

Village President Besson called the meeting to order at 6:45 p.m.

1.0 ROLL CALL – Present: Pres. D. Besson, Trustees: M. Bennett, L. Bergan, R. Brinkmeier, K. Meleski, D. Schwartz, & M. Stahl. Staff: Village Attorney J. Wesolowski, Administrator S. Kulik, DPW Director – M. Martin. Audience (2).

2.0 PUBLIC COMMENT: None.

3.0 CONSENT AGENDA

3.1 Motion (Bergan, Schwartz) to approve minutes: June 24, 2019; unanimously approved.

3.2 Motion (Bergan, Schwartz) to approve claims paid with June Check Register: \$518,481.52; unanimously approved.

3.3 Motion (Bergan, Schwartz) to approve payrolls for the periods ending 05/31/19 (\$117,386.17) and 06/14/19 (\$123,466.77); unanimously approved.

3.4 Motion (Bergan, Schwartz) to approve operator license for B. Roberts; unanimously approved.

3.5 Motion (Stahl, Schwartz) to approve operator license for J. Agner subject to 3 month review of applicant through the term of the license. M. Stahl commented on employer support for applicant. R. Brinkmeier commented that he was not in favor as he was concerned about setting a precedent with other applicants. M. Bennett commented she is in support of it and that she feels it is not a precedent as they review each applicant and circumstance separately. Motion (Stahl, Schwartz) to call the question. Ayes: Bennett, Schwartz, Stahl. Nay: Bergan, Besson, Brinkmeier, Meleski. Motion to call question fails. D. Schwartz commented on Hales House supporting their employee and would retain the license to alleviate some concerns and we should be reviewing each case separately and that the 3 month review should be able to address any concerns. D. Besson commented that the applicant can still work and serve, just with a supervisor if he doesn't have a license. His concern is that the applicant has not completed or even started AODA counselling and it is just too soon after the conviction and that he was still in the house of correction when he came before them at the Committee of the Whole. He stated he does not believe it is in his or the Village's best interest to grant the license. K. Meleski question applicant about his sobriety and the fact he was incarcerated for the majority of the time since the event. J. Agner, W136S7681 Fairfield Dr, Muskego was asked to address the board. He commented that he had served 34 days of a 50 day sentence and was out early for good time served, prior to that the choice to not drink was a choice prior to incarceration. K. Meleski commented he had high concern for the granting of the license and he is concerned that even though the establishment has the license the applicant can make a copy and use it to apply for a license in some other city. K. Meleski requested the Village Attorney to opine on the matter. J. Wesolowski responded that a governmental body cannot impose that restriction but that it was his understanding that it was a voluntary matter and therefore was acceptable but he was not aware if you can place a "note" on a license. He requested that the Administrator comment on the matter. S. Kulik commented that you cannot put a note on the license it is either granted or it is not and that our license can be used to obtain a license in any other municipality using our license as the basis for those applications. The only option the board would have would be to revoke the license otherwise any license granted is valid period and that a hearing would be required to revoke the license even after it would be surrendered. D. Schwartz question on history of special circumstance granted licenses. S. Kulik commented on the one license that we wanted to revoke and took over a year to find her and get it surrendered and the

license is now expired and she still works locally. D. Besson commented that he has never granted a license to someone who has not completed their conviction. D. Schwartz question regarding whether the owner of the establishment came in for that applicant. S. Kulik commented that they had and it still took a year to get her license back. J. Agner commented he is willing to appear before the board every three months if that is what they would like to alleviate the concerns about the granting of the license. D. Besson commented he would be more comfortable if the application was before them after the counselling was completed. M. Stahl stated she feels that this is a life choice he must make not just a short term thing and that she feels the confidence shown by his employer means a lot to her. L. Bergan commented that she was concerned that he had not done the counselling and would have preferred to have something from the counselor. She also expressed concern that the vehicle ignition lock device is not foolproof and that it can be worked around. Her preference is that he would come before them once he is done with counselling. K. Meleski questioned applicant regarding length of required counselling. Applicant stated he is not sure it could be 1 month, 6 months or even a year as he hasn't had the first session yet and there is no time on it. Motion (Meleski, Schwartz) to amend the approval motion to require that the applicant appear before the board every 3 months until counseling is completed and owners of the Hale House to voluntarily surrender the license in the event the employee leaves employment or otherwise fails any 3 month review; Ayes: Bennett, Besson, Meleski, Schwartz, Stahl. Nay: Bergan, Brinkmeier. Motion on amendment passes 5: 2. Vote on main motion: Aye: Bennett, Meleski, Schwartz, Stahl. Nay: Bergan, Besson, Brinkmeier. Motion passes 4:3.

3.6 Motion (Bergan, Schwartz) to approve Temporary Class "B" / "Class B" Retailers License: Emanuel Lutheran Church – August Fest, - August 5, 2019 and Temporary Operator License S. Ehrlich 2019; unanimously approved.

3.7 Motion (Bergan, Schwartz) to approve a massage license for Basil Touch Massage; 9415 W. Forest Home Ave; unanimously approved.

4.0 STANDING COMMITTEE REPORTS

4.1 Motion (Bergan, Stahl) to approve Resolution 19-63 confirming appointment to the Fire & Police Commission – E. Leonard; unanimously approved.

4.2 Motion (Bergan, Stahl) to approve Resolution 19-64 approving the 2018 Wisconsin Pollution Discharge Elimination System (WPDES) Compliance Maintenance Annual Report (CMAR) and authorizing submittal to the Wisconsin Department of Natural Resources; unanimously approved.

4.3 Motion (Bergan, Meleski) to approve Resolution 19-65 authorizing certain officials to execute an agreement for professional consulting engineering services for re-rating and updating the road rating database for Village local roads with GRAEF-USA, Inc. unanimously approved.

4.4 Motion (Bergan, Stahl) to approve Resolution 19-66 authorizing certain officials to execute an agreement for the purchase of a Fire Department Response vehicle from available Equipment Replacement Funds; unanimously approved.

4.5 Motion (Bergan, Meleski) to approve Resolution 19-67 authorizing certain officials to execute an agreement for professional building inspection services with SAFEbuilt Wisconsin, LLC; unanimously approved.

5.0 SPECIAL COMMITTEE REPORTS

5.1 July 4th Committee Meeting – June 26, 2019 – no report.

5.2 Library Board Meeting – June 27, 2019 – L. Bergan reported that she had been advised the meeting had been called due to lack of quorum and later discovered that the meeting was held after they were able to have a quorum therefore she will be referring the Board to the minutes once distributed.

6.0 VILLAGE OFFICIALS REPORT

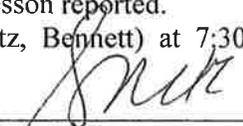
- 6.1 July 4th Contract – Greendale Historical Society – 1938 Diamond T fire engine - \$100. S. Kulik reported that this contract came in after the last board meeting. Motion (Schwartz, Bergan) to approve payment; unanimously approved.
- 6.2 Public Works Facility Update – M. Martin reported.
- 6.3 STH 100/ USH 45 update – no report.

7.0 PRESIDENTS REPORT

7.1 Election of President Pro-tem – D. Besson commented that he wanted to let everyone know at the next Board of Trustees he wants to elect a President Pro-Tem in the event of unforeseen circumstances that someone would be there to take over. M. Stahl requested why it is an election issue and whether seniority played a part in it. D. Besson commented that it was always an election and that seniority can be part of it but it can be any criteria but there is no overlying criterion. Further, the Board could do it on a rotating basis similar to the Committee of the Whole if they desired. D. Schwartz commented that in his time on the board that it has always been a seniority basis issue. J. Wesolowski commented that he will review the statutes on this issue as he had thought that it was an issue that the President was perhaps going on vacation. D. Besson commented that the by-laws discuss what happens in the event of a vacancy that the board has three choices: hold an election, appoint, or leave it vacant. Pro-tem is more of a day to day operations concern as he has had to make decisions as the president and that is the role he is concerned is filled rather than the meeting issues. The Board could take up the filling of a permanent vacancy as they have in the past. R. Brinkmeier question regarding term length. D. Besson commented it is for one year or if the Board wants to do something longer or something different then that is what can be done. Consensus to have J. Wesolowski prepare a document regarding the issue from a legal perspective and report it for the Committee of the Whole.

7.2 MMSD/ICC Meeting – July 8, 2019 – D. Besson reported.

8.0 ADJOURNMENT – Motion to adjourn (Schwartz, Bennett) at 7:30 p.m.; unanimously approved.



Sandra M. Kulik, Administrator/Clerk