



MINUTES - SHOREWOOD BOARD OF TRUSTEES
Committee of the Whole Meeting
October 18, 2021

President McKaig called the meeting of the Village Board to order at 6:01 p.m.

Present via teleconference: President McKaig, Trustees Arndorfer, Bockhorst (joined at 6:15 p.m.), Moore Baldauff (joined at 6:04 p.m.), Ircink, Stokebrand and Warren (joined at 6:03 p.m.)

Others Present: Village Manager Ewald, Ast. Village Manager Burkart, Planning & Development Director Griepentrog, Interim Police Chief Liebenthal, Finance Director Emanuelson, Library Director Collins and Ast. DPW Director Kolste.

1. Review of 2022 Budget wrap-up updates. (6:02 p.m.)

The 2022 budget wrap-up updates reflect a fine tuning of the proposed budget based on additional review and subsequent information received since the release of the initial proposed budget. The net impact of these staff revisions are a \$67,500 reduction in the proposed tax levy. This brings the revised proposed budget tax levy increase down from 1.99% to 1.33% for your consideration. There was also supplemental information provided by Mr. Emanuelson today with recommendations for the 2022 budget.

Tr. Stokebrand believed the tax levy increase should be closer to zero given the increase in water and sewer bills this past year. This would require cutting approximately \$150,000.

After a final review of the 2022 proposed budget, staff would like to propose one additional adjustment to the 2022 budget to help preserve future expenditure capacity for the village under the state's expenditure restraint program. The current proposed budget is about \$425,000 under the 2022 ERP program limit. This is largely a result of the change in collection method for public fire protection fees which comparatively reduced the village's 2022 qualified expenditures. Staff would propose the following additional change to release the General Fund balances assigned for the Neighborhood Loan Program and transfer \$300,000 from General Fund reserves to the Capital Fund to support the self-funding of the Lake Drive reconstruction engineering and design costs.

PROS:

- 1) Preserves an additional \$300,000 of capacity under the expenditure restraint program.
- 2) Estimate of \$500,000 from TID 1 extension will be eligible to support future programs for Home Improvements.
- 3) Releases additional bond proceeds to be available for the 2022 alley project. \$100,000 is currently assigned to 2020C bond reserves for Lake Drive reconstruction design.
- 4) Reduces the amount of bonding that will be required to fund the Lake Drive Street reconstruction by \$300,000.
- 5) Increases capital reserves to allow the village additional flexibility to address unanticipated capital needs or project cost overruns. Current projected unassigned capital reserves = \$165,000. This action would increase those reserves by \$150,000.

CONS:

- 1) Will produce a higher general fund fiscal deficit for reporting purposes in 2022.

Director Emanuelson noted that the proposed modification would not expect to impact our current bond rating. Tr. Stokebrand noted that the Village Board could consider applying an additional \$50,000 of general fund reserves to reduce the debt service tax levy to reduce the tax levy to 0.9%. Discussion continued. The majority of the Board agreed with applying the \$50,000 of general fund reserves to reduce the debt service tax levy to reduce the tax levy in the 2022 budget.

2. Provide direction on presence at Atwater Park and Beach. (6:35 p.m.)

Currently the Village has \$35,000 in the 2022 proposed budget. After conducting an RFP process, the Village only received one proposal, which was rejected by the Village Board. The Village Board asked staff to continue reviewing options when discussing Atwater Beach lifeguards. Below are three different options for the Village Board to consider that will have an impact on the 2022 budget:

- Option #1 – Full Lifeguard Services at Atwater Beach
- Option #2 – Hire Seasonal Community Service Officers
- Option #3 – No lifeguards or seasonal CSO's at Atwater Park and Beach

Most of the Board supported Option #1 and tier three for Mr. Geitzen's consulting services to be reflected in the 2022 proposed budget. It was noted that it would be great for this to be a mentorship program when the vendor moves on in a year or two.

3. Receive any additional direction regarding the 2022 budget. (7:09 p.m.)

The majority supported the release of General Fund balances assigned for the Neighborhood Loan Program and transfer \$300,000 from General Fund reserves to the Capital Fund to support the self-funding of the Lake Drive reconstruction engineering and design costs.

The budget published would be a 0.9% increase. The Budget and Finance Committee agreed to meet to discuss possible additional decreases to the budget on November 1. Trustees will submit their ideas in advance of the meeting for consideration.

Tr. Warren moved, seconded by Tr. Bockhorst to adjourn at 7:26 p.m. Motion carried 7 - 0.

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1. Call to Order

President McKaig called the meeting of the Village Board to order at 7:32 p.m.

2. Roll Call

Present via teleconference: President McKaig, Trustees Arndorfer, Moore Baldauff, Bockhorst, Ircink, Stokebrand and Warren (joined at 7:33 p.m.).

Others Present: Village Manager Ewald, Village Attorney Bayer, Planning & Development Director Griepentrog, Interim Chief Liebenthal and Finance Director Emanuelson.

3. Statement of Public Notice

Village Manager Ewald stated that the meeting had been posted and noticed according to law.

4. Special Order of Business – none.

5. Consent Agenda Items (7:34 p.m.)

- a. Accept presentation of accounts – October 18, 2021
- b. Consider regular village board minutes – October 4, 2021
- c. Consider Application for Special Privilege Approval for a retaining wall and pavers in the public right of way at 4300 N. Murray Ave.
- d. Consider addition of a banking institution to the Village’s list of authorized financial institutions.
- e. Consider seasonal extension of Special Privilege Approvals for outdoor seating in the public right-of-way at:
 - i. Colectivo, 4500 N Oakland Ave.

Tr. Bockhorst moved, seconded by Tr. Ircink to approve the consent agenda. Motion carried 7 – 0.

6. Items Removed from the Consent Agenda – none.

7. Citizens to be heard – This item is for matters not on the agenda. Discussion may follow comment on non-agenda items or discussion and action may come at future meetings – none. (7:35 p.m.)

8. Public Hearing(s) – none.

9. New Business

- a. Consider Resolution 2021-23 – a resolution adopting a framework for the Village of Shorewood to achieve racial equity within Milwaukee County. (7:35 p.m.)

Isaac Rowlett Strategy Director for Milwaukee County voiced his support for the resolution. Discussion continued, noting that this is a first step, but there are many more to go. There was support for the regional approach and an example for other boards to follow that does not bind the Village in anyway. The County and State is looking to partner with local governments, but there is not a one size fits all solution; however, some of the best solutions will come working across municipal boundaries. There was support for a public statement noting our values.

Tr. Warren moved, Tr. Ircink seconded to approve Resolution 2021-23 – a resolution adopting a framework for the Village of Shorewood to achieve racial equity within Milwaukee County. Motion carried 7-0.

- b. Consider Ordinance 3033 – an ordinance repealing and replacing Section 16-2, “Organization, Powers, Duties and Qualifications” of Village of Shorewood Municipal Code. (7:53 p.m.)

President McKaig welcomed comments from the public.

Karen Desing, 3952 N. Stowell Ave. – have other communities adopted the same rule? Yes, but was written on an old statute. Every 10-15 years communities review their codes and update them based upon newer laws. A local municipality may only have something inconsistent from state statute if not pre-empted by state statute. In this case the state does not specifically state that a municipality may differ, however, the statute reflects the words “shall”.

Dan Walsh, 4024 N. Stowell Ave. – thinks that the ordinance should stand, not the current statute. Atty. Bayer reflected that the statute does not reflect the word “may”. Mr. Walsh believes this is an isolated ask to empower the President over a long struggle with the Plan Commission.

Elizabeth Beeghly, 2413 E. Shorewood Blvd. - noted that these statutes were developed by Republicans, and she would prefer that Shorewood think more independently and consider that the public may not always desire the appointments of the President.

Public comment closed at 8:10 p.m.

In years past Shorewood has provided replacements on the Plan Commission when terms are up. The Village code states that the appointments serve at the pleasure of the appointing officer. Updating the code is a lengthy and involved process. Moving forward it is clearer to update the code as things pop up on a case-by-case basis to alleviate questions. The update is only in reference to the elimination and restructuring of Wis. Stats. 62.23 specifically related to the Plan Commission. President McKaig ceded the chair to Tr. Warren at 8:26 p.m. Statute 17.13 sub (1) references appointed officer or body that appointed him or her and may be removed by the officer or body who appointed them at pleasure.

Tr. Bockhorst moved, seconded by Tr. Warren to approve ordinance 3033 – an ordinance repealing and replacing Section 16-2, “Organization, Powers, Duties and Qualifications” of the Village of Shorewood Municipal Code. Motion carried 4-3 (Trustees Moore Baldauff, Ircink and Stokebrand voting nay).

- c. Discuss Ordinance 3034 – an ordinance amendment related to modification to Chapter 535 Zoning Article IX Off-Street Parking. (8:47 p.m.)

President McKaig welcomed comments from the public.

Andrew Rothrock, 4024 N. Prospect – he resents hearing the words antiquated and modernized when referencing the code because the homes are so old here; he requested the Board take this into consideration.

Discussion among board members continued. There was reference to areas of the Village being different and decisions on parking special exceptions to continue with the Plan Commission. There may be mobility and accessibility issues for those unable to walk. There were concerns for both residents and business patrons and their ability to access parking. Developers will build housing best for their bottom line. It’s a complex issue and the reason we are having several meetings on this topic is because it will affect peoples lives on a personal level.

High parking requirements create more expensive housing, and it has worked against affordable housing. Making a change that decreases parking may make us look at changes that could help property owners as well. The Comprehensive Plan identifies up to 40 different parcels that are susceptible to change and it’s hard to visualize how we can provide for on street parking for new developments. There was concern for people being left out of the process and skepticism that it would help create affordable housing. The board has talked about the value of affordable housing and the current ratio increases cost for

development. The one-to-one ratio seems appropriate or if the ratio is larger the decision will be left to the Plan Commission, and it will put them in political positions.

There are several other items outside of the parking ratio that are important updates within the ordinance of amendments. Currently we don't allow older properties to have more than one parking space and the amendment makes parking more feasible in these places. It also allows for tandem spaces within developments that could increase parking spaces within small areas. Even with a lower or higher ratio the Plan Commission can also make their own decision at a future point in time when reviewing a special exception parking request. Village Manager Ewald noted that this item was listed on the agenda for discussion tonight and that it will be noticed for consideration at a future meeting with a ratio of 1:1 based upon the majority of board comments this evening, unless a majority of the board directs otherwise. There was not a majority of the board that directed otherwise. ~~Most of the board continued to support a 1:1 parking ratio.~~

10. Reports of Village Officials (9:33 p.m.)

- a. Village President
 - i. National Day Without Water Proclamation – Tr. Ircink read the proclamation.
 - ii. ICC Meeting – October 11, 2021 – there was a review of the redistricting map, and they don't have a lot of municipalities with net new construction.
 - iii. NSFD Meeting – October 12, 2021 – it was unanimous for the Glendale Station Option A and it is in great need of improvement.
 - iv. League of Wisconsin Municipalities Conference – see attachment.
- b. Village Trustees

Tr. Warren reported that Shorewood High School Drama put on the performance of Antigone.

Tr. Ircink reported that the Shorewood Farmer's Market trailer was stolen. The community showed up with tents and donations to assist. This will be the last year Estabrook Park will be made an active street. The Market's attendance is up significantly and they are nervous to see what happens with the Market, as they would like to keep it in the same location in the future.
- c. Village Manager

11. Items for future consideration – none. (9:41 p.m.)

12. Adjournment.

Tr. Warren moved, seconded by Tr. Ircink to adjourn at 9:42 p.m. Motion carried 7 - 0.

Respectfully submitted,

Rebecca Ewald
Village Manager

