

**VILLAGE BOARD AGENDA  
VILLAGE OF DEERFIELD**

**FOR A MEETING OF THE VILLAGE BOARD OF THE VILLAGE OF DEERFIELD TO BE HELD AT THE  
DEERFIELD VILLAGE HALL, 4 N. MAIN STREET, DEERFIELD, WISCONSIN ON MONDAY,  
OCTOBER 11, 2010 AT 7:00 P.M.**

**CALL TO ORDER – NOTING OF ROLL BY CLERK**

The meeting was called to order by President Kiefer at 7:03pm. Roll call: Wilkinson, Tebon, Frutiger, Smythe-Eagle, Schreiber and Kiefer present, Smith absent. Also present: Village Administrator Patrick Vander Sanden, Public Works Director John Doyle, Dane County Supervisor Bob Salov, Gloria Salov, David Dinkel, Dick Ireland, Shirley Teske and David Lemke.

**CONSENT AGENDA**

Motion by Wilkinson, second by Smythe-Eagle to approve the October 11, 2010 agenda as presented. All ayes, motion carried.

**APPROVAL OF MINUTES FROM SEPTEMBER 27, 2010**

Motion by Smythe-Eagle, second by Tebon to approve the minutes from September 27, 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 Wilkinson, second by Tebon to approve the payment of check #44434 to #44466 totaling \$117,789.39. All ayes, motion carried.

**COMMITTEE REPORTS**

**1. JOINT INTERACTIVE 10/04/10**

Smythe-Eagle reported that the Joint Interactive Committee discussed installing LED signs or rumble strips on Liberty Road, that the School did not receive a grant to cover the cost of having a School Resource Officer and that the School is looking into using the reverse 911 system.

**2. COMMUNITY CENTER 10/04/10**

Schreiber reported that the Community Center discussed their 2011 budget, and that they will be holding a Bingo night to raise funds on November 20<sup>th</sup>. Schreiber also informed the Board that they have purchased and received their new van to replace the one that was hit.

**3. CABLE TV 10/06/10**

Smythe-Eagle asked Dave Lemke to give the Cable report as he was not present. Lemke reported that the Cable Commission discussed the ongoing issue of the temperature in the WDEE room and “web” programming. The Commission tabled the Policies and Intergovernmental agreement with Deerfield Schools.

**4. PLANNING COMMISSION 10/11/2010**

Kiefer informed the Board that the items discussed by the Planning Commission are also on the Board agenda for further discussion.

**5. PUBLIC WORKS 10/11/2010**

Tebon reported that Public Works discussed the time frame for Well #4 getting up and running, a policy for water service during new home construction and road maintenance and mowing issues for areas annexed into the Village. Other items discussed are on the Board agenda for further discussion.

**6. FINANCE 10/11/2010**

Kiefer reported that Finance approved the vouchers and that the other items discussed are on the Board agenda.

**PUBLIC APPEARANCES**

Dane County Supervisor Bob Salov updated the Board on the Interoperable Radio System.

**A. PUBLIC COMMENTS**

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

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

Tebon informed the Board that Public Works approved a pay request from Gilbank Construction for \$101,184.50 and a request for disbursement for financial assistance in the amount of \$106,377.90. The request for disbursement of Financial Assistance is a combination of Gilbank’s pay request, engineering costs of \$5,088.40 and a bill from Dane Co. Land Conservation for \$105.00.

Motion by Tebon, second by Frutiger to approve payment of pay request number 6 from Gilbank Construction for \$101,184.50 and request number 11 for disbursement of Financial Assistance for \$106,377.90. All ayes, motion carried.

**NEW BUSINESS**

**A. RESOLUTIONS**

**B. LICENSES & PERMITS**

**1. CONSIDER REQUEST FOR ISSUANCE OF AN “OPERATORS” LICENSE FOR THE PERIOD OF  
OCTOBER 11, 2010 – JUNE 30, 2011 TO PATRICIA S. WOOD AND RACHEL A BALLMOOS**

Kiefer informed the Board that Finance reviewed the two (2) applications and found everything to be in order and recommended issuance to the Board. Smythe-Eagle noted that Ballmoos’ application was not completed by the notary. McCredie stated she would have it corrected.

Motion by Tebon, second by Smythe-Eagle to approve the issuance of an Operators license for the period of October 11,

2010 to June 30, 2011 to Patricia S. Wood and Rachel A. Ballmoos. All ayes, motion carried.

**2. CONSIDER REQUEST FOR A TEMPORARY CHANGE OF THE PREMISES FOR CONSUMING ALCOHOLIC BEVERAGES FOR HUMMER'S HIDEOUT, LLC**

Kiefer informed the Board that Finance reviewed and approved a temporary license to Ron Hommen/Hummer's Hideout to allow the consumption of alcoholic beverages in an area not listed on his original Class "B" license. The area is located in between Hummer's Hideout, 36 N. Main Street and Wild Company Realtors, 44 N. Main Street. Ron is planning a fund raiser for the Community Center consisting of a game feed and raffle and the area is needed to accommodate for an overflow of patrons. No alcohol will be sold in this area but patrons will be consuming it there. The area will be fenced and permission from Wild Company Realtors to use the area has been received.

Motion by Tebon, second by Smythe-Eagle to approve the issuance of a temporary license to Ron Hommen/Hummer's Hideout, LLC that will allow the consumption of alcoholic beverages in the fenced area located in between Hummer's Hideout, 36 N. Main Street and Wild Company Realtors, 44 N. Main Street, on October 16, 2010 from 12:00 pm to 8:00 pm. All ayes, motion carried.

**C. REVIEW & ACTION:**

**1. TID #3 GRANT – SCOPE**

Vander Sanden informed the Board that per Jim Mann and Village staff's calculation there are no funds available in TID #3 to be used for grants. When TID #3 was created it was thought that additional borrowing would not be needed until 2012 however, the Savannah Park development is ahead of schedule and thus the pay incentives are also ahead leaving no funds available for grants. Mann stated that the Village could transfer funds from TID #5 to TID #3 by passing a resolution and these funds could then be used for grants. Vander Sanden recommended that the \$104,160.00 scheduled to be paid to Don Tierney/Savannah Park and any amount granted to D & J Service Center be reserved. Schreiber stated that if the Village is paying Tierney for completion of phases in the Savannah Parkway development the lots connected to these payouts should be classified as residential and not agriculture for assessment purposes.

Motion by Tebon, second by Frutiger to approve proceeding with the transfer of funds from TID #5 to TID #3 which can be used for grants but to hold the amounts owed to Savannah Parkway and any grants issued. All ayes, motion carried.

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

The Planning Commission review the TID #3 grant request from Richard Ireland, D & J Service Center in the amount of \$16,480.00 for blacktopping and striping his parking lot and replacing windows both at 120 N Main Street and made a motion to grant 35% of the requested amount. Ireland stated that he would not be able to afford to do the project if he only received 35%. After discussion the Board agreed to grant Ireland 65% of the requested amount.

Motion by Schreiber, second by Frutiger to approve granting Richard Ireland, D & J Service Center a grant from TID #3 for 65% of the \$16,480.00 requested amount to blacktop and stripe his parking lot and to install windows, contingent upon completion of the work. All ayes, Smythe-Eagle nay, motion carried.

**3. STORMWATER PROJECT – ALLEY**

Vander Sanden informed the Board that Ireland is also looking at redirecting the storm water that runs across his parking lot from the alley behind his building at the same time as he is redoing his parking lot and would like to know if the Village would be interested in partnering on the project since the alley belongs to the Village. Vander Sanden reviewed the area in question and wondered if it might be wiser to replace the whole section of the alley between Steve Bilsky's property, which is directly south of Ireland's, and Ireland's property versus the edge of the alley. Two (2) quotes were received from Lake Mills Blacktop one for \$2,795.00 for the entire area and the other for \$665.00 to repair just the edge of the alley. Vander Sanden informed the Board that if they decide to approve repairing the entire area there is sufficient funds available in the "Streets and Alleys" budget to pay for it.

Motion by Wilkinson, second by Tebon to approve the Village paying to have the entire width of the alley paved that runs between E. Nelson Street and S. Industrial Park Road, behind the properties located at 116 and 120 S. Main Street only at a cost not to exceed \$3,500.00. All ayes, motion carried.

**4. PRELIMINARY CERTIFIED SURVEY MAP (CSM) FOR ROBERT & KIM RIEGE, 140 FAIR OAK ROAD, DEERFIELD, WI**

Vander Sanden informed the Board that this property is located within the Village's extraterritorial jurisdiction and just like the previous requests we have received from Dane County the Village is being asked to review the request. The preliminary CSM creates 3 lots at the property located at the SE ¼ of the NE ¼ of the SE ¼, and the SW ¼ of the NE ¼, all in Section 23, T.7N, R.12E, of the Town of Deerfield and is owned by Robert and Kim Riege. The creation of this CSM does not conflict with any long terms plans for the Village.

Motion by Tebon, second by Schreiber to approve the preliminary CSM application #9230 for Robert and Kim Riege, 140 Fair Oak Road, Town of Deerfield. All ayes, motion carried.

**5. FINAL CSM FOR DAVID & AMY PODMOLIK, 1124 W. EVERGREEN DRIVE, TOWN OF DEERFIELD**

Vander Sanden stated that the Board previously approved the preliminary CSM for this property and that Dane County is now looking for approval of the final CSM. Vander Sanden contacted Dane County inquiring as to the proper procedure for approving preliminary and final CSMs. Dane County stated that the Village Clerk can sign off on the final CSM with no additional action from the Board if, the preliminary was approved by the Board and both the preliminary and the final

are exactly the same. The final CSM for David & Amy Podmolik, 1124 W. Evergreen Drive, Town of Deerfield is exactly the same as the preliminary CSM which was previously approved by the Board. No action taken.

**6. VACATION OF ALLEY TO BANK**

Vander Sanden informed the Board that Sigurd Bringe from the Bank of Deerfield contacted him to see if the Village would be willing to vacate the portion of the alley between the Deerfield Police station and the Deerfield Community Center. The Board instructed Vander Sanden to contact Bringe and have him attend a Board meeting in order to discuss this issue further.

**7. DANE COUNTY EMERGENCY RADIO ISSUE**

Vander Sanden stated that Bob Salvo discussed this issue and addition information on the subject was included in their Board packet for review. The Board now needs to decide if they wish to proceed with approving the plan by means of a resolution. By agreeing to sign up for this system and approving the County Resolution, the Village is still not bound to the agreements until we sign an intergovernmental agreement which will further outline the cost structure and implementation plan. The Board agreed to proceed with approving the resolution.

**8. WASTE MANAGEMENT IN DEERFIELD**

Vander Sanden informed the Board that the contract with Veolia expires on December 31, 2011 and per the contract, as of January 1 of each year the contract will be extended for an addition 12 months beyond the original termination date unless one of the parties notifies the other in writing with 60 days prior to such. Vander Sanden asked the Board how they wished to proceed with this issue and after discussion it was agreed that the Village would remain with Veolia.

**9. DENIAL OF BARTENDER'S LICENSE FORM**

This agenda item was tabled to the next Board meeting.

**10. PROPERTY MAINTENANCE VIOLATIONS**

Vander Sanden updated the Board on the property maintenance violations. Norm Nelson has done little to improve the violations he was cited for since it was first inspected in May 2010. The deadline set to rectify Nelson's violations is October 19, 2010. The other parcels still in violation are owned by John and Ardell Westby and their deadline expired in late September. The Board agreed that the Village should continue with the abatement procedures and to work with the Village Attorney for the proper legal steps.

**ORDINANCES**

**A. ORDINANCE O-2010-03: AN ORDINANCE TO ADOPT AN AMENDMENT TO CHAPTER 32 OF THE DEERFIELD VILLAGE CODE ORDINANCES**

Vander Sanden informed the Board that, per the recommendation of the Village Attorney Connie Anderson, the Village should consider amending Chapter 32, Property Maintenance Ordinance, by replacing the Environmental Committee with another body to handle appeals since the Village does not currently have an active Environmental Committee. Connie's suggestion is that the Environment Committee be replaced with the Board of Appeals.

Motion by Smythe-Eagle, second by Tebon to approve Ordinance O-2010-03 adopting the amendment to Chapter 32 of the Deerfield Village code of ordinances. All ayes, motion carried.

**COMMUNICATIONS**

Clerk McCredie informed the Board that a bill to the Apple Store to purchase items needed by the Cable Committee in the amount of \$6,331.00 was inadvertently overlooked and asked for the Board's approval.

Motion by Kiefer, second by Tebon to approve the payment to the Apple Store in the amount of \$6,331.00. All ayes, motion carried.

**STAFF REPORTS**

**A. ADMINISTRATOR'S REPORT**

Vander Sanden reported that leaf pick-up will start on Monday, October 25<sup>th</sup>, "Trick or Treat" hours have been set at 4:00 pm to 7:00 pm on October 31, 2010 and that he is planning a Budget work session, similar to the one he had last year, for Wednesday, October 27, 2010 at 5:30 pm.

**ADJOURN**

Motion by Kiefer, second by Smythe-Eagle to adjourn at 8:39 pm. All ayes, motion carried.

/S/ Elizabeth McCredie  
Village Clerk/Treasurer