

**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, AUGUST 13, 2012 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, McMullen, Fritz, Frutiger Schreiber and Kiefer present. Also present: see sign in sheet on file in Clerk's office.

CONSENT AGENDA/SIGN IN SHEET

Motion by Tebon, second by Wilkinson to approve the August 13, 2012 agenda as presented. All ayes, motion carried.

Kiefer asked everyone present to sign in on the sign in sheet.

A. APPROVAL OF MINUTES FROM JULY 23, 2012

Motion by Wilkinson, second by McMullen to approve the minutes from July 23, 2012 as amended. All ayes, motion carried.

B. APPROVAL OF VOUCHERS

Kiefer informed the Board that Finance reviewed and approved payment of all the bills presented. The Board reviewed the vouchers.

Motion by Wilkinson, second by Tebon to approve payment of check #46519 to #46569 totaling \$124,790.08. All ayes, motion carried.

C. COMMITTEE REPORTS

1. PARKS 7/30/12

Schreiber reported that the Parks committee met prior to the Board meeting and discussed the sale/lease of land in Meadow Wood Park which is also on this agenda for further discussion.

2. CABLE TV 8/01/12

McMullen reported that Cable discussed the purchase of a new hard drive and rain gauge for the Weather Bug which was under warranty.

3. COMMUNITY CENTER 08/06/12

Schreiber reported that the Community Center did not have a meeting due to the lack of a quorum.

4. PARKS 08/13/12

Reported under Parks 7/31/12.

5. PUBLIC WORKS 08/13/12

Tebon reported that Public Works discussed the 2012 Street projects, pay request #2 and Change order #1 from Amon and Sons, parking/no parking on Legreid, a request to put pods in front of a business on Main Street, a couple of sewer forgiveness requests and a couple of street closure requests.

6. FINANCE 08/13/12

Kiefer reported that everything Finance discussed is also on this agenda.

PUBLIC APPEARANCES

A. PUBLIC COMMENTS

B. JODI DOBSON, BAKER TILLY, PUBLIC FIRE PROTECTION FUNDING

Jodi Dobson from Baker Tilly came before the Board to explain to them a couple of options for the collection of Public Fire Protection (PFP). Dobson first explain that Water utilities are required to maintain hydrants and mains that provide PFP to municipalities and in order to ensure that the utility has enough funds to do so the Public Service Commission (PSC) allows utilities to charge the municipality for these costs. Dobson explained that the PSC gives communities the ability to choose how they wish to fund these costs and that they can do so by either collecting it through the tax levy, a direct flat fee charge to each customer based on the meter size, the property value or the square footage or a combination of both. Dobson stated that Baker Tilly can prepare this study for the Village, which will take approximately 2 to 3 months and will demonstrate how each option will affect the Community. The Board thanked Dobson for her presentation.

UNFINISHED BUSINESS, REVIEW & ACTION THERE ON

1. 2012 STREET & UTILITY PROJECTS UPDATE FROM VILLAGE ENGINEER

Barden stated that the project is near completion. The binder course of asphalt has been laid on Greenwood, Legreid and N. Washington Street and the alley between Liberty and Greenwood and the alley off of Legreid Street are completely done with both layers of asphalt being laid. A portion of blacktopping on Legreid has not been laid due to a sanitary manhole that needs lowering which will be completed when the casting arrives. Liberty Street will be complete (both layers of asphalt) within a week. A couple of other areas that also need patching are the north end of N. Washington Street and the east end of Legreid Street. Rough landscaping restoration should begin this week with Forest Landscaping following up with topsoil, seeding and mulching. Forest Landscaping will be installing retaining walls at 16 Legreid Street and one on the alley side of 105 S. Main Street. S & L needs to come back in to dead end 2(two) storm sewer pipes, at State and Liberty, that were overlooked when the original work was done, this area will also need to be patched.

2. **2012 STREET PROJECTS PAY REQUEST #2 AND CHANGE ORDER #1 – B.R. AMON AND SONS, INC.**
Amon and Sons has submitted pay request #2 which includes $\frac{3}{4}$ "crushed aggregate base course, saw cutting, excavation/fill to subgrade, 3" breaker run base course and erosion and traffic control. Amon is also requesting payment of change order #1, for Liberty Street, in the amount of \$55,921.23. Barden reminded the Board that the original projected cost for Liberty Street was \$215,000.00 but due to the reduced amount of under cutting required the actual cost should be significantly less.
Motion by Tebon, second by Wilkinson to approve payment of pay request #2 and change order #1 to B.R. Amon and Sons totaling \$79,016.12 contingent upon receipt of all lien waivers to date. All ayes, motion carried

NEW BUSINESS

A. RESOLUTIONS

B. LICENSES & PERMITS

1. **CONSIDER REQUEST FOR A TEMPORARY CHANGE OF THE PREMISES FOR CONSUMING ALCOHOLIC BEVERAGES FOR HUMMER'S HIDEOUT, LLC**
Kiefer informed the Board that this is the same request that Ron Hommen requested last year for Hummer's Hideout. Kristin Wild, the owner of the property where the party will be held, has submitted a letter granting Ron permission to use the property. In previous years the police have recommended a fence be used to secure the area and the Board agreed that this request should be handled the same as in previous years.
Motion by Tebon, second by McMullen to approve a temporary change of the premises for consuming alcoholic beverages for Hummer's Hideout, LLC for the period of August 24, 2012 to August 25, 2015 and that a fence be installed to secure the area. All ayes, motion carried.

C. REVIEW & ACTION:

1. DEERFIELD-CAMBRIDGE MUNICIPAL COURT

Kiefer stated that she requested this item be placed on the agenda for discussion. Vander Sanden provided a history of court revenues from 2007 through July 2012 for the Board's review. The Board discussed the status of the Deerfield-Cambridge Municipal Court and that a new contract was in process. The Board then requested that a study be conducted to determine the number of citations issued versus their outcome from court.

2. PARKING/NO PARKING ON LEGREID STREET

Kiefer asked if anyone present wished to speak on this agenda item. Wilma Brouwer-Herwig, 117 S. High St., stated that she was appalled that the Board would take the police officer's opinion over the taxpayers' wishes. The Board informed Herwig that the police officer wrote what his opinion was only and gave a recommendation for the Board to consider. Herwig apologized for the misunderstanding. Herwig informed the Board that she had presented a petition signed by 8 home owners to the Public

Works Committee and asked the Board to consider their wishes. Brian Miller, 9 Legreid Street, came before the Board to request that they consider leaving the parking as it currently stands as what with Legreid now sloping to the south, parking on that side of the road will be dangerous in the winter. Troy Eickhoff, owner of 209/2011 Legreid St., said he understands the concerns of the residents but felt there was nothing to gain by switching sides and suggested that additional marking be added to help with the parking issue. Eickhoff informed the Board that since he had previously lived at this address he was aware of the winter hazards on Legreid as he had lost mailboxes due to people not being able to stop. Kiefer stated that a decision needed to be made as this issue has been going on for a long time.

Motion by Kiefer, second by Schreiber to allow parking on the south side of Legreid only, per the design from Town & Country Engineering, and to leave the mailboxes where they were before the project began. All ayes, motion carried.

3. SALE/LEASE ISSUE OF LAND IN MEADOWWOOD PARK

Mike Lawson, 331 S. Atwood Lane, submitted an "Offer to Purchase" of \$2,000.00 for approximately 1/10th of an acre of park land in Meadow Wood Park. The additional acreage would allow him to square up his lot and to fence off a portion of it. The Parks Committee reviewed the request and recommended approval of the purchase to the full Board. Some of the Board members were concerned how this would affect the land owners that currently have access/usage of the park. Lawson informed the Board that he checked into the possibility of using Meadow Wood Park as a soccer field and that he discovered even with the elimination of the portion of park he is interested in purchasing the park will still have ample coverage for a U8 soccer field or smaller.

Motion by Kiefer, second by McMullen to leave Meadow Wood Park as is. Roll call vote: Tebon aye, McMullen aye, Schreiber aye, Fritz aye, Frutiger aye, Wilkinson aye and Kiefer aye. All ayes, motion carried.

4. PUBLIC FIRE PROTECTION FUNDING

Motion by Wilkinson, second by Tebon to approve having a Public Fire Protection funding study done by Baker Tilley at a cost not to exceed \$1,500.00. All ayes, motion carried.

5. PURCHASE OF CAR 1 – DEER/GROVE EMS – MCMULLEN

The Board decided to table this agenda item until further information is received.

6. 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 (DEER-GROVE EMS)

Motion by Frutiger, second by Tebon 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 (Deer-Grove EMS). Roll call vote: Tebon aye, McMullen aye, Schreiber aye Fritz aye, Frutiger aye, Wilkinson aye and Kiefer present. All ayes, motion carried. Kris Hampton was invited to come into closed session.

7. CONSIDER A 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 (DEER-GROVE EMS)

Motion by Schreiber, second by Wilkinson to move to open session at 9:00 pm. 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 (Deer-Grove EMS). Roll call vote: Tebon aye, McMullen aye, Schreiber aye Fritz aye, Frutiger aye, Wilkinson aye and Kiefer present. All ayes, motion carried.

Motion by McMullen, second by Wilkinson to send a letter, contingent upon approval from the Village Attorney, to the Deer-Grove EMS commission and to the four (4) Boards informing them that the Village of Deerfield is actively pursuing other options. All ayes, motion carried.

ORDINANCES - none
COMMUNICATIONS

Kiefer asked that notification regarding the e-waste collection, at the Town garage from 9 am to 2 pm. be posted on the Village's website and published in the News Briefs of the Independent. McCredie stated she could also put the information on the water bills.

STAFF REPORTS

A. ADMINISTRATOR'S REPORT

ADJOURN

Motion by Fritz, second by McMullen to adjourn at 9:05 pm. All ayes, motion carried.

/S/ Elizabeth McCredie
Village Clerk-Treasurer