

VILLAGE OF THIENSVILLE
COMMITTEE OF THE WHOLE
AGENDA

DATE: Monday, August 2, 2021

LOCATION: 250 Elm Street
Thiensville, WI

Time: 6:00 PM

I. CALL TO ORDER

II. ROLL CALL

President: Van Mobley
Trustees: Jennifer Abraham Angenlina Apostolos Kristina
Eckert
Rob Holyoke
Kenneth Kucharski David Lange
Administrator: Colleen Landisch-Hansen Attorney: Tim Schoonenberg
Staff: Police Chief Curt Kleppin Fire Chief Brian
Reiels
Director of Community Services/Public Works Andy LaFond
Village Clerk/Deputy Treasurer Amy L. Langlois

III. CITIZENS TO BE HEARD

Open to any resident or taxpayer on items not subject to a public hearing: Please be advised per Wis. Stats. 19.84(2), information will be received from the public. Village policy limits a three (3) minute time period per person, with time extension by the presiding official's discretion or a vote of 2/3 of the Board or Committee; be further advised that there may be limited discussion on the information received, however, no action will be taken under public comments. Written comments on agenda items are encouraged to be sent and addressed to the intended body by noon on the day of the meeting. Comments received timely will be forwarded to all members of the body. If you wish to speak, you **must** pre-register by emailing the Village Clerk at alanglois@village.thiensville.wi.us by 4:00 PM on the day of the meeting or by signing up immediately prior to the meeting.

IV. BUSINESS

A. Review And Recommendation Regarding Proclamation In Honor Of Fiddleheads 25th Anniversary

Documents:

[FIDDLEHEADS.PDF](#)

B. Review And Recommendation Regarding Ordinance No. 2021-04 Amending Section 74-61 Regarding Parking Restrictions And Prohibitions

Documents:

[2021-04 THIENSVILLE ORDINANCE AMENDMENT - PARKING ORDINANCE TSS FINAL.PDF](#)
[SEC 74-61.PDF](#)

- C. Review And Recommendation Regarding Ordinance No. 2021-05 Amending Section 1-15(A)(2) Regarding General Penalties For Second Offense Of The Code

Documents:

[2021-05 THIENSVILLE ORDINANCE AMENDMENT - PENALTIES - TSS FINAL.PDF](#)
[SEC 1-15.PDF](#)

- D. Review And Recommendation Regarding Ordinance No. 2021-06 Regarding Abandoned Property

Documents:

[2021-06 THIENSVILLE PROPOSED ORDINANCE - ABANDONED PROPERTY TSS FINAL.PDF](#)

- E. Discussion And Recommendation Regarding American Rescue Plan Act Funds
- F. Update Regarding Fire/EMS Visits
- G. Discussion And Recommendation Regarding Creating A Community Outreach Ad Hoc Committee (Trustee Holyoke)
- H. Discussion And Recommendation Regarding Televising Village Meetings (Trustee Holyoke)
- I. Review And Recommendation Regarding Appointing New Fire Department Member:
 - 1. Alexander Slobodsky
- J. Review And Recommendation Regarding Proclamation Establishing Sunday, October 24, 2021 As Beggar's Night For The Year 2021 In The Village Of Thiensville With Hours Being From 3:00 PM To 6:00 PM

Documents:

[BEGGARS NIGHT PROCLAMATION 2021.PDF](#)

V. MISCELLANEOUS BUSINESS BY TRUSTEES AS MAY PROPERLY BE BROUGHT BEFORE THE BOARD.

- A. Acceptance/Report Of Gifts Received:
 - 1. \$100.00 To Village Park Reimagined From The M-T Chamber Of Commerce-MTYP
- B. Review Meeting Date Schedule:
 - August 16, 2021 - Public Hearings and Board of Trustees at 6:00 PM

 - September 13, 2021 - Committee of the Whole at 6:00 PM

 - September 20, 2021 - Board of Trustees at 6:00 PM

VI. MOTION TO ADJOURN TO CLOSED SESSION

Deliberating about the investment of public funds in future Village properties requiring a Closed Session due to the competitive nature and bargaining positions at risk if

conducted in a public meeting. Such Closed Session is authorized pursuant to Wis. Status Article 19.85(1)(e).

1. Roll Call Vote

MOTION TO RECONVENE IN OPEN SESSION

1. Vote of Board to reconvene.
2. Possible action on Closed Session topic.

VII. ADJOURNMENT

Amy L. Langlois, Village Clerk

July 30, 2021

Please advise the Thiensville Municipal Hall, 250 Elm Street (242-3720) at least 24 hours prior to the start of this meeting if you have disabilities and desire special accommodations.

Notice is hereby given that a quorum of the Village Board and/or Village Committees may be in attendance at this meeting to present, discuss and/or gather information about a subject over which they have decision-making responsibility, although they will not take any formal action thereto at this meeting.



**VILLAGE OF THIENSVILLE
A PROCLAMATION HONORING
FIDDLEHEADS COFFEE
ON THEIR 25TH ANNIVERSARY**

WHEREAS, Fiddleheads Espresso Bar & Cafe, founded in Thiensville, Wisconsin, first opened in 1996; and

WHEREAS, Fiddleheads Coffee, a family owned business, quickly grew while their commitment to customers never wavered; and

WHEREAS, Fiddleheads Coffee headquarters and roasting facility in Thiensville has seven cafe locations in Thiensville, Cedarburg, Mequon, Grafton, Menomonee Falls, Shorewood and Milwaukee BMO Tower; and

WHEREAS, Fiddleheads Coffee has set the standard through acquiring premium beans, outstanding products and excellent customer service; and

WHEREAS, Fiddleheads Coffee could not have accomplished any of this without its world class employees and their shared dedication in all the communities they serve; and

WHEREAS, Fiddleheads Coffee will continue to serve as an exemplary employer and valued business for generations to come; and

WHEREAS, Fiddleheads Coffee is celebrating their 25th Anniversary in business always exemplifying their passion for excellence providing the highest quality of products and service, always with a very generous heart.

NOW, THEREFORE BE IT PROCLAIMED, that August 8, 2021 be declared Fiddleheads Coffee Day in Thiensville and the Village of Thiensville salutes this wonderful company for their commitment and service to our community and the other communities they serve.

In Testimony Whereof, I have hereunto set my hand and seal this 8th day of August, 2021.

Colleen Landisch-Hansen
Village Administrator

Van A. Mobley
Village President

**VILLAGE OF THIENSVILLE
OZAUKEE COUNTY, WISCONSIN
ORDINANCE NO. 2021-04
AN ORDINANCE AMENDING
SECTION 74-61 REGARDING PARKING RESTRICTIONS AND PROHIBITIONS**

WHEREAS, The Village of Thiensville Board of Trustees desires to regulate the use of Village of Thiensville streets for parking; and

WHEREAS, The Village Board finds that regulating the parking on Village streets is in the best interest of the health, general welfare and safety of Village residents.

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

SECTION 1. That section 74-61 of the Municipal Code of the Village of Thiensville, Wisconsin, is hereby amended to read as follows:

Sec. 74-61. – Parking restrictions and prohibitions.

The following parking restrictions and prohibitions shall be applicable to all streets within the Village of Thiensville’s corporate limits:

- (1) Restricted parking. No person shall park a vehicle for more than 30 minutes between 2:00 AM and 6:00 AM on any street or municipal parking lot in the Village.
- (2) No person shall, at any time, park in any area posted by an official sign or pavement markings that indicate parking is prohibited or restricted. Pavement markings that indicate parking is prohibited or restricted include but are not limited to: yellow and white paint on the curb next to the road.
- (3) Parking is prohibited on any bridge in the village.
- (4) The Chief of Police or the Director of Community Services/Public Works or their designees, may temporarily restrict parking on any village street by erecting an official temporary no-parking sign(s).

SECTION 2. Severability. If any provision of this Ordinance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions of this Ordinance.

SECTION 3. Effective date. This Ordinance shall be effective upon publication.

PASSED AND ADOPTED this ____ day of _____, 2021.

Van A. Mobley, Village President

ATTESTED TO:

Amy L. Langlois, Village Clerk

Sec. 74-61. - Parking restrictions.

When official signs are erected in any block giving notice of limitations, no person shall park a vehicle for longer than specified below:

- (1) *Restricted parking.* No person shall park a vehicle for more than 30 minutes between 2:00 a.m. and 6:00 a.m. any day, except physicians on emergency calls, on any street in the village.
- (2) *Prohibited parking.* No person shall, at any time, park in any area posted that parking is prohibited.

Parking is prohibited on any bridge in the village.

- (3) *Handicapped parking.* The following area shall be reserved for parking by handicapped persons:

On the east side of Orchard Street from a point 46 feet north of the north curblineline of Buntrock Avenue to a point 96 feet north of the north curblineline of Buntrock Avenue.

(Code 1984, § 7.07; Ord. No. 1986-9, § 3, 11-3-86; Ord. No. 1989-14, § 1, 10-16-89; Ord. No. 1991-8, § 1, 4-15-91; Ord. No. 1992-8, 10-19-92; Ord. No. 1992-16, 2-21-92; Ord. No. 1996-10, 11-18-96; Ord. No. 2018-09, § 1, 6-18-18)

**VILLAGE OF THIENSVILLE
OZAUKEE COUNTY, WISCONSIN
ORDINANCE NO. 2021-05
AN ORDINANCE AMENDING
SECTION 1-15(a)(2) REGARDING GENERAL PENALTIES FOR SECOND OFFENSE
OF THE CODE**

WHEREAS, The Village Board of the Village of Thiensville (“Village Board”) desires to amend the Ordinance regulating general penalties; and

WHEREAS, The Village Board deems it in the public interest to amend the Ordinance regulating general penalties.

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

SECTION 1. That section 1-15(a)(2) of the Municipal Code of the Village of Thiensville, Wisconsin, is hereby repealed and amended to read as follows:

SECTION 1-15(a)(2)

Second offense. Any person found guilty of violating any Ordinance or part of an Ordinance of this Code who has previously been convicted of a violation of the same Ordinance within one year shall, upon conviction, forfeit not less than \$10.00 nor more than \$1,000.00 for each such offense, together with the costs of prosecution, and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until such forfeiture and costs are paid, but not exceeding six months.

SECTION 2. Severability. If any provision of this Ordinance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions of this Ordinance.

SECTION 3. Effective date. This Ordinance shall be effective upon publication.

PASSED AND ADOPTED this _____ day of _____, 2021.

Van A. Mobley, Village President

ATTESTED TO:

Amy L. Langlois, Village Clerk

Sec. 1-15. - General penalty; continued violations; execution against defendant's property.

- (a) Except as otherwise provided, any person who shall violate any of the provisions of this Code shall, upon conviction of such violation, be subject to a penalty, which shall be as follows:
- (1) *First offense.* Any person who shall violate any provision of this Code shall, upon conviction, forfeit not less than \$5.00 nor more than \$500.00, together with the costs of prosecution, and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until such forfeiture and costs are paid, but not exceeding 90 days.
 - (2) *Second offense.* Any person found guilty of violating any ordinance or part of an ordinance of this Code who has previously been convicted of a violation of the same ordinance within one year shall, upon conviction, forfeit not less than \$10.00 nor more than \$500.00 for each such offense, together with the costs of prosecution, and in default of payment of such forfeiture and costs shall be imprisoned in the county jail until such forfeiture and costs are paid, but not exceeding six months.
- (b) Each violation and each day a violation continues or occurs shall constitute a separate offense. Nothing in this Code shall preclude the village from maintaining any appropriate action to prevent or remove a violation of any provision of this Code.
- (c) Whenever any person fails to pay any forfeiture and costs of prosecution upon the order of any court for violation of any ordinance of the village, the court may, in lieu of ordering imprisonment of the defendant, or after the defendant has been released from custody, issue an execution against the property of the defendant for such forfeiture and costs.
- (d) Suspension or revocation of driving privileges. In any case where there is a violation of an ordinance enacted in conformity with state statute, and a state statute permits the court to suspend or revoke the defendant's driving privileges as a penalty, the court may order such a suspension or revocation, but only for a duration authorized by state statute. In any case where there is a violation of an ordinance enacted in conformity with state statute, and a state statute requires the court to suspend or revoke the defendant's driving privileges as a penalty, the court shall order such a suspension or revocation, but only for a duration authorized by state statute.
- (e) Restitution. The court may order the defendant to pay restitution pursuant to Wis. Stats. § 800.093 (2007-08), or any equivalent version of that statute as later amended and/or renumbered.
- (f) Penalties for nonpayment of forfeitures. Penalties and remedies for nonpayment of forfeitures shall be pursuant to Wis. Stats. § 800.095 (2007-08), or any equivalent version of that statute as later amended and/or renumbered.

(Code 1984, § 25.04(1)—(3); Ord. No. 2010-11, 8-16-10)

State Law reference— Bail, Wis. Stats. § 66.114; penalties for violation of municipal ordinances, Wis. Stats. § 66.115; outstanding unpaid forfeitures, Wis. Stats. §§ 66.115, 66.117; actions for violation of municipal ordinances, Wis. Stats. § 66.12; fines and costs of municipal courts, Wis. Stats. § 814.65.

**VILLAGE OF THIENSVILLE
OZAUKEE COUNTY, WISCONSIN
ORDINANCE NO. 2021-06
ABANDONED PROPERTY ORDINANCE**

WHEREAS, it is necessary and in the public interest, welfare and safety to enact a process that must be followed if abandoned property is found within the boundaries of the Village;

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

SECTION 1. That the Municipal Code of the Village of Thiensville, Wisconsin, is hereby amended by adding sections to be numbered 30-8 through 30-10, which sections read as follows:

SECTIONS 30-8 through 30-10 are created as follows:

SECTION 30-8. Abandoned property found by a private citizen within the Village of Thiensville

Authority: This section is enacted pursuant to the authority of Wis. Stats. §§ 170.07, 170.08, 170.09, and 170.105.

- (1) If a person finds property or money that has a value of \$25 but less than \$100, and if the owner of the property is unknown, the finder shall, within 5 days after finding the property or money, give a written notice of the found money or goods to the Police Department. The property or money may be turned over to the Police Department for safekeeping. The Police Department shall post a notice of the found property or money in two public places in the Village.
- (2) If a person finds property or money that has a value of \$100 or more, and if the owner of the property is unknown, the finder shall, within 15 days after finding the property of money, give a written notice of the found money or goods to the Police Department. The property or money may be turned over to the Police Department for safekeeping. The Police Department shall post a class 2 notice under Wis. Ch. 985 in the Village.
- (3) *Disposition of property or money found by a private citizen.*
 - (a) If the owner of the found property or money appears within 90 days after notice, the property may be returned to the owner upon paying all the associated costs including a reasonable compensation to the finder for the finder's trouble.
 - (b) If no owner appears within 90 days after notice, the finder of the property or money becomes the owner.

- (1) If the finder of property or money becomes the owner, the finder shall provide satisfactory identification, sign a claimant's receipt for the property or money, and procure an appraisal of the property by an Officer of the Police Department. The appraisal shall be certified by the Chief of Police and maintained as a record in accordance with the Village of Thiensville records retention ordinance.

SECTION 30-9. Abandoned Property

Authority: This section is enacted pursuant to the authority of Wis. Stat. § 66.0139.

(1) *Disposal of Personal Property.*

- (a) The Village of Thiensville by any department head may dispose of personal property, other than cash, that has been abandoned, not needed for evidence or court proceedings, or remained unclaimed for a period of 90 days after taking possession of such property. The property may be retained or disposed of by any means, including but not limited to public auction, that is determined to be in the best interest of the Village by the department head.
- (b) The department head, or designee, shall attempt to return to the rightful owner, if the owner can reasonably be determined, such items of personal property which have substantial value.

(2) *Disposal of Cash.*

Personal property consisting of cash that has been abandoned and is not needed for evidence or court proceedings, or that has remained unclaimed for a period of 90 days after taking possession of such property, shall be turned over to the Village Treasurer and credited to the General Revenue Account. The department head, or designee shall attempt to return to the rightful owner, if the owner can reasonably be determined, such items of personal property consisting of cash which have substantial value.

(3) *Disposal of Seized Cash*

Abandoned or unclaimed personal property consisting of cash which has been seized as part of a controlled substance, controlled substance analog, or marijuana arrest or investigation shall be placed in a Police Department account for use solely for law enforcement activities by the Police Department or, at the discretion of the Chief of Police, by the multi-jurisdictional drug task force. Any funds received as a result of this section shall not be used in any manner to reduce the budget appropriation for the Police Department in any year. For the purpose of this section, "controlled substance,"

“controlled substance analog,” and “marijuana” shall have the meanings defined in Wis. Stat. § 961.01.

- (4) *Abandoned, Unclaimed or Seized Dangerous Weapons or Ammunition.* Abandoned, Unclaimed or Seized Dangerous Weapon(s) or Ammunition may be disposed of only under Wis. Stat. § 968.20
- (5) *Disposal of Abandoned or Unclaimed Flammable, Explosive or Incendiary Substance, Materials or Devices*
 - (a) Any Village employee may safely dispose of abandoned or unclaimed flammable, explosive or incendiary substance, materials or devices that pose a danger to life or property in their storage, transportation, or use immediately after taking possession of the substance, materials, or device without a public auction.
 - (b) If the substance, materials or device appears to be or is reported stolen, an attempt to return the substance, materials or device to its rightful owner shall be made.
 - (c) If the substance, materials or device appears to have a commercial value and does not pose an immediate threat to life or property, an attempt to return the substance, materials or device to its rightful owner shall be made.
- (6) *Records to be Kept*
 - (a) If the disposal of the property is in the form of a sale, all receipts from the sale, after deducting the necessary expenses of keeping the property and conducting the sale, shall be paid into the Village Treasurer.
 - (b) If the property is not disposed of in a sale open to the public, the department head shall maintain an inventory of the property, a record of the date and method of disposal, including the consideration received for the property, if any, and the name and address of the person taking possession of the property. The inventory shall be kept as a public record for a period of not less than 2 years from the date of disposal of the property.

SECTION 30-10. Penalty. Violation of this section can and will result in the imposition of penalties according to Section 1-15.

SECTION 2. SEVERABILITY. The provisions of this Ordinance are severable. If any provision of this Ordinance is found to be void or unconstitutional by a court of competent jurisdiction, such finding shall not affect the remaining portions of this Ordinance which will be deemed in full force effect.

SECTION 3. EFFECTIVE DATE. This Ordinance shall be effective upon publication according to state law.

PASSED AND ADOPTED this _____ day of _____, 2021.

Van A. Mobley, Village President

ATTESTED TO:

Amy L. Langlois, Village Clerk

Published: _____



PROCLAMATION

BEGGAR'S NIGHT - OCTOBER 24, 2021

WHEREAS, the President of the Village of Thiensville has given consideration to the pleasure of our children by virtue of tradition; and

WHEREAS, Beggar's Night falls on Sunday, October 24, 2021, activities connected therewith present safety hazards; and

WHEREAS, the number of children on the streets of our community on this night requires extreme caution to be observed by motorists; and

WHEREAS, extreme caution must be observed by the youngsters in their travels and it is urged that they travel in groups and be accompanied by an adult, with children and adults wearing light colored clothing for better visibility to motorists; further that those walking shall use the sidewalks where available, while those using the streets shall proceed on the shoulder facing traffic and avoid darting into the street and not wear masks that impair vision.

NOW, THEREFORE BE IT PROCLAIMED that Sunday, October 24, 2021 be known as "BEGGAR'S NIGHT" and children participate in their "TRICK-OR-TREAT" activities between the hours of 3:00 PM and 6:00 PM.

FURTHER BE IT PROCLAIMED that all citizens of the Thiensville community cooperate in efforts of safely involving children abroad at this time.

IN TESTIMONY WHEREOF, I have hereunto set my hand and seal this 20th day of September, 2021.

Van A. Mobley, President
Village of Thiensville