

Village of Mount Horeb

138 E Main St/Mount Horeb, WI 53572/(608) 437-6884/Fax (608) 437-3190/vilmth@mhtc.net
Website: www.mounthorebwi.info

VILLAGE BOARD
WEDNESDAY, JANUARY 6, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board November 18, 2009 and December 2, 2009 meeting minutes
 - B) Committee Reports
 - C) Public Works Laborer Position Job Description
- 4) Discuss Village Property Values.
- 5) Consider Resolution 2010-01, "FOR A CONDITIONAL USE PERMIT TO OPERATE A BEAUTY PARLOR IN R-1 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT".
- 6) Consider Revolving Loan Fund Manual.
- 7) Consider Letter of Intent from Dane County 911 Director regarding Interoperable Radio Communications System.
- 8) Consider request from YMCA to carry over Youth Center funds to 2010.
- 9) 2010 Street Project update from Village Engineer, Rob Wright.
- 10) Consider Dumpsters on Village property.
- 11) Village President's report.
- 12) Village Attorney's report.
- 13) Village Administrator's report.
- 14) Village Clerk/Treasurer's report.
- 15) Adjourn.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
JANUARY 6, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, McNall, DeWitt, Hoffman, Haroldson and Becker. Also present were Village Administrator Bierke, Clerk/Treasurer Sutter, and Village Attorney Dregne. The Pledge of Allegiance was recited.

Public Comments: None.

Consent Agenda: The consent agenda items were reviewed. Hoffman moved, Becker seconded to approve all consent agenda items as listed, carried by voice vote. The consent agenda items were: Village Board November 18, 2009 and December 2, 2009 minutes, Committee Reports, and Public Works Laborer Position Job Description.

Revolving Loan Fund Manual: Dregne provided a copy of the manual with his remarks written on them. The comments were reviewed, with some discussion. It was decided to have the comments reviewed by the Revolving Loan Fund Committee. Becker moved, Grindle seconded to send it back to the Revolving Loan Fund Committee for review and have it available for the Committee of the Whole meeting next week, carried by voice vote.

Village Property Values: Discussion concerned how the assessed value and fair market value is determined. Bierke explained the state sets the fair market value for each municipality based on some formula. It is for informational purposes only and does not affect the property taxes. Property taxes are calculated based on the assessed value that is set locally by the Board of Review. Bierke explained that there is a proposal to transfer the valuation process to the county level. **If that occurs, Dane County will handle the village's valuation process.** No action was taken.

Conditional Use Permit-Beauty Parlor: The application, as approved by the Plan Commission, was reviewed. Haroldson moved, Hoffman seconded to approve **RESOLUTION 2010-01 "FOR A CONDITIONAL USE PERMIT TO OPERATE A BEAUTY PARLOR IN R-1 SINGLE FAMILY RESIDENTIAL ZONING DISTRICT"**, carried by voice vote.

Dane County Interoperable Radio Communications System: A Letter of Intent from Dane County Public Safety Communications was reviewed. The letter gives the Village two options on the proposed radio system. The first option is to accept the system and contribute to the maintenance cost starting in 2013. The second option allows the village to decline participation in the system. The Board members agreed the radio system was good for all concerned. Discussion concerned how the system should be funded. Haroldson moved, McNall seconded to adopt **Option B as the village's** position, carried by voice vote.

YMCA Funds Carryover from 2009: Bierke explained the YMCA was requesting to carryover \$1,000 of 2009 funds to use in 2010 for the Youth Center. He questioned whether it was good practice to allow departments to carryover funds each year. Discussion concerned whether denying the request would penalize the good fundraising efforts for the Youth Center. Steinhauer moved, Hoffman to approve the request, carried by voice vote.

2010 Street Project Update: Rob Wright of Held Associates was present to review the 2010 street projects. He explained the S First Street project would be bid out this month and should be ready to be awarded at the March Village Board meeting. Wright also reviewed the Lake Street project. Discussion concerned speed calming measures that can be taken to slow traffic down. Several options were reviewed. The main decision will be what street width will work. Public meetings will be held to get the resident's opinions. Bierke noted the village was also waiting for an agreement from Dane County for cost sharing on this project.

Dumpsters on Village Property: Bierke explained that there are dumpsters that are currently located on village property behind the municipal building. There have been issues with these dumpsters causing problems with traffic flow, snow removal, odors, etc. Alternative solutions were discussed. One option that was discussed concerned building a shed and leasing the space to the business owners. It was decided to invite property owners and business owners to the Committee of the Whole meeting for further discussion.

Village President's Report: Steinhauer requested permission to move the Committee of the Whole meeting to 3pm for January 13 so that he could attend a meeting on the proposed Dane County radio system. Steinhauer also announced that Duluth Trading Company had an accepted offer on the property formerly used by the Mustard Museum. The business is expected to open later this year.

Village Attorney's Report: None.

Village Administrator's Report: Bierke reported that a Public Works vehicle was involved in an accident with a parked car. The car was parked illegally, with another car parked on the other side. It was decided to increase enforcement of the winter parking ordinance by ticketing and/or towing cars that are parked illegally. There was also discussion on changing the ordinances to allow the Village to declare a snow emergency when necessary. Bierke also reviewed a memo concerning an increase in the garbage and recycling fee for village residents. This increase is expected to cover the increased contract costs and fuel adjustments.

Village Clerk/Treasurer's Report: Sutter reviewed the names of the four candidates for three Village Trustee seats for the Spring Election. She also noted that three candidates had filed for the Multijurisdictional Municipal Judge seat. **That is handled by the County Clerk's office. A spring primary will be necessary** to reduce the three judge candidates to two.

Adjournment: There being no further business before the open meeting, Becker moved, Grindle seconded to adjourn the meeting at 8:45 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer

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VILLAGE BOARD
WEDNESDAY, JANUARY 13, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **2:45pm** in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Roll call
- 2) Consider Revolving Loan Fund Manual.
- 3) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
SPECIAL VILLAGE BOARD MEETING MINUTES
JANUARY 13, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 2:45 p.m. Present were Trustees Grindle, McNall, DeWitt, Hoffman, and Haroldson. Trustee Becker arrived at 2:53pm. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Revolving Loan Fund Manual: Bierke explained that the Revolving Loan Fund Committee had reviewed and updated the manual after reviewing the Village **Attorney's** comments. The draft manual as proposed today included those changes. Several additional wording changes were also discussed. Hoffman moved, Haroldson seconded to approve the manual with the additional wording changes, carried by voice vote.

Adjournment: There being no further business before the Board, Hoffman moved, Becker seconded to adjourn at 3:04 p.m., carried by voice vote

Minutes by Cheryl J. Sutter, Clerk/Treasurer

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VILLAGE BOARD
FRIDAY, JANUARY 15, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 10:15 am in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Roll call
- 2) Consider an update on the utility garage project.
- 3) Closed Session – pursuant to State Statute 19.85(1)(g) Conferring with Counsel. Conferring with legal counsel who either orally or in writing will advise the Village Board on strategy to be adopted with respect to current or likely litigation. Regarding the Utility Garage Construction Project.
- 4) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
SPECIAL VILLAGE BOARD MEETING MINUTES
JANUARY 15, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 10:15 a.m. Present were Trustees McNall, Becker, and Haroldson. Trustees Grindle, DeWitt, and Hoffman were absent. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Utility Garage Project: Several members of the audience were asked to introduce themselves. Present were Attorney Kevin Palmershiem, who is representing the village on this project; Strand engineer Jerry Hutzler; Utility Commission members Jack Temby, Curt Gullick, and Judy Steinhauer; and utility employees Dave Herfel and Sarah Danz. Gary Schuetz from the Mt Horeb Mail was also present.

Hutzler explained the contract schedule required substantial completion by November 30, 2009, with final completion by December 31, 2009. Currently the project is approximately 60% completed. Progress on the project has been slow. The contractor has now verbally promised substantial completion by the end of March 2010, with final completion by June. The contract includes a \$1,200 per day penalty for not following the contract schedule, plus liquidated damages. The contractor has been given notice that they are in default. Strand Associates have also submitted a request to extend their contract on this project until June 2010 with an estimated additional cost of \$20,000. Discussion concerned payment of this additional cost.

Palmershiem explained that the village has two types of bonds on this project. The first type is a payment bond to ensure that payments are made to sub-contractors. The second type is a performance bond to ensure the project is completed. Currently the tactic has been to push the contractor to complete the project. Other options include contacting the bond holder, who would then be responsible to get another contractor to complete the project. It was decided at this time to go into closed session. All audience members except the reporter were asked to stay for the closed session.

Executive Closed Session: There being no further business before the open meeting, Becker moved, McNall seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(g) to confer with legal counsel on strategy to be adopted with respect to current or likely litigation regarding the Utility Garage Construction Project, carried by roll call vote. Aye: Steinhauer,

Becker, McNall, and Haroldson. Nay: None. The meeting adjourned into Executive Session at 10:55 a.m.

Discussion concerned the Village's options to get the project completed and payment of the additional costs on the project. During the discussion, the following motion was made:

McNall moved, Haroldson seconded to authorize an additional \$10,000 on the Strand Associates engineering contract on this project, carried by voice vote.

McNall moved, Becker seconded to reconvene into open session, carried by voice vote.

Adjournment: There being no further business before the Board, Haroldson moved, Becker seconded to adjourn at 11:55 a.m., carried by voice vote

Minutes by Cheryl J. Sutter, Clerk/Treasurer

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AMENDED
VILLAGE BOARD
WEDNESDAY, FEBRUARY 3, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board January 6, January 13, and January 15, 2010 minutes
 - B) Committee Reports
 - C) Resolution 2010-07, "RELATING TO POOL PASS FEE AMENDMENTS"
 - D) Resolution 2010-06, "RELATING TO RECREATION DEPARTMENT WAGE RANGE FOR SEASONAL POSITIONS"
 - E) Ordinance 2010-01, "AN ORDINANCE TO AMEND CHAPTER 17.37, 17.38, 17.39, 17.41, 17.42, 17.43, 17.431, 17.44, 17.45, 17.451, 17.46, 17.47, 17.471, 17.48, and Chapter 17.20(2) on AGRICULTURAL LAND USES IN THE MUNICIPAL ZONING CODE"
 - F) Ordinance 2010-02, "AN ORDINANCE TO AMEND CHAPTER 17 ARTICLE P SIGN ORDINANCE SECTIONS 17.172, 17.174, AND 17.175".
 - G) Resolution 2010-02, "FOR A CONDITIONAL USE PERMIT FOR CAR WASH AND COMPLIANCE WITH 17.63 GROUP DEVELOPMENTS"
 - H) Resolution 2010-05, "INFRASTRUCTURE, OPERATING, AND MAINTENANCE COSTS OF THE INTEROPERABLE EMERGENCY RADIO COMMUNICATIONS NETWORK"
- 4) PUBLIC HEARING: To consider 2010 Street Project - S First St between Main St and Front St.
- 5) Consider Resolution 2010-03, "PRELIMINARY RESOLUTION DECLARING INTENTION TO LEVY SPECIAL ASSESSMENTS UPON PROPERTY LOCATED IN THE VILLAGE OF MOUNT HOREB, DANE COUNTY, WISCONSIN".
- 6) Consider bid award for 2010 Street Project - S First Street.

- 7) Resolution 2010-04, "RELATING TO CREATION OF A PUBLIC WORKS LABORER POSITION".
- 8) Consider application for a Certified Survey Map for Lot 1 CSM 5785 by John Anderson.
- 9) Consider possible street closures for funeral event.
- 10) Consider Community Development Authority appointments.
- 11) Consider Class A Beer & Liquor License for Walgreen's at 1401 Bus. 18-151E.
- 12) Consider write-off of 2008 delinquent personal property taxes.
- 13) Consider budget carryover: Public Broadcasting \$1,000
Public Works \$15,000
- 14) Village President's report.
- 15) Village Attorney's report.
- 16) Village Administrator's report.
- 17) Village Clerk/Treasurer's report.
- 18) Consider Closed Session pursuant to 19.85 (1)(g) Conferring with Counsel. Conferring with legal counsel who either orally or in writing will advise governmental body on strategy to be adopted with respect to current or likely litigation. The Board will be discussing the Schlapbach Creek Appraisals and the Utility Garage construction projects.
- 19) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
FEBRUARY 3, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, McNall, Hoffman, Haroldson and Becker. Trustee DeWitt was absent. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter. The Pledge of Allegiance was recited. The Village President acknowledged the recent passing of Fire Chief Chuck Himsel on February 1. There was a moment of silence.

Public Comments: None.

Consent Agenda: The consent agenda items were reviewed. Hoffman moved, Haroldson seconded to remove item H from the consent agenda (Interoperable Emergency Radio Communications Network), carried by voice vote. Haroldson moved, Hoffman seconded to amend Resolution 2010-07 to include language after residents to say "**within village limits**", carried by voice vote. Hoffman moved, Haroldson seconded to adopt Resolution 2010-07 as amended, carried by voice vote. McNall moved, Grindle seconded to approve all consent agenda items as amended, carried by voice vote. The consent agenda items were:

- (A) Village Board minutes for January 6, 13 & 15
- (B) Committee Reports
- (C) **RESOLUTION 2010-07 "RELATING TO POOL PASS FEE AMENDMENTS"**, as amended.
- (D) **RESOLUTION 2010-06 "RELATING TO RECREATION DEPARTMENT WAGE RANGE FOR SEASONAL POSITIONS"**
- (E) **ORDINANCE 2010-01 "AN ORDINANCE TO AMEND CHAPTER 17.37, 17.38, 17.39, 17.41, 17.42, 17.43, 17.431, 17.44, 17.45, 17.451, 17.46, 17.47, 17.471, 17.48, AND CHAPTER 17.20(2) ON AGRICULTURAL LAND USES IN THE MUNICIPAL ZONING CODE**
- (F) **ORDINANCE 2010-02 "AN ORDINANCE TO AMEND CHAPTER 17 ARTICLE P SIGN ORDINANCE SECTIONS 17.172, 17.174, AND 17.175"**
- (G) **RESOLUTION 2010-02 "FOR A CONDITIONAL USE PERMIT FOR CAR WASH AND COMPLIANCE WITH 17.63 GROUP DEVELOPMENTS"**

Public Hearing-2010 Street Project S First St between Main St and Front St: No comments were heard. The public hearing was closed at 7:11pm after comments were requested three times as required by law.

Preliminary Special Assessment Resolution: Becker moved, Haroldson seconded to approve **RESOLUTION 2010-03 "PRELIMINARY RESOLUTION DECLARING INTENTION TO LEVY SPECIAL ASSESSMENTS UPON PROPERTY LOCATED IN THE VILLAGE OF MOUNT HOREB, DANE COUNTY, WISCONSIN"**, carried by voice vote.

Bid Award-2010 Street Project S First Street: Village Engineer Rob Wright reviewed bids. The low bid was \$60,573 from FH Raemisch & Sons, which was \$2,600 more than last year. Becker moved, Hoffman seconded to award the bid to FH Raemisch & Sons for \$60,573, carried by voice vote. Wright noted that the project is to start after April 1 and must be completed by May 27. Once the project is started, the contractor will have 30 days to complete.

Public Works Laborer Position: Bierke explained that the union is requesting this position include an automatic bump to Crewman I after two years. Discussion concerned whether to go forward as proposed in this resolution and wait to see if union files a grievance, or to review it with the Personnel Committee. Hoffman moved, Grindle to table until the Personnel Committee reviews the job description and makes a recommendation, carried by voice vote.

Certified Survey Map-John Anderson: Bierke reviewed the application with the Board. The application creates two lots. One of the lots will accommodate a carwash. Wright reviewed some questions that he had on the CSM. Haroldson moved, Becker seconded to refer to Plan Commission, carried by voice vote.

Street Closures for Funeral Event: Bierke reviewed the application for street use permit. Members of the Fire Department were present to discuss the plans for Chief Himsel's funeral on Monday February 8, 2010. A significant number of fire truck apparatus are expected for the event. Some no parking signs will be put up on Main Street, 4th Street, Springdale Street, and 8th Street. Haroldson moved, Hoffman seconded to approve the request with any modifications that may be required by the state, carried by voice vote.

Community Development Authority Appointments: Steinhauer moved, Hoffman seconded to appoint Jerry Schubert and Matt Lust to CDA, carried by voice vote. They will be replacing Tony Zalucha and John Buechner. The appointment is for a four year term.

Walgreen's Liquor License Application: Becker moved, Haroldson seconded to approve the license, carried by voice vote.

Write off Delinquent 2008 Personal Property Taxes: McNall moved, Haroldson seconded to approve the write off of four delinquent 2008 personal property taxes totaling \$454.09, carried by voice vote.

Budget Carryover-Public Broadcasting/Public Works: Bierke reviewed the requests of two department heads to carryover remaining 2009 funds to be used in 2010. The request is to carryover \$1,000 from the General Fund for the Public Broadcasting budget and \$15,000 from the Capital Projects Fund for additional street improvements. A budget amendment will be required to increase the 2010 expenditures. Haroldson moved, Hoffman seconded to approve the carryover of the 2009 budget as requested, carried by voice vote.

Village President's Report: Steinhauer noted that parking and traffic will be an issue this weekend and early next week due to Fire Chief **Himsel's funeral**. He requested that village residents and business owners have patience during this unique event.

Village Attorney's Report: None.

Village Administrator's Report: Bierke reminded the Board members to bring their copies of the Employee Handbook with them for the Committee of the Whole meeting next week. The meeting is at 3pm on Wednesday, February 10.

Village Clerk/Treasurer's Report: Sutter gave an update on the email server. It is expected to be ready by mid-March. She also reminded everyone of the upcoming spring primary election on February 16. The ballot will include a Court of Appeals Judge and the local Municipal Judge.

Interoperable Emergency Radio Communications Network: The proposed Resolution 2010-05 was reviewed and discussed. Haroldson moved, Grindle seconded to table until February 10, 2010 and to hold a special village board meeting prior to the Committee of the Whole meeting, carried.

Executive Closed Session: There being no further business before the open meeting, Hoffman moved, Becker seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(g) conferring with legal counsel who either orally or in writing will advise governmental body on strategy to be adopted with respect to current or likely litigation, carried by roll call vote. Aye: Becker, McNall, Hoffman, Steinhauer, Grindle, and Haroldson. Nay: None. The meeting adjourned into Executive Session at 8:06 p.m.

Minutes by Cheryl J. Sutter, Clerk/Treasurer

CLOSED SESSION

The Board discussed the Schlapbach Creek Appraisals and the Utility Garage construction project.

Hoffman moved, Grindle seconded to return to open session. Motion carried at 9:46 p.m.

Becker moved, Hoffman seconded to adjourn. Motion carried at 9:47 p.m.

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SPECIAL VILLAGE BOARD
WEDNESDAY, FEBRUARY 10, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **3:00pm** in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Roll call
- 2) Consider Resolution 2010-05, "INFRASTRUCTURE, OPERATING, AND MAINTENANCE COSTS OF THE INTEROPERABLE EMERGENCY RADIO COMMUNICATIONS NETWORK".
- 3) Adjourn.

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**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
FEBRUARY 10, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

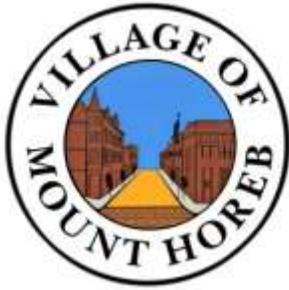
Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 3:00 p.m. Present were Trustees Grindle, McNall, DeWitt, Hoffman, and Haroldson. Trustee Becker was absent. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Steinhauer noted that he would be presenting a plaque in memory of Chuck Himsel at the March village board meeting. McNall reported that Himsel's family has stated they were in favor of planting a tree in Himsel Park. They would prefer an oak tree be planted. Hoffman also questioned whether the village could create a scholarship in Himsel's name with matching contributions. There will be further discussion at the March village board meeting.

Resolution on Interoperable Emergency Radio Communications Network: County Board representative Patrick Downing was present to discuss this issue. He reviewed a cost comparison done for a similar community. He explained that the City of Madison made up 45% of the county levy. The number of calls will be greater with the City. If the cost of the radio system is divided based on the levy all other communities would be paying 55% of the cost. If the cost is based on the number of radios and usage, the City of Madison's share would be greater. Downing stated that the County Board committees are continuing to review the various proposals and that changes are being made. Discussion concerned how the system would work if there wasn't 100% participation. Steinhauer noted that based on the information he has received, if there wasn't 100% participation in the county, the system would be worse than the current system in place. Steinhauer moved, DeWitt seconded to approve **RESOLUTION 2010-05 "INFRASTRUCTURE, OPERATING, AND MAINTENANCE COSTS OF THE INTEROPERABLE EMERGENCY RADIO COMMUNICATIONS NETWORK"**, carried by voice vote.

Adjournment: There being no further business before the Board, Haroldson moved, Grindle seconded to adjourn at 3:48 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



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VILLAGE BOARD
WEDNESDAY, MARCH 3, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3)
 - A) Chief **Charles "Chuck" Himsel** Proclamation.
 - B) Gary Frisch Proclamation for Outstanding Lineman of the Year Award.
 - C) Recognize Kathy Hagen for receiving her Wisconsin Certified Public Manager Certificate.
- 4) Consent Agenda:
 - A) Village Board February 3 and February 10, 2010 meeting minutes
 - B) Committee Reports
 - C) Arbor Day Proclamation
 - D) Resolution 2010-08, "Relating To Non-Union Employee Wages"
 - E) Resolution 2010-09, "Budget Amendment Resolution"
 - F) Resolution 2010-10, "Relating to the Local Government Labor Relations Reform Bill"
 - G) Resolution 2010-11, "Regarding Schlapbach Basin"
 - H) Revolving Loan Fund Manual (Dated March 3, 2010)
 - I) 2010/2011 Bridge Inspection Contract with Dane County
- 5) PUBLIC HEARING: To gather input regarding proposed design for street and sidewalk improvements for proposed Lake Street project.
- 6) Discuss proposed Lake Street Project and authorize Village Engineer to bid out project.
- 7) Consider Resolution 2010-12, "PRELIMINARY RESOLUTION TO LEVY SPECIAL ASSESSMENTS" for the Lake Street project.

- 8) Consider "AGREEMENT FOR RECONSTRUCTION AND JURISDICTIONAL TRANSFER OF CTH JG".
- 9) Consider liquor license application for **Walter's General Store, 304 E Main Street**.
- 10) Consider development plan outline from Plan Commission.
- 11) Consider update from the Dane County **Cities and Village's Association** meetings on DaneCom, the Interoperable Radio Communications System.
- 12) Village President's report.
- 13) Village Administrator's report.
- 14) Village Clerk/Treasurer's report.
- 15) Closed Session pursuant to 19.85(1)(c) regarding Compensation and Evaluation. The Village Board will be going into Closed Session to begin the **Village Administrator's Performance Evaluation**.
- 16) Adjourn.

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**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
MARCH 3, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, DeWitt, Hoffman, Haroldson and Becker. Trustee McNall was absent. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter. The Pledge of Allegiance was recited.

Public Comments: Gary Schutz of the Mount Horeb Mail requested to have the Schlapbach Basin Resolution taken off the consent agenda. Hoffman moved, Becker seconded to remove the Schlapbach Basin Resolution from the consent agenda, carried by voice vote.

Honors:

Chief Charles "Chuck" Himsel Proclamation: Steinhauer read the memorial proclamation for Himsel. Haroldson moved, Becker seconded to approve the proclamation as read, carried by voice vote. The plaque was presented to the Fire District.

Gary Frisch Proclamation for Outstanding Lineman of the Year Award: Steinhauer read the proclamation establishing March 12, 2010 as Gary Frisch day in Mount Horeb. Becker moved, Grindle seconded to approve the proclamation, carried by voice vote. Frisch accepted the plaque.

Kathy Hagen-Wisconsin Certified Public Manager Certificate: Hagen was recognized for receiving her certification from the Wisconsin Certified Public Manager program and was given a dozen roses from the village.

Consent Agenda: The consent agenda items were reviewed. Hoffman moved, Haroldson seconded to approve all consent agenda items as listed except the Schlapbach Basin resolution, carried by voice vote. The consent agenda items approved were: Village Board February 3 and February 10, 2010 meeting minutes; Committee Reports; Arbor Day Proclamation; **Resolution 2010-08 "Relating to Non-Union Employee Wages"**; **Resolution 2010-09 "Budget Amendment Resolution"**, **Resolution 2010-10 "Relating to the Local Government Labor Relations Reform Bill"**; Revolving Loan Fund Manual (Dated March 3, 2010); and 2010/2011 Bridge Inspection Contract with Dane County.

Schlapbach Basin: Bierke reviewed the process for coming to the decision to stop the project. The process for purchasing the land ran into problems and would cost significantly more than anticipated. The discussion then concerned

whether to continue with the project even though development would not occur in the area in the near future. The Village Board decided during those previous discussions not to go forward with the project. Haroldson moved, Hoffman seconded to amend the resolution to add language that the decision was made **not to go forward "at this time"**, carried by voice vote. Becker moved, Grindle seconded to approve **Resolution 2010-11 "Regarding Schlapbach Basin"** as amended, carried by voice vote.

Public Hearing: A public hearing was held to gather input regarding proposed design for street and sidewalk improvements for the proposed Lake Street project. The public hearing opened at 7:15 pm. Rob Wright reviewed the status of the project and the decisions made by the Committee of the Whole at previous meetings. Several comments were heard from area residents. Questions concerned placements of a stop sign, requirement for curb & gutter, whether to have sidewalks on the north end, and methods to slow down traffic. After hearing no further comments from the public, the hearing was closed at 7:44pm.

Lake Street Project: Discussion concerned what costs the county would share. It was also questioned what changes could be made in the future. Haroldson moved, Dewitt seconded to authorize the village engineer to bid the project as planned, carried by voice vote.

Preliminary Special Assessment Resolution-Lake Street: Hoffman moved, Grindle seconded to approve **Resolution 2010-12 "Preliminary Resolution to Levy Special Assessments"** for the Lake Street project, carried by voice vote.

Agreement with Dane County-Lake Street Project: The "Agreement for Reconstruction and Jurisdictional Transfer of CTH JG" was reviewed. Dewitt moved, Haroldson seconded to modify the language in section 3 to add "or at completion of the project in the event it is not completed by December 31, 2010", carried by voice vote. Becker moved, DeWitt seconded to approve the agreement as amended, carried by voice vote.

Liquor License-Walters General Store: An application was reviewed for Brenda Walter to receive a Class A Liquor & Beer license for Walters General Store that will be opening at 304 E Main Street. Discussion concerned a prior citation at another community for selling to minors. Walter provided an explanation to the Committee. Becker moved, Haroldson seconded to approve the license application, carried by voice vote.

Development Plan Outline: The proposed development plan outline, as recommended by the Plan Commission, was reviewed. Haroldson and Bierke

were commended for developing this process. The intent was to assist developers in knowing the process involved. A few language changes were discussed. The proposed outline will be reviewed further by the Plan Commission.

Interoperable Radio Communications System: Dane County Resolution 233 supporting the cost sharing and capacity principles for a Dane County Interoperable Radio Communications System was reviewed. The City of Madison and several other communities are refusing to go forward unless there is 100% participation. There are questions on how the system will work when not everyone is participating. There are many unresolved issues that need to be addressed before Dane County can go forward.

Village President's Report: Steinhauer questioned whether the Board wanted someone to attend a meeting to help answer questions on the radio system. General consensus was to invite someone to the next COW. DeWitt reported the Fire District had appointed Stan Olson as acting Fire Chief.

Village Administrator's Report: Bierke noted that the New **officials'** workshop and regional dinner meetings information available. There will be further discussion at a future meeting. He also reported the Revolving Loan Fund Committee had received an application from Hoff Associates.

Village Clerk/Treasurer's Report: Sutter reported the village auditors were working on the 2009 audit this week.

Executive Closed Session: There being no further business before the open meeting, Haroldson moved, Grindle seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(c) regarding Compensation and Evaluation for the Village Administrator, carried by roll call vote. Aye: Haroldson, Steinhauer, Grindle, DeWitt, Becker and Hoffman. Nay: None. The meeting adjourned into Executive Session at 8:35 p.m.

Minutes by Cheryl J. Sutter, Clerk/Treasurer

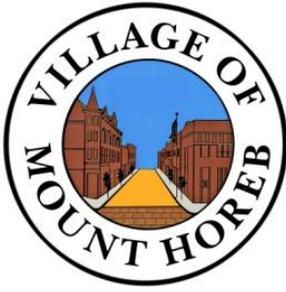
CLOSED SESSION

Open Session: Hoffman moved, Becker seconded to return to open session. Motion carried at 8:45 p.m.

Hoffman moved, Becker seconded to refer the Employee Evaluation of the Village Administrator to the Personnel Committee. Motion carried.

Adjournment: Haroldson moved, Grindle seconded to adjourn the meeting.
Motion carried at 8:46 p.m.

Minutes by Donald Steinhauer, Village President



Village of Mount Horeb

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AMENDED

VILLAGE BOARD

WEDNESDAY, APRIL 7, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board March 3, 2010 meeting minutes
 - B) Committee Reports
 - C) Resolution 2010-15, "RELATING TO UNFUNDED STATE MANDATES"
 - D) Chamber of Commerce Street Use Permit for annual Art Fair.
 - E) Ordinance 2010-03, "AN ORDINANCE AMENDING SECTION 25.04 OF THE MUNICIPAL CODE OF THE VILLAGE OF MOUNT HOREB"
- 4) PUBLIC HEARING: To consider the Village Engineer's Preliminary Special Assessment Report for street and sidewalk improvements for the 2010 Lake Street project.
- 5) Consider co-pay of storm sewer extension in 100 block of Nesheim Trail.
- 6) Discuss adding a section of the Town of Springdale to the Fire District.
- 7) Consider allowing Mount Horeb Area Chamber of Commerce to store materials in the basement of Village Hall.
- 8) Consider location of new Mayor Troll.
- 9) Consider Revolving Loan Fund Application for Hoff Associates, LLP.
- 10) Village President's report.

- 11) Village Administrator's report.
- 12) Village Clerk/Treasurer's report.
- 13) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
APRIL 7, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, McNall, Hoffman, Haroldson and Becker. Trustee DeWitt was absent. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter. The Pledge of Allegiance was recited.

Public Comments: None

Consent Agenda: The consent agenda items were reviewed. Hoffman moved, Grindle seconded to approve all consent agenda items as listed, carried by voice vote. The consent agenda items were: Village Board March 3, 2010 meeting minutes; Committee Reports; **RESOLUTION 2010-15 "RELATING TO UNFUNDED STATE MANDATES"**; Chamber of Commerce Street Use Permit for annual Art Fair; and **ORDINANCE 2010-03 "AN ORDINANCE AMENDING SECTION 25.04 OF THE MUNICIPAL CODE OF THE VILLAGE OF MOUNT HOREB"**.

Public Hearing-Special Assessments for 2010 Lake Street Project: A public hearing was held to review the Preliminary Special Assessment Report for street and sidewalk improvements for the Lake Street project. The hearing opened at 7:08pm. Village Engineer Rob Wright reviewed the basis for the calculations in the report. He explained the estimates in the report were the highest possible cost and that actual costs would be calculated when the project was completed. Several property owners had questions on the fees for their properties. After hearing no further comments, the public hearing was closed at 7:31pm. Haroldson moved, Becker seconded to approve the Preliminary Special Assessment report for 2010 Lake Street project, carried by voice vote.

Storm Sewer Extension-100 block of Nesheim Trail: The outline of a proposed agreement from the Mount Horeb Mini Storage LLC dated April 7, 2010 was reviewed. The proposed agreement shows the village would pay the engineering for design work plus half the cost of installation of the storm sewer pipe (not to exceed \$5,000). Hoffman moved, Grindle seconded to accept the agreement in principal pending execution of a written agreement documenting it, carried by voice vote. It was agreed the document could be signed after the agreement has been written.

Town of Springdale Addition to Fire District: Mark Gnabasik reported that the Mount Horeb Area Fire Department held a meeting on March 31, 2010 to review the request to add the remainder of the Town of Springdale that is currently in the Verona Fire District to the Mount Horeb Fire District. There was preliminary approval by the Fire Department subject to two conditions. Gnabasik also noted that final approval would require approval of eight of the nine fire board members. The joint agreement would also need to be modified at the annual meeting. Discussion concerned whether Springdale should make a payment towards the equipment fund for that additional area. There was also discussion on whether this may increase the need for additional equipment or building needs.

Basement Storage: Mark Johnson representing the Mount Horeb Chamber of Commerce was present to discuss the request to store materials in the basement of the municipal building. This would be temporary until permanent storage space is found. McNall moved, Becker seconded to approve the request on a temporary basis, carried by voice vote.

Location of Mayor Troll: Bierke reported the concrete Mayor Troll is expected to be unveiled the first week in June. A permanent location needs to be decided. It was agreed the first option would be the area where the Chamber hut is located, if the Chamber is willing to remove the hut and the property owner agrees. The second option would be a grassy area east of the driveway at the Welcome Center. The third option would be to replace the current troll in front of the Welcome Center.

Revolving Loan Fund Application-Hoff Associates LLP: The proposed loan terms and agreement were reviewed. Bierke reported the Gallina Companies was working on finding someone to lease their office space. They will then lease space from Hoff Associates in Mount Horeb. Hoffman moved, Haroldson seconded to approve the terms sheet, carried by voice vote.

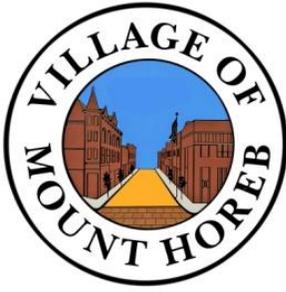
Village President's Report: Steinhauer thanked McNall and Hoffman for their years of service. The Board expressed their appreciation.

Village Administrator's Report: Bierke noted the reorganizational meeting is scheduled for 5pm on April 20, 2010. At that meeting he would expect a decision on the new officials' workshop and League dinner meetings. Bierke also reported the new village email system was now available. Board members could now set up their email accounts.

Village Clerk/Treasurer's Report: Sutter noted the Election results from the previous night. She also noted the email server was also the new server used at the municipal building. Much time was spent on the setup of the server.

Adjournment: There being no further business before the Board, Becker moved, Grindle seconded to adjourn at 8:28pm.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



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VILLAGE BOARD REORGANIZATIONAL MEETING TUESDAY, APRIL 20, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 5:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Roll call
- 2) Consider committee and commission appointments.
- 3) Consider League of Wisconsin Municipalities workshop and regional dinner meeting.
- 4) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
APRIL 20, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Oath of Office: The Oath of Office was given to the newly elected Trustees Haroldson, Anderson, and Littel prior to the meeting.

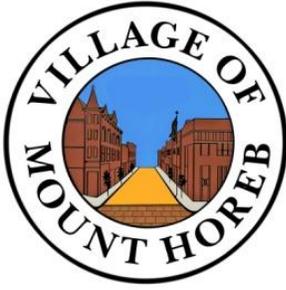
Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 5:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Commission/Committee Appointments: Steinhauer reviewed the changes to the appointments. Steinhauer moved, Haroldson seconded to approve the Commission/Committee Appointments as shown, carried by voice vote.

League of Municipalities workshop/dinner meetings: Bierke explained about the New Officials workshop in Madison on May 14. He requested that anyone who was interested in attending to contact him. He also reported about the regional dinner meetings that are held in various locations around the state. The closest location was Belmont on May 27. Again he requested interested parties to let him know if they were interested in attending.

Adjournment: There being no further business before the meeting, Becker moved, Grindle seconded to adjourn at 5:10 p.m.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



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VILLAGE BOARD
WEDNESDAY, MAY 5, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board April 7 and April 20, 2010 minutes
 - B) Committee Reports
 - C) Resolution 2010-13 "FOR A CONDITIONAL USE PERMIT FOR A DANCE STUDIO AT 102 S GROVE STREET"
 - D) Resolution 2010-14 "FOR A CONDITIONAL USE PERMIT FOR A HEALTH CLUB AT 202 E LINCOLN STREET, SUITE E"
 - E) Ordinance 2010-04 "AMENDING THE OFFICIAL VILLAGE MAP AND ZONING MAP"
 - F) RESOLUTION 2010-16 "AMENDMENT TO SECTION 125 FLEXIBLE BENEFIT PLAN"
- 4) Audience with Joy Martinson of Trail View Heights regarding stormwater issue.
- 5) Chamber of Commerce update by President Bruce Frisch.
- 6) Consider location of the Mayor Troll.
- 7) Presentation of 2009 Village Audit by Heather Acker of Baker Tilley.
- 8) Consider Contract with Strand and Associates for \$22,000 to finish Utility Garage.

- 9) Consider Public Amusements and Shows Application from American Cancer Society/Relay For Life for Grundahl Park July 23-24, 2009.
- 10) Village President's report.
- 11) Village Administrator's report.
- 12) Village Clerk/Treasurer's report.
- 13) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
MAY 5, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, Deputy Clerk/Treasurer Danz, and Village Attorney Dregne. The Pledge of Allegiance was recited.

Public Comments: None

Consent Agenda: The consent agenda items were reviewed. Little requested that 3) A) Village Board April 7 and April 20, 2010 minutes be acted on separately due to the fact that he was not on the board at that time. Little moved, Grindle seconded to approve all consent agenda items, except 3) A), carried by voice vote. The consent agenda items approved by this motion were:

- B) Committee Reports
- C) Resolution 2010-13 "FOR A CONDITIONAL USE PERMIT FOR A DANCE STUDIO AT 102 S GROVE STREET"
- D) Resolution 2010-14 "FOR A CONDITIONAL USE PERMIT FOR A HEALTH CLUB AT 202 E LINCOLN STREET, SUITE E"
- E) Ordinance 2010-04 "AMENDING THE OFFICAL VILLAGE MAP AND ZONING MAP"
- F) Resolution 2010-16 "AMENDMENT TO SECTION 125 FLEXIBLE BENEFIT PLAN"

Haroldson moved, DeWitt seconded to approve consent agenda item 3) A) Village Board April 7 and April 20, 2010 minutes, carried by voice vote. Littel abstained.

Audience with Joy Martinson of Trail View Heights regarding storm water issue: Joy Martinson addressed the board indicating she assumed that phase one of the plan to correct the storm water issue near her residence would be done before winter. Steinhauer presented a signed contract from Finks indicating a start date of May 12th and completion date of May 13th. A letter from Wayne Haskins, addressed to Mr. Nortman, indicates that they will write off on the project after it has been inspected by the village engineer.

Chamber of Commerce update by President Bruce Frisch: Bruce Frisch addressed the board concerning Chamber updates. The Mount Horeb Chamber of Commerce has been around since 1920. They currently have 215 members. They have a quarter million dollar budget, of which 60% is generated from

festivals, 25% from membership dues, and 15% from the village. The Chambers' purpose is to support businesses and schools to make Mount Horeb a better place. Trustee Mary Anderson has been appointed as the liaison for the village board. The liaison will help keep open communications between the Chamber and Village.

Next year will be Mount Horeb's 150th anniversary. Chamber representative Steve Knutson addressed the board concerning preparation for the Sesquicentennial. The Chamber realizes they cannot do this on their own and are encouraging civic organization to be involved. The Historical Society is creating a book and re-enacting photos. The Chamber has been planning for 3 months. They are asking the board for a financial commitment towards the celebration preparation. The Chamber plans include unveiling a sesquicentennial logo and marketing. They would like all business to somehow incorporate the logo and it will be included on their letterhead, envelopes, calendar, news ads, facebook page, brochures, and area guide. A "wish list" was reviewed with costs attached. The list includes roundabout banners and medallions, billboards, light pole banners and medallions. Haroldson asked about a specific date of the anniversary, Knutson said no official day can be determined. The Chamber has had several joint meetings with civic organizations and they are going to talk to the school district about incorporating the Sesquicentennial into the curriculum. The Chamber would like to see a consistent message all year long in 2011. Kickoff will be September/October 2010. Grindle asked if a "new" event will be created, and the chamber is not sure at this point. All current events will have something extra to incorporate the 150 year celebration. Next planning meeting is on May 25th. The Chamber will be selling calendars, hats, shirts, buttons, possibly medallions for light poles for fundraising purposes. A possible donation for the Sesquicentennial will be discussed at next week's Committee of the Whole meeting.

Consider location of the Mayor Troll: Haroldson and Becker agreed with the Chamber's letter recommending the placing of the troll to the right of the driveway at the Chamber of Commerce building. Dewitt indicated that she would still like to see the troll at the information hut site based on the size of the troll and that it would be closer to the village office. The current owner of the information hut site has agreed to have the troll there but there could be an issue if the property is sold. Littel moved to locate the troll in the grassy area to the right of the chamber driveway, Becker seconded, carried by voice vote.

Presentation of 2009 Village Audit by Heather Acker of Baker Tilley: Heather Acker from Baker Tilley addressed the board and reviewed the 2009 Village Audit Report. Some discussion concerned TIF District Advances. Haroldson would like to see this item discussed at Committee of the Whole. Acker says interest can be made retroactive to beginning of project.

Consider contract with Strand and Associates for \$22,000 to finish Utility Garage:

Board members reviewed a confidential correspondence from the village attorney regarding a status update on the utility garage project. The bonding company was expected to have a new contractor by tonight, but some issues have arisen. The village board may need to have a special meeting to approve the new contractor or wait until the next meeting. The original contract with Strand expired in January, and the contract was previously extended until March. The proposed extension will go until July 31st or completion. It is anticipated that the cost for both extensions will be recovered from the bonding company. Haroldson referenced the letter from the attorney advising the village to stay with Strand and the expectation that the fees will be collected from the bonding company. Haroldson moved approval of contract amendment, seconded by DeWitt, carried by voice vote. Grindle and Steinhauer want recognition that this extension is to the end of the project and no other fees will be incurred.

Consider Public Amusements and Shows Application from American Cancer Society/Relay For Life for Grundahl Park July 23-24, 2010:

Becker moved, Littel seconded to approve the public amusements and shows application from the American Cancer Society/Relay for Life for Grundahl Park July 23-24, 2010, carried by voice vote.

Village President's Report:

Duluth Trading is hoping to move into the old Mustard Museum space by the end of the year.

Village Attorney's Report: None.

Village Administrator's Report: Bierke reported the opportunity for trustees to attend a new municipals official workshop or a regional dinner and to let him know if they were interested.

Village Clerk/Treasurer's Report: None

Adjournment: There being no further business before the Board, Becker moved, Grindle seconded to adjourn the meeting at 8:30p.m., carried by voice vote.

Minutes by Sarah R Danz, Deputy Clerk/Treasurer



Village of Mount Horeb

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VILLAGE BOARD

WEDNESDAY, JUNE 2, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board May 5, 2010 minutes
 - B) Committee Reports
 - C) Ordinance 2010-08, "AN ORDINANCE TO AMEND SECTION 1.27 OF THE CODE OF ORDINANCES RELATING TO THE PARK, RECREATION, AND FORESTRY COMMISSION"
 - D) Part-time Cable Operator Job Description
 - E) Amendment to contract to Sutter's Prairie Ridge
- 4) Consider Driveway Variance for 320 Wilson Street.
- 5) Skateboard ordinance change request.
- 6) Consider recommendation for Summer Frolic Sunrise Park Shelter/Toilet building.
- 7) Consider awarding the Lake Street Reconstruction Contract to Rule Construction for \$763,000.
- 8) Consider Library Board appointments - Teri Vierima and Wayne Anderson.
- 9) Consider liquor license renewals approval.
- 10) Village President's report.
- 11) Village Administrator's report.

- 12) Village Clerk/Treasurer's report.
- 13) Closed Session pursuant to 19.85(1)(c) regarding Compensation and Performance Data of a Village Employee. The Village Board will be going into Closed Session to begin the Village Administrator's Performance Evaluation AND pursuant to 19.85(1)(g) Conferring with legal counsel who is presenting advice in respect to the Mount Horeb Utility Garage.
- 14) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
JUNE 2, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mount Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, and Deputy Clerk/Treasurer Danz. The Pledge of Allegiance was recited.

Public Comments: Resident Don Peterson was present to object to the Identity Theft Policy implemented by Mount Horeb Utilities. His point was that he should be able to conduct business without providing the type of information requested on the Identity Theft form. Peterson is encouraging the Village Board to reconsider the Identity Theft Policy. Haroldson indicated that next weeks Utility Commission agenda includes a discussion of the Identity Theft Policy.

Steve Knutson, on behalf of Mount Horeb Chamber, inquired if the village was planning to do something to welcome Duluth Trading. Nothing is formally planned at this time.

Consent Agenda: The consent agenda items were reviewed. Littel moved, Becker seconded to approve all consent agenda items as listed, carried by voice vote. The consent agenda items were:

- A) Village Board May 5, 2010 minutes
- B) Committee Reports
- C) Ordinance 2010-08, "AN ORDINANCE TO AMEND SECTION 1.27 OF THE CODE OF ORDINANCES RELATING TO THE PARK, RECREATION AND FORESTRY COMMISSION
- D) Part-time Cable Operator Job Description
- E) Resolution 2010-17, "EXTENSION OF LETTER OF CREDIT FOR FIRST ADDITION TO SUTTER'S PRAIRIE RIDGE"
- F) Amendment to contract to Sutter's Prairie Ridge

Consider Driveway variance for 320 Wilson Street

Contractor Jeff Love of Levens Construction was present to request removal of the curb and gutter in front of a newly constructed garage at 320 Wilson Street. The homeowners, Roger & Adele Olstad, were also present. Love indicated that there are several properties in Mount Horeb with driveways greater than the 24 feet allowed by ordinance. Several properties also have two driveways, which is also against village ordinances. Haroldson asked if it can be narrowed any

further, and the contractor responded that narrowing the opening further would be difficult. Haroldson felt that because the driveway will serve a 4 car garage, he would be in favor of granting a variance. Haroldson moved, Becker seconded to approve a variance at 320 Wilson Street. Motion carried by voice vote.

Skateboard ordinance change request

Caleb Crockett was present to ask the board to consider revisions to the ordinance as it relates to skateboarding on village sidewalks. Discussion concerned that the ordinance might have been a knee-jerk reaction to some vandalism caused by skateboarders and to what extent the ordinance is currently being enforced. Haroldson would consider a change to the ordinance to accommodate traversing on a skateboard to and from school/skate park. An ordinance revision will be drafted for next the Committee of the Whole meeting. Dewitt does not want to see jumps on the sidewalk nor inconsiderate behavior to pedestrians.

Recommendation for Summer Frolic Sunrise Park Shelter/Toilet building

Littel moved, Becker seconded approval of the bid from Joe Daniels Construction in the amount of \$190,900. Discussion included being able to build the facility for less than what was first anticipated. The "green" aspect of facility was significantly reduced to cut down on costs. The shelter and concessions area were bid separately from the toilet building. The total cost for the entire project is \$190,900, the toilet building alone would cost approximately \$140,000. Haroldson feels the Village got a very reasonable bid from Joe Daniels Construction. Steinhauer indicated that Pete Riphahn, of Premier Cooperative, gave a bid of \$160,000, after the bidding process was complete. The design Pete Riphahn used is a little different than the original set of plans. Steinhauer would like to not accept the Joe Daniels bid and wait for the bid to expire. Haroldson said 10 contractors bid on the project and that no local bids were received, and the Joe Daniels bid was \$50,000 less than the next lowest bid. Grindle feels that, at this point, to change the plans and put it out for rebid would not be fair. Haroldson called the question, Littel seconded and the original motion carried by voice vote.

Consider awarding the Lake Street Reconstruction Contract to Rule Construction for \$763,000

A letter from Rob Wright, Village Engineer, was discussed. Discussion also concerned how to avoid the same situation as the Utility Garage. If Rule Construction cannot be bonded, they will ultimately not be awarded the contract. Haroldson moved, Littel seconded to award the Lake Street Reconstruction Contract to Rule Construction for \$763,000. Motion carried by voice vote.

Consider Library Board appointments – Teri Vierima and Wayne Anderson

Both Teri Vierima and Wayne Anderson currently serve on the Library Board. Steinhauer moved, Becker seconded to approve the Library Board appointments of Teri Vierima and Wayne Anderson. Motion carried by voice vote.

Consider liquor license renewals approval

Danz indicated that all of the applications were renewals and there were no changes to the serving areas of the establishments. Becker moved, Grindle seconded to approve the liquor license renewals. Motion carried by voice vote.

Village President’s Report: Steinhauer reminded everyone that the Frolic is this weekend.

Village Administrator’s Report: Bierke indicated that the June calendar had been revised and an updated copy was at everyone’s place.

Village Clerk/Treasurer’s Report: None

Closed Session pursuant to 19.85(1)(c) regarding Compensation and Evaluation. The Village Board will be going into Closed Session to begin the Village Administrator’s Performance Evaluation AND pursuant to 19.85(1)(g) conferring with legal counsel who is presenting advice in respect to the Mount Horeb Utility Garage.

Becker moved, Dewitt seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(c) & (g), carried by roll call vote. Aye: Haroldson, Dewitt, Steinhauer, Anderson, Littel, Becker, and Grindle. Nay: None. The meeting adjourned into Executive Session at 8:17p.m.

Present: Mary Anderson, David Becker, Janice DeWitt, Steve Grindle, Steve Haroldson, Randy Littel, Don Steinhauer, Attorney JoAnn Hart

Attorney Hart explained:

1. The purpose of the closed session was to consider the Administrator's performance, and decide what additional steps to take, such as whether to offer the Administrator the opportunity to resign and receive severance and a letter of reference.
2. Procedurally, if the Administrator did not accept the severance and reference letter, the Board could give the Administrator notice of a meeting at which the Board would consider and take final action on the question of the Administrator's dismissal. The Administrator would have the right to have that meeting held in open session.

3. The Board would not be deciding whether to dismiss the Administrator during the June 2 meeting.

The Board discussed the Administrator's performance. Five Board members (Anderson, DeWitt; Grindle; Haroldson, Steinhauer) were in favor of authorizing Board President Don Steinhauer to meet with the Administrator and advise him that the Board was going to schedule a meeting at which it would consider his dismissal, but he could resign prior to that meeting if he wished, and receive severance and a reference letter. The Administrator would be told that if he chose not to resign, he had the right to request that the meeting held to consider his dismissal be held in open session. Board members Becker and Littel were not in favor of authorizing Mr. Steinhauer to meet with the Administrator.

Closed session minutes by Attorney JoAnn Hart

Open Session: DeWitt moved, Becker seconded to return to open session. Motion carried by voice vote at 10:32p.m.

Adjournment: There being no further business before the Board, Becker moved, Littel seconded to adjourn the meeting at 10:33 p.m., carried by voice vote.

Minutes by Sarah R Danz, Deputy Clerk/Treasurer



Village of Mount Horeb

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SPECIAL VILLAGE BOARD MEETING JUNE 9, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 5:30pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

1. Consideration of compensation and performance evaluation data of a Village employee, deliberating or negotiating with regard to compensation of a Village employee, and conferring with legal counsel who is rendering legal advice with respect to litigation in which it is or is likely to become involved. The Village Board may go into closed session pursuant to Wis. Stat. Sec. 19.85(1)(c), (e), and (g) to consider compensation and performance evaluation data and deliberate or negotiate with regard to compensation of a Village employee, and to confer with legal counsel who is rendering legal advice with respect to litigation in which it is or is likely to become involved. The Village Board will reconvene into open session.
2. The Village Board may go into closed session from time to time pursuant to Wis. Stat. Sec. 19.85(1)(g) to confer with legal counsel who is rendering legal advice with respect to litigation in which it is or is likely to become involved. The Village Board will reconvene into open session after each such session.
3. Consider dismissal of a Village employee. At the request of the Village employee, the Village Board will go into open session to consider dismissal of a Village employee.
4. Take action with regard to dismissal of Village employee.
5. Take action with regard to any closed session items if necessary.
6. Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
JUNE 9, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mount Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 5:40 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, Deputy Clerk/Treasurer Danz, and Attorney Joanne Hart.

Consideration of compensation and performance evaluation data of a Village employee, deliberating or negotiating with regard to compensation of a Village employee, and conferring with legal counsel who is rendering legal advice with respect to litigation in which it is or is likely to become involved. The Village Board may go into closed session pursuant to Wis. Stat. Sec. 19.85(1)(c), (e), and (g) to consider compensation and performance evaluation data and deliberate or negotiate with regard to compensation of a Village employee, and to confer with legal counsel who is rendering legal advice with respect to litigation in which it is or is likely to become involved. The Village Board will reconvene into open session. Haroldson moved, Dewitt seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(c), (e) & (g), carried by roll call vote. Aye: Haroldson, Dewitt, Steinhauer, Anderson, Littel, Becker, and Grindle. Nay: None. The meeting adjourned into Executive Session at 5:43p.m.

Present: Mary Anderson, David Becker, Janice DeWitt, Steve Grindle, Steve Haroldson, Randy Littel, Don Steinhauer, Attorney JoAnn Hart

Attorney Hart explained:

1. The purpose of the closed session was to review legal issues that may come up during the open session and allow the Board members to obtain legal advice about such legal issues before the open session meeting commenced.
2. The Board would not be discussing any issues related to Larry's performance during the closed session unless he requested the opportunity to meet with the Board in closed session to hear from the Board confidentially the concerns it had.
3. Discussion of legal issues related to termination of an at-will employee.

Attorney Hart stepped out to ascertain Mr. Bierke's response to the invitation to meet privately with the Board.

Attorney Hart returned to advise the Board that Mr. Bierke did not wish to meet with the Board.

Closed session minutes by Attorney JoAnn Hart

Open Session: DeWitt moved, Grindle seconded to return to open session. Motion carried by voice vote at 7:10p.m.

Consider dismissal of a Village employee. At the request of the Village employee, the Village Board will go into open session to consider dismissal of a Village employee. JoAnn Hart address everyone as to the procedure to be followed in this section of the meeting. She indicated that the members of the village board would share their position, the reason for their positions and their concerns and then Mr. Bierke would have an opportunity to respond. Also noted was that this agenda item does not specifically allow for public comments, but if the board so choose, and makes a motion, public comments could be allowed.

The remaining minutes in this section are a transcription and are available on the village website and from the Clerk/Treasurer upon request.

Adjournment: There being no further business before the meeting, Becker moved, Haroldson seconded to adjourn at 9:47 p.m.

Minutes by Sarah Danz, Deputy Clerk/Treasurer



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SPECIAL VILLAGE BOARD

MONDAY, JUNE 14, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **3:00pm** in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Roll call
- 2) Consider Town of Springdale Application to the Mount Horeb Area Fire District.
- 3) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
JUNE 14, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Trustee Becker called the meeting to order at 3:05pm. Present were Trustees Grindle, Anderson, DeWitt, and Littel. Also present were Village Administrator Bierke, Fire Chief Stan Olson, and various representatives from the Mount Horeb Area Joint Fire District.

Springdale Application to Mount Horeb Area Joint Fire District: Fire Chief Olson started the discussion by explaining the Town of Springdale's application and the impact it would have on the Department. The Village Board discussed if there would be a need for a larger fire district facility or additional trucks. The possibility of requiring a "buy-in" to the district was also discussed.

Little moved, Becker seconded to approve the Town of Springdale's application to the Mount Horeb Area Joint Fire District. Motion carried. The Village Board also discussed that a "buy-in" provision should be added to the existing Fire District Agreement to address this issue should additional applications for service be received in the future.

Bierke asked if the Village Board would consider setting another special meeting to discuss the Utility Garage. A special meeting was set for Wednesday, June 23rd at 3:30 pm.

Adjournment: There being no further business before the meeting, DeWitt moved, Littel seconded to adjourn at 3:30pm.

Minutes by Larry Bierke, Village Administrator



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AMENDED

SPECIAL VILLAGE BOARD

WEDNESDAY, JUNE 23, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **3:30pm** in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Roll call
- 2) Closed Session pursuant to 19.85(1)(g) Conferring with legal counsel who either orally or in writing will advise governmental body. The Board will be discussing the Utility Garage Project and a proposed Takeover Agreement.
- 3) Consider Takeover Agreement from Travelers Casualty Insurance.
- 4) Consider Utilities Commission Request to Increase in Sewer Rates.
- 5) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
WEDNESDAY, JUNE 23, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mount Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 3:30 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, and Haroldson. Also present were Attorney Kevin Palmersheim, Village Administrator Bierke, and Deputy Clerk/Treasurer Danz. The Pledge of Allegiance was recited.

Closed Session pursuant to 19.85(1)(g) Conferring with legal counsel who either orally or in writing will advise governmental body. The Board will be discussing the Utility Garage Project and a proposed Takeover Agreement:

Anderson moved, DeWitt seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1) (g), carried by roll call vote. Aye: Steinhauer, Grindle, Anderson, DeWitt, Haroldson, and Littel. Nay: None. The meeting adjourned into Executive Session at 3:35 p.m.

Attorney Palmersheim distributed a contract that he received the day of the meeting. Haroldson questioned giving up the liquidated damages for the 125 days as stated in the contract. Attorney Palmersheim suggested that, with the exception of the 125 day waiver of liquidated damages clause, the contract is reasonable. Discussion concerned the waiving of the daily liquidated damages if it will move the project forward. Actual costs incurred so far may not want to be put in the contract in case additional fees are incurred and then we would only receive payment for what is listed in the contract. 1.4 million is the maximum that the bonding company will be liable for.

Haroldson moved, DeWitt seconded to authorize the village attorney to respond with approval of the contract removing the 125 day grace period. However, the Village Board authorizes the village attorney to negotiate the 125 days if it becomes a stumbling block to move forward. If Travelers agree to the terms of the contract, the Village President and Administrator are given the authority to approve a general contractor. Motion carried by voice vote.

Open Session: Grindle moved, Anderson seconded to return to open session. Motion carried by voice vote at 4:05 p.m.

Consider Takeover Agreement from Travelers Casualty Insurance.

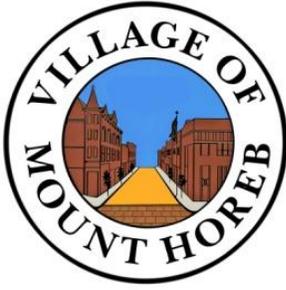
A motion was made and approved in closed session pertaining to this item.

Consider Utilities Commission Request to Increase Sewer Rates

Haroldson would like to set up timeline. On Wednesday July 7th, discussion regarding a sewer rate increase will be on the Village Board agenda. After discussion on the 7th, the village board would give their input to the utility commission that will meet on the 13th. A Public Hearing would then be scheduled for the August Utility Commission Meeting. A special Village Board meeting will be held prior to the Committee of the Whole meeting on July 14th to approve any agreed upon rate increase. Things the board needs to consider prior to the board meeting on the 7th; if there are any questions relating to the 2005-2009 revenue and expense information provided by Baker Tilly or any questions on the 2010 budget. Haroldson would also like a clarification on the cash and investment account for the wastewater utility. There are questions regarding the wastewater plant – when? What is capacity? Can the wastewater facility accommodate a population of 8800? We are at 7000 today, How long until we reach 8,800? Is the 8,800 the best number to us? How should a rate increase be structured? Previous increases have been across the board, is that the direction we want to go again? Haroldson feels this may not be the best approach by increasing the flat meter rate as there is nothing people can do about it. Haroldson is also concerned about people on fixed incomes. Do we want to implement a rate structure that encourages conservation? What about a proposal to increase connection fees? Why are we not increasing them? Two other issues; what should be done with excess LaVold land? If a new sewer plant is far into the future, we need to look at debt payments. What about the possibility of refinancing all loans to stretch them out to the new plant borrowing. DeWitt questioned what are the alternatives to increasing rates? Decreasing the budget? Finding other money? What about a temporary rate increase until the debt is paid off? General discussion concerned that if a rate increase is implemented on volume charge, conservation will hurt revenues. Increase meter charge and volume charge at different percentages. A meter charge increase will guarantee an increase in revenue. Steinhauer mentioned to keep in mind commercial accounts and high volume users.

Adjournment: There being no further business before the Board, DeWitt moved, Grindle seconded to adjourn the meeting at 4:22 p.m., carried by voice vote.

Minutes by Sarah R Danz, Deputy Clerk/Treasurer



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VILLAGE BOARD WEDNESDAY, JULY 7, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board June 2, June 9, June 14, and June 23, 2010 minutes
 - B) Job Description – Recreation Intern
 - C) Resolution 2010-18 "ADOPTING THE COMPLIANCE MAINTENANCE ANNUAL REPORT"
 - D) Permission to use \$15,000 carryover and \$35,000 street maintenance dollars to do 2010 street seal coating
- 4) Request from Randy and Tina Leigh to consider:
 - Water drainage swale issues as it applies to adjacent lot line between 117 Valley View Road and 120 Glen View Road.
 - Fence vs. Hedge interpretation of Village Ordinances, especially as it applies to adjacent lot line between 117 and 113 Valley View Road.
 - Village Administrator **Larry Bierke's handling of** water drainage/swale and fence/hedge inquiries related to 120 Glen View Road, 113 and 117 Valley View Road.
- 5) Consider request from Mount Horeb Area School District to reserve Community Center for GED Options Class for 2010/11 school year.
- 6) Consider Revolving Loan Fund Application for Prairie Plaza, LLP.
- 7) Acknowledgement of entry of 207 Academy Street in state and national historic registries.

- 8) Consider draft Ordinance 2010-09, "AN ORDINANCE TO AMEND 13.38 SEWER UTILITY RATES" regarding sewer rate increase and general sewer budget discussion.
- 9) Village President's report.
- 10) Village Administrator's report.
- 11) Village Clerk/Treasurer's report.
- 12) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
JULY 7, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mount Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, and Deputy Clerk/Treasurer Danz. The Pledge of Allegiance was recited.

Public Comments: None

Consent Agenda:

DeWitt moved, Anderson seconded to remove A) June 9 minutes, and C) Resolution 2010-18 "ADOPTING THE COMPLIANCE MAINTENANCE ANNUAL REPORT" from the consent agenda. Motion carried by voice vote.

Becker moved, Grindle seconded to approve the consent agenda with A) June 9 minutes and C) Resolution 2010-18 "ADOPTING THE COMPLIANCE MAINTENANCE ANNUAL REPORT" removed. Motion carried by voice vote.

The consent agenda items were:

- A) Village Board June 2, June 14, and June 23, 2010 minutes
- B) Job Description – Recreation Intern
- D) Permission to use \$15,000 carryover and \$35,000 street maintenance dollars to do 2010 street seal coating

DeWitt moved, Haroldson seconded to table A) June 9 minutes until the next meeting. Motion carried by voice vote.

DeWitt moved, Haroldson seconded to hold discussion regarding C) "ADOPTING THE COMPLIANCE MAINTENANCE ANNUAL REPORT" under agenda item 8. Motion carried by voice vote.

Request from Randy and Tina Leigh to consider:

Randy and Tina Leigh were present to discuss with the village board their concerns regarding the below issues.

1) Water drainage swale issues as it applies to adjacent lot line between 117 Valley View Road and 120 Glen View Road.

The Leigh's distributed a packet of information regarding this issue. The packet contained written documentation of the history of the issue, a plat map, a letter from Monson Mortgage Company, Inc., a police report, a

copy of an email the Village Administrator sent to the Leigh's, and a document the Leigh's provided to the police chief. The Leigh's also circulated photographs they had taken of the problem. The Leigh's had discussion with the board regarding the situation. The village engineer has given the opinion that there is not an issue with the drainage. The board agreed to have the village engineer visit the site and revise his option if he feels necessary.

2) Fence vs. Hedge interpretation of Village Ordinances, especially as it applies to adjacent lot line between 117 and 113 Valley View Road.

The Leigh's distributed a packet of information regarding this issue. The packet contained written documentation of the history of the issue, a copy of Wisconsin State Statutes regarding fences, photographs, a letter from the attorney representing the residents at 113 Valley View Road, information obtained from the internet regarding landscaping, a police report, survey of lot 152 Southern Addition to Valley View Heights, and an email from the Village Administrator to Tina Leigh. Administrator Bierke, as Zoning Administrator, read into the record his interpretation of the village ordinances relating to fences and hedges as it relates to arborvitae and trees and whether or not they constitute as a fence. Bierke also recommended that since both parties have hired attorneys, and the issue is being pursued through the court system, that the village should not get involved. Bierke then distributed an email from the village attorney stating **the attorney's opinion on whether a tree is a fence.** Discussion concerned that pending litigation should be resolved before the issue is addressed with the village board. There was also concern about the clarity of the village ordinances regarding fences and hedges. It was also discussed that ordinance should not be changed unless it will benefit the whole community. Becker stated that the village board should remove themselves from the situation until such time as it comes back to the board as an issue that is for the betterment of the community, so the board can establish something that makes sense for the whole village of Mount Horeb. Discussion also concerned that the residents need to be made aware of the process necessary to appeal the Zoning Administrators decision. Becker moved, Littel seconded to table this until such time it comes back to the village board in a concrete proposition that can benefit the community. Motion carried by voice vote.

DeWitt moved, Anderson seconded that the decision Mr. Bierke read into **the record is a final decision as of today, and the Leigh's would have 30 days from today to appeal the decision.** Motion carried by voice vote.

3) Village Administrator Larry Bierke's handling of water drainage/swale and fence/hedge inquiries related to 120 Glen View Road, 113 and 117 Valley View Road.

The Leigh's distributed a packet of information this issue. The packet contained a document prepared by the Leigh's addressing the situation, letters and emails between the Leigh's and the Village Administrator, and a listing of all documents regarding the situations. Discussion included that this is a personnel matter and should be taken up by the personnel committee or in closed session at the village board. Bierke indicated that the agenda item implies a criticism of the Village Administrator. DeWitt moved, Steinhauer seconded to move this item to a time when the personnel committee can review it in closed session. Becker amended the motion in that the personnel committee, in this case, be the Committee of the Whole, Littel seconded. Motion failed by show of hands.

Grindle indicated that the personnel committee would make a recommendation to Committee of the Whole and would be discussed there anyway. Bierke feels the language of the agenda item suggests that the Village Administrator did something inappropriate and feels it should be addressed in open session. Bierke would like the opportunity to discuss this at this meeting before it is referred to the personnel committee. DeWitt moved, Steinhauer seconded to refer to the personnel commission. Motion carried.

Board members agreed that if Administrator Bierke would like the discussion held in open session, that should be allowed. Bierke was allowed to explain the process that was **used in handling the Leigh's** situations, and just as in all cases, there are laws that need to be followed. **The Leigh's questioned whether they would be allowed to attend** the personnel committee meeting when this is discussed, and they were told it would be an open session meeting they could attend.

Consider request from Mount Horeb Area School District to reserve Community Center for GED Options Class for 2010/11 school year:

Discussion concerned that the school has been using the community center lower level for several years for the GED program. The request is to use the lower level Monday through Friday 8:00am to 1:00pm, during the school year. Haroldson moved, Becker seconded to approve the request of the Mount Horeb Area School District to reserve the lower level of the Community Center for the GED option class for the 2010/2011 school year. Motion carried by voice vote.

Consider Revolving Loan Fund Application for Prairie Plaza, LLP:

The "Term Sheet" was reviewed. This provides that Prairie Plaza, LLP will receive a loan of \$25,000 at an interest rate of 3% for a term of 5 years. Complete loan repayment is due when the lease is terminated, abandonment occurs, or space is vacated. A personal guarantee will be signed by Brandon Tracy, owner of Infusion Mixed Martial Arts, LLC and Mark Johnson, owner of Prairie Plaza, LLP. The Revolving Loan Committee has recommended approval of the application. Haroldson moved, Becker seconded to approve the revolving loan fund application for Prairie Plaza, LLP. Motion carried by voice vote.

Acknowledgement of entry of 207 Academy Street in state and national historic registries:

Discussion concerned that the village board just needed to be made aware that 207 Academy Street is now considered a historical site, and go on record acknowledging receipt of the letter from the state. The village board did not, nor did any village committee, initiate the action of entering 207 Academy Street into the historical registries. This does not have any impact on the village, but the school district will be limited as to what can be done to the building. Becker moved, Anderson seconded to acknowledge the communication from the State of Wisconsin indicating the entry of 207 Academy Street in the state and national historic registries. Motion carried by voice vote.

Haroldson moved, Becker seconded to take a break at 8:35 pm.

Back in session 8:43pm.

Consider draft Ordinance 2010-09, "AN ORDINANCE TO AMEND 13.38 SEWER UTILITY RATES" regarding sewer rate increase and general sewer budget discussion:

Haroldson reviewed the information that was provided by village staff. Haroldson would like to see a conservation rate increase; meaning only to increase rates on usage over 2,000 gallons. Steinhauer questioned the 2,000 gallon threshold, is it only for residential customers, what about a different level for commercial.

Discussion included what charges should increase and by how much, should there be a threshold and if so what should it be, should the threshold be different for residential and commercial customers. Haroldson moved, DeWitt seconded that the Village Board encourages the Utility Commission not to increase meter charges and to not increase the rate on the first 2,000 gallons used per month, and still recognize that revenues need to increase by approximately \$125,000 a year and that is to be accomplished by increasing the rate per thousand gallons in excess of 2,000 per month. Motion and second withdrawn. Steinhauer would encourage the Utility Commission to look at and consider an appropriate gallon threshold for commercial customers higher than

the 2,000 for residential customers. Haroldson moved, Becker seconded that the Village Board send a message to the Utility Commission that the Village Board will support a rate increase on per gallons, but that meter charges be frozen, to generate approximately \$125,000 in revenue annually. Haroldson would like a unanimous vote to send a message to the Utility Commission, that if they stick with the Village Board recommendation, it will get approved. Steinhauer is concerned about commercial customers that cannot conserve. Motion carried by voice vote.

3) C Resolution 2010-18 **"ADOPTING THE COMPLIANCE MAINTENANCE ANNUAL REPORT"** DeWitt felt her concerns were addressed and moved, Grindle seconded to approve Resolution 2010-18 **"ADOPTING THE COMPLIANCE MAINTENANCE ANNUAL REPORT"**. Motion carried by voice vote

Village President's Report: Haroldson would like an appropriate procedure for board members contacting legal council on the agenda for the next Committee of the Whole meeting. Haroldson would like an update on the financials through June 30th, and a discussion on the finances of TIF 4 & 5. Becker would like to address taking steps to reduce speed on Lake Street, and can something be built into the street while it is under construction.

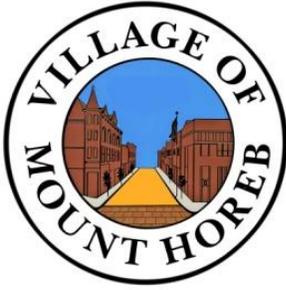
Village Administrator's Report: The Administrator gave his report and update to the board on the following items:

- Car Wash Project
- Eberle Building
- Utility Garage
- Sewer Budget
- Verizon Towers
- Utility Laborer Position
- Crossing Guard
- Lake Street Project
- 2011 Budget
- Future meetings for Capital Improvement Committee, Personnel Committee and joint school district meeting.

Village Clerk/Treasurer's Report: None

Adjournment: There being no further business before the Board, Haroldson moved, Becker seconded to adjourn the meeting at 10:03 p.m., carried by voice vote.

Minutes by Sarah R Danz, Deputy Clerk/Treasurer



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AMENDED

VILLAGE BOARD

WEDNESDAY, AUGUST 4, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board June 2, June 9, and July 7, 2010 minutes
 - B) Five Year Road Improvement Program 2011-2015
 - C) Ordinance 2010-10, "AN ORDINANCE TO AMEND CHAPTER 7 TRAFFIC CODE SECTIONS 7.10 (2)(d) AND (3)(a)3 BICYCLES AND PLAY VEHICLES, AND 19.03(20) SKATEBOARDING"
 - D) Ordinance 2010-06, "AN ORDINANCE AMENDING SECTION 12.08 OF THE MUNICIPAL CODE OF THE VILLAGE OF MOUNT HOREB" regarding impounding of animals
 - E) Resolution 2010-20, "TO ACCEPT MOUNT HOREB MINI STORAGE LLC STORMWATER IMPROVEMENTS"
- 4) Audience with Kevin Mullen for a Tax Increment District Update and proposed bond refinancing.
- 5) PUBLIC HEARING: To consider "Final Report of the Village Engineer on the Completed Improvements and Special Assessments" for 2010 S First Street project.
- 6) Consider Resolution 2010-19, "2010 STREET AND SIDEWALK IMPROVEMENT FINAL RESOLUTION LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITTED PROPERTY".
- 7) Consider Village Engineer memorandum relating to drainage issue at 117 Valley View Road and 120 Glen View Road.
- 8) Consider and **discuss Zoning Administrator's decision and Leigh** appeals process.

- 9) PUBLIC HEARING: To consider amendment to Municipal Code Chapter 10 Public Nuisances to prohibit the keeping of any species of bee/wasp hives or apiaries within Village limits.
- 10) Consider Ordinance 2010-12, "AN ORDINANCE TO AMEND CHAPTER 10 PUBLIC NUISANCES AFFECTING HEALTH" regarding bee/wasp hives or apiaries within Village limits.
- 11) PUBLIC HEARING: To consider amendment to Municipal Code Chapter 7 Traffic Code to replace two-way stop on Green Valley Road at the intersection with Lucky Trail with a four-way stop intersection.
- 12) Consider Ordinance 2010-11, "AN ORDINANCE TO AMEND SECTION 7.05 RELATING TO THE MUNICIPAL TRAFFIC CODE" regarding Green Valley Road and Lucky Trail intersection.
- 13) Consider Agreement with MHTC for Franchise Fee.
- 14) Consider revised Mount Horeb Utilities Identity Theft Program.
- 15) Consider Financial Report on first half of 2010.
- 16) Discussion of Village Administrator's Performance Review process.
- 17) Consider Policy regarding Email Server Access Privileges.
- 18) Consider Open Records request for a Privileged Record from Village Attorney dated June 30, 2010.
- 19) Approval of consultant invoices.
- 20) Discuss policy on personnel files.
- 21) Discuss Village Attorney attendance at Village Board meetings at new hourly rate.
- 22) Village President's report.
- 23) Village Administrator's report.
- 24) Village Clerk/Treasurer's report.
- 25) Consideration and action on issues relating to TID No. 3 and the North Cape Commons development, including but not limited to a proposed amendment to development agreements, letters of credit securing development agreement obligations, letters of credit securing Tax Increment Finance obligations, and uncompleted repair and construction work. The Board may convene in closed session under Wis. Stat. section

19.85(1)(e) to discuss these matters, and may reconvene in open session and take action with respect to any matters discussed in closed session.

26) Adjourn.

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**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
AUGUST 4, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mount Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter. The Pledge of Allegiance was recited. Village Attorney Dregne arrived at 7:20pm.

Public Comments: None.

Consent Agenda: The consent agenda items were reviewed. DeWitt moved, Becker seconded to remove the July 7, 2010 minutes from the consent agenda, carried by voice vote. DeWitt moved, Anderson seconded to accept the consent agenda as amended and using the June 9, 2010 modified version of the minutes, carried by voice vote. The consent agenda items were: Village Board June 2, and June 9, 2010 minutes; Five Year Road Improvement Program 2011-2015; **ORDINANCE 2010-10 "AN ORDINANCE TO AMEND CHAPTER 7 TRAFFIC CODE SECTIONS 7.10(2)(d) and (3)(a)3 BICYCLES AND PLAY VEHICLES, AND 19.03(20) SKATEBOARDING"**; **ORDINANCE 2010-06 "AN ORDINANCE AMENDING SECTION 12.08 OF THE MUNICIPAL CODE OF THE VILLAGE OF MOUNT HOREB" regarding impounding of animals**; and **RESOLUTION 2010-20 "TO ACCEPT MOUNT HOREB MINI STORAGE LLC STORMWATER IMPROVEMENTS"**.

Discussion concerned the July 7, 2010 minutes concerning the Leigh issue. DeWitt questioned whether it was correct to say "revisit the site" and asked whether the Village Engineer had visited the property more than once. DeWitt also asked that the minutes for the Village Administrator's report include the issues discussed. DeWitt moved, Littel seconded to review the minutes after the two corrections were made and to table until the next meeting, carried by voice vote.

Tax Increment District Update and Proposed Bond Refinancing: Financial Consultant Kevin Mullen of Hutchinson Shockey Erley & Co was present to give a financial update on TID #3. Mullen also reviewed his recommendation to refinance two high interest rate debt issues. The current market rates are significantly lower than the rates currently paid on those debts. He also provided information to include the 2010 borrowing. If approved by the Board, the bonds

could be sold in October 2010. Further discussion will be held at the Committee of the Whole next week.

PUBLIC HEARING - S First Street Special Assessments: The public hearing was called to order at 7:55 p.m. There were no public comments. After requesting public input three times, as required by law, the public hearing was closed at 7:56 p.m.

S First Street Special Assessment Resolution: Becker moved, Haroldson seconded to approve **RESOLUTION 2010-19 "2010 STREET AND SIDEWALK IMPROVEMENT FINAL RESOLUTION LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITTED PROPERTY"**, carried by voice vote.

Valley View/Glen View Road Drainage Issue: The Village Engineer report dated July 20, 2010 was reviewed. Bierke explained that Rob Wright was present in case there were any questions on his memo. Wright was questioned on how many times he had visited the site in question. Wright explained that he had only been there once. The property owners were asked whether they had received a copy of the memo. They indicated they had printed a copy from the village's website. There was no action taken.

Zoning Administrator Decision and Leigh Appeals Process: Dregne reviewed the village's position on this issue. He stated that he did not believe the Zoning Board of Appeals had the jurisdiction to review a zoning administrator's interpretation of an ordinance in the context in which the zoning administrator is being asked to review whether or not someone is in violation of the municipal code for enforcement purposes. Dregne explained that the remedy for the property owners was to sue their neighbors for enforcement under WI statutes 62.23. Dregne also reviewed some of the fence zoning code issues. There was no action taken.

PUBLIC HEARING – Keeping of Bee/Wasp Hives or Apiaries: The public hearing was called to order at 8:05 p.m. Stacy Esser stated her concern with the health and safety issues of having hives located in the village. Michael Mudrey also spoke in favor of the proposed ordinance. No other public comments were heard. After request for public input three times, the public hearing was closed at 8:09 p.m.

Ordinance Amendment Regarding Bee/Wasp Hives: Haroldson moved, Grindle seconded to adopt **ORDINANCE 2010-12 "AN ORDINANCE TO AMEND CHAPTER 10 PUBLIC NUISANCES AFFECTING HEALTH"**, which prohibits hives within the village limits, carried by voice vote.

PUBLIC HEARING – Four-way stop on Green Valley/Lucky Trail

Intersection: The public hearing was called to order at 8:10 p.m. There were no public comments. Bierke stated that he had received several emails in favor of the proposal. After request for public input three times, the public hearing was closed at 8:12 p.m.

Ordinance Amended Regarding Green Valley Road and Lucky Trail

Intersection: Becker moved, DeWitt seconded to adopt **ORDINANCE 2010-11 "AN ORDINANCE TO AMEND SECTION 7.05 RELATING TO THE MUNICIPAL TRAFFIC CODE**, regarding Green Valley Road and Lucky Trail intersection, carried by voice vote.

MHTC Franchise Fee Agreement: Bierke noted the agreement was not available at this time. Becker moved, DeWitt seconded to table this item, carried by voice vote.

Mount Horeb Utilities Identity Theft Program:

The Utility Commission approved the revised program. The social security number and birth date were removed from the policy. Discussion concerned whether the policy should change the language of "spouse" to include other types of roommates. Haroldson moved, DeWitt seconded to approve as presented but to request the Utility Commission review what names should be included in the information requested, carried by voice vote.

2010 Financial Report: Discussion concerned the current financial picture. Approximately 46% of expenditures were spent as of June, so the village currently is well within the budget.

Village Administrator's Performance Review Process:

DeWitt noted the review forms had been handed out to each of the trustees. The Trustees have been requested to complete the forms and return to the Personnel Committee as soon as possible. The next meeting of the Personnel Committee is scheduled for August 27.

Email Server Access Privileges Policy:

Discussion on what should be included in the policy. Additional information was requested.

Open Records Request - Privileged Record:

Dregne explained there was a request for a copy of a memo from the village attorney, which may be considered attorney-client privilege. The Village Board must make the decision on whether to release the record as requested. Haroldson moved, Grindle seconded to release the memo dated June 30, 2010 as requested, carried by voice vote.

Consultant Invoice Approval: The Stafford and Boardman June statements were reviewed. Becker discussed the fees that were spent on the village administrator issue showing on the June statement for a total of \$7,200. He questioned the amount spent on this issue without prior village board approval. Haroldson responded to questions on the reason he was contacted by legal counsel as shown on the statement. Becker moved, Littel seconded to approve payment of the statements as submitted. Discussion concerned establishing a policy on who has the privilege of initiating legal counsel. DeWitt questioned the purpose of two Stafford invoices and one Boardman invoices. Dregne and Bierke gave explanations. There was also discussion on procedures that were followed during the Administrator issue. The question was called to a vote. The motion carried by voice vote.

Personnel File Policy: Discussion concerned whether it was legal to limit access of personnel files from individual Trustees. There was also discussion on how to maintain confidentiality of the information in the personnel files. DeWitt moved, Haroldson seconded to approve the policy as presented. Discussion concerned whether to request a legal opinion on whether the financial details from a background check can be removed from the personnel files. The questioned was called. The motion was approved by voice vote. Nay: Littel.

Village Attorney Attendance at Village Board Meetings: Dregne explained the past and current practice of having an attorney present at village board meetings. **Dregne's** proposal was to set a fixed cost of \$2,300 for having him attend six monthly meetings. After six meetings, it would be reviewed as to whether to continue the practice. Becker moved, Haroldson seconded to approve the proposal for six months with periodic reviews, carried by voice vote.

Village President's Report: Discussion on whether to hold an advisory referendum on the county RTA. This will be added to the Committee of the Whole meeting next week. There will also be discussion next week on the Fire District's request to borrow additional funds and refinance the current debt.

Village Administrator's Report: He noted that Lake Street is closed and that there have been issues with people moving the barriers. Tickets have been issued. He also updated the board on the following items:

- August 21 Electronics recycling event 8am-noon at Grundahl Park.
- New building behind State Bank of Cross Plains starting construction
- Dane County Cities and Villages Association meeting and information
- Utility garage construction
- Park shelter construction
- Prairie Plaza revolving loan to close soon
- Revolving loan for Hoff Mall
- Utility Commission to review sewer rate study

Village Clerk/Treasurer's Report: Sutter thanked the Board and staff for the support she received over the last couple of months.

TID No. 3 Issues/North Cape Common Development: Dregne updated board on current issues with John DeWitt on the letter of credit and completion of work. Becker moved, Little seconded to approve the amendment to the development agreement and to authorize completion of the repairs to manhole covers by October 1, on condition we receive the replacement letter of credit and signed amendment to developer agreement by 4pm on Aug 17, 2010 and to authorize village attorney to draw on letter of credit if conditions are not met, carried by voice vote. There was also discussion on a \$50,000 overpayment to Rule Construction that is owed by County ID LLC. Grindle moved, Anderson seconded to authorize village attorney and clerk/treasurer to investigate issue and send letter to developer to request repayment, carried by voice vote. Dregne explained that John DeWitt had requested a meeting with village representatives and his lender to discuss TID issues. Consensus was to go ahead with meeting, with the Village Attorney, Administrator, Kevin Mullen, and President present.

Dregne also explained that the Symdon letter of credit had been backed by Amcore Bank which closed recently. Harris Bank bought the bank but it had not been determined whether the letter of credit was included when they took over bank. Dregne recommended the village require Symdon to provide confirmation that they have a valid letter of credit by August 30. If one is not provided, the village would have to sue Symdon. Dregne will report back at the September village board meeting. Dregne also reported on the expenses associated with various applications for development the village incurred but have not been reimbursed by Symdon. He suggested that a meeting be scheduled with Symdon to review any disputed invoices. The Village Attorney, Administrator, Clerk/Treasurer, and President would be at that meeting.

Adjournment: There being no further business before the Board, DeWitt moved, Grindle seconded to adjourn the meeting at 10:56 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



Village of Mount Horeb

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SPECIAL JOINT MEETING
VILLAGE BOARD AND
MOUNT HOREB AREA SCHOOL DISTRICT BOARD OF EDUCATION
MONDAY, AUGUST 9, 2010

The Village Board of the Village of Mount Horeb and the Mount Horeb Area School District Board of Education will meet on the above date at 7:00pm at the Mount Horeb Community Center, 107 N Grove Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to Order, Roll Call, and Meeting Notice Certification.
- 2) Approval of agenda.
- 3) Introductions.
- 4) Discussion regarding crossing guards.
- 5) Consider recreation needs and coordination of public recreation activities.
- 8) Update on Primary Center.
- 9) Discuss Graduation weekend date.
- 10) Discussion on how to improve communication links between the Village of Mount Horeb and Mount Horeb Area School District.
- 11) Other items of mutual interest and benefit.
- 12) Next meeting date.
- 13) Adjourn.

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**VILLAGE OF MOUNT HOREB
SPECIAL JOINT VILLAGE BOARD AND SCHOOL BOARD
MEETING MINUTES
AUGUST 9, 2010**

The Village Board met in special session at the Community Center, 107 North Grove Street, Mount Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00pm. Present were Trustees Grindle, Anderson (7:03pm), DeWitt (7:48pm), Becker, Haroldson, and Littel. Also present were Village Administrator Larry Bierke, and School Superintendent Wayne Anderson.

Approval of Agenda: Haroldson moved, Littel seconded to approve the meeting agenda. Motion carried.

The School Board and Village Board went around the table and introduced themselves.

Crossing Guard Update: Bierke alerted those present that the Village is still in need of crossing guards. The Village currently has two on staff, but there are many times where both crossing guards are not available.

Recreation Needs and Public Recreation Activities: School Board President Ken Cole expressed confusion in knowing what organizations belong under the **School's activity umbrella, the Village's Recreation Department umbrella**, and what organizations are not under either umbrella. There were also concerns shared that many times gym space at the school is used and kids are unsupervised and running through the halls.

Update on Primary Center: Mr. Cole reported that the school consultants have created a renovation plan for approximately \$8.5 million for the building. The school asked for a line by line breakdown of the costs for their next meeting. If the item goes to referendum, it will be add approximately \$50 in taxes for every \$100,000 of assessed value.

Graduation Date: Mr. Steinhauer asked the school district to consider changing **the school's graduation date so** that it is not the same weekend as the Mount Horeb Summer Frolic. The issue was discussed, but no action was taken.

Improving Communications: Mr. Cole requested that the Village Police Department communicate all contacts with children in the Mount Horeb Area School District with school officials. Bierke expressed that he and Chief Veloff

are currently researching the Village's responsibilities, but were also very sensitive to releasing information about minors.

Joint Cable Channel: Bakken asked that the cable equipment be upgraded for both the Village and School District channels. Residents have a hard time hearing and understanding what is being said at the meetings.

New Comprehensive Plan: Bierke expressed that there were not any new Comprehensive Plan Amendments currently being considered.

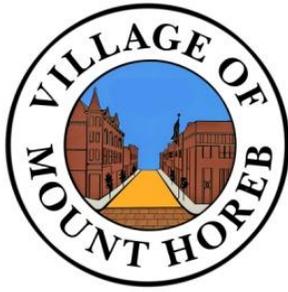
Impervious Surface Fee: Bierke expressed that there were no plans to implement an Impervious Surface Fee at this time.

Other Items of Mutual Interest: There were no additional items suggested or discussed.

Next Meeting Date: The next joint meeting was set for November 29 at 7:00pm.

Adjournment: There being no further business before the meeting, Grindle moved, Littel seconded to adjourn at 8:32pm.

Minutes by Larry Bierke, Village Administrator



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VILLAGE BOARD

WEDNESDAY, SEPTEMBER 1, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board July 7, 2010, August 4, 2010, and August 9, 2010 minutes
 - B) Consider Resolution 2010-21, "AUTHORIZING ADDITIONAL BORROWING AND THE REFINANCING OF MOUNT HOREB FIRE DISTRICT 2005 NOTE".
 - C) Approval of 2011-2015 Capital Improvement Plan.
 - D) Ordinance 2010-15, "AN ORDINANCE TO REPEAL SECTION 2.05 OF THE CODE OF ORDINANCES RELATING TO COMMITTEES".
 - E) Consider Main Street Detour Request from Mount Horeb Area Chamber of Commerce for the 29th Annual Fall Festival.
 - F) Resolution 2010-23, "RESOLUTION REQUESTING EXEMPTION FROM COUNTY LIBRARY TAX".
- 4) Consider request for ordinance amendment regarding lawn mowing.
- 5) Consider Village contribution toward community Sesquicentennial Celebration.
- 6) Resolution 2010-22, "EXPRESSING OPPOSITION OT THE REGIONAL TRANSIT AUTHORITY'S ADDITIONAL SALES TAX PROPOSAL".
- 7) Consider policy regarding Village contact with paid consultants.
- 8) Approval of consultant invoices.

- 9) Consider Ordinance 2010-09 Regarding "AN ORDINANCE TO AMEND 13.38 SEWER UTILITY RATES".
- 10) Consider Pay Request #1 for Lake Street Construction.
- 11) Consider Change Order #1 for Lake Street Construction.
- 12) Consider MHTC Franchise Agreement Amendment.
- 13) Consider Gator Swim Team Committee appointments.
- 14) Village President's report.
- 15) Village Administrator's report.
- 16) Village Clerk/Treasurer's report.
- 17) Symdon Brothers LLC outstanding Village bills.
- 18) Symdon Letter of Credit and Public Works Laborer Position
The Village Board may go into closed session pursuant to State Statute 19.85(1)(e) for Competitive or Bargaining Reasons. To discuss specific public business where competitive or bargaining reasons require a closed session.
- 19) Adjourn.

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**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
SEPTEMBER 1, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:08 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, Clerk/Treasurer Sutter, and Village Attorney Dregne. The Pledge of Allegiance was recited.

Public Comments:

Scott McKernan requested review of his proposal for special financing to assist with his laundromat/carwash project using TID #4 funds. It was decided to put it on the Committee of the Whole agenda for September 8.

Tina Leigh questioned the accuracy of the minutes from the 8/04/10 village board meeting concerning the issues on their property and the appeal of the **zoning administrator's decision**. She also referred to the decision of the Zoning Board of Appeals that dismissed their request because it was not timely filed.

Shannon Paprocki questioned the Board on the amount of time they have allowed concerning the Leigh issue. She also pointed out the amount of legal **fees paid concerning a complaint filed by the Leigh's against** a police officer. The complaint was later rescinded.

Susan Machetti questioned the new sewer rate increase that the Board would be reviewing later on the agenda. She spoke in opposition to the ATC transmission line. She also asked the Board to look into the water fluoride issue again.

Consent Agenda: The consent agenda items were reviewed. Discussion concerned which items should be removed for further discussion. Haroldson moved, Littel seconded to approve all consent agenda items as listed except the August 4, 2010 minutes and Ordinance 2010-15, carried by voice vote. The consent agenda items were: Village Board July 7, 2010 and August 9, 2010 minutes; **RESOLUTION 2010-21 "AUTHORIZING ADDITIONAL BORROWING AND THE REFINANCING OF MOUNT HOREB FIRE DISTRICT 2005 NOTE"**, Approval of 2011-2015 Capital Improvement Plan, Main Street detour for the 29th Annual Fall Festival; and **RESOLUTION 2010-23 "RESOLUTION REQUESTING EXEMPTION FROM COUNTY LIBRARY TAX"**.

August 4, 2010 Minutes: Dregne explained that the minutes did not accurately reflect his comments concerning the Valley View Road drainage issue. He restated his opinion on enforcement action. He also reviewed his interpretation of the Zoning Board of Appeals process that was reflected in the minutes. Becker moved, Littel seconded to approve the minutes as corrected, carried by voice vote.

ORDINANCE 2010-15: Discussion concerned the reasons for this proposed change to combine all committees into COW. Discussion also concerned how this change would affect the union contract negotiating process. One option discussed was to establish an Ad Hoc committee for the negotiations. Haroldson moved, Steinhauer seconded to adopt **ORDINANCE 2010-15 "AN ORDINANCE TO REPEAL SECTION 2.05 OF THE CODE OF ORDINANCES RELATING TO COMMITTEES"**, carried by roll call vote. Aye: Steinhauer, DeWitt, Grindle, Anderson, Haroldson. Nay: Becker, Littel.

Lawn Mowing Ordinance Amendment Request: The August 25, 2010 email from Greg Steiner was reviewed. Steiner reviewed his discussions with the neighbors and read several letters approving the current natural grass areas. Dregne recommended two options: establish a natural lawn ordinance or attempt to give direction to staff for enforcement. Herb Jabs, a neighboring property owner also **spoke in favor of Steiner's request**. Discussion concerned several enforcement options. Becker moved, Littel second to table until next village board meeting, carried by voice vote.

Sesquicentennial Celebration Budget Contribution: The estimated expenses for the 2011 celebration were reviewed. Steve Knutson reviewed the Chamber's marketing ideas for the celebration. Knutson explained that the Chamber was requesting funding for the cost of the celebration. Becker moved, Littel seconded to include \$10,000 in 2011 budget for the celebration costs. Discussion concerned whether to commit the funds without a final budget. Motion was withdrawn by Becker. Littel moved, Becker seconded to consider \$10,000 as part of the budget process to be used for the signage. Haroldson moved, Anderson seconded to have this \$10,000 contribution come from the original Capital Projects Fund specified for trolls. Discussion concerned whether the Board should specify how the money is spent. Becker moved, Littel seconded to end debate on the amendment, carried by voice vote. The vote was taken on the amendment, which carried by voice vote. Nay: Becker. The vote was then taken on the original motion as amended: **"To consider \$10,000 as part of the budget process to be used for the signage and to have this \$10,000 contribution come from the original Capital Projects Fund specified for trolls"**, carried by voice vote.

RTA Sales Tax Proposal Opposition: The proposed resolution was reviewed. Steinhauer reported the cost for a referendum question was now estimated to be around \$1,000. Discussion concerned whether to reconsider the referendum question for the November ballot. It was agreed to add it to the Committee of the Whole meeting agenda. Littel moved, Steve seconded to approve **RESOLUTION 2010-22 "EXPRESSING OPPOSITION TO THE REGIONAL TRANSIT AUTHORITY'S ADDITIONAL SALES TAX PROPOSAL"**, carried by voice vote.

Paid Consultants Policy: The draft policy was reviewed. It was decided to change the language of the second sentence in paragraph 2 to read "All officials contacting the Village Attorney shall first ask the Village Administrator whether there is an existing legal opinion that addresses the issue". Littel moved, Grindle seconded to approve as amended, carried. It was agreed that in the future the invoices would be reviewed by Committee of the Whole instead of the Village Board.

Approval of Consultant Invoices: The July invoices from Held Engineering, Vandewalle & Associates, Stafford Law and Boardman Law were reviewed. Haroldson moved, Becker seconded to approve payment of the invoices as presented, carried by voice vote.

Sewer Utility Rate Increase: The proposed sewer rates were reviewed. The Utility Commission recommended approval after holding a public hearing. The Committee of the Whole also recommended approval. Discussion concerned the effect of this increase on the customers. Becker moved, Haroldson seconded to approve **ORDINANCE 2010-09 "AN ORDINANCE TO AMEND 13.38 SEWER UTILITY RATES"**, carried by voice vote.

Lake Street Construction Pay Request #1: The request for the first payment was reviewed. Held Engineering recommended approval for payment in the amount of \$192,173.60. Littel moved, Grindle seconded to approve the payment as recommended, carried by voice vote.

Lake Street Construction Change Order #1: The proposed change order was reviewed. The change order would allow the completion date to be extended by one week due to unforeseen problems with the underground utilities. Haroldson moved, Anderson seconded to approve the Lake Street Construction Change Order #1, carried by voice vote.

MHTC Franchise Agreement Amendment: The proposed settlement agreement was reviewed. Haroldson moved, Becker seconded to approve the MH Telecom Inc. Release and Settlement Agreement, carried by voice vote.

Gator Swim Team Committee Appointments: The proposed list of appointments was reviewed. Steinhauer moved, Becker seconded to approve the Gator Swim Team Committee Appointments as presented, carried by voice vote.

Village President's Report: Steinhauer gave a brief update on garage.

Village Administrator's Report: Bierke gave a brief update on the following: new carwash, new professional building construction, utility garage construction, sewer budget, Verizon cellular tower upgrade, Public Works laborer position, Lake Street, and the 2011 budget process. Dregne also updated the Village Board on the Leigh Zoning Board of Appeals decision.

Village Clerk/Treasurer's Report: Sutter reminded everyone of the upcoming Partisan Primary Election on September 14.

Symdon Brothers Outstanding Bills: Dregne reported that Ron Symdon requested a meeting to review the matter. It was decided the following people would attend the meeting: Bierke, Sutter, Dregne, Haroldson, and Becker.

Executive Closed Session: There being no further business before the open meeting, Becker moved, DeWitt seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(e) for competitive or bargaining reasons, carried by roll call vote. Aye: Becker, Anderson, Haroldson, Littel, Steinhauer, DeWitt, and Grindle. Nay: None. The meeting adjourned into Executive Session at 10:30 p.m. The Board was updated on the Symdon Brothers letter of credit. There was also an update on the status of the union negotiations on the public works laborer position. Becker moved, Anderson seconded to reconvene into open session, carried by voice vote.

Adjournment: There being no further business before the Board, Becker moved, Grindle seconded to adjourn the meeting at 11:10 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



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AMENDED
SPECIAL VILLAGE BOARD
MONDAY, SEPTEMBER 13, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **7:00pm** in the Conference Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Roll call
- 2) Consider Resolution 2010-25 on Requiring a Referendum on the Levying of a Sales Tax to Fund Commuter Rail.
- 3) Consider 2011 Mount Horeb Area Joint Fire Department Budget.
- 4) Adjourn.

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**VILLAGE OF MOUNT HOREB
SPECIAL VILLAGE BOARD MEETING MINUTES
SEPTEMBER 13, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

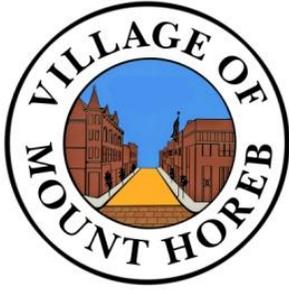
Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:22 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson, and Becker. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Referendum on the Levying of a Sales Tax to Fund Commuter Rail: The proposed resolution to require a referendum question in November was reviewed. Haroldson moved, DeWitt seconded to approve **RESOLUTION 2010-25 "REQUIRING A REFERENDUM ON THE LEVYING OF A SALES TAX TO FUND A COMMUTER RAIL"**, carried by voice vote.

2011 Mount Horeb Area Joint Fire Department Budget: Discussion concerned the amount of the proposed budget increase. Becker moved, Littel seconded to approve the 2011 budget as proposed. Discussion concerned whether to request changes to reduce the percentage increase. The original motion was approved by voice vote.

Adjournment: There being no further business before the Board, Grindle moved, Littel seconded to adjourn the meeting at 7:48 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



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VILLAGE BOARD

WEDNESDAY, OCTOBER 6, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Audience with Shawn Haney, candidate for Dane County Sheriff.
- 4) Consent Agenda:
 - A) Village Board September 1 and September 13 2010 minutes, and re-approval of August 4, 2010 minutes
 - B) Guidelines for Rezoning
 - C) Ordinance 2010-16 "AN ORDINANCE TO AMEND THE DESIGN REVIEW TIMELINE"
 - D) Ordinance 2010-17 "AN ORDINANCE TO IMPOSE A TEMPORARY STAY ON CONSTRUCTION OF WIND ENERGY SYSTEMS IN THE VILLAGE OF MOUNT HOREB"
 - E) Resolution 2010-24 "Budget Amendment Resolution"
- 5) Consider Steiner lawn mowing ordinance concern.
- 6) Consider Resolution 2010-26, "RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$545,000 GENERAL OBLIGATION PROMISSORY NOTES".
- 7) Consider Resolution 2010-27, "RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$2,585,000 GENERAL OBLIGATION REFUNDING BONDS".
- 8) Consider Escrow Agreement related to General Obligation Refunding Bonds.
- 9) PUBLIC HEARING: To reconsider approved Ordinance 2010-12 which prohibits the keeping of any species or breed of bee/wasp hives or apiaries within Village limits.
- 10) Consider Ordinance 2010-12 regarding Apiaries.

- 11) Consider Ordinance 2010-13, "AN ORDINANCE TO AMEND SECTION 17.20(2)(b) AGRICULTURAL LAND USES" regarding apiaries.
- 12) Consider draft Ordinance 2010-18 "AN ORDINANCE AMENDING SECTION 12.03(3)(e) OF THE MUNICIPAL CODE OF THE VILLAGE OF MOUNT HOREB" regarding classes of liquor licenses".
- 13) Consider Dane County Interoperable Radio Proposal.
- 14) Consider Pay Request #1 for Summer Frolic Sunrise Park Shelter.
- 15) Consider time extension for Summer Frolic Sunrise Park Shelter contract.
- 16) Consider Change Order #1 Utility Garage and Office Facility.
- 17) Consider Pay Request #2 2010 Lake Street Reconstruction.
- 18) Discuss RTA Referendum notice language.
- 19) Consider a Memorandum of Understanding with AFSCME Union regarding Public Works Laborer Position.
- 20) Consider granting authority to Village Administrator to fill Public Works Laborer Position in the Public Works Department.
- 21) Consider Policy regarding management of email server.
- 22) Set Halloween Trick or Treat hours.
- 23) Consider Sesquicentennial Party.
- 24) Village President's report.
- 25) **Village Attorney's report.**
- 26) Village Administrator's report.
- 27) Village Clerk/Treasurer's report.
- 28) Closed Session pursuant to 19.85(1)(e) for Competitive or Bargaining reasons and pursuant to 19.85 (1)(g) to confer with legal counsel who will either orally or in writing advise the governmental body. The Village Board will be discussing strategy for negotiations of employee labor contracts, possible **litigation strategy, and a workman's compensation claim.**
- 29) Adjourn.

**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
OCTOBER 6, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:05 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, Clerk/Treasurer Sutter, and Village Attorney Dregne. The Pledge of Allegiance was recited.

Public Comments: Tina Leigh reviewed some discrepancies with the August 4, 2010 and September 1, 2010 minutes.

Jim Wendt discussed a request for senior citizen discounts for cable TV services. A meeting is scheduled for 5:30pm on October 18.

Susan Tweedy, a Lake Street resident, stated the new street was great. She requested additional discussion on speed reduction on the new street.

Matthew Lust discussed the proposed amendment to the grass mowing ordinance. He state that it is effective as is and there should be no change.

Audience with Shawn Haney: Haney addressed the audience and Village Board and talked about his background. He reviewed his reasons for running for Dane County Sheriff. He also reviewed his stand on the interoperable radio system.

Consent Agenda: The consent agenda items were reviewed. Haroldson moved, Becker seconded to approve all consent agenda items as listed, with the exception of the August 4 village board meeting, carried by voice vote. The consent agenda items were: Village Board September 1 and September 13, 2010 minutes; Guidelines for Rezoning; **ORDINANCE 2010-16 "AN ORDINANCE TO AMEND THE DESIGN REVIEW TIMELINE"**; **ORDINANCE 2010-17 "AN ORDINANCE TO IMPOSE A TEMPORARY STAY ON CONSTRUCTION OF WIND ENERGY SYSTEMS IN THE VILLAGE OF MOUNT HOREB"**; and **RESOLUTION 2010-24 "BUDGET AMENDMENT RESOLUTION"**. The Village Clerk was directed to modify a portion of the August 4, 2010 minutes.

It was decided to move to item #12 on the agenda.

Ordinance Regarding Classes of Liquor Licenses: Bruce Frisch reviewed his request for an ordinance amendment. This would allow his business to serve

beer & wine and continue to sell some liquor for carryout sales. State law allows this change with approval of the municipality. Discussion concerned how this would affect other Class B businesses. Steinhauer moved, Haroldson seconded to adopt **Ordinance 2010-18 "AN ORDINANCE AMENDING SECTION 12.03(3)(e) OF THE MUNICIPAL CODE OF THE VILLAGE OF MOUNT HOREB"**, carried by voice vote.

Steiner Lawn Mowing Ordinance Concern: Discussion concerned enforcement of the current ordinance. Steiner was not present. No action was taken.

General Obligation Promissory Notes: Kevin Mullen was present with an update on the refinancing. A report on the final refinancing and new debt was reviewed. Becker moved, Littel seconded to approve **RESOLUTION 2010-26 "RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$530,000 GENERAL OBLIGATION PROMISSORY NOTES"**, carried by voice vote.

General Obligation Refunding Bonds: Haroldson moved, DeWitt seconded to approve **RESOLUTION 2010-27 "RESOLUTION AUTHORIZING THE ISSUANCE AND SALE OF \$2,530,000 GENERAL OBLIGATION REFUNDING BONDS"**, carried by voice vote.

Escrow Agreement-General Obligation Refunding Bonds: Littel moved, Haroldson seconded to approve the escrow agreement with the revised amount of the financing, carried by voice vote.

Public Hearing: The public hearing was held to allow public input on a recently adopted ordinance that prohibits the keeping of any species or breed of bee/wasp hives or apiaries within the village limits. The public hearing was opened at 8:00pm. The following people spoke on the issue: Lynn Messinger, Donna Dawson, Jean Hanson, George Hagenauer, Sarah Costello, Mike Mudrey, Stacy Esser, Liz Petrus, Kiles McKnight, Robert Weinswig, Rod McDonald, Jeff Scott, Andrea Hoerr, Kay Buechele, Jim McDonald, Craig Petros, Kevin Esser, Jo McDonald. The public hearing was closed at 8:50 pm.

Ordinance Regarding Apiaries: Discussion concerned recently adopted Ordinance 2010-12 regarding apiaries and whether bee hives should be allowed within the village limits. Haroldson moved, Littel seconded to approve **ORDINANCE 2010-12 "AN ORDINANCE TO AMEND CHAPTER 10 PUBLIC NUISANCES AFFECTING HEALTH"**, carried by voice vote. Nay: Anderson.

Ordinance Amendment Concerning Apiaries on Agricultural Land: The purpose of this ordinance is to correct the municipal code to reflect the changes in Ordinance 2010-12. DeWitt moved, Becker seconded to adopt **ORDINANCE**

2010-13 "AN ORDINANCE TO AMEND SECTION 17.20(2)(b) AGRICULTURAL LAND USES", carried by voice vote.

Dane County Interoperable Radio Proposal: The resolution "Endorsing an Alternative Emergency Radio System Proposal" as approved by the Dane County Board was reviewed. Final estimated annual maintenance costs were also reviewed. The County is requesting a decision from each municipality on whether they will participate in the new system. Steinhauer moved, Becker seconded to table this issue, carried by voice vote.

Summer Frolic Sunrise Park Shelter Pay Request: Pay Request #1 was presented for approval. Haroldson moved, Anderson seconded to approve Summer Frolic Sunrise Park Shelter Pay Request #1 in the amount of \$62,557, carried by voice vote.

Summer Frolic Sunrise Park Shelter Contract Extension: The request from the contractor was to extend the completion date from October 15 to November 30, 2010. Becker moved, Littel seconded to approve the request, carried by voice vote.

Utility Garage Change Order: Change Order #1 was reviewed. Strand Associates recommended approval of the changes, which result in a net contract deduction of \$114,166.36. Becker moved, Grindle seconded to approve Utility Garage and Office Facility Change Order #1, carried by voice vote.

Lake Street Reconstruction Pay Request: Pay Request #2 was presented for approval. Held Engineering recommended approval of the payment. Becker moved, Haroldson seconded to approve Lake Street Reconstruction Pay Request #2 in the amount of \$431,944.77, carried by voice vote.

RTA Referendum Notice Language: Sutter explained the Type C Notice of Referendum includes an explanation section. Several local municipalities were trying to combine notices to share the publication costs. All municipalities must agree on the explanation wording in order to share the notice. Haroldson moved, Becker seconded to approve the Type C Notice of Referendum as presented, carried by voice vote.

Public Works Laborer Position: The memorandum of understanding with AFSCME Union regarding the new laborer position was reviewed. Haroldson moved, Becker seconded to approve the memorandum of understanding as presented, carried by voice vote.

Public Works Laborer Position Hiring Approval: Discussion concerned whether to authorize the Village Administrator to fill the new public laborer position. Littel moved, Becker seconded to approve, carried by voice vote.

Email Server Management Policy: Becker moved, Haroldson seconded to table to the next Committee of the Whole meeting, carried by voice vote.

Halloween Trick or Treat Hours: Haroldson moved, Littel seconded to set the 2010 Halloween hours as 5-8pm on October 31, carried by voice vote.

Sesquicentennial Party: Haroldson moved, Becker seconded to table until next Committee of the Whole meeting, carried by voice vote.

Village President's Report: Steinhauer reported on the Dane County Cities & Villages meeting last week. It was also decided to hold a special meeting at 3:30pm on Thursday, October 21 to review the LeCork liquor license application.

Village Attorney's Report: None.

Village Administrator's Report: Bierke gave updates on the Lake Street project, 2011 Street plans, and Utility Garage. He also reported there were six new housing starts in 2010.

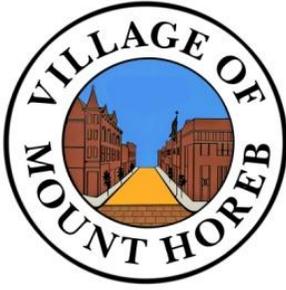
Village Clerk/Treasurer's Report: Sutter reminded everyone of the November 2 election. She also reported that ballots were now available for absentee voting.

Executive Closed Session: There being no further business before the open meeting, DeWitt moved, Grindle seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(e) for competitive or bargaining reasons and pursuant to 19.85(1)(g) to confer with legal counsel who will either orally or in writing advise the governmental body, carried by roll call vote. Aye: DeWitt, Haroldson, Grindle, Anderson, Becker, Steinhauer, and Littel. Nay: None. After a brief break, the meeting adjourned into Executive Session at 9:40 p.m. The Village Board discussed strategy for negotiations of employee labor contracts, possible litigation strategy, and a workman's compensation claim.

Haroldson moved, Anderson seconded to reconvene into open session, carried by voice vote.

Adjournment: There being no further business before the Board, Becker moved, Grindle seconded to adjourn the meeting at 11:13 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



Village of Mount Horeb

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SPECIAL VILLAGE BOARD THURSDAY, OCTOBER 21, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **3:30pm** in the Conference Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order
Roll call
- 2) Consider Liquor License Application for LeCork Wine and Spirits for a Class B Beer and Liquor License at 1204 Bus. 18-151.
- 3) Consider Liquor License Application for Fisher King Winery LLC for Class B Winery License at 102 W Main Street.
- 4) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
SPECIAL VILLAGE BOARD MEETING MINUTES
OCTOBER 21, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

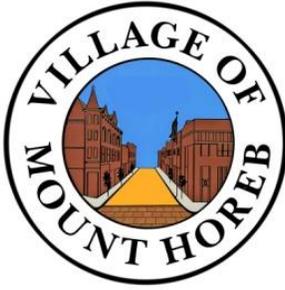
Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 3:40 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson, and Becker. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Liquor License Application-LeCork Wine and Spirits: The application for a Reserve "Class B" Beer & Liquor license at 1204 Bus. 18-151 was reviewed. Littel moved, Haroldson seconded to approve the license application, carried by voice vote.

Liquor License Application-Fisher King Winery: The application for a "Class B" Winery license at 102 W Main Street was reviewed. Haroldson moved, DeWitt seconded to approve the license application, carried by voice vote.

Adjournment: There being no further business before the Board, DeWitt moved, Becker seconded to adjourn the meeting at 3:44 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



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VILLAGE BOARD

WEDNESDAY, NOVEMBER 3, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board August 4, October 6, and October 21, 2010 minutes
 - B) Employee Handbook
 - C) Resolution 2010-29, "EXPRESSING SUPPORT FOR AN INTEROPERABLE RADIO SYSTEM"
 - D) Resolution 2010-28, "FOR A CONDITIONAL USE PERMIT FOR WINE PRODUCTION FACILITY WITH RETAIL/TASTING AREA 102 W MAIN STREET"
 - E) Guidelines for Design Review Applications
 - F) Amended Commitment Letter for Hoff Associates
 - G) Computer Use Policy
 - H) Ordinance 2010-19 "AN ORDINANCE TO AMEND SECTION 7.05 RELATING TO THE MUNICIPAL TRAFFIC CODE", for 4-way Stop intersection at Durtschi Drive and Linda Road
 - I) MHTC Agreement
- 4) Consider Sesquicentennial Party planning.
- 5) Consider request from Revolving Loan Fund Committee to hire legal counsel with a lower fee structure for Revolving Loan Fund documents.
- 6) Lake Street Construction Project:
 - Consider Change Order #2 for Lake Street Reconstruction.
 - Consider Final Pay Request for Lake Street Reconstruction.
 - Consider public hearing date for Lake Street Project special assessments.

- 7) Consider Pay Request #2 for Summer Frolic Sunrise Park Shelter.
- 8) Consider Final Acceptance and Release of Maintenance Guarantee for Sanitary Sewer Replacement **Project in "Buechner's Woods"** area.
- 9) Consider Contract for Cleaning Services with Coverall Health-Based Cleaning System for cleaning municipally owned buildings.
- 10) Consider Wastewater Utility position vacancy.
- 11) Consider authorizing the Village Engineer to begin engineering work on 2011 Street Projects.
- 12) Review TID #4 and TID #4 Forecasting.
- 13) Review unpaid or outstanding receivables due to Village.
- 14) Consider Ordinance 2010-20, "AN ORDINANCE TO AMEND SECTION 1.27 OF THE CODE OF ORDINANCES RELATING TO THE PARK, RECREATION, AND FORESTRY COMMISSION".
- 15) Appointment of new Commissioner to the Park, Recreation, and Forestry Commission.
- 16) Village President's report.
- 17) **Village Attorney's report.**
- 18) Village Administrator's report.
- 19) Village Clerk/Treasurer's report.
- 20) Closed Session pursuant to 19.85 (1)(g) to confer with legal counsel who will either orally or in writing advise the governmental body. The Village Board will be discussing **a workman's compensation** claim, possible litigation strategy, and Symdon Brothers LLC bill dispute.
- 21) Consider proposed settlement regarding a Workers Compensation Issue.
- 22) Adjourn.

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**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
NOVEMBER 3, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, Haroldson and Becker. Also present were Village Administrator Bierke, Clerk/Treasurer Sutter, and Village Attorney Dregne. The Pledge of Allegiance was recited.

Public Comments: None.

Consent Agenda: The consent agenda items were reviewed. DeWitt moved, Littel seconded to remove Item B, C, & I from agenda, carried by voice vote. Becker moved, Grindle seconded to approve remaining consent agenda items, carried by voice vote. The consent agenda items approved were: Village Board August 4, October 6, and October 21, 2010 minutes; **Resolution 2010-28, "FOR A CONDITIONAL USE PERMIT FOR WINE PRODUCTION FACILITY WITH RETAIL/TASTING AREA 102 W MAIN STREET"**; Guidelines for Design Review Applications; Amended Commitment Letter for Hoff Associates; Computer Use Policy; and **Ordinance 2010-19 "AN ORDINANCE TO AMEND SECTION 7.05 RELATING TO THE MUNICIPAL TRAFFIC CODE", for 4-way Stop intersection at Durtschi Drive and Linda Road**.

Employee Handbook: DeWitt moved, Littel seconded to table until after the union negotiations are completed, carried by voice vote.

Interoperable Radio System: Steinhauer suggested adding wording similar to other communities to require a certain number of municipalities' approval and a maximum cost total. Steinhauer indicated an interest in the nomination for the Dane County Cities and Villages Association seat on the governing board for the new system. Becker moved, Littel seconded to nominate Don Steinhauer for the DCCVA Governing Board, carried by voice vote. Becker moved, Littel seconded to approve **RESOLUTION 2010-20 "EXPRESSING SUPPORT FOR AN INTEROPERABLE RADIO SYSTEM"**, carried by voice vote.

MHTC Agreement: Bierke explained that the agreement had been revised by MHTC and returned for approval. The Cable TV Committee did not feel comfortable making a recommendation. Discussion concerned how this agreement would affect the current franchise agreement. Littel moved, Grindle seconded to table the agreement. After discussion the motion was withdrawn by

both parties. Dewitt moved, Littel seconded to table to the Committee of the Whole and to have the village attorney appear to answer questions about how this may affect the franchise agreement, carried by voice vote. Abstain: Haroldson.

Sesquicentennial Party: DeWitt reviewed preliminary plans for a village-wide party in July 2011 to celebrate the Sesquicentennial. Discussion concerned whether a committee will be established as an official village committee or possibly another organization to keep it less formal. No decision was made.

Revolving Loan Fund Committee Request: The Board reviewed the request from the Revolving Loan Fund Committee to hire legal counsel with a lower fee structure for Revolving Loan Fund documents. Becker moved, Littel seconded to approve the RLF Committee to get competitive bids for attorney fees, carried by voice vote.

Lake Street Construction Project: Bierke updated the Board on the project. Change Order #2 was reviewed. Becker moved, Grindle seconded to approve the change order, carried by voice vote. Final Pay Request #3 was reviewed. Haroldson moved, Becker seconded to approve the final pay request as presented, carried by voice vote. There was discussion on when to hold the public hearing for the special assessments. Becker moved, Grindle seconded to set the public hearing date on January 5, 2011, carried by voice vote.

Summer Frolic Sunrise Park Shelter: Pay Request #2 was reviewed. Littel moved, Anderson seconded to approve Pay Request #2 as submitted, carried by voice vote.

Sanitary Sewer Replacement Project in "Buechner's Woods" area: The request for release from the project maintenance guarantee from Wipperfurth Excavating was reviewed. The project was completed in 2009. The guarantee deposit was \$1,500. Village Engineer Rob Wright approved the request. Becker moved, Grindle seconded to approve the request for release from the project maintenance guarantee from Wipperfurth Excavating, carried by voice vote.

Cleaning Services Contract: The bid from Coverall Health-Based Cleaning System for cleaning municipally owned buildings was reviewed. Bierke explained that this bid was the low bid received. The current provider did not submit a bid. Becker moved, Anderson seconded to approve the contract, carried by voice vote.

Wastewater Utility position vacancy: Bierke reported that a current wastewater employee was hired for the new public works position, so now that position needs to be filled. Becker moved, Littel seconded to approve the

Administrator and Department Head to proceed with hiring the position, carried by voice vote. The Utility Commission will review this at their next meeting.

2011 Street Projects: Becker moved, Littel seconded to authorize the village engineer to complete the necessary engineering for the 2011 street projects, carried by voice vote. Haroldson moved, Littel seconded to amend the previous motion to authorize the engineering work on only the first two projects listed for 2011 on the five year plan, carried by voice vote. The first motion, as amended, was approved by voice vote. Discussion concerned the timing of the street projects to keep the downtown streets available for the Sesquicentennial celebration.

TID #4: The Board reviewed a forecast for TID #4. Bierke explained that the revenue was reduced due to a reduction in assessed value of the Walgreens. Haroldson moved to adopt this as the official financial forecast for TID #4. Discussion concerned whether it was necessary to approve the document. There was no second to the motion. No further action was taken.

Unpaid or Outstanding Receivables: The Board reviewed the list of outstanding receivables for both the utilities and village. Becker requested the discussion be moved to the Committee of the Whole agenda. Becker moved, Haroldson seconded to move discussion to the Committee of the Whole agenda next week, carried by voice vote.

Ordinance Amendment Relating to Park, Recreation, and Forestry Commission: The proposed ordinance, which changes the makeup of the Commission, was reviewed. Littel moved, Becker seconded to adopt **Ordinance 2010-20, "AN ORDINANCE TO AMEND SECTION 1.27 OF THE CODE OF ORDINANCES RELATING TO THE PARK, RECREATION, AND FORESTRY COMMISSION"** carried by voice vote.

Commissioner to the Park, Recreation, and Forestry Commission: Steinhauer moved, Becker seconded to appoint Mary Seidl as the new commissioner to the Park, Recreation, and Forestry Commission, carried by voice vote.

Village President's Report: Steinhauer reported on a request to build on vacant lot near 401 Fourth Street. A zoning variance was not approved by the Zoning Board of Appeals and the owner is now requesting the Board to change the ordinances. Steinhauer recommended the Board members review the lot and surrounding area. There will be further discussion at the Committee of the Whole meeting next week. Steinhauer also reported on the opening of the Duluth Trading Company.

Village Attorney's Report: None.

Village Administrator's Report: Bierke reviewed the status of the new dental building, the utility garage open house scheduled for 1-4pm on December 10; the budget hearing schedule for 6:30pm on November 17; an update on union negotiations, reviewed the December meeting calendar; and reported on the upcoming holiday closings.

Village Clerk/Treasurer's Report: Sutter thanked the election officials that worked at the election this week and the voters that came out to vote.

Steinhauer noted information on the workers compensation issue later on the agenda was not available at this time. DeWitt moved, Grindle seconded to refer this discussion to the Committee of the Whole agenda, carried by voice vote.

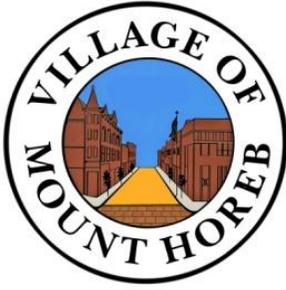
Executive Closed Session: There being no further business before the open meeting, Becker moved, Grindle seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(g) to confer with legal counsel who will either orally or in writing advise the governmental body, carried by roll call vote. Aye: Grindle, Anderson, DeWitt, Haroldson, Steinhauer, Becker and Littel. Nay: None. The meeting adjourned into Executive Session at 8:47 p.m.

The Village Board discussed a possible litigation strategy for the Symdon letter of credit and bill dispute. Becker moved, Haroldson seconded to write off the remaining fees owed by Symdon relating to the plat approval and site plan approval, carried by voice vote.

Becker moved, Grindle seconded to reconvene into open session, carried by voice vote. The reconvened open session began at 9:23 p.m.

Adjournment: There being no further business before the Board, Grindle moved, DeWitt seconded to adjourn the meeting at 9:24 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



Village of Mount Horeb

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AMENDED

SPECIAL VILLAGE BOARD

WEDNESDAY, NOVEMBER 17, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at **6:30pm** in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order – Roll call.
- 2) Consider Village Trustee appointment and Oath of Office.
- 3) PUBLIC HEARING: The purpose of the public hearing is to consider the proposed 2011 budget.
- 4) Consider Resolution 2010-31, "A RESOLUTION ADOPTING THE 2010 BUDGET AND AUTHORIZING A LEVY AGAINST TAXABLE PROPERTY".
- 5) Adjourn.

UPON REASONABLE NOTICE, EFFORTS WILL BE MADE TO ACCOMMODATE THE NEEDS OF DISABLED INDIVIDUALS THROUGH APPROPRIATE AIDS AND SERVICES. FOR INFORMATION OR TO REQUEST THIS SERVICE, CONTACT CHERYL SUTTER, CLERK, AT 138 E MAIN STREET, MOUNT HOREB, WI (608) 437-6884.

**VILLAGE OF MOUNT HOREB
SPECIAL VILLAGE BOARD MEETING MINUTES
NOVEMBER 17, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 6:30 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, and Becker. Trustee Haroldson was absent due to his resignation. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Village Trustee Appointment/Oath of Office: Steinhauer moved, Littel seconded to table until the December village board meeting, carried by voice vote.

Public Hearing: The public hearing for the 2011 budget was opened at 6:32pm. After hearing no public comments, the hearing was closed at 6:34pm.

2011 Budget: Becker moved, Littel seconded to approve **RESOLUTION 2010-31 "A RESOLUTION ADOPTING THE 2011 BUDGET AND AUTHORIZING A LEVY AGAINST TAXABLE PROPERTY"**. Bierke reviewed a summary of the budget. The motion carried by voice vote.

Adjournment: There being no further business before the Board, Becker moved, Grindle seconded to adjourn the meeting at 6:39p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



Village of Mount Horeb

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AMENDED

VILLAGE BOARD

WEDNESDAY, DECEMBER 1, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 7:00pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda as follows:

- 1) Call to order
Pledge of Allegiance
Roll call
- 2) Public Comments
- 3) Consent Agenda:
 - A) Village Board November 3, November 17, 2010 minutes
 - B) Eberle Certified Survey Map
 - C) Settlement Agreement with Sue Kroger-Graves regarding **Worker's Compensation Benefits**
 - D) Court Clerk job description
 - E) Office Assistant job description
 - F) Assistant to the Village Clerk job description
 - G) Resolution 2010-30 "RELATING TO MUNICIPAL COURT CLERK WAGES"
 - H) Resolution 2010-33 "RELATING TO ASSISTANT TO THE VILLAGE CLERK WAGES"
 - I) MHTC Release and Settlement Agreement
- 4) Consider Village Trustee appointment and Oath of Office.
- 5) Discuss Rich **Johnson's N 4th** Street lot concern.
- 6) Consider Fisher King Winery Revolving Loan Fund request.
- 7) Consider rescinding Revolving Loan approval for Prairie Plaza LLP.
- 8) Consider termination of TIF Development Incentive for MWM Investment's proposed carwash facility.
- 9) Consider Change Order No. 2 for Mount Horeb Utility Garage.

- 10) Consider Pay Request No. 3 for Summer Frolic Sunrise Park Shelter.
- 11) **Consider Village Administrator's Resignation.**
- 12) Consider hiring process for Village Administrator vacancy.
- 13) Consider Resolution 2010-32, "BUDGET AMENDMENT RESOLUTION".
- 14) Consider 2011 Walgreen's assessment.
- 15) Village President's report.
- 16) **Village Attorney's report.**
- 17) Village Administrator's report.
- 18) Village Clerk/Treasurer's report.
- 19) Closed Session pursuant to Wis. Stat. Sec. 19.85(1)(e). The Village Board will be discussing negotiations of employee labor contracts.
- 20) Adjourn.

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**VILLAGE OF MOUNT HOREB
VILLAGE BOARD MEETING MINUTES
DECEMBER 1, 2010**

The Village Board met in regular session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 7:00 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, and Becker. Also present were Village Administrator Bierke, Clerk/Treasurer Sutter, and Village Attorney Dregne. The Pledge of Allegiance was recited.

Public Comments: Megan Phillips of the Upper Sugar River Watershed Association introduced herself to the Board. Shannon Paprocki thanked Larry Bierke for his service for the last several years. Charlie Steinhauer requested consideration for the revolving loan fund for Fisher King Winery. Peter Walton, Mark Nortman, and Mark Johnson also spoke in support of the Fisher King Winery.

Consent Agenda: The consent agenda items were reviewed. Becker moved, Littel seconded to approve all consent agenda items as listed, carried by voice vote. The consent agenda items were: Village Board November 3 & November 17, 2010 minutes; Eberle Certified Survey Map; Settlement Agreement with Sue Kroger regarding Worker's Compensation Benefits; Court Clerk job description; Office Assistant job description; Assistant to the Village Clerk job description; **RESOLUTION 2010-30 "RELATING TO MUNICIPAL COURT CLERK WAGES"; RESOLUTION 2010-33 "RELATING TO ASSISTANT TO THE VILLAGE CLERK WAGES"**, and MHTC Release and Settlement Agreement.

Village Trustee Appointment/Oath of Office: Steinhauer moved, Grindle seconded to table, carried by voice vote. Becker requested that a discussion on the process be put on the Committee of the Whole agenda next week.

Rich Johnson-N 4th Street Lot Concerns: Bierke reported that Rob Wright had stated that fill was added during the street project to accommodate the sidewalk. Wright indicated the street elevation did not change. Johnson purchased the lot after the project was completed. It was recommended to put the contractor for any street projects into contact with Johnson in case there was fill available.

Fisher King Winery Revolving Loan Fund Request: DeWitt moved, Anderson seconded to move this discussion until after the next agenda item, carried by voice vote.

Prairie Plaza LLP Revolving Loan Fund Request: Discussion concerned whether to rescind the loan approval. DeWitt moved, Becker seconded to rescind the loan offer to Prairie Plaza effective today, carried by voice vote.

Fisher King Winery Revolving Loan Fund Request: Littel reviewed the history of the Revolving Loan Fund Committee's application review. Littel moved, Anderson seconded to approve the loan of up to \$85,000 and including the same terms as recommended by the RLF Committee. Discussion concerned how this business would benefit Mount Horeb. DeWitt moved, Anderson seconded to amend the previous motion to change the dollar amount to \$80,000. After some discussion, Becker moved, Steinhauer seconded to call the question on the amendment, carried by voice vote. The motion to amend the dollar amount to \$80,000 carried by voice vote. There was discussion on the amended motion for loan approval for up to \$80,000 concerning the collateral that was proposed for the loan. The amended motion was then approved by voice vote. Nay: Steinhauer.

MWM Investment's TIF Development Incentive: Discussion concerned termination of the proposed incentive for the carwash facility project. DeWitt moved, Steinhauer seconded to rescind the offer. Discussion concerned whether to establish a timeframe before the offer is rescinded. Scott McKernan gave an update on the project. McKernan reported that financing had been approved with contingencies, **including the village's offer.** **The motion** to rescind the offer was denied by voice vote. Abstain: Anderson.

Mount Horeb Utility Garage Project: Change Order No. 2 was reviewed. Littel moved, Grindle seconded to approve the change order as submitted, carried by voice vote.

Summer Frolic Sunrise Park Shelter Project: Pay Request No. 3 was reviewed. Littel moved, Becker seconded to approve pay request no. 3 as submitted, carried by voice vote. **Bierke reported that the project won't be completed until next spring.**

Village Administrator's Resignation: The resignation letter from Larry Bierke was reviewed. Becker moved, Littel seconded to accept the resignation, carried by voice vote. Bierke was thanked for his years of service.

Village Administrator Hiring Process: Dregne reviewed the options for the hiring process and the options to handle the interim period. Options for interim period include using existing staff or hiring a temporary administrator. Options for hiring process include hiring outside help, Village Board involvement, and/or existing staff involvement. It was decided to hold a special village board meeting next week with the Committee of the Whole meeting.

Budget Amendment Resolution: Bierke reviewed the purpose of the budget amendment. Becker moved, Grindle seconded to approve, carried by voice vote.

There was a brief break.

2011 Walgreen's Assessment: Discussion concerned whether to have the village attorney work on increasing the assessed value of the Walgreen's store. Dregne recommended their staff have a discussion with the village's assessor to find out how the amended assessment was calculated. There would then be a report from Stafford on the options available. Steinhauer moved, Grindle seconded to spend a half hour of attorney time at no cost to discuss the Walgreen's assessment with the village assessor, carried by voice vote.

Village President's Report: Steinhauer reported that there would be an item on next week's Committee of the Whole agenda to explain the proposal to place the Thronson farm in conservancy. The Committee of the Whole agenda will also have discussion on offering returning veterans something to thank them for their service.

Village Attorney's Report: Dregne gave an update on the Symdon letter of credit. A letter was received confirming Harris Bank's commitment of the letter of credit.

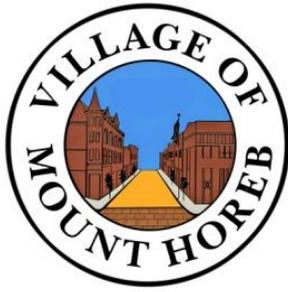
Village Administrator's Report: Bierke reminded the Board of the Utility garage open house on December 10. He reported that there were ongoing discussions with the bonding company on the project. He also noted that open job positions will be posted on village website. Becker reported that a going away party for Larry is being organized for December 16.

Village Clerk/Treasurer's Report: Sutter noted that nomination papers for Village President and Village Trustee can now be circulated until January 4, 2011. The forms are available at the village office.

Executive Closed Session: There being no further business before the open meeting, DeWitt moved, Grindle seconded to adjourn into executive closed session as allowed by WI Statute 19.85(1)(e), carried by roll call vote. Aye: Anderson, DeWitt, Steinhauer, Becker, Littel, and Grindle. Nay: None. The meeting adjourned into Executive Session at 9:06 p.m. Discussion concerned the negotiation of employee labor contracts. Becker moved, Grindle seconded to reconvene into open session, carried by voice vote.

Adjournment: There being no further business before the Board, Grindle moved, Becker seconded to adjourn the meeting at 9:30 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer



Village of Mount Horeb

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SPECIAL VILLAGE BOARD MONDAY, DECEMBER 13, 2010

The Village Board of the Village of Mount Horeb will meet on the above date at 5:30pm in the Board Room of the Municipal Building, 138 E Main Street, Mount Horeb, WI. Agenda follows:

- 1) Call to order – Roll call.
- 2) Consider Resolution 2010-34, "APPOINTMENT OF INTERIM VILLAGE ADMINISTRATOR".
- 3) Consider "AMENDED AND RESTATED MOUNT HOREB AREA JOINT FIRE DEPARTMENT FIRE PROTECTION AND RESCUE SERVICE AGREEMENT".
- 4) Adjourn.

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**VILLAGE OF MOUNT HOREB
SPECIAL VILLAGE BOARD MEETING MINUTES
DECEMBER 13, 2010**

The Village Board met in special session in the boardroom of the Municipal Building, 138 E. Main Street, Mt. Horeb, WI.

Call to Order/Roll Call: Village President Steinhauer called the meeting to order at 5:30 p.m. Present were Trustees Grindle, Anderson, DeWitt, Littel, and Becker. Also present were Village Administrator Bierke and Clerk/Treasurer Sutter.

Appointment of Interim Administrator: The proposed resolution appointing the Assistant Administrator as interim administrator was reviewed. Becker moved, Grindle seconded to approve **RESOLUTION 2010-34 "APPOINTMENT OF INTERIM VILLAGE ADMINISTRATOR"**, carried by voice vote.

Amended and Restated Mount Horeb Area Joint Fire Department Fire Protection and Rescue Service Agreement: It was noted the reason for the new agreement was due to the additional property from the Town of Springdale that was brought into the Fire District. Becker moved, Anderson seconded to approve the amended and restated agreement, carried by voice vote.

Adjournment: There being no further business before the Board, Grindle moved, Becker seconded to adjourn the meeting at 5:33 p.m., carried by voice vote.

Minutes by Cheryl J. Sutter, Clerk/Treasurer