

**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, SEPTEMBER 10, 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: Village Administrator, Patrick Vander Sanden, Public Works Director, John Doyle, and Village Engineer Mark Barden and as listed on the sign in sheet on file in the Clerk's office.

CONSENT AGENDA/SIGN IN SHEET

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

Motion by Fritz, second by Tebon to approve the September 10, 2012 agenda as presented. All ayes, motion carried.

A. APPROVAL OF MINUTES FROM AUGUST 27, 2012

Motion by Wilkinson, second by McMullen to approve the minutes from August 27, 2012 as amended. All ayes, motion carried.

B. APPROVAL OF VOUCHERS

Kiefer informed the Board that the Finance Committee reviewed and approved payment of all the bills presented including an additional check to MTAW for \$100.00.

Motion by Frutiger, second by Tebon to approve payment of check #46630 to #46661 totaling \$250,010.83 but to hold check #46634 to B.R. Amon contingent upon receiving lien waivers from Amon's sub-contractors. All ayes, motion carried.

C. COMMITTEE REPORTS

1. DEER GROVE EMS 8/29

EMS reviewed the joint agreement and the 2013 budget.

2. CABLE TV 09/05

Cable discussed their 2013 budget and the start of a new video club to get students more involved.

3. JOINT INTERACTIVE 09/10

The Joint Interactive committee discussed the schools roof work, installation of camera in the school buildings and buses, the reduced enrollment amount of kindergarten students, homeless families in the school district, contracts for employees, and a dog located near the school that is biting and chasing people.

4. PLANNING COMMISSION 09/10

The Planning Commission reviewed and approved a rezoning request for 111 Liberty Street and an off-premises sign for the The Railhouse.

5. PUBLIC WORKS 09/10

Public Works denied a request for sewer forgiveness and reviewed the 2013 budget for Public Works, a report from the DNR on an investigation of the public water supply serving the Village of Deerfield and the parking lot at the Deerfield Fire station.

PUBLIC APPEARANCES

A. PUBLIC COMMENTS

Scott Michalak, who is running for State Assembly, came before the Board to introduce himself and present a list of items he is addressing in his race. The Board thanked Michalak for his presentation.

UNFINISHED BUSINESS, REVIEW & ACTION THERE ON

1. PUBLIC FIRE PROTECTION, FEASIBILITY STUDY

Vander Sanden informed the Board that at the August 13th meeting they approved Baker Tilley performing a feasibility study for the allocation of Public Fire Protection costs in the Village at a cost not to exceed \$1500.00. Vander Sanden misunderstood the cost of the study and is asking the Board to amend the cost to not exceed \$2,000.00.

Motion by McMullen, second by Tebon to amend the cost of the Public Fire Protection feasibility study, to be performed by Baker Tilley, not to exceed \$2,000.00. All ayes, motion carried.

2. ENGINEERS REPORT ON 2012 STREET PROJECT & POSSIBLE PAY REQUEST FROM AMON

Barden updated the Board on the progress of the 2012 street projects and explained his report showing the percentage of work completed and remaining. Barden also informed the Board that he and the Public Works Director, John Doyle went through the punch list today determining if any additional work needs to be completed which will be submitted to the contractors. Based on Barden's review of the project he is recommending payment of application number three (3), to B.R. Amon, in the amount of \$206,154.66, contingent upon receipt of the lien waivers from the sub-contractors.

Motion by Tebon, second by Frutiger to approve payment of application number three (3), to B.R. Amon, in the amount of \$206,154.66, contingent upon receipt of the lien waivers from the sub-contractors. All ayes, motion carried.

3. UPDATE ON FIRE DEPARTMENT PARKING LOT REPAIR

Vander Sanden stated that at the last Board meeting the Board approved to pay the Village's share of the cost to repair the parking lot at the Fire Station contingent upon the funds being able to come out of the 2012 borrowing. Since that meeting there have been concerns raised regarding the number of the quotes received and the need to have the driveway repaired. Due to this fact the Board requested that two (2) additional quotes be obtained. This issue will be brought up at the next Fire Commission meeting.

NEW BUSINESS

A. RESOLUTIONS

B. LICENSES & PERMITS

C. REVIEW & ACTION:

1. OUTDOOR SERVING AREA – KURT’S NEVER INN, 26 N. MAIN STREET

Vander Sanden informed the Board that back in April 2012 the Planning Commission and the Board approved a request by Tom Zickert, Kurt’s Never Inn allowing service to a new outdoor area at 26 N. Main Street with certain conditions placed upon it. Vander Sanden was contacted by Deerfield Police Lt. Chad Lauritsen regarding the number of complaints that the police received about the outdoor service area. The two biggest complaints were the construction of the fence and the fact that the fence did not keep patron out from the east side. The Board was also concerned with the lack of a camera to observe what was happening in the area and asked Zickert why he didn’t come before the Village to request the installation of an alternate type of fence. Zickert stated that due to the weather this summer he was unable to install the approved fence and decided to install the wood fence just to see if it would be feasible to purchase the fence from the original plan. Zickert asked the Board for permission to use the temporary fence and Frutiger felt there should be a timeline for use of the temporary fence.

Motion by Wilkinson, second by McMullen to approve the temporary fencing at Kurt’s Never Inn, 26 N. Main Street through 2012 contingent upon the installation of a camera. All ayes, motion carried.

2. REQUEST BY ARNE DAHL, JR. FOR AN AMENDMENT TO THE ZONING CODE FOR THE PROPERTY AT 111 LIBERTY STREET, DEERFIELD

The Planning Commission held a public hearing and approved a request by Arne Dahl, Jr. to amend the zoning of his property at 111 Liberty Street from R1 to R2. Water and Sewer laterals were installed to allow for this split and the citizens present at the public hearing had no objections to the change as long as the property remained single-family residential.

Motion by Schreiber, second by McMullen to approve the preliminary Certified Survey map for Lot 4, Block 4, Bues Addition to Deerfield, 111 Liberty Street as requested by Arne Dahl, Jr. and to amend the zoning for both lots from R1 to R2. All ayes, motion carried.

3. DEERFIELD-CAMBRIDGE JOINT MUNICIPAL COURT BUDGET

The Board reviewed the Deerfield-Cambridge Joint Municipal Court budget which includes a 3% wage increase for the Clerk of Courts. The overall court budget shows a decrease of \$136.00. Separating from the joint court was questioned and Kiefer stated that it requires a one year written notice.

Motion by Kiefer, second by McMullen to approve the 2013 proposed Joint Municipal Court budget with a 3% wage increase for the Clerk of Courts. All ayes, motion carried.

4. REVIEW/DISCUSS DNR REPORT ON AN INVESTIGATION OF THE PUBLIC WATER SUPPLY SERVING THE VILLAGE OF DEERFIELD

Public Works Director, John Doyle informed the Board that on July 18, 2012 the DNR conducted a sanitary survey of the Village’s water system. The report, which Doyle felt was a good report, showed a couple of deficiencies but no violations. The deficiencies noted in the report address the system not being in general compliance with regards to water quality and the system not implementing a comprehensive Cross-Connection Control Program. Doyle will work with Clerk McCredie to draft a letter to the DNR acknowledging that the report was reviewed and discussed by the appropriate Village officials and how the deficiencies will be addressed.

Motion by Tebon, second by Frutiger approving Doyle and McCredie to draft a letter to the DNR acknowledging that the report was discussed with the appropriate Village officials and how the deficiencies will be addressed. All ayes, motion carried.

5. BUDGET REVIEW INFORMATION – PUBLIC SAFETY, CULTURE & RECREATION, CONSERVATION & DEVELOPMENT

Vander Sanden informed the Board that included in their Board packets was budget information for Public Safety, Culture & Recreation and Conservation & Development to be reviewed.

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 & PUBLIC LIBRARY)

Motion by Wilkinson, second by Kiefer 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 & public library). Roll call vote: Wilkinson aye, Tebon aye, McMullen aye, Fritz aye, Frutiger aye, Schreiber aye and Kiefer aye. Motion carried.

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 & PUBLIC LIBRARY)

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8. DISCUSSION AND POSSIBLE ACTION ON DEER-GROVE EMS JOINT MUNICIPAL AGREEMENT

Motion by McMullen, second by Wilkinson to have Vander Sanden forward the amended Deer-Grove EMS joint municipal agreement to the Commission with the changes made in closed session. All ayes, motion carried.

ORDINANCES

COMMUNICATIONS

Rock Disposal will be hosting an E-Waste collection event, in conjunction with both the Town and Village of Deerfield, on September 15, 2012 at the Town Garage and the Village wide garage sale days will be held September 13 – 15.

STAFF REPORTS

A. ADMINISTRATOR'S REPORT

ADJOURN

Motion by Wilkinson, second by Fritz to adjourn at 9:18 pm. All ayes, motion carried.

/S/ Elizabeth McCredie
Village Clerk-Treasurer