

**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 13, 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, Smythe-Eagle, Schreiber and Kiefer present, Smith absent. Also present: Village Administrator Patrick Vander Sanden, David Lemke and Tom Ginn.

CONSENT AGENDA

Motion by Schreiber, second by Smythe-Eagle to approve the September 13, 2010 agenda with item number two (2) under Review & Action being tabled. All ayes, motion carried.

A. APPROVAL OF MINUTES FROM AUGUST 23, 2010

Motion by Tebon, second by Wilkinson to approve the minutes from August 23, 2010 as amended. All ayes, Frutiger abstained, motion carried.

B. APPROVAL OF VOUCHERS

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

Motion by Schreiber, second by Tebon to approve the payment of check #44284 to #44336 totaling \$50,692.70. All ayes, motion carried.

C. COMMITTEE REPORTS

1. CABLE TV 09/01/10

Smythe-Eagle reported that the Cable committee reviewed the Intergovernmental agreement that they have with the school and they worked on their policies. They also discussed their 2011 budget and the possibility of having live programming of meetings.

2. COMMUNITY CENTER 09/06/10

Schreiber reported that the Community Center's audit was reviewed and they discussed the possibility of taking over the Community Park.

3. EMS 09/08/2010

Frutiger reported that the EMS is working on the 2011 budget with a zero (0) percent pay increase and the possibility of employees paying a portion of their insurance.

Kiefer stated that the Planning Commission and the Finance Committee met before the Board meeting and those items are included on the Board agenda.

Tebon stated that Public Works also met before the Board meeting and reported that the completion of Well #4 is expected to be earlier than previously anticipated which means it could be finished in October versus November.

PUBLIC APPEARANCES

A. PUBLIC COMMENTS - NONE

UNFINISHED BUSINESS, REVIEW & ACTION THERE ON

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

Tebon informed the Board that Public Works approved, per the recommendation of Town & County, three (3) pay requests and a request for disbursement for financial assistance that need to be approved. The pay requests are number 6 & 7, from Municipal Well & Pump totaling \$19,312.45 and request number 5 from Gilbank Construction for \$54,305.80. The request for disbursement of Financial Assistance is for \$80,348.36 which is a combination of Municipal Well & Pump for 19312.45, Gilbank's pay requests for 54305.80, engineering costs of \$6,632.11 and a bill from Dane Co. Land Conservation for \$98.00. Motion by Tebon, second by Frutiger to approve payment of pay requests number 6 & 7 from Municipal Well & Pump totaling \$19,312.45, pay request number 5 from Gilbank Construction for \$54,305.80 and request number 10 for disbursement of Financial Assistance for \$80,348.36. All ayes, motion carried.

Tebon also informed the Board that Public Works discussed and approved a payment of \$10,237.00 to Gilbank Construction for pumps, tanks, scales, a transmitter and spare parts and the installation of the equipment at Well No 3 which will tie into the SCADA system that is installed at Well #4.

Motion by Tebon, second Schreiber to approve payment of \$10,237.00 to Gilbank Construction for pumps, tanks, scales, a transmitter and spare parts and the installation of the equipment at Well No 3 which will tie into the SCADA system installed at Well #4. All ayes, motion carried.

NEW BUSINESS

A. RESOLUTIONS

1. RESOLUTION R2010-14: REQUIRING A REFERENDUM OF A SALES TAX TO FUND COMMUTER RAIL

Vander Sanden informed the Board that this is the referendum the Board instructed him, at the September 13th Board meeting, to prepare. The resolution approves an advisory referendum question being placed on the November 2nd General Election ballot to fund the commuter rail by up to a half-cent (0.5%) increase in the sales tax.

Motion by Schreiber, second by Frutiger to approve resolution R2010-14 requiring a referendum of a sales tax to fund the commuter rail being placed on the November 2nd General Election ballot. All ayes, motion carried.

B. LICENSES & PERMITS

1. DISCUSS/APPROVE“OPERATOR” LICENSES FOR THE PERIOD OF SEPTEMBER 13, 2010 – JUNE 30, 2011 TO GEISE, ROBERT H., LOEFFLER, JACI L., LUBICK, MADELINE A., SCOTT, SABRINA N.

Kiefer informed the Board that the Finance committee reviewed and approve all the Operators licenses except for the one to Jaci L. Loeffler, The committee tabled Jaci L. Loeffler’s license until she completes her address on the application and writes a letter explaining what she is doing to straighten out problems she had in the past which showed up on her back ground check.

Motion by Tebon, second by Schreiber to approve an “Operators License” for the period of September 13, 2010 to June 30, 2011 to Robert H. Geise, Madeline A. Lubick and Sabrina N. Scott and to table Jaci L. Loeffler’s license until she has completed her address on her application and presents a letter explaining what she is doing to straighten out problems she had in the past that showed up on her back ground check. All ayes, motion carried.

C. REVIEW & ACTION:

1. REQUEST FROM DENNIS STEETS, APEX ASSET RECOVERY/ECYCLE, 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 WITH 150 FEET OF A RESIDENTIAL DISTRICT BOUNDRY LINE

The Planning Commission held a Public Hearing to discussed amending Sheet’s CUP to allow the length of his vehicles being changed from 33 feet to 39 feet. They agreed that the truck isn’t a different truck it’s just that it wasn’t measured properly. The Planning Commission approved to allow, at the present time, only one vehicle to exceed the 33 foot length and if additional trucks needed to be added, future requests must be submitted.

Motion by Tebon, second by Frutiger to approve amending the CUP for Dennis Sheets, Apex Asset recovery/Ecycle, 617 S. Main Street to allow one (1) truck to exceed the 33 foot length limit and to allow the length of that truck to be up to 39 feet. All ayes, Schreiber abstained, motion carried.

2. DOWNTOWN BUSINESS IMPROVEMENT GRANT (TID #3) REQUEST – RICHARD L. IRELAND, D&J SERVICE CENTER 120 N. MAIN STREET, DEERFIELD, WI

This agenda item was tabled.

3. A REQUEST TO APPROVE A CSM FOR DAVID & AMY PODMOLIK, 1124 W. EVERGREEN DRIVE, TOWN OF CHRISTIANA

The Planning Commission reviewed and approved the preliminary CSM for David and Amy Podmolick. The CSM creates 3 lots out of 1 at the property located at 1124 W. Evergreen Drive in the Town of Christiana which does not affect any long terms plans for the Village.

Motion by Tebon, second by Smythe-Eagle to approve the preliminary CSM application #9920 for David & Amy Podmolik, 1124 W. Evergreen Drive, Town of Christiana. All ayes, motion carried.

ORDINANCES

A. ORDINANCE O-2010-02: AN ORDINANCE CREATING WELLHEAD PROTECTION PLAN (WHP) BY ESTABLISHING LAND USE RESTRICTIONS WITHIN THE VILLAGE OF DEERFIELD TO PROTECT THE VILLAGE'S GROUNDWATER AQUIFER AND MUNICIPAL WATER SUPPLY

Vander Sanden informed the Board that as part of the preparation for the completion of Well No. 4 the Village is required by the Wisconsin Department of Natural Resources (DNR) and advised by Wisconsin Rural Water Association (WRWA) to adopt this plan. Myers did not like the idea of Well No. 1 being included in the plan as it will be eliminated as soon as Well No. 4 goes on line. Public Works reviewed and approved ordinance O-2010-02 contingent upon Vander Sanden reviewing and approving the map referred to as exhibit A which was not included.

Motion by Tebon, second by Wilkinson to approve Ordinance O2010-02 creating a Wellhead Protection plan (WHP) by establishing land use restrictions within the Village of Deerfield to protect the Village’s Groundwater aquifer and Municipal Water Supply contingent upon Vander Sanden reviewing and approving the map referred to as exhibit A. All ayes, motion carried.

COMMUNICATIONS

Frutiger informed the Board that he might be a little late for the next Village Board meeting.

It was also brought up that the flag at the Police station needs attention.

STAFF REPORTS

A. ADMINISTRATOR’S REPORT

Vander Sanden informed the Board that he has been working on the 2011 budget and will be presenting some preliminary information at the next Board meeting; the Melster issue is still ongoing and the Trick or Treat hours have been set for October 31, 2010 from 4:00 PM to 7:00 PM.

ADJOURN

Motion by Wilkinson, second by Smythe-Eagle to adjourn at 7:37 PM. All ayes, motion carried.

/S/ Elizabeth McCredie
Village Clerk/Treasurer