

**VILLAGE BOARD MINUTES**  
**MONDAY, JULY 13, 2020**  
**6:30 PM**  
**BOARD ROOM, MUNICIPAL BUILDING, 210 COTTONWOOD AVENUE**

Call to Order  
Roll Call

Present: Trustees Anson, Dorau, Meyers, Wallschlager, Ludtke, Conner, President Pfannerstill

Others Present: Administrator Rhode, Finance Director Bailey, Clerk Igl, Police Chief Misko, Interim Fire Chief Jambretz, Utility Operations Supervisor Felkner, Craig Eisenhut, Robert Stack and Brandon Van Epps (Melm's), Captain Kelsey.

Pledge of Allegiance – President Pfannerstill

Public Comments: Please be advised the Village Board will receive comments from the public related to any item(s) on the agenda for a three minute time period per person, with time extensions per the Village President's discretion. None.

1. Motion (Meyers/Wallschlager) to approve Village Board minutes of June 22, 2020 and Special Village Board minutes of July 1, 2020. Carried (7-0).
2. Motion (Ludtke/Dorau) to approve vouchers for payment in the amount of \$834,991.76. Carried (6-0). Meyers abstained.
3. Consideration of actions related to Licenses and Permits.
  - a. Motion (Ludtke/Wallschlager) to approve Operator's (Bartender) Licenses. Carried (7-0).
  - b. Motion (Ludtke/Meyers) to approve a Temporary Operator's (Bartender) License. Carried (6-0). Dorau abstained.
  - c. Motion (Dorau/Meyers) to approve a Street Use Permit and Temporary Class B Beer/Wine License for Donate Life of Wisconsin. Carried (7-0).
4. Consideration of a motion to disallow insurance claim by Town of Merton residence.

Finance Director Bailey provided background on the claim filed stating that the insurance investigator found no negligence on the Village's part. Interim Chief Jambretz stated that the ladder was positioned to keep the fire from progressing into the residence and neighboring properties. He stated that it was a Stone Bank fire scene and the vehicle was placed at the direction of the commander at the scene. Motion (Conner/Ludtke) to disallow the claim. Carried (7-0).

5. Consideration of a motion to enter into a contract with Lexipol for updating Fire Department operating guidelines and procedures.

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Interim Chief Jambretz stated that he following the guidelines set forth in the Five Bugles report to update operating guidelines and procedures. He stated that several Fire Chiefs in the area use and recommend services from Lexipol. He stated that the League insurance will reimburse \$2,500 per year for this updating service. He stated that there are five tiers of service available at different levels of annual costs. He stated that tier 1 addresses the higher number risk areas and that tier 3 would be the highest level of service desired by the department. The request was for initial implementation as tier 1 for the remainder of this calendar year. Motion (Meyers/Wallschlager) to enter into a contract with Lexipol for updating Fire Department operating guidelines and procedures as requested. Carried (7-0).

6. Consideration of a motion to approve a contract with Melm's Brewing for operation of a Beer Garden in Hartbrook Park.

Robert Stack and Brandon Van Epps, Melm's, stated that they had met with the Park Board and received approval with a recommendation made to the Village Board. It was stated that a trailer would be placed against the western edge of the parking lot. They stated that the possibility of live music for a future event was also discussed with the Park Board. Concerns were raised with limited parking due to the road construction project. Mr. Stack stated that they intend to contact the owner of the adjacent office building to request patrons of the beer garden be allowed to park in their lot during evening hours. He stated that he has filed for the required permit with the state. It is anticipated that they will open on July 24. He stated that they will have soda and water available as well as beer. It was discussed that they will need to clean up the area diligently and check id's based on heavy youth utilization of the park. It was clarified that cleaning of the bathrooms every two hours is required in the contract.

Administrator Rhode stated that licensing for Melm's is through the state as they are a brewer. It was stated that a brewer is not eligible for a Class B or Class C license. It was clarified that if the owners are not present, they will have the beer garden staffed by licensed bartenders. President Pfannerstill commented that the fee in the contract is lower than what Endter's is paying for the Nixon Park Beer Garden. Mr. Stack stated that he requested a lower fee due to operating less days per week. He stated that the rate is the same per day of operation. Motion (Ludtke/Anson) to approve a contract with Melm's Brewing for operation of a Beer Garden in Hartbrook Park. Carried (6-1). Pfannerstill opposed.

7. Consideration of a motion to approve Contractor's Application for Payment No. 4 for the Sunnyslope Drive Utility Improvements in the amount of \$220,675.60.

Utility Operations Supervisor Felkner stated that substantial work has been completed on the project. Staff is satisfied with the work and recommended payment. Motion (Meyers/Dorau) to approve Contractor's Application for Payment No. 4 for the Sunnyslope Drive Utility Improvements in the amount of \$220,675.60. Carried (7-0).

8. Consideration of Board, Commission and Committee appointments as presented by Village President Pfannerstill.

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President Pfannerstill appointed Jay Williams for an additional two year term on the Library Board and appointed David Van De Ven and Christina Callies to additional two year terms on the Ice Age Trail Committee.

Motion (Dorau/Conner) to confirm the appointments as made. Carried (7-0).

9. Announcements: The following individuals will be given an opportunity to make announcements at the meeting in regards to (1) activities taken since the previous meeting on behalf of the community, (2) future municipal activities, and (3) communications received from citizens. It is not contemplated that these matters will be discussed or acted upon. The following individuals may provide announcements: Village President or individual Village Board members or Village Administrator or other Village Staff members.

Utility Operations Supervisor Felkner stated that the planned Merton Avenue closure begins July 20. A copy of the notification letter and detour map was provided.

Trustee Dorau reminded residents that the Street Dance is scheduled for July 18 in Nixon Park.

President Pfannerstill asked Chief Misko for clarification on the number active COVID cases in the Village. Chief Misko stated that a confirmed or active case is an individual that has tested positive and is in isolation. He stated that once the individual is released (gotten better) they still count toward the total count but is no longer considered active.

10. Motion (Ludtke/Conner) to recess to closed session pursuant to SS 19.85 (1)(g), Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and to adjourn thereafter without reconvening into open session pursuant to SS 19.95 (2).

Roll Call Vote. All ayes. Adjourned to closed session at 7:16 p.m.

Respectfully submitted,

Darlene Igl  
Village Clerk