

Minutes of the regular meeting of the Board of Trustees of the Village of Elkhart Lake held on Monday, July 7th, 2008 at the Grashorn Memorial Civic Center in the Village of Elkhart Lake with the agenda having been duly posted on Thursday, July 3rd, 2008 between the hours of 2:40 P.M. and 3:12 P.M. at National Exchange Bank and Trust, the Elkhart Lake Post Office, Community Bank and Trust, Marshall's One Stop Shop and the Municipal Office.

President Menne called the meeting to order at 7:10 P.M. with the following trustees present: Rola Ann Klahn, Steven Kapellen, Yvonne Landgraf, Alan Rudnick and Tom Nelson. Trustee Gary Kussow was absent.

Others in attendance included: Jeanette Moioffer, Clerk; Randy Boeldt, Chief of Police; Lola Roeh of the Osthoff; Laurie Stecker of Siebken's; Judy Salzwedel of Victorian Village; Scott Steeno for Verizon; Mike Wolf; Jeff and Gail Miller; Jim and Jeanne Moersch; Lynn Shovan of Lake Street Cafe; Dennis Wieck and Emmitt Feldner for the Review.

The Pledge of Allegiance was recited.

It was the consensus of the Board that the agenda was approved.

(Landgraf/Rudnick) moved that the May 5th, May 19th, and May 29th, 2008 minutes be approved with the following corrections:

May 2nd, 2008 – Committee Reports – Administration and Finance – Item 3, sentence two the word “where” should be changed to “were”.

May 19th, 2008 – Trustee Reports – Paragraph 5 – Sentence four should have the “a” removed prior to the word representative.

Motion Carried Unanimously

The June 2nd and June 16th, 2008 minutes were tabled until the next meeting.

(Kapellen/Landgraf) moved that the June Treasurer's report be approved with \$16,092.52 in the general money market.

Motion Carried Unanimously

PUBLIC COMMENT –

Jeff and Gail Miller were present indicating that they would like to have more information on the proposed fire station.

GUESTS –

Judy Salzwedel, Chairman of the Tourism Commission, discussed the change of policy concerning drinking on the street. Salzwedel noted that until recently if a person was stopped for drinking on the street there were asked to pour out their beverage and properly dispose of their container and were warned that drinking on the street is in violation of the law but they were not ticketed. Salzwedel indicated that a

number of citations were issued last week. Salzwedel noted that since special permission is given at times, it becomes confusing to the visitor to Elkhart if drinking on the street is or is not allowed.

Moioffer provided the Board with a review of the question by the Department of Revenue. Menne read the response from the DOR noting that Class "B" establishments cannot serve drinks to go in an open container, it is against state law. Laurie Stecker indicated that they did have employees stationed outside to make sure that customers did not leave with an open container. Stecker noted that again, it is a matter of educating everyone.

Trustee Kussow questioned what the quality of life is for a resident if they have to put up with crowds, noise, dirty streets, fights and people urinating on their lawns every weekend.

Salzwedel commented that the policy of allowing the police to use their discretion had always worked. Rudnick indicated that he thought the police should be allowed to do their job as in the past and that the establishments and their staff need to work with the police. Hearing no further discussion, it appeared to be the consensus of the Board that the Police would return to their former policy of asking violators to pour out their drinks and give them a warning.

POLICE CHIEF'S REPORT –

Boeldt reported that the weekend of July 4th and the Firemen's Picnic went well. Discussion was held on the Firemen's Parade with Klahn suggesting that the Police or Fire Department should look for parade volunteers to help control the crowds especially in areas heavy with children that have a tendency to run out in the street especially if candy is thrown. Chief Boeldt will discuss these issues with the Fire Department.

COMMITTEE REPORTS –

Administration and Finance - Landgraf

- 1) Discussed fire station tax impact and gathered the information that will go out to the taxpayers.
- 2) Bonding will be done the first meeting in August.
- 3) There will also be a fund raising committee organized to look into raising funds for the fire station.

Fire Station Construction – Kapellen

- 1) Met with contractors and sub-contractors and prepared a time line that completes the fire station in January of 2009.
- 2) Presently a few days behind because of rain, will begin with footings on Tuesday.
- 3) RVT has been testing and documenting the soils as we requested.
- 4) Looking at a ground breaking ceremony in two weeks which will be organized by Selmer with Selmer notifying the media.
- 5) Kapellen will look into putting prices together for changing all of the doors to glass doors and the cost to install in floor heating.

Economic Development - Rudnick

- 1) Continue to work with Steve Knapp to put a site plan together for Knapp's project which is increasing in size.
- 2) Stephanie will be working with Gary Roeh and Hillcrest sometime in September.
- 3) The Sheboygan County Chamber of Commerce has scheduled a signing ceremony for the Guiding Principals to work in concert with all Sheboygan County Communities on economic development

UNFINISHED BUSINESS –

Hillcrest Development Agreement Amendment - Moioffer

- 1) Road vacation process will take 40 days, hearing date scheduled for September 2nd, 2008 at 6:45 p.m. will need publication 3rd class notice.
- 2) Hillcrest can proceed with construction since the Village amended their developer's agreement to change the size of the street that will eventually be abandoned.

Verizon Conditional Use Permit

Discussion was held on the request of James and Jeanne Moersch for the Village to share a portion of the rent that the Village will receive from the Verizon lease due to the addition of buildings, equipment and the fire siren on the water tower site devaluating their property.

President Menne asked that the Protection of Person and Property Committee look at the need to sound the fire siren for fires and at noon time.

The following items were identified as issues:

- 1) Kussow was concerned that Nsighttel had not fenced in their equipment. Moioffer reported that it is her recollection that the fence was eliminated by request of the Public Works Department.
- 2) The placement of the Verizon building regarding the easement. Steeno explained that the building is placed in the middle of the easement which allows them the ability to be on their easement and work around their building.
- 3) Trees will be planted to block the site of the building.

Kapellen suggested that the Moerschs can bring their concern of the devaluating of their property to the Board of Review for their consideration.

Menne reported that this plan has been approved by the Planning Commission.

(I-Klahn Landgraf/Kapellen) introduced, moved and approved the following resolution upon a roll call vote with Nelson, Klahn, Menne, Kapellen and Landgraf voting aye and Kussow and Rudnick voting no.

**RESOLUTION NINETEEN – 2008
VILLAGE OF ELKHART LAKE
SHEBOYGAN COUNTY, WISCONSIN**

GRANTING OF CONDITIONAL USE PERMIT

WHEREAS, Verizon Wireless, has made a proper application to the Board of Trustees of the Village of Elkhart Lake requesting a Conditional Use Permit; and

WHEREAS, the Elkhart Lake Planning Commission has reviewed that application and recommends approval; and

WHEREAS, the Board of Trustees has held a public hearing to ascertain any concerns that the public may have concerning this request; and

WHEREAS, the Board of Trustees did hear the objections expressed by James Moersch, the neighboring property owner and whereby; Verizon agreed to plant trees around their facility to create a buffer between their facility and the Moersch property;

NOW THEREFORE, BE IT RESOLVED, that the Board of Trustees of the Village of Elkhart Lake direct Steve Rautmann, Building Inspector to issue the following Conditional Use Permit:

CONDITIONAL USE PERMIT
VILLAGE OF ELKHART LAKE

The undersigned, Building Inspector of the Village of Elkhart Lake, pursuant to the authority vested in me by the Village of Elkhart Lake Municipal Code Sec. 16.04, and after compliance with said ordinance with a public hearing held on July 7th, 2008 and upon recommendation by the Village of Elkhart Lake Planning Commission and approval of the Board of Trustees of the Village of Elkhart Lake, hereby issue a **CONDITIONAL USE PERMIT** to

VERIZON WIRELESS PERSONAL COMMUNICATIONS LP,
a Delaware limited partnership d/b/a/ Verizon Wireless

for the following purpose:

1) TO INSTALL CELLULAR ANTENNAS ON THE WATER SPHERE AND A RADIO STATION EQUIPMENT CABINET SHELTER ADJACENT TO THE WATER SPHERE ON THE VILLAGE PROPERTY IN ACCORDANCE WITH THE WATER TOWER AND GROUND SPACE LEASE ATTACHED HERETO (ATTACHMENT A).

affecting the following property located in the Village of Elkhart Lake:

VILLAGE OF ELKHART LAKE
633 Arbor Drive
PARCEL NO. V4 29 3.44A S29 T16 R21
TAX KEY 59121585160

The following conditions shall be complied with as a condition of the issuance of this permit:

ENTER INTO AND COMPLY WITH THE WATER TOWER AND GROUND SPACE LEASE ATTACHED HERETO (ATTACHMENT A)

This permit shall expire upon termination of the lease attached hereto.

Attest:
Adopted and approved this
7th day of July, 2008

Peter J. Menne, President

Jeanette L. Moioffer, Clerk

Rola Ann Klahn, Trustee

(Klahn/Nelson) moved and seconded to authorize President Menne and Clerk Moioffer to sign the Verizon Lease Agreement as presented (Exhibit A).

Ayes: Nelson, Klahn, Kussow, Menne,
Kapellen, Landgraf

Nays: Rudnick

Motion Carried

(Landgraf/Rudnick) moved and seconded to deny the application to put a vending machine in front of Serendipity Two at 264 East Rhine Street due to its proximity in a primarily residential neighborhood.

Motion Carried Unanimously

Discussion was held on the need for an informational meeting as it relates to the information that will be sent out to the residents and taxpayers. The Administration and Finance Committee will meet on July 15th to finalize the letter to the residents and bring it back to the Board for approval.

(Rudnick/Landgraf) moved and seconded to table any decisions on the proposed informational meeting and the information on the fire station for the web site until a final package of information is developed.

Motion Carried Unanimously

NEW BUSINESS

(Rudnick/Landgraf) moved and seconded that President Menne be authorized to represent the Village as an authorized signer at the signing ceremony for Guiding Principals as developed by the Sheboygan County Chamber of Commerce.

Motion Carried Unanimously

(Klahn/Nelson) moved and seconded that the following applicants be granted operator license renewals for the licensing year ending June 30, 2009: Donna Kuchinski and Donna Klemme for June Vollrath Park; Angela Lefeber for Lola's on the Lake; Kristina Kosak and Kristina Knowles for Siebken's Resort; Jacob Schiessi for the Brown Baer; Michael Toney and Ann Buechel-Haack for Quit Qui Oc.

Motion Carried Unanimously

(Rudnick/Landgraf) moved and seconded that the following new applicants be granted operator licenses for the licensing year ending June 30, 2009: Cecilia Barber and Matt Clemens for Quit-Qui-Oc and Morgan Bett for Firemen's Park.

Motion Carried Unanimously

TRUSTEE REPORTS –

President Menne complimented the Fire Department on the aid that they gave to the Glenbeulah Fire Department at their major fire.

President Menne also complimented the Fire Department on the great display of fireworks that they presented on July 4th.

Nelson reported that the Osthoff claims that there is no documentation concerning access to the Village Beach across the Osthoff property.

Nelson also reported that the Osthoff will strip the stain off of one of the benches of the Village that they stained without Village knowledge or approval to determine if such action is warranted.

Klahn requested that an announcement be made before each meeting that all cell phones should be silenced.

Rudnick reported that a resident on Elkhart Lake Drive complaining that the seal coating was done the week of July 4th when properties were busy and the road could not be used for a time. Nelson explained that the company that does the seal coating works state wide and one has to adapt to their schedule or the price would increase for a special trip.

Landgraf reported that the landscaping is completed at Lions Park but the sod may be re-evaluated.

Menne asked that the Tree Commission look at the lilac trees on East Rhine Street to evaluate their condition since he feels that they have seen some damage around the trunk area.

Klahn complimented the firemen and Mark Landgraf for initiating a state resolution for Fireman Al Ammerman for the aid he gave to the Kuhn family.

COMMUNICATIONS –

Thank you notes were read from the Roger Spindler family upon the deaths of his father and his mother-in-law. Gary Kussow thanked the Board for the rose bush given to him in memory of the passing of his mother. Moioffer read a thank you from the Chamber for the repairing of their front step.

Moioffer provided the Board with copies of FOCUS, the League Legislative Bulletin, Capitol Connections, the Tourism e-mail newsletter, notification of the Town's Association meeting, information from Attorney St. Peter on personal e-mail accounts, and a letter from Marcia and Richard Schamberger..

Moioffer reported that the State Historical Society publication "Columns" is available in her office.

CLERKS REPORT – Moioffer

Moioffer reported that the re-evaluation of the Village has started and letters should be received by residents asking them to call for an appointment.

Moioffer reported that there have been many calls this week concerning the water quality of the lake and wanted Board members to know that the Village does not test the water nor are they required to test the water.

Moioffer reported that there have been some misunderstandings concerning parliamentary rules and will provide the Board with some information with their next meeting packet.

Attorney St. Peter will be at our meeting on the 4th of August to discuss new legislative issues and e-mail information.

(Landgraf/Rudnick) moved that the Board go into closed session at 9:12 p.m. under Wisconsin State Statute 19.85(1)(e) for discussing public business involving private competition. Deliberating or negotiating the purchasing of public properties, the investing public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.

Motion Carried Unanimously
by a roll call vote

(Kussow/Kapellen) moved that the meeting be adjourned at 9:31 p.m.

Motion Carried Unanimously

Jeanette L. Moioffer, Clerk

Minutes of a special meeting of the Board of Trustees of the Village of Elkhart Lake held on Friday, July 11th, 2008 at the Grashorn Memorial Civic Center in the Village of Elkhart Lake with the agenda having been duly posted on Wednesday, July 9th, 2008 between the hours of 3:25 P.M. and 4:00 P.M. at National Exchange Bank and Trust, the Elkhart Lake Post Office, Community Bank and Trust, Marshall's One Stop Shop and the Municipal Office.

President Menne called the meeting to order at 10:15 A.M. with the following trustees present: Rola Ann Klahn, Gary Kussow, Yvonne Landgraf, Alan Rudnick, Trustee Kapellen and Tom Nelson.

Others in attendance included: Jeanette Moioffer, Clerk;; Patrick Zorn and Ron Feldmann.

Discussion was held on the drafting of a letter to the Sheboygan Press concerning the article that appeared in the Press on Wednesday, July 9th, 2008.

Trustee Rudnick provided the Board with a draft of a letter which was edited to present a positive response.

Discussion was held on the need for the Board to be unified. Menne agreed (Scout's Honor) to refrain from giving negative comments on the fire station.

(Rudnick/Landgraf) moved and seconded that Moioffer modify the letter as discussed, provide each Board member a copy of the modified letter and e-mail the approved letter to the Sheboygan Press.

(Landgraf/Rudnick) moved that the meeting be adjourned at 12:10 p.m.

Motion Carried Unanimously

Jeanette L. Moioffer, Clerk

Minutes of the regular meeting of the Board of Trustees of the Village of Elkhart Lake held on Monday, July 21st, 2008 at the Grashorn Memorial Civic Center in the Village of Elkhart Lake with the agenda having been duly posted on Friday, July 18th, 2008 between the hours of 11:35 A.M. and 12:10 P.M. at National Exchange Bank and Trust, the Elkhart Lake Post Office, Community Bank and Trust, Marshall's One Stop Shop and the Municipal Office.

President Menne called the meeting to order at approximately 7:22 P.M. with the following trustees present: Alan Rudnick Yvonne Landgraf, Gary Kussow, Steven Kapellen, Rola Ann Klahn and Tom Nelson.

Others in attendance included: Jeanette Moioffer, Clerk; Steven Rautmann, Public Works Superintendent; Randy Boeldt, Chief of Police; Mike Wolf; Karleen Peterson; Jennifer Liermann; Tony Schwaller; Faye Seboe; Catherine Stayer; Jim and Patty Schreiber and Emmitt Feldner of the Review.

The Pledge of Allegiance was recited.

(Rudnick/Kussow) move items and XII New Business B-Piers and XI – Old Business A-Conditional Use Permit up to this time on the agenda.

Motion Carried Unanimously

XII – New Business – Piers –
Catherine Stayer Pier

Rudnick reported that the Administration and Finance Committee recommends that Catherine Stayer be allowed to replace the top of her deck due to its deterioration and the hazard status of fiberglass.

(Rudnick/Kapellen) moved and second that Catherine Stayer be allowed to replace her deck boards which are presently fiberglass due to their deterioration and unsafe statutes.

Motion Carried Unanimously

Schreiber Pier

Landgraf reported that it is the recommendation of the Administration and Finance Committee that Jim and Patty Schreiber be allowed to maintain the present deck size of their pier and add a 12 foot section to the walkway portion of their present pier to extend it out to 17 inches of water, to allow them to dock their boat. Due to bay conditions, the Schreibers found it necessary to abandon their present docking buoy because of riparian rights. Also, there were no additional docking buoy sites available that would not impede water transportation and the location of the present pier is too shallow to dock a boat.

(Kapellen/Landgraf) moved and seconded that Jim and Patty Schreiber be allowed to extend their pier in accordance with the above recommendation of the Administration and Finance Committee.

Motion Carried Unanimously

XI – Unfinished Business –
Liermann Conditional Use Permit

(I-Rudnick Kussow/Klahn) introduced, moved, seconded and unanimously approved by a roll call vote the following resolution:

**RESOLUTION TWENTY– 2008
VILLAGE OF ELKHART LAKE
SHEBOYGAN COUNTY, WISCONSIN**

GRANTING OF CONDITIONAL USE PERMIT

WHEREAS, Jennifer Liermann has made a proper application to the Board of Trustees of the Village of Elkhart Lake requesting a Conditional Use Permit; and

WHEREAS, the Elkhart Lake Planning Commission is scheduled to review her application at their next meeting and this Conditional Use Permit is only valid pending approval by the Planning Commission; and

WHEREAS, the Board of Trustees has held a public hearing to ascertain any concerns that the public may have concerning this request; and

WHEREAS, the only objection that was raised by the public questioned whether the garage could be removed as was proposed with the original Conditional Use Permit;

NOW THEREFORE, BE IT RESOLVED, that the Building Inspector, Steven Rautmann be authorized to issue the following permit:

**CONDITIONAL USE PERMIT
VILLAGE OF ELKHART LAKE**

The undersigned, the Building Inspector of the Village of Elkhart Lake, pursuant to the authority vested in him by the Village of Elkhart Lake Municipal Code Sec. 16.04, and after compliance with said ordinance with a public hearing held on July 21st, 2008 and upon recommendation of the Village of Elkhart Lake Planning Commission and approval and authorization of the Board of Trustees of the Village of Elkhart Lake, hereby issues a **CONDITIONAL USE PERMIT** to

JENNIFER LIERMANN

for the following purpose:

PROVIDE OFFICE SPACE FOR THREE BUSINESSES

affecting the following property located in the Village of Elkhart Lake:

**92 South Lincoln Street (State Highway 67)
Parcel #59121582130
V4 Osthoff 3.07 S.29 T.16 R.21
OSHTOFF ADD. LOT 7 BLK 3**

The following conditions shall be complied with as a condition of the issuance of this permit:

- 1) Operate under normal operation hours.
- 2) Signage must conform to Village Ordinance 16.90 for commercial signs which requires approval of the Planning Commission.
- 3) Must have regular fire inspections.
- 4) Must abide by the rules and regulations of all local, county or state authorities.

This permit shall be reviewed Planning Commission and renewed by the Village Board prior to **April 1st, 2010**, or it will expire.

Attest:

Adopted and approved this
21st day of July, 2008

Peter J. Menne, President

Jeanette L. Moioffer, Clerk

Alan Rudnick, Trustee

PUBLIC COMMENT – None

The June 2nd and June 16th, 2008 minutes were tabled until the next meeting.

PUBLIC WORKS REPORT – Rautmann

- 1) The alley and Sugar Bush Court are paved.
- 2) Beach railings should be finished in the next week.
- 3) Have been busy hauling brush due to the storm. Village property is in good shape.
- 4) Have a storm water wash out issue on North East Street and will try to televisive to determine if the pipe is broke.

NORTHERN MORAINÉ REPORT – Solek

- 1) Provided the Board with a copy of the agenda for the July 14th meeting
- 2) Provided the Board with a copy of the minutes of the June 9th meeting.
- 3) Reviewed the report on the Demonstration Project for the sludgless technology.
- 4) Explained that the Foth Service Agreement Addendum is to conduct a study for upgrades.

POLICE CHIEF REPORT – Boeldt

Boeldt reported that there were troubles with the radios operating during the recent storm but the cellular phones did work in this area.

Boeldt reported that everything went well and estimated that there were at least 30,000 people in town on Friday for the Vintage Concourse. Boeldt indicated that the cars were parked on the walkway and he walked on the walkway on Saturday morning to check if there was any damage and only noticed a few fluid spills which have already lightened up since it rained.

Discussions were held on the following issues for the Vintage Concourse: 1) street drinking and signage, 2) garbage collection, 3) the parade, 4) lack of an ambulance/first aid unit as requested, 5) parking cars on the walkway on Saturday night 6) no agreement concerning possible damage on the walkway, 7) loud music 8) scheduling of police personnel.

COMMITTEE REPORTS –

Library Board – Nelson

- 1) Provided the Board with minutes of the June 12th, 2008 meeting.
- 2) Putting in a new system for collection and lending with funding coming from memorials and gifts.
- 3) Summer children's program going well.
- 4) Will conduct a survey to see if hours should be shifted from Saturday to Friday.
- 5) Minor changes were made in the gifts and memorials language.
- 6) Evaluated the Director on her fiscal responsibility and community service.

Administration and Finance – Landgraf

- 1) Rudnick presented information that will be presented to the Town of Rhine. (Cover letter, Ehler's spread sheet, Rhine/Elkhart break down, Fire Dept, annual report) Will be given until September 30th, 2008 to act on this. Rudnick noted that if there is no response from the Town of Rhine as of October 1st, 2008, they will be given the mandatory two year notice to

- end contract agreements between the Village and the Town of Rhine.
- 2) Peddlers ordinance has been tabled.
 - 3) The Fire Station Fund Raising Committee will meet Wednesday, July 23rd.
 - 4) Landgraf reviewed the informational letter that will be sent to the residents and taxpayers. Discussion followed on either sending Ehler's spread sheet or Menne's spread sheet with the letter.

(Klahn/Kussow) moved and seconded that the Ehler's spread sheet be included with the informational letter that is being sent to all residents and taxpayers.

ayes: Nelson, Klahn, Kussow, Kapellen,
Rudnick, Landgraf
nays: Menne
Motion Carried

Planning Commission – Menne
Postpone until July 30th, 2008

Protection of Person and Property – Kapellen

- 1) Recommend that the Board consider not blowing the fire siren at noon or when there are fires and use it strictly as a weather alerting mechanism. Kapellen will check with Chief Reiss to see if the fire department has any problems with this system.

(Rudnick/Kapellen) moved and seconded to refrain from blowing the fire siren at noon and for fires for a six month trial period pending the agreement of the fire department.

Motion Carried Unanimously

- 2) Are looking to other communities to see how they control stray cats.
- 3) Landgraf reported that the Emergency Response Team worked well in response to the major storm on Wednesday, July 16th. Kapellen reported that Chief Boeldt indicated that there were some communication problems and Mark Landgraf will be looking into that situation.

Tourism Commission – Rudnick

- 1) Provided the Board with copies of the June 11th, 2008 meeting.
- 2) New ad agency continues to fine tune advertising strategies.
- 3) ARTfest for 2008 is scheduled as normal but may be changed for 2009 because of the SCCA Run Off.
- 4) Kyle Petty and his group came through last Sunday and a good crowd was out to see them.
- 5) Will be doing some random surveys on the street.

Municipal Planning & Development

Fire Station Committee -- Kapellen

- 1) Reviewed the Town Rhine information which Rudnick had reviewed earlier.
- 2) Discussed making all the doors glass for a cost of \$11,980.00.
- 3) Discussed changing the heat system to the in-floor for \$71,855.00 total cost which should be paid back in savings in a few years. (The cost does not reflect the credit of the present system cost already in the bid)

Public Works – Nelson

- 1) Met with the Osthoff and will get written documentation as to the access to the Village Beach.
- 2) Have had some issues with people using the Village Beach digging large holes.

UNFINISHED BUSINESS –

Moioffer explained that to vacate a portion of a Village street, a resolution must be introduced, it must be filed with the Register of Deeds, Notices need to be delivered to identified property owners, and 40 days must pass before the resolution can be passed and the street would be officially vacated.

Trustee Kapellen introduced the following resolution for the Boards consideration after the appropriate time frame has expired:

**RESOLUTION TWENTY - 2008
VILLAGE OF ELKHART LAKE
SHEBOYGAN COUNTY**

VILLAGE BOARD RESOLUTION FOR DISCONTINUING VILLAGE HIGHWAY

RESOLVED, that the Village Board of the Village of Elkhart Lake introduces the following resolution regarding the discontinuation of a Village highway:

This Resolution affects the Village Road known as **East Maple Street**.

The legal description and a scale map is attached hereto, marked “Exhibit A” and made a part hereof.

The owners of record of lands through which the highway passes, the owners of lands abutting the highway and the owners of lands serviced by the highway are as follows:

Benevolent Corporation Cedar Communities
Hillcrest Elkhart LLC
Grace Lutheran Church
Wisconsin Public Service
Peter J. Menne

The Village Board shall schedule a hearing on the discontinuation of said highway and shall publish a Class 3 Notice under Chapter 985 at least thirty (30) days before the hearing and give notice by registered mail to the owners of lands through which the highway passes, the owners of lands abutting the highway and the owners of lands serviced by the highway. In addition, notice shall be provided to the Department of Natural Resources, the Department of Transportation and any Sheboygan County land conservation committee.

A Lis Pendens shall be filed within ten (10) days after the introduction of this resolution.

(Landgraf/Kussow) moved and seconded that the Village authorize Trustee Kapellen to sign a change order for the addition of glass doors and the change to in-floor heating for the fire station for a total cost of \$71,443.02.

Ayes: Nelson, Kussow, Klahn, Kapellen,
Rudnick, Landgraf

Nays: None
Abstain: Menne

Trustee Nelson provided the Board with some draft pages for the Employee Handbook being developed to ascertain their opinion on Employee Evaluations and Performances and the assignment of work to an employee other than routine work and undertakings.

Nelson reported that the items he had placed on the agenda concerning the construction of the fire station have been answered previously in this meeting. Kapellen noted that he has been informed that the ground breaking date is scheduled for July 28th, 2008 at 12:15 p.m.

NEW BUSINESS –

(Klahn/Rudnick) moved and seconded that President Menne be authorized to sign the Foth Service Addendum for Northern Moraine.

Motion Carried Unanimously

(Rudnick/Kapellen) moved and seconded to grant the Chamber of Commerce a Class B Picnic Permit for Fermented Malt Beverages for Downtown Night, Monday, August 11, 2008.

Motion Carried Unanimously

(Rudnick/Landgraf) moved and seconded to grant Kathleen Gebler for the Feed Mill Market and Jackie Hansman for the Paddock Club Operator Licenses for the licensing year ending June 30, 2009.

Motion Carried Unanimously

TRUSTEE REPORTS –

Trustee Kussow reported that the Economic Development Committee met on July 11th, 2008 with John Rogers of the Sheboygan County Chamber and Dennis Russell from the State of Wisconsin. Russell noted that at this point, the Village would not qualify for any state grants. Kussow indicated that they are still meeting with Steve Knapp who has increased the size of his project and is presently working with Don Albright to review his site needs. Kussow reported that both Road America and the City of Plymouth are also interested in this project.

Trustee Landgraf requested that the signage on the barricades on the Walkway be changed to identify it as a public walkway to alleviate the notion that the walkway is owned by The Osthoff and is private property.

Discussion again turned to the use of the walkway for concourses and it was the consensus of the Board that there should be discussions with Road America concerning present and future uses of the walkway and expected concourses for next year. President Menne indicated that he, along with the Administration and Finance Committee will meet with Geroge Bruggenthies of Road America.

CORRESPONDENCE – Moioffer

Moioffer provided the Board with a copy of FOCUS, the Capitol Report by Joe Leibham.

CLERKS REPORT – Moioffer

Moioffer reported that Attorney St. Peter will be attending the next meeting to bring the Board up on some recent legislative and judicial issues and answer any procedural questions the Board may have.

VOUCHER APPROVAL

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

V-375	WE Energies	Library power & Light	\$227.15
V-376	Bankcard Services	Videos, Equipment, Postage	384.57
V-380	Globalcom Inc. USA	Library long distance service	5.91
V-389	Badger Office City	Library-printer toner	136.97
V-390	Gale Group	Library large print book	9.31
V-392	Baker & Taylor	Library books	915.08
V-393	Bardon Enterprises	Cleaning supplies	87.50
V-400	Demco, Inc.	Library supplies	259.87
V-404	Elkhart Lake Water Dept.	2 nd quarter water	9.16
V-406	Fortes Grand Corporation	Library security software	138.00
V-407	Globalcom Inc. USA	Library long distance service	6.43
V-414	Kone, Inc.	Library elevator maintenance	167.58
V-417	Michelle Galloway	Cleaning June	234.00
V-420	O & W communications	Children's Computer	394.84
V-433	Nancy Van Voorhis	Library computer games	103.68
V-434	Verizon	Phone service	79.64
V-437	Imagetec LP	Library copy machine rental	174.00
V-443	Wisconsin Public Service	Natural Gas	<u>30.23</u>
	Total Library		\$3,363.92

(Landgraf/Nelson) moved that the Library vouchers be approved and paid as presented.

Motion Carried Unanimously

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

WV-110	U.S. Cellular	Cell phone service	\$75.71
WV-111	Bankcard Services	Water Dept. postage	27.00
WV-112	WE Energies	Power & Light	916.83
WV-113	HD Waterworks supply	2 1" Meters & connection	437.08
WV-114	Village of Elkhart Lake	Sewer collection	250.16
WV-115	Village of Elkhart Lake	Sewer collection	4,011.20
WV-116	Village of Elkhart Lake	Sewer collection	5,200.82
WV-117	AWWA	Annual dues-Rich	68.00
WV-118	Diggers Hotline	Diggers Call fees	38.75
WV-119	Corson & Peterson	Water 2007 audit	1,500.00
WV-120	Elkhart Lake Water Dept.	2 nd quarter water-well house	31.27
WV-121	Globalcom	Water long distance service	4.64
WV-122	Hawkins Water Treatment	Water-Chlorine	433.39
WV-123	Lulloff Hardware	Water-cable ties	13.99
WV-124	Village of Elkhart Lake	Wage-June	2,626.51
WV-125	Sun Graphics	Print CCD	264.39
WV-126	Superior Electric	Burial ground	104.38
WV-127	Verizon	Water phone service	37.87
WV-128	Wisconsin Public Service	Natural Gas	20.68
WV-107	Village of Elkhart Lake	Sewer collection	5,318.32
WV-108	Village of Elkhart Lake	Sewer collection	<u>3,947.61</u>
	Total Water		\$25,328.60

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

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

V-398	Corson & Peterson	TIF annual statement	<u>\$400.00</u>
	Total C.D.A. & TIF		\$400.00
Transfer	To General Checking	Previously Paid for	
		Fire Station Const.	<u>\$233,908.85</u>
	Total CDA & TIF Transfer and Payments		\$234,308.85

(Klahn/Kussow) moved that the CDA/TIF vouchers and transfers be approved and paid as presented

Ayes: Nelson, Kussow, Klahn, Kapellen,
 Rudnick, Landgraf

Nays: None

Abstain: Menne

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

V-375	WE Energies	Power & Light	\$6,378.75
V-376	Bankcard Services	Computer, postage, misc.	1,726.98
V-377	Dept. of Emp.Trust Fund	Income cont. insurance	253.17
V-378	Dept. of Emp. Trust Fund	Employee health insurance	6,641.70
V-379	Burkhart Heisdorf Insurance	Insurance-1 st quarter	23,729.00
V-380	Globalcom Inc., USA	Long distance service	37.18
V-381	Citgo	Garage/Police/ gas	\$1,965.06
V-382	ADP Screening & Selection	Police Employee screening	10.10
V-383	Airgas North Central	F.R. Oxygen	46.20
V-384	Ambassador Steel Fabric.	Fire Station	26,330.00
V-385	Arno Pfeifer Inc.	Grass seed	36.40
V-386	Aurora Medical Group	Police employee physicals	93.00
V-387	Aurora EAP	Employee Assist. Program	70.20
V-388	Autumn Ridge Landscaping	Lions Park seed & water	2,724.00
V-389	Badger Office City	Clerk office supplies	137.48
V-391	Brown Baer Bar	County Crime--Seizing ID	50.00
V-393	Bardon Enterprises	Park/ cleaning supplies	392.50
V-394	Benefit Advantage	Flex plan fee	35.00
V-395	Cal & Gus Motors	Garage oil change	21.65
V-396	Classic Coatings, Inc.	Beach railings paint	3,966.34
V-397	Community Bank & Trust	F.D. June rent	4,000.00
V-398	Corson & Peterson	2007 Audit	6,100.00
V-399	H Krueger/Crabby Cabby	Police safe ride program	396.00
V-401	Dept. of Admin.	Code Updates	162.00
V-402	Edgarton, St. Peter, Petak &	Village legal services	2,448.49
V-403	Elkhart Lake Postmaster.	Clerk postage	84.00
V-404	Elkhart Lake Water Dept.	2 nd quarter water	416.70
V-405	Fasse Paint Co., Inc.	Beach railing paint	82.30
V-407	Globalcom Inc., USA	Long distance service	45.37
V-408	Gluck Tree Care	Memorial park landscaping	5,310.00
V-409	Hawley, Kaufman & Kautzer	Police legal service	558.00

V-410	ID-Access	Police name badge	10.00
V-411	Kapur & Associates	Engineering Fees	1,618.00
V-412	Kiel Sand & Gravel	Beach sand	281.52
V-413	Joan Koebel	Tourism mileage	117.20
V-415	Larry's Hauling	Refuse & recycling Coll.	4,809.30
V-416	Lulloff Hardware	Depot/ beach repair, supplies	54.13
V-417	Michelle Galloway	Cleaning June	234.00
V-418	Millhome Nursery	Spring & summer flowers	1,688.00
V-419	Northern Moraine Utility	Sewage Treatment	21,873.14
V-420	O & W Communications	Police equipment upgrade	80.98
V-421	Pomp's Tire Service, Inc.	Police tires	408.00
V-422	Principal Life	Employee life insurance	111.87
V-423	Sheboygan Auto Glass	Police replace windshield	293.78
V-424	Sheb. County Treasurer	Court fines-June	207.50
V-424	Sheb. County Treasurer	Street maintenance	308.72
V-425	Sherwin Industries	Street sign-yield pedestrian	488.14
V-426	Struck & Irwin Paving, Inc.	Partial payment slurry seal	5,824.71
V-427	Sun Graphics	Police business cards	72.00
V-428	The Selmer Company	Fire station payment #1	190,933.85
V-429	Rachel Tinkle	Court restitution	200.00
V-430	The Uniform Shoppe	Police-part time uniform	103.40
V-431	Thomson West	Police-Search & Seizure sub.	168.00
V-432	U.S.Cellular	Police cell phones	77.46
V-434	Verizon	Phone Service & Internet	575.47
B-435	24/7 Towing	Police-towing charge	80.85
V-436	State of Wisconsin	State Court Assessments	755.21
V-438	Timeless	Chamber railing	400.00
V-439	Willard Quasius Equipment	Equipment rental-street	130.68
V-440	Wisc. Dept. of Justice	Police state computer time	222.00
V-441	Wisc. Dept. of Justice	Police conference	25.00
V-442	Wisc. Newspress Inc.	Publish PH, Ord. #532	154.06
V-443	Wisconsin Public Service	Natural gas-June	91.44
V-444	B & M Waste Service, Inc.	Downtown night port-a-potty	260.00
V-445	Tents, Inc.	Downtown night tents rental	405.00
V-446	Richard Solek	Wastewater oper. annual due	40.00
	Total		\$327,299.21
	July Wage Expenses		<u>\$ 55,410.04</u>
Total July Expenses			\$382,709.25

(Landgraf/Kapellen) moved to approve and pay the general vouchers as presented.

Motion Carried Unanimously

(Kapellen/Rudnick) moved that the meeting be adjourned at approximately 8:35 p.m.

Motion Carried Unanimously

Jeanette L. Moioffer, Clerk

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

REMEMBER – GARBAGE COLLECTION THE WEEK OF SEPTEMBER 1ST WILL BE ON THURSDAY INSTEAD OF WEDNESDAY (DUE TO LABOR DAY)

MONDAY, August 25th, 2008 – 9:00 A.M.

MONDAY, August 25th, 2008 – 7:30 P.M.

ADMINISTRATION & FINANCE COM.
BOARD OF TRUSTEES WITH THE TOWN
OF RHINE AT THE TOWN OF RHINE
HALL

TUESDAY, September 2nd, 2008 – 7:00 P.M.

WEDNESDAY, September 3rd, 2008 – 6:00 P.M.

BOARD OF TRUSTEES
TREE COMMISSION

TUESDAY, SEPTEMBER 9TH, 2008 – 7:00 A.M. TO 8:00 P.M. FALL PRIMARY ELECTION

WEDNESDAY, September 10th, 2008 – 6:00 P.M.

MONDAY, September 15th, 2008 – 7:00 P.M.

PLANNING COMMISSION
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.

The “Meals-on-Wheels” **Senior Food and Fellowship** site is a great success!! Come and join everyone and bring a friend at 11:00 A.M. on the **LAST THURSDAY** of each month at the Grashorn Civic Center at 84 N. Lake Street in Elkhart Lake. Reservations must be made by the Wednesday prior to the meal. Call your reservations in to Mary Richter at 892-6592. The cost of the meal is about \$4.00-donations will be accepted but are not necessary to attend. BRING A FRIEND!!

The Village is looking for a few dedicated individuals who would be willing to service on a fund raising committee for the new fire station. Please call Frank Thielmann at 876-2771 if you are interested. Thanks.

President: Peter Menne (876-2590) Property Management, New Construction, Weeds, Parks
 Vehicles & Equipment, Municipal Services
 Trustee: Gary Kussow (876-3086) New Industry, Refuse Collection, Recycling, Emergency
 Response, First Responders, Recreational Develop.
 School
 Trustee: Rola Ann Klahn (876-2513) Ordinances, Nuisances, Pollution, Insect Control, School
 Trustee: Yvonne Landgraf (876-2536) Finance, Bondings, Vettings, Budget, Animal Control
 House to House Sanctions, CDA
 Trustee: Steve Kapellen (876-2177) Police, Fire, Village Planning, Library Administration,
 Trustee: Alan Rudnick (876-3113) Insurance, Employee Policy, Building Authority, Economic
 Development, CDA, Tourism
 Trustee: Thomas Nelson (876-3431) Streets, Sidewalks, Drainage, Sewer, Tree Commission,
 Clerk: Jeanette Moioffer (876-2122) Beach Tags, Building Permits, Taxes, Licenses
 Garage: Steven Rautmann (876-2231) Building Insp. & Public Works Super.
 Richard Solek (876-2231) Water Operator and Public Works
 Police: Randy Boeldt, Chief (876-2244) Non Emergency Line
 Fire Chief: John Reiss (876-3333) Non Emergency Line

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 WILL BE ON THURSDAY INSTEAD OF WEDNESDAY (DUE TO LABOR DAY)**
