

Regular Board Meeting

August 16, 2011

Meeting called to order at 7:00 p.m. by President Manthei. Trustees present: Engel, Koelbl, Leicht, Schumacher, and Wehrs. Excused: Iverson. Also present: Coulee News Special Correspondent Emily Staed, Police Chief Charles Ashbeck, Public Works Director Scott Halbrucker, Recreation Director Michelle Czerwan, Village Attorney Bryant Klos, and Village Administrator Teresa Schnitzler.

Minutes

Motion by Trustee Wehrs, seconded by Trustee Engel to approve the minutes of the August 2, 2011, Regular Board meeting as written. Roll call vote: Unanimous aye.

Claims

Claims from the following funds were presented for payment:

<u>General Fund:</u>	\$50,484.24
<u>Water Utility:</u>	\$9,003.32
<u>Sewer Utility:</u>	\$12,007.99
<u>Storm Water Utility:</u>	\$457.00

Motion by Trustee Engel, seconded by Trustee Leicht to approve the payment of all claims as listed. Roll call vote: Unanimous aye.

Special Event Application

Family Fun Circus submitted a Special Event Application to hold two, live family circus shows on August 30, 2011, for approximately 150 participants per show at the east end of the Village Park. A telephone call and internet searches by Village staff led to questions regarding the size requirement for the circus and whether the requested location is large enough for the circus, the concessions, and accompanying activities. The Board raised concerns about possible damage to the park and area and whether the certificate of insurance submitted with the application adequately protects the Village. The certificate of insurance states that coverage is limited to only insured activities or operations identified in the policy, and we do not have the policy.

Motion by Trustee Koelbl, seconded by Trustee Wehrs to approve the special event application with a \$1,000 cash security deposit to be returned upon receiving an acceptable inspection of the Village Park. Roll call vote: Leicht – nay; remainder of Board – aye. Motion approved.

2012-2014 Garbage, Refuse and Recycling Contract

Motion by Trustee Leicht, seconded by Trustee Koelbl to approve the 2012-2014 Garbage, Refuse, and Recycling Collection Contract with Hilltopper Refuse and Recycling Service, Inc. Roll call vote: Unanimous aye.

Planning Commission

President Manthei reported on the August 3, 2011, Planning Commission meeting. The purpose of the Planning Commission meeting was to receive public information and comment on proposed Ordinance No. 437 Creating Class "C" Wine License and Outdoor Alcoholic Beverage Permits and to make a recommendation to the Village Board regarding said Ordinance. Members of the public were invited to provide input and ask questions regarding the proposed ordinance. Claire Bissen requested clarification on Section 5 setting forth wine license requirements. Anne Loomis spoke to the Planning Commission on behalf of the Village People. Mrs. Loomis stated a review of the proposed ordinance provides an ideal opportunity to shape an overall vision for the downtown area. The Village People would like the ordinance to address further issues, such as new business development, street improvements, public amenities, residences on upper floors of downtown businesses, enforcement of noise, trash, off-premises drinking, and minor drinking, and architectural standards. The Village People have recommended the Commission suspend action on the proposed ordinance. Eric Bauer expressed concerns about noise and the visual impact of beer gardens. Sue Higdon, owner of Breakers, supported the proposed ordinance stating it improves downtown businesses, and Breakers would not allow the beer garden to become a public nuisance. Sharon Fuller stated trash and littering is already a problem downtown, and the proposed ordinance needs to address the appearance of downtown. Attorney Klos provided explanation and clarification to the Commission. The ordinance version being reviewed at this meeting is a third revision resulting from the last Planning Commission's review. The ordinance would not apply to Class A license holders or certain exempted Class B license holders. The ordinance outlines the limitations on the issuance of an outdoor alcoholic beverage permit, the process to apply for a permit, and the specifications for a permit. Outdoor Beer Garden Permit holders must comply with all restrictions listed in the ordinance. If all restrictions are not followed, the Chief of Police has the authority to order any beer garden area to be closed. Commission members discussed the fee schedule included in the ordinance and clarified sections of the ordinance. The Commission modified the proposed ordinance to remove the \$150 per year renewal fee as shown in Section I and recommended approval to the Village Board of the proposed ordinance as modified.

Motion by President Manthei, seconded by Trustee Engel to approve the minutes of the August 3, 2011, Planning Commission meeting. Roll call vote: Unanimous aye.

Ordinance No. 437

Motion by Trustee Koelbl, seconded by Trustee Engel to approve Ordinance No. 437 Creating Class "C" Wine License and Outdoor Alcoholic Beverage Permits. Roll call vote: Unanimous aye.

Motion by Trustee Leicht, seconded by Trustee Koelbl to adjourn the meeting at 7:40 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator