



Village of Bayside  
9075 N Regent Road  
Board of Trustees Meeting  
October 19, 2023  
Village Board Room, 6:00pm

**BOARD OF TRUSTEES  
Meeting Minutes**

**I. CALL TO ORDER AND ROLL CALL**

President Walny called the meeting to order at 6:00 pm.

**ROLL CALL**

**President:** Eido Walny  
**Trustees:** Mike Barth  
Elizabeth Levins  
Kelly Marrazza  
Dan Rosenfeld -Excused  
Bob Rudman  
Margaret Zitzer

**Also Present:** Village Manager Andy Pederson  
Assistant Village Manager Leah Hofer  
Administrative Services Director Rachel Safstrom  
Village Attorney Chris Jaekels  
Police Chief Thomas Liebenthal  
North Shore Fire Department Chief Robert Whitaker  
Communications Center Director Liane Scharnott  
Operations Superintendent Shane Albers  
Police Lieutenant Cory Fuller  
Police Officer Randy Santarelli  
Deputy Clerk/Treasurer Nicole Maurer  
16 Audience members

**II. PLEDGE OF ALLEGIANCE**

**III. CITIZENS AND DELEGATIONS**

Gerry Feldman – 133 E Glencoe Place

**IV. CONSENT AGENDA**

**Approval of:**

- A. **August and September 2023 Financial Statement.**
- B. **Board of Trustees meeting minutes for August 17, 2023 and August 21, 2023.**
- C. **Summary of Disbursements for August 5, 2023, through October 10, 2023 in the amount of \$2,013,589.82.**
- D. **August and September 2023 Community Impact Report.**
- E. **Police Department General Order 1101, 5402, 4201, 5407, 5307, 4307, 2202, 2201, 2101, and 1102.**

- F. **Memorandum of Understanding between Village of Bayside and Wisconsin Elections Committee regarding Badger Books.**
- G. **Bureau of Justice Assistance grant award in the amount of \$830 for FY23 Bulletproof Vest Partnership Program.**
- H. **CVMIC Law Enforcement Risk Mitigation grant award in the amount of \$2,500.**
- I. **CVMIC Member Spotlight Award for Grazing Goats program and grant award of \$2,000.**
- J. **Wisconsin Department of Agriculture, Trade and Consumer Protection Clean Sweep Agriculture and Household Hazardous Waste grant award in the amounts of \$2,712.19 and \$3,626.18, respectively.**
- K. **Wisconsin Elections Commission 2023 Absentee Ballot Envelope Subgrant Program grant award in amount of \$455.42.**
- L. **WE Energies Foundation Rewarding Responders Grant Program grant award in the amount of \$1,981 for Automatic External Defibrillator.**
- M. **Contract Change Order with Stark Pavement Corp. for 2023 Road Construction Project.**

Motion by Trustee Barth, seconded by Trustee Zitzer, to approve: August and September 2023 Financial Statement; Board of Trustees meeting minutes for August 17, 2023 and August 21, 2023; Summary of Disbursements for August 5, 2023, through October 10, 2023 in the amount of \$2,013,589.82; August and September 2023 Community Impact Report; Police Department General Order 1101, 5402, 4201, 5407, 5307, 4307, 2202, 2201, 2101, and 1102; Memorandum of Understanding between Village of Bayside and Wisconsin Elections Committee regarding Badger Books; Bureau of Justice Assistance grant award in the amount of \$830 for FY23 Bulletproof Vest Partnership Program; CVMIC Law Enforcement Risk Mitigation grant award in the amount of \$2,500; CVMIC Member Spotlight Award for Grazing Goats program and grant award of \$2,000; Wisconsin Department of Agriculture, Trade and Consumer Protection Clean Sweep Agriculture and Household Hazardous Waste grant award in the amounts of \$2,712.19 and \$3,626.18, respectively; Wisconsin Elections Commission 2023 Absentee Ballot Envelope Subgrant Program grant award in amount of \$455.42; WE Energies Foundation Rewarding Responders Grant Program grant award in the amount of \$1,981 for Automatic External Defibrillator; Contract Change Order with Stark Pavement Corp. for 2023 Road Construction Project. Motion carried unanimously.

**V. BUSINESS AGENDA**

**A. COMMITTEE AND COMMISSION REPORTS**

**1. Public Works Committee**

**a. Discussion/action on August and September 2023 Department of Public Works Report.**

Operations Superintendent Shane Albers gave the August and September 2023 Department of Public Works Report. Of significant note, the Regent Road crosswalk system is fully restored and operational.

Motion by Trustee Zitzer, seconded by Trustee Rudman, to approve the August and September 2023 Department of Public Works Report. Motion carried unanimously.

**b. Discussion/update on 2023 Capital Projects.**

Operations Superintendent Shane Albers gave a brief update on the Capital Projects. The Brown Deer Sanitary Sewer Project, 2023 Road Project, Tennyson Drive Stormwater Management Infrastructure Project, and the East Bayside Sanitary Sewer Relief System are all complete. Of significant note, the final asphalt for the East Bayside Sanitary Sewer Relief System project will be laid in the spring.

Village Manager Pederson spoke on upcoming changes to Brown Deer Road due to the I-43 construction.

**2. Public Safety Committee**

**a. Discussion/action on A Proclamation Recognizing the Heroic Action of Lieutenant Cory Fuller and Officer Randy Santarelli.**

Trustee Zitzer gave the proclamation recognizing Bayside Police Lieutenant Cory Fuller and Bayside Police Officer Santarelli. On September 13, Lieutenant Fuller and Officer Santarelli were requested to assist the Milwaukee County Sheriff's Office with an unresponsive person at the BP Open Pantry. A vehicle that contained the unresponsive person had exited the freeway and stopped at the BP upon exiting. It was determined the unresponsive subject was suffering from an opioid overdose. Bayside officers administered two doses of Narcan and Officer Santarelli performed CPR, ultimately resuscitating the individual. He was transported to the hospital by North Shore Fire/Rescue for further treatment. No drugs or paraphernalia were found on scene, however, the individual stated he had taken what he thought was cocaine, but it is believed to have been laced with fentanyl.

Motion by Trustee Barth, seconded by Trustee Levins, to approve the Proclamation Recognizing the Heroic Action of Lieutenant Cory Fuller and Officer Randy Santarelli. Motion carried unanimously.

**b. Discussion/action on August and September 2023 Communications Center Report.**

Communications Center Director Liane Sharnott provided an overview of the August and September 2023 Communications Center Report. Of significant note, the Wisconsin Law Enforcement Accreditation Group was on site and completed their report, suggesting the Bayside Communications Center will again receive accreditation. Dispatcher Troy Kasten was selected as Dispatcher of the Year for the 23<sup>rd</sup> Assembly District and was recognized at the State Capitol on October 17. Communications Center Director Liane Sharnott noted that Dispatcher Troy Kasten will be recognized at the next Village Board meeting.

Motion by Trustee Barth, seconded by Trustee Levins, to approve the August and September 2023 Communications Center Report. Motion carried unanimously.

**c. Discussion/action on August and September 2023 Police Department Report.**

Police Chief Thomas Liebenthal noted the August and September 2023 reports were included in the packet and recognized the heroic action of Lieutenant Cory Fuller and Officer Randy Santarelli.

Motion by Trustee Barth, seconded by Trustee Marrazza, to approve the August and September 2023 Police Department Reports. Motion carried unanimously.

**3. Finance and Administration Committee**

**a. Discussion/action on August and September 2023 Administrative Services Report.**

Administrative Services Director Rachel Safstrom gave a brief overview of the August and September 2023 Administrative Services Report. Of significant note, tax collection was finalized in August and final tax settlements were completed.

Motion by Trustee Zitzer, seconded by Trustee Rudman, to approve the August and September 2023 Administrative Services Report. Motion carried unanimously.

**b. Appointment of Nicole Maurer as Deputy Clerk/Treasurer pursuant to Section 2-108 and Section 2-131 of Municipal Code.**

Motion by Trustee Zitzer, seconded by Trustee Rudman, to approve the appointment of Nicole Maurer as Deputy

Clerk/Treasurer. Motion carried unanimously.

**4. North Shore Fire Department**

**a. Discussion/action on Resolution 23-14, A Resolution Recommending a Single or Multi Year Capital Budget for 2024-2028.**

North Shore Fire Department Fire Chief Whitaker gave a brief overview of Resolution 23-14. This resolution allows for the purchase of capital equipment.

Motion by Trustee Barth, seconded by Trustee Zitzer, to approve Resolution 23-14, A Resolution Recommending a Single or Multi Year Capital Budget for 2024-2028. Motion carried unanimously.

**b. Discussion/action on Resolution 23-15, A Resolution Recommending the 2024 North Shore Fire Department Fee Schedule.**

Fire Chief Whitaker gave a brief overview of Resolution 23-15 and described changes made to the fee schedule. This annual resolution includes increased fees for services, many of which are invoiced to health insurance providers.

Motion by Trustee Zitzer, seconded by Trustee Barth, to approve Resolution 23-15, A Resolution Recommending the 2024 North Shore Fire Department Fee Schedule. Motion carried unanimously.

**c. Discussion/action on Resolution 23-16, A Resolution Recommending adoption of a Resolution Allowing an Option for Member Municipalities of the North Shore Fire Department to an Exception to the Levy Limits for Charges for the North Shore Fire Department Pursuant to 2005 Wisconsin Act 484**

Fire Chief Whitaker gave a brief overview of Resolution 23-16. Fire Chief Whitaker stated that this resolution needs to be approved by all seven communities, even if a community does not utilize the levy exemption.

Motion by Trustee Barth, seconded by Trustee Zitzer, to approve Resolution 23-16, A Resolution Recommending adoption of a Resolution Allowing an Option for Member Municipalities of the North Shore Fire Department to an exception to the Levy Limits for Charges for the North Shore Fire Department Pursuant to 2005 Wisconsin Act 484. Motion carried unanimously.

**d. Discussion/action on Resolution 23-17, A Resolution to Unanimously Recommend Amendment No. 9 to the North Shore Fire Department Agreement to provide, general, non-policy clean-up of the North Shore Fire Department Agreement.**

Fire Chief Whitaker gave a brief overview of Resolution 23-17, noting it is simply a clean-up of language that the Board and Commission use to elect its officers.

Motion by Trustee Barth, seconded by Trustee Zitzer, to approve Resolution 23-17, A Resolution to Unanimously Recommend Amendment No. 9 to the North Shore Fire Department Agreement to provide, general, non-policy clean-up of the North Shore Fire Department Agreement. Motion carried unanimously.

**5. Library Board**

**a. Discussion/action on August and September 2023 Library Report.**

Trustee Zitzer provided a brief overview of the August and September 2023 Library Report.

Motion by Trustee Rudman, seconded by Trustee Marrazza, to accept the August and September 2023 Library

Reports. Motion carried unanimously.

**6. Plan Commission**

- a. Discussion/action on the request for land division and certified survey map for the property located at 202 West Brown Deer Road and creation of adjacent lot at 214 West Brown Deer Road.**

Manager Pederson provided a brief overview of the request for land division and certified survey map for the property located at 202 West Brown Deer Road and creating of adjacent lot at 214 West Brown Deer Road. Manager Pederson noted the Plan Commission met on Monday and recommended Village Board approval.

Motion by Trustee Barth, seconded by Trustee Zitzer, to approve the request for land division and certified survey map for the property located at 202 West Brown Deer Road and the creation of adjacent lot at 214 West Brown Deer Road. Motion carried unanimously.

**VI. VILLAGE PRESIDENT'S REPORT**

President Walny thanked Village staff for an incredible and successful Fall Picnic.

**VII. VILLAGE MANAGER'S REPORT**

Manager Pederson thanked Village staff along with the fire department, health department, police department, and dispatch for a successful Fall Picnic. Manger Pederson stated the Village will be going into the budget cycle soon and noted they are looking at lead times of a couple years or more for DPW equipment purchases. Manager Pederson noted the Village Board will start to see some of the longer-term purchases for DPW equipment, such as snowplows. Manager Pederson also clarified that minutes for Village Board meetings can be found on the Village website.

**VIII. VILLAGE ATTORNEY'S REPORT**

No report.

**IX. MOTION TO ADJOURN TO CLOSED SESSION**

- A. Pursuant to Section 19.85 (1) (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons allow a Closed Session (Fox Point-Bayside School District Middle School Agreement).

Motion by Trustee Barth, seconded by Trustee Zitzer, to convene to closed session pursuant to Wisconsin State Statute Section 19.85 (1) (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons allow a Closed Session (Fox Point-Bayside School District Agreement). Motion carried unanimously.

A closed session of approximately 18 minutes was held in which the Village Board discussed the Fox Point-Bayside School District Agreement.

Motion by Trustee Zitzer, seconded by Trustee Levins, to reconvene to open session and regular order of business. Motion carried unanimously.

**X. MOTION TO RECONVENE IN OPEN SESSION Pursuant to Section 19.85 (2)**

- A. Action on items in closed session.

Motion by Trustee Barth, seconded by Trustee Zitzer, authorize the Village President to sign the Development Agreement between the Fox Point-Bayside School District and the Village of Bayside. Motion carried unanimously.

**XI. ADJOURNMENT**

Motion by Trustee Zitzer, seconded by Trustee Barth, to adjourn the meeting at 6:48 p.m. Motion carried unanimously.

Statement from Gerry Feldman:

Hello, neighbors. I'm Gerry Feldman, of 133 E Glencoe Place. I'm here tonight out of concern about recent actions by the Board of Trustees, whom we have entrusted with the responsibility to act in our best interests, and who have taken an oath to do so.

Last time I stood before this body, on Thursday, August 17th, I raised concern about a hastily arranged supplemental meeting, which let the OneNorth developer off the hook while no one was watching. Four days later, there was another hastily arranged supplemental meeting, and the planned September meeting was cancelled. This secretive behavior undermines the ability of the people of Bayside to make informed choices when they vote.

Of course, if someone misses the meeting, they can just go read the meeting minutes on the village website, right? Wrong. All of the meeting minutes for 2023 have been removed from the village website. Anything the board discussed after December 15, 2022, including all those empty promises of a new library at OneNorth, has been hidden from public view.

Representative democracy only works when the public is well-informed about what their representatives are doing and why. As Thomas Jefferson wisely stated, "Whenever the people are well-informed, they can be trusted with their own government." And that's the key word there: Trust.

Do you, our representatives, trust the people who elected you? When you hold last-minute meetings at inconvenient times, and hide the meeting minutes from public view, you are betting against the People of Bayside. You are not working for us, you are working despite us, and that is unacceptable.