

APPROVAL PENDING

Call to Order and Roll Call President Fisher called the meeting to order at 6:03 p.m. with roll call followed by Pledge Allegiance to the flag.

Present: President Nancy Fisher, Trustees Bob Dickson, Herb Mueller Chris Anderson, and Mike Fitzgerald; Administrator, Josh VanLieshout and Clerk-Treasurer Pat Gureski.

Also present: Peter Devlin of Door County Advocate, Jon Bartz of Martenson & Eisele, Inc., Bill Bertschinger, Emily Pitchford, Hilary Hornbeck, Joe Melendes, and Gloria Hansen.

Public Hearing on Master Comprehensive Plan Called to order by President Fisher. Emily Pitchford stated that the Land Use map needs to accurately identify commercial properties. Discussion focused on the differences between residential dwellings used commercially in a residential area versus residential dwellings used commercially in a commercial area. There being no other testimony, Fisher moved to close the public hearing, seconded Mueller. Motion passed unanimously.

1. **Approval of the Agenda** Clerk Gureski asked to add Anthony Gonzales to 5((b) for operator's beverage license. Mueller moved to approve the agenda as amended, seconded Dickson. Motion passed unanimously.

2. **Approval of Minutes July 14, 2008 Regular Board Meeting, July 24 Special Board Meeting, and August 4 Special Board and Harbor Committee Meeting** Fisher moved to approve the minutes of July 14, 2008 regular board meeting, seconded Mueller. Motion passed unanimously. Fisher moved to approve the minutes of the July 24 Special Board meeting, seconded Anderson. Motion passed unanimously. Fisher moved to approve the minutes of the August 4 Special Board and Harbor Committee meeting, seconded Dickson. Motion passed with Mueller abstaining.

3. **Open Session.** Bill Bertschinger addressed agenda Item 7(c) stating the Seasonal Rate consideration will put a hardship on the Alpine Resort. Bertschinger stated that the water to the Lodge and buildings is totally shut off during the winter time.

Dickson commented that one of the things that might apply to commercial businesses is to look at the sales tax revenues, and he has heard from several parties in the past few days with similar concerns as to how a change in the seasonal rates would affect their business.

Fisher commended personnel for National Marina Day and the ground breaking for the marina construction. August 17 is a summer sunset concert and the September board meeting is rescheduled to the 15th.

4. **Action on Alcohol Licensing:**

a) Fisher moved to approve the Event and Temporary Class "B" Beer license for Egg Harbor Men's Club for August 30 and Temporary Operator's License to Jeff Paschke, seconded Mueller. Motion passed unanimously.

b) **Consider new Operator's licenses** Fisher moved to approve operator's license for Steve Tanck, seconded Mueller. Fisher moved to approve operator's license for Jurgita Downham, seconded Anderson; Fisher moved to approve operator's license for Edward Downham, seconded Dickson; Fisher moved to approve operator's license for Anthony Gonzales, seconded Mueller. Motion passed unanimously.

6. a) **Plan Commission Recommendation to Adopt 2008-2028 Master Comprehensive Plan**

Fisher gave the history of the work by the Plan Commission on developing the Master Comprehensive Plan. Fisher asked Jon Bartz of Martenson and Eisele, Inc. to speak to the Plan. Bartz stated the Village should take into consideration with the implementation of the Plan is the importance of land use plan. It may not be

the same as that which is there currently, using the goals, objectives and policies as guidance. Secondly, he spoke of the extraterritorial boundary. It means that there are three powers in the extraterritorial zone, the first is to review land divisions either by CSM or by plat.

The Municipality can use the Plan to review and deny a plat plan because it is inconsistent to the land use plan. Another provision is that towns are not happy with the court case and were successful to introduce legislation to overrule that power, it may come back in the next session of the Senate.

The Village has power to officially map locations for streets, utilities and parks, etc that is within the extraterritorial zone.

The third is extraterritorial zoning. That encourages the Town and Village to come to an agreement.

The fourth area is boundary agreements. The recommendation is to continue discussion on boundary agreements both with the Town of Egg Harbor and Town of Gibraltar.

In order to regulate zoning you would have to form an extraterritorial committee with Town and Village members to develop zoning that would apply in this area. This has to be by mutual agreement.

Dickson stated he agrees with Martenson & Eisele on how the maps were developed. This doesn't preclude entities from renting out facilities, but it otherwise might lead to more commercial zoning.

Fisher stated that after the Plan ordinance is adopted, Martenson & Eisele will provide an informational handout for the Village to provide to the public.

7. Village Officers and Committees

a) Village President

i) Ordinance Adopting Master Comprehensive Plan -

Fisher commented that the Village Attorney reviewed the plan and ordinance, and it is in compliance. Fisher moved, Fitzgerald seconded to adopt Ordinance 2008-10 for the Master Comprehensive Plan. Motion passed unanimously.

ii) Discussion regarding regulation of fireworks – Fisher stated that at the July board meeting the consensus of the board was that a County regulation was the best way to approach the issue. The County Board has received a letter requesting some action on the issue.

Bruce Hill has resigned as Door County Tourism Commissioner. Fisher stated she will be taking names for an appointment. Budget work is beginning.

b) Harbor Committee

i) Marina Rebuild Project Update.

Fitzgerald stated the ground breaking at the marina turned out well with good attendance.

ii) Marina Operations Report Van Lieshout referenced the harbormaster report dated August 4. The harbor business sales are down this year. July was a good month and hopefully August will pick up too. One of the riparian owners filed a review request to the WDNR on the permit issued in July. The Village now has to wait and see.

Van Lieshout also mentioned that the harbor personnel are making every effort they can to ensure clean water/clean air atmosphere.

c) Utility Committee

i) Consideration and action on a recommendation from Sewer Committee regarding continuance of seasonal rates Dickson stated the Committee has had a lot of discussion on this and commented that he has heard from several commercial customers that are truly seasonal users. There may be some way we can develop a monitoring process other than the certification procedure we have had in place. It was again mentioned for commercial businesses they could show that their sales revenues are down, their other utility bills are relatively down. Van Lieshout suggested setting up a commercial REU user charge; or abolish the consecutive aspect of the 180 day rule.

Fitzgerald moved to discontinue the seasonal user charge rate for REU's, seconded Fisher.

It was suggested to invite business association people to a future meeting and have Tom Kispert speak on the subject. Fitzgerald withdrew his motion, seconded Fisher.

Fitzgerald moved to send the issue back to the Utility Committee for further research for a three-month time table, seconded Dickson. Motion passed unanimously.

ii) Consideration and action to award a contract for the procurement of a back up generator at the waste water treatment plant

Dickson moved to award contract E0003-980306-A to Cummins N Power of De Pere, in the base bid amount of \$49,575 for the purchase of an auxiliary backup poser generator, seconded Mueller. Motion passed unanimously.

iii) Consideration and action to award a contract for the installation of a back up generator at the waste water treatment plant

Dickson moved to award contract E0003-980306-B to West Electric Inc. in the amount of \$51,945 for installation of the generator seconded Mueller. Motion passed unanimously.

8. Clerk-Treasurer

a) Budget year to date and other financial reports. Gureski reported on the room tax revenues compared to last year; the progress being made with the five fund conversion; and tax levy settlement expected from the County next week.

9. Administrator

a) Capital Projects Fund budget amendment Van Lieshout stated the cost of the street lighting project for 2008 is 73,020 and the Village is not going to do the wireless. He recommends moving the 46,923 and 6620 from wireless equipment to streetlights. Van Lieshout stated since the STH 42 curb, gutter parking and sidewalk project will not be done this current year, approximately \$10,000 can be moved from curb and gutter to make up the 73,020 for streetlights.

A resolution will come to the next meeting for the budget amendments.

b) Cellcom wireless service

Reference was made to Cellcom's communication of July 24 as they are moving forward with wireless accessibility throughout the Village.

c) Nuisance Ordinance draft amendments and zoning code draft noise regulations

Van Lieshout provided background on the proposed ordinance enacting Ch 96.02
Van Lieshout provided background on the proposed ordinance enacting Ch 152.055

Fisher suggested a change to the 152.055 language Section (e) Special Exemptions (2) to include the verbiage for those activities who have received a permit by the Village. Fitzgerald stated there might be more specifics on the bans for noise decibels. No action on the ordinance drafts.

d) Park (Dock Park and Harbor View Park) consolidation code amendment

No Action.

e) Holiday weekend parking violations Discussion by the board with regard to parking violations during Village sponsored events. More signage would be useful and better public relations to the public where the parking lots are. Signage could state "Emergency no parking" on Horseshoe Bay Road during events.

10 Open Session.

Gloria Hansen commended the Village on the Sunset Concerts. Hansen also commented on parking situations in the nearby area.

Fisher inquired about the progress being made with regard to the contact information for the Visitor Center in the event of an emergency. Van Lieshout stated the Visitor Center personnel will be provided with the pager number of the public works personnel on duty for every weekend.

11 Adjournment

Fisher moved to adjourn at 7:58 p.m. seconded Mueller. Meeting adjourned.

Recorded by
Patricia C. Gureski, Clerk-Treasurer