



Village of Bayside
9075 North Regent Road
Board of Trustees Meeting Minutes
May 6, 2010

I. CALL TO ORDER

President Dickman called the meeting to order at 6:00 pm.

II. ROLL CALL

President: Sam Dickman

Trustees: Michael Barth-Excused

Robb DeGraff-Excused

William Hersch

Daniel Muchin

James Petersen

Eido Walny

Also present: Village Manager Andy Pederson
Director of Finance and Administration Lynn Galyardt
Police Chief Bruce Resnick
Director of Community and Utility Services Alex Henderson
Village Attorney Chris Jaekels
There were three people in the audience.

III. PLEDGE OF ALLEGIANCE

IV. CONSENT AGENDA

Upon request of any Trustee, any item may be removed from the Consent Agenda for separate consideration.

A. Approval of:

1. **Committee of the Whole meeting minutes, March 18, 2010.**
2. **Board of Trustees meeting minutes, March 18, 2010.**
3. **Committee of the Whole meeting minutes, April 15, 2010.**
4. **Payment of summary of claims from March 13, 2010 through April 16, 2010 in the amount of \$619,940.07.**

B. Action on:

1. **Recommendation on revised medical exemption form for up-the-drive collection services.**
2. **Recommendation on temporary sign variance extension for Bayside Commons Condominiums, 905 W. Fairy Chasm Road.**
3. **Recommendation on temporary sign variance extension for Ogden & Company, Inc. 8850 N. Port Washington Road.**
4. **Recommendation on future operations of Village Recycling Center on Fairy Chasm Road.**
5. **Application for issuance of operator's license request for Tim Stuck (Otto's Bayside), Anthony W. Crowder, (Otto's Bayside), Kenneth A. Zemlicka, (Sendik's Bayside), John D. Gill, (Sendik's Bayside) Ellyn M. Johnson, (Sendik's Bayside) Joshua P. Bishop (Otto's Bayside), and Jipssy Colome (Los Paisa) which have been approved by the Police Department.**

C. Acceptance of:

- 1. 2009 Tree City USA Award.**
- 2. 2009 State of the Village Annual Report.**
- 3. 2009 Police Department Annual Report.**
- 4. 2009 Community and Utility Services Annual Report.**

Motion by Trustee Muchin, seconded by Trustee Walny, to approve the Committee of the Whole meeting minutes of March 18, 2010; the Board of Trustees meeting minutes of March 18, 2010; the Committee of the Whole meeting minutes of April 15, 2010; the payment of summary of claims from March 13, 2010 through April 16, 2010 in the amount of \$619,940.07; the revised medical exemption form for up-the-drive collection services; the recommendation on temporary sign variance extension for Bayside Commons Condominiums, 905 W. Fairy Chasm Road; the recommendation on temporary sign variance extension for Ogden & Company, Inc. 8850 N. Port Washington Road; the recommendation on future operations of Village Recycling Center on Fairy Chasm Road; the application for issuance of operator's license request for Tim Stuck (Otto's Bayside), Anthony W. Crowder, (Otto's Bayside), Kenneth A. Zemlicka, (Sendik's Bayside), John D. Gill, (Sendik's Bayside) Ellyn M. Johnson, (Sendik's Bayside) Joshua P. Bishop (Otto's Bayside), and Jipssy Colome (Los Paisa) which have been approved by the Police Department; the acceptance of 2009 Tree City USA Award; the 2009 State of the Village Annual Report; the 2009 Police Department Annual Report; the 2009 Community and Utility Services Annual Report. Motion carried unanimously.

V. CITIZENS AND DELEGATIONS

No comments made.

VI. BUSINESS AGENDA

A. COMMITTEE AND COMMISSION REPORTS

- 1. Finance and Administration Committee**
 - a. Recommendation on Resolution 10-____, a Resolution proclaiming Arbor Day.**

Motion by President Dickman, seconded by Trustee Muchin, to approve Resolution 10-02, a Resolution proclaiming Arbor Day. Motion carried unanimously by roll call vote.

- 2. Public Safety Committee**
 - a. Recommendation on Ordinance 10-____, an Ordinance to create § 98-52 of the Municipal Code with regard to "U" Turns.**

Motion by President Dickman, seconded by Trustee Petersen, to approve Ordinance 10-01, an Ordinance to create § 98-52 of the Municipal Code with regard to "U" Turns. Motion carried unanimously by roll call vote.

- b. Recommendation on Ordinance 10-____, an Ordinance to create Section 28-39 of the Municipal Code with regard to motions fees in municipal court.**

Motion by President Dickman, seconded by Trustee Walny, to approve Ordinance 10-02, an Ordinance to create Section 28-39 of the Municipal Code with regard to motions fees in municipal court. Motion carried unanimously by roll call vote.

- c. Recommendation on Resolution 10-____, a Resolution establishing a motion**

fee for municipal court.

Motion by President Dickman, seconded by Trustee Walny, to approve Resolution 10-03, a Resolution establishing a motion fee for municipal court. Motion carried unanimously by roll call vote.

3. Public Works Committee

- a. Recommendation on Ordinance 10-____, an Ordinance to amend section 14-9 of the Municipal Code with regard to drainage on to publically owned properties and rights of way.**

Motion by President Dickman, seconded by Trustee Petersen, to approve Ordinance 10-03, an Ordinance to amend section 14-9 of the Municipal Code with regard to drainage on to publically owned properties and rights of way. Motion carried unanimously by roll call vote.

- b. Recommendation on Ordinance 10-____, an Ordinance creating section 86-7 regarding establishing seasonal road weight restrictions and limitations.**

Motion by President Dickman, seconded by Trustee Petersen, to approve Ordinance 10-04, an Ordinance creating section 86-7 regarding establishing seasonal road weight restrictions and limitations. Motion carried unanimously by roll call vote.

4. GreenScape Bayside Committee

- a. Status update on Spring Clean Up Days.**

Manager Pederson stated the Spring Clean Up Days were a big success, and there was an even bigger turn out this year compared to last year. The Village collected 18,000 pounds of donations to Goodwill Industries, 2,839 pounds and 200 gallons of Household Hazardous Waste, 702 pieces of computer equipment and accessories 177 pounds of light bulbs and batteries, 60 old medication and prescription drug drop offs totaling 96 pounds, 50 tons of garbage, 20 tons of recycling, 3-20 yard dumpsters of metals, 1,000 old garbage cans and recycling bins, 97 used bikes, which will be repaired by Wheel and Sprocket and donated to Dream Wheels, 286 pairs of sneakers donated to develop playgrounds in Milwaukee, used soccer equipment was collected and donated to Milwaukee Scores, and other recyclable materials including used car batteries, cell phones, motor oil, etc. President Dickman commended the staff on a job well done.

5. Regional Telecommunications Committee-No report.

6. Intergovernmental Cooperation Council-No report.

7. Plan Commission

- a. Recommendation to the Board of Trustees for the request from Oscar Moncada of Oscar's Service, LLC and Oscar Motorcars, LLC, for: A business name change to Bayside Service, LLC, located at 310 E. Brown Deer Road.**

Motion by Trustee Petersen, seconded by Trustee Muchin, to approve the request from Oscar Moncada of Oscar's Service, LLC and Oscar Motorcars, LLC, for: A business name change to Bayside Service, LLC, located at 310 E. Brown Deer Road. Motion carried unanimously.

8. Architectural Review Committee-No report.

9. Library Board

- a. North Shore Library Expansion**

1. Discussion/action on possible resolution(s) for expansion of North Shore Library.

Manager Pederson stated that there were two resolutions in the packet, and noted all four of the North Shore communities of Glendale, Fox Point, River Hills, and Bayside need to approve the expansion for the project to move forward. He noted that Bayside's portion of the initial cost is 17% of the \$65,000 or a little over \$11,000. North Shore Library Trustee Mardee Gruen stated the \$65,000 is part of the estimated \$250,000 administrative costs for the expansion project.

Motion by President Dickman, seconded by Trustee Hersch, to approve the Resolution 10-04, a Resolution on the expansion of the North Shore Library. Motion carried unanimously by roll call vote.

- 10. Board of Zoning Appeals-No report.**
- 11. North Shore Fire Department**

Manager Pederson commented that Robert Whitaker was sworn in as the North Shore Fire Department's Fire Chief.

VII. VILLAGE PRESIDENT'S REPORT-No report.

VIII. VILLAGE MANAGER'S REPORT

- a. Recommendation to award contract for the 2010 Street Resurfacing and Stormwater Management construction on Pelham Parkway from Brown Deer Road to Ellsworth Lane and on Standish Lane from Pelham Parkway to Bayside Middle School entrance to Stark Asphalt.**

Manager Pederson stated there were three bids submitted, and the lowest bid was from Stark Asphalt in the amount of \$322,936.25. This amount includes widening the street to 22 feet, storm water management upgrades, ditching, replacement of driveway culverts, and tree and site clearing.

- b. Recognition of Police Chief Bruce Resnick who will be retiring May 14, 2010.**

Manager Pederson stated Chief Resnick will be retiring effective May 14, 2010 after nearly 30 years of service and commended Chief Resnick on his dedication, professionalism and service to the community. President Dickman commended Chief Resnick on his service to the community.

- c. Discussion/action on establishing the date for the Annual Bayside Picnic.**

Motion by President Dickman, seconded by Trustee Hersch, to set the date of the Village Picnic for September 11, 2010 from noon to 5:00 pm. Motion carried unanimously.

IX. VILLAGE ATTORNEY'S REPORT-No report.

X. MISCELLANEOUS BUSINESS BY THE TRUSTEES AS MAY PROPERLY BE BROUGHT BEFORE THE BOARD

XI. CORRESPONDENCE

- A. Mequon Chief of Police**
- B. Clean Up Days Correspondence**

President Dickman acknowledged the above correspondence.

XII. MOTION TO ADJOURN TO CLOSED SESSION

- A. Pursuant to Section 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; (Police Chief Recruitment process).**
- B. Pursuant to Section 19.85 (1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons allow a Closed Session; (Teamster Negotiations), (Dispatch Services Agreement).**

Motion by President Dickman, seconded by Trustee Petersen, to adjourn to closed session at 6:30 pm pursuant to Section 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; (Police Chief Recruitment process), and Section 19.85 (1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons allow a Closed Session; (Teamster Negotiations), (Dispatch Services Agreement). Motion carried unanimously by roll call vote.

XIII. RECONVENE IN OPEN SESSION PURSUANT TO SECTION 19.85 (2)

Motion by President Dickman, seconded by Trustee Walny, to reconvene in open session at 6:58 pm pursuant to section 19.85 (2). Motion carried unanimously.

A. Action on items in closed session.

No motions were made or action taken in closed session.

XIV. ADJOURNMENT

Motion by President Dickman, seconded by Trustee Muchin, to adjourn the meeting at 7:00 pm. Motion carried unanimously by roll call vote.

Respectfully submitted,

Lynn Galyardt, Director of Finance and Administration || May 17, 2010