They are very busy scheduling an event for their 25th anniversary.**
- **The North Shore Fire Department is making progress toward their accreditation**

VIII. Village Manager's Report

- **Realtor Event on Tuesday evening**
- **Rogers Memorial Open House on Thursday**
- **Badger Meter's 110th Anniversary on Thursday**
- **Deer Run on Saturday**
- **Library had flooding. They will be sending out bids to get the problems fixed.**
- **Next Monday Planning Commission meeting on American TV property**
- **It was requested to put information on the Deer Run on our website**

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

It was moved by Trustee Springman and seconded by Trustee Awe to recess into Closed Session at 7:35 p.m. The motion carried unanimously.

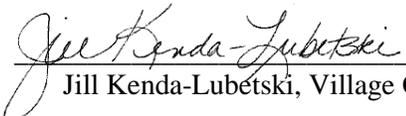
- (c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.
1. Village Attorney Fuchs' Objectives, Changes and Goals
 2. Village Manager's Goals and Objectives

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

It was moved by Trustee Springman and seconded by Trustee Awe to reconvene into Open Session at 8:29 p.m. The motion carried unanimously.

XI. Adjournment

It was moved by Trustee Springman and seconded by Trustee Schilz to adjourn at 8:30 p.m. The motion carried unanimously.


Jill Kenda-Lubetski, Village Clerk