

**VILLAGE OF THIENSVILLE
BOARD OF TRUSTEES
MINUTES**

DATE: **Monday, July 15, 2013**

LOCATION: **250 Elm Street
Thiensville, WI**

TIME: **6:00PM**

I. CALL TO ORDER

President Mobley called the meeting to order at 6:00 PM.

II. ROLL CALL

President:	Van Mobley	
Trustees:	Kim Beck	Kenneth Kucharski
	Ronald Heinritz	David Lange
	Rob Holyoke	John Treffert
Administrator:	Dianne Robertson	
Attorney:	Robert Feind	
Staff:	Director of Public Works Andy LaFond (excused), Fire Chief Brian Reiels	
	Police Chief Scott Nicholson	

III. PLEDGE OF ALLEGIANCE

Trustee Heinritz led the recitation of the Pledge of Allegiance.

CONSENT AGENDA

Upon request of any Trustee, any item may be removed from the Consent Agenda for special consideration.

IV. APPROVAL OF MINUTES

- A. Board of Trustees**
1. June 17, 2013

V. DEPARTMENT REPORTS (Receipt)

- A. Department Reports** (Receipt)
1. Fire Department
 - a. June, 2013
 2. Police Department
 - a. June, 2013
 3. Public Works Department (not available)
 - a. June, 2013

VI. COMMITTEE REPORTS

- A. Committee of the Whole**
1. June 4, 2013 (and Special Plan Commission)

VII. REPORTS AND COMMUNICATIONS

- A. Historic Preservation Commission**
1. June 18, 2013

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- B. Plan Commission**
 - 1. June 3, 2013
 - 2. July 2, 2013
- C. Business Renaissance Committee**
 - 1. June 24, 2013
- D. Mequon/Thiensville Bike/Pedestrian Commission**
 - 1. February 1, 2013
 - 2. March 1, 2013
 - 3. April 5, 2013
 - 4. May 3, 2013
- E. Capital Expenditures**

MOTION by Trustee Holyoke, **SECONDED** by Trustee Lange to approve the consent agenda. **MOTION CARRIED UNANIMOUSLY.**

BUSINESS AGENDA

VIII. FINANCIAL REPORTS AND ACCOUNTS PAYABLE

- A. Accounts Payable For All Funds**
 - 1. Accounts Payable**
 - a. June 15, 2013 through July 12, 2013

MOTION by Trustee Heinritz, **SECONDED** by Trustee Holyoke to approve the accounts payable from June 15, 2013 through July 12, 2013 in the amount of \$250,256.63. **MOTION CARRIED UNANIMOUSLY.**

- 2. Financial Report (Receipt)**
 - a. June, 2013

Financial report was received.

IX. PRESIDENT'S REPORT

- A. Appointments**
 - 1. Liquor License:**
 - 2. Operators Licenses:**
 - a. New:**
Skippy's Bar & Grill – Marisa Ann Hoadley
Walgreens – Kristin L. Freimuth, Rebecca L. Klmowicz, Arthur D. Zimmermann

MOTION by Trustee Beck, **SECONDED** by Trustee Holyoke to approve new operator's licenses to Marisa A. Hoadley, Kristin L. Freimuth, Rebecca L. Klmowicz, and Arthur D. Zimmermann.

Ayes: Trustees Beck, Heinritz, Holyoke, Lange, Treffert and President Mobley.

Nays: None

Abstain: Kucharski

MOTION CARRIED.

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- b. **Renewal**
 - c. **Denial**
 - 3. **Fire Department Members:** Steven R. Olig

MOTION by Trustee Holyoke, **SECONDED** by Trustee Kucharski to approve Steven R. Olig as a new member to the Thiensville Fire Department. **MOTION CARRIED UNANIMOUSLY.**

- 4. **Parade/Street Closing Permit:**
 - a. Logemann Community Center Historic Day 5K Run/Walk, Saturday, September 21, 2013, 8am to 9:30am.
(The route will be the same as the Turkey Trot)

Joni Monfre was in attendance. This 5K Run/Walk is in conjunction with the Historic Days. The Turkey Trot course will be used. After the run/walk there will be pancakes in the park and then the historic events begin. This is the same weekend and will be collaborated with public safety days. Ms. Monfre is looking to have wagon rides between the park and safety days at Walgreens parking lot. There is a group of volunteers in place but they are looking for more.

Police Chief Nicholson commented that he has got staffing limitations, one officer is on family leave and there is one vacancy in the department. All personnel will be on time and ½. There will be 2 hours of overtime for each sworn officer. The special police officers (reserves) will be at the main intersections, which are Freistadt/Vernon and Madero.

Ms. Monfre reported that there will be about 100 people entering the event. The route has been certified by the Mequon/Thiensville Women's Club. The route will take about 1/2 an hour for the runners but a little longer for the walkers. Trustee Heinritz commented that this is a good run to have. Trustee Treffert stated that Mequon should help out since this also benefits them and would to help reduce our costs. The Village is beginning to reach the maximum number of events the community can handle. Trustee Kucharski commented that the Board should review these requests on an annual basis.

MOTION by Trustee Heinritz, **SECONDED** by Trustee Beck to approve a 5K Run/Walk, Saturday, September 21, 2013 from 8am to 9:30am with associated street closings and recognize that the Village will pay some overtime. **MOTION CARRIED UNANIMOUSLY.**

X. ADMINISTRATOR'S REPORT

- A. Department Reports**
 - 1. Administrator's Report

A written report was not available due to family medical issues.

Administrator Robertson reported that Green Bay Road is finished.

Final restoration is being worked on for Laurel Acres Water Trust.

The Village is waiting for MMSD to approve the stormwater and sanitary project on the northeast side of the Village

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2. Building Inspection Department (Receipt)
 - a. June, 2013 Report

Inspection report was received.

XI. ATTORNEY'S REPORT

XII. COMMITTEE REPORTS

- A. Review and approval to allow beer sales at Thiensville Market in Village Park
 1. Thiensville Fire Department Corporation, 250 Elm Street

Jesse Daily commented that the grand opening for the farmer's market is tomorrow July 16. The TBA is looking to allow beer sales at the farmer's market and the Thiensville Fire Department (TFD) is looking to sell beer and wine. The beer will be from Miller Brewery. The Chiselled Grape Winery will supply the wine. So far 1700 people have come through on one particular day at the market. There will be four bands coming in tomorrow and the TBA will announce the "Best Dam Chef" Competition. Senator Darling, President Mobley and the Chinook from Concordia University will be there. The TFD already has the license to sell beer/wine in the park. The market closes at 7PM. Trustee Holyoke feels this is a good thing to do. This will be a one year commitment due to not knowing what is going on with the beer garden proposal. Police Chief Nicholson can pull the serving of the beer/wine if there is a problem.

MOTION by Trustee Kucharski, **SECONDED** by Trustee Holyoke to approve beer sales at Thiensville Market in Village Park by the Thiensville Fire Department on a one year trial basis. **MOTION CARRIED UNANIMOUSLY.**

- B. Review and conceptual approval to allow a Beer Garden in Village Park and determine the process by which a vendor would be selected

In April 2013, the Board gave conceptual approval to allow Sprecher to host a beer garden in the park. The Village never received a proposal from Sprecher. Trustees Heinritz and Kucharski opposed the idea. Bob and Amy Ollman of Remington's River Inn did submit a proposal and they are in attendance. President Mobley suggested that the Board should think about a process as to what kind of beer garden they want and the process to select a vendor and implement this next year.

Trustee Kucharski feels that the Village has a wonderful public park that is utilized by so many different people for so many different reasons and the park gets a lot of use. Now, this proposal is considering a commercial use for the park and he is opposed to it. Our table is full, not a priority or a good idea. There are other proposed projects that are coming up that are big in nature. President Mobley and Trustee Beck agree. Trustee Holyoke feels that the Board has been dragging their feet on this topic. This was conceptual for anyone not just Sprecher Brewery. Trustee Holyoke and his wife went to Estabrook Park Beer Garden and he thinks this is a perfect fit for our Village Park.

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The Village Market closes October 29th. Trustee Treffert feels that the Board needs a sponsor within the Village Board group. Trustee Treffert feels that the taverns will boycott Sprecher. Trustee Treffert commented that there was an open records request regarding emails on this beer garden topic and there was time spent on this. Life is too short. There needs to be determination as to why this beer garden is good for Thiensville. President Mobley stated that we need an RFP in hand by a certain date like January 1, 2014 and then evaluate responses by February 15, 2014 and make a decision by the end of March.

Trustee Lange will draft the RFP. Trustee Beck feels that the RFP should be released by December, 2013, and to ask for responses by January 15, 2014. This will give some extra time for marketing if the idea goes through. Trustee Holyoke feels that Thiensville businesses should have the first crack at this. This could be advertised on the web, the News Graphic and the Milwaukee Journal. Trustee Heinritz stated that the two octagon buildings in the park are owned and controlled by the Fire Department Corporation. Dates, times, and hours would need to be included on the RFP.

MOTION by Trustee Lange, **SECONDED** by Trustee Holyoke to conceptually approve a Beer Garden in Village Park with a Request for Proposal advertised by December 1, 2013.

Ayes: Trustees Beck, Heinritz, Holyoke, Lange, President Mobley

Naes: Trustees Kucharski and Treffert.

MOTION CARRIED.

- C. Review and approval to appoint residents to the Thiensville Business Renaissance Committee
 - 1. Lisa Giuntoli, 513 Heidel Road
 - 2. Nick McLellan, 303 Grand Avenue

MOTION by Trustee Beck, **SECONDED** by Trustee Holyoke to approve the appointment of Lisa Giuntoli and Nick McLellan to the Thiensville Business Renaissance Committee. **MOTION CARRIED UNANIMOUSLY.**

- D. Review and approval to appoint Judy Ziebell, 727 Riverview Drive to the Historic Preservation Commission to fill the unexpired term of Michael Stephens to expire May 2014

Trustee Heinritz reported that Judy Ziebell has lived in Ozaukee County for 30 years and Thiensville for 15 years.

MOTION by Trustee Heinritz, **SECONDED** by Trustee Beck to approve the appointment of Judy Ziebell to the Historic Preservation Commission to fill the unexpired term of Michael Stephens to expire May 2014. **MOTION CARRIED UNANIMOUSLY.**

- E. Review and approval of Ordinance No. 2013-05 Pertaining to Sign Location Requirements

This ordinance loosens up some of the restrictions in certain areas for monument signs. Trustee Heinritz stated the dimension of a setback for the location of a freestanding, pole or monument sign is being changed from 4 feet to 3 feet. There are always going to be discretionary circumstances that are going to come up for the Plan Commission to potentially grant a variance.

There are some Board members that want more clarification from Planner Jon Censky on this ordinance so no motion was taken.

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NEXT RESOLUTION NUMBER:	2013-14
NEXT ORDINANCE NUMBER:	2013-06

XIII. BUSINESS FROM THE FLOOR

A. Citizens to be Heard

Open to any citizen who wishes to speak on items not on the agenda. Please step to the podium and give your name and address for the record.

Bob Ollman (Remington's River Inn) was present and commented that he felt the RFP was a good idea on the beer garden proposal. Mr. Ollman did submit a proposal for the beer garden and now he feels he has set the bar for everybody else that submits a proposal to compete with his proposal. Bob Ollman also directed a response to Trustee Treffert regarding his open records request which was requested because he made several attempts to get answers from the Trustees regarding the beer garden and never received the information he was looking for.

XIV. REPORTS AND COMMUNICATIONS

- A.** Plan Commission
- B.** Frank L. Weyenberg Library – Trustee Holyoke stated that the library is considering a change in fiscal agent for the Weyenberg Library
Trustee Treffert feels that Village Staff is maxed out with their workload. Trustee Beck agrees and he has reservations about this.
- C.** Mid-Moraine Legislative Committee
- D.** Historic Preservation Commission
- E.** Telecommunication & IT Oversight Committee
- F.** C.D.A.
- G.** Bike Trail Committee
- H.** Farmland Preservation Committee
- I.** Thiensville Business Association/Renaissance Committee

MSP will be giving a presentation at Shully's regarding a possible development at 200 Green Bay Road (old M&I Bank Building) on July 24, 2013 at 6PM.

XV. UNFINISHED BUSINESS

XVI. ANY OTHER MISCELLANEOUS BUSINESS BY THE TRUSTEES AS MAY BE BROUGHT BEFORE THE BOARD, OR CARRIED OVER FROM THE JUNE 17, 2013 VILLAGE BOARD MEETING.

- A.** Inter-Governmental Committee with Mequon
- B.** Use of 101 Green Bay Road, Old Village Hall & Fire Station
- C.** Acceptance/Report of Gifts Received
 - 1.** Willowbrook Place, \$500, Thiensville Fire Department

MOTION by Trustee Holyoke, **SECONDED** by Trustee Lange to accept the donation to the Thiensville Fire Department from Willowbrook Place for \$500.00 with thanks. **MOTION CARRIED UNANIMOUSLY.**

- D.** Dialog with Mequon regarding water utility service
- E.** Review next month's meeting date schedule
- F.** Update on Village owned Main Street properties

Attorney Feind reported that after more research during the meeting according to Wisconsin State Statutes Chapter 125.31 a Brewery can have one license for an off-site retail location to sell beer.

XVII. MOTION TO ADJOURN TO CLOSED SESSION

MOTION by Trustee Holyoke, **SECONDED** by Trustee Kucharski to adjourn the meeting to closed session at 7:16PM pursuant to Chapter 19.85(1)(g) Conferring with legal counsel for the governing body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved regarding litigation.

1. Roll Call Vote

Ayes: Trustees Beck, Heinritz, Holyoke, Kucharski, Lange, Treffert and President Mobley.

Naes: None

MOTION CARRIED.

MOTION TO RECONVENE IN OPEN SESSION

1. Vote of Board to reconvene.

MOTION by Trustee Holyoke, **SECONDED** by Trustee Lange to reconvene the meeting at 7:49PM. **MOTION CARRIED UNANIMOUSLY.**

2. Review and action on closed session matters.

XVIII. ADJOURNMENT

MOTION by Trustee Beck, **SECONDED** by Trustee Holyoke to adjourn the meeting at 7:49PM. **MOTION CARRIED UNANIMOUSLY.**

Submitted by,

Approved by,

Susan R. Conway
Administrative Assistant

Dianne S. Robertson
Village Clerk