

**VILLAGE BOARD MINUTES
VILLAGE OF DEERFIELD**

**FOR A MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF DEERFIELD HELD AT THE DEERFIELD VILLAGE
HALL, 4 N. MAIN STREET, DEERFIELD, WISCONSIN ON MONDAY,
APRIL 12, 2010 AT 7:00 P.M.**

CALL TO ORDER – NOTING OF ROLL BY CLERK

The meeting was called to order by President Kiefer at 7:00 PM. Roll call: Tebon, Smith, Frutiger, Smythe-Eagle, Schreiber and Kiefer present, Wilkinson absent. Also present: Village Administrator Patrick Vander Sanden, Public Works Director John Doyle, Village Engineer Warren Myers, Dave Moll, Don and Kyla Tierney, Bob Salov, David Lemke and Fred Fry.

CONSENT AGENDA

Motion by Tebon, second by Frutiger to approve the April 12, 2010 agenda as presented. All ayes, motion carried.

A. APPROVAL OF MINUTES FROM MARCH 22, 2010, MARCH 29, 2010 (SPECIAL MEETING) AND MARCH 29, 2010 (JOINT MEETING WITH PLANNING COMMISSION)

Motion by Tebon, second by Smythe-Eagle to approve the minutes from March 22, 2010 as amended. All ayes, motion carried.

Motion by Tebon, second by Frutiger to approve the minutes from the Special Board meeting on March 29, 2010 as amended. All ayes, motion carried.

Motion by Kiefer, second by Tebon to approve the minutes from the joint meeting with the Planning Commission on March 29, 2010 as amended. All ayes, motion carried.

B. APPROVAL OF VOUCHERS

Kiefer stated that the Finance Committee reviewed and approved the vouchers as presented.

Motion by Smith, second by Tebon to approve check #43878 to #43938 totaling \$496,479.99. All ayes, motion carried.

C. COMMITTEE REPORTS

1. EMS 03/25/2010

Frutiger reported that the 2010 Budget was approved at the Joint EMS meeting prior to their regular scheduled meeting. At the regular meeting the Commission discussed having Dwayne Erschen serve as the acting interim Chief due to the resignation of the previous Chief; Volunteers not having to pay back the cost of Paramedic classes if they stay with Deer/Grove EMS for 4 years; Workers Compensation costs; using W2's instead of 1099's and the ongoing hiring process of the new Chief.

2. COMMUNITY CENTER 04/05/2010

Schreiber stated that the Committee discussed revising the By Law regarding relatives, the 2011 budget and the on going fund raisers.

3. ELECTION REPORT 04/06/2010

Kiefer reported that a copy of the Village's election results were in their packets.

4. CABLE 04/07/2010

Smythe-Eagle reported that the Cable Commission discussed the WDEE message board, the ongoing problem with the gym and studio camera project, the upcoming WAPC Spring conference and a resolution supporting the community Peg Bill which is also on the agenda for tonight.

5. PUBLIC WORKS 04/12/2010

Tebon reported that Warren Myers was at their meeting and updated the Committee on the test results from Well #4. The Committee approved a pay request and change order for Well #4, discussed the Bike Trail Interceptor connection fees, various items relating to the Savannah Parkway development and the mowing contract with T & D Lawn Care Service.

6. FINANCE 04/12/2010

Kiefer reported that the Finance Committee approved the vouchers and two (2) operator's licenses.

PUBLIC APPEARANCES

PUBLIC COMMENTS

Dave Lemke spoke in favor of the resolution to support the Community Peg bill.

Bob Salov reported that he was re-elected and thanked the Board for letting him stop in. He stated that if anyone had any problems or concerns they should feel free to contact him.

UNFINISHED BUSINESS, REVIEW & ACTION THERE ON

1. WELL #4 PROJECT – DISCUSSION & ACTION AS NECESSARY

Myers informed the Board that the test results from the water pumped at Well #4 were back. The quantity pumped was 600 gallons per minute which is very good but he was a little concerned with the quality which showed the iron level to be 2.7 PPM which is a little high but below the allowable health standard. It could however affect the taste, odor or color of the water and due to this fact Myers is recommending that Village install the necessary equipment that will take care of these problems. Myers was also pleased to report that none of the local residential wells that were observed during the test pumping period were affected. Myers anticipates the completion of the Well #4 to occur sometime around mid-summer and once everything is completed, Well #1 will be abandoned. Myers also discussed and explained the charge order from Municipal Well and Pump and the request for disbursement for Finance Assistant.

Motion by Tebon, second by Frutiger to approve pay request #4 from Municipal Well & Pump in the amount of \$42,785.00, the change order from Municipal Well & Pump in the amount of \$18,490.00 and to submit request #5 for disbursement for Financial Assistance to the State of Wisconsin, Clean Water Fund for \$48,577.15. All ayes, motion carried.

NEW BUSINESS

RESOLUTIONS

1. RESOLUTION R2010-07: ADDENDUM B TO MUTUAL AID BOX ALARM SYSTEM AGREEMENT

Frutiger explained that this resolution allows for mutual aid from other local Fire Departments due to the shortage of Firemen during the day. Kiefer stated that the Fire Commission hasn't seen this resolution and feels they should approve it before the Village does. Smith stated that she is also uncomfortable approving the resolution before it goes through the proper channels. Salvo stated that this issue is not just for the Deerfield Fire Department it is a large regional plan with a multi tiered back up system. Vander Sanden stated that Fire Chief Mack had requested that this resolution be approved as soon as possible.

Motion by Tebon, second by Frutiger to approve resolution R2010-07, addendum B to the Mutual Aid Box Alarm System agreement contingent upon the Fire Commission approving the resolution. All ayes, motion carried

2. RESOLUTION R2010-08: RESOLUTION TO SUPPORT THE COMMUNITY PEG BILL

Smythe-Eagle stated that approval of this resolution shows the Village's support for Senate Bill 721 and Assembly Bill 721 which includes provisions that are favorable to community cable channels in Wisconsin. It would also allow community channels to be moved to lower tiers for better viewability by subscribers without additional service or equipment charges. This bill is also being supported by several other organizations and associations. Smith felt that this bill should not be approved as there is an 8.2 million dollars cost associated with it and it will also have state wide implications. Approval of this bill would increase cable costs to subscribers and Smith suggested that if the Village wished to continue receiving the revenue from peg fees, which would be eliminated if this bill is passed, it could be levied as tax. Kiefer asked what would happen if the Village didn't approve the resolution and Smythe-Eagle stated that this resolution is just for a show of support.

Motion by Smythe-Eagle to approve resolution R2010-08 showing support of the Community Peg Bill. No second, motion failed.

LICENSES & PERMITS

1. CONSIDER REQUEST FOR ISSUANCE OF AN OPERATOR'S LICENSE FOR THE PERIOD OF APRIL 12, 2010 TO JUNE 30, 2010 TO ANGELA R. SENF AND CHARLES E WICKLIFFE

Kiefer informed the Board that the Finance Committee reviewed and approved the operator's licenses for Angela R. Senf and Charles E. Wickliffe.

Motion by Tebon, second by Smith to approve the issuance of an Operator's license for the period of April 12, 2010 to June 30, 2010 to Angela R. Senf and Charles E. Wickliffe. All ayes, motion carried.

REVIEW & ACTION:

1. SAVANNAH PARKS – TREE PLANTING PLANS

The Finance Committee approved allowing Don Tierney to plant trees in the terrace way for Savannah Parkway that are listed in the "July 26, 2004 Approve Tree Planting List". Trees will be planted in the spring and fall and as in other communities he will replace any trees that die.

2. SAVANNAH PARKS – SPLASH PAD IN SAVANNAH PARK

Don and Kyla Tierney came before the Board to present a Splash pad that they would like to install at Savannah Park. After a lot of investigation they chose a company by the name of Vortex based out of Verona, Wisconsin. The City of Middleton recently installed a Splash pad purchased from Vortex and they are very happy with the quality of the product and have found that the maintenance is very simple. Don asked the Board to approve the Splash Pad tonight because the equipment must be ordered this week in order to receive and installed it before the Parade of Homes. Don was informed that this was the Village's first opportunity to see the equipment and would like to do some investigation of its own. Don stated he would be willing to pay for a Special Board meeting in order to get everything wrapped up in time. The Board agreed to hold a Special Board meeting on April 14, 2010 to discuss the Splash Pad in Savannah Park.

3. SAVANNAH PARKS – SIDEWALK INSTALLATION AT LIBERTY STREET & WESTERN AVENUE

Dave Moll of Moll Construction informed the Board that Yeske Construction will be installing sidewalks on the north side of Liberty Street between Oak Ridge Trail and Western Avenue. The original plan calls for removal of two (2) trees at 302 Liberty Street but after further review and discussion with the Public Works Director, John Doyle, it appears that they can be saved. The Board agreed that the trees should be saved.

4. 2010 GARBAGE/RECYCLING CHARGES

Vander Sanden informed the Board that as part of the Village's contract with Veolia they are allowed to increase the amount they charge for garbage/recycling pick-up by 3% or the CPI (Consumer Price Index), whichever is greater. Vander Sanden stated that this year the increase is 3% and is effective as of January 1, 2010, which will change the Residential/Small Commercial garbage cost from \$10.30 to \$10.61, the large Commercial garbage cost from \$18.40 to \$18.95 and the Recycling cost from \$3.55 to \$3.66. In order for the Village to recoup this increase we need to adjust the amount we charge. This means that the amount of the next bill will include the new rate cost plus the difference between the old/new rates for each of the first three months of the year.

Motion by Tebon, second by Frutiger to approve a 3% increase to the Residential, small Commercial, large Commercial and Recycling charges retroactive to January 1, 2010 with the next bill including the additional amount owed from the first three months of the year. All ayes, motion carried.

5. PERMITTING REQUIREMENTS – FIRE DEPARTMENT INFORMATION SIGN

Vander Sanden informed the Board the Jerry McMullen of the Deerfield Fire Department contacted him questioning the permit fees associated with the new LED sign.

Motion by Tebon, second by Frutiger to waive the permit fees for the new LED Sign being installed by the Deerfield Fire Department. All ayes, motion carried.

6. TREE PLANTING IN DRUMLIN HILLS

Vander Sanden informed the Board that Walt Olson contacted him regarding tree planting in the terrace ways of Drumlin Hill. Olson stated that his original plan was to pay a set amount and have the Village install the trees but has now changed his mind and would like to do it himself. The Board had no concerns.

7. CONSIDER A MOVE TO CLOSED SESSION PURSUANT TO §19.85(1)(C) FOR CONSIDERATION OF PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA FOR VILLAGE EMPLOYEES AND §19.85(1)(E) FOR THE PURPOSES OF DELIBERATING OR NEGOTIATING THE PURCHASE OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS, WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION

Motion by Frutiger, second by Smith to consider a move to closed session at 8:29 pm pursuant to §19.85(1)(c) for consideration of promotion, compensation or performance evaluation data for Village Employees and §19.85(1)(e) for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever

competitive or bargaining reasons require a closed session. Roll call vote: Tebon aye, Smith aye, Frutiger aye, Smythe-Eagle aye, Schreiber aye, and Kiefer aye. Motion carried.

8. MOVE TO OPEN SESSION TO TAKE ACTION, IF ANY PURSUANT TO §19.85(1)(C) FOR CONSIDERATION OF PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA FOR VILLAGE EMPLOYEES AND §19.85(1)(E) ON THE DELIBERATION OR NEGOTIATION ON THE PURCHASE OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS, WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION

Motion by Frutiger, second by Smith to move to open session at 9:00 pm to take action, if any, pursuant to §19.85(1)(c) for consideration of promotion, compensation or performance evaluation data for Village Employees and §19.85(1)(e) for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. Roll call vote: Tebon aye, Smith aye, Frutiger aye, Smythe-Eagle aye, Schreiber aye, and Kiefer aye. Motion carried.

No action taken.

ORDINANCES

COMMUNICATIONS

STAFF REPORTS

ADMINISTRATOR'S REPORT

Vander Sanden informed the Board that Open Book will be held on April 28, 2010 from 4:00 PM to 6:00 PM and the Board of Review will be on May 26, 2010 starting at 2:30 PM.

ADJOURN

Motion by Schreiber, second by Frutiger to adjourn at 9:02 PM. All ayes, motion carried.

/S/ Elizabeth McCredie
Village Clerk/Treasurer