

TOWN OF BROOKFIELD
TOWN BOARD MINUTES
AUGUST 1, 2023

The regular meeting of the Town Board, Sanitary District No. 4, and Utility District No. 1 was held in the Erich Gnant Room of the Town Hall, 645 N Janacek Road, Brookfield, WI.

1) CALL TO ORDER.

Chairman Keith Henderson called the meeting to order at 7:00 p.m. with the following people present: Supervisors John Charlier, Steve Kohlmann, John Schatzman, and Ryan Stanelle; Sanitary District No. 4 Superintendent Tony Skof, Town Planner Bryce Hembrook, Administrator/Interim Clerk Tom Hagie and Town Attorney Michael Van Kleunen.

2) MEETING NOTICES.

The meeting was noticed in accordance with Open Meeting Law.

3) APPROVAL OF AGENDA.

Motion by Supervisor Schatzman to approve.

Seconded by Supervisor Stanelle.

Motion Passed Unanimously.

4) APPROVAL OF MINUTES.

Motion by Supervisor Stanelle to approve the minutes of July 18, 2023 Town Board meeting as presented.

Seconded by Supervisor Kohlmann.

Motion Passed 4-0 with Chairman Henderson voting present.

5) CITIZEN COMMENTS.

None.

6) OLD BUSINESS.

None.

7) NEW BUSINESS.

a. Discussion and possible action regarding a Temporary "Class B" (wine) application from the Elmbrook Education Foundation for an event to be held on Thursday, October 27th, "Boos & Ghouls Night Out" at the Corners of Brookfield Plaza.

Motion by Supervisor Charlier to approve.

Seconded by Supervisor Kohlmann.

Motion Passed Unanimously.

b. Discussion and possible action regarding setting a date for a public hearing to receive comments on a Conditional Use Permit request from William Rahfaldt, 101 N Brookfield Road, for a fence to be placed in the street yard.

Motion by Supervisor Kohlmann to set a date for a public hearing on August 8, 2023 at 7:00 p.m.

Seconded by Supervisor Charlier.

Motion Passed Unanimously.

c. Discussion and possible action regarding an agreement with Short Elliot Hendrickson Inc. to prepare a Comprehensive Outdoor Recreation Plan.

Motion by Supervisor Stanelle to approve the contract in the amount not to exceed of \$15,000 with the requested change by Supervisor Schatzman to strike Item 3 in Exhibit A-1.

Seconded by Supervisor Charlier.

Motion Passed Unanimously.

d.

- e. Discussion and possible action regarding bids received for the Poplar Creek Interceptor Lining project.
Motion by Supervisor Charlier to approve the low bid received from Visu-Sewer, Inc. for \$2,632,500 subject to the approval by the City of Brookfield Sewer and Water Board and Common Council.
Seconded by Keith Henderson.
Motion Passed Unanimously.
- f. Discussion and possible action regarding the Public Service Commission Water Rate Increase Decision.
No action taken.

8) DEPARTMENTS, BOARDS, COMMITTEE/COMMISSION REPORTS/RECOMMENDATIONS.

- a. Sanitary District No. 4
 - i. Presentation by Superintendent, Tony Skof, of the 2023 Drinking Water Analytical Report.
No action taken.

9) APPROVAL OF VOUCHERS AND CHECKS.

Motion by Supervisor Kohlmann to approve vouchers dated 7/19/2023-8/1/2023 in the amount of \$322,241.49.
Seconded by Supervisor Schatzman.
Motion Passed Unanimously.

10) COMMUNICATION AND ANNOUCEMENTS.

Supervisor Stanelle summarized the key points from the Wisconsin Towns Association meeting he recently attended.

11) ADJOURN.

Motion by Supervisor Charlier to adjourn at 8:02 p.m.
Seconded by Supervisor Kohlmann.
Motion Passed Unanimously.

Respectfully submitted,
Tom Hagie
Town Administrator/Interim Clerk

Alcohol Beverage License Application Supplemental Questionnaire

Date

This form must be submitted to the municipal clerk, and be accompanied by one or more of the following forms: AT-104, AT-106, AT-108, AT-115, or AT-200. One Form AT-103 must be completed by each person involved in the applicant business or parent company including:

- sole proprietor
- all partners of a partnership
- all officers, directors, and agent of a corporation or nonprofit organization
- managing members and agent of a limited liability company

Your alcohol beverage application or renewal is not complete until all required Supplemental Questionnaires are submitted.

Part A: Premises/Business Information			
1. Registered Entity Name (or individual name if sole proprietor)			
Family Entertainment, LLC			
2. Trade Name or DBA			
Brookfield Majestic Cinema			
3. Entity Type (check one)			
<input type="checkbox"/> Sole Proprietor	<input type="checkbox"/> Partnership	<input checked="" type="checkbox"/> Limited Liability Company	<input type="checkbox"/> Corporation
<input type="checkbox"/> Nonprofit Organization			

Part B: Individual Information			
1. Name (Last, First, M.I.)			
Peterson, Sr.		Mark	A.
2. Relationship to Registered Entity (Title)		3. Email	4. Phone
Agent		MarkPeterson@marcuscorp.com	414-905-1542
5. Home Address			
8093 N. Edge O Woods Dr.			
6. City	7. State	8. Zip Code	9. Date of Birth
Brown Deer	WI	53223	[REDACTED]
10. Drivers License/State ID Number		11. Drivers License/State ID State of Issuance	
[REDACTED]		Wisconsin	

Part C: Address History	
List in chronological order your last two residence addresses within the last 5 years.	
Previous Address 1	
1485 N. McCarthy Rd., Apt. 2	
Previous City, State, Zip	Dates (MM/YYYY - MM/YYYY)
Appleton, WI 54913	05/2018 - 03/2023
Previous Address 2	
2610 N. Helen St., Apt. 18	
Previous City, State, Zip	Dates (MM/YYYY - MM/YYYY)
Appleton, WI 54911	07/2016 - 05/2018

Part D: Employment History	
List in chronological order your last two employers within the last 5 years.	
Employer's Name	
Allied Security	
Employer's Address	Dates Employed (MM/YYYY - MM/YYYY)
161 Washington St., Ste 600, Eight Tower Bridge, Conshohocken, PA 19428	07/2016 - 07/2023
Employer's Name	
Milwaukee Police Department	
Employer's Address	Dates Employed (MM/YYYY - MM/YYYY)
749 w. State St., Milwaukee, WI 53202	08/1989 - 07/2016

Part E: Criminal History

1. Have you ever been convicted of any offenses (other than traffic offenses unrelated to alcohol beverages) for violation of any federal, Wisconsin, or another state's laws or of any county or municipal ordinances? Yes No
If yes to question 1, please list details of each conviction below. Attach additional sheets as needed.

Law/Ordinance Violated	Trial Date
------------------------	------------

Penalty Imposed	Was sentence completed? <input type="checkbox"/> Yes <input type="checkbox"/> No
-----------------	--

Law/Ordinance Violated	Trial Date
------------------------	------------

Penalty Imposed	Was sentence completed? <input type="checkbox"/> Yes <input type="checkbox"/> No
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2. Are charges for any offenses currently pending against you (other than traffic offenses unrelated to alcohol beverages) for violation of any federal, Wisconsin, or another state's laws or any county or municipal ordinances? Yes No
If yes to question 2, describe nature and status of pending charges using the space below. Attach additional sheets as needed.

Part F: Questions

1. Have you lived in any state other than Wisconsin as an adult? If yes, please list them in the space below. If no, continue to question 2. Yes No

2. How long have you continuously lived in Wisconsin prior to the date of application?	Years Over 61	Months 9
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3. Do you hold a direct or indirect interest in any alcohol beverage wholesaler or producer (e.g. brewer, brewpub, winery, distillery)? If yes, please explain using the space below. Attach additional sheets as needed. Yes No

Part G: Attestation

READ CAREFULLY BEFORE SIGNING: I understand that any license issued contrary to Wis. Stat. Chapter 125 shall be void under penalty of state law. I further understand that I may be prosecuted for submitting false statements and affidavits in connection with this application, and that any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000 if convicted.

Signature <i>Mark A. Peterson</i>	Date 8/11/2023
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Schedule for Appointment of Agent by Corporation / Nonprofit Organization or Limited Liability Company

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town Village City of Brookfield County of Waukesha

The undersigned duly authorized officer/member/manager of Family Entertainment, LLC
(Registered Name of Corporation / Organization or Limited Liability Company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Brookfield Majestic Cinema
(Trade Name)

located at 770 Springdale Road, Brookfield, WI 53045

appoints Mark A. Peterson, Sr.
(Name of Appointed Agent)
8093 N. Edge O Woods Drive, Brown Deer, WI 53223
(Home Address of Appointed Agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).
(see attached)

Is applicant agent subject to completion of the responsible beverage server training course? Yes No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? Over 61 years

Place of residence last year 1485 N. McCarthy Rd., Apt. 2, Appleton, WI 54913

For: Family Entertainment, LLC
(Name of Corporation / Organization / Limited Liability Company)
By: [Signature]
(Signature of Officer / Member / Manager)

Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

ACCEPTANCE BY AGENT

I, Mark A. Peterson, Sr., hereby accept this appointment as agent for the
(Print / Type Agent's Name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

[Signature] 8/11/2023 Agent's age 61
(Signature of Agent) (Date)
8093 N. Edge O Woods Drive, Brown Deer, WI 53223 Date of birth [Redacted]
(Home Address of Agent)

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(Date) (Signature of Proper Local Official) (Town Chair, Village President, Police Chief)

Rec. #2 033057

Appointment of Successor Agent – Retail Licenses

Submit this form to your licensing authority with a \$10 processing fee.

If there is a change in agent, each club, corporation, or limited liability company that holds a retail license to sell fermented malt beverages and/or intoxicating liquor must appoint a successor agent and have the appointment approved by the licensing authority pursuant to sec. 125.04(6), Wis. Stats. The following questions must be answered by the agent, and the appointment must be signed by an officer of the corporation/organization or one member of the limited liability company (only one signature is required).

Section 1: Licensee Information and Acknowledgement

Licensee Name

Family Entertainment, LLC (dba Brookfield Majestic Cinema)

Reason for Cancellation of Appointed Agent

The previous Agent resigned from Marcus for new employment.

The undersigned appoints Mark A. Peterson, Sr. as agent in accordance with sec. 125.04(6), Wis. Stats.

[Signature]
Signature of President / Member

8/11/2023
Date

Section 2: Agent Information and Acknowledgement

Agent Name

Mark Anthony Peterson, Sr.

Mailing Address

8093 N. Edge O Woods Dr.

City or Post Office

Brown Deer

State

WI

Zip Code

53223

Agent Questions

	Yes	No
1. Are you of legal drinking age?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
2. Have you been a resident of Wisconsin for at least 90 continuous days prior to the date of appointment as agent?	<input checked="" type="checkbox"/>	<input type="checkbox"/>
3. Have you ever been convicted of a federal law violation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
4. Have you ever been convicted of a state law violation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
5. Have you ever been convicted of a local ordinance violation?	<input type="checkbox"/>	<input checked="" type="checkbox"/>
6. Have you completed the required responsible beverage server training course per sec. 125.04(5)(a)5, Wis. Stats.? ...	<input checked="" type="checkbox"/>	<input type="checkbox"/>

UNDER PENALTY OF LAW, I declare that my answers above are true and correct to the best of my knowledge and belief.

I hereby accept appointment as agent for Family Entertainment, LLC (dba Brookfield Majestic Cinema) and assume full responsibility of the conduct of the business relative to fermented malt beverages and intoxicating liquors.

[Signature]
Signature of Agent

8/11/2023
Date

Section 3: Licensing Authority Approval

Municipality Name

Signature of Official

8-9-2023
Date

Title of Official

Rec. # 2.033052



LEARN 2 SERVETM

CERTIFICATE OF COMPLETION

This certifies that

Mark Anthony Peterson Sr

is awarded this certificate for

Wisconsin Responsible Beverage Server Training



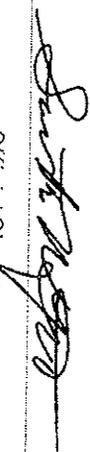
Completion Date
07/14/2023



Expiration Date
07/13/2025



Certificate #
WI-00616093


Official Signature

This certificate is non-transferable and represents the successful completion of an approved Wisconsin Department of Revenue Responsible Beverage Server Course in compliance with secs. 125.04(5)(a)5., 125.17(6), and 134.66(2m), Wis. Stats.

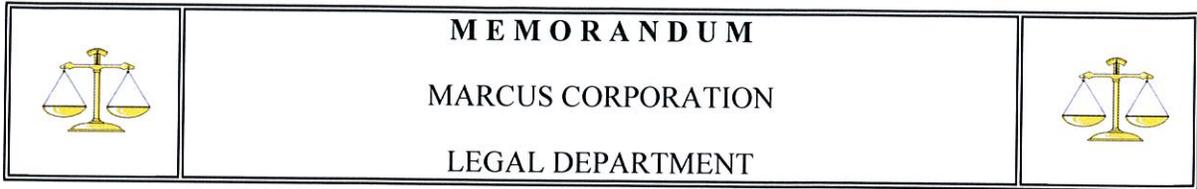
5000 Plaza on the Lake, Suite 305 | Austin, TX 78746 | 877.881.2235 | www.360training.com

MARK A. PETERSON, SR.

MARK A. PETERSON, SR., is the designated liquor license Agent or is applying to become the designated liquor license Agent for the following locations:

Bay Park Cinema, 755 Willard Drive, Ashwaubenon, WI 54304
BistroPlex, 5210 South 76th Street, Greendale, WI 53129
Cedar Creek Cinema, 10101 Market Street, Rothschild, WI 54474
Green Bay East Cinema, 1000 Kepler Drive, Green Bay, WI 54311
Hillside Cinema, 2950 Hillside Drive, Delafield, WI 53018
Hollywood/Funset Boulevard, 3916 West College Avenue, Appleton, WI 54914
Majestic Cinema of Brookfield, 770 North Springdale Road, Waukesha, WI 53186
Menomonee Falls Cinema, W180 N9393 Premier Lane, Menomonee Falls, WI 53052
Movie Tavern Brookfield Square, 175 South Moorland Road, Brookfield, WI 53005
North Shore Cinema, 11700 North Port Washington Road, Mequon, WI 53092
Oshkosh Cinema, 340 South Koeller Street, Oshkosh, WI 54902
Palace Cinema, 2830 Hoepker Road, Sun Prairie, WI 53590
Point Cinema, 7825 Big Sky Drive, Madison, WI 53719
Renaissance Cinema, 10411 Washington Avenue, Sturtevant, WI 53177
Ridge Cinema, 5200 South Moorland Road, New Berlin, WI 53151
Saukville Cinema, 350 South Riverside Drive, Saukville, WI 53080
Sheboygan Cinema, 3226 Kohler Memorial Drive, Sheboygan, WI 53081
Showtime Cinemas, 8910 South 102nd Street, Franklin, WI 53132
South Shore Cinemas, 7261 South 13th Street, Oak Creek, WI 53154
Valley Grand Cinema, W3091 Van Roy Road, Appleton, WI 54915

Hilton Milwaukee City Center – 509 West Wisconsin Avenue, Milwaukee, WI 53203
Pfister Hotel – 424 East Wisconsin Avenue, Milwaukee, WI 53202
Saint Kate – The Arts Hotel – 139 East Kilbourne Avenue, Milwaukee, WI 53202
Grand Geneva Resort and Spa – 7036 Grand Geneva Way, Lake Geneva, WI 53147
Hilton Madison at Monona Terrace – 9 East Wilson Street, Madison, WI 53703
SafeHouse Milwaukee – 779 North Front Street, Milwaukee, WI 53202



Via FedEx

TO: Town of Brookfield
ATTN: Clerk's Office / Town Clerk
FROM: Becca Heian
DATE: August 4, 2023
SUBJECT: Change of Agent – Liquor License at Majestic Cinema of Brookfield (770 Springdale Road)

To Whom It May Concern:

Enclosed please find the required documents to effectuate the change of Agent on our current liquor license issued to the above referenced property.

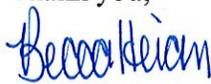
Mark A. Peterson, Sr., will be replacing our current Agent, *David J. Metz*, effective immediately.

Upon approval and issuance of the replacement/revised license with Mr. Peterson listed as the Agent, please mail the original to my attention at the address below AND (if possible) also email a copy to me at the email address below:

The Marcus Corporation
c/o Becca Heian/Legal Dept.
100 E. Wisconsin Ave., Suite 1900
Milwaukee, WI 53202

If there is an alternative way you must distribute the license (i.e. mailing directly to the property, being picked up in person, etc.), please send me an email to let me know.

If you have any questions or need additional information, please don't hesitate to contact me.

Thank you,

Becca Heian
Paralegal
rebeccaheian@marcuscorp.com
(414) 905-1447



Strand Associates, Inc.[®]
910 West Wingra Drive
Madison, WI 53715
(P) 608.251.4843
www.strand.com

Task Order No. 23-02
Town of Brookfield Sanitary District No. 4, Wisconsin (OWNER)
and Strand Associates, Inc.[®] (ENGINEER)
Pursuant to Agreement for Technical Services dated May 22, 2023

Project Information

Services Name: Poplar Creek Interceptor Lining Construction-Related Services

Services Description: Provide construction-related services for cured-in-place pipe lining of the Poplar Creek Interceptor from manhole (MH) 292_019 to MH SN 19-047 previously designed by ENGINEER.

Scope of Services

ENGINEER will provide the following services to OWNER.

Construction-Related Services

1. Provide contract administration services including:
 - a. Attend the preconstruction conference.
 - b. Review and respond to up to six formal requests for information from contractor.
 - c. Review contractor's shop drawing submittals.
 - d. Review up to four of contractor's periodic pay requests.
 - e. Attend up to two construction progress meetings.
 - f. Participate in project closeout.
2. Provide record drawings in electronic format from information compiled from contractor's records. ENGINEER is providing drafting Services only for record drawings based on the records presented to ENGINEER by contractor and OWNER. ENGINEER will not be liable for the accuracy of the record drawing information provided by contractor and OWNER.
3. Provide resident project representative (RPR) for part-time observation of construction. ENGINEER will provide up to 150 hours of RPR over 15 site visits.

Compensation

OWNER shall compensate ENGINEER under this Task Order on an hourly rate basis plus expenses an estimated fee of \$68,000.

RJL:tl|R:\MAD\Documents\Agreements\B\Brookfield, Town of (WI)\ATS.2023\TO\2023\1956.030.23-02.docx

Town of Brookfield Sanitary District No. 4
Task Order No. 23-02
Page 2
August 10, 2023

Schedule

Services will begin upon execution of this Task Order, which is anticipated the week of August 14, 2023. Services are scheduled for completion on May 31, 2024.

TASK ORDER AUTHORIZATION AND ACCEPTANCE:

ENGINEER:

OWNER:

STRAND ASSOCIATES, INC.®

TOWN OF BROOKFIELD SANITARY
DISTRICT NO. 4

Joseph M. Bunker
Corporate Secretary

Date

Tom Hagie, P.E.
Town Administrator

Date