



MINUTES September 6th, 2011

Minutes of the regular meeting of the Board of Trustees of the Village of Elkhart Lake held on Tuesday, August 6th, 2011 at the Grashorn Memorial Civic Center in the Village of Elkhart Lake with the agenda having been duly posted on Friday, September 2nd, 2011 between the hours of 11:45 A.M. and 12:09 P.M. at National Exchange Bank and Trust, the Elkhart Lake Post Office, Community Bank and Trust and the Municipal Office and posted on the Village website at 10:45 A.M. on September 2nd, 2011.

President Rudnick called the meeting to order at 7:00 P.M. with the following Trustees present: Mike Wolf, Pam Garton, Rola Ann Klahn, Steve Kapellen, and Lynn Shovan. Trustee Richard Sadiq was absent.

Others in attendance included: Jessica Reilly, Assistant Clerk; Jeanette Moioffer, Clerk.

The Pledge of Allegiance was recited.

It was the consensus of the Board to move item X –A “Elkhart Lake Vintage Festival” right after Public Comment.

Approval of Minutes –

(Shovan/Garton) moved to approve the Minutes of August 1st and August 15th, 2011.

Motion Carried Unanimously

Treasurer’s Report –

(Klahn/Shovan) moved to approve the August Treasurer’s Report.

Motion Carried Unanimously

Public Comment – None

COMMITTEE REPORTS

AUGUST BUILDING PERMIT REPORT – Moioffer

The August Building Permit Reports were emailed to the Board.

PUBLIC WORKS COMMITTEE – Wolf

- 1) The Committee made a recommendation of Pat Zorn for the replacement of the full time Public Works employee, but strongly recommends that he obtains his CDL before October 1st. The Committee will wait for approval until the next Board meeting as to allow more time for him to obtain his CDL.

- 2) The Committee discussed the status of the part-time employees. The Committee decided they will review the applications from the previous part-time opening and decide if they would like to re-interview any of the applicants.

JOINT FIRE STATION COMMITTEE – Kapellen

- 1) The Board was sent the minutes from the July 27th, 2011 meeting.
- 2) Highlights of the August 17th, 2011 meeting were discussed.
- 3) The Committee discussed the roof leaking, the cracking of the blacktop, and the misaligned sprinklers. The Committee is reviewing its options to fix these items.
- 4) The Fire Chief provided his report.

ADMINISTRATION AND FINANCE COMMITTEE – Klahn

- 1) The Board was sent the minutes from the August 15th, 2011 meeting.
- 2) Highlights of the September 6th, 2011 meeting were discussed.
- 3) The Committee reviewed the operators' license application and are recommending one denial based on Chief Boeldt's recommendation.
- 4) The employee has accepted the package offered for the full-time public works position.
- 5) The Committee tabled the discussion on the first responder building.
- 6) The Committee reviewed the employees' comments on the handbook and will have a meeting with the employees on Thursday.
- 7) The Committee discussed the possible recognition of people who donate to the Statue.
- 8) Moioffer reported that all department's had received their budget information.
- 9) The Village has been informed that they need to remove their "Welcome Sign" that is by the County shed, as it is on the State right-of-way.

BOARD OF APPEALS – Moioffer

A variance was granted to Hal & Beryl (Forman) Karas, to allow them to repair their structure in excess of 50% of the equalized value.

POLICE REPORT – Kapellen

The old water patrol boat was sold for \$2,550.00, which was more than the Village would have received if it would have been traded-in.

PRESIDENT'S REPORT – Rudnick

Rudnick received a book from the Glenna Goodacre Foundation of her artwork. Rudnick had contacted them when the Village was approached about the donation. The book will be donated to the library and Rudnick will write a thank you letter to the foundation.

UNFINISHED BUSINESS:

Run-Off Letter of Welcome Expenditure

The Board discussed the expense of the run-off welcome letter. Garton clarified that the Board already provided \$250.00 to help with the SCCA banners being placed throughout the Village, and the letter would cost an additional \$136.00 for printing. The Board needs to consider if they are willing to spend an additional \$136.00 on a welcome letter.

(Wolf/Kapellen) moved to proceed with spending the additional \$136.00 for the welcome letter.

Roll Call Vote:
ayes: Wolf, Garton, Rudnick, Kapellen,
Shovan
nays: Klahn
Motion Carried

Garton stated that in the budget process the Village should be certain to include a festivals category and then the Board will know how much money it can provide for donations for the entire year.

Ban of Concealed Weapons Ordinance Municipal Building Ordinance-First Reading
Trustee Kapellen introduced Ordinance -557-Revising Ordinance 8.24 Regulating Firearms and Dangerous Weapons in Regards to Banning Concealed Weapons in Municipal Buildings.

Ordinance 557 was given its first reading.

**ORDINANCE 557
VILLAGE OF ELKHART LAKE
SHEBOYGAN COUNTY, WISCONSIN**

**REVISING ORDINANCE 8.24 REGULATING FIREARMS AND DANGEROUS
WEAPONS IN REGARDS TO BANNING CONCEALED WEAPONS
IN MUNICIPAL BUILDINGS**

WHEREAS, in response to a new State of Wisconsin law, the Board of Trustees of the Village of Elkhart Lake has decided that language concerning the banning of conceal carry weapons in Village-owned buildings needs to be added to Chapter 8.24 of the Village Ordinance, and

NOW THEREFORE, BE IT RESOLVED, that Board of Trustees of the Village of Elkhart Lake after having three readings on the ordinance and in accordance with Wisconsin State Statutes and Municipal Code does hereby ordain as follows:

- 1) That Chapter 8 Section 24 be hereby revised to read as follows:

**CHAPTER 8.24
REGULATION FIREARMS AND DANGEROUS WEAPONS**

(1) DEFINITIONS.

- a. "Firearm." Any weapon which acts by force or by gunpowder.
- b. "Dangerous weapons." Any firearm which is loaded or unloaded, any device designed as a weapon and capable of producing death or great bodily harm, or any other device or instrumentality which, in the manner in which it is used or intended to be used, is calculated or likely to produce death or great bodily harm.
- c. "Public Building." Any building owned by the Village, the county, or the school district.

(2) RESTRICTIONS.

- a. *Possession Of Firearms In Village Owned-Buildings.* No person, other than a law enforcement officer licensed to carry a firearm, may enter into or remain in any Village-owned building while carrying a firearm or dangerous weapon.
 - i. This subsection does not apply to a vehicle driven or parked in a Village-owned parking facility.
 - ii. The Chief of Policy may grant written exemptions to the prohibition in this subsection. To the furthest extent allowable by law, the Village shall be immune from liability for any decision to grant or not grant an exemption.
 - iii. Signs providing notice of the prohibition in this subsection shall be posted in prominent locations near all entrances to all Village-owned building so that individuals entering the buildings can be reasonably expected to see them. Signs shall be at least 5" x 7" in size.
- b. *Discharge Of Firearms Regulated.* No person except an authorized police officer shall discharge any firearm within the Village.
- c. *Possession Of Dangerous Weapons.* No person other than an authorized police officer shall wear or carry any slingshot, cross knuckles of lead, brass or other metal, switchblade knife, or any other dangerous or deadly weapon within the Village limits, except in conformance with the restricts and requirements of section 167.31 of Wisconsin Statutes.
- d. *Use Of Other Dangerous Weapons.* No person shall shoot or discharge any dangerous weapon anywhere in the Village, except by permission of the Chief of Police, granted for special occasions, except in proper position for firing salutes or by command of a proper military or police officer in the performance of official duty, or in a licenses shooting range, on game farms or hunting preserves. This section does not apply to any person engaged in otherwise lawful activities on the premises of an established bow and arrow target range or other premises where the physical layout and circumstances are such that the health and safety of other persons is not endangered.
- e. *Hunting with Village.* No person shall engage in hunting activities using a firearm or bow within the corporate limits of the Village.

(3) PENALTIES.

- a. Any firearms or dangerous weapons used or possessed in violation of this ordinance shall be forfeited to the Village of Elkhart Lake.
- b. Any person who violates subsection (2) shall forfeit not less than \$250.00 nor more than \$500.00, together with costs of prosecution, including attorneys' fees, and may be ordered to pay restitution and complete community service.

(4) SEVERABILITY.

- a. In the event that any provision in this Section is for any reason held to be invalid, unconstitutional, or unenforceable by any court of competent jurisdiction, such portions of this Section shall be deemed separate, distinct, and independent provisions of the Section and all remaining provisions of the Section shall remain in full force and effect.

BE IT FURTHER RESOLVED, that this ordinance will become effective upon its publication and posting.

NEW BUSINESS

Permission to Drive on Walkway

Moioffer stated that the tent company would like permission to drive on the walkway to set up and take down the tents for the SCCA Runoff Banquet for as short a distance as possible. Shovan stated they are asking to drive on the walkway because if they have to bring the equipment in with a forklift it will be more expensive and the committee would not be able to afford it with their budget.

(Shovan/Kapellen) moved to allow the tent company truck on the walkway for the shortest distance possible.

Wolf asked about the size of the truck. Kapellen stated he thinks the truck weighs about 28,000 pounds.

Roll Call Vote:
ayes: Wolf, Garton, Rudnick, Kapellen,
Shovan
nays: Klahn
Motion Carried

Moioffer also explained that for the vintage festival races this week Mark Pfaller would like permission to drive a Purple People Eater car on the walkway to get to the area in front of the Osthoff.

(Wolf/Shovan) moved to allow Mark Pfaller to enter into the Osthoff area by driving on the walkway with a Purple People Eater car.

Wolf stated that those driving on the walkway need to be cognizant of oil leaks.
Motion Carried Unanimously
by a roll call vote

Committee Assignment Changes

Reilly discussed that there should be some changes to the tasks under some of the Board's Committees. Reilly recommended moving building inspection to Municipal Planning and Development, adding court to Administration and Finance, and placing shoreland under Municipal Planning and Development. The Board was in consensus to make the suggested changes.

Operator Licenses

(Garton/Wolf) moved that the following applicants be granted new operator licenses for the licensing year expiring June 30, 2012:

Marshall's One Stop – Amanda Jo Soyk, Christopher David,
Patricia Heinrich, Robert Bos
Osthoff Resort – Tiffany Felde, Justin Arens, Brittany Muittag
Motion Carried Unanimously

(Klahn/Kapellen) moved that Matthew Horstman of Lake Street Café be granted an operator license renewal for the licensing year expiring June 30, 2012.

Motion Carried Unanimously

Rudnick stated that we have a recommended denial for Christopher Herman of the Osthoff. Moioffer reported that Chief Boeldt is recommending denial due to Mr. Herman being a habitual law offender.

(Garton/Klahn) moved that Christopher Herman of the Osthoff Resort be denied an operator license for the licensing year expiring June 30, 2012.

Motion Carried Unanimously

TRUSTEE REPORTS

Shovan stated that a great number of people are commenting on the statue and how nice it looks. Wolf stated that there are many people climbing on the statues, including adults. Wolf suggested that we might need a sign saying for display only, and/or please keep off statues. Reilly stated that the Village office received a complaint over the weekend that children were climbing on the statue. Garton asked when the Village is reassessed. Moioffer explained that the State provides notice to the Village when the assessment is more than 10 percent out of line with the fair market values.

COMMUNICATIONS

The Village received communications from “The Wisconsin Taxpayer,” “Lake Tides,” “Columns,” and Bay Lake Regional Planning Annual Report.

CLERK’S REPORT - None

Moioffer reviewed that the 2010 CDA TIF Financial Report and reported that it was sent to the school district, county, and LTC.

(Wolf/Kapellen) moved that the meeting be adjourned at 7:41 p.m.

Motion Carried Unanimously

Jeanette L. Moioffer, Clerk-Treasurer

Prepared by: Jessica Reilly, Deputy Clerk-Treasurer/Administrator

MINUTES September 20th, 2011

Minutes of the regular meeting of the Board of Trustees of the Village of Elkhart Lake held on Tuesday, September 20th, 2011 at the Grashorn Memorial Civic Center in the Village of Elkhart Lake with the agenda having been duly posted on Friday, September 16th, 2011 between the hours of 10:45 A.M. and 11:20 A.M. at National Exchange Bank and Trust, the Elkhart Lake Post Office, Community Bank and Trust and the Municipal Office and posted on the Village website at 1:35 P.M. on September 16th, 2011.

President Rudnick called the meeting to order at 7:00 P.M. with the following Trustees present: Mike Wolf, Pam Garton, Rola Ann Klahn, Steve Kapellen, Richard Sadiq, and Lynn Shovan.

Others in attendance included: David & Barbara Martiny; Chief Randy Boeldt; Richard Solek; Jeanette Moioffer, Clerk; Jessica Reilly, Deputy Clerk-Treasurer/Administrator.

The Pledge of Allegiance was recited.

The Board decided to move items VII. C. & VIII. B. after public comments.

Public Comment –There was no public comment.

UNFINISHED BUSINESS

Lease for First Responder Building-Barbara and David Martiny

The Martiny's have expressed an interest in opening a vintage toys, nostalgia, trains, and 1950-1960s collectables in the old first responder building. The Administration and Finance Committee has reviewed the lease with Mix & Mingle and have drafted this lease with the same terms and conditions.

(Shovan/Sadiq) moved to approve the lease (Attachment A) for Barbara and David Martiny through the end of 2012.

Roll Call Vote:

ayes: Garton, Rudnick, Kapellen, Shovan

nays: Wolf

abstain: Klahn

Motion Carried

NEW BUSINESS

Noise Complaints

Chief Boeldt reported that there have been noise complaints in regards to the bands at the bars/resorts. Gary Markevitch has called three times to report noise issues. Boeldt also stated that there is an issue if people can hear the music a mile from the source. Boeldt also explained that there were complaints on Downtown Night and recently at Victorian Village.

As the summer is nearly over, the Board would take these complaints under advisement and will pick it up again next spring and summer.

COMMITTEE REPORTS

NORTHERN MORaine UTILITY – Solek

Solek explained that the utility commission has received a letter from Aquarius Technologies stating they will not meet their obligation to eliminate the production of sludge. Solek reported that Aquarius expects to eliminate about 70% of the sludge, but not everything by the November timeline. The Commission is working on trying to have Aquarius pay for the sludge storage and removal. Solek explained that with the weather in spring, not as much bacteria has formed as Aquarius had thought. The Commission will continue to monitor the situation and Solek stated that there may be a need for some sludge storage in the future.

Wolf commented that he had gone to the last meeting and thought Solek does a nice job at the meetings and asks good questions. Wolf did question that Aquarius has never put in a system like this in a northern state.

Solek stated he will keep the Board informed about developments with the sludge storage and removal.

LIBRARY BOARD – Klahn

- 1) The Board had received the minutes from August 8th, 2011 meeting and the following are highlights from the September 12th, 2011 meeting.
- 2) The Library Board adopted a grievance policy that is similar to the one for the Village.
- 3) The Library Board put together a committee to discuss homebound services.
- 4) The budget committee met to discuss the library's 2012 budget.

ADMINISTRATION AND FINANCE – Rudnick

- 1) The Committee met on September 8th and 15th, 2011.
- 2) The Committee reviewed the employee handbook with the employees and made some changes.
- 3) The Committee is looking at room tax and Village expenses related to tourism activities.
- 4) The Committee has begun work on the 2012 budget process.

CDA –Rudnick

- 1) The Board had received the minutes from June 15th, 2011 meeting and the following are highlights from the September 15th, 2011 meeting.
- 2) The CDA continued working on its strategic planning process and Rudnick distributed information with the CDA goals and objectives for its strategic plan to the Board.

PUBLIC WORKS – Wolf

- 1) The Board had received the minutes from September 6th, 2011 meeting and the following are highlights from the September 15th, 2011 meeting.
- 2) The Committee recommended the hiring of Pat Zorn to the full-time public works position.
- 3) The Committee will be interviewing candidates for the open part-time public works position.

PROTECTION OF PERSON AND PROPERTY – Kapellen & Klahn

- 1) The Board had received the minutes from August 15th, 2011 meeting and the following are highlights from the September 20th, 2011 meeting.
- 2) Kapellen reported that the Village is looking at using a part-time building inspector from the Village of Howards Grove for a period of time.
- 3) Mark Landgraf is looking into the possibility of relocating the sirens and its costs. He will come back to the committee with this information.
- 4) The Committee recommends passing Chapter 4: Police Ordinance.
- 5) Zorn provided the Committee with an update of the fire truck and needed equipment for the truck. The total cost for all the radios, equipment, change orders, and air packs was \$34,357.35. This was slightly more than the Committee was expecting. The Fire Department can pay for the radios with a grant they have received. In order to finish the truck, the Village will need to pay about \$3,500.00. The truck may be available on Monday for pickup.

- 6) Klahn reviewed where the funding for the equipment and change order will come from. Klahn stated that \$3,500 will be used from the 2011 fire department budget, \$5,000 can be taken from the TIF fire truck account, and the Committee voted to take the remaining money needed from the aerial truck pool account.

PRESIDENT'S REPORT – Rudnick

There was nothing to report.

UNFINISHED BUSINESS

Ban of Concealed Weapons Ordinance-Second Reading

Trustee Kapellen introduced Ordinance -557-Revising Ordinance 8.24 Regulating Firearms and Dangerous Weapons in Regards to Banning Concealed Weapons in Municipal Buildings.

Ordinance 557 was given its second reading.

Police Ordinance-Chapter 4-First Reading

Trustee Shovan introduced Ordinance 558-Revising Chapter 4 Police Department in the Village Book of Ordinances.

Ordinance 558 was given its first reading.

**ORDINANCE 558
VILLAGE OF ELKHART LAKE
SHEBOYGAN COUNTY, WISCONSIN**

REVISING CHAPTER 4 POLICE DEPARTMENT ORDINANCE

WHEREAS, in reviewing the Village Ordinance Book the Board of Trustees of the Village of Elkhart Lake has decided that Chapter 4 regarding the Police Department needs to be revised, and

NOW THEREFORE, BE IT RESOLVED, that Board of Trustees of the Village of Elkhart Lake after having three readings on the ordinance and in accordance with Wisconsin State Statutes and Municipal Code does hereby ordain as follows:

- 2) That Chapter 4 be hereby revised to read as follows:

CHAPTER IV
POLICE DEPARTMENT

4.01 ORGANIZATION OF THE POLICE DEPARTMENT.

(1) **PERSONNEL.** The Police Department shall consist of the Chief of Police and such police officers as the Village Board may prescribe by ordinance or resolution. Officers shall serve orientation periods as prescribed by the Chief, and during that time an officer may be laid off or terminated, with or without cause, and without recourse.

(2) **SALARY AND COLLECTION OF FEES.** The Chief and the police officers shall receive a salary as fixed by the Board and shall not be entitled to any other compensation. All fees, bail deposits, and other special remuneration or funds collected or received by the

department or any officer thereof shall be deposited with the Clerk-Treasurer not less than weekly.

(3) TENURE OF CHIEF OF POLICE, POLICE OFFICERS. The Chief of Police shall be appointed by the Village Board. The Chief may be removed at any time for cause by a majority vote of the members of the Village Board. Other members of the Police Department shall hold office subject to the power of the Police Chief and the Police Review Commission. The Chief of Police has the power to suspend a subordinate for just cause, but the suspension must be reported to the Chair of the Protection of Person and Property Committee; subordinates can then appeal the suspension and request a hearing by Police Review Commission, The Police Review Commission can suspend or remove any officers at its pleasure, subject to appeal to the Village Board.

4.02 POLICE REVIEW COMMISSION. There is created a 3-person Police Review Commission, who shall be appointed by the Village President and confirmed by the Village Board. Such positions shall have such duties as are provided under the provisions of Section 61.65(1)(am), Stats., to provide a fair review of any suspension, reduction, suspension and reduction, or removal of any police chief or other law enforcement officer of the Village. The three-members of the Police Review Commission shall be appointed when needed.

4.03 POWERS AND DUTIES OF CHIEF OF POLICE.

(1) The Chief of Police shall possess the powers, enjoy the privileges, and be subject to the liabilities conferred and imposed by law upon marshals and constables.

(2) He shall obey all lawful written orders by the President and Village Board.

(3) He shall cause the public peace to be preserved and see that all laws and ordinances of the Village and State are enforced, and whenever any violation thereof shall come to his knowledge, he shall cause the requisite complaint to be made and see that the evidence is procured for the successful prosecution of the offender or offenders.

(4) He shall exercise supervisory control over all the personnel of his Department, and may adopt, subject to the approval of the Village Board, rules, and regulations for the government, discipline, equipment, and uniforms of police officers.

(5) He shall be solely responsible for the care and condition of the equipment used by his Department.

(6) He shall keep an accurate and complete record of all complaints, arrests, traffic violations, convictions, and dispositions of the Department.

4.04 GENERAL POWERS AND DUTIES OF POLICE OFFICERS. Each officer of the Department shall possess the powers conferred on marshals and constables by law, shall preserve the public peace, and enforce the laws and ordinances of the State and Village, subject to the orders, rules, and regulations of the Chief, the President, and the Village Board.

4.05 POWER OF ARREST. The Chief of Police and any police officer may arrest any person(s) in the Village found in the act of violating any law or ordinance of the Village or State or aiding or abetting in such violation. They may arrest without warrant all persons whom they have reasonable grounds to believe have violated any law or ordinance and who will be apprehended unless immediately arrested. Any officer may take any arrested person(s) in their charge and confine him or her, and may within a reasonable time bring such person before the court having jurisdiction thereof to be dealt with according to the law.

4.06 NEGLECT OF DUTY. Any member of the Police Department who neglects or refuses to enforce the laws of the State of Wisconsin or the Ordinances of the Village, or rules made by proper authority, or who is convicted of a job-related crime, shall be subject to discipline, or expulsion, by action taken by the Village Board.

4.07 SPECIAL PEACE OFFICERS. The President and each Trustee shall be officers of the peace and may suppress in a summary manner any riotous or disorderly conduct in the streets or public places of the Village.

4.08 ASSISTANCE BY CIVILIANS. All persons in the Village, at the request of any police or peace officers shall promptly aid and assist such officer in the execution of his duties.

4.09 ASSISTING ESCAPE OF PRISONERS. No person shall assist any person in the custody of any police or peace officer to escape or attempt to escape from such custody.

4.10 PENALTY. Any person who shall violate any provision of this Chapter shall be subject to penalty as provided in Sec. 20.04 of this Code.

BE IT FURTHER RESOLVED, that this ordinance will become effective upon its publication and posting.

Grievance Policy-Adoption

The Board reviewed the grievance policy for Village employees. It was drafted and reviewed by the Village attorney.

(Klahn/Sadiq) moved to approve the grievance policy as presented.

By Roll Call Vote
Motion Carried Unanimously

Hire Full-Time Public Works Employees

Rudnick reported that Pat Zorn has accepted the full-time public works department job offer.

(Sadiq/Shovan) moved to approve his full-time employment on the condition that he receives his CDL by October 1st.

Wolf asked what it means if Zorn does not have his CDL by October 1st. Rudnick stated that it would mean a delay in his full-time position.

By Roll Call Vote
Motion Carried Unanimously

Zoning Ordinance Change – Side Yards

Trustee Kapellen introduced Ordinance 559- Revising Zoning Ordinance Sections 16.30-16.32 Side Yard Setbacks for Accessory Buildings.

(Klahn/Sadiq) moved and seconded to Ordinance 559- Revising Zoning Ordinance Sections 16.30-16.32 Side Yard Setbacks for Accessory Buildings.

Motion Carried Unanimously
by roll call vote

ORDINANCE 559
VILLAGE OF ELKHART LAKE
SHEBOYGAN COUNTY, WISCONSIN

REVISING ZONING ORDINANCE SECTIONS 16.30-16.32
SIDE YARD SETBACKS FOR ACCESSORY BUILDINGS

WHEREAS, The Board of Trustees of the Village of Elkhart Lake, Sheboygan County, Wisconsin, does hereby ordain as follows:

That pursuant to the Municipal Code of the Village of Elkhart Lake, Section 16.27, and after considering the recommendation of the Planning Commission, and after hearing the public's comments at a legally noticed public hearing held on September 20th, 2011, the zoning ordinance affecting Sections 16.30, 16.31, and 16.32, dealing with side yard setbacks for accessory buildings is hereby amended as follows:

- 16.30(7)(d)** Side Yards Accessory Building on lots with widths less than (<) seventy (70) feet.
Minimum one side three (3) feet.
Side Yards Accessory Building on lots with widths greater than or equal to (≥) seventy (70) feet.
Minimum one side six (6) feet.
- 16.31(7)(d)** Side Yards Accessory Building on lots with widths less than (<) seventy (70) feet.
Minimum one side three (3) feet.
Side Yards Accessory Building on lots with widths greater than or equal to (≥) seventy (70) feet.
Minimum one side six (6) feet.
- 16.32(7)(d)** Side Yards Accessory Building on lots with widths less than (<) seventy (70) feet.
Minimum one side three (3) feet.
Side Yards Accessory Building on lots with widths greater than or equal to (≥) seventy (70) feet.
Minimum one side six (6) feet.

BE IT RESOLVED, that this ordinance will become effective upon its publication and posting.

Attest:
Approved and Adopted this
20th day of September, 2011

Alan S. Rudnick, President

Jeanette L. Moioffer, Clerk

Steve Kapellen, Trustee

NEW BUSINESS

“Trick or Treat” Hours

(Wolf/Garton) moved to set “Trick or Treat” hours from 3-5 p.m. on Sunday, October 30th, 2011.

Motion Carried Unanimously

TRUSTEE REPORTS

Garton stated she had met with Ann Buechel-Haack about the school’s budget. They are expecting the budget to be down slightly because the evaluation has been flat. The district has instituted serious cuts over the last few years.

COMMUNICATIONS

The “Wisconsin Magazine of History” is available in the clerk’s office.

CLERK’S REPORT

Moioffer had nothing to report.

VOUCHER APPROVAL

The following library vouchers were approved by the Library Board and sent to the Board for approval and payment:

V-459	National Exchange Visa	Library videos & music.	\$337.91
V-462	WE Energies	Library August power & light	314.05
V-468	Badger office City	Library-copy paper	35.95
V-469	Baker and Taylor	Library books, audio, & dvd’s	1,465.85
V-470	Bella’s Custom Design	Library memorial plate for bench	24.00
V-474	Clerk’s Petty Cash Fund	Library cleaning supplies	21.22
V-475	Demco, Inc.	Library office supplies	200.62
V-476	Discount paper products	Library office supplies	77.56
V-477	Eastern Shores Library	Library shared automation	86.31
V-478	Edgarton, St. Peter	Library legal expenses	30.00
V-479	Elkhart Lake Library	Petty cash fund	50.00
V-481	Feed Mill Market	Library Cleaning supplies	22.51
V-482	Frontier	Library Phone Service	82.66
V-483	Gale Group	Library books	89.07
V-488	Globalcom	Library long distance service	10.90
V-494	Michelle Galloway	Library August cleaning	216.00
V-498	Penworthy Company	Library books	456.31
V-515	Wisc. Newspress	Library programs	40.00
V-517	Wis. Public Service	Library natural gas	15.50
	Total library		\$52,990.96

(Klahn/Sadiq) moved that the Library vouchers be paid as presented.

Motion Carried Unanimously

The following Water Department vouchers were approved and sent to the Board for approval and payment:

WV-161	U.S. Cellular	Water cell phone	\$36.27
WV-162	WE Energies	Power & light	1,446.62
WV-163	Village of Elkhart Lake	Sewer Col.	784.85
WV-164	Village of Elkhart Lake	Sewer Col	849.36
WV-165	Clerk's Petty Cash	Water postage to mail samples	29.89
WV-166	Diggers Hotline, Inc.	Diggers hotline fees	31.32
WV-167	Ferguson Waterworks	Water hydrant painting	1,000.00
WV-168	Frontier	Water phone & internet service	54.58
WV-169	Globalcom Inc.	Water long distance	6.53
WV-170	Hawkins Water Treatment	Water Chlorine	4.44
WV-171	Utility Service co. Inc.	Water qty. inspection	1,410.75
WV-172	Village of Elkhart Lake	Water wages-August	3,303.46
WV-173	Village of Elkhart Lake	Water taxes 1 st , 2 nd , 3 rd qt.	41,250.00
WV-173	Wisconsin Public Service	Water Natural Gas	11.01
WV-174	Wis. Rural Water Association	Water training-Pat Zorn	105.00
WV-175	Village of Elkhart Lake	Sewer Col	2,227.32
WV-176	Village of Elkhart Lake	Sewer Col	377.67
	Total water bills		\$53,368.63

(Shovan/Sadiq) moved that the Water Utility vouchers be approved and paid as presented.
Motion Carried Unanimously

The following C.D.A. vouchers were approved and sent to the Board for approval and payment:

V-466	Associated Wealth Manage.	CDA bonds interest	\$52,690.00
V-467	Assoc. Trust Company	Bank fee-manage./payments	726.00
	Total C.D.A. bills		\$53,416.00

(Sadiq/Kapellen) moved that the CDA vouchers be approved and paid as presented.
Motion Carried Unanimously

The following general vouchers were presented to the Board for approval and payment:

V-457	Citgo	Garage/Police gas	\$1,730.53
V-458	Fire Apparatus & Equip.	Rhine Fire Vehicle Maint.	4,601.80
V-459	National Exchange Visa	Water patrol, shop sup., etc.	565.33
V-460	U.S. Cellular	PW & Tourism cell phone	96.34
V-461	Verizon Wireless	Police Wireless broadband	71.58
V-462	WE Energies	Power & Light -August	7,611.74
V-463	Wisconsin Towns Assoc.	Potter-Budget/Fin workshop	60.00
V-464	ADP screening & selection	Police employee ck-Schlessler	10.10
V-465	Amy Andrews	Village Beautification-plants	25.17
V-471	Benefit Advantage	Flex plan monthly fee	35.00
V-472	Randy Boeldt	Gas in lieu of mileage	44.50

V-473	Cal & Gus Motors	Police & garage vehicle maint.	336.67
V-474	Clerk's petty cash fund	Postage, clean supplies, etc.	34.26
V-478	Edgarton, St. Peter & Petak	Village Legal Service	1,219.50
V-478	Edgarton, St. Peter & Petak	Fire Dept. Legal Service	247.00
V-480	Elkhart Lake Water Dept.	Hydrant rental 1 st , 2 nd , 3 rd qt.	66,750.00
V-481	Feed Mill Market	Cleaning supplies	26.08
V-482	Frontier	Phone & internet service	534.55
V-484	Pamela Garton	Village Beautification-plants	88.37
V-485	General Fire Equip. Co, Inc.	Police Festoon type bulb	18.62
V-486	George's Tree Service	Tree removal & trimming	1,870.00
V-487	Grota Appraisals,. LLC	Assessor service	4,450.00
V-488	Globalcom	Long distance service	42.97
V-489	Elkhart Lake Fire Dept.	3 rd Quarter bills	3,505.06
V-490	Hawley, Kaufman & Kautzer	Police legal services	1,017.00
V-491	JSM Communications, inc .	Replace garage cell phone	54.98
V-492	Larry's Hauling	Refuse & recycling Coll.	6,793.59
V-493	Lulloff Hardware	CC replace kitchen faucet	97.96
V-494	Michelle Galloway	August Cleaning	216.00
V-495	Millhome Nursery	Spring & summer planters	1,078.75
V-496	Northern Moraine Utility	Sewage Treatment	17,769.72
V-497	Pat's Tire Service	Garage-tires 86 Int.	888.00
V-499	Pomp's Tire Service	Police tires	298.00
V-500	Principal Life	Employee life insurance	102.76
V-501	Elkhart Lake-Glen School	Cell lease to school	1,434.30
V-502	Schetter Electric	Statue base-PVC piping	37.99
V-503	SCHRC	Board-annual membership	100.00
V-504	Sheb. County Treasurer	Court Assessments-August	545.80
V-504	Sheb. County Treasurer	Street repair-Angle street	157.14
V-504	Sheb. County Treasurer	Garage-Vehicle repair	1,315.55
V-505	St. Nicholas Hospital	Police blood draw	32.00
V-506	Staples	Clerk office supplies	52.96
V-507	State of Wisconsin	State Court Assessments	2,051.00
V-508	TDN Tree Services LLC	Hang race banners	302.50
V-509	Techno Taxi	Police safe ride program	446.00
V-510	Temple Display, LTD	Christmas decorations	197.78
V-511	The Uniform Shoppe	Police-uniform allowance	132.90
V-513	U.S. Cellular	Police cell phone	84.03
V-512	Viking Electric Supply, Inc.	CC light bulbs	64.35
V-514	Village of Elkhart Lake	F.D. Lawn clipping	356.50
V-515	Wisc. Newspress Inc.	Publish PH zoning	32.98
V-516	Wisconsin Supreme Court	Court clerk seminar	20.00
V-517	Wisconsin Public Service	Natural gas	93.39
	Total General checks		\$129,749.10
	Total September Payroll Expenses		\$77,413.86
	Total		\$207,162.96

(Klahn/Sadiq) moved and seconded that the September vouchers be approved and paid as presented.

Motion Carried Unanimously

(Wolf/Garton) moved and seconded to adjourn the meeting at 7:49 p.m.

Motion Carried Unanimously

Jeanette L. Moioffer, Clerk

Prepared by: Jessica Reilly, Deputy Clerk-Treasurer/Administrator

ANNOUNCEMENTS

The following is the schedule for regular meeting of the Board of Trustees of the Village of Elkhart Lake and **tentative** meetings of the Planning Commission and CDA:

CHECK OUT THE VILLAGE WEB SITE www.elkhartlake.com

WEDNESDAY, October 12, 2011 – 6:00 P.M.	PLANNING COMMISSION
MONDAY, October 17, 2011 – 7:00 P.M.	BOARD OF TRUSTEES
WEDNESDAY, October 19, 2011 – 6:00 P.M.	CDA
MONDAY, November 7, 2011 – 7:00 P.M.	BOARD OF TRUSTEES

The Village of Elkhart Lake requests persons requiring auxiliary aids and service for participation in the above meeting contact the Clerk twenty-four (24) hours prior to the meeting. All meetings are held in the general meeting room of the Grashorn Memorial Civic Center, located at 84 North Lake St. in Elkhart Lake unless noted.

THE DEADLINE FOR BEING PLACED ON THE AGENDA FOR ANY REGULAR BOARD MEETING WILL BE AT 5:00 P.M. ON THE WEDNESDAY PRIOR TO THE REGULAR MEETING MONDAY AND ONE WEEK PRIOR TO A COMMITTEE OR COMMISSION MEETING.

Municipal Office is located in the Grashorn Memorial Civic Center and is open on Monday through Friday from 9:00 a.m. to 12:00 noon and 1:00 to 4:30 p.m. The office is also open at 6:00 p.m. prior to all regular board meetings. Please call and make an appointment for special needs.

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VILLAGE BOARD MEMBERS

PRESIDENT: Alan Rudnick (611 Otto Way) 876-3113

TRUSTEE: Mike Wolf (POB 506) 876-3100

TRUSTEE: Steven Kapellen (POB 271) 876-2177

TRUSTEE: Pam Garton (674 Birchwood Drive) 876-2376

TRUSTEE: Richard Sadiq (POB 188) 876-3732

TRUSTEE: Lynn Shovan (POB 86) 876-2056

TRUSTEE: Rola Ann Klahn (POB 14) 876-2513

YARD WASTE DUMPSTER

A DUMPSTER IS PROVIDED AT THE VILLAGE GARAGE FROM **APRIL THRU OCTOBER**. CURRENT HOURS ARE WEDNESDAYS FROM 2 P.M. to 6 P.M. and SATURDAYS FROM 8:30 A.M. to 3 P.M. **This is for yard waste only, not lake waste!** YARD WASTE, LEAVES/BRUSH/GARDEN DEBRIS ETC. WILL NOT BE PICKED UP CURBSIDE. A TRUCK FOR LARGE BRUSH OR TREES CAN BE OBTAINED BY CALLING THE VILLAGE GARAGE AT 876-2231.



No Firearms or Weapons are Allowed Inside
Village-Owned Buildings per Village
Ordinance 8.24

LARRY'S HAULING HAS A NEW PHONE NUMBER 920-458-2327

*Larry's Hauling large item pick up,
appliance pick up, and electronic pick up.*

- Call for Current Pricing

For any pick-ups you must call ahead to notify Larry's Hauling.



JUST A REMINDER: Winter parking regulations are in effect from November 15th through April 1st. This means no parking from 2:00 a.m. to 6:00 a.m. on the village street and as posted in public parking lots.

DOG OWNERS:

VILLAGE ORDINANCE 8.32 ANIMAL FECES. Any person owning or having control of any animal shall **CLEAN UP** the feces of such animal immediately and dispose of it in a sanitary manner when the animal has defecated on the property of another or on **PUBLIC PROPERTY**. PLEASE BE AWARE, THE SIDEWALK, THE AREA BETWEEN THE SIDEWALK AND STREET (PARKWAY), THE STREET, LAKE STREET WALKWAY, AND ALL PARKS AND PARKING LOTS **ARE PUBLIC PROPERTY!!**



TRICK OR TREAT HOURS
SUNDAY,
OCTOBER 30TH, 2011
3:00 P.M. TO 5:00 P.M.

