



Village of Bayside
9075 North Regent Road
Board of Trustees Meeting Minutes
November 20, 2008

I. CALL TO ORDER

President Dickman called the meeting to order at 6:19 pm.

II. ROLL CALL

President: Sam Dickman

Trustees: Michael Barth Daniel Muchin
Robb DeGraff James Petersen
William Hersch

Also present: Village Manager Andy Pederson
Director of Finance and Administration/Clerk/Treasurer Lynn Galyardt
Village Attorney Chris Jaekels
Police Chief Bruce Resnick
Management Assistant Alex Henderson
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. ROUTINE BUSINESS ITEMS

1. **Committee of the Whole minutes, October 16, 2008.**
2. **Board of Trustee minutes, October 16, 2008.**
3. **Public Safety Committee minutes, November 6, 2008.**
4. **Public Works Committee minutes, November 11, 2008.**

Motion by Trustee DeGraff, seconded by Trustee Hersch, to approve the Committee of the Whole minutes, October 16, 2008, Board of Trustee minutes, October 16, 2008, Public Safety Committee minutes, November 6, 2008, and the Public Works Committee minutes, November 11, 2008. Motion carried unanimously.

5. **Payment of summary of claims for September 27, 2008 to November 7, 2008 in the amount of \$279,076.24.**

Motion by Trustee Petersen, seconded by Trustee Hersch, to approve the Payment of summary of claims for September 27, 2008 to November 7, 2008 in the amount of \$279,076.24. Motion carried unanimously.

6. **Discussion/action on Resolution 08-____, a Resolution Adopting the Ozaukee County All Hazards Mitigation Plan.**

Motion by Trustee DeGraff, seconded by Trustee Petersen, to approve a Resolution 08-14, a Resolution Adopting the Ozaukee County All Hazards Mitigation Plan. Motion carried unanimously by roll call vote.

- 7. Discussion/action on the application for issuance of an Operator's license requested by Tom T Behnke, (Otto's- Bayside) and reviewed by the Police Department.**

Motion by Trustee DeGraff, seconded by Trustee Hersch, to approve the application for issuance of an Operator's license requested by Tom T Behnke, (Otto's- Bayside) and reviewed by the Police Department. Motion carried unanimously.

- 8. Recommendation on a sign variance for a For Lease sign at Ogden & Company, Inc. 8850 N. Port Washington Rd.**
- 9. Recommendation on sign variance for a For Sale sign at Bayside Commons Condominiums, 905 W. Fairy Chasm Rd.**
- 10. Recommendation on sign variance for a For Lease sign at Bayside Woods Office Park, 8989 N. Port Washington Rd.**

Motion by Trustee Hersch, seconded by Trustee DeGraff, to approve the sign variance for a For Lease sign at Ogden & Company, Inc. 8850 N. Port Washington Rd, the sign variance for a For Sale sign at Bayside Commons Condominiums, 905 W. Fairy Chasm Rd. and the sign variance for a For Lease sign at Bayside Woods Office Park, 8989 N. Port Washington Rd. Motion carried unanimously.

V. CITIZENS AND DELEGATIONS

Open to any citizen who wishes to speak on items not on the agenda. Please note there may be limited discussion on the information received, however, no action will be taken. Please state your name and address for the record.

Mort Swerdlow stated he wanted the Village Board to reconsider the restructuring of the staffing of the Police Department.

VI. BUSINESS AGENDA

A. COMMITTEE AND COMMISSION REPORTS

1. Finance and Administration Committee

- a. Recommendation on Resolution 08-___, A Resolution Adopting the 2009 Sewer Enterprise Fund Budget and establishing the Sewer User Fee Rate.**

Motion by Trustee Petersen, seconded by President Dickman, to approve Resolution 08-15, A Resolution Adopting the 2009 Sewer Enterprise Fund Budget and establishing the Sewer User Fee Rate. Motion carried unanimously by roll call vote.

- b. Recommendation on Resolution 08-___, A Resolution adopting the Proposed 2009 Budget and Establishing the 2008 Tax Levy for operating the Government and Administration of the Village of Bayside in 2009.**

Motion by President Dickman, seconded by Trustee Barth, to approve Resolution 08-16, A Resolution adopting the Proposed 2009 Budget and Establishing the 2008 Tax Levy for operating the Government and Administration of the Village of Bayside in 2009. Motion carried unanimously by roll call vote.

- c. **Recommendation on the 2009 proposed budget for general fund and all special funds, 2009 goals, performance measurement program, and 2009 through 2018 Capital Improvement Program.**

Motion by President Dickman, seconded by Trustee Petersen, to approve the 2009 proposed budget for general fund and all special funds, 2009 goals, performance measurement program, and 2009 through 2018 Capital Improvement Program. Motion carried unanimously.

- d. **Recommendation on certificate for exemption from Ozaukee County tax levy for Public Library service as provided for in Section 45.64 (2) of the Statutes.**

Motion by President Dickman, seconded by Trustee Muchin, to approve the certificate for exemption from Ozaukee County tax levy for Public Library service as provided for in Section 45.64 (2) of the Statutes. Motion carried unanimously.

2. Public Safety Committee

Chief Resnick requested that the letter written by him dated November 12, 2007 expressing his concern regarding the two officers who are retiring become public record and be included in the meeting minutes.

- 3. **Public Works Committee**-No report.
- 4. **GreenScape Bayside Committee**- No report.
- 5. **Regional Telecommunications Committee**- No report.
- 6. **Intergovernmental Cooperation Council**

Manager Pederson stated the Intergovernmental Cooperation Council met to discuss revising the bylaws for the Milwaukee Area Domestic Animal Control Commission.

- 7. **Architectural Review Committee**- No report.
- 8. **Plan Commission**
- 9. **Library Board**

VII. VILLAGE PRESIDENT'S REPORT

- A. **Discussion/action on donation to North Shore Library in memory of Thomas Sopkovich.**

Motion by Trustee Muchin, seconded by Trustee Barth to approve the donation in the amount of \$500 to the North Shore Library in memory of Thomas Sopkovich. Motion carried unanimously.

- B. **Discussion/action on filling Trustee vacant seat.**

President Dickman asked each of the applicants to give a brief introduction of themselves. The Board interviewed Sam Leib and Eido Walny for the Trustee position.

The Board voted four to two, by paper ballot, to appoint Eido Walny to the position of Village Trustee. Director Galyardt swore him in as a Trustee.

VIII. VILLAGE MANAGER'S REPORT

Manager Pederson stated the Union Pacific Railroad had completed work on the crossing on Regent Road.

IX. VILLAGE ATTORNEY'S REPORT

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

XI. CORRESPONDENCE

A. Statement from Alan M. Schulman to Village Manager Pederson regarding ceding from Milwaukee County and joining Ozaukee County.

B. Thank you to Director Galyardt from Debbie Silverstein regarding the 2008 Presidential and General Election.

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 (Management Personnel).

Motion by President Dickman, seconded by Trustee Barth, to adjourn to closed session at 7:06 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 (Management Personnel). Motion carried unanimously by roll call vote.

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

Motion by Trustee Petersen, seconded by Trustee Barth, reconvene in open session at 8:15 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 Trustee Hersch, seconded by Trustee DeGraff to adjourn the meeting at 8:17 pm. Motion carried unanimously.

Respectfully submitted,

Lynn Galyardt, Director of Finance and Administration/Clerk/Treasurer || December 19, 2008