

The Village of Benton Regular Board Meeting was called to order by Village President, Gary McCrea at 6:30 P.M. in the conference room of the Benton Business Incubator Building at 244 Ridge Avenue on Wednesday, June 15, 2011, with the following members present: Rose Walton, Gary McCrea, Chuck Wartner, Cal Robbins, Terry Sheffer and Ron Fladseth. Absent: Lisa Lawrence. Lisa arrived at 6:47 p.m. Citizens present: Jeremy Hefty, Sara Martensen, Tom Slater, Deb Slater, Randy Neis, Ron Fawcett, Carl Langkamp Others present: Carissa Sanchez, Carl Robey, Officer Eric Seiler, Sheriff Scott Pedley. Employees present: Darnell Hendricks and Jim Goffinet. Proper notice of the meeting had been posted in four public places; the Village of Benton Business Incubator Building, Benton State Bank, Benton Post Office, and the Zephyr Depot, in compliance with the Open Meeting Law.

*Motion (Sheffer, Wartner) to approve the minutes of the last regular meeting held May 18, 2011.* Voice vote - all ayes. Motion carried.

Public comments were heard related to the proposed village ordinance 7-9-1 through 7-9-11 Commercial Garages, Auto Repair Shops and Body Shops.

Jeremy Hefty spoke with concerns related to his AAA calls late at night, concerns related to hours of operation, concerns as to whether this ordinance applies to work done on personal vehicles, the definition of inoperable vehicle was questioned, and he had a question as to whether working outside includes the scanning of a vehicle, or simple repairs like wiper blade replacement, as well as the portion of the ordinance that includes working on personal cars.

Carl Robey, from Dubuque, IA, was present with concerns related to the ordinance. Mr. Robey indicated he may rent the house his daughter is renovating at 479 West Main Street. He questioned the definition of auto garage and whether this includes mini-storage garages. He also was concerned about Jeremy Hefty being able to do AAA calls. He did not like the part of the ordinance which would not allow a tow truck to be parked in front of a personal residence. He encouraged the board to look at the ordinance carefully and make changes as suggested.

Carissa Sanchez from Hazel Green, WI, owner of 479 West Main Street, was present with concerns related to the auto garage ordinance. Ms. Sanchez indicated she had considered moving her family to Benton from Hazel Green but this proposed ordinance had her concerned. Her concern was that the Village's practice is to change laws on a whim and to hurt one person. She indicated she felt the Village might be shooting themselves in foot. She indicated she had heard there were many complaints related to 101 White Street, however, she owns the property directly across the street from this property, and she has absolutely no complaints.

Lisa Lawrence arrived at 6:47 p.m.

Ron Fawcett was present regarding the auto garage ordinance. Mr. Fawcett's biggest concern was related to the hours of operation.

Mr. Robey then asked to speak again about the parking on White Street. Mr. Robey questioned how residential parking only was going to be enforced. Would he be ticketed if he parks on the street while working on his daughter's house? Technically he does not live at the residence, therefore, would it be considered residential parking?

Jessica Polfer and Sara Martenson were present with a request to close Galena Street from Frontier Street to Calvert Street, Saturday, July 23<sup>rd</sup>, 2:00 p.m. until midnight for a neighborhood block party and hog roast. Donations will be accepted to help cover the cost of the hog, music will be provided in the form of boom boxes, and no band will be playing. Ms. Polfer and Ms. Martenson had a petition they had solicited in which all but two neighbors had signed giving consent to the party. *Motion (Walton, Lawrence) to permit Galena Street to be closed from Frontier Street to Calvert Street from 2:00 p.m. until midnight on Saturday, July 23<sup>rd</sup>, in addition, a temporary waiver of the noise ordinance is also allowed during this time period.* Voice vote-all ayes. Carried.

Jim Goffinet was present with recommendations regarding slurry/sealcoating the proposed village streets. *Motion (Lawrence, Walton) to approve slurry sealing by Struck & Irwin Paving, Inc. on*

*Bean Street from Highway 11 North to Village limits/pavement change, and patching with hot mix asphalt by Iverson Construction at all recommended areas.*

*Motion (Fladseth, Wartner) to approve Ryan Carver's recommendation for the storm sewer on North Van Buren Street. Roll-all ayes. Carried.*

By general consent the board approved putting the village's old dump truck for sale at a price of \$8,000.00.

By general consent it was agreed not to sell the village's old smaller trailer. This trailer is used for various village jobs that the new trailer will be too nice or big for.

*Motion (Walton, Sheffer) to approve the electric department's purchase of a battery powered electric crimping tool from Crescent Electric for \$1,885.38. Roll-Walton (yes), Lawrence (yes), Fladseth (yes), Robbins (no), Sheffer (yes), Wartner (yes), McCrea (yes). Motion carried.*

A discussion was held regarding the need to purchase security cameras for the village park on Main Street due to the recent vandalism. *Motion (Sheffer, Robbins) to approve the purchase of security cameras for the village park for a cost not to exceed \$500.00. Roll-all ayes. Carried.*

Jim Goffinet left the meeting at 7:26 p.m.

Jim Sysko, representing the Alumni Association, was present to request a picnic license for a benefit for Paul Runde to be held at Swift Park, July 16<sup>th</sup>, 11:00 a.m. – 5:00 p.m.

*Motion (Walton, Wartner) to approve a picnic license for the Alumni Association for Saturday, July 16<sup>th</sup> at Swift Park. Roll-all ayes. Carried.*

*Motion (Robbins, Sheffer) to approve residential parking only on the east side of White Street from Highway 11 to the second driveway, and no changes will be made to the restricted parking on the west side of White Street. Voice vote-all ayes. Carried.*

*A discussion was held regarding the Ordinance 7-9-1 thru 7-9-11, related to Commercial Garages, Auto Repair Shops and Body Shops. The ordinance committee agreed it would need to set up a meeting to discuss the recommended changes provided earlier in the meeting. The board will review the revised ordinance at its next regular meeting to be held July 20<sup>th</sup>.*

Officer Eric Seiler left the meeting at 7:55 p.m.

There were no committee reports.

*Motion (Lawrence, Walton) to approve the Compliance Maintenance Resolution 2011-02. Roll-all ayes. Motion carried.*

The board was provided with a copy of the Benton Waterworks Quality Water Report for 2010, also known as the Consumer Confidence Report. This report will be posted to the website by June 30<sup>th</sup> and also mailed to all utility customers by June 30<sup>th</sup>.

*Motion (Robbins, Sheffer) to approve the purchase of a second voting machine for a price of \$2645.00. Roll-all ayes. Motion carried.*

A joint electronics pick up with Cuba City and Hazel Green was scheduled for August 8<sup>th</sup>. The local pick up will be August 4<sup>th</sup>.

*Motion (Lawrence, Fladseth) to budget in 2012 for the purchase of five new planters for Main Street for a total cost of \$2177.75. Roll-all ayes. Motion carried.*

By general consent the board approved a general clean up day of August 20th, 2011. Hendricks will schedule curb side pick-up of items for this day with Allied Waste.

A discussion was held regarding the possibility of combining the village's newsletter with the Benton Community Development Corporation's newsletter. The logistics of doing this still need to be worked out, however, the board approved reviewing a draft of the idea at its meeting in December for the December 30<sup>th</sup> newsletter.

*Motion (Wartner, Walton) to approve donating \$5,000.00 to the Benton Booster Club for the purchase of new baseball/softball/football bleachers. The total project cost is estimated at \$33,000.00. Roll-all ayes. Carried.*

*Motion (Walton, Fladseth) to approve a picnic license for the Benton Booster Club for June 24<sup>th</sup>-June 26<sup>th</sup>. Roll-all ayes. Carried.*

*Motion (Lawrence, Sheffer) to allow John Perkins to bank up to 40 hours vacation time for up to four months pursuant to the personnel policy. Roll-all ayes. Carried.*

The May monthly police report was approved by general consent.

*Motion (Lawrence, Walton) to approve the 2011-2012 Agreement between the Village of Benton and the Benton School District related to Swift Park Use.* Roll-all ayes. Motion carried.

It was agreed to put the parking lot at Swift Park on the next agenda for discussion.

*Motion (Walton, Wartner) to approve authorization to the Benton Booster Club to sell the old baseball/softball/football bleachers.* Roll-all ayes. Motion carried.

*Motion (Walton, Robbins) to approve a Class "B" and "Class B" liquor license for Joseph F. McCrea VFW Post 7896, Lawrence Outback, LLC, A Bit o' the Irish, LLC, Ronald Spillman, a "Class A" and Class "A" liquor license for Dougherty Depots, LLC, a Class "B" fermented malt beverage license for Laura Jenkins, A Barber Shop Inn-Hotel LLC dba A Barber Shop Inn-Hotel located at 30 West Main Street in the Village of Benton, all for the period of July 1, 2011 through June 30, 2012.* Roll-all ayes. Motion carried.

*Motion (Sheffer, Walton) to approve the 2011-2012 renewal of the following Operator Licenses: Shane Lawrence, Bradley Lawrence, Rory Lawrence, Tony Dougherty, Gretta Dougherty, Keri Kluck, Amanda Barton, Alice Stillmunkes, Cecelia Jones, Samantha Medina, Bridget Kisting, Devan Ebersviller, Dennis Stillmunkes, Michelle Schmitt, Jasmine Hawk, Heather Morrisard, Mary Blahnick, Robert Herbst, Tana Mootz, Carolyn McCarthy, Nicholas Neis, Katey Neis, Susan Bottoms, Chris Hoppmann, William Sides, Eldon Kruser, John Scanlan, David Kane, Laura Jenkins, Dave Watson, and Jim Goffinet.* Roll- all ayes. Motion carried.

*Motion (Sheffer, Fladseth) to approve the 2011-2012 renewal of a cigarette license for Dougherty Depots, LLC.* Roll-all ayes. Motion carried.

*Motion (Wartner, Lawrence) to approve a picnic license for the Benton First Responders at the Benton Fire House for July 23, 2011, 7:00 p.m. until July 24, 2011, 2:00 a.m..* Roll-all ayes. Motion carried.

*The 2010 Audit Report was approved by general consent.*

The claims against the Village were presented for payment. *Motion (Walton, Lawrence) to pay the claims against the Village.* Roll-all ayes. Motion carried.

*Motion (Robbins, Walton) to adjourn.* Voice-all ayes. Motion carried. The meeting adjourned at 8:45 p.m.