

President Ken Stenklyft called the regular meeting of the village board to order at 7 p.m. on Tuesday, July 12, 2011.

Roll Call - all members reported present. Others present were Bill Koehler, Ed Byrne, Paul Gehl and Charlie Fochs.

Pledge of Allegiance - The pledge of allegiance was recited by everyone present.

Public Hearing on the petition to rezone property - Paul Gehl - The board then conducted the public hearing on the rezone request of Paul Gehl to rezone property on the north side of the village east of Highway 57/32 from Industrial to Agricultural. The recommendation from the plan commission was to approve the rezone request. DuPrey read an email from Steve Gerner stating that he was not against the rezone request. There was no other public comment. Action - to approve the recommendation from the plan commission to rezone the property on the north side of the village east of Highway 57/32 owned by Paul Gehl from Industrial to Agricultural - motion: Boesch; second: Breckheimer; carried. President Stenklyft declared the public hearing closed.

Citizen Concerns & Questions - none.

Announcements - Public Hearing conducted by the county planning, zoning and farmland preservation committee regarding amendments to the Calumet County Year 2025 Smart Growth Plan will be held on 8/3/11 at 8:30 a.m. There will also be opportunity during the public participation section of the county board meeting to provide comment on the proposed changes. The county board meeting is 8/16/11 at 7 p.m.

Minutes - Action - to approve the board meeting minutes as presented - motion: Boesch; second: Plate; carried.

Treasurer's Report - balances - \$118,184.74 General fund; \$42,679.68 Sewer fund; \$34,564.43 Water fund; \$1.00 Clean Water fund; \$1.00 Block Grant fund; \$82,659.77 TID #1 fund; \$4418,187.52 T-Plus fund; \$14,280.47 First Responder fund; (\$198,399.91) TID #2, \$179.44 CDA. Koffarnus questioned the amount to Zander Press in the water fund. DuPrey stated that this was for publication of the annual Consumer Confidence Report that is required. Action - to approve the treasurer's report as presented - motion: Koffarnus; second: Starfeld; carried. The fire department treasurer's report from last month was presented to the board. Action - to approve the treasurer's report as presented - motion: Koffarnus; second: Boesch; carried. There was no first responder treasurer's report received. DuPrey stated that he talked to the treasurer this morning and she stated that there was no activity during the last month.

Claims - examined and discussed. Questions were raised regarding the bills from Robert E. Lee. DuPrey stated that these were for project closeouts that took awhile but that they have not billed on a monthly basis so we are paying for work done in 2010 yet. Action - to pay all claims - motion: Koffarnus; second: Plate; carried.

Correspondence - There was no MEG newsletter received. There were no letters received from Time Warner Cable. The Focus newsletters were presented to the board for their information. DuPrey read a thank you card received from the family of Brittany Kain.

Reports - The listing of delinquent accounts was presented to the board for their information. DuPrey explained the situation with Mark & Sarah Miller. He stated that she had paid down on it and the bill is actually going down although slowly. The report of labor hours was presented to the board for their information. Questions were raised regarding the hours at the park. Charlie stated that it was spent getting the park ready for the season and the Cheese Derby. The monthly report on building permits was presented to the board for their information. The condition of budget for all funds was presented to the board. DuPrey pointed out that the industrial revenue for the sewer fund is down but that the developer agreement with Sargento Foods guarantees the village with minimum total utility revenue per year. Notice of receipt of the quarterly street aid payment in the amount of \$13,530.46 was presented to the board for their information. Notice of final estimated shared revenue reduction due to the state budget was presented to the board for their information. The total reduction is \$4,910. Notice of final estimated street aid reduction due to the state budget was presented to the board for their information. The total reduction is \$992. A report of the profile of the general population and housing characteristics for the village from the 2010 Census was presented to the board for their information.

Committee Reports - none.

President's Report - none.

Unfinished Business:

2011 Projects - nothing new.

Recycling/Rubbish - The monthly report was presented to the board for their information. Plate questioned the recycling %'s. He stated that one month the garbage volume is lower but the next month higher. He questioned the ordinance and enforcing it. He stated that he reviewed the ordinance and it needs to be updated. He also questioned the survey that was completed last March regarding our recycling program. He stated that 20% of the people commented that they were upset that others were not recycling. They also briefly discussed more frequent pick up. Boesch felt that it should be on a user fee basis. The ordinance will be looked at. Action - to approve the committee meeting minutes as presented - motion: Koffarnus; second: Breckheimer; carried. The recommendation from the committee was to allow the Village

of Potter to bring in compost only by bulk loads only & they could pick up the composted material by bulk loads only at a cost of \$5.00 per yard for material brought in or picked up and that we would charge \$5.00 per yard for any out of town residents that wanted composted material or wood chips and that we do this for a one year period and then review again. Stenklyft questioned why we would take more in when we are being underfunded. He stated that there was a total of 289 hours spent on recycling. Boesch felt that we shouldn't take on other communities. There were comments made about regulating the material brought in from outside residents and that could help with costs. There were also concerns about monitoring it and extra costs that would be associated with it. DuPrey stated that if there are instances being noticed where people from outside the village are bringing material there, then the people seeing it need to report it so it can be followed up and enforced. He stated that if they don't want to enforce the ordinance, then we shouldn't even have an ordinance. Action - to approve the committee recommendation as presented - motion: Boesch; second: Starfeld; carried. Boesch commented on several occasions that he was happy that we were considering user fees for some of the programs offered.

Police Protection for the village - No report received.

Fire Department - There was nothing new to report on the Public Works Mutual Assistance Agreement. Koehler provided the board with an oral report on the fire chief's convention and the programs attended. He stated that he attended the pre conference. Koehler touched on the classes attended by each of the chiefs and offered the board with the printed material if they were interest in reviewing it.

TID District #1 - nothing new.

Property Maintenance Ordinance - A letter was received from Al Fochs regarding the detention pond in Fochs Trails Subdivision. Boesch commented that the pond in Sherwood is larger and drains a lot more water than the pond here so there is more water turnover. The improvements and building permits committee will meet to discuss it. Koffarnus brought up the situation with 643 W. Calumet St. He stated that the property is bad. A letter will be sent with 14 days to comply otherwise the village will cut it like it did previously. The board then discussed the former Srnka property. DuPrey reported that nothing had been completed. The board decided that due to nothing being done, a citation should be pursued.

TID District #2 - Sargento Foods Odor Issue - nothing new.

Police & License Committee - The committee will meet regarding the ATV, golf carts or NEV ordinance and decide if they will do anything or not.

Cross Connection Program - nothing new. Charlie noted that this could be removed.

New Business:

Application for operator licenses - Action - to approve the operator licenses for Kelly VandeVoort, Jessica Van and Rebecca Hansen - motion: Boesch; second: Plate; carried.

Application for Class B Liquor & Beer License - Application was received by Bleep Em Bar & Bowl, LLC. This would be for the property located at 408 N. 8<sup>th</sup> St. DuPrey stated that the license would need to be conditionally approved based upon satisfaction of the 15 day waiting period after publication. Action - to approve the Class B License for Bleep Em Bar & Bowl, LLC based upon the condition of satisfying the 15 day waiting period after publication - motion: Sippel; second: Breckheimer; carried.

Classes/Seminars/Schooling for employees - Stenklyft brought up a class for Dennis on grants in Fond du Lac on 8/15 sponsored by Representative Petri. Cost is \$25.00. Action - to approve this class for Dennis - motion: Boesch; second: Koffarnus; carried. Stenklyft then asked for permission to attend the executive's workshop in Lake Geneva on 8/18 & 8/19. Hotel cost would be two nights at \$85 each night along with conference fee of \$130. Action - to approve the workshop and hotel stay - motion: Koffarnus; second: Starfeld; carried.

Request permission to hold annual Cheesehead Run and Block off Main St - Action - to approve the request from the Hilbert Revitalization Group to hold the annual Cheesehead Run on 8/27/11 and to block off Main St from 3<sup>rd</sup> St. - 4<sup>th</sup> St. - motion: Boesch; second: Plate; carried.

Resolution opposing Assembly Bill 182 regarding placing tenants delinquent utility charges onto the tax roll of the landlord - DuPrey explained why the village should go on record to oppose this proposed legislation. Action - to approve Resolution 2011-03 Resolution Opposing Assembly Bill 182 as presented - motion: Boesch; second: Breckheimer; Roll Call Vote - yes: Sippel, Koffarnus, Starfeld, Boesch, Plate, Breckheimer, Stenklyft; carried.

Starfeld brought up about using the leaf vac to pick up the garbage in the gutter instead of paying someone to sweep the streets. Charlie stated that the leaf vac is not made for that.

The board then convened into closed session under S. 19.85(1)(e) to negotiate the investment of public funds. Action - to convene into closed session - motion: Sippel; second: Plate; Roll Call Vote - yes: Sippel, Koffarnus, Starfeld, Boesch, Plate, Breckheimer, Stenklyft; carried.

The board then reconvened back into open session. Action - to reconvene back into open session - motion: Boesch; second: Plate; Roll Call Vote - yes: Sippel, Koffarnus, Starfeld, Boesch, Plate, Breckheimer, Stenklyft; carried. There was no action to take from the closed session.

Adjournment - Action - to adjourn - motion: Plate; second: Boesch; carried. The meeting was adjourned at 8:10 p.m.

*Dennis DuPrey*

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Dennis DuPrey, Clerk