

Village of Egg Harbor Board Public Hearing and Meeting Minutes
Monday, March 10, 2008 at 7:00 p.m.

APPROVAL PENDING

Call to Order and Roll Call President Fisher called the meeting to order at 7:00 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 by phone; Administrator, Josh VanLieshout and Clerk-Treasurer Pat Gureski.

Also present: Peter Devlin of Door County Advocate, Fred Anderson, Karen Peterson, Frank Murphy, John Baudhuin of Baudhuin, Inc., Deb Merkle, Jeff and Julie Perley, Kathy Tunney, Tom Kispert of McMahan Associates, Inc., Bob Bultman of Door County Invasive Species Team, Clarence Scherer, Claire Murphy, Doug Laes, and Erin Bosman.

1. **Approval of the Agenda**

Dickson moved to approve the agenda as noticed, seconded Mueller. Motion passed unanimously.

2. **Public Hearing on Amending Zoning Code 152.065 Regulating Adult Oriented Businesses** No comments from the audience. No comments from the Board.

3. **Approval of Minutes February 11, 2008 Regular Board Meeting,** Fisher moved to approve the minutes of February 11, 2008 regular board meeting as corrected, seconded Dickson. Motion passed unanimously.

Approval of Minutes February 29, 2008 Special Board Meeting

Fisher moved to approve the minutes of February 29, 2008 special board meeting, seconded Mueller. Motion passed unanimously.

4. **Open Session.** No comments.

5. **Plan Commission**

Certified Survey Map Consideration: Government Lot 2 of Section 25, Township 30 North, Range 26 East, Village of Egg Harbor, Door County, Wisconsin – commonly known as the East side of Church Street just South of 7828 Church Street owned by Monty Roloff.

Fisher moved to approve the CSM, seconded Anderson. Motion passed unanimously.

6. **Village Officers and Committees**

a) **Village President**

i) **Consider Adoption of Ordinance Amending Chapter 152.065 Regulating Adult Oriented Businesses** Mueller moved to approve adoption of the ordinance, seconded Fisher. Motion passed unanimously.

ii) **Consider Adoption of Ordinance Regulating Outside Lighting** Fisher moved to refer the ordinance to the Plan Commission for further consideration of regulating residential lighting, seconded Dickson. Motion passed unanimously.

iii) **Electronic Communications and Information Technology Use Policies** Fisher explained the history of the original April 2007 draft and partial acceptance in June, and asked the Board to review prior to the organizational meeting. Dickson suggested that there should be language on email retention and suggested the League of Wisconsin Municipalities be contacted for help with

that language. Fisher moved to table action to the April meeting, seconded Mueller and asked Josh Van Lieshout to communicate with the League for additional language. Motion passed unanimously.

iv) Egg Harbor Business Association Funding Chris Anderson moved to revisit the funding for the Business Association, seconded Mueller. Anderson stated it is important to have the discussion between the Association members and the Board regarding the continuance/discontinuance of the funding of Room Tax Revenues cost share to the Association at 10% of the 30% the Village receives. Fisher referenced the November Board meeting where the adopted budget did not include that additional funding to the Association.

Karen Peterson spoke to the issue in that early in the fall she and Josh were in discussion with regard to what contractual arrangements would be put together with the Village and she was told to not involve the room tax revenues as those are already in place. The Business Association's understanding at that time was that the contract being developed for promoting the Peg Egan Performing Arts Center and the Village did not take into consideration replacing the room tax revenues. Peterson stated it was clearly laid out how the Association planned to use their budgeted monies and how the contract would cover their planned activities that did not include funding the Visitor Center.

It was stated that the contract itemized \$25,000 for performances and \$15,000 for 4th of July promotion.

Peterson stated there will be additional marketing expenses to contract with Dragonfly Agency. The question that is being proposed was, might the Village further support the Visitor Center. Fisher stated that the Village is considering that it is expending almost all of the Room Tax Revenues to promote the Village by providing the Business Association with the \$40,000 for the performing arts center and 4th of July which was in lieu of the 10% of the 30% of the room tax revenues that the Village receives as well as implementing additional signage and beautification to bring tourism.

Fred Anderson asked if the Business Association spends more than \$15,000 on the 4th of July, can we expect that \$15,000. The response was yes, that is in the contract.

Karen Peterson stated that the contract negotiated and the expectation of revenues from room tax are two separate items and the Association feels that the Village should not have discontinued the room tax revenues at the late date already into the year.

Fisher stated that if the Association feels they can reallocate their budgeted items the Village can address this again at the April meeting. Van Lieshout will be asked to draft a paragraph in the agreement to amend language giving the Association the ability to reallocate and better fund the Visitor Center.

Action was tabled to April.

v) Intergovernmental Agreement Joint Fire Department Town and Village of Egg Harbor

Fisher referenced the joint board meeting of February 25 and asked authorization for the respective attorneys to redraft the intergovernmental agreement.

It was consensus to have the joint fire station study committee discuss suggested draft amendments and bring something concrete for consideration prior to the May 21 Joint Board meeting.

vi) Financial planning workshop report Fisher reported the first workshop was informative for the Board members and the second will focus on the harbor reconstruction. Van Lieshout will have visited the wave modeling project and there will be better understanding of the financial implications involved with the reconstruction.

vii) Municipal Tax Commission Report.

Fisher stated she had contacted Diane Kirkland who subsequently requested a meeting of the member municipalities of the Municipal Tax Commission this Spring to meet to liquidate the Village's funds.

b) Harbor Committee: Update on Marina Rebuild Project:

Van Lieshout stated on March 17th he will be visiting Kingston, Ontario to view the model testing for the wave testing on the model and return on the 18th. JJR LLC reported that the WDNR has reviewed some preliminary numbers of the application and some change is being made. He expects the hearing will be held in May here in Door County.

JJR LLC will be in attendance at the March 27th financial planning workshop and the Harbor Committee members will be asked to attend.

c) Public Works Committee:

i) Entrance gates at Peg Egan Performing Art Center

Van Lieshout described a design for matching gates to enhance the entrance of the Peg Egan Performing Arts Center to deter vehicular traffic from entering and damaging the landscaped property, yet leaving room for pedestrian and bicycle traffic.

e) Clerk-Treasurer financial reports

Reports were presented by Clerk Gureski. The annual audit will take place later this week.

f) Administrator

i) Event and Temporary Beer License for Egg Harbor Men's Club/Northern Door Legion Baseball Team May 24, 2008 at Harbor View Park; and Temporary Operator's License for Mark Sawyer. Mueller moved to approve the event and licensing, seconded Dickson. Motion passed unanimously.

Event and Temporary Beer License for Egg Harbor Men's Club June 7, 2008 at Harbor View Park; and Temporary Operator's License for Bert Sawyer. Dickson moved to approve the event and licensing, seconded Mueller. Motion passed unanimously.

ii) Review and possible action on Board and Commission Compensation

Fisher stated this was brought to the Board in January. Fitzgerald moved to table indefinitely for Trustees Compensation, seconded Mueller. Motion passed unanimously.

Fisher addressed the Fire Commission that is compensated and the Plan Commission that is not compensated. Fisher requested that Plan Commission members be compensated beginning January 2009 at the same level as current Fire Commission. Mueller moved to compensate the Plan Commission members starting January 2009 at a rate of \$40 per meeting, seconded Fisher. Motion passed unanimously.

iii) Invasive species discussion—Robert Bultman, Door County Invasive Species Team.

Fisher introduced Bob Bultman who spoke on the Door County Invasive Species Team efforts and function. He stated the Team was able to get a grant from the National Fish and Wildlife Conservation to bring education to the public. There will be another program called clean boats, clean water workshops on Sunday June 7, the location yet to be determined. There will be additional workshops for people who run the municipal docks. The WDNR was contracted by Door County Soil and Water to help coordinate the efforts of the Door County Invasive Species Team. They develop public/private partnerships to manage beach and water environment. There will be educational sessions for your municipal harbor people and provide more tools for your people to work with. Door County is the most biodiverse County in the Midwest because it is part of the Niagara escarpment.

We need to keep Door County free of phragmites like you see along the four lane highways. Fisher asked about what plants we should be watchful for in our immediate area. Bultman stated we want to learn what you have and define a list of significant invasive plants in the area.

iv) Village Errors and Omissions and General Liability Insurance Renewal proposal for the period April 1 2008 to April 1, 2009 and pollution policy from April 19, 2008 to April 19, 2009 Van Lieshout brought the proposal to the board. Fisher moved to approve the renewal the League Of Wisconsin Municipalities Mutual Insurance Policy, the Public Employee dishonesty Coverage Policy and the Storage Tank pollution policy in the amount of \$18,997, seconded Dickson. Motion passed unanimously.

6. **Open Session** Dickson asked Tom Kispert of McMahon to give an update on the Sewer Extension project. Kispert stated the Highway 42 section is completed. PTS contractors are 50% complete with Mariner Road and have started on Moonlight/Shady Lane, and anticipate completion by the end of March entirely. The next thing would be to wait for the asphaltting plants to start up for restoration of the roadways.

Doug Laes stated he would like to appeal the decision made last week on the status of his seasonal dock application.

7. **Adjournment** Fisher moved to adjourn at 8:53 p.m., seconded Mueller. Motion passed unanimously.

Recorded by
Patricia C. Gureski, Clerk-Treasurer