

Village of Egg Harbor Board Public Hearing and Meeting Minutes  
Monday, May 12, 2008 at 6:00 p.m.

### **APPROVAL PENDING**

Call to Order and Roll Call President Fisher called the meeting to order at 6:00 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; Administrator, Josh VanLieshout and Clerk-Treasurer Pat Gureski.

Also present: Peter Devlin of Door County Advocate, Jack McCoy, Tom Kispert, Gary Bogenschutz, Supervisor for District 16, and Joe Melendes.

1. **Approval of the Agenda** Fisher moved to add Open Session after No. 10; and move 7b and 9(f) up under item 4. Mueller moved to approve the agenda as amended, seconded Fitzgerald. Motion passed unanimously.

2. **Approval of Minutes April 14 2008 Closed Session Meeting,** Fisher moved to approve the minutes of April 14, 2008 closed session meeting as corrected, seconded Mueller. Motion passed unanimously.

**Approval of Minutes April 14, 2008 Regular Board Meeting.** Fisher moved to approve the minutes of the April 14, 2008 regular board meeting, seconded Fitzgerald. Motion passed unanimously.

3. **Introduction of Gary Bogenschutz – County Supervisor for District 16**

President Fisher introduced Gary Bogenschutz who stated he was recently sworn in at the organizational meeting and the Resource Planning committee he was appointed to and stated that the Village can take issues to the County through him if there are issues that arise. Chris Anderson arrived at 6:11 p.m.

4. **Open Session.** Nothing from the audience. Fisher thanked James Enigl for helping with the Blossom Run, and the Staff for the business letter that went out to everyone. Fisher commented on attendance of the Egg Harbor Business Association annual dinner.

7 (b) **Harbor Committee** Van Lieshout spoke of a letter from Carrie Webb of the DNR outlining additional information requested on the marina rebuild. A response was prepared and members of the committee met with Ms Webb last week on each of those responses. Also in attendance was Ms. Webb's former supervisor. Todd Versperman, Bill Brose of JJR LLC and Mike Fitzgerald and Mike Kahr. DNR has concerns about the waves further out in the bay than they are closer to shore.

The DNR's major concern was the distance the dock extended into the harbor. Van Lieshout at stated he realized at the end of the meeting that the Village's two options were to answer the questions or have a redesign done by the engineers. The DNR stated they would deny the permit because of the size.

So last week JJR LLC reworked a shorter configuration (about 150') which extends into the nonexclusive riparian of Peninsula Shore zone. This design eliminates a future rebuild and provides for a better shoreline. The other issue the DNR had was the Village would be limiting public access for view. So the concrete walkway was extended to the very end. There is still room for harbor of refuge use. Transient space appears to be reduced but the practices will be continued. As far as other cost configurations go as far as having the break wall more inland helps, but it extends further to the south. There will be minimal cost change except for increased

cost of the full length concrete walkway. This is designed for 10' above low water level. That will withstand a one in twenty-five year storm. There is a chance that it could go to an 8.5 feet height above the low water level, but you take the risk of having to add on if the water level raises significantly. The lower height would save in the vicinity of 1.5 million dollars.

The Committee will be meeting with the Waterways Commission tomorrow to request grant monies and redesign will go to DNR by next week for review. The DNR will then prepare a notice and have a public hearing/information meeting by mid-June and two weeks following the hearing will be here. Following that a permit can be issued and in August we will learn from the Waterways Commission results. Van Lieshout stated he is comfortable this redesign will meet with the DNR's approval.

Dickson arrived at 6:50 p.m.

Jack McCoy asked the board to reconsider a repair versus a new build and a savings of \$5 million. Fisher replied that the Board has consistently determined a new build is absolutely essential under the circumstances. Mueller supported that there are so many facets of essential issues needing repair or replacement.

9 (f) Approval of pursuing a real estate lease for the establishment of off street parking for Peg Egan Performing Arts Center performances

Fisher introduced that with the planned multiple performances and concerts there will be need for additional parking. The Fitzgerald family has offered a lease for vacant property across from the park and that can be developed for parking. Van Lieshout stated the Village may wish to start with some fencing and some grading and graveling to develop parking.

A tentative parking plan shows a potential of 75 parking stalls. The first step is to consider negotiating a lease.

Fisher moved to proceed to pursue the real estate lease with the Fitzgerald Family Trust to establish off street parking on Church Street, seconded Anderson. Motion passed with Fitzgerald abstaining.

Fitzgerald and Van Lieshout left at this time.

**Open Board of Review and Adjourn to a Later Date -**

Fisher moved to adjourn the Board of Review to June 19, seconded Mueller. Motion passed unanimously.

5. **Operator's License – Seanna Buhk; Kathleen Anderson**

Fisher moved to approve operators license for Seanna Buhk, seconded Mueller, Motion passed unanimously.

Fisher moved to approve the operator's license for Kathleen Anderson, seconded Mueller. Motion passed with Anderson abstaining.

6. **Plan Commission.**

a) Update on Comprehensive Plan Process Fisher reported the Plan Commission has been working with Martenson & Eisele conducting workshops. There will be a public meeting on Tuesday June 3 at 6:00 on the Master Comprehensive Plan.

b) Action on CSM submitted for consideration from Plan Commission.  
Fisher reported that the Plan Commission reviewed the platted CSM because it is a subdivision at Horseshoe Bay Farms within a mile and one-half of the Village limits and had no objection to the subdivision. Fisher moved the Board does not object to the CSM for Horseshoe Bay Farms, seconded Mueller. Motion passed unanimously.

7. **Village Officers and Committees**

a) **Village President**

i) **Review and Approval of Rules of Order of the Board.** Dickson moved to adopt the revised Rules of Order as presented, seconded Mueller. Motion passed unanimously.

ii) **Municipal Taxpayer's Commission Report.** Fisher stated there was a meeting in Ephraim at which there was not a quorum but the associate municipalities will meet Thursday May 29 to consider the continuance or dissolution of the Municipal Taxpayers Commission.

iii) **Appointments and Reappointments to Committee and Commissions;** Fisher moved for reappointments of Emily Pitchford to Plan Commission for a term ending May 2011, Rocky Fairchild to the Utility Committee for a term ending May 2011; and Lisa Van Laanen to the Public Works Committee for a term ending May 2011; seconded Anderson. Motion passed unanimously.

Fisher moved to reappoint McMahon Associates as Village engineer for the term ending May 2009, seconded Mueller. Motion passed unanimously.

iv) **Amend Code for 100 day open requirement for "Class B" License.** Fisher introduced the ordinance reinstating the 100 day rule for the "Class B" licenses requirements.

Fisher moved the Village adopt Ordinance 2008-05 amending Code Section 110 Alcoholic Beverages, seconded Anderson. Motion passed unanimously.

v) **Reschedule September 8, 2008 meeting to September 15, 2008.** Dickson moved to reschedule the September board meeting to September 15, seconded Mueller. Motion passed unanimously.

c) **Public Works Committee**

i) **Troup Cottage demolition.** Tom Kispert spoke of the Troup property. The asbestos was removed last week. The well was abandoned on Friday. By the end of this week the demolition should be pretty well finished. The restoration will take about one month.

ii) **Street Signs, business direction signage.** Mueller stated that there was a bid on the entrance signs and it was decided to have other proposals from local vendors to submit proposals. There will be a Public Works Committee meeting after we receive these quotes.

d) **Utility Committee**

i) **2008 Sanitary Sewer Extension update.** Tom Kispert reported the restoration work has started and he believes the asphalt plants will be in operation this week. Then hopefully the restoration will be completed within a few weeks.

8) **Clerk-Treasurer Report**

a) Budget year to date and other financial reports were accepted as read.

9) **Administrator**

a) **Discussion regarding public off street parking, business development and retention**

Fisher referenced the proposal Van Lieshout prepared on the potential development of public parking as mentioned in his May 8 memo. This item will be further discussed at the June meeting.

b) Approval of purchase of sound system equipment for Peg Egan Performing Arts Center

Fisher introduced an estimate from Larsen TV Sales and Service for sound equipment dated May 6, 2008. Fisher moved to approve the purchase for the sound system equipment for \$5,900 from Larsen TV Sales and Service, seconded Mueller. Motion passed unanimously.

c) Approval of proposal for professional services for public information campaign regarding the harbor redesign project Fisher moved to table to the June meeting, seconded Mueller. Motion passed unanimously.

d) Approval of a proposal for professional service providing technical review for engineering and design of the harbor breakwater and marina. Mueller moved to table action on this item to the June meeting, seconded Fisher. Motion passed unanimously.

e) Electronic Communications Policy. Fisher stated this draft covers the Internet and Email use by Village employees. Dickson moved to adopt the Egg Harbor Electronic Communications Guidelines prepared by Barbara Grant July, 2007, seconded Anderson. Motion passed unanimously.

g) Egg Harbor Business Association Event Application July 3 Fireworks and Temporary Class "B"/"Class B" Retailers License and Temporary Operator's License for Sandra D'Amico; Dickson moved to approve, seconded Mueller. Motion passed unanimously.

and Event Application October 10-12 for Pumpkin Patch and Temporary Class "B"/"Class B" Retailers License and Temporary Operator's License for Amber Heise. Mueller moved to approve, seconded Dickson. Motion passed unanimously.

h) Discussion regarding "carry forward" language in the upcoming State of Wisconsin Budget Repair Bill Fisher moved that the Administrator reply in behalf of the Village the Village supports carry forward language in the Repair Bill, seconded Mueller.

Open Session – Nothing from the audience.

10) Adjournment

Dickson moved for adjournment, seconded Anderson. Meeting adjourned at 8:03 p.m.

Recorded by  
Patricia C. Gureski, Clerk-Treasurer