

**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, JUNE 13, 2016 AT 7:00 P.M.**

CALL TO ORDER – NOTING OF ROLL BY CLERK/SIGN IN SHEET

The meeting was called to order at 7:00 pm by Acting President Tebon. Roll call: Evensen, Wilkinson, Fry, McMullen, Wieczorek and Tebon present, Frutiger absent. Also present: see sign-in-sheet on file in the Clerk's office.

CONSENT AGENDA

Motion by Tebon and seconded by Wilkinson to approve the June 13, 2016 agenda with the removal of the May Treasurer's report. All ayes, motion carried.

A. APPROVAL OF MINUTES FROM MAY 23, 2016

Motion by Evensen and seconded by Wilkinson to approve the minutes from May 23, 2016 as amended. All ayes, McMullen abstained, motion carried.

B. APPROVAL OF VOUCHERS

The Board members reviewed the vouchers submitted for payment and approved by the Finance Committee.

Motion by Wilkinson and seconded by McMullen to approve the payment of check #50934 to #50977 totaling \$69,740.22. All ayes, motion carried.

C. TREASURER'S REPORT FOR MAY 2016

No Treasurer's report available.

D. COMMITTEE REPORTS

1. CABLE 06/01/16

Fry reported that the Cable committee discussed securing Jim Mead to assist with the overall planning regarding the purchase of new equipment and started reviewing the intergovernmental agreement with the School.

2. COMMUNITY CENTER 06/01/16

Evensen reported that the Community Center is looking at hiring a planner to work on the new facility, summer camp has started, the Eagle Scout project at the Community Park is underway, and the Community Center will take over the ownership of the refrigerator, previously owned by 4-H, that is located in the Community Park shelter.

3. JOINT INTERACTIVE 06/06/16

Wilkinson reported that the responses to the referendum questionnaire came back very positive, Doreen Treuden has been named the new Business Manager and they are still working with the DOT on the installation of an electronic sign on Simonson Blvd.

4. PLANNING COMMISSION 06/13/16

Tebon reported that the Planning Commission discussed BCP Transportation's requests for an above ground fueling station and signage at River Birch Ct., a request from MPI to expand their driveway access on Golf Road, an extraterritorial zoning CSM on London Rd. and a letter received regarding several concerns within the Village.

5. FINANCE 06/13/16

Tebon reported that the Finance Committee discussed and approved several cigarette, liquor and operator's license application and recommend that the Village look at an extension to the Cell Tower agreement.

PUBLIC APPEARANCES

A. PUBLIC COMMENTS

UNFINISHED BUSINESS, REVIEW & ACTION THERE ON

NEW BUSINESS

A. RESOLUTIONS

B. LICENSES & PERMITS

1. DISCUSS/CONSIDER ISSUANCE OF A CIGARETTE LICENSE TO JEROME STOIKES CO LLC, d.b.a. MOBIL ON MAIN, 216 S MAIN ST., LOEDER OIL CO, INC. d.b.a. LOEDER BP DEERFIELD/WILLIAM LOEDER, 109 N MAIN ST., LTZ INVESTMENTS LLC, d.b.a. KURTS NEVER INN, 26 N. MAIN STREET AND RAIL HOUSE BAR, LLC, 12 S. INDUSTRIAL PARK ROAD FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017

The Board reviewed the annual requests for a Cigarette license from Mobil on Main, Loeder Oil, Kurt's Never Inn and the Rail House Bar, found no reasons for denial and recommended their issuance.

Motion by McMullen and seconded by Evensen to approve the issuance of an Cigarette license for the period of July 1, 2016 to June 30, 2017 to Jerome Stoikes Co LLC, d.b.a. Mobil on Main, 216 S Main St., Loeder Oil Co, Inc. d.b.a. Loeder BP Deerfield/William Loeder, 109 N Main St., LTZ Investments LLC, d.b.a. Kurt's Never Inn, 26 N. Main St. and Rail House Bar, LLC, 12 S. Industrial Park Road. All ayes, motion carried.

2. DISCUSS/APPROVE ISSUANCE OF A CLASS "A" BEER AND "CLASS A" LIQUOR LICENSE TO JEROME STOIKES CO LLC, d.b.a. MOBIL ON MAIN, 216 S MAIN ST. AND WILLIAM LOEDER, LOEDER OIL CO., INC d.b.a. LOEDER BP DEERFIELD, 109 N MAIN ST. FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017

The Board reviewed the annual requests for a Class "A" Beer and a "Class A" liquor license from Mobil on Main and Loeder Oil and found no reasons for denial and recommended their issuance.

Motion by Wilkinson and seconded by Evensen to approve the issuance of a Class "A" Beer and a "Class A" liquor license for the period of July 1, 2016 to June 30, 2017 to Jerome Stoikes Co LLC, d.b.a. Mobil on Main, 216 S Main St. and Loeder Oil Co, Inc. d.b.a. Loeder BP Deerfield/William Loeder, 109 N Main St.. All ayes, motion carried

3. DISCUSS/APPROVE ISSUANCE OF A CLASS “B” BEER AND “CLASS B” LIQUOR LICENSE TO MCK CONSULTING, LLC d.b.a. SHACK’S TAP, 36 N. MAIN ST., LTZ INVESTMENTS LLC, d.b.a. KURT’S NEVER INN, 26 N. MAIN ST., JUDY HOTTMAN d.b.a. THE PICKLE TREE, 625 S. MAIN ST., CHRISTINA ADDISON, d.b.a. TINA’S DEERFIELD PUB & GRILL, 15 N. MAIN ST. AND ARNOLD SCHULZ, d.b.a. RAILHOUSE BAR, LLC, 12 S. INDUSTRIAL PARK RD. FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017

The Board reviewed the annual requests for a Class “B” Beer and a “Class B” liquor license from MCK Consulting, LLC d.b.a. Shack’s Tap, LTZ Investment LLC, d.b.a. Kurt’s Never Inn, Judy Hottman d.b.a. the Pickle Tree, Christina Addison, d.b.a. Tina’s Deerfield Pub & Grill and Arnold Schulz, d.b.a. Rail House Bar LLC and found no reasons for denial and recommended their issuance.

Motion by Evensen and seconded by Fry to approve the issuance of a Class “B” Beer and a “Class B” liquor license from MCK Consulting, LLC d.b.a. Shack’s Tap, 36 N. Main St., LTZ Investment LLC, d.b.a. Kurt’s Never Inn, 26 N. Main St., Judy Hottman d.b.a. Pickle Tree, 625 S. Main St., Christina Addison, d.b.a. Tina’s Deerfield Pub & Grill, 15 N. Main St. and Arnold Schulz, d.b.a. Rail House Bar LLC, 12 S. Industrial Park Rd. All ayes, motion carried.

4. DISCUSS/CONSIDER A REQUEST FOR AN OPERATOR’S LICENSE FOR THE PERIOD OF JULY 1, 2016 TO JUNE 30, 2017 FOR “SEE ATTACHED LIST”

The Board reviewed the requests for an Operator’s license for the period of July 1, 2016 to June 30, 2017 and found no reasons for denial.

Motion by McMullen and seconded by Evensen to approve the issuance of an Operator’s license for the period of July 1, 2016 to June 30, 2017 for all the applicants listed on the “License List 2016/2017” kept on file in the clerk’s office. All ayes, motion carried.

C. REVIEW & ACTION:

1. DISCUSS/CONSIDER REQUEST FROM THE DEERFIELD SOFTBALL CLUB TO FORGIVE PARK’S USER FEE

Chris Flannery came before the Board to request that the Deerfield Softball club be allowed to use the Firemen’s Park softball field at no charge for the next 3 Monday nights. Flannery stated that the club only needs the use of the field and do not need the lights or the bathrooms during this time.

Motion by McMullen and seconded by Fry to allow the Deerfield Softball Club to use the Firemen’s Park softball field at no charge for the next three (3) Monday nights for U10 girls games. This is a one (1) time only deal with no precedence being set and includes only the use of the field with no preparation being done by the Village and no lights or bathroom unless a paying customer schedules the field. All ayes, motion carried.

2. DISCUSS/CONSIDER REQUEST FROM DEERFIELD CARES TO FORGIVE PARK RENTAL FEE

Dave Lemke came before the Board to request that Deerfield Cares be allowed to use the Community Park shelter, on June 24th, for a free community meal and movie.

Motion by Wilkinson and seconded by McMullen to approve waiving the park rental fee for Deerfield Cares on June 24th. All ayes, motion carried.

3. INITIAL REVIEW OF RESOLUTION R2016-10 REVISING LOCAL LEGAL POSTING REQUIREMENTS

Tebon explained that resolution R2016-10 allows the village to post a legal notice in lieu of publication so, instead of posting a notice in three public places it would be posted in one public place and publish the notice on the Village’s website.

Motion by McMullen and seconded by Wilkinson to approve placing resolution R2016-10 on the next Board agenda for final approval. All ayes, motion carried.

3. DISCUSS/CONSIDER REQUEST FROM BCP TRANSPORTATION – NANCY SPELSBERG FOR A CONDITIONAL USE PERMIT IN THE M-1 INDUSTRIAL DISTRICT TO ALLOW AN ABOVE GROUND FUELING STATION AT 1 GOLF DRIVE AND SIGNAGE AT RIVER BIRCH COURT

A public hearing was held at the Planning Commission level on a CUP, from BCP Transportation, for an above ground fueling station at 1 Golf Drive. The commission approved the request contingent upon four conditions being met.

Motion by Evensen and seconded by Tebon to approve BCP Transportation’s request for a CUP to allow for an above ground fueling station at 1 Golf Drive contingent upon the following conditions:

- The paths need to be paved with concrete or blacktop
- Dane Co. be contacted regarding Stormwater issues
- Town & Country be contacted regarding the wetland setback requirements
- The canopy remain entirely outside the required setback

All ayes, motion carried.

The Planning Commission also discussed and approved signage for BCP Transportation at 100 River Birch Court contingent upon a landscaping plan be submitted and the identify sign sections reflecting names and/or insignia of the company using the site.

Motion by Evensen and seconded by Wilkinson to approve the signage submitted by BCP Transportation, 100 River Birch Court contingent upon a landscaping plan be submitted and that the identify sign sections only reflect names and/or insignia of the company using the site. All ayes, motion carried.

4. DISCUSS/CONSIDER DEER-GROVE EMS SPECIAL EVENT SERVICES/FEES

Deer-Grove EMS is looking into creating a policy allowing them to charge for providing service during special events. Wieczorek stated that he would be willing to work with Chief Erschen on developing this policy.

5. DISCUSS/CONSIDER EXTENSION OF MEMORANDUM OF UNDERSTANDING BETWEEN THE VILLAGE AND TRUCKSTAR COLLISION CENTER AS IT RELATES TO 40 W NELSON STREET

The Memorandum of Understanding (MOU) between the Village and Truckstar Collision Center, as it relates to 40 W Nelson Street, expires on June 30, 2016 and in order for the project to be complete it needs to be extended. The board agreed to this extension and to have the Village Attorney prepare a revised MOU.

6. DISCUSS/CONSIDER EXTRATERRITORIAL ZONING CSM APPLICATION #9891, 468 LONDON ROAD – BROWN REVOCABLE LIVING TRUST

The Planning Commission reviewed and approved the extraterritorial zoning CSM application #9891 at 468 London Road. The CSM changes the lot lines that clean up a 66' access to London Road that is no longer required by Dane County.

Motion by Tebon and seconded by McMullen to approve the extraterritorial CSM application #9891. All ayes, motion carried.

ORDINANCES

COMMUNICATIONS

The Village received a letter addressing 5 concerns which the Planning Commission discussed and made the following recommendations:

- The Village will work with Dane Co. regarding the landscaping & maintenance at the car lot located on Highway 73
- A letter will be sent to the owner of the Mobil gas station informing him that he must comply with the conditions set forth in their CUP by July 30th
- Items #3, #4 and #5 no violations so no action will be taken

STAFF REPORTS

A. ADMINISTRATOR'S REPORT

McCredie reported on the following items:

- Ayes Associates received results for the sampling at 40 W Nelson which showed additional soil material beneath the building and a couple of a couple of minor areas elsewhere on the site, but nothing of major concern but the main concern remains with regards to the groundwater plume. The demolition plans and specs have been started and the good news is all the asbestos within the building is non-friable.
- PSN, the company the Village uses for customers to pay their utility bill through is now offering customers the option to make a payment without setting up a profile.
- The new tower, in the Village's Business Park being erected by DaneCom is close to completion and the lease between DaneCom and the tower owner is being modified to note a slight change in direction of an antenna already installed

ADJOURN

Motion by Evensen and seconded by Tebon to adjourn at 8:05 pm. All ayes, motion carried.

/S/ Elizabeth McCredie
Village Administrator/Clerk/Treasurer