

Village of Egg Harbor Regular Board Meeting Minutes

Monday, May 10, 2010 6:00 p.m.

Paul J. Bertschinger Community Center

APPROVAL PENDING

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

Also Present: Peter Devlin of Door County Advocate, Bill Cammack, Peter and Myra Cristall, Michael McCole, Carol Straubel, Joe Melendes, Joyce Risser, Steve and Diane Smith, Mary Ann Scherer, and a few other persons.
Pledge of Allegiance

The meeting was called to order at 6:00 p.m. by President Nancy Fisher to Open the Board of Review and conduct a public hearing on amending the Code to regulate the discharge of firearms.

Board of Review for the 2010 Assessment Roll and Adjourn to a Later Date

Fisher moved to adjourn to Monday June 7 at 2:00 p.m., seconded Cammack. Motion passed unanimously.

Public Hearing on Discharge of Firearms

Fisher described the areas on the map that shows the areas that would allow the discharge of firearms for hunting purposes.

Bill Cammack stated that due to the growth in the Village and especially in the Point Beach area he feels there should not be any hunting or discharge of firearms.

Mike McCole who has a dwelling on White Cliff Road asked where Point Beach is and stated he supports the privilege of being able to hunt. He hunted last fall on White Cliff area. The closest area to them is Anchorage Cove.

Peter Cristall asked how people would know what areas are open for hunting.

Fisher responded we will make sure they are clearly marked and the map will be posted on the web site.

Van Lieshout stated that the ordinance is for the purpose to regulate the discharge of fire arms. It is not a hunting regulatory document. He described the definitions of a firearm as noted in the ordinance.

Peter Cristall then asked who enforces this ordinance in the Village. Van Lieshout responded the five Trustees and himself.

At 6:19 Fisher closed the public hearing.

1. Approval of the Agenda Dickson moved to approve the agenda as posted, seconded Fitzgerald. Motion passed unanimously.

2. Approval of Minutes April 12, 2010 Village Board meeting Mike Fitzgerald stated on page 3 item v) the delay time for non-compliance is not listed in the minutes.

Cammack noted page two line two add the word, "Harbor" to Egg Historical Society.

Fisher moved to table approval pending making the noted amendments.

3. Open Session (10 Minutes) Mary Ann Scherer spoke to the proposal for the status of the Fire Department by the Town annual meeting and stated that the 50/50 cost sharing that has been in the past has worked well, but she thought because there was not firemen in the Village that perhaps the Village should pay the 60 percent and the Town pay the 40% cost sharing. Her other concern was the proposal that came from the Town might change what the insurance rating and she doesn't think it will be a good idea to accept the proposal as presented from the annual Town meeting.

Peter Cristall stated it was his understanding that the Village is considered urban with regard to fire ratings, instead of rural.

Fisher commented she attended the Egg Harbor Business Association spring dinner and shared the material marina updates she provided to the businesses attending the dinner.

Fisher stated the Sign ordinance public hearing will be at the June 14 board meeting.

Fisher spoke to the ferrell cats issue in the Village and this issue will be taken up on May 13 by a local veterinarian in the Sister Bay area.

On June 8 there will be a public presentation by the Door County Soil and Water Department on the Beach Improvement Program.

Cammack asked if the Village could develop a plan for handling branches and brush for Village residents. This issue was directed to the Public Works Committee.

4. Village Officers and Commissions

a) Village President

i) Appointment to Commissions, Committee – Coastal Byways Council Representative – Bob Dickson Fisher moved to appoint Bob Dickson to the Coastal Byways Council for the term ending May 2013, seconded Fitzgerald. Motion passed unanimously.

ii) Reappointment of Village Engineer Fisher moved to reappoint McMahon Engineers and Scientists as Village Engineer, seconded Dickson. Motion passed unanimously.

iii) Discussion regarding public safety services Fisher referenced discussion of this topic at the April meeting and has since spoken with Mike Serpe at the County level and is researching the possibility of working with the County public safety services as a service by the County Sheriff's department on a trial basis.

iv) Knox Box Fisher stated Steve Schopf spoke at the Egg Harbor Business Association dinner and spoke about Knox Boxes for the community.

v) Report on YCMA Blossom Run Event Fisher reported there were about 150 participants at the Blossom Run that started at the Peg Egan Performing Arts Center.

b) Utility Committee

i) Pavement of service road to wastewater treatment plant – Dickson stated the committee recommends the acceptance of the proposal from the Door County Highway Dept for \$61,725.00 for the repairs as necessary. This project has been planned for few years. Dickson moved to approve the contract for Door County Highway Department to lay 4" of asphalt to be used to repave the driveway not to exceed \$61,725.000, seconded Cammack. Motion passed unanimously.

ii) Repainting of clarifier dome – Dickson stated the dome needs to be cleaned and painted every so many years, and moved to approve the proposal from Klinger Painting Co., Inc for \$13,390.00, seconded Fitzgerald. Motion passed unanimously.

Van Lieshout stated the committee reviewed the 2009 audit and decided for the time being the rates and revenues will cover the operating expenses for the next few years.

c) Public Works Committee

i) Comments and remarks from Committee Chair – new changing rooms are being added to the Beach property. There is a new sign being built for Harbor View Park. The committee discussed trying using hanging plants in the Village. A few might be tried for now to see how they work out.

ii) Peg Egan Performing Art Center Long Range Plans - The committee is discussing the addition of changing rooms in the near future.

Fisher suggested we develop a plan for use to present to contractors and this is a few years out for the actual development of the rooms.

iii) Beach Improvement Project - The Beach Improvement project is being corrected where the washout occurred. There will be additional parking spaces on the west side of the beach park area.

iv) Park and directional signage – The Harbor View Park new sign is being constructed.

v) Memorial Day preparations

a) Restroom openings – Van Lieshout that the public works crew will have the bathrooms open soon.

b) Community Center and Harbor View Park landscaping will be complete by Memorial Day weekend.

The crew has been ahead of schedule in the Spring preparations.

Last Thursday he met with a prospective contractor to put in the final filtration in the beach to make this correction.

Dickson asked about the surveying that took place on South Trail recently. Van Lieshout reported that the plan is in the works to determine where the exact road right-of- ways is on South Trail. There was some topography

done on Church street and South Trail for future sewer service planning. There was also some surveying on North Point Lane for possible finishing.

Fisher stated that the signs for the handicapped spaces at Peg Egan Performing Arts Center are down and need to be put up again.

d) Harbor Committee

i) Comments and remarks from Committee Several subcontractors are on site at work and the entire project is on track.

ii) Review of Division of Hearings and Appeals decision in the outcome of the April 19, 2010 Contested Case Hearing Van Lieshout stated the Village has not heard from the judge on the hearing decision. The petitioners were able to make a rebuttal after the Village submitted its appeal for dismissal.

iii) Harbor and Marina Improvement Project Status and Update The floating docks are in. The cut-off wall is being installed. It is a ten day process and the contractor has about six more days to complete. There are bad weather days during which the work slows or cannot be done at all.

It is planned for the early arrivals to have a slip somewhere, maybe as an interim while construction is ongoing. The launch ramp is presently disassembled and the castings are soon to arrive. Some things are way ahead of schedule.

iv) Harbor and Marina Operations Plan

a) Shuttle Service – Fisher asked if the plan for a shuttle service is in the works. Van Lieshout stated we have a source identified that if we need the service but with the parking design it may not be necessary for off site parking for the major portion of this season. Fisher referenced the Harbor Committee meeting minutes of April 28 and questioned item 8 that mentioned the not yet in service Wi-Fi.

Van Lieshout stated the correct terminology was the online reservation system that was discussed and reported the plan to have a reservation system is being explored. It is suggested to take reservations requests personally at which time the staff will decide how and where that transient will best fit at the time they are requesting space.

b) Review of Sea Scout slip request - Mike Fitzgerald stated Ken Mathys brought the request to the Harbor Committee and it was decided to forego the request at this time. Fisher referenced some email correspondence for the sea scout request to use a slip and stated she will relay that decision to Mr. Atkins, who represents the sea scouts located in the Sheboygan area. Van Lieshout expanded on the discussion at the Harbor Committee meeting and their concern as to what would result by the bond holders if the Village decides to give away a slip for no profit when realizing a maximum amount of income was relevant to receiving the loan.

v) August 14, 2010 Marina Grand Opening Plans Fisher stated she met with Josh Van Lieshout and Terry Lundahl regarding the event. Tomorrow a meeting will take place with Bob Doneff on the Hackley memorial participation. Fisher stated there will be a band and activities for the children, etc. There is a sequence of events being planned from about 10:00 a.m. through 3:00 p.m.

vi) Announcement of Award of Coastal Management Grant Van Lieshout reported from his February meeting at Madison, we received a grant in the amount of \$25,000 for the Coastal Management Grant to install the storm water filtration system at the marina.

vii) Community Youth Sailing Program Fitzgerald commended Josh and Steve for obtaining four boats for a new program. Steve Smith reported three X boats were purchased by the Village for light racing with three trailers and sails. A fourth boat was purchased by the Smith family for retrofitting who will later donate it to the Village. This program will be in the works for the summer of 2011.

e) Plan Commission

i) Comments and remarks from committee Chair – Anderson stated the Commission completed the draft for the sign ordinance changes that will be brought to the Board June 14 meeting. The board members have received the draft, there are some clerical changes coming from Dr. Vonck that will be provided to you.

Dickson stated that the public has led him to believe that the signage will be increasing significantly. Anderson explained what is in the plan.

ii) Downtown strategy project update – Anderson reported the Commission will hold a public hearing May 25 on the downtown strategy plan for recommendation for adoption by the Board after that.

iii) Announcement of Sign Ordinance public hearing in June

f) Clerk-Treasurer

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

ii) Consider Application for a Temporary Class "B" Beer License – Egg Harbor Lions Club for July 4 at Harbor View Park Fisher moved to approve the application for the temporary Class "B" license for the Lions Club July 4 at Harbor View Park, seconded Cammack. Motion passed unanimously.

g) Administrator

i) Approval of Firearms Discharge Ordinance Fisher referenced the brochure for Mariner Motel that advertises 60 acres of hiking/walking trails and posed objection to the inclusion of that property. Mike Fitzgerald asked that if the other areas are not included in the allowed discharge areas, does that exclude deer hunting. Van Lieshout stated yes. Van Lieshout stated the Village of Hobart is going through a similar process, using the zoned approach. Anderson inquired about the ability of any property owner to seek the variance to the ordinance. Van Lieshout stated it does not have such a provision. Anderson moved to adopt the ordinance excluding the mariner property location in the discharge permitted area, seconded Fitzgerald. Motion passed unanimously.

ii) Exchange of Values for dinghy cranes at the marina Van Lieshout stated he negotiated barter with Dale Hanke for two dinghy cranes for a value of \$1,500 for launching dinghies, etc. in exchange for a reduction on his 2010 seasonal slip rental at the marina.

iii) Discussion regarding Online payment of fees for services and PCI compliance matters Van Lieshout stated he has contacted a firm twice concerning online payment services, and has not heard from them. We are exploring the need to determine what we need to do to be PCI compliant by July 1st.

iv) Summer employee for administrative staff Van Lieshout reported he tendered an offer to a young man to work in the office, but Schneider trucking hired him before us. He is exploring another lead.

Fisher reported the parking barricades was requested to be moved down the hill enough so cars can access the upper parking areas.

At 8:01 p.m. Fisher moved to go into closed session for the two following issues, seconded Cammack. Voting on the motion: Fisher aye; Dickson aye, Cammack aye; Anderson absent, and Fitzgerald aye.

5. 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.

6. Closed Session per 19.85 (1)(c) considering employment, promotion, compensation, or performance evaluation

a) Approval of closed session minutes – April 12, 2010

7) Open Session At 8:33 p.m. the Board returned to Open Session.

Fisher referenced that Sturgeon Bay has new signage for their bicycle plans. Anderson pointed out that the Village's bicycle plan provides opportunities for securing grant money for signage associated with the bicycle plan.

8) Adjournment. Fisher moved to adjourn at 8:37 p.m., seconded Cammack. Motion passed unanimously.

Recorded by Patricia C. Gureski, Clerk-Treasurer