

**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,  
JULY 26, 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: Wilkinson, Tebon, Smith, Frutiger, Smythe-Eagle, Schreiber and Kiefer. Also present: David Dinkel, Leo Halpin, Dave Lemke, Fred Fry, Walt Olson, David Edge and Blake George.

**CONSENT AGENDA**

Motion by Wilkinson, second by Tebon to approve the July 26, 2010 agenda as presented. All ayes, motion carried.

**APPROVAL OF MINUTES FROM JULY 12, 2010**

Motion by Wilkinson, second by Frutiger to approve the minutes from July 12, 2010 as amended. All ayes, motion carried.

**APPROVAL OF VOUCHERS**

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

Motion by Tebon, second by Smythe-Eagle to approve the payment of check #44215 to #44259 totaling \$63,424.48. All ayes, motion carried.

**COMMITTEE REPORTS**

**1. FIRE COMMISSION 07/13/2010**

Frutiger reported that the Fire Commission was unable to finalize the Fire Protection agreement due to the fact that the Town of Deerfield hasn't approved it yet. The Commission also discussed the Dane County radio system, the arrival date of the new truck and payments on the new LED sign. Chief Mack found no major problems during the annual maintenance procedure and he is working on having an Officer on call every day.

**2. EMS 07/15/2010**

Frutiger reported that EMS discussed writing off delinquent accounts, approved hiring a new paramedic to work the hours previous worked by the new chief and to have LTE's work his hours until a paramedic is hired.

**3. LIBRARY 07/16/2010**

Smith reported that the Library Board discussed the LSTA grant that will be used to have Henry Holmes give a presentation called "Technology Training", the migration to Koha being pushed off, the SLP programs, the possibility of having AED devices at the Library and a \$500.00 memorial gift. The Library will continue working on their Personnel Manual once the Village's manual is finished.

**4. PERSONNEL 7/21/2010**

Kiefer reported that the Personnel Committee is waiting on the final copy of the Personnel Manual. Once the manual is approved it will be presented to the Employees and the full Board for review.

**5. PARKS 07/21/2010**

Wilkinson reported that the Parks Committee is working on various park improvements and the costs associated with them in order to determine Park fees. They approved allocating money in the 2011 Parks budget to side the Octagon building instead of painting it and they discussed the Community Center taking over the Community Park and, the installation of bathrooms in Savannah Park.

**PUBLIC APPEARANCES - NONE**

**A. PUBLIC COMMENTS - NONE**

**B. DAVID EDGE, GARDINER APPRAISAL (AG-USE ASSESSMENT)**

Edge explained that property use is tied to the properties assessment. This means that property that has any type of crop growing on it whether it be beans, corn, alfalfa or anything else, qualifies for an Ag use assessment no matter what zoning district it is located in. In order to qualify for an Ag assessment the property owner must notify the assessor the prior year of a crop being planted. An example Edge gave of "use being tied to an assessment" was: a piece of property that is located in a commercial zoning district but has a house on it instead of a business would be assessed as residential not commercial.

Kiefer thanked Edge for the presentation.

**UNFINISHED BUSINESS, REVIEW & ACTION THERE ON**

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

No action necessary.

**NEW BUSINESS**

**A. RESOLUTIONS - NONE**

**B. LICENSES & PERMITS - NONE**

**C. REVIEW & ACTION:**

**1. REQUEST FROM JERRY BROWN/BROWN HEATING AND AIR CONDITIONING OWNER OF 633 S. MAIN STREET AND DENNIS SHEETS/APEX ASSET RECOVERY OWNER OF 617 S. MAIN STREET FOR A CONDITIONAL USE PERMIT TO ALLOW THE PARKING OF TRUCKS AS AN ACCESSORY USE, OVER 10,000 POUNDS GROSS VEHICLE WEIGHT WHEN LOCATED WITHIN 150 FEET OF A RESIDENTIAL DISTRICT BOUNDARY LINE AND ALLOWING ESTABLISHMENTS ENGAGED IN THE SALE, SERVICING,**

**REPAIRING, TESTING, DEMONSTRATION OR OTHER USE OF ELECTRICAL HOUSEHOLDS APPLIANCES, INCLUDING REFRIGERATORS, FREEZERS, AIR CONDITIONERS, WASHING MACHINES, VACUUM CLEANERS, DISHWASHERS, IRONS, TOASTERS, OR SIMILAR HOUSEHOLD APPLIANCES. FURTHER, SUCH FACILITIES FOR OPERATING, REPAIRING, LOADING, UNLOADING AND STORAGE OF SUCH APPLIANCES OR EQUIPMENT OR OF THE DISCHARGE OF UNPLEASANT OR HARMFUL VAPORS OR LIQUIDS, OR OF UNSIGHTLY CONDITIONS TO THE PUBLIC**

Kiefer informed the Board that the Planning Commission approved issuing a Conditional Use Permit (CUP) to Jerry Brown/Brown Heating and Air Conditioning and Dennis Sheets/Apex Asset Recovery LLC/Ecycle Partnership Inc./Adventure Fitness Quest LLC/Last Minute Timing LLC/Maxum Metal Inc. and Sheets Services Inc allowing Brown to park three (3) and Sheets to park (4) non-conforming Class B vehicles on their property. The vehicles are limited to 35,000 pounds and a length of 33 feet bumper to bumper, with the permits being reviewed in one (1) year unless problems arise before then.

Motion by Schreiber, second by Tebon to approve issuing a CUP to Jerry Brown/Brown Heating and Air Conditioning, owner of 633 S. Main Street, and to Dennis Sheets/Apex Asset Recovery LLC/Ecycle Partnership Inc./Adventure Fitness Quest LLC/Last Minute Timing LLC/Maxum Metal Inc. and Sheets Services Inc, owner of 617 S. Main Street, allowing the businesses to park Class B vehicles, as an accessory use, on their property, not to exceed 35,000 pounds and no longer than 33 feet bumper to bumper total vehicle length, with a limit of three (3) non-compliance vehicles for Brown and four (4) non-compliance vehicles for Sheets, with the permits being reviewed after one (1) year or sooner if problems arise and with the condition that if the need for additional vehicles arises or if the property is sold a new CUP must be applied and paid for. All ayes, motion carried.

Motion by Schreiber, second by Tebon to approve the issuance of a CUP to Jerry Brown/Brown Heating and Air Conditioning, owner of 633 S. Main Street, and Dennis Sheets/Apex Asset Recovery LLC/Ecycle Partnership Inc./Adventure Fitness Quest LLC/Last Minute Timing LLC/Maxum Metal Inc. and Sheets Services Inc, owner of 617 S. Main Street, allowing them to operate their businesses in the C-1 zoning which allows establishments engaged in the sale, servicing, repairing, testing, demonstration or other use of electrical household appliances, including refrigerators, freezers, air conditioners, washing machines, vacuum cleaners, dishwashers, irons, toasters, or similar household appliances. Further, such facilities for operating, repairing, loading, unloading and storage of such appliances or equipment or of the discharge of unpleasant or harmful vapors or liquids, or of unsightly conditions to the public. All ayes, motion carried.

**2. FJD FARM CSM PETITION**

Kiefer informed the Board that the Planning Commission reviewed and approve the preliminary CSM for Francis & Judith Dorshorst (FJD Farm LLC).

Motion by Schreiber, second by Tebon to approve the preliminary CSM for FJD Farm LLC, Town of Deerfield, Section 21 (1 lot, 3.0 acres). All ayes, motion carried.

**3. WALT OLSON WEED ORDINANCE ISSUES**

Olson stated that he received a weed notice, dated July 8, 2010, informing him that lots 1 – 15 and lot 17 in the Drumlin Hill plat must be mowed or he would receive a fine. On July 12, 2010 Public Works gave Olson a 60 day stay on mowing these lots until their assessed use was resolved. Olson was informed that he will be receiving a letter from Gardiner Appraisal regarding these lots being assessed as agricultural. Once he receives the letter he must notify the Village and at that point the Village will revisit the mowing notice.

**4. CONSIDER A MOVE TO CLOSED SESSION PURSUANT TO § 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 (TIF #2 ACTIVITY)**

Motion by Wilkinson, second by Frutiger to move to closed session pursuant to § 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 (TIF #2 activity) and to allow Leo Halpin and Blake George to be present in closed session. Roll call vote: Wilkinson aye, Tebon aye, Smith aye, Frutiger aye, Smythe-Eagle aye, Schreiber aye and Kiefer aye. Motion carried.

**5. MOVE TO OPEN SESSION TO TAKE ACTION, IF ANY PURSUANT TO § 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 (TIF #2 ACTIVITY)**

Motion by Frutiger, second by Smythe-Eagle to move to open session pursuant to § 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 (TIF #2 activity). Roll call vote: Wilkinson aye, Tebon aye, Smith aye, Frutiger aye, Smythe-Eagle aye, Schreiber aye and Kiefer aye. Motion carried.

No action taken in Open Session.

**ORDINANCES**

**COMMUNICATIONS**

**A. 2011 BUDGET INFORMATION FROM VILLAGE ADMINISTRATOR**

Kiefer stated that there's a memo in everyone's packet from the Village Administrator regarding the 2011 budget. Vander Sanden is asking all the Board member to start thinking about various needs for the Village that should be included in the 2011 budget.

**B. STAFF REPORTS**

**ADMINISTRATOR'S REPORT - NONE**

**C. ADJOURN**

Motion by Smythe-Eagle, second by Smith to adjourn at 9:22 PM. All ayes, motion carried.

/S/ Elizabeth McCredie  
Village Clerk/Treasurer