



**Village of Bayside
9075 North Regent Road
Board of Trustees Meeting Minutes
December 6, 2007**

I. CALL TO ORDER

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

II. ROLL CALL

President: Sam Dickman
Trustees: Michael Barth Daniel Muchin – excused
Robb DeGraff James Petersen
William Hersch Thomas Sopkovich – arrived at 6:04 p.m.

Also present: Village Manager Andy Pederson
Village Attorney Christopher Jaekels
Village Clerk/Treasurer Lynn Galyardt
Police Chief Bruce Resnick
Director of Public Works Joel Hawkins
Management Intern Alex Henderson
Two 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 MINUTES

1. **Committee of the Whole, November 15, 2007.**
2. **Board of Trustees, November 15, 2007.**

B. PAYMENT OF SUMMARY OF CLAIMS

1. **10-27-2007 – 11-23-2007 in the amount of \$293,285.67.**

C. FINANCIAL STATEMENTS

1. **Acceptance of the October, 2007 Financial Statement, as prepared.**

Motion by Trustee DeGraff, seconded by Trustee Barth, to approve the minutes of the following meetings. Committee of the Whole, November 15, 2007 and Board of Trustees, November 15, 2007; Payment of Summary of Claims from October 27, 2007 through November 23, 2007 in the amount of \$293,285.67 and to accept the October, 2007 Financial Statement, as prepared. Motion carried unanimously.

D. ROUTINE BUSINESS ITEMS

1. **Discussion/Action on the application for issuance of an Operator's license requested by John Carey (Speakeasy) and reviewed by the Police Department.**

Motion by Trustee DeGraff, seconded by Trustee Barth, to approve the application for issuance of an Operator's license requested by John Carey (Speakeasy) and reviewed by the Police Department. Motion carried unanimously.

2. **Recommendation on Ordinance 07-_____, An Ordinance to Repeal and Recreate Sec. 10-13 Regarding Animals Disturbing the Peace.**

Trustee DeGraff questioned if the intent of the ordinance was to prohibit dogs from being left outside over night. Chief Resnick stated the intent of the ordinance was to allow police officers to return to a residence where a complaint had been previously made without a resident having to file a second complaint.

Motion by Trustee Petersen, seconded by Trustee Barth, to approve Ordinance 07-571, An Ordinance to Repeal and Recreate Sec. 10-13 Regarding Animals Disturbing the Peace. Motion carried unanimously by roll call vote.

3. Recommendation on Resolution 07-_____, A Resolution Repealing Resolution #07-03 and Establishing a Revised Fee Schedule as Referenced by the Village of Bayside Municipal Code.

Trustee Petersen noted that the fee schedule had been approved earlier in the year and questioned why another fee schedule was being approved at this time. Manager Pederson stated that the fee schedule was to go into effect in 2008.

Motion by Trustee DeGraff, seconded by Trustee Barth, to approve Resolution 07-17, A Resolution Repealing Resolution #07-03 and Establishing a Revised Fee Schedule as Referenced by the Village of Bayside Municipal Code. Motion carried unanimously by roll call vote.

4. Recommendation on proceeding with Lion's Gates Restoration Project donation program through the Bayside Civic Foundation, official designation of Milwaukee County historical status and conceptual design of refurbished Lion's Gates.

Manager Pederson stated that the Milwaukee County Historical Society had officially designated the Lion's Gates with historical status and noted that this would allow the Village to receive Community Development Block Grant funds to restore the gates. At this time, the Board would be approving the conceptual design and authorization to proceed with the developing request for proposals.

Motion by Trustee DeGraff, seconded by Trustee Hersch, to approve proceeding with the Lion's Gates Restoration Project donation program through the Bayside Civic Foundation, official designation of Milwaukee County historical status and conceptual design of refurbished Lion's Gates. Motion carried unanimously.

5. Recommendation on Resolution 07-_____, A Resolution Requiring Village Manager Approval to Convene More than One Municipal Court Session per Month.

Manager Pederson stated that this resolution was a formality based on the current legal retainer with Davis and Kuelthau, S.C.

Motion by Trustee Petersen, seconded by Trustee Hersch, to approve Resolution 07-18, A Resolution Requiring Village Manager Approval to Convene More than One Municipal Court Session per Month. Motion carried unanimously by roll call vote.

6. Recommendation on 2008 Village Budget components:

- a. Long-Term Strategic Village Initiatives.**
- b. 2008 Village Initiatives and Goals.**
- c. 2008 Village Performance Measurement Program.**

President Dickman commended staff for their work on the budget for Fiscal Year 2008.

Motion by Trustee DeGraff, seconded by Trustee Barth, to approve the 2008 Village Budget components. Motion carried unanimously.

V. BUSINESS AGENDA

A. COMMITTEE AND COMMISSION REPORTS

- 1. Public Safety Committee – No Report**

2. Public Works Committee –

- a. Recommendation on Ordinance 07-_____, An Ordinance to Amend Section 14-6 with Regard to the Excavation and Transfer of Solid Fill.**

Manager Pederson stated that the three ordinances on the agenda relate to the overall management of stormwater in the Village. He noted that these ordinances address the concerns of most residents regarding stormwater being diverted from one property to another.

Motion by Trustee DeGraff, seconded by Trustee Hersch, to approve Ordinance 07-572, An Ordinance to Amend Section 14-6 with Regard to the Excavation and Transfer of Solid Fill. Motion carried unanimously by roll call vote.

- b. Recommendation on Ordinance 07-_____, An Ordinance to Amend Section 14-9 with Regard to Downspouts, Sump Pumps, Swimming Pools, Hot Tubs and Spa Drains.**

Motion by Trustee DeGraff, seconded by Trustee Barth, to approve Ordinance 07-573, An Ordinance to Amend Section 14-9 with Regard to Downspouts, Sump Pumps, Swimming Pools, Hot Tubs and Spa Drains. Motion carried unanimously by roll call vote.

- c. Recommendation on Ordinance 07-_____, An Ordinance to Create Sec. 14-9 with Regard to Special Exceptions to Building and Building Regulation Ordinance.**

Motion by Trustee Sopkovich, seconded by Trustee Barth, to approve Ordinance 07-574, An Ordinance to Create Sec. 14-9 with Regard to Special Exceptions to Building and Building Regulation Ordinance. Motion carried unanimously by roll call vote.

3. Finance and Administration Committee

- a. Recommendation on 2008 Public Meeting and Community Events Dates.**

Motion by President Dickman, seconded by Trustee Hersch, to approve the 2008 Public Meeting and Community Events Dates. Motion carried unanimously.

- 4. Plan Commission - No Report**
- 5. Board of Zoning Appeals - No Report**
- 6. GreenScape Bayside Committee - No Report**
- 7. Regional Telecommunications Committee - No Report**
- 8. Intergovernmental Cooperation Council - No Report**
- 9. Community Development Authority - No Report**
- 10. Architectural Review Committee - No Report**
- 11. Library Board - No Report**

VI. VILLAGE PRESIDENT'S REPORT - No Report

VII. VILLAGE MANAGER'S REPORT

Manager Pederson noted the Village would be receiving a grant in the amount of \$58,000 for stormwater management, and stated that the Village would be required to match one half of the total amount received. He stated that the Wisconsin Department of Transportation has accepted and will be paying the full amount requested from the Village's notice of claim, filed in November and that the Village would be assuming

responsibility for the maintenance of Brown Deer Road.

Manager Pederson stated that the annual deer abatement program began on Thursday, December 6. The program found eighteen deer inside Bayside's boundaries.

VIII. VILLAGE ATTORNEY'S REPORT

Attorney Jaekels stated that the cell tower agreements between the Village and perspective providers would be possibly brought forward at the next Plan Commission.

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

Trustee Petersen asked if the tax bills had been sent out and noted the Village Hall would be closed on December 31, 2007. Manager Pederson stated that the bills had been mailed out earlier this week and noted that M & I Bank would be open to receive payments on December 31.

X. CORRESPONDENCE

XI. ADJOURNMENT

Motion by Trustee Peterson, seconded by Trustee Barth, to adjourn the meeting at 6:25 p.m. Motion carried unanimously.

Respectfully Submitted,

Lynn Galyardt
Village Clerk/Treasurer
January 5, 2008