President Birmingham called the meeting to order at 7:00 p.m. in the Board Room of Village Hall.

Roll Call

Present: Trustee Barbian, Trustee Ouellette, Trustee Cyborowski, Trustee Sell, Trustee Genz, Trustee Chadwick, President Birmingham
Absent: None
Also Present: Todd Michaels, Village Manager
Sarah Weishar, Assistant Village Manager
Ryan Rosenow, Police Chief
Tim Saidler, Fire Chief
Rod Damask, Acting Director of Public Works
Kenneth Robers, Director of Inspection Services
Sue Shepeard, Health Director
Brian Vanklooster, Library Director
Kristen Victory, Clerk/Treasurer
John Macy, Village Attorney

Approval of Minutes

Regular Board Meeting of September 17, 2019.
Special Board Meeting of September 19, 2019

Trustee Barbian moved, seconded by Trustee Ouellette, that the minutes from the Regular Board of Trustees Meeting held on September 17, 2019 and the Special Board Meeting held on September 19, 2019 be approved.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

Manager Michaels stated in an effort to save citizens time, Staff is recommending that the Board not to take action this evening on the Hills Have Eyes application. The Village Attorney, John Macy stated that the Board has not been given something from the Rock that the Board can take action on. Manager Michaels stated that if we can get something together, they will bring it forward as soon as possible.

New Communications

#19-14 Todd Michaels, Village Manager
Update to the 2010-2035 Village Comprehensive Plan

The Village Board adopted the 25 year Comprehensive Plan on November 17, 2009 as required by State Statute 66.1001. The State requires the plan be updated every 10 years. The Village’s Planning Consultant has been working with the staff and holding public participation sessions (they had a booth at Village Days and one of the Downtown markets) to gather input. They will have a draft plan complete next week. We are asking the Board to refer the comprehensive plan update to the Plan Commission for their review and recommendations.

Trustee Chadwick moved, seconded by Trustee Barbian, to refer the comprehensive plan update to the Plan Commission and Planning Consultant for review and recommendation.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried
Manager Michaels stated that Staff is asking this be referred to the Plan Commission and Planning Consultant

*Trustee Chadwick moved, seconded by Trustee Barbian, to refer the special use/building permit for a new detached garage to the Plan Commission and Planning Consultant for review and recommendation.*

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

**Citizens’ Comments**

Elaine Unger of 4815 Sutton Lane representing Wisconsin for Safe Technology stood and spoke about the FCC and cell tower radiation.

Joe Russ of New Berlin, representing 5599-97 Basswood St. stood and commented on cell towers and supported the Board’s decision regarding the Rock.

Joy Draginis-Zingales of 7573 High View Drive representing Citizens for Responsible Government stood and spoke regarding the Rock and being embarrassed in front of the County Supervisors because of the Board’s actions.

**Standing Committee Reports**

A) **Finance Committee-Trustee Barbian**

i. *Finance Committee Internal Audit Review of Bills Presented for Payment.*

Trustee Barbian stated that the Audit was not completed at this time and asked this item be moved to the next meeting.

ii. *Approval of Accounts Payable checks for payments.*

*Trustee Barbian moved to approve Accounts Payable Check numbers 55859 to 55952 in the amount of $804,839.23, ACH Payment numbers 12721 to 12738 in the amount of $795,612.23 and P-Card Purchases in the amount of $161,985.55 for a total of $1,762,437.01, seconded by Trustee Ouellette.*

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried


Clerk Treasurer Victory we are working to finish up best estimates for year end and some departments are significantly under budget (Building Inspection, Municipal Court, Police, Clerk Treasurer’s Office) and hopefully this will help offset being over in Information Technology.

B) **Plan Commission-Trustee Chadwick- No meeting.**

C) **Library Board-Trustee Genz-** The Summer reading program was a great success. The student ids as library cards has 800 Middle and High School students making use of the program. The Library Board passed the 2020 Library budget and has forwarded it to Manager Michaels.

D) **Public Works Committee-Trustee Barbian**

a. *Discussion and necessary action relative to the Grange Avenue bio-swales (PW 19-02).*
Trustee Barbian moved, seconded by Trustee Cyborowski, to direct DPW Director Damask to work with MMSD and the Village Engineer to come up with plantings that we can maintain and to come back to the Board in a reasonable amount of time.

Trustee Barbian asked if milkweed can be considered.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

b. Discussion and necessary action to create a five (5) year paving plan (PW 19-03)

Trustee Barbian moved, seconded by President Birmingham to approve PW 19-03 the 5 Year Paving Plan in concept and to approve the 2020 Paving Plan and if financially feasible try and fund Gladstone and Olympia Lane as part of the budget process.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Chadwick, Birmingham
Nays: Genz
Motion to approve: Carried

E) Board of Health-Trustee Sell- No meeting.

F) Public Health, Welfare & Safety-Trustee Cyborowski- No meeting.

G) Park & Recreation-Trustee Sell- No meeting

H) Public Celebrations-Trustee Ouellette- No meeting.

Old Business:

A) Board and Committee Appointments & Resignations.

None

New Business:

A) BOT 19-84 Consider approving a special event permit request from Cirque Entertainment for “Cirque Italia Water Show” located at Southridge Mall

Southridge Mall is hosting a circus in their parking lot from October 31st – November 3rd. They are not requesting any assistance from the Village.

Trustee Sell moved to approve the special event permit for the Southridge Mall circus for October 31 – November 3, 2019 as presented in the special event application with the conditions listed in Section 17.365(4)(D) of the Zoning code, seconded by Trustee Ouellette.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

B) BOT 19-85 Consider approving Resolution R2019-09: A resolution approving a request to use funding from MMSD’s Village Green Solutions project to plant approximately 80 storm water trees within public rights-of-ways and/or on Village owned parcels.

Manager Michaels stated this is the same as last year to replant the ash trees we have lost.

Trustee Sell moved to approve BOT 19-85, Resolution R2019-09: A resolution approving a request to use funding from MMSD’s Village Green Solutions project to plant approximately 80 storm water trees within public rights-of-ways and/or on Village owned parcels, seconded by Trustee Cyborowski.
Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

C) BOT 19-86 Considering approving Ordinance 912 to change the parking restrictions on Enfield Avenue and Euston Street

The School District requested the Village look into and consider adding a no parking sign to one side of the street on Enfield and Euston. When school buses drop off and pick-up at Canterbury they have found it difficult to get down Enfield due to cars parking on both sides of the street. Staff is recommending a no parking restriction on one side of the street on Enfield, as well as Euston, but just during the times of drop off and pickup. This would allow the residents to continue to park on the street for most of the day, but ensure that during drop off and pickup buses can get in and out safely.

Trustee Sell moved to approve Ordinance 912 regarding parking restrictions on the north side of Enfield Avenue and the west side of Euston street and to notify the residents on these two streets prior to posting signs and that in said notice, advise them that this needs to be done because of the construction project and upon completion of the construction project will be reviewed, seconded by Trustee Cyborowski.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

Officers Reports:

A) Village Manager's Report- None.
B) Village President's Report- President Birmingham stated that the ICC group is asking all of the Presidents to let them know if their communities will support the 1% county tax as the stadium tax will be falling off and for the Trustees to email him to let him know their opinions.

November 8th from 3-7 pm J& J will be holding a Grand Opening for Village Officials and Staff.
This Saturday, October 5th is the Veteran's Memorial dedication at 11 am, come and help them celebrate after 7 long years.

Citizens’ Comments

None

Closed Session

President Birmingham read:

A) The Board shall convene in Closed Session pursuant to Section 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Specifically to discuss he Village Manager's goals and objectives for the 4th Quarter.

B) The Board shall convene in Closed Session pursuant to Wisconsin State Statute Section 19.85(1)(e) to deliberate or negotiate the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Specifically, to discuss strategy relevant to contract negotiations with the Village's Police Union for the years 2019-2021.

C) The Board shall convene in Closed Session pursuant to Section 19.85(1)(g) to confer with legal counsel 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. Specifically to discuss Ballpark Commons.
Return to Open Session

The Board will not return to Open Session to act on matters discussed in Closed Session.

Trustee Barbian moved, seconded by Trustee Ouellette to convene in Closed Session at 8:29 p.m.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

Adjournment

Trustee Ouellette moved, seconded by Trustee Cyborowski, to adjourn.

Ayes: Barbian, Ouellette, Cyborowski, Sell, Genz, Chadwick, Birmingham
Nays: NONE
Motion to approve: Carried

The meeting adjourned at 10:15 P.M.
Respectfully submitted,

Kristen Victory
Clerk Treasurer