VILLAGE OF THIENSVILLE
COMMITTEE OF THE WHOLE
AGENDA

DATE: Monday, February 2, 2015

LOCATION: 250 Elm Street
Thiensville, WI

Tme: 6:00 PM

I. CALL TO ORDER

II. ROLL CALL

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

III. BUSINESS

A. Review Capital Expenditures List

B. Hear Mike Harrigan Of Ehlers & Associates Regarding Process And Options When Closing Tax Incremental Finance District

C. Hear Barb Caprile Of Mequon-Thiensville Today Magazine Seeking Village Board Approval To Participate In This Project And Review And Recommendation To The Village Board

Documents: MEQUON-THIENSVILLE TODAY - PARTICIPATION REQUEST.PDF

D. Review And Recommendation Regarding A Green Solutions For Separate Infrastructure And Sewer Separation Funding Agreement For The Thiensville Porous Pavement Project (Pedestrian Bridge)

Documents: MMSD - GREEN SOLUTIONS FUNDING AGREEMENT.PDF

E. Review And Recommendation Regarding Resolution No. 2015-02 Partnership For Prosperity: An Agenda For A Competitive 21st Century Wisconsin As Requested By The League Of Wisconsin Municipalities

Documents: SAMPLE RESOLUTION 2015-02 PARTNERSHIP FOR PROSPERITY.PDF

F. Review And Recommendation Regarding Beverage Operators License To Sarah E. Fetzer, Remington's River Inn

G. Review And Recommendation Regarding Denial Of A Claim For Excessive Assessment For Laurelwood Condominiums

Documents: LAURELWOOD CONDOMINIUMS CLAIM.PDF

IV. 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.

V. MISCELLANEOUS BUSINESS BY TRUSTEES AS MAY PROPERLY BE BROUGHT

BEFORE THE BOARD.

1. Inter-Governmental Committee with Mequon
2. Use of 101 Green Bay Road, Old Village Hall & Fire Station
3. Acceptance/Report of Gifts Received
   a) M-T Junior Women's Club, Fire Department $500
4. Dialog with Mequon regarding water utility service
5. Review next month's meeting date schedule

VI. MOTION TO ADJOURN TO CLOSED SESSION

Pursuant to Chapter 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility regarding public works employee appointment.

1. Roll Call Vote

MOTION TO RECONVENE IN OPEN SESSION

1. Vote of Board to reconvene.
2. Possible action to be taken regarding closed session topics

VII. ADJOURNMENT

Dianne S. Robertson, Village Clerk

January 30, 2015

Please advise the Thiensville Municipal Hall, 250 Elm Street (242-3720) at least 24 hours prior to the start of this meeting if you have disabilities and desire special accommodations.

Notice is hereby given that a quorum of the Village Board and/or Village Committees may be in attendance at this meeting to present, discuss and/or gather information about a subject over which they have decision-making responsibility, although they will not take any formal action thereto at this meeting.

MEQUON·THIENSVILLE
TODAY

Date: January 26, 2015
To: Dianne Robertson-Thiensville Village Administrator and Thiensville Board of Trustees
From: Barb Caprile-Publisher, *Mequon-Thiensville Today* magazine
Subject: New magazine for Mequon-Thiensville communities

Good morning,
The City of Mequon, the Mequon-Thiensville School District and MATC have joined together in a unique partnership to promote our joint communities with a new communication tool, the *Mequon-Thiensville Today* magazine. We invite the Village of Thiensville to also join us as an equal partner in this exciting project. Our anticipated launch date for the premier issue of *Mequon-Thiensville Today* is April 1.

Mequon-Thiensville Today magazine will be mailed to every Mequon and Thiensville household and all Mequon and Thiensville businesses. Additional copies will be distributed throughout the community via City/Village Halls, the Library, advertiser locations, local realtors, etc. Showcasing the best of City/Village life, our quality schools and our exceptional businesses, *Mequon-Thiensville Today* will engage both communities and help build pride among residents and business owners.

This new magazine will build a bridge between the two communities and provide a wealth of benefits, including more in-depth coverage of community news, showcasing the people, places and businesses that contribute to the high-quality of life experienced in Mequon/Thiensville, acting as a marketing/recruiting tool for potential new home owners and businesses, and offering cost-effective advertising options for local businesses. This "win-win" partnership will offer a visually appealing, high-quality communication vehicle that brings together the two communities in a cohesive, positive way and promotes their individual strengths.

We respectfully are asking the Village of Thiensville to join us as a partner in the production of the first issue of *Mequon-Thiensville Today* at $1,500. For this investment, 3-4 feature stores about the Thiensville community, along with professional photography, will be included in the magazine – plus a calendar listing of your events from April-July.

With the same investment from other stakeholders, production, printing and mailing costs will be offset by paid advertising. And while we hope to produce 2-3 issues per year, we want to first publish the premier issue and then benefit from community feedback. We anticipate an overwhelming positive response and would then move forward with subsequent 2015 issues carefully planned by all the stakeholders.

Please see the enclosed prototype of the new *Mequon-Thiensville Today* magazine. Professionally designed, produced and printed, it will be an award-winning publication that will capture the high quality of life experienced in both communities. We hope you agree that support of *Mequon-Thiensville Today* is worthy of your investment in the first issue this April.

We look forward to hearing back from you soon so we can move forward with production and meet the April 1 deadline. Are you able to respond by February 10? We are deeply appreciative of your consideration and look forward to partnering with you on this exciting new communication vehicle to benefit <u>everyone</u> in Mequon and Thiensville.

Respectfully, Barb Caprile-Publisher, *Mequon-Thiensville Today*
414-962-7002 • info@M-Tmagazine.com

Barb C.

PARTNERS FOR A CLEANER ENVIRONMENT

Green Solutions for Separate Infrastructure and Sewer Separation Funding Agreement

Thiensville Porous Pavement

M03076P26

This Agreement is between the Milwaukee Metropolitan Sewerage District (District) with its principal place of business at 260 West Seeboth Street, Milwaukee, Wisconsin 53204-1446 and the Village of Thiensville (Thiensville), with its principal place of business at 250 Elm Street, Thiensville, Wisconsin 53092.

WHERAS, Wisconsin law authorizes any municipality to establish an intergovernmental cooperation agreement with another municipality for the furnishing of services (Wis. Stat. sec. 66.0301); and

WHEREAS, the District is responsible for collecting and treating wastewater from locally-owned sewerage systems in the District's service area; and

WHEREAS, during wet weather, stormwater enters the sewerage system, increasing the volume of wastewater the District must collect and treat; and

WHEREAS, during wet weather, stormwater directly enters surface water, increasing pollution levels in those waterways and increasing the risk of flooding; and

WHEREAS, green infrastructure, such as constructed wetlands, rain gardens, green roofs, bioswales, and porous pavement, reduces the volume of stormwater in the sewerage system and the amount of pollutants discharged to surface waters; and

WHEREAS, the District's wastewater discharge permit requires one million gallons per year of new green infrastructure retention capacity; and

WHEREAS, the District wants to expedite the amount of green infrastructure installed in its service area; and

WHEREAS, Thiensville plans to install green infrastructure that supports the District's green infrastructure goals;

Now, therefore, for the consideration of the mutual promises made by the parties to this Agreement, the parties agree as follows.

1. Date of Agreement

This Agreement becomes effective immediately upon signature by both parties and ends when Thiensville receives final payment from the District or when the parties terminate this Agreement according to sec. 12 of this Agreement.

2. District Funding

The District will reimburse Thiensville for the cost of the project described in the attached project description (Project), up to $7,333. The District will provide funding after the District receives the Baseline Report and Conservation Easement.

3. Location of the Project

The Project is located south of 128 North Main Street, between North Main Street and the pedestrian bridge over Pigeon Creek.

4. Baseline Report

After completion of the Project, Thiensville will provide a Baseline Report using forms provided or approved by the District. The Baseline Report will include:

(a) a site drawing, showing the Project as completed;

(b) design specifications for the Project, including rainwater capture capacity (maximum per storm) and other information regarding runoff rate reduction or pollutant capture;

(c) a legal description of the property where the Project is located;

(d) photographs of the completed Project;

(e) a maintenance plan;

(f) an outreach and education strategy, including a description of events or activities completed or planned;

(g) an itemization of all construction costs, with supporting documentation;

(h) a W-9 Tax Identification Number form;

(i) a Small, Veterans, Women, and Minority Business Enterprise Report; and

(j) an Economic Impact Report, showing the total number of people and the estimated number of hours worked on design and construction of the Project by Thiensville's employees, contractors, consultants, and volunteers.

5. Procedure for Payment

Thiensville will submit an invoice to the District for the amount to be reimbursed. The invoice will document all costs to be reimbursed. Invoices from consultants will provide: their hourly billing rates, if applicable; the hours worked, by individual; and a summary of the tasks accomplished.

Thiensville will send the Baseline Report and the invoice to:

Thomas Chapman, P.E.
Section Manager - Watercourse
Milwaukee Metropolitan Sewerage District
260 West Seeboth Street
Milwaukee, WI 53204 – 1446

The District will not provide reimbursement until the Project is complete and the District has received all required deliverables.

6. Changes in the Project and Modifications to the Agreement

Any changes to the Project must be approved by the District in writing in advance. The District will not reimburse for work that is not described in the original project description unless Thiensville obtains prior written approval from the District.

7. Modifications to this Agreement

Any modifications to this Agreement will be in writing and signed by both parties.

8. Project Maintenance

Thiensville will maintain the Project for at least ten years. If the Project fails to perform as anticipated or if maintaining the Project is not feasible, then Thiensville will provide a report to the District explaining the failure of the Project or why maintenance is not feasible. Failure to maintain the Project will make Thiensville ineligible for future District funding until Thiensville corrects the maintenance problems.

9. Permits, Certificates, and Licenses

Thiensville is solely responsible for ensuring compliance with all federal, state, and local laws and any permits, certificates, or licenses required to complete the Project.

10. Public Bidding

Thiensville must select professional service providers according to Thiensville's ordinances and policies. Thiensville must procure all non-professional services, such as construction, sewer inspection, and post-construction restoration, according to State of Wisconsin statutes and regulations and Thiensville's ordinances and policies. Whenever work valued over $25,000 is procured without the use of a public sealed bidding process, the District may request and Thiensville must provide an opinion from a licensed attorney representing Thiensville explaining why the procurement complies with State of Wisconsin law and Thiensville's ordinances.

11. Responsibility for Work, Insurance, and Indemnification

Thiensville is solely responsible for planning, design, construction and maintenance of the Project, including the selection of and payment for consultants, contractors, and materials.

Thiensville is solely responsible for ensuring compliance with Wisconsin prevailing wage law.

The District will not provide any insurance coverage of any kind for the Project or Thiensville.

Thiensville will defend, indemnify, and hold harmless the District and its Commissioners, employees, and agents against any and all damages, costs, liability, and expenses, including attorney's fees and related disbursements arising from or connected with the planning, design, construction, operation, or maintenance of the Project.

12. Terminating this Agreement

The District may terminate this Agreement at any time before the commencement of construction. After the commencement of construction, the District may terminate this Agreement only for good cause, such as, but not limited to, breach of this Agreement by Thiensville. Thiensville may terminate the Agreement at any time, but will not receive any payment from the District if Thiensville does not complete the Project.

13. Conservation Easement

After the completion of construction, the District must receive a Conservation Easement from the landowner. The extent of the Conservation Easement will be limited to the Project. The duration of the Conservation Easement will be ten years. The District will draft and record the Conservation Easement. Thiensville will cooperate with the District to prepare the Conservation Easement.

14. Exclusive Agreement

This Agreement is the entire agreement between Thiensville and the District.

15. Severability

If a court holds any part of this Agreement unenforceable, then the remainder of the Agreement will continue in effect.

16. Applicable Law

The laws of the State of Wisconsin apply to this Agreement.

17. Resolving Disputes

If a dispute arises under this Agreement, then the parties will try to resolve the dispute with the help of a mutually agreed-upon mediator in Milwaukee County. The parties will equally share the costs and fees associated with the mediation, other than attorney's fees. If the dispute is not resolved within 30 days after it is referred to the mediator, then either party may take the matter to court.

18. Notices

All notices and other communications in connection with this Agreement will be in writing and will be considered given as follows:

- when delivered personally to the recipient's address as stated on this Agreement; or
- three days after being deposited in the United States mail, with postage prepaid to the recipient's address as stated on this Agreement.

19. Independence of the Parties

This Agreement does not create a partnership. Thiensville does not have authority to make promises binding upon the District or otherwise have authority to enter into contracts on the District's behalf.

20. Assignment

Thiensville may not assign any rights or obligations under this Agreement without the District's prior written approval.

21. Public Records

Thiensville will produce any records in the possession of the Thiensville that are subject to disclosure by the District pursuant to the State of Wisconsin's Open Records Law, Wis. Stats. secs. 19.31 to 19.39. Thiensville agrees to indemnify the District against any and all claims, demands, or causes of action resulting from the Thiensville's failure to comply with this requirement.

MILWAUKEE METROPOLITAN SEWERAGE DISTRICT

By: ______________________________

Kevin L. Shafer, P.E.
Executive Director

Date: ____________________________

VILLAGE OF THIENSVILLE

By: ______________________________

Dianne Robertson
Village Administrator

Date: ____________________________

Approved as to Form

By: ______________________________
Attorney for the District

Green Solutions for Separate Infrastructure and Sewer Separation
Funding Agreement

Thiensville Porous Pavement

M03076P26

Project Description

Thiensville will construct a walkway using porous pavers. The walkway will extend from North Main Street to the newly constructed pedestrian bridge over Pigeon Creek. The walkway will be south of 128 North Main Street. The walkway will be six feet wide. The porous pavers will replace approximately 900 square feet of existing impervious parking lot and will receive runoff from the remaining impervious area of the parking lot. The porous pavement will have a retention capacity of 2,700 gallons.

Budget

The total estimated cost for this project is $17,500.

1. The estimated cost is $16,500 for removing the existing asphalt and base; installing the new base, clear stone, and porous pavers; and site restoration.

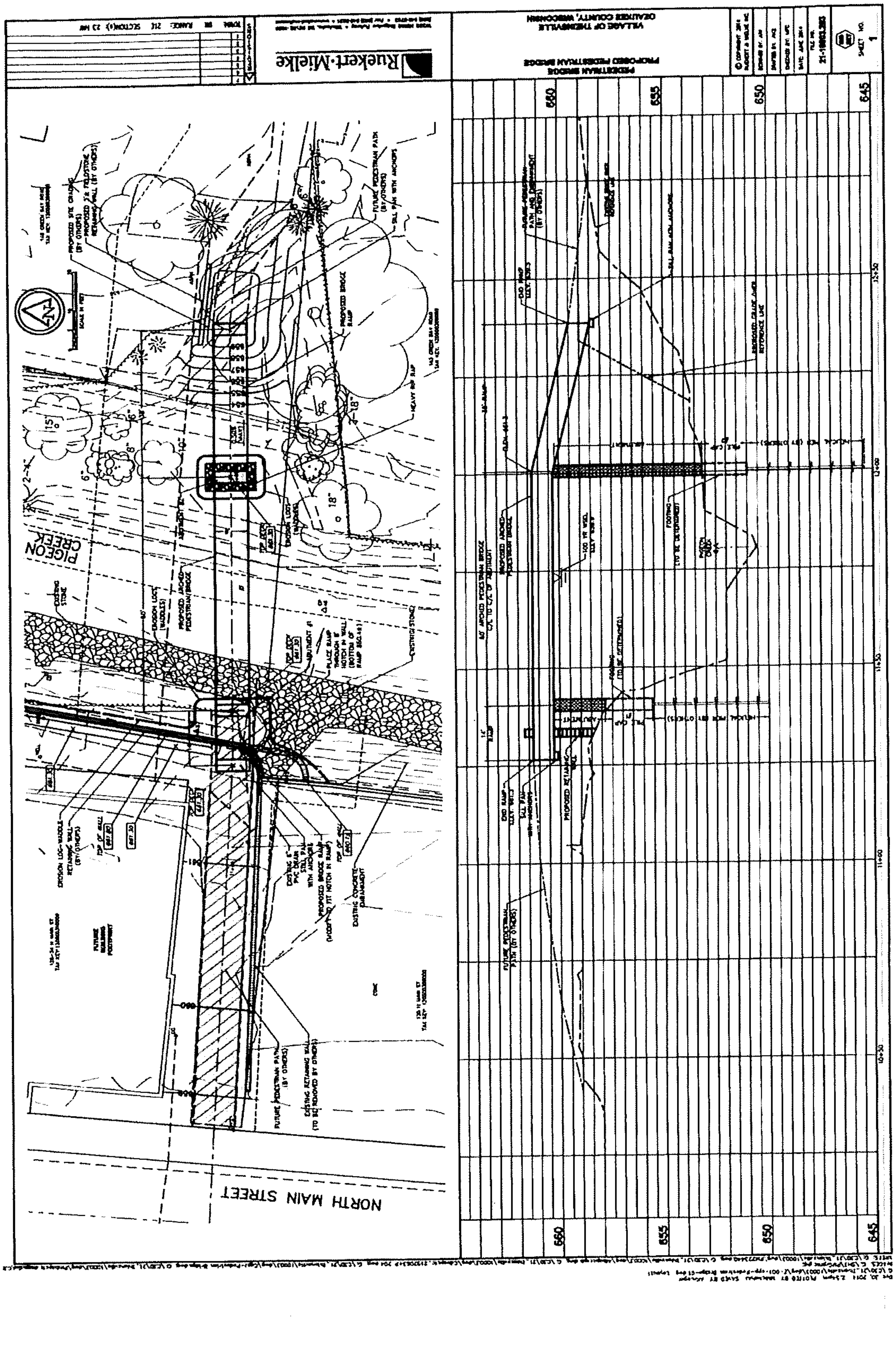
2. The estimated cost is $1,000 for Village Staff and Consultant time to negotiate the contract for construction and for construction review.

Schedule

Thiensville will complete construction no later than October 31, 2015.

Outreach and Education

Thiensville will post educational signage at the Project site. This signage will acknowledge District funding for the Project. In addition, Thiensville will describe the Project and its benefits in a community newsletter or web page.


Ruekert·Mielke
PIGEON CREEK
NORTH MAIN STREET
660
655
650
645

League of Wisconsin Municipalities
Sample Resolution

Partnership for Prosperity:
An Agenda for a Competitive 21st Century Wisconsin

Whereas, the state Legislature and the Governor understand that job creation and economic growth is a top priority; and

Whereas, municipalities are the foundation of Wisconsin's economy and local leaders share the same goal of job creation and economic vitality;

Whereas, the state should focus its support and limited resources for local government on incorporated communities, which are the economic engines of the state as evidenced by the following:

- Wisconsin's metropolitan regions already account for 75% of the state's Gross Domestic Product.
- Wisconsin's cities and villages are home to 70 percent of the state's population, 87 percent of all manufacturing property, and 89 percent of all commercial property.
- Most of the small businesses created in Wisconsin get their start in cities and villages.
- Cities and villages are where nearly all technology based entrepreneurship is occurring in Wisconsin.
- Startups and other knowledge-based economic activity occur almost exclusively within cities and villages.

Whereas, to compete globally, Wisconsin needs to develop and maintain quality communities that can attract and retain talent and enterprise and spur job creation;

Whereas, for the state's economy to flourish, state and local leaders must work collaboratively;

Whereas, the League's ***Partnership for Prosperity*** legislative agenda recognizes that thriving municipalities are critical to a successful state economy and calls for a new state-local partnership to drive the state's economy forward and spur job creation by:

1) Helping communities continue to provide quality local services while holding the line on property taxes.
2) Investing in local transportation infrastructure.
3) Enhancing and promoting economic development best practices, like the expansion of the historic tax credit that was accomplished in the 2013-2014 legislative session.

Now, Therefore, Be It Resolved, that the Village of Thiensville urges the Governor and the Legislature to work collaboratively with municipal leaders to accomplish the critical goals of job creation and economic growth.

Be it Further Resolved, that the Village of Thiensville urges the Legislature and the Governor to enact the League's ***Partnership for Prosperity*** agenda (copy attached).

Upon adoption, please send a copy to your Legislative Delegation - addresses here: http://legis.wisconsin.gov/ to Governor Walker at 115 East Capitol, Madison, WI 53702 and to the League at 131 W. Wilson, Suite 505, Madison, WI 53703, Fax to 608-267-0645 or email to league@lwm-info.org

Questions? Contact Gail Sumi at the League at 608-267-4477 (direct) or gsumi@lwm-info.org

League of Wisconsin Municipalities

Partnership for Prosperity

An Agenda for a Competitive 21st Century Wisconsin

Partnership for Prosperity:

An Agenda for a Competitive 21st Century Wisconsin

Thriving cities and villages are a key to Wisconsin's long-term economic success. To compete globally, Wisconsin needs to develop quality communities that can attract and retain talent and enterprise and spur job creation. Wisconsin cities and villages provide the core services that businesses and people expect and need from their local governments, including police and fire protection, sewer and water, roads and other transportation infrastructure, garbage collection, recycling, libraries, and parks.

At a time when our state and local resources are diminishing, it is imperative the state receive a strong return on its investment in local services. The state should invest its limited resources where most of the state's economic activity is already occurring and where the most jobs are being created. By doing so, the state is more efficiently targeting its resources to maximize job growth outcomes. The state should focus its support and limited resources for local government on cities and villages because:

- Wisconsin's metropolitan regions already account for 75 percent of the state's Gross Domestic Product.
- Wisconsin cities and villages are home to:
  - 70 percent of the state's population
  - 87 percent of all manufacturing property
  - 89 percent of all commercial property
- Most of the small businesses created in Wisconsin get their start in cities and villages.
- Cities and villages are where nearly all technology based entrepreneurship and knowledge based economic activity occurs in Wisconsin.

This agenda proposes a commitment of action in partnership between the state and its municipalities to assist communities in providing key services and amenities that contribute to a high quality of life and facilitate Wisconsin's economic growth and job creation. The following proactive legislative agenda is designed to create a new state-local partnership for prosperity to drive the state's economy forward by:

- Helping communities continue to provide quality local services while controlling property taxes.
- Investing in local transportation infrastructure.
- Enhancing and promoting economic development best practices, like the expansion of the historic tax credit that was accomplished last session (2013 Wisconsin Act 62).

Partnership for Prosperity Legislative Agenda

Sustainable Funding for Local Services

Municipalities are responsible for providing the public services necessary for a high quality of life and economic vitality. The delivery of quality services depends on having reliable and sufficient revenues. Wisconsin municipalities receive most of their revenue from two sources: property taxes and state revenue sharing programs. We recommend the following policy changes to ensure financial stability and flexibility for municipalities:

A. REDI for Jobs Plan

Create a new Regional Economic Development Incentive (REDI) program to supplement and ultimately replace shared revenue. A version of REDI was originally introduced as 2009 Assembly Bill 833/Senate Bill 532. REDI calls for increasing funding for the shared revenue program annually by the same percentage that the state general fund expenditures grew over the previous budget. Under REDI, the current shared revenue appropriation would continue to be distributed to municipalities in the same manner it has been in recent years. Any new dollars added to the program would be distributed to cities, villages and towns according to the following formula:

Distribute any additional dollars to shared revenue according to the following formula:

b. One-third to be distributed by economic regions based on the percentage growth in *new private sector jobs* created from the previous year.

a. Two-thirds to be distributed statewide on a per capita basis to cities, villages, and towns that levy at least 1 mill. Percentage adjustments would be made to each municipality's population based on an average of the following two factors: per capita property value and per capita adjusted gross income.

B. Tie Levy Limits to Rate of Inflation

The current state imposed levy limit allows a municipality to increase its levy over the prior year by the percentage increase in equalized value from net new construction. While every community is different, in 2014, the growth in the state's total equalized value from net new construction was 1.12 percent. Levy limits this strict are unsustainable and are negatively impacting the ability of municipalities to provide the services necessary for economic development and job growth. The minimum allowable annual growth in a community's tax levy should be at least the rate of inflation.

C. Modify New Construction Adjustment for Levy Limits

A municipality's current maximum allowable levy is the percentage increase in equalized value from *net* new construction. Net new construction is new construction minus buildings demolished. A limit based on net new construction negatively impacts older urban areas engaged in redevelopment projects. The maximum allowable levy should be the percentage change in the municipality's equalized value due to new construction, not *net* new construction.

D. Create Economic Development Exemption from Levy Limits

Exempt from levy limits the amount municipalities spend on economic development.

Define "economic development" to include development incentives and grants, recruitment and retention efforts, community branding and marketing, urban service area extensions, land acquisition, brownfields clean-up, infrastructure improvements necessary for particular developments, and salaries for staff engaged in economic development.

E. Create an Incentive for Closing TIDs Early

Allow Municipalities to treat more of the growth in value within a terminated TID as net new construction for levy limit purposes. When a TIF district terminates, allow up to 85 percent of the value increment of the former district to be treated as net new construction and added to the municipality's allowable levy. Current law allows up to 50 percent of the value increment to be added to the allowable levy.

F. Encourage Municipalities to Hold Down Spending by Expanding the Expenditure Restraint Program

To receive payments under the Expenditure Restraint Program (ERP), municipalities must limit the year-to-year growth in their budgets to a percentage equal to CPI plus 60 percent of the percentage change in the municipality's equalized value due to net new construction. To receive aid, a municipality must also have a municipal purpose tax rate in excess of five mills.

To be eligible for a 2014 payment, municipalities had to limit their 2013 general fund increases to 2.4 percent plus 60 percent of the percentage change in the municipality's equalized value due to next new construction. There are over 1,800 cities, villages and towns in Wisconsin. Out of the 454 municipalities that had tax rates exceeding 5 mills and were potentially eligible for a 2014 payment, only 359 met the budget test. The other 95 municipalities either did not meet the test or did not submit budget worksheets to DOR in a timely manner.

We recommend increasing funding for this successful program, which has been frozen at $58 million since 2003. Increased funding will create more of a financial incentive for eligible communities to strive to meet the program's spending limits and qualify for ERP dollars. We also recommend that a portion of any funding increase be set aside in a separate pot as a bonus payment available only to those communities that limit their general fund increases a certain percentage (e.g., 5 percent) below the current budget test of CPI plus 60 percent of net new construction.

Transportation Funding

The State's Transportation Fund must be adequately funded to build and maintain a modern transportation system that works seamlessly to move commerce and people. A safe, efficient and well-maintained transportation system, including transit, is critical to Wisconsin's economic prosperity and quality of life. Wisconsin needs to reverse its chronic underfunding of our state and local transportation systems.

According to the most recent (2012) figures available, the condition of Wisconsin's highway system is below average. The pavement on less than half of it is rated "good" based on smoothness. Thirty-five states had highways in better condition, including three neighboring states. The situation is significantly worse in the state's 15 urbanized areas. There, only 15 percent of the highway system is rated good; just over half is considered "acceptable." (Source: *Filling the Potholes: Addressing Local Transportation Funding in Wisconsin;* A Wisconsin Taxpayers Alliance Study for the Local Government Institute.)

If Wisconsin is to compete successfully with other states for jobs and workers over the next 30 years, it will need high-quality infrastructure. That means the system of state and Interstate highways needs to be modern and efficient for producers looking to deliver their goods to consumers. It also means local transportation infrastructure must be able to move workers efficiently from where they live to where jobs are. Yet, the percentage of local transportation related costs that the state reimburses has steadily declined, shifting ever more of the cost onto property taxpayers. When the current general transportation aid formula was established in 1988, cities and villages received payments covering 24 percent of their costs. Today, general transportation aid payments equal on average about 13 percent of municipal costs.

To counter this unsustainable trend we propose the following recommendations:

A. Increase funding for GTA

At a minimum, restore the $30 million cut that was made to the share of cost component of the program in the 2011-2012 state budget.

B. Modify GTA Distribution Formula

The current method of distributing GTA is based on 20th century goals of making sure dairy and other farm products get to market. Such an exclusive focus no longer makes sense if Wisconsin is to succeed in today's global economy. The formula should be modified to direct more resources to where most job creation and economic activity takes place, which is in Wisconsin cities and villages. GTA currently covers nearly 40 percent of towns' reported costs and only 13% of municipal transportation related costs. The proposed solution: Eliminate the rate per-mile payment option and distribute GTA to all local governments, including towns, exclusively on a share of cost basis.

C. Realign Distribution of Local Road Improvement Program (LRIP)

Prioritize spending in cities and villages, where 70 percent of state's population resides and most of the state's economic activity occurs. The state should reprioritize how it distributes limited LRIP dollars to better reflect where the state's population lives and works. LRIP was established in 1991 to assist local governments in improving seriously deteriorating local streets and roads. Total funding for the program is $59 million. LRIP has an entitlement and a discretionary component.

The $27 million **discretionary component** is currently distributed as follows: 43 percent to counties; 48 percent to towns; and 8.3 percent to municipalities. A portion of the program is also earmarked for certain specific projects.

The $32 million **entitlement program** is currently distributed as follows: 43 percent to counties; and 28.5 percent to municipalities; and 28.5 percent to towns.

A higher percentage of LRIP dollars should be allocated to projects in cities and villages where the economic payoff will be greater and the investment is more likely to stimulate additional economic opportunities and job creation.

D. Enact Regional Transportation Authority Enabling Legislation

Enact legislation similar to 2009 Assembly Bill 282/Senate Bill 205, authorizing local governments to create RTAs with ability to levy a sales tax to raise sufficient revenue to finance both road and transit capital costs and operations.

About the League

The League of Wisconsin Municipalities is a voluntary not-for-profit, non-partisan association of Wisconsin cities and villages working to advance municipal government. First established in 1898, the League provides a variety of services to its members including, legislative advocacy, information sharing, legal advice, education and training, and insurance options. The League's membership consists of 394 villages and all 190 cities. For more information about the League's legislative agenda contact: Jerry Deschane, Executive Director <jdeschane@lwm-info.org>; or Curt Witynski, Assistant Director <witynski@lwm-info.org>; or visit <www.lwm-info.org>.

League of Wisconsin Municipalities
131 W. Wilson St.
Suite 505
Madison, WI 53703
www.lwm-info.org

1/23/15 RDB 12:15

Whyte Hirschboeck Dudek S.C.

RECEIVED
JAN 23 2015

Joseph A. Pickart
414-978-5541
jpickart@whdlaw.com

January 21, 2015

VIA PERSONAL SERVICE

Village of Thiensville Clerk
250 Elm Street
Thiensville, WI 53092

Re: Laurelwood Condominiums

Dear Sir or Madam:

On behalf of the Laurelwood Condominium ("Laurelwood") owners identified in Attachment A, and pursuant to Wis. Stat. § 74.37, we file this claim for refund on an excessive assessment with the Village of Thiensville ("Village") to recover that amount of the general property tax imposed on the parcels of real property identified in Attachment A (hereinafter collectively referred to as the "Property") because the January 1, 2014 assessments ("2014 Assessment") were excessive.

The aggregate amount of this claim for refund is at least $30,000, plus any and all interest as provided by law. The 2014 Assessment of the Property exceeded the fair market value of the Property by at least $1,800,000.

Laurelwood complied with the procedures for objecting to the 2014 Assessment under Wis. Stat. § 70.47 and, in particular, timely appealed the 2014 Assessment to the Board of Review. Laurelwood has not contested the 2014 Assessment on the Property under Wis. Stat. §§ 70.47(13) (action for certiorari) or 70.85 (review by the Wisconsin Department of Revenue).

Laurelwood timely paid, or will timely pay, the amount of the tax, or an authorized installment of the tax, alleged to be due on the 2014 Assessment of the Property.

By this letter, Laurelwood stated a valid claim to recover taxes paid with respect to the excessive assessment of the Property for the 2014 tax year. Laurelwood respectfully requests that the Village grant this claim within 90 days from the date of service hereof.

Please date-stamp a copy of this claim and return to our waiting messenger. Please contact the undersigned with any questions.

Very truly yours,

Joseph A. Pickart

Attachment
cc: Jennifer H. Jin, Esq.

Address	Unit	Parcel Number	Owner's Name(s)	2014 Assessment	Opinion of Value	Tax Bill (Net)
111 Heidel Road 2	2	12-093-0111.002	Patricia V. Bartlein	$102,000	$71,400	$1,636.87
111 Heidel Road 3	3	12-093-0111.003	Patricia Marlowe	$109,600	$76,720	$1,769.96
111 Heidel Road 4	4	12-093-0111.004	Patrick J. Omahar and Ann M. Omahar	$102,300	$71,610	$1,642.11
111 Heidel Road 5	5	12-093-0111.005	James P. Robertson	$106,200	$74,340	$1,710.41
111 Heidel Road 6	6	12-093-0111.006	Margaret F. Hoffman	$102,100	$71,470	$1,638.62
111 Heidel Road 8	8	12-093-0111.008	Richard G. Bottiglione and Connie M. Bottiglione	$105,500	$73,850	$1,792.06
131 Heidel Road 1	1	12-093-0131.001	Bonnie Schultz	$102,000	$71,400	$1,636.87
131 Heidel Road 4	4	12-093-0131.004	Melanie L. Clausing	$102,300	$71,610	$1,642.11
139 Heidel Road 1	1	12-093-0139.001	Ruth E. Fleming	$102,000	$71,400	$1,636.87
139 Heidel Road 2	2	12-093-0139.002	Kathleen A. Spencer	$102,000	$71,400	$1,636.87
139 Heidel Road 3	3	12-093-0139.003	Catherine M. Martens	$109,600	$76,720	$1,769.96
139 Heidel Road 4	4	12-093-0139.004	James W. Schumacher and Mary Lou Schumacher	$102,300	$71,610	$1,642.11
139 Heidel Road 6	6	12-093-0139.006	Fred W. Stella and Janet M. Stella	$102,100	$71,470	$1,638.62
139 Heidel Road 8	8	12-093-0139.008	Anna Lerner	$105,500	$73,850	$1,698.17
142 Heidel Road 1	1	12-092-0142.001	Donald R. Bierman and Audrey J. Bierman	$102,000	$71,400	$1,636.87
142 Heidel Road 3	3	12-092-0142.003	Scott H. Engroff and Joyce D. Engroff	$109,600	$76,720	$1,863.85
142 Heidel Road 4	4	12-092-0142.004	Branislav A. Kevich and Nevenka T. Kevich	$102,300	$71,610	$1,642.11
142 Heidel Road 5	5	12-092-0142.005	Robert A. Johnston and Mary J. Johnston	$106,200	$74,340	$1,710.41
142 Heidel Road 7	7	12-092-0142.007	Rosemary Thomas	$107,800	$75,460	$1,738.44
152 Heidel Road 1	1	12-092-0152.001	Fred A. Gawrisch and Linda G. Gawrisch	$102,000	$71,400	$1,730.76
152 Heidel Road 2	2	12-092-0152.002	Joshua Kelley	$102,000	$71,400	$1,636.87
152 Heidel Road 3	3	12-092-0152.003	Mary A. Williams	$109,600	$76,720	$1,769.96
152 Heidel Road 5	5	12-092-0152.005	Paul A. Krause (PennyMac Holdings LLC)	$106,200	$74,340	$1,804.30
152 Heidel Road 6	6	12-092-0152.006	Fred A. Gawrisch and Linda G. Gawrisch	$102,100	$71,470	$1,732.51
152 Heidel Road 7	7	12-092-0152.007	Victoria F. Wolf	$107,800	$75,460	$1,738.44
162 Heidel Road 5	5	12-092-0162.005	Maggy L. Heyden	$106,200	$74,340	$1,710.41
162 Heidel Road 6	6	12-092-0162.006	C W Realty LLC	$102,100	$71,470	$1,732.51
162 Heidel Road 8	8	12-092-0162.008	Alan H. Becker	$105,500	$73,850	$1,792.06
141 Linden Lane 3	3	12-084-0141.003	Janet S. Moebus	$109,600	$76,720	$1,769.96
141 Linden Lane 4	4	12-084-0141.004	Betty E. Sell	$102,300	$71,610	$1,642.11
141 Linden Lane 5	5	12-084-0141.005	Marion M. Smith and Mary Ann Hollmier	$106,200	$74,340	$1,710.41
149 Linden Lane 1	1	12-084-0149.001	Carol E. Schmidt	$102,000	$71,400	$1,636.87
149 Linden Lane 2	2	12-084-0149.002	Mary H. Delahunt	$102,000	$71,400	$1,636.87
149 Linden Lane 3	3	12-084-0149.003	Ries J. Behling and Patricia K. Behling	$109,600	$76,720	$1,769.96
149 Linden Lane 5	5	12-084-0149.005	Lindsay B. Maslowski	$106,200	$74,340	$1,710.41
149 Linden Lane 6	6	12-084-0149.006	Gregory P. Eggold and Susan E. Presuhn-Eggold	$102,100	$71,470	$1,732.51
149 Linden Lane 7	7	12-084-0149.007	Yana Parfenovich and Anna Parfenovich	$107,800	$75,460	$1,738.44
149 Linden Lane 8	8	12-084-0149.008	Christine D'Amato	$105,500	$73,850	$1,698.17

tabbies EXHIBIT A

Address	Unit	Parcel Number	Owner's Name(s)	2014 Assessment	Opinion of Value	Tax Bill (Net)
157 Linden Lane 1	1	12-084-0157.001	Fred A. Gawrisch and Linda G. Gawrisch	$102,000	$71,400	$1,730.76
157 Linden Lane 3	3	12-084-0157.003	Michael R. Gallenberger	$109,600	$76,720	$1,769.96
157 Linden Lane 4	4	12-084-0157.004	Catherine A. Mowers	$102,300	$71,610	$1,642.11
157 Linden Lane 8	8	12-084-0157.008	Kathryn A. Cabral	$105,500	$73,850	$1,698.17
508 Laurel Lake Road 1	1	12-094-0508.001	Doris M. Kingman Rev. Trust	$102,000	$71,400	$1,636.87
508 Laurel Lake Road 2	2	12-094-0508.002	Rachel Y. Goldberg	$102,000	$71,400	$1,636.87
508 Laurel Lake Road 3	3	12-094-0508.003	Suzanne Quinn	$119,500	$83,650	$1,943.32
508 Laurel Lake Road 5	5	12-094-0508.005	James O. Luedtke Rev. Living Trust	$106,200	$74,340	$1,710.41
508 Laurel Lake Road 7	7	12-094-0508.007	Lois Dobschuetz	$117,600	$82,320	$1,910.06
508 Laurel Lake Road 8	8	12-094-0508.008	Julie M. Mangan	$115,100	$80,570	$1,866.27
516 Laurel Lake Road 2	2	12-094-0516.002	Peggy A. Tauscher	$102,000	$71,400	$1,636.87
516 Laurel Lake Road 8	8	12-094-0516.008	Linda K. Scott	$115,100	$80,570	$1,866.27
524 Laurel Lake Road 1	1	12-094-0524.001	Mary Jo Crivello	$102,000	$71,400	$1,636.87
524 Laurel Lake Road 2	2	12-094-0524.002	Sheila A. Vergin	$102,000	$71,400	$1,636.87
524 Laurel Lake Road 3	3	12-094-0524.003	Kramsky Trust	$121,200	$84,840	$1,973.09
524 Laurel Lake Road 6	6	12-094-0524.006	Mary M. Cline	$102,100	$71,470	$1,638.62
524 Laurel Lake Road 7	7	12-094-0524.007	EJOF Investments LLC	$117,600	$82,320	$2,003.95
608 Laurel Lake Road 3	3	12-094-0608.003	Kathleen Kirst	$119,500	$83,650	$1,943.32
608 Laurel Lake Road 4	4	12-094-0608.004	Jeffrey J. Vieau	$111,500	$78,050	$1,803.23
608 Laurel Lake Road 7	7	12-094-0608.007	John F. Budelman and Patricia M. Budelman	$117,600	$82,320	$1,910.06
				$6,172,600	$4,320,820	$100,370.77