

**VILLAGE BOARD OF CLEVELAND, WISCONSIN
MONTHLY MEETING**

TUESDAY, AUGUST 23, 2022

MINUTES

- I. CALL TO ORDER/PLEDGE OF ALLEGIANCE/ROLL CALL/AGENDA APPROVAL.** Village President Jake Holzwart called the meeting to order and led the Pledge of Allegiance at 6:02pm on Tuesday, August 23, 2022, at Centennial Hall West, Lakeshore Technical College, 1290 North Ave., Cleveland, Wisconsin.

Board Present: Jake Holzwart, Village President and Acting Police Chief
John Ader (left 6:30pm; rejoined 9:25pm)
Jason Berdyck
Debi Cevaal
Jon Hoffman
Danielle LaLonde
Barry Nelson

Board Absent: None

Staff Present: Stacy Grunwald, Director of Village Services
Julie Rusch, Deputy Clerk-Treasurer
Jacob Schweigl, Police Officer

Also Participating: Phil Cosson, Senior Municipal Advisor, Ehlers & Associates

Motion Berdyck/Hoffman to approve the agenda; carried without negative vote.

II. CITIZEN INPUT AND COMMUNICATIONS.

Sheryl Nehls, 1424 Webster Ln. Questioned funds in the CIP for 2024-25 improvements to Hika and Vets Parks. Stated Board should be fiscally responsible. Noted the Hika Park survey indicated people want the lakeshore left as is.

Fred Sohn, 1107 End Ct. Stated the Hika Park pier is maintained by Cleveland Fish and Game, and that they donated \$35,000 towards the wave study/improvement plan.

Dan Kaderabek, 1272 Westview St. Stated the former Co-op property is no longer contaminated, and has what the Village needs for a new Village Hall, Public Works garage, etc. Why is the Village looking at the Former property? There are also former TID lots available. If the Village spends too much, people will leave, resulting in derelict homes and a run-down community.

Kathy Stolzmann, 1219 Meadowbrook Ct. Spoke in favor of Officer Schweigl, and against the referendum unless as a last resort. Asked if there are some discretionary funds that can be used for Public Safety. Thanked the Board for all they do, and knows it is difficult as she has been in their position.

Judith Perlman, 1241 Lakeshore Dr. Expressed her concern over being without a Police Chief for over a year. Speeding on LS has caused her to no longer walk on the road for the first time since she's lived in the Village. Spoke against the referendum, and spoke in favor of promoting Officer Schweigl.

Gina Burkhard, 840 Maple St. Expressed concern over activities occurring in Sheboygan and Manitowoc. Spoke in favor of Officer Schweigl.

Cheryl Howard, 1145 Park Ct. Stated "Fund the Police." Spoke in favor of promoting Officer Schweigl.

Barrett Paasch, 1232 Franklin Dr. Questioned the spending of debt proceeds. Expressed displeasure with Board for not responding to his email. Indicated the Board and Staff have questionable practices and no oversight, and measures need to be put in place.

Becky Paasch, 1232 Franklin Dr. Supported Mr. Paasch's comments. Questioned the need for so many police officers. Stated residents should look to their neighbors for help.

Tony Meyer, 13711 Westview Rd. Representing Cleveland Fire Department. Spoke in support of retaining Officer Schweigl.

Director Grunwald refuted Mr. Paasch's comments, spoke in support of former President Stolzmann and the Village Board, and noted Mr. Paasch did not accept offers to discuss his concerns.

President Holzwart received correspondence from *Daniel Bruckschen, 825 Westview St.*, regarding Officer Schweigl; and from *Ruth Schroeder, 1325 Lakeshore Dr.*, regarding speeding on Lakeshore Dr.

- A. **SNOW AND ICE REMOVAL AGREEMENT RENEWAL** *Referred to Public Works and Utilities Committee.*
- B. **PROPOSED DAIRYLAND PARK PAVILION.** *Referred to Plan Commission.*
- C. **DEBT SERVICE FUND INQUIRY.** *Filed without referral to committee.*
- D. **RESPONSES TO W JEFFERSON AVE CUL-DE-SAC PARKING COMPLAINTS.** *Referred to next regular Village Board meeting.*
- E. **YEAR 2022-23 HEALTH INSURANCE.** *Referred to Human Resources and Public Safety Committee.*
- F. **YEAR 2022-23 LIFE/AD&D/SHORT-TERM DISABILITY INSURANCE.** *Referred to Human Resources and Public Safety Committee.*
- G. **LAKESHORE DR TRAFFIC CONCERNS.** *Referred to Human Resources and Public Safety Committee.*

III. CLEVELAND POLICE DEPARTMENT

- A. **YEAR 2023 BUDGET OPTIONS.** Officer Schweigl distributed a handout outlining his ideas for saving money by conducting an internal vs. an external search for Police Chief; stated he met all the qualifications to be Chief; expressed concern with hiring officers without a Chief in place; suggested the Chief have a chance to find funding before holding a referendum; and closed by requesting the Board only consider internal candidates for Chief.

Trustee Berdyck noted the purpose for the referendum was to retain a full-time Police Officer. He also questioned relying upon grants and other one-time or limited revenues when the referendum would permanently address funding the Officer position. Trustee Nelson questioned Officer Schweigl's proposed increase in Chief's salary to \$85,000, which exceeded the previous Chief's wage by over \$12,000 a year.

Director Grunwald explained the Village Board had authority over to two significant funding sources—property taxes, which were restricted by levy limit, and utility rates. (State aids were substantial but outside the Board's control and fee revenue was a small component of the budget.) Police services were currently allocated entirely to the general fund. The utilities could recapture costs from those who didn't pay property taxes, such as the schools and renters; but the charges were regressive since the rates were the same regardless of income and increasing costs were more impactful on the poor.

Ms. Perlman encouraged the Board to consider funding through utility rates so LTC would help carry the costs. Ms. Stolzmann questioned whether a rational decision on the referendum could be made before the August 31 deadline.

- B. **HIRING POLICY FOR SWORN LAW ENFORCEMENT.** Motion Nelson/Cevaal to approve the *Hiring Policy Chief of Police and Sworn Law Enforcement Personnel*; carried without negative vote.
- C. **ACTING CHIEF'S APPOINTMENT OF CASUAL PART-TIME POLICE OFFICERS.** Acting Police Chief Holzwart appointed Dylan Lantagne, Kalie Novak, and Edward Wick as Casual Part-Time Police Officers per the terms of the hiring policy. A date for Village Board interviews will be scheduled at a future meeting.
- D. **POSTING OF MONTHLY ACTIVITY REPORTS.** The Finance Committee informally referred a discussion on posting police activity reports to the Village Board. By consensus, the Board requested the monthly Police Department reports received by the Board be posted on the website going forward.

IV. JULY 19, 2022, AND JULY 26, 2022, MINUTES. Motion Berdyck/Hoffman to approve the minutes of the July 19, 2022, regular meeting and the July 26, 2022, special meeting; carried without negative vote.

V. FINANCIALS

- A. **MONTHLY VOUCHER REPORT.** Motion Berdyck/LaLonde to approve the July 2022 monthly voucher report; carried without negative vote.
- B. **REFERENDUM TO FUND POLICE SERVICES.** Director Grunwald explained how levy limits work, how the utilities and taxes are the main sources of income, and of those only sewer utility rates are within the Board's control. After discussion, it was decided to address this item further at a special Village Board meeting.
- C. **TOWN BOARD OF CENTERVILLE re PARCELS SUBJECT TO SPECIAL ASSESSMENTS.** President Holzwart and Trustee Berdyck reported the Town of Centerville will research their authority to impose special assessments.

VI. PLAN COMMISSION

- A. **PLAN COMMISSION COMPOSITION ORDINANCE AMENDMENT.** After discussion, it was decided to make no changes to the Plan Commission at this time.
- B. **PLAN COMMISSION APPOINTMENTS**
 - 1. **TRUSTEE MEMBER.** Motion Holzwart/Nelson to appoint Jon Hoffman to fill the vacant Trustee seat on Plan Commission; carried without negative vote.
 - 2. **CITIZEN MEMBER.** The Citizen Member appointment was carried over to the next meeting due to the position not yet being officially vacated.
- C. **CONSIDERATION OF REMOTE ATTENDANCE BY WDNR AT SEP 7, 2022, MEETING.** Plan Commission member Fred Sohn requested approval for two WDNR employees working from different regions to attend the next Plan Commission meeting

remotely. This was inconsistent with the Village Board's position that attendance at meetings was to be in person. By consensus, the Board saw no issues with trying to accommodate the request in this situation. Staff will work with Lakeshore Technical College on the logistics.

VII. ELECTION INSPECTOR APPOINTMENTS. Motion Holzwart/LaLonde to appoint Natalia Alvarez and Linda Engel as Election Inspectors through terms ending December 31, 2023; carried without negative vote.

VIII. ROOTS GRANT PROJECT KICK-OFF PLANNING: Dairyland Park Tree Planting. The proposed dates were October 7 or November 4. Director Grunwald noted she hadn't heard back from Stantec yet as to which date would work for them. Board members were available either day.

IX. CAPITAL PROJECT FINANCING: Ehlers & Associates. Phil Cosson reviewed the Pre-Sale Report for the \$2,440,000 GO bond issue. He anticipated an average interest rate between 4%-5%. If authorized by the Board, the bid date would be September 9 and receipt of funds, September 29.

Motion Berdyck/Cevaal to open the floor for questions from the public; carried without negative vote. In response to questions, the Board noted the \$2,440,000 bond issue was allocated as \$1,775,000 for street improvement projects and \$665,000 for water system projects. Village debt would be estimated to be 67% of debt capacity in 2023, within the recommended 80% threshold, and the percentage would decrease annually until new debt was issued. The capital projects were not funded with operating revenue, so no costs could be transferred to the debt levy to provide more funds for police services. Mr. Cosson noted the Village was borrowing money to fund projects that were above and beyond a municipality's ability to fund through the operating budget. Street maintenance was not eligible for bond funding so would continue as an operating cost. Motion Holzwart/Berdyck to close the floor; carried without negative vote.

- A. Motion Cevaal/Berdyck to approve the Initial Resolution Authorizing \$1,775,000 General Obligation Bonds for Street Improvement Projects; carried without negative vote. [Resolution No. 2022-R-07]
- B. Motion Berdyck/Nelson to approve the Initial Resolution Authorizing \$665,000 General Obligation Bonds for Water System Projects; carried without negative vote. [Resolution No. 2022-R-08]
- C. Motion Holzwart/Berdyck to approve the Resolution Establishing Parameters for the Sale of Not to Exceed \$2,440,000 General Obligation Corporate Purpose Bonds, Series 2022A; carried without negative vote. [Resolution No. 2022-R-09]

X. STAFF AND COMMITTEE REPORTS

- A. **POLICE DEPARTMENT.** Officer Schweigl reported he attended a three-day jury trial in July; renewed TIME system certification; and attended a Manitowoc County Traffic Safety Committee meeting. Court Clerk Deehr attended certification training. Officers Schweigl and Pritzl were on duty during the Cleveland Fishing Derby.
- B. **ADMINISTRATION.** Building permit report on file. The updated population estimate was 1576, down from the 2020 Census figure of 1579.
- C. **PUBLIC WORKS AND UTILITIES COMMITTEE, 07/26/22.** Chair Berdyck reported the Committee looked at two properties that reported concrete issues related to the 2020 street projects. He received positive feedback from residents affected by the 2022 projects. The Solid Waste and Recycling Request for Proposals was issued, and it included requesting the cost of an annual dumpster for a Community Drop Off event and pricing for biweekly recycling pickup.
- D. **BOARD OF REVIEW, 07/27/22.** President Holzwart reported no one filed for a hearing.
- E. **HUMAN RESOURCES AND PUBLIC SAFETY COMMITTEE, 08/01/22.** All Items on agenda.
- F. **PLAN COMMISSION, 08/03/22.** President Holzwart reported the Commission was working on accessory structure regulations and filed a Petition to Amend Zoning Ordinance to allow two detached garages in residential areas.
- G. **FINANCE AND BUDGET COMMITTEE, 08/08/22.** Chair Ader reported the Committee would be taking up the Municipal Court Bond Schedule as requested by Judge Kohl.

XI. ANNOUNCEMENTS AND EVENT REPORTS.

- A. **TUE AUG 30..... PUBLIC WORKS AND UTILITIES COMMITTEE, 6PM.** A Special Meeting of the Village Board was scheduled at 6pm to discuss the referendum, with the Public Works Committee meeting to follow. Staff will try to reserve a room at LTC.
- B. **MON SEP 5..... STAFF HOLIDAY**
- C. **TUE SEP 6..... MUNICIPAL COURT, 5PM**
- D. **WED SEP 7..... PLAN COMMISSION, 6PM**
- E. **MON SEP 12..... FINANCE AND BUDGET COMMITTEE, 6PM**
- F. **WED SEP 14..... HUMAN RESOURCES AND PUBLIC SAFETY COMMITTEE, 6PM.** Rescheduled for Tuesday, September 13.
- G. **TUE SEP 20..... VILLAGE BOARD, 6PM**
- H. **ANY OTHER ANNOUNCEMENTS/EVENTS.** None.

XII. CLOSED SESSION

- A. Motion Holzwart/Nelson to convene in closed session pursuant to (1) **Sec. 19.85 (1) (e), Wis. Stats.**, where competitive or bargaining reasons require a closed session to develop strategies to advance an economic development project in the vicinity of the I-43 interchange; (2) **Sec. 19.85 (1) (e), Wis. Stats.**, for bargaining reasons to develop a negotiating strategy pertaining to revisions of the contract with GovHR; and (3) **Sec. 19.85 (1) (c), Wis. Stats.**, pertaining to public employees over which the village board has

jurisdiction, to protect the reputational and privacy interests of such public employees, in the development of specific findings pursuant to Police Chief Hiring Policy for initial internal search. Roll call—all ayes. Motion carried.

The Village Board, Phil Cosson of Ehlers & Associates, Ann Flad-Jesion and Jamie Zastrow of Progress Lakeshore, and Director Grunwald relocated to another room. The Board provided direction for the economic development project.

[Director Grunwald, Progress Lakeshore, and Ehlers & Associates left the meeting at 9:48pm.]

President Holzwart assumed responsibility for the minutes. The Board discussed closed session items (2) and (3).

[The Village Board returned to Centennial Hall at 10:19pm.]

- B.** Motion Holzwart/Nelson to reconvene in open session pursuant to Sec. 19.85 (2), Wis. Stats. Roll call—all ayes. Motion carried.
- C.** **ACT ON MATTER (3) DISCUSSED IN CLOSED SESSION.** It was announced that, by consensus, the Board would initially consider internal candidates for the Police Chief vacancy since there were potentially two persons interested in applying. The Board will present their findings in support of that decision at the August 30 special meeting. They would also continue working with GovHR.

XIII. ADJOURNMENT. Motion Berdyck/Nelson to adjourn: carried without negative vote. The meeting adjourned at 10:24pm.

Respectfully submitted,

/S/ Julie Rusch

Julie Rusch
Deputy Clerk-Treasurer

Approved on _____ 09-20-2022 _____

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