

The meeting was called to order at 6:45 p.m. by Chair R. Brinkmeier.

- 1.0 **Roll Call** – Present: Chair R. Brinkmeier. Trustees: M. Bennett, L. Bergan, K. Meleski, D. Schwartz, M. Stahl and Pres. D. Besson. Staff: Administrator S. Kulik. Other Audience (5).
- 2.0 **Public Comment** – L. Adel Klich, 9432 W. Garden Court, Hales Corners addressed the Committee regarding item 3.5. Commented that it was understandable if the matter was delayed to October due to needs of the Village to address weightier issues.
- 3.0 **Agenda Items**
 - 3.1 **Minutes: August 3, 2020** – no corrections noted.
 - 3.2 **Class “B” Beer Class “C” Wine license – Mama Bev’s LLC, 5620 S/. 108th St, Gary Plassmeyer, agent** – G. Plassmeyer, applicant, W130D8515 Eagles Way, Muskego, addressed the Committee regarding the request. D. Besson questioned applicant use for liquor license with a bakery. G. Plassmeyer reported that he paired his cakes with existing wine license holders and it has gone very well as they bring their name to the other business and he would like to bring their name to his business. M. Bennett question regarding whether this was inside sales. G. Plassmeyer responded yes. S. Kulik commented that 3 of these licenses are available. Motion (Schwartz, Bennett) to forward to the Village Board for approval; unanimously approved.
 - 3.3 **Class “A” Beer License – Janesville Road BP LLC, 11931 W. Janesville Rd, James Gedig, agent** – M. Fleming, attorney for applicant appeared via telephone, P. Gedig, 7240 S. North Cape Rd, Franklin addressed the Committee regarding the request. He commented he has requested several times from Village staff and was advised that no licenses were available. M. Fleming commented that the letter that he sent summarizes the position of the applicant and make an attempt to either change the quota or to change the way the Village quantifies liquor sales relative to sales of other items at the store and make an exception. The applicant faces direct competition from a Kwik Trip just over the Village line in Muskego and it will draw customers from the Janesville BP to a neighboring community. M. Stahl commented she would not like to lose a business in Hales Corners and even with an approval it is likely to face stiff competition. P. Gedig concurred and reported he had 3 stations and sold two to Kwik Trip and that they wouldn’t buy the 3rd as it did not have a liquor license. R. Brinkmeier question on what would be required procedurally to amend the quota. S. Kulik commented it would be an ordinance change, requires publication and final adoption and would likely be early October before it was complete. She reported she had consulted with the Village attorney regarding the matter and that they are allowed to look at each request on a case by case basis so previous requests that had been denied are not affected by any change the Board would require. M. Fleming commented that you have that right for discretion on any initial issuance and that the quota ordinance was an additional layer of discretion. L. Bergan commented that she agreed with Trustee Stahl regarding competition and she was concerned for the loss of another small business. This request is not located near any Village competitor. M. Bennett commented she is not in favor of increasing the quota and expressed that Hales Corners is still one of the largest per capita municipality for available liquor sales and she while she understands the difficulty in competition but she still feels the health and safety of the community is impacted and would not support the request. K. Meleski commented that if we start down this path it is changing the history of how the Village has always viewed the regulation of alcohol. D. Schwartz commented that the Village has long been a law and order community but that times have changed and Franklin which borders us has significant offerings for liquor sales and that we have continued to educate people on the use of alcohol and he wants to support the tax base

and that we should support the businesses. There is the avenue of revocation if they are not responsible businesses in regards to the sales of alcohol. R. Brinkmeier commented that he was concerned that if we approve this one it is like opening a door and he is not in favor. M. Stahl commented that she feels that since the Board can regulate where and how it is sold that it is possible to do this, especially since this request is so close to the boarder and is isolated out there and she is concerned about losing the business as he is likely to lose it anyway to the competition even with it. S. Kulik questioned applicant of the application. She asked what the hours of operation are , where the liquor would be sold as the application states “store display areas” and the Village has been consistent in not allowing store displays and that he had indicated also a cooler. P. Gedig commented that his business is open to 10 p.m. and he would only sell during legal operational hours that he will need to build a cooler to house the alcohol and did not have concerns if they didn’t want floor sales. Further, he will place a locked bar through the cooler doors during non-alcohol operational hours. Motion (Schwartz, Stahl) to forward to the Village Board for approval; ayes: Schwartz, Stahl, Bergan, nay: Bennett, Brinkmeier, Besson, Meleski); motion fails.

- 3.4 **Memorandum of Understanding – WPPA regarding lateral transfer offers of employment** – S. Kulik commented that the item had been requested by the Chief and was agreed to by the bargaining unit and had been inadvertently omitted from the agreement. M. Bennett question regarding whether the members wanted this and how it would work with seniority. S. Kulik commented that the program would allow the Chief to recruit trained officers and they would transfer in under the pay rate and vacation accrual of the current contract based upon the date that they certified with the State but it does not impact seniority regarding any other matter. They would be “beneath” younger hires in all other terms. Motion (Besson, Schwartz) to forward to the Village Board for approval; unanimously approved.
- 3.5 **Regulation on the keeping of chickens in the Village of Hales Corners** – D. Besson request to hear item after 2.0 Public Comment. D. Besson commented that he was going to recommend it be delayed to November to get it past the budget cycle as well as give people more time both pro and con to be able to attend as interested persons. K. Meleski agreed. J. Adel Klich commented that she had no objection to waiting. Motion (Schwartz, Besson) to defer the matter to the January 2021 Committee of the Whole; unanimously approved.
- 3.6 **August Code Enforcement Report** – S. Kulik referred members to the report included in the packet.
- 3.7 **Payroll Tax Deferral – President Executive Order** – S. Kulik commented that she had made the decision to not offer the deferral as the Village would be responsible for collecting the deferred wages and it was concerning as to if an employee were to terminate and their final check would not be enough to cover the expense. She also commented that the timing was too short for the implementation of the change as it was effective 9/1/2020. She requested consensus to support the decision. Committee agreed to support the decision.
- 3.8 **Purchase of computer server for Municipal Court & Police Department and Budget Amendment for computer replacement fund** – S. Kulik commented on the memo included with the packet and the funding source created for this purpose. Motion (Schwartz, Bennett) to forward to the Village Board for approval; unanimously approved.
- 3.9 **Intergovernmental Agreement for COVID-19 testing between Village of Hales Corners Health Department and Milwaukee County Office of Emergency Management** – S. Kulik reported on the agreement and that it had been vetted by the Village Attorney. M. Stahl question regarding how many agencies are involved, that CARES Act funding was to be used and no other, and how much was dedicated to it. S. Kulik responded that this was for testing sites, that it was CARES Act funded and no other funding would be used and that she thought it was approximately \$16,000. D.

Besson commented he wanted clarification on the purpose would not be to restrict businesses. S. Kulik responded that it was not for any restrictive purpose, only for the testing site but that she would have the information on the agencies involved in the joint agreement and the funding prior to the Board of Trustees meeting by following up with the Health Director. Motion (Schwartz, Bergan) to forward to the Village Board for approval subject to additional information clarifying the purpose and use of the funds; unanimously approved.

- 3.10 **2nd Quarter Financial report** – S. Kulik commented that the reports were distributed earlier. Preliminary estimates are showing a \$280,000 revenue shortfall which will be partially offset by expenditure reductions such as Park & Rec however not on a dollar for dollar basis. Further, the Police Department has approximately \$130,000 in salary savings; however it is likely that the reserve fund balance will be decreased by the net effect of COVID 19 on expenses even though the departments have slowed spending as requested. M. Bennett asked for clarification on the PD wage savings. S. Kulik reported it was position vacancies but the largest savings was from deployed officers who had been expected to return in April but were not released from duty until August.

3.11 **Budget 2021 Update**

3.11.1 **Recommendation on dates and format for Department meetings** - S. Kulik commented on the format for the budget meetings with departments and that it been in the Board of Trustee format as they can take action so the departments know where they were heading when they left their meeting. M. Bennett questioned the start date of the meetings and asked for 6:30 p.m. Consensus is 6:30 p.m. is good. S. Kulik commented that if the members have any questions for the departments based upon their submissions, binders will be available in advance of the meetings, that they can email the departments so that they can respond on their meeting date. M. Stahl asked what happens if the Board has additional questions. S. Kulik commented that we do have an extra meeting date slated so that we can reconvene if needed and that date is October 21, 2020 in order to meet publication deadlines and reminded the Committee that the publication was to be an estimate and changes can be made up to the and including the Public Hearing Date. M. Bennett questioned when the public hearing was to be. S. Kulik commented that November 23, 2020 is the normal meeting date and the law requires it be completed by November 25 in any given year.

- 3.12 **Audit RFP – recommendation from review committee** – S. Kulik reported on the results of the scoring on the received proposals and the committee’s recommendation for a contract award to Baker Tilly Virchow Krause LLC. Motion (Schwartz, Besson) to accept recommendation and forward to the Village Board for final approval; unanimously approved.

- 3.13 **Awards & Recognition Committee – update on board plaques and photos** – D. Schwartz requested that the item be moved to the October Committee of the Whole. Consensus to move to October.

- 3.14 **Village Administrator Evaluation** – S. Kulik read the close session notice that the Committee may enter closed session pursuant to Wis. Stat. §19.85(1)(c), for consideration of the employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, for the annual review of the Village Administrator over which the governmental body has jurisdiction or exercises responsibility, and to re-enter open session at the same place thereafter to act on such matters as discussed therein as it deems appropriate.

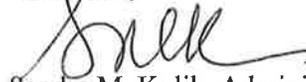
Motion (Stahl, Bennett) to enter close session. Roll Call: Ayes: Bennett, Besson, Bergan, Brinkmeier, Meleski, Schwartz, Stahl. Nays; None. Committee entered closed session at 8:17 p.m.

Motion (Stahl, Bergan) to return to open session. Roll Call: Ayes: Bennett, Besson, Bergan, Brinkmeier, Meleski, Schwartz, Stahl. Nays; None. Committee re-entered open session at 8:56 p.m.

Motion (Schwartz, Besson) to direct staff to act as directed during close session; unanimously approved.

4.0 Adjournment- Motion to adjourn (Schwartz, Stahl) at 8:58 p.m.; unanimously approved.

Submitted,

A handwritten signature in black ink, appearing to read 'S. Kulik', written over a horizontal line.

Sandra M. Kulik, Administrator