

**VILLAGE OF PEWAUKEE
VILLAGE BOARD MEETING
July 19, 2016**

1. Call to Order, Pledge of Allegiance, Moment of Silence and Roll Call

President Knutson called the meeting to order at approximately 7:01 p.m. The Pledge of Allegiance was recited followed by a moment of silence.

Village Board members present on Roll Call: Trustee Paul Evert, Trustee Kevin Yonke, Trustee Heather Gergen, Trustee Cathy Baumann, Trustee Joe Zompa, Trustee Tom Calder, and President Jeff Knutson.

Also Present: Village Attorney, Mark Blum; PD Lieutenant, Mark Garry; Village Treasurer, Becky Higby; Park & Recreation Chairperson, Bob Rohde; Village Administrator, Scott Gosse; Village Clerk, Chaz Schumacher.

2. Approval of Minutes of Previous Meeting

a. Minutes of the Special Village Board Meeting June 2, 2016

Trustee Yonke moved, seconded by Trustee Zompa to approve the June 2, 2016 minutes as presented. Motion carried 5-0, Trustee Baumann and Trustee Calder abstained.

b. Minutes of the Regular Village Board Meeting June 21, 2016

Trustee Zompa moved, seconded by President Knutson to approve the June 21, 2016 minutes as presented. Motion carried 4-0, Trustee Calder, Trustee Baumann, and Trustee Gergen abstained.

c. Minutes of the Regular Village Board Meeting July 5, 2016

Not presented for approval.

3. Citizen Comments

John Laimon – 145 Park Avenue – Mr. Laimon stated he heard news of a reversal of the trailer parking ordinance. He stated the Board will have to vote in a \$100,000 tax raise this year for next year in order to police the trailer parking, the Village will need 3 additional police officers. He stated the Village will need meter maids. He stated Pewaukee is a lake city, it's a magnet, people on it, in it, or near it, and it's an excellent lake for fishing and swimming. He stated the Village would be cutting off revenue from tax payers, and will have to raise everyone's taxes.

Dennis Anders – 150 Lake Street – Mr. Anders stated his position with the parking of vehicles and trailers is if there is one hour parking and they park 6am to 8:30pm, they get 1 citation for the whole day. He stated they should get 1 citation an hour. He stated someone parked in front of a hydrant and got a \$15 citation. He stated there is not another boat launch in Lake Country that allows parking on the street. He asked if this was brought up when the launch was purchased.

Jim Grabowski – 128 Park Avenue – Mr. Grabowski stated he first expressed concern about the logistical nightmare of prohibiting trailer parking by the lakefront; he secondly expressed concern over the economic impact and the crippling of local businesses. He stated his concern of the legitimacy of the petition to bring the ordinance back. He stated it was a 6-0 vote to deny the ordinance. Mr. Grabowski stated there were 25 signatures on the petition and 16 of the signers on the petition don't live in the lakefront area. He stated that one resident stated they were approached by a maintenance director for

Yonke Funeral Home. He stated the petition does not list why or specific areas affected by the restrictions. He stated he can't tell how many were compromised. He doesn't feel it should be reconsidered.

Bob Rohde – 766 Glacier Road – Mr. Rohde asked if this is good government to take an ordinance that showed little support and was voted down 6-0 and bring it back. He asked if it loses tonight, will it be brought back. He stated he understands the trailer parking issue and those affected by it but he feels the ordinance is an over-reaction and the approach is like killing a fly with a shotgun. He stated there needs to be a measured approach and if the police believe there is an issue then it can be dealt with.

Carissa Walter – 126 Lake Street – Ms. Walter stated there is an issue, it's every day, and it would be nice to park in front of her house. She stated if a trailer is parked on the lake front, someone won't visit businesses; there is a parking lot made and not being used.

Mark Grabowski – 318 Park Avenue – Mr. Grabowski stated he is against the trailer parking ordinance coming back. He stated as a resident of Park Avenue he sees the same thing. The launch has been there 30 years, now in public ownership and it is going to be killed. He stated people will not go to that ramp and park 3 blocks away, they won't go through it. He stated he occasionally parks his own trailer on Park Avenue and he doesn't want to be prevented to from doing so because of a ban, he asked if other solutions have been made such as striping or signage for trailers. Mr. Grabowski questioned the signatures of the petition; someone was approached by a maintenance man from Yonke Funeral Home. The petition was dated July 15th but made it to the agenda right away even though agenda items are supposed to be in by noon on Wednesdays. He stated of the people who signed the petition, 16 don't live in the area and 9 park in the alley.

Dennis Anders – 150 Lake Street – Mr. Anders stated the parking has been issue here and there and it's been going on for years; cars park over approaches of driveways. It's been ongoing since assessment for curb and gutter it's become worse because the streets appear bigger.

Jim Grabowski – 128 Park Avenue – Mr. Grabowski stated if Lake Street was striped like Park Avenue it could curb parkers from the street. He stated if there is a problem with the funeral home you could put cones out during funeral and give permission to the funeral director to put the cones out to reserve parking. He stated on Saturday when it was 88 degrees out and sunny he took a drive along Park Avenue, Lake Street, and Orchard Avenue; there were 3 total trailers parked and 1 was the sheriff. He stated Pewaukee Ski Team parks there. He stated the ordinance is like killing a fly with a shotgun and smaller measures can be taken to fix it, not to the extreme.

Carissa Walter – 126 Lake Street – Ms. Walter asked why a parking lot was made and not being used.

John Laimon – 145 Lake Street – Mr. Laimon stated signage is a big problem and the lack of it; it's not going to stop them from parking. If there was signage to the other parking lot it would be used. Mr. Laimon stated there could be signage by the Railway and the Freeway exits, parking is not being used, and signage is a simple inexpensive solution, not 3 hour shifts for Saturdays and Sundays.

Mark Grabowski – 318 Park Avenue – Mr. Grabowski stated there should be no trailers along other side of Orchard, north of Orchard is where driveways are.

4. Ordinances

a. Discussion and Possible Action on Request to Reconsider Ordinance No. 2016-11, Ordinance to Create Section 86.119.5(e) of the Village of Pewaukee Code of Ordinance Regarding Restricted Parking of Trailers During Certain Times in Specific Areas.

No Action Taken.

5. Old Business

a. Discussion and Direction Regarding Code of Conduct

President Knutson stated he asked to have this put on the agenda because this is what he was looking for when the discussion was previously presented for consideration. He would like for the Board to adopt it for the Village of Pewaukee. He stated it gets to the meat of the matter of how the Board should act.

Trustee Calder stated that until he was on the Board he didn't see any problems, he's seen less respect and decorum since being on the Board. He stated there is a lack of leadership and ability to control an elected official.

Trustee Evert stated he doesn't understand the urgency, he thought this was going to be discussed at the first meeting in August.

Trustee Calder stated he would also like to address the public disclosure statement from the last meeting.

President Knutson stated the document from Green Bay was not part of the last meeting; he read a copy of it and thought it should be part of the discussion before the first meeting in August instead of being given to the Board at that meeting for the first time.

Trustee Gergen stated much of the code of ethics is subjective, she can see there have been many items that would have been extreme violations. She stated it should be more of a guideline as to how to conduct oneself but not an official document.

Trustee Zompa stated he is okay with it being a guideline and adopting guidelines like this would be to the Board's benefit. Discussion followed.

Attorney Blum asked for clarification if the Board wants it to be a guideline or policy. He asked if the Board is looking for a complaint process or just guidelines and recommendations to the Board on how to conduct with the public. Blum stated that in response to the financial disclosure there is a provision in the County's version that says it's a public record and if the Village adopted it would be considered a public record, he asked if the Board is accepting of that. He asked how far the Board wants to go, do they want a code of conduct, a code of ethics; staff needs more direction. Discussion followed.

The consensus of the Board was to discuss the matter at the next Board meeting.

b. Discussion and Possible Action on Pedestrian Bridge Design Selection

AND

c. Discussion and Possible Action on Authorizing Preliminary Design Phase of R. A. Smith National Pewaukee River Pedestrian Bridge Agreement

AND

6. New Business

a. Discussion and Possible Direction Regarding Hydraulic Analysis of Existing Abutments in Pewaukee River

Administrator Gosse began the discussion stating Gary Raasch of R. A. Smith is present to review the materials included in the agenda packets.

Gary Raasch, of R. A. Smith National, reviewed the information he provided to the Board regarding the hydraulic analysis that was performed and presented proposed bridge design options using the existing abutments, new abutments, or a combination of the existing and new abutments. He stated that any bridge or structure has to be built without increasing the floodplain, or flood easements need to be obtained from the affected properties. Discussion followed.

Trustee Gergen asked which design would be least expensive with a covered bridge. Mr. Raasch stated the cost would be proportionate to the length of the bridge and the abutments will have their own costs. Raasch stated options 'A' and 'B' are the least expensive, he believes option 'A' would be the least expensive but he wouldn't be sure until he works out the approach ramps. Discussion followed.

Trustee Calder moved, seconded by Trustee Evert to move forward with a wood covered bridge using existing pillars and abutments with flower boxes, relocating three power poles using reimbursement from TIF funds, creating an escrow account for the maintenance of the bridge, and completing the structural analysis of the existing abutments. Motion carried 5-2, with Trustee Gergen and Trustee Zompa voting nay.

b. Discussion and Possible Action on Making the Deputy Clerk-Treasurer a Salaried Position

Trustee Calder stated he asked to have this on the agenda as he sees it as an opportune time to turn the position into a salaried position, there's no question around election time there are more hours.

President Knutson asked if there is any advantage to making it salaried. Trustee Calder stated the Board would know the exact wages and there would be continuity with what is going on across the State.

Administrator Gosse stated if the position was made a salaried position it would not be exempt from overtime as it would not be considered exempt. Gosse stated the position would have to meet managerial level within the organization as well as salary threshold. Discussion followed.

Trustee Calder moved, seconded by Trustee Evert to make the Deputy Clerk-Treasurer position a salaried position. Trustee Gergen stated she feels it's more of an administrative position. President Knutson stated the position doesn't meet the FSLA rules; it would still be paid overtime because it may not meet exempt guidelines. **Motion carried on Roll Call vote 5-2, Trustee Gergen and President Knutson voting Nay.**

c. Monthly Approval of Checks and Invoices for all funds – June 2016

Trustee Calder moved, seconded by Trustee Baumann to approve the June Treasurer's Report in the amount of \$345,355.40. Motion carried 7-0.

d. License Approvals and Vendor Permits

1. Food Vendor Licenses – Taste of Lake Country

Trustee Calder moved, seconded by Trustee Baumann to approve Food Vendor Licenses for the Taste of Lake Country event July 29-30, 2016 as presented for the following applicants:

The Lakeside Supper Club
Casa Tequila Restaurant
Park Avenue Pizza Co.
Billy Ho's
Revere's Well Street Tavern

Rich's House of Cakes
The Golden Anchor
Butler Inn of Pewaukee
Dickey's Barbecue Pit

Motion carried 7-0.

2. Operator License – New, Renewals, and Temporary

Trustee Calder moved, seconded by Trustee Evert to approve Regular Operator permits for the remainder of the July 1, 2016 through June 30, 2017 license term as presented for the following applicants:

Kelly Davidson	Parker Marsalli	Ashlee Dummer
Sebastian Steinberger	Jean Braeger	Renee Lowery
Julie Denk	Kelly Vickers	

Motion carried 7-0.

Trustee Calder moved, seconded by Trustee Zompa to approve the Temporary Operator permits for the Taste of Lake Country Event July 29-30, 2016 as presented for the following applicants:

Brady Callen	Kelley Woldanski	Sheila Jilot
--------------	------------------	--------------

Motion carried 7-0.

7. Citizen Comments

None.

8. Closed Session – *The Village Board of the Village of Pewaukee will enter into closed session pursuant to Wis. Statute Section 19.85(1)(e) for the purpose of deliberating or negotiating 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 a negotiating strategy regarding a fire and EMS agreement with the City of Pewaukee; and pursuant to Wis. Statute Section 19.85(1)© 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 consider employment of a Deputy Clerk-Treasurer candidate.*

Trustee Evert moved, seconded by Trustee Baumann to move into Closed Session at approximately 8:52 p.m. Motion carried on Roll Call vote, 7-0.

9. Reconvene into Open Session

Trustee Baumann moved, seconded by Trustee Yonke to reconvene into Open Session at approximately 9:14 p.m. Motion carried on Roll Call vote, 7-0.

10. Action Out of Closed Session

a. *Discussion and Possible Action to Reconsider Prior Action on an Offer of Employment for a Deputy Clerk-Treasurer candidate.*

President Knutson moved, seconded by Trustee Calder to reconsider prior action by the Village Board on July 5, 2016 on an Offer of Employment for a Deputy-Clerk candidate. Motion carried 7-0.

Trustee Zompa moved, seconded by Trustee Gergen to approve an offer of employment for a Deputy Clerk-Treasurer candidate with a salary of \$43,680; 2 weeks of vacation, with the remainder of 2016 pro-rated for 1 week of vacation; and pending a background check and other checks performed for a new-hire. Motion carried 7-0.

11. Adjournment

Trustee Baumann moved, seconded by Trustee Evert to adjourn the July 19, 2016 Village Board meeting. Motion carried 7-0.

Meeting adjourned at approximately 9:20 p.m.

Respectfully Submitted,

Chaz M. Schumacher
Village Clerk