

## **Village of Egg Harbor Regular Board Meeting Minutes**

Monday, January 11, 2010 6:00 p.m.

Paul J. Bertschinger Community Center

**APPROVAL PENDING**

Present: President Nancy Fisher, Barbara Cammack, Bob Dickson, Mike Fitzgerald by phone, Chris Anderson, Joshua Van Lieshout, and Pat Gureski.

Also Present: Todd Taves of Ehlers Associates, Peter Devlin of Door County Advocate, Shirley Senarighi, Susan Kohout

The meeting was called to order at 6:00 pm by President Nancy Fisher.

Pledge of Allegiance

### 1. Approval of the Agenda

Cammack moved to approve the agenda as published and posted, seconded Dickson. Motion passed unanimously.

### 2. Approval of Minutes December 14, 2009 Village Board meeting,

Dickson moved to approve the Minutes of the December 14, 2009 meeting, seconded Anderson. Motion passed unanimously.

### 3. Open Session (10 Minutes) There being nothing the meeting continued.

#### 4. Village Officers and Commissions

a) i) Presentation by 2010 U.S. Census Complete Count Committee Fisher introduced Shirley Senarighi and Susan Kohout representing the 2010 U.S. Census Complete Count Committee and the League of Women Voters who made their presentation via power point as prepared by the Complete Count Committee.

#### ii) Resolution Awarding the Sale of \$4,280,000 General Obligation Refunding Bonds, Series 2010

President Fisher introduced Todd Taves of Ehlers Associates.

Taves reported the opening of bids took place this morning and presented the Sales Report. The low bidder was M&I Bank of WI. Taves reported that prior to the sale, the Village received a renewed AA- rating from Standard & Poor's Public Finance. Fisher moved to approve awarding the sale of the General Obligation Refunding Bonds in the amount of a net of \$4,185,000, seconded Fitzgerald. Motion passed unanimously.

iii) Joint Village/Town Operations Fisher reminded the board of the date for the joint meeting of January 20, 2010 at 6:00 p.m. at Carlsville.

iv) Knox box letter Fisher will remind Fire Chief of the Village's request for a list of non compliant Village businesses.

v) Amendment to Section 32 establishing an Arts Committee/Commission Fisher asked for comments from the Board.

Addressing Fisher's Dec 11, 2009 suggestions for a commission, Fisher explained the commission would work with Terry Lundahl and expand for multiple cultural events within the Village. Terry Lundahl could be a member of the commission the primary function would be like creating things for our public spaces. Anderson asked that one of the trustees might be a member of the commission. Fitzgerald suggested adding that Fisher represents the Board within the Commission. Fisher asked the Board to make further input and look at formalizing the commission for the February meeting. Fisher stated that Kathy Mand Beck has experience in serving on an arts commission and has offered resources and her services for guiding the Commission.

Van Lieshout asked the board to consider what authorities the commission would be granted and to what degree the Board wants to control the decision making and how the new group would interact with other departments in the Village.

Fisher suggested monthly reports to the Board and also work with the Plan Commission and Public Works Committee. Her thinking was the group might be a listening group the first year and offer enhancements to what the Village is already planning.

Fitzgerald stated the Village Board may need to have a check and balance system in place.

Fisher stated that there will be welcomed public input and the commission will work on developing a master plan, and perhaps at the February board meeting we can have something more formalized. Van Lieshout will draft the starting paperwork.

Fitzgerald stated the plan could include a theme for the Village.

Dickson asked the Board to consider how they want it to read as to whether it is a committee or a commission. Van Lieshout read his list of notes from which he can start working. Fisher referenced the Cedarburg ordinance language that could be incorporated into our ordinance.

Dickson reiterated that the commission would be only advisory and would not be able to override the plans for public places that were planned by other Village departments, that the Board would have the end decisions. Fisher stated Terry Lundahl will be in attendance at the February meeting with plans for 2010.

vi) Approval of disbursement of budgeted funds for the Egg Harbor Historical Society

Fisher referenced the Egg Harbor Historical Society letter of December 12 requesting the budgeted donation in the amount of \$500 for this Society. Fisher moved to approve, seconded Cammack. Motion passed unanimously.

b) Utility Committee

i) Comments and remarks from Committee chair

ii) Headworks Improvement Project Van Lieshout reported on the start up activities of the project. All components are in place and working. There are some minor hiccups but overall the major project is a success. The old headworks will be demolished and closed up in the late spring and early summer. The indoor work will be done sooner such as removing the old ferric chloride tank.

Fisher inquired about working towards allowing payments online for the sewer bills. Van Lieshout reported that the technology is available to the Village but has not yet been implemented.

c) Plan Commission

i) Comments and remarks from Committee chair Anderson reported the Commission is continuing to work with Kevin Vonck of Green Bay. He is consolidating information that is being collected and will report in the future. The Pedestrian Bike Plan; we received some maps and are moving forward with the project. Fisher suggested an early summer meeting with Kevin Vonck for the public before the plans are finalized.

d) Harbor Committee

i) Comments and remarks from Committee Fitzgerald referenced the harbor and breakwall Phase I construction has been completed as to the schedule and under budget for that which was planned for the winter months. The second layer of armor stone on the outside wall and single layer on the inside will need to be placed in the spring. The contractors will return as soon as the ice breaks in Spring to continue the planned work.

Fisher introduced the possibility of putting together an emergency kit for such circumstances as that which occurred when the tug sunk in the harbor earlier this month; that could be available at a moment's notice. Fitzgerald added that the Egg Harbor Fire Department responded to the emergency situation to assist the recovery as well as the Coast Guard, Sheriff's Department and all that were involved.

e) Public Works Committee Comments and remarks from Committee Chair Cammack reported the Committee watched the League of WI Municipalities Insurance power point presentation at their December meeting.

Van Lieshout reported the public works personnel are working on six chairs for Beach Park. The chairs will be painted the Village logo colors. There are plans being developed for changing rooms and working on materials for gating Dock Road down by the Harbor.

e) Administration Committee

g) Clerk-Treasurer

i) Budget Year to date and other Financial Reports Reports were accepted by the Board.

ii) Set Date for Open Book and Board of Review The dates of May 22 for Open Book and June 7 for Board of Review were accepted by the Board.

III) Fisher moved to postpone the application of Conch for a wholesale license to the February meeting pending advice from the Village attorney, seconded Cammack. Motion passed unanimously.

h) Administrator

i) Approval of Lease agreement for Event Parking Lot Van Lieshout presented the Lease Agreement by the Fitzgerald Family Trust and asked the Board to confirm the agreement. Fitzgerald has recused himself from this discussion. Fisher moved to approve the lease agreement at the cost of \$1125 for the year 2010, seconded Dickson. Motion passed unanimously.

ii) Firearms discharge ordinance Van Lieshout presented a draft of the ordinance. Fisher suggested the May meeting for a public hearing. Van Lieshout pointed out that ultimately hunters need permission for hunting from the property owner. Consensus was that the hearing will be at the May 10<sup>th</sup> Board meeting.

iii) Closed Session per 19.85 (1)(g) for the purpose of deliberating or negotiating the purchasing of public Properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session as related to Fire Station Number 1 and the Intergovernmental Agreement.

iv) Closed Session per 19.85 (1)(g) for the purpose of deliberating or negotiating the purchasing of public Properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session as related to the annexation of municipal territory

v) Closed Session per 19.85 (1)(g) for the purpose of discussing matters concerning a Petition For Administrative Review/Contested Case Hearing and Request for a Stay filed by Peninsula Shores Condominium Association, Inc. related to a permit amendment issued by the Wisconsin Department of Natural Resources for the construction of the Egg Harbor Marina and Harbor Improvement Project.

At 7:38 p.m. Fisher moved to go into closed session for the above three issues, seconded Anderson. All trustees voted aye by roll call vote: Fisher, Anderson, Cammack Fitzgerald and Dickson.

At 8:16 p.m. the Board returned to Open Session.

Fisher stated the Village is waiting to hear that a date for the hearing on the marina has been set regarding the DNR and will make it known when we know.

5) Open Session Fitzgerald reported attending the Egg Harbor Business Association's December meeting. The Association will be contacting the Village about future relations, and in particular the August 14 marina grand opening. Karen Peterson will be at the February board meeting. Other discussion is that the Association will be looking for a food sales vendor for the Summer Concerts at Peg Egan Performing Arts Center.

6) Adjournment.

Fisher moved to adjourn at 8:22 p.m., seconded Anderson. Motion passed unanimously.