

**BROWN DEER VILLAGE BOARD  
JANUARY 7, 2019 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, Montgomery, Quirk, Schilz, Springman, Wedward

Also Present: Michael Hall, Village Manager; Jill Kenda-Lubetski, Village Clerk; John Fuchs, Village Attorney; Mike Kass, Chief of Police; Erin Hirn, Assistant Village Manager; Nate Piotrowski, Director of Community Services

**II. Pledge of Allegiance**

**III. Persons Desiring to be Heard**

Terry Boschert, 8587 North 47th Street, a resident of Brown Deer for 32 years, stated this is the third time that he is appearing before the Village Board for the same issue. He stated that 53-foot semi-trailer trucks continue to go up and down Ruth Place and destroy his lawn. He said that although the Village placed "NO TRUCKS" signage in the area, the truck drivers are ignoring them. Mr. Boschert stated that he has stopped some of the truck drivers and asked them if they saw the signage and why they continue to ignore it? He said the drivers claim they have been told by their employers to just "ignore it". He also confirmed that 60-70 percent of the trucks are making deliveries to CRC. He said most of the deliveries consist of one or two pallets. He is also questioning why a delivery of this size needs to be delivered by a semi-trailer truck? Why can't a smaller box truck be making these size deliveries to the area businesses?

Trustee Quirk asked if the drivers are being told by CRC or their employer to ignore the signage? Mr. Boschert confirmed the drivers said the transportation company is advising them to ignore our signage.

**IV. Consent Agenda**

A) Consideration of Minutes: December 17, 2018 – Regular Meeting

Trustee Baker requested the word efficient be changed to adequate in: V) New Business, fourth paragraph, first line.

Trustee Quirk questioned who is Trustee Water: V) New Business, third paragraph, third line.

Assistant Village Manager, Erin Hirn, will correct the minutes accordingly.

*It was moved by Trustee Schilz and seconded by Trustee Quirk to approve the consent agenda items. The motion carried, with the amendments as noted.*

**V. New Business**

A) **Review and Consider an offer to Purchase for 4740 West Bradley Road for an Office Construction**

Mr. Piotrowski reported that the applicant was not ready to present to the Village Board this evening and requested this be tabled to a later meeting date.

**B) Review and Consider an Amendment to the Development Agreement with CJB, LLC for Office and Service Facilities at 8655 North 43rd Street**

Mr. Piotrowski stated the property owners of 8655 North 43rd Street recently went to refinance the loan for the business and discovered that the Development Agreement contains a provision that required DNR remediation compliance by January 1, 2019, or else the property was to revert to Village ownership. The environmental assessment is complete. The site is free of any further contamination; however, final closure by the DNR has not occurred. The property is fully redeveloped and operating as Solful Fitness. The Village has no interest in owning the parcel. A two-year amendment to the agreement was drafted to allow adequate time to complete regulatory reviews.

Trustee Quirk questioned if it was just a matter of completing some additional paper work or is there evidence of contamination?

Mr. Piotrowski responded that it was paper work, mainly between the DNR and WeEnergies.

Trustee Montgomery asked if the Village does anything to monitor and track these types of deadlines/further action required dates, like a Tickler file?

Mr. Piotrowski responded that we do not and this one fell through the cracks.

Trustee Montgomery was wondering if some type of system could be developed so that we can monitor them and keep track of them BEFORE the expiration dates.

Attorney Fuchs stated that with the number of documents that the Village files with the Register of Deeds, we do monitor the ending dates of development agreements, conditional use permits, etc., This was a very rare occurrence.

Trustee Quirk commented that two years is a very generous amount of time to clean things up and file the necessary paperwork. Is the extended amount of time more for them than us? Mr. Piotrowski responded that it was more for them, not us.

*It was moved by Trustee Quirk and seconded by Trustee Baker to approve the Amendment to the Development Agreement with CJB, LLC for Office and Service Facilities at 8655 North 43rd Street for two additional years. The motion carried unanimously*

**C) Draw Names for Placement on the April Ballot**

Village Clerk-Kenda-Lubetski stated she had the two names of the candidates running for Village President and all four names of the candidates running for Village Trustee on separate sheets of paper. As we must advise the Milwaukee County Election Commission of name placement on the ballot no later than January 8, 2019, it is necessary to draw the names for placement on the April 2, 2019 ballot at our meeting today.

As he is not a resident and voting member of the Village of Brown Deer, the Village Clerk recommended Village Attorney Fuchs draw the names.

Village Clerk Kenda-Lubetski verified all of the names with the candidates.

The name placement for Village President is: Carl Krueger  
Wanda Montgomery

The name placement for Village Trustee is:      Laura Grisson  
   Jeff Baker  
   Nakia S. Spencer  
   Gary Springman

#### **VI. Village President's Report**

- Reported the North Shore Fire Department BOD meeting will be held on Tuesday, January 15, 2019.
- Stated Governor Tony Evers will be attending the ICC meeting on Monday, January 14, 2019 at 1:30 p.m. in Greendale.

Trustee Springman wanted to know the terms of the Chairperson of the ICC.

President Krueger responded that the term is whenever the Chairperson steps down, but typically 2-3 years is a normal time. The ICC meetings are held on the second Monday of the month.

#### **VII. Manager's Report**

- The Village Manager reported that with the recent holidays and time out of the office, he had no activity to report.

Trustee Springman asked the Village Attorney about the placement of political signs on public property and the right-of-way. He also questioned how long a political sign could be up after an election. He asked the Village Clerk about Campaign Finance Reports and at what level of government are they filed and reviewed.

#### **VIII. Adjournment**

*It was moved by Trustee Springman and seconded by Trustee Wedward to adjourn at 7:01 p.m. The motion carried unanimously.*

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Jill Kenda-Lubetski, Village Clerk