

**VILLAGE OF GERMANTOWN  
N112 W17001 MEQUON ROAD  
GERMANTOWN, WI 53022**

**MEETING: REGULAR MEETING OF THE VILLAGE BOARD**

**DATE AND TIME: MONDAY, June 15, 2020 7:00 p.m.**

**LOCATION: Germantown Village Hall Board Room  
N112 W17001 Mequon Road**

**NOTICE:** Pursuant to the current recommendation of the Centers for Disease Control and Prevention limiting the size of public gatherings, capacity within the Board Room will be limited. Members of the body and citizens may also attend the meeting virtually through the WebEx platform, Meeting #: 126 396 7231 Password: nBUmg7bJP86 which can be accessed by phone at 408-418-9388 or by logging on <https://villageofgermantown.my.webex.com/villageofgermantown.my/j.php?MTID=m7b7f1402ec9122fb54d310b8793a539e>

Citizens wishing to view the meeting are encouraged to watch the live broadcast of the meeting through Channel 25 on Spectrum cable, or the livestream on the Village's website. Citizens not wishing to attend the meeting personally or virtually may submit any public comments by sending an email to [comments@village.germantown.wi.us](mailto:comments@village.germantown.wi.us) by 4 p.m. on the day of the meeting so that it can be provided to the members of the body for their consideration.

**AGENDA**

**I. CALL TO ORDER:** *This meeting has been given public notice in accordance with Section 19.83 and 19.84, Wis. Stats, in such form that will apprise the general public and news media of subject matter that is intended for consideration and action.*

**II. ROLL CALL:**

**III. PLEDGE OF ALLEGIANCE:**

**IV. PRESIDENT'S REPORT:**

**V: APPOINTMENTS:**

- |    |   |                       |
|----|---|-----------------------|
| 1. | <b>Historic Preservation Commission</b> |                       |
|    | Member Katelyn LeTourneau               | 05/01/20 – 04/30/2023 |
| 2. | <b>Board of Appeals</b>                 |                       |
|    | Member Kevin Schodron                   | 05/01/20 – 04/30/2023 |

**VI. ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST**

**COMMITTEE AND DEPARTMENT REPORTS:**

The following individuals will be given the opportunity to make announcements of future municipal activities: Village President, Village Board Members, Village Administrator, Village Attorney, Village Clerk, And Department Heads, to include:

**VII. CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing:**

*Please be advised per §19.84(2), information will be received from the public. It is the policy of this municipality that there be a three (3) minute time period, per person, with time extension per the Chief Presiding Officer's discretion; be further advised that there may be limited discussion on the information received, however, no action will be taken under public comments. (15 minutes) Written Public Comments should be directed to [comments@village.germantown.wi.us](mailto:comments@village.germantown.wi.us), by 4 p.m. on Monday, June 15.*

**VIII. CONSENT AGENDA:**

- A. Approval of Minutes June 1, 2020 Regular Village Board Meeting.
- B. Accounts payable/payroll
  - 1. June 9, 2020 Payroll (Hourly) \$ 234,451.44
  - 2. June 10, 2020 Accounts Payable \$ 1,481,459.92

**IX. OLD BUSINESS:**

- A. Revisit or Rescind a portion thereof, Resolution 42-2020, Adopting the Washington Ozaukee Public Health Department's Blueprint for Reopening for the Purposes of Village Operations Following the End of the State's Safer at Home Order.
- B. Status of 2020 Budget Savings Plan, Resolution 41-2020, Directing the Village Administrator to Implement 2020 Budget Savings Plan.

**X. PUBLIC HEARINGS:**

- A. None.

**XI. NEW BUSINESS:**

**License Renewals: All premise license recommendations / approvals to be conditional upon completion of all documentation, compliance of all code violations/requirements and monies owed to the village paid prior to issuance of licenses in addition to any other conditions noted.**

- A. RENEWALS: "Class B" Fermented Malt Beverage and Intoxicating Liquor Licenses:
  - 1. Aldo's Pizza & Pub, LLC, Dwayne Ketterer, Agent, 584 Jordan Circle, Colgate, d/b/a **Aldo's Pizza & Pub**, W156 N11058 Pilgrim Rd Includes an outside dining area of approximately 30 feet in front of building to be open until 10:00 p.m.
  - 2. **Barley Pop Brew Haus, LLC**, Jodi Kanzenbach, Agent, 709 S 2<sup>nd</sup> Ave West Bend, d/b/a **Barley Pop Pub & Restaurant**, N116W16137 Main St Includes outside beer garden located on North Side of Building and an additional 35'x39.10' on the Western Side of business. During July 4 parade beginning at 11 am outside extension from east end of building to western end to sidewalk.
  - 3. Blackstone Creek Golf Club Ltd, Troy Schmidt, Agent, N105W14467 Wilson Circle, d/b/a **Blackstone Creek Golf Club**, N112W17300 Mequon Rd (includes golf course property of 156 acres)

**XI. NEW BUSINESS (Continued):**

4. BSC Wisconsin LLC, Eric D Schroeder, Agent, 4619 W Bluemound Ct, Milwaukee, d/b/a **Big Sky Country Bar & Grill**, W204N11498 Goldendale Rd (includes 8' x 55' outside patio on side open until 10:00 p.m.)
5. Bubs on Main, LLC, Scott H. Pecor, Agent, 306 W Ravine Baye, Bayside, d/b/a **Bubs Irish Pub**, N116 W16218 Main St
6. Blazin Wings, Inc., Dave Makgaf, Agent, 1314 Sunnydale Cir, West Bend, d/b/a **Buffalo Wild Wings**, N96 W17990 County Line Rd includes attached patio with hours restricted between 10:00 pm and 8:00 am (Reserve)
7. Brinker Restaurant Corporation, Brian E Boettcher, 1638 Parkway Dr, Port Washington, d/b/a **Chili's Grill & Bar**, N96W18640 County Line Rd
8. Das Barrel Room LLC, Mark Brooks, Agent, N52W14018 Aberdeen Dr, Menomonee Falls, d/b/a **Das Barrel Room**, W201N10466 Appleton Ave, Main Building Basement Bar, Storage Room, Dining Areas, Deck and Lawn off of back of building
9. Eastern Kettle Moraine Moose Lodge 1238, Dan Walk, Agent, W211N1186 Hilltop, d/b/a **E.K.M. Moose Lodge**, W198N10217 Appleton Ave, includes main building, kitchen, hall, and outside pavilion 22' x 20', and open area for Lodge picnics including buildings to be open until 10:00 pm, 480' x 525' grounds area
10. Fawn Lane, LLC, Boro Buzdum, Agent, 1804 Barton Ave, West Bend, d/b/a **Buzdum's Pub & Grill**, W188N10515 Maple Rd First Floor and basement (Includes an outdoor patio area)
11. Florian Park, Inc., Ryan Rahl, Agent, 311 Preserve Way, Colgate, d/b/a **The Florian**, N111 W18611 Mequon Rd (includes outside premise Willow Path, Willow Gardens, and Willow Point on south end of Willow Pond to be open until 10:00 p.m. and outdoor designated smoking area to the north of property).
12. Germantown American Legion Post #1, Inc., James A. Heimann, Agent, 2584 Country Aire, Cedarburg, d/b/a **Germantown American Legion Post #1**, N120 W15932 Freistadt Rd
13. JK GAM, LLC, Jon R. Gamroth, Agent, N104W15303 Donges Bay Rd, d/b/a **Gamroth's Kuhburg Junction**, W140 N10385 Fond du Lac Ave
14. Northridge Automotive Enterprises, Inc, David L Iverson, Agent, N166W19523 Ravens Way, Jackson, d/b/a **Ivee's at Main**, W157N11618 Fond du Lac Ave. (includes outside patio in front of building until 10:00 pm)
15. Lone Star, LLC, Karen Ann Pritzlaff, Agent, W204N11912 Goldendale Rd., d/b/a **Lone Star**, W204 N11912 Goldendale Rd. (includes horseshoe courts, path, outside fenced area to be open until 10:00 p.m., and outside front porch area)
16. Mama Mia's – Port, Inc., Jude Barbriere, Agent, N167W10547 Bridle Path, d/b/a **Mama Mia's Germantown**, N112W16344 Mequon Rd
17. Metro Cigars, LLC, Jennifer Lynn Groh, Agent, 1671 Holy Hill Lane, Hubertus, d/b/a **Metro Cigars, LLC**, N102W19455 Willow Creek Way
18. Barley Pop Brew Haus, LLC, Jodi Kazenbach, Agent, 709 S 2<sup>nd</sup> Ave, West Bend, d/b/a **The Precinct**, W16N11629 Church St Includes outside patio and additional 23'x35.9' beyond patio.

**XI. NEW BUSINESS (Continued):**

19. Robin L. Bird, LLC, Robin L. Bird, Agent, W188N13367 Maple Rd, Richfield, d/b/a **Sports Corner Bar & Grill**, W187N12793 Fond du Lac Ave includes main floor, outside volleyball courts and smoking room to be open until 10:00 p.m.
20. ST1X Golf Entertainment Bar LLC, Robert Stafford, Agent, 13985 N Pine Bluff Rd, Mequon, d/b/a **Stix Golf**, W164N11271 Squire Dr
21. Marko's Pizza II Inc., Ken Ubert, Agent, 3943 Rosie Court, Colgate, d/b/a Marko's Pizza, W156 N9664 Pilgrim Rd, dining room and warehouse.
22. Christine A. Brockman, W157 N11638 Fond du Lac Avenue, d/b/a Tiny T's, W157 N11638 Fond du Lac Avenue, Bar, Basement.
23. Old Town WI, LLC, Charles Hastings, Agent, N116W15841 Main Street, d/b/a **Jerry's Old Town**, N116 W15841 Main St, keg cooler basement, liquor room, bar area, includes outdoor deck open until 10:00 p.m.
24. WI Bier Stube LLC, Charles Hastings, Agent, N116W15841 Main Street, d/b/a **Von Rothenburg Bier Stube**, N116 W15863 Main Street. Basement keg cooler, 1<sup>st</sup> floor bar, includes outside fenced beer garden and garage extended to parking lot open until 10:00 p.m.
25. KJ's Bar & Grill, Gerald Louis Wagner, Agent, N112 W21209 Mequon Rd., dba **KJ's Bar & Grill**, N112 W21209 Mequon Rd, Bar, Basement, and 20x25 outside deck.

**B. RENEWALS: "Class B" Fermented Malt Beverage and "Class C" Wine License:**

1. Brama's Pizzeria LLC, Carrie Wegner, Agent, N116W112831 Elm Lane, d/b/a Brama's Pizzeria, N112W16700 Mequon Road
2. Hung D. Lu, Agent, N109W12628 Coneflower Cir., d/b/a **Hung Hao Restaurant**, N112 W15800 Mequon Rd
3. MC Roadhouse LLC, Matthew Roadhouse, W160N10544 Old Farm Rd, **Swingtime**, W197N10340 Appleton Ave. Includes 12 acres of property, buildings and back room

**C. RENEWALS: "Class B" Winery License and Class "B" Fermented Malt Beverage License:**

1. Apple Works Winery LLC, Kevin H. Behnke, Agent, W179N12536 Fond Du Lac Ave., d/b/a **Apple Works Winery/Behnke Estates**, W179N12536 Fond Du Lac Ave. (Includes an Outside Premise Extension which includes an outdoor patio area and tent.)

**D. RENEWALS: "Class C" Wine License:**

1. Latitude Café LLC, Shackar Daniel Levy, Agent, N87W15878 Belleview Blvd Menomonee Falls, d/b/a Latitude Café LLC, W156N9636 Pilgrim Road, Main service and gathering room, service bar, back storage, kitchen

**XI. NEW BUSINESS (Continued):**

E. RENEWALS: "Class A" Fermented Malt Beverage, including cider, and Intoxicating Liquor License:

1. Aldi Inc., Michelle Kind, Agent, 5230 State Rd. 167, Hubertus, d/b/a **Aldi #67**, N96 W18838 County Line Rd. Single Story Brick Bldg, Grocery Store.
2. Colgate Gas, Inc., Didar Singh, Agent, W150N7248 Paseo Lane, Menomonee Falls, d/b/a **County Line BP**, N96 W21962 County Line Rd
3. Kwik Trip, Inc., Kimberly Kuecker, Agent, 320 N German St, Mayville, d/b/a **Kwik Trip 631**, W188N10963 Maple Rd Sales Floor and Behind Counter
4. B&B Inc of Milwaukee, Asif Vadsaria, Agent, W151N11492 Potomac Cir, d/b/a **Quick Pick Food Mart**, N128 W21760 Holy Hill Rd
5. Sendik's Germantown LLC, Theodore Balistreri, Agent, 5566 N Diversey Blvd, Whitefish Bay, d/b/a **Sendik's Food Market**, N112W15800 Mequon Rd  
Includes exterior parking stalls designated for on-line grocery pick up
6. Ultra Mart Foods, LLC., Kristi O'Connor, Agent, 9611 W Forest Home Ave, Hales Corners, d/b/a **Pick 'n Save 6357**, N112 W16200 Mequon Rd. Includes exterior parking stalls designated for on-line grocery pick up.
7. Walgreen Co., Vickie Matt, Agent, 1411 Deer Trail Ct., Hubertus, d/b/a **Walgreens #05427**, W156 N11261 Pilgrim Rd
8. NSM Enterprises LLC owned by Naheed Naseem, Naseem Abbas, Agent, N114W15775 Sylvan Ct, 20, d/b/a **Willow Creek BP**, W201 N10451 Appleton Ave
9. Wal-Mart Stores East, LP, Rebecca Werthmann, Agent, 3530 Willow Dr, Plover; d/b/a **Wal-Mart 1515**, W190N9855 Appleton Ave (Includes outside parking lot specifically designated for online grocery pick up.)

F. RENEWALS: Class "A" Fermented Malt Beverage, including cider, License:

1. Speedway, LLC, Richard Eastham, Agent, 2958 S 90 St, West Allis, d/b/a **Speedway 4465**, W178 N9653 Riversbend Lane.
2. Speedway, LLC, Dawn Reith, Agent, N75W222586 Cherry Hill Rd, Sussex, d/b/a **Speedway 4495**, W164 N11233 Squire Dr.

G. PREMISE EXTENSIONS Thru June 30, 2020: "Class B" Fermented Malt Beverage and Intoxicating Liquor Licenses:

1. Barley Pop Brew Haus, LLC, Jodi Kanzenbach, Agent, 709 S 2<sup>nd</sup> Ave West Bend, d/b/a Barley Pop Pub & Restaurant, N116W16137 Main St Includes outside beer garden located on North Side of Building and an additional 35'x39.10' on the Western Side of business.
2. Barley Pop Brew Haus, LLC, Jodi Kazenbach, Agent, 709 S 2<sup>nd</sup> Ave, West Bend, d/b/a The Precinct, W16N11629 Church St Includes outside patio and additional 23'x35.9' beyond patio.

XI. **NEW BUSINESS (Continued):**

- H. Kiwanis of Germantown, Picnic License, Temporary Class “B” Fermented Malt Beverage and Wine License, for Taste of Germantown, July 23, Firemen’s Park, approximately 4 PM – 8 PM.
- I. Presentation by Public Administration Associates - Public Works Department Organizational Review.
- J. Ordinance 08-2020, An Ordinance Amending Section 12.151(4) of the Germantown Municipal Code Relating to the Appeal of Vicious Dog Determinations.

XII. **ADJOURNMENT.**

**The next regular meeting of the Village Board will be on Monday, July 6, 2020 at 7:00 p.m.**

*UPON REASONABLE NOTICE, efforts will be made to accommodate the needs of disabled individuals through appropriate aids and services. For Additional information or to request this service please contact the Village Clerk at (262)250-4740 at least 2 days prior to the meeting.*

**VILLAGE OF GERMANTOWN  
VILLAGE BOARD MEETING MINUTES  
June 1, 2020**

**CALL TO ORDER:** The meeting was called to order at 7:00 p.m. by President Wolter.

**ROLL CALL:** Present: President Wolter, Trustees Baum, Hudson, Miller, Myers, Pieper, Wing, and Zabel. Trustee Kaminski was absent excused. Also present: Administrator Kreklow, Clerk Braunschweig, Attorney Sajdak, Director Rath, Director Ratayczak, Manager Tucker, Deputy Clerk Hubrich, and Deputy Clerk Smith. Clerk's Note: This was a partial Virtual Webex Meeting.

**PLEDGE OF ALLEGIANCE:**

**PRESIDENT'S REPORT:**

President Wolter reported today is the national day of mourning due to the 100,000 plus deaths in the United States attributed to the Corona Virus. There was a moment of silence and reflection.

**ANNOUNCEMENTS OF FORTHCOMING EVENTS OF PUBLIC INTEREST/DEPARTMENT AND COMMITTEE REPORTS:**

**CITIZEN INPUT/PUBLIC APPEARANCE on items not subject to a public hearing:**

Clerk Braunschweig announced that there will be a swearing in of the new K-9 this Friday, at 4:30 p.m. at the Police Department Annex Building.

Clerk Braunschweig introduced Deputy Clerk's Britan Smith and Ben Hubrich.

Britan started with the Village on December 17, 2019, and Ben began with the Village on March 20, 2018.

Deputy Clerk Hubrich, Presented a State of Wisconsin Flag to the Village of Germantown.

**CONSENT AGENDA:**

- A. Approval of Minutes May 18, 2020 Regular Village Board Meeting.
- B. Accounts payable/payroll
  - 1. May 25, 2020 Accounts Payable \$ 179,740.27
  - 2. May 26, 2020 Payroll (Hourly) \$ 230,710.17
  - 3. May 29, 2020 Payroll (Salary) \$ 107,576.98
  - 4. May 31, 2020 Accounts Payable \$ 1,654.80

The following items were forwarded from **Government and Finance** with a unanimous recommendation.

- C. Resolution 40-2020, Salary Budget Amendment.

**Motion (Baum/Myers) to approve Consent Agenda Items A-C. Roll Call Voted Carried Unanimously.**

**OLD BUSINESS:**

- A. Village operations following the termination of the State's Safer at Home Order.

**Administrator Kreklow gave a presentation and update in regards to the blueprint for re-opening. The updated County Blueprint included Guidance for Youth Sports and Camps.**

**Two or more positive test cases will be considered an outbreak. In event of an outbreak, play is immediately suspended, contact tracing will be in place, as well as mass league testing.**

**The Village is presently moving forward with low risk sports and Kids Klub as facilities are available. Staff is ready to inform league organizers of County Guidelines and are following relevant safety guidelines from County, CDC and sports associations. Closures may be necessary.**

**Point of Order by Trustee Wing of an error in the May 18, 2020 Minutes. On item E, Resolution 42-2020, Trustees Pieper and Wing voted no. The draft minutes state that Hudson and Pieper voted no.**

**Motion (Wing/Baum) to reconsider the Minutes of May 18, 2020. Motion Carried Unanimously.**

**Motion (Baum/Wing) to correct the minutes on Resolution 42-2020, reflect that Pieper and Wing voted no; Hudson voted in favor.**

**Motion to correct the minutes carried unanimously.**

**PUBLIC HEARING:**

- A. None.

**NEW BUSINESS:**

- A. Conditional Use Permit Amendment, Diversified Engineering Inc., Agent for Waste Management of Wisconsin, Property Owner - N96W13840 County Line Road, N96 W13600 & N96 W13640 County Line Road. Amendment to Conditional Use Permit (CUP) No. 04-2019 to operate a truck maintenance facility.

**Director Retzlaff came to the podium. The previously approved conditional use permit for Waste Management of Wisconsin was reviewed. The proposed revisions were reviewed. The revisions included an increase in the impervious area, an additional storm water basin, increase in lighting, and revisions to refueling. The Site Location and Site Plan were shown and reviewed. The Plan Commission recommended the Conditional Use Permit with conditions.**

**Motion (Baum/Myers) to approve Conditional Use Permit Amendment, Diversified Engineering Inc., Agent for Waste Management of Wisconsin, Property Owner - N96W13840 County Line Road, N96 W13600 & N96 W13640 County Line Road. Amendment to Conditional Use Permit (CUP) No. 04-2019 to operate a truck maintenance facility. Discussion ensued of the wear and tear on the roads. Motion Carried Unanimously.**

- B. Conditional Use Permit and Conditional Use Permit Amendment, Tyler Edwards, Agent for Menard Inc., Property Owner - W186 N9754 Appleton Avenue. Conditional Use Permit (CUP) for: development within a 25' wetland setback; an amendment to CUP No. 07-2002 to allow the expansion of a store larger than 50,000 sqft; an amendment to CUP No. 08-2002 to allow the expansion of a fenced storage yard; and Ordinance 07-2020, Rezoning to remove .914 acres from the Shoreland-Wetland Zoning District.



**Director Retzlaff came to the podium. The previously approved conditional use permits were reviewed. The existing site and wetland were reviewed. The request includes to rezone and remove 39,833 square feet or .914 acres of wetland. The conditional use revisions include to increase the size of the storage yard to 3.85 acres and increase the size of the retail building to 169,300 square feet and an additional 51,750 square feet expansion detached warehouse. The site plan was shown. The Plan Commission recommended the Conditional Use Permits with conditions and rezoning.**

**Motion (Baum/Miller) to approve Conditional Use Permit and Conditional Use Permit Amendments, Tyler Edwards, Agent for Menard Inc., Property Owner - W186 N9754 Appleton Avenue. Conditional Use Permit (CUP) for: development within a 25' wetland setback; an amendment to CUP No. 07-2002 to allow the expansion of a store larger than 50,000 sqft; an amendment to CUP No. 08-2002 to allow the expansion of a fenced storage yard; and Ordinance 07-2020, Rezoning to remove .914 acres from the Shoreland-Wetland Zoning District. Motion carried. Zabel voted no.**

- C. Conditional Use Permit, Scott Morgan, Agent for All Terrain Adventure Company LLC, Property Owner - N112 W14972 Mequon Road. Conditional Use Permit for Construction Services-Contractor Shop.

**Assistant Planner Zandt came to the podium. The zoning and background of the proposal was reviewed. The applicant does intend to live in the dwelling and run offices from the building. The conditional use was recommended by the Plan Commission with conditions.**

**Motion (Myers/Baum) to approve Conditional Use Permit, Scott Morgan, Agent for All Terrain Adventure Company LLC, Property Owner - N112 W14972 Mequon Road. Conditional Use Permit for Construction Services-Contractor Shop.**

**Amendment Motion (Wing/Zabel) to amend condition #1 and add business hours of 7 a.m. – 7 p.m. Motion carried unanimously.**

**Second Amendment Motion (Zabel/Wing) to add from property line to property line in Condition #3. Pavement for the existing sidewalk shall be extended and or replaced from property line to property line. Motion carried unanimously.**

**Original Motion as Amended Carried Unanimously.**

- D. Conditional Use Permit Amendment, D. Lynne Luckow, Redline Canine Training Center and Behavioral Consultation, LLC, Agent for Ozaukee Development Corporation, Property Owner - W188 N11786 Maple Road, Suites 1,2,3 & 4. Amendment to Conditional Use Permit No. 01-2019 for the operation of a dog training operation.

**Assistant Planner Zandt came to the podium. This is an amendment to the Conditional Use. This includes an expansion of the facility and to extend hours of operation. The conditional use was recommended by the Plan Commission with conditions.**

**Motion (Myers/Baum) to approve Conditional Use Permit Amendment, D. Lynne Luckow, Redline Canine Training Center and Behavioral Consultation, LLC, Agent for Ozaukee**

**Development Corporation, Property Owner - W188 N11786 Maple Road, Suites 1,2,3 & 4. Amendment to Conditional Use Permit No. 01-2019 for the operation of a dog training operation. Motion carried unanimously.**

E. Operator License Denials: Ramone V. Parker, Brian Simmons II

**The licenses were taken up separately.**

**The Public Safety Committee had recommended the approval of Ramone V. Parker Operator License. The record was eight years ago.**

**Motion (Miller/Baum) to approve the Operator License for Ramone V. Parker. Motion carried unanimously.**

**The motion to approve the license for Brian Simmons II approve failed at Public Safety Committee due to his record. His record reflects last year.**

**Motion (Miller/Baum) to approve the Operator License for Brian Simmons II. Wing voted aye. Baum, Hudson, Miller, Myers, Pieper, Zabel, and Wolter voted nay. Motion failed.**

F. (Renewal): Secondhand Article Dealer Mall/Flea Market License – June 1, 2020 – April 30, 2021 for Beverly J. Solomon Applicant for Pilgrim Antique Mall W156 N11500 Pilgrim Road.

**The Public Safety Committee recommended the approval of Secondhand Article Dealer Mall/Flea Market License – June 1, 2020 – April 30, 2021 for Beverly J. Solomon Applicant for Pilgrim Antique Mall W156 N11500 Pilgrim Road.**

**Motion (Myers/Zabel) to approve the Operator License for Secondhand Article Dealer Mall/Flea Market License – June 1, 2020 – April 30, 2021 for Beverly J. Solomon Applicant for Pilgrim Antique Mall W156 N11500 Pilgrim Road. Motion carried unanimously.**

G. Vacation Carry-Over Policy Change.

**Administrator Kreklow reported on the item. The current policy allows staff to carry up to five days vacation time from one year to the next with written approval from the Administrator. The carried vacation time must be used in the first quarter. This can be challenging especially in this year. General Government & Finance amended the original request to allow forty hours to be carried over and used by the end of the next year.**

**Motion (Baum/Miller) to allow forty hours to be carried over and used by the end of the next year.**

**Discussion ensued of the pay rate that the vacation time would be paid out at would be different than the pay rate when earned. Discussion ensued that employees will continually carry over a week of vacation. Discussion ensued of paying it out at the rate of that year. Discussion ensued of using the anniversary date rather than calendar date.**

**Motion carried. Baum and Pieper voted no.**

H. We Energies Easement for Installation of Cable to Well #7 (Western Avenue).

**Motion (Zabel/Baum) to approve the We Energies Easement for Installation of Cable to Well #7 (Western Avenue). Director Ratayczak came to the podium. This is for Well #7 where the grid gets divided. Motion carried unanimously.**

**ADJOURNMENT.**

**ADJOURNMENT:** There being no further business, the meeting adjourned at 8:23 p.m.

**The next regular meeting of the Village Board will be on Monday, June 15, 2020 at 7:00 p.m.**

Respectfully Submitted,

*Deanna Braunschweig*

Deanna B. Braunschweig, WCMC/CMC  
Village Clerk

*Village of Germantown  
Public Works Department  
Organizational Review*



Prepared by Kevin Brunner, Chris Swartz and Mustafa Emir

Public Administration Associates, LLC

Presented to the Village of Germantown

June 2, 2020



***Public Administration Associates, LLC***

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## I. INTRODUCTION

The Village of Germantown has engaged Public Administration Associates, LLC (PAA), to perform an organizational analysis of the Village's Public Works Department, including structure, job descriptions and operational processes. The report will highlight recommendations on improving the organizational efficiency and effectiveness of the Public Works Department.

To accomplish the goals of this analysis, PAA conducted individual interviews with the Village Administrator, the DPW Director, DPW Superintendents, key Engineering and Support staff and Public Works and Highways Committee members. In addition, PAA reviewed and analyzed relevant information related to organizational structure, operations, work practices, ordinances, policies and procedures, capital budgets and comprehensive planning documents.

PAA also surveyed Village and Cities with similar populations, growth patterns and characteristics. The primary uses for comparisons with other similar communities is to note how similar communities are organized. Our objective was to identify any information that would suggest best practices standards.

Based on its analysis, PAA has provided recommendations to address organizational efficiency and effectiveness, and provide strategic organizational and operational alternatives for the Village of Germantown Public Works Department.

This timeliness of this analysis is due to three primary factors:

- **Vacancies:** Germantown currently has two key position vacancies in the Public Works Department: The Village Engineer and an Engineering Technician. As part of this analysis, it is timely that their positions be evaluated, relative to their roles and responsibilities, job description, including experience and skill set.
- **Organizational Priorities:** The Village of Germantown, in recent years, has identified infrastructure maintenance and expansion as an organizational priority, requiring additional project management. The current organizational structure was established prior to this organizational priority.

- **Community Development:** Residential and commercial development is projected to increase, requiring additional infrastructure expansion and related project management.

## II. HISTORY AND DEMOGRAPHIC TRENDS

Germantown is a Village with a population of 20,590 located in the southernmost portion of Washington County, adjacent to the City of Milwaukee on the South and East, and the Villages of Menomonee Falls and Richfield to the west and north. The Village's location adjacent to the 94-corridor, its large land mass (34 square miles), coupled with proactive planning and economic development policies, have made Germantown a leading community related to residential and industrial development.

Germantown was established as a Township on January 21, 1846. The Town included the then-unincorporated communities of Dheinsville, Goldenthal, Kuhberg (Victory Center), Meeker Hill, Rockfield, South Germantown, and Willow Creek. In the 19<sup>th</sup> and 20<sup>th</sup> centuries, Germantown's economy relied heavily on agriculture, including dairy farming. Growth began in South Germantown and Rockfield, due to the quarrying industry and a rail hub. In 1927, South Germantown incorporated as the Village of Germantown.

Population was relatively stable until 1960. In 1963, Milwaukee annexed a small parcel in the Southeastern part of the Town of Germantown to expand a landfill. As a response, the Village of Germantown annexed all the surrounding unincorporated hamlets, which became neighborhoods of the Village of Germantown, growing to 24 square miles. Thereafter, the Village annexed most of the Town's land (except for a few small areas), growing to its current boundaries of 34 square miles. During this period, like many suburban communities adjacent to the City of Milwaukee, due to new highway systems and demographic changes, Germantown's population grew substantially, from 622 in 1960, to 6,974 in 1970, an increase of over 1,000%. Population doubled from 1970 to 1990, increased by a third from 1990 to 2,000, and then began to slow due to the effect of the "Great Recession of 2008".

Population has risen 3.2% since 2010, and is projected to increase another 21% by 2040 to 23,852 according to the current analysis in the draft Village of Germantown



Long-Range Comprehensive Plan. A 2013 State of Wisconsin Department of Administration population study projected Germantown's population to increase 22% to 24,110, compared to a statewide total projection increase of 13.5%.

### **III. GERMANTOWN'S STRATEGIC PRIORITIES**

Germantown Village Board completed a Strategic Plan that was recently completed; facilitated by the University of Wisconsin-Madison Extension.

The Board agreed on four Strategic Goals, summarized as:

- Planning. Complete the Comprehensive Planning Process.
- Infrastructure. Develop a capital improvement plan for current and future infrastructure needs.
- Public Engagement. Build public trust through communication and transparency. Develop new strategies to engage the public; improve internal communications to create efficiencies.
- Inter-Agency Relationships. Improve collaborative efforts with civic groups, business, other governmental entities.

In reviewing the organizational structure, operations and processes, these strategic priorities will be integral in the consideration of this report's recommendations.

### **IV. INFRASTRUCTURE PLANNING AND IMPLEMENTATION**

Germantown's Infrastructure is relatively new, as the oldest infrastructure was installed during the growth periods from the mid-1960's to the mid- 1970s. Most of the emphasis regarding infrastructure was extension to serve new development. Reconstruction of some arterial roads and resurfacing of subdivision roads installed during the 1960's and 1970's also are capital improvement priorities.

The Village has taken a fresh look at the need to address long-term capital improvement needs, by undertaking the following:

- Updated Road PASER (Pavement Surface Evaluation and Rating) Analysis.



- Updating 2020 Comprehensive Land Use Plan, which will change the future sanitary sewer service area.
- Updating and developing a more comprehensive Village's Capital Improvement Plan.

In reviewing capital project spending over the last 10 years, Germantown has spent an average of \$1.6 million annually from 2009 to 2017(excluding TIF related expenditures), and over the last two spent over \$ 2 million annually, excluding TIF and major utility extensions. In 2018 and 2019, over \$20 million was spent, primarily for utility expansion to the Northwest part of the community, to serve new development.

Germantown's current capital Improvement plan shows additional capital spending of over \$50 million over the next 6 years excluding utility projects, more than \$30 million for Public Buildings for police and public works, and nearly \$15 million for roads and stormwater facilities.

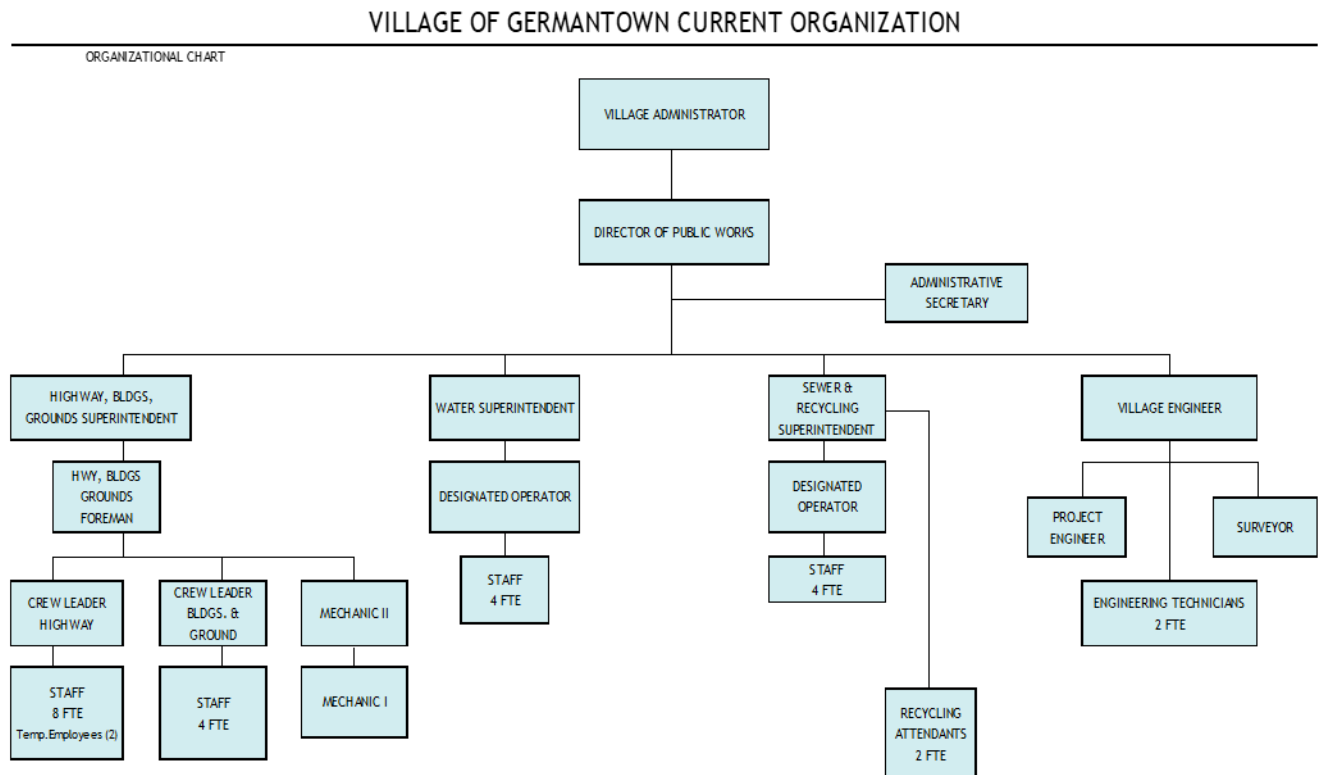
## **V. CURRENT PUBLIC WORKS ORGANIZATION**

Germantown provides a full slate of municipal public works services, including water and sanitary sewer utilities. The Milwaukee Metropolitan Sewer District (MMSD) provides wastewater treatment services, and the Village maintains the sanitary sewer collection system.

The Village maintains 133 miles of roads, 23 miles of sidewalks, 95 miles of water mains and 1,357 fire hydrants, 103 miles of sanitary sewer collection sewers, 514 acres of parks and open space.

The Engineering Department provides some design and inspection services for infrastructure projects, primarily smaller road, water, sewer, and stormwater facility enhancements. The department contracts for larger scale engineering projects for road reconstruction, new road construction, utility extensions, and stormwater facilities. The department also provides new development plan review for private sector road, utility, and stormwater facilities, which are eventually dedicated to the Village.

The organizational chart depicted below shows that the administrative structure of the public works organization under the auspices of the Village Administrator:



The key management & technical positions are described below:

- Director of Public Works. This position reports to the Village Administrator, and is responsible for the overall direction of Public Works operations, planning and engineering. The job description requires a Professional Registered Engineer (PE) designation.
- Village Engineer. The Village Engineer reports to the Director of Public Works, and is responsible for the operations of the Engineering Division, performs and/or directs engineering work involving design, review, investigation, development, maintenance, construction, and inspection of public works projects, as well as private developments in the Village of Germantown.
- Civil Engineer. This position works under the auspices of the Village Engineer. The primary responsibility of the of the Civil Engineer, is to provide technical

support for engineering-related services associated with administering permits, compliance, design and review of public works projects and private development projects, mapping, and recordkeeping

- Civil Engineer III/Surveyor. This position reports to the Village Engineer, and provides technical support, related land and engineering surveying and mapping, and construction/capital projects services to the Engineering Department, including GIS coordination.
- Engineering Tech. Assists the Engineering Division as assigned.
- Water Superintendent. Responsible for planning, budgeting, directing, and coordinating the operation and maintenance of the water distribution system.
- Sewer and Recycling Superintendent. Responsible for planning, directing, coordinating, and budgeting for the operation of the wastewater collection system and the recycling department.
- Highway, Buildings and Grounds Superintendent. Responsible for planning, organizing, and supervising the maintenance and upkeep of infrastructure and equipment for highways, parks, buildings and grounds.

## **VI. ANALYSIS OF CURRENT ORGANIZATION, OPERATIONS AND PROCESSES**

Interviewing DPW staff and Public Works committee members, it was clear that Germantown Public Works department staff is well qualified, experienced, dedicated, conscientious, and meets its service goals of:

- Providing high level quality services to Germantown residents, as well as internal customers.
- Providing equitable public works services to Germantown residents.

The major areas of consensus from the interviewees regarding public works organization and processes included:

- Current job descriptions accurately reflect the key job responsibilities of the public works management and engineering staff, although workload does not provide sufficient time to accomplish some duties and responsibilities, such as long-term planning.
- The Village Engineer position should be replaced, but adjusted to better reflect organizational goals and objectives related to infrastructure expansion and maintenance.
- Field operations leadership is compromised, due to the required priorities of infrastructure project management of upper management. The DPW Director priority should not be technical design and day to day project management, but should focus more on leadership and administration of the department.
- There are significant gaps in the GIS “as built” .
- Additional training and emphasis on use of GIS, to assure full utilization of the investment in this system.
- Operations manuals are not comprehensive and up to date. A good example of a comprehensive component that was recently updated is the Village’s erosion control policy.
- Implementation of a scheduled maintenance program is needed.
- Existing capital improvement plans should be more comprehensive and reflect the needs of all departmental infrastructure equally. Should be able to update annually based on complete and updated data.
- Policy related to in-house versus contracted engineering services is not clear and concise.
- Chain of command for operations should be clearly defined, and not duplicated.
- While the Village Engineer position should be filled, it should be done with an emphasis on capital project planning and construction management; the individual hired in that position should be pragmatic, a problem solver and a great communicator.
- The Engineering Tech position should be filled and is very important to the DPW organization, but the role could be expanded. Skills should include construction experience, in addition to the current skill set, as well as good oral and written communications.



- The loss of engineering support staffing over the years has hurt the Village's ability to effectively manage and complete public infrastructure projects in a timely manner.
- Succession planning is needed, not just for administration and management, but for line staff.
- Utility engineering resources are insufficient.
- Performance evaluations in the Public Works Department have been delayed, due to focus on project management, and not on operational leadership/ human resource development.
- Filling existing vacant positions and evaluating the need to establish additional key positions is important

The conclusions from the interviews, recently adopted Strategic Goals 2020, PAA's general review of the organizational structure based on its public works experience, and review of peer communities, will provide the basis for the recommendations to improve organizational effectiveness which will be highlighted in Section VIII of this report.

## **VII. ORGANIZATIONAL SURVEY OF PEER COMMUNITIES**

As stated in the introduction, it is important to evaluate the Public Works Organizational structure of communities of similar size and characteristics to evaluate best practices.

PAA surveyed the following Wisconsin peer communities of Cedarburg, Hartford, Hudson, Middleton, Mt. Pleasant, and Oconomowoc, regarding their public works and engineering organizational structure, and interviewed their Administrator and/or Public Works Director regarding their organization. Based on these surveys, it was clear that growth and expanding infrastructure projects, and maintenance, puts pressure on organizational effectiveness. This is true no matter what structure and processes are in place.

As a result of our review, PAA identified the keys to success were (i) clear and concise organizational goals clearly communicated to all staff, (ii) clear lines of authority and responsibility, and (iii) reinforced accountability.

Three distinct alternative organizational alternatives were found among those surveyed, as well as other communities identified.

There are slight variations to these three organizational structures, but the following are generally consistent among surveyed communities.

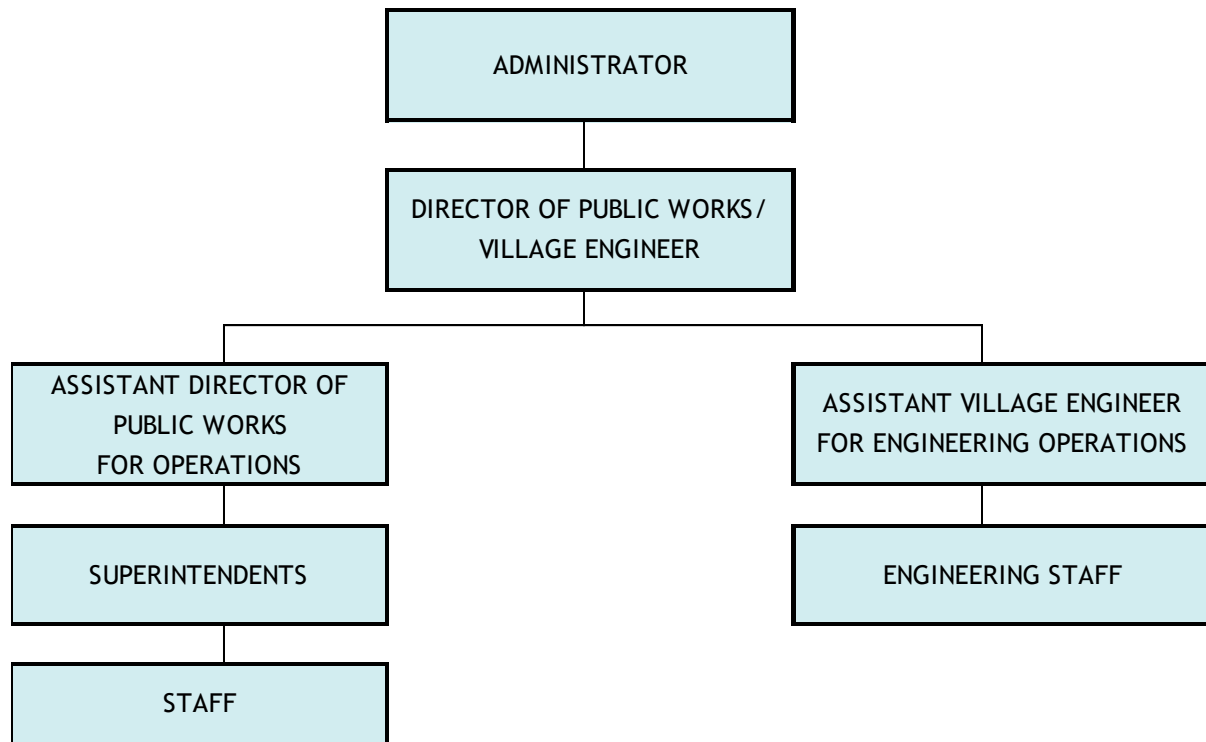
1. Organizational Structure “A”.

Under this structure, the Public Works Director is also Village Engineer, and like Germantown, oversees both Public Works and Engineering Operations. However, there is a clear delineation of responsibilities of two subordinates; the Assistant Public Works Director for Public Works Operations, and the Assistant Village Engineer for Engineering Operations, as depicted below:

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## ORGANIZATIONAL STRUCTURE A

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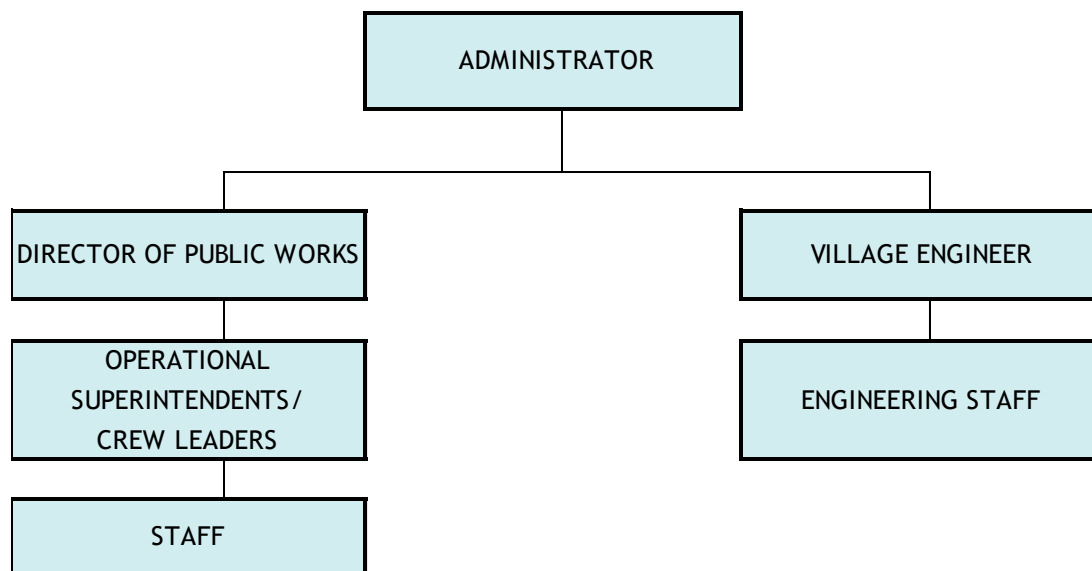


## 2. Organizational Structure “B”.

Under this structure, the Engineering Department is separate from Public Works. The Village Administrator direct reports are the Public Works Director and the Village Engineer. The Public Works direct reports are identified as either Superintendents, Crew Leader or Forman. The Engineering direct reports are Engineering staff. Usually, the Engineering department is small, and the Village Engineer may be contracted. This structure is depicted below:

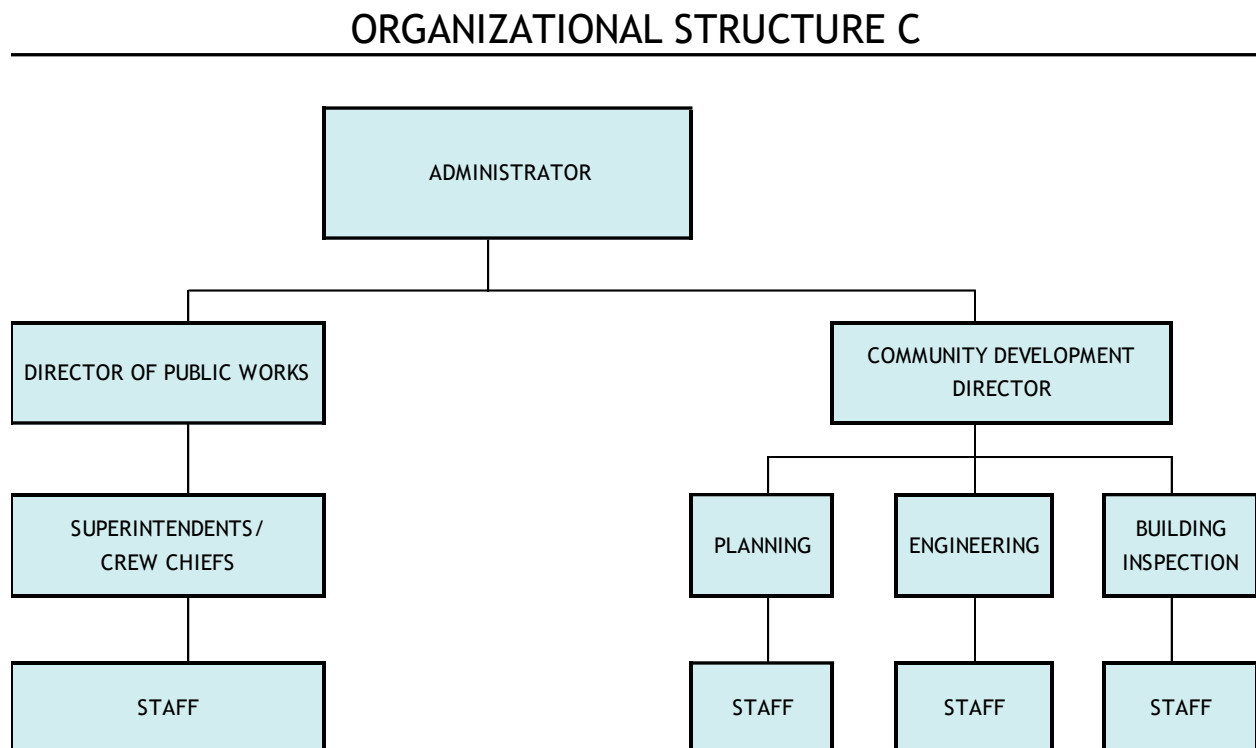
### ORGANIZATIONAL STRUCTURE B

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### 3. Organizational Structure “C”.

Under this structure, the Engineering Department is under the auspices of the Community Development Department, and the Public Works Department is separate under the Administrator. This structure is depicted below:



### VIII. RECOMMENDATIONS.

As stated earlier in this report, it is important that that recommendation for the organization, operations, and processes, address the strategic goals, outlined in the Village of Germantown Strategic Priorities, 2020. Recommendations will also address issues raised by the staff and elected officials during PAA interviews for this study, and best practices as identified by the PAA staff.



Specifically, recommendations address three specific areas:

- Leadership and communications regarding Village Public Works operations. The organization is stressed because of the resources required for implementation of the annual capital improvement program.
- Resources and processes required to complete annual capital improvement projects.
- Resources required to establish and implement standard operating procedures.

The recommendations are in two separate, but related sections:

1. Recommended Organizational Structure Alternatives
2. Technical Resources and Process Change

### 1. Recommended Organizational Structure Alternatives.

As previously described, public works resources have been heavily allocated to the implementation of the annual capital improvement program, and other infrastructure improvement projects.

The village has maintained its current organizational structure, staffing levels and technical resources despite the changing priorities of the community related to growth and capital improvements. Resource allocation to administration and operational aspects of the Department has been compromised as a result.

Therefore, the recommended organizational alternatives should be aimed at balancing resources to all aspects of departmental responsibilities. PAA is providing two distinct alternatives that would address this necessary balance.

However, the current organizational structure also can be effective with some minor changes in position emphasis and responsibilities, as follows:

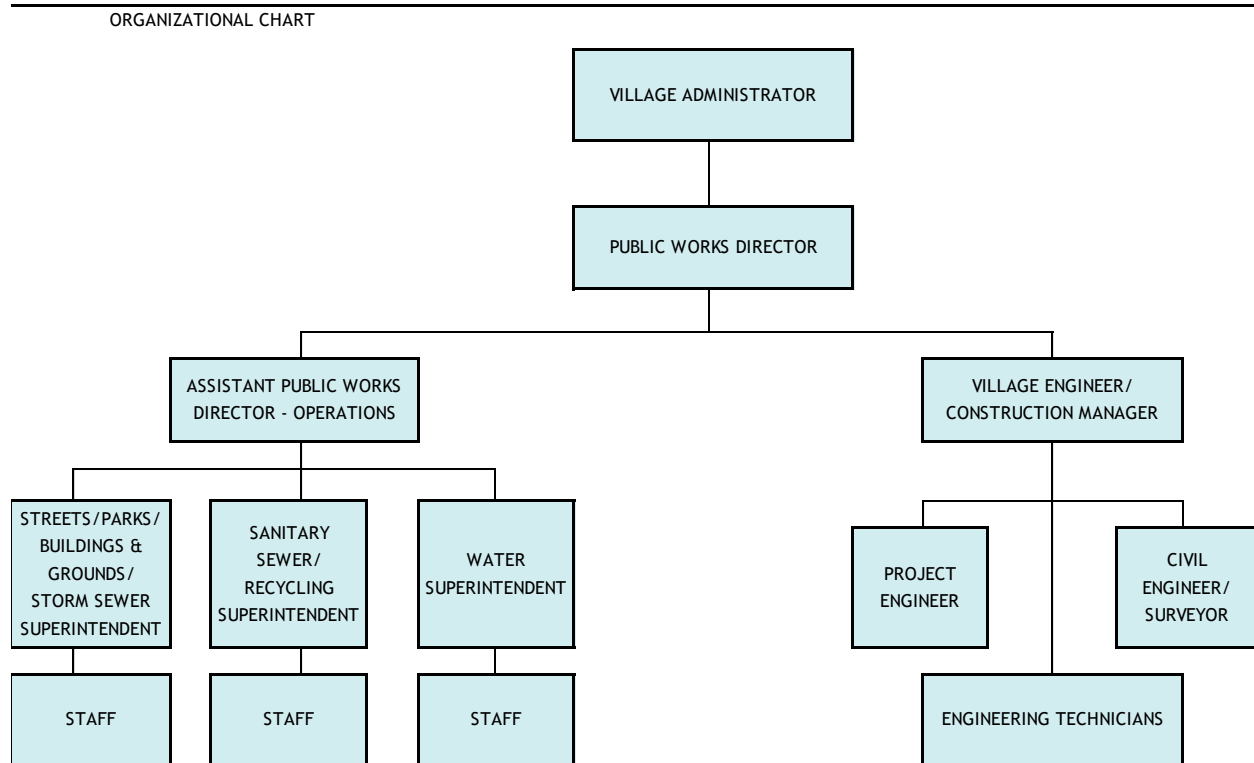
- The Village Engineer position should include specific responsibility for construction design and management.
- The Public Works Director position in turn should deemphasize responsibility for construction management, and assure experience, and/or additional training in leadership and human resource management.
- The Superintendents position should emphasize human resource and administrative functions, in addition to their line management responsibilities. This would require additional training, salary adjustments.

These changes are immediately actionable, but also should be integral to the Village's Succession planning.

The two alternatives below, further aims to strengthen the public works organizational effectiveness:

Alternative I. The first alternative maintains the position of Public Works Director but redefines two positions, as depicted below:

## ALTERNATIVE I



The key management & technical positions are described below:

**Public Works Director.** The job description under this alternative is the same as the current one. It is, however, important that as part of a succession plan, the non-technical skills for this position, including excellent communication and interpersonal skills and a higher than average emotional intelligence. Having a successful record in operational management is also key. No Professional Engineering License would be required.

**Assistant Public Works Director for Operations.** This is a new position that provides specific oversight of the public works and utility operations.

**Assistant Public Works Director for Engineering/Construction.** This position redefines the current position of Village Engineer. The position specifically is responsible for overseeing the operations of the Engineering Department, emphasizing design and construction responsibilities, so the Public Works Director can focus on overall administration and management.

Civil Engineer III/Land Surveyor. This position job description should be reviewed by the next Village Engineer and Public Works Director, to assure it meets the needs of the department. The Village is fortunate to have an existing engineer who is also a surveyor, but it will be more difficult to find an individual with these dual qualifications in the future.

Project Engineer. This is an essential position for capital project management and the existing job description should be maintained.

Engineering Technician. This position should be updated and enhanced, to both reflect the current responsibilities of the position related to construction inspection, permitting and to be the GIS Coordinator, to assure the Organization is maximizing its use of the current GIS system. Hiring of this position should be postponed until a new Village Engineer is selected and that person should be directly involved in the position's hiring.

Highway, Buildings and Grounds Superintendent. This position could be incorporated into the position of Assistant Public Works Director for Operations. Stormwater utility operations should specifically be added to responsibilities.

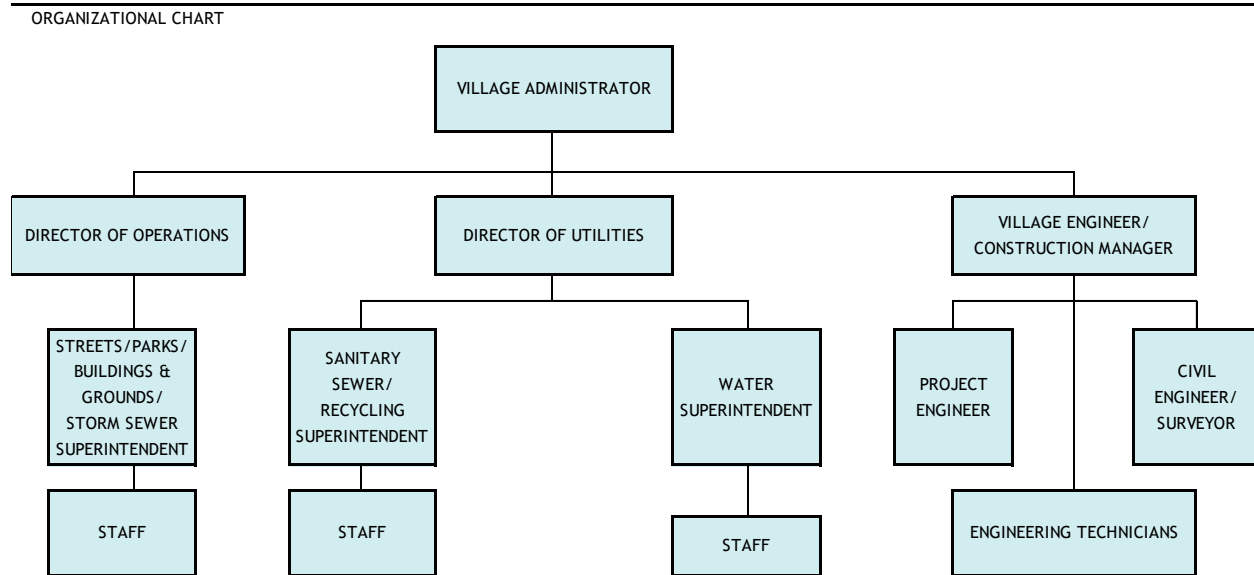
Other supervisory positions. These positions could remain at status quo.

Alternative II. Under this alternative, the position of Public Works Director is eliminated. Instead three new positions are created without increasing the number of management staff.

These positions are (i) Director of Public Works Operations, (ii) Director of Utilities, and (iii) Director of Engineering/Construction. Obviously, such a change would require the Village Administrator to supervise three separate positions.

However, it is our opinion that this organization would improve communication to public works staff and establish a stronger public works team, to plan and implement capital improvement projects. Alternative II organizational structure is depicted below:

## ALTERNATIVE II



The key management & technical positions are described below:

**Public Works Director.** This position would be eliminated.

**Director of Operations.** This is a new position that provides specific oversight of the highways, storm sewer utility and building and grounds.

**Director for Engineering/Construction.** This position redefines the current position of Village Engineer. The position specifically is responsible for overseeing the operations of the Engineering Department, emphasizing design and construction.

**Director of Utilities.** This position would be responsible for planning and supervision of the water and sanitary sewer utilities, and could be required to be a Professional Engineer, as recommended by many staff members who were interviewed as part of this study. The position of Director of Utilities would be retitled as Assistant Village Engineer for Utilities and be funded equally by utility fees, not taxes.

**Civil Engineer III/Land Surveyor.** This position job description should be reviewed by the next Public Works Director/Village Engineer, to assure it meets the needs of the department. The Village is fortunate to have an

existing engineer who is also a surveyor. It is rare to find a candidate with these qualifications.

Project Engineer. This is an essential position for capital project management, and the job description should be maintained.

Engineering Technician. This position should be updated and enhanced to both (i) to reflect the current responsibilities of the position related to construction inspection, permitting and (ii) to be the GIS Coordinator to maximize the use of the current GIS system, including updating the as-builts.

Highway, Buildings and Grounds Superintendent. This position would transition to the position of Director of Operations. Stormwater utility operations should specifically be added to the responsibilities.

Other supervisory positions. These positions could remain at status quo.

Under Alternative II, depending on budget constraints, the Village can maintain the position of Public Works Director, to whom the Director of Operations, Utilities, and Village Engineer would report to. This way, the Village Administrator would have only one direct report.

## 2. Technical Resources and Process Change.

The interviews with staff, along with experience of PAA team members, provided for several recommendations related to technical, human resource, and process change recommendations as follows:

A. Asset Management System. There is not a robust asset management system, which compromises the data necessary to develop a comprehensive long-term infrastructure improvement and maintenance plan. An asset management system could also provide an efficient work order system for more effective operational decisions.

B. GIS System. The current system is underutilized, and updates are not timely or complete. More comprehensive training of staff of the uses and capabilities of the Village's GIS system, as well as dedicating one staff person charged with coordinating its use as needed.

C. Engineering Technician Position. Amend the job description of the Engineering Technician as recommended in Section I, to allow the new Village Engineer to review the position and be the lead on the hiring team.

D. Safety Officer. Currently, there is no specific staff responsible as department safety officer. There is an apparent lack of a comprehensive safety program. A member of the mid-management or one of the key management positions under the recommended organizational alternatives should be tasked with this department-wide responsibility.

E. A Department “Succession Plan” should be developed and implemented. There are a number of key department positions that could see retirements in the next 3-5 years, and plans should be put in place in anticipation of those retirements. The plan would include review and revisions of all applicable job descriptions.

F. A more robust and comprehensive capital improvement plan (CIP) than the current plan should be developed, utilizing a team approach, including representatives from engineering, operations, and planning/community development departments. The plan should include roads, stormwater facilities, utilities, public parking lot rehabilitation/maintenance, and public buildings (roofs, HVAC, etc.). A pavement maintenance plan should also be included. As recommended by the Administrator, the plan should be integrated into a long-term financial plan for the Village.

G. Based on the final selection of an organizational alternative, including status quo, the Administrator, along with the public works team, should develop a policy on what public infrastructure design and construction management projects are to be provided in-house and which ones are to be provided by outside contractors. This criteria could be based on type, size, expansion, or major maintenance, etc. A clear policy will provide for more effective project planning and inform the policy on engineering staffing levels and job descriptions for future transition planning.

H. A Planning and Development team should be established, to review all major development proposals, composed of the Administrator, Village Planner, Village Engineer, Building Inspector, Public Works Director, and all applicable supervisory personnel, to assure a comprehensive review of these



proposed developments. A unified recommendation to the Village Plan Commission and Village Board should effectively be provided. All recommendations should be reviewed by the public works and planning staff, for input prior to adoption of this report.

I. Establish a Department of Public Works manual for all policies and operations, that provides operational expectations and processes for key functions. Currently the erosion control policy and procedures are a good example to follow. This document, which will be developed over time, starting with key operations, and should be easily accessible digitally for all DPW staff.

J. The selection process for the Village Engineer Position should be amended, providing for input from current supervisory and technical staff, as well as for Village Board.

K. Emphasize the importance of performance reviews for staff professional development and goal setting, especially for younger and less experienced personnel. Because of a project management emphasis, this important aspect of the responsibilities of the Public Works Director, has not been a priority.

These recommendations are summarized below, including, who is responsible, when should they occur, and organizational priority. These recommendations have a column for organizational priorities that the Village Administrator and the management team can utilize for planning purposes.





## SUMMARY OF RECOMMENDATIONS

<b>ORGANIZATIONAL RECOMMENDATIONS</b>			
<b>RECOMMENDATION</b>	<b>ENTITY/INDIVIDUAL RESPONSIBLE TO IMPLEMENT</b>	<b>TIMEFRAME</b>	<b>PRIORITY</b>
Determine Public Works Organizational Alternatives	Village Board and Administrator	2020	
<b>TECHNICAL RECOMMENDATIONS</b>			
A. Establish Asset Management System	Village Engineer and Finance Director	2021	
B. Assure More Comprehensive Use of GIS System	Public Works Director and Civil Engineer	2021	
C. Amend Job Description of Engineering Technician	Village Administrator	2020	
D. Establish Position of Safety Officer with a Current Public Works Position	Village Administrator	2022	
E. Establish and Begin a Public Works Organization "Succession Plan"	Village Administrator and Public Works Director	2022	
F. Develop a More Comprehensive Capital Improvement Plan	Village Administrator Led Team	2022	
G. Develop Comprehensive Policy on What Projects Should Be Designed and Managed in-house or Contracted Out	Village Administrator Led Team	2020	
H. Establish a Development Review Team	Village Administrator Led Team	2021	
I. Develop DPW policy and Operations Manual	Public Works Director	2021-22	
J. Process for Hiring Village Engineer, to Include DPW Supervisory Staff and a Trustee	Village Administrator	2020	
K. Make Performance Evaluations in the Department of Public Works a Management Priority	Village Administrator	2021	



ORDINANCE NO. 08-2020

AN ORDINANCE TO AMEND § 12.151(4) OF THE  
MUNICIPAL CODE OF GERMANTOWN RELATING  
TO THE APPEAL OF VICIOUS DOG DETERMINATIONS

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WHEREAS, the Village Board previously adopted § 12.151 of the Municipal Code of Germantown, which regulates the keeping of vicious dogs within the Village; and

WHEREAS, § 12.151(4) provides for an appellate process for a determination by the Police Chief that a dog is vicious; and

WHEREAS, § 12.151(4) contains an erroneous reference to Chapter 6 of the code, said chapter relating to emergency management of the Village; and

WHEREAS, the regulation of vicious dogs promotes the health, safety and welfare of the Community;

NOW, THEREFORE, the Village Board of the Village of Germantown, Wisconsin, do ordain as follows:

SECTION I:

Section 12.151(4) of the Municipal Code of Germantown is hereby amended to read as follows (NOTE: deleted text is ~~struck through~~, added text is underlined):

(4) APPEAL OF VICIOUS DOG DETERMINATION. Any person aggrieved by the determination of the Police Chief, as provided in subsection (3) above, may appeal such determination, as provided in Chapter ~~6~~ 20 of this Code.

SECTION II:

The terms and provisions of this ordinance are severable. Should any term or provision of this ordinance be found to be invalid by a court of competent jurisdiction, the remaining terms and provisions shall remain in full force and effect.

SECTION III:

All ordinances or parts of ordinances contravening the terms of this ordinance are hereby to that extent repealed.

SECTION IV:

This ordinance shall take effect and be in full force upon its passage and the day after publication.

Introduced by Trustee:

Adopted: June 15, 2020      Vote: Ayes:      Nays:      Absent:

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Dean Wolter, Village President

ATTEST:

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Deanna Braunschweig, Village Clerk

Approved as to form:

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Brian C. Sajdak, Village Attorney

Published: