

**MINUTES**  
**REGULAR MEETING**  
**VILLAGE OF CRIVITZ BOARD OF TRUSTEES**

**Public present:** Brett Plumley

- 1) **Call to Order:** Pres. Deschane called the meeting to order at 7:00pm.
- 2) **Roll Call:** Members present:           President John Deschane           Trustee Duane Swanson  
  Trustee Kurt Kostuch           Trustee Shirley Keller  
  Trustee Dick Kaminski       Trustee Fred Franzen  
Members absent:           Trustee Stew Swanson  
  
Also present:            Attorney Dick Boren  
                                  Clerk/Treasurer Marilyn Padgett

Pres. Deschane declared a quorum present for the meeting.

- 3) **Adoption of Agenda:** Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, that the agenda be adopted as presented. **Discussion:** Trustee Swanson explained that item #16, Speed Indicator Sign would be bypassed. Chief Frievalt had picked up and tested the equipment per the directions of the Committee of the Whole, but found that there were no manuals, the reader for the traffic counter feature was not in the trailer, he could not determine if the solar power panel would work and the speed display could not be read from a distance. Therefore the unit would be returned and not purchased. Trustee Swanson noted that he had searched the internet and found that a new pole mounted unit could be purchased for \$2300-2500 if desired in the future. Vote: Ayes: 5. Motion carried.
- 4) **Minutes Approval:** Motion by Trustee Kaminski seconded by Trustee Duane Swanson, that the minutes of the regular meeting of July 21st be approved as presented. Vote: Ayes: 5. Motion carried.
- 5) **Financial Report:** Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, that the financial report for the month of July, 2015, be approved as presented. Vote: Ayes: 5. Motion carried.
- 6) **General Fund Vouchers:** Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to approve payment of general fund vouchers numbered 2725 through 2726, 4068, 6050, 24827 through 24892, V6231 through V6248, with voucher number 24871 to be voided due to duplication. Vote: Ayes: 5. Motion carried.  
  
Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to approve payment from the general fund to NFPA for Fire Protection Week supplies in the amount of \$622.88, with 50% to be reimbursed by the Stephenson Fire Department. Vote: Ayes: 5. Motion carried.  
  
Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to acknowledge that the motion passed at the July board meeting to approve payment from the general fund to Wiedemeier Garage in the amount of \$1,210.15 for utility vehicle repairs was incorrectly printed on the agenda and payment was correctly made from the utility funds. Vote: Ayes: 5. Motion carried.
- 6a) **Water Fund:** Motion by Trustee Keller, seconded by Trustee Franzen, to approve payment of water fund vouchers numbered 3957 through 3966. Vote: Ayes: 5. Motion carried.
- 6b) **Sewer Fund:** Motion by Trustee Keller, seconded by Trustee Franzen, to approve payment of sewer fund vouchers numbered 5076 through 5085. Vote: Ayes: 5. Motion carried.
- 6c) **Other Vouchers:** Motion by Trustee Kostuch, seconded by Trustee Keller, to approve payment of TIF fund vouchers numbered 1016 through 1018. Vote: Ayes: 5. Motion carried.

- 7) **Committee & Attorney Reports:** Committee reports were distributed prior to the meeting. Attorney Boren reported regarding the drainage ditch lawsuit that Stephenson National Bank & Trust now owns the Reindl property and conversations that he has had with the bank attorney indicate that there should be no problems with getting an easement from them. He has also had ongoing discussions with Gateway's attorney. There is a status hearing tentatively scheduled for October 19th with Judge Morrison.
- 8) **Comments from Pre-registered Citizens:** None.
- 9) **Brett Plumley - Operator's License Denial Appeal:** Copies of Brett Plumley's written appeal were distributed to board members prior to the meeting. Pres. Deschane asked Brett if he had any extraordinary circumstances or new information to share with the board. He responded that he had his original charge of possession switched to disorderly conduct because he planned on joining the army and the possession charge would prevent him from doing so. Pres. Deschane noted that the operators license was denied due to the disorderly conduct charge per current policy. Trustee Kaminski noted that Brett had said that he did not know about the denial until after the 30 day deadline for appeal had expired due to the fact that the denial letter had been sent to his physical address, rather than his mailing address. However, Trustee Kaminski had received a phone call from Brett's grandfather, who Brett lives with and works for the week that the original denial took place. Brett explained that he did not personally know of the denial as he works two jobs and when he would stop at the office to inquire about the license it was late and everyone was already gone. Pres. Deschane explained that the problem with overturning the denial was that the policy required extraordinary circumstances or new information, which he did not feel was presented. The Finance Committee had recently discussed eliminating disorderly conduct from the list of offenses for denial, but had decided against doing so.

**Determination of Brett Plumley Operator's License Denial Appeal:** Motion by Trustee Kaminski, seconded by Trustee Keller to deny an operator's license effective 8/18/2015 through 6/30/2016 to Brett Plumley based on the facts set forth in his license denial appeal. The motion was amended by unanimous consent to further specify that the denial is based upon section 5(a) of the Operators License Review policy. Vote: Ayes: 4, Nays: 1 (Kostuch). Motion carried.

- 10) **Debt Restructure:** (Whole) Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to pursue the issuance of \$2,570,000.00 in general obligation bonds for the TIF, General and Sewer funds in September. Vote: Ayes: 5. Motion carried.
- 11) **2016 General Fund Budget:** (Finance) Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to set the 2016 general fund budget at \$857,960.00. Vote: Ayes: 5. Motion carried.
- 12) **Unassigned Balance Allocation:** (Finance) Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to authorize the following transfers from the general fund unassigned balance:
- \$30,000.00 to the Fire Vehicle Savings fund  
\$10,000.00 to the Public Works Truck savings fund
- Vote: Ayes: 5. Motion carried.
- 13) **Designated Funds - Consolidation of Savings:** (Finance) Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to transfer the balances of the Fire Department Equipment, Sidewalks, Police Equipment and Information Technology savings funds into the General Equipment savings fund of the Designated Funds account. Vote: Ayes: 5. Motion carried.
- 14) **TIF Property Elevation Survey:** (Development) Motion by Trustee Kostuch, seconded by Trustee Franzen, to contract with Rob Kamps Land Surveying for an elevation survey on the TIF property at a cost not to exceed \$1,500.00, to be funded from the future project savings fund. **Discussion:** This work will be done after Richlen Excavating brushes the property. Vote: Ayes: 5. Motion carried.

- 15) **Old Oakwood Haven Property - Crivitz Rescue Squad:** (Development) Motion by Trustee Kostuch, seconded by Trustee Franzen, to authorize the Crivitz Rescue Squad to leave the foundation/slab from the old Oakwood Haven property in place if they purchase the property, provided it is continuously used and maintained or removed, and the elevator foundation is removed and the pit filled in within 60 days of the date of purchase. Vote: Ayes: 5. Motion carried.
- 16) **Speed Indicator Sign Purchase:** Bypassed.
- 17) **Temporary Class B Fermented Malt Beverage License - Crivitz VFW:** (Finance) Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to grant a temporary Class B fermented malt beverage license to the Crivitz Memorial VFW Post #2063 effective on September 7, 2015, from 10:00am to 6:00pm, provided wristbands are issued and grounds monitored to control underage drinking. Vote: Ayes: 5. Motion carried.
- 18) **Operators Licenses:** (Finance) Motion by Trustee Kaminski, seconded by Trustee Duane Swanson, to grant operators licenses effective 8/18/15 through 6/30/16 to Thomas Geimer and Carolyn Jacobsen, who have both received satisfactory records checks. Vote: Ayes: 4, Nays: 1 (Kostuch). Motion carried.

**OLD BUSINESS:** None.

**NEW BUSINESS:**

**Presidents Corner:** Pres. Deschane reported that the Village has received tentative approval for a squad car grant from USDA-RD. He thank Trustee Kostuch for finding this grant program and his and Officer Frievalt's work on the application.

2015 Oktoberfest in Crivitz will be held on Saturday, September 19th from 11:00am to 11:00pm.

**CORRESPONDENCE:** None.

**QUESTIONS FROM THE FLOOR:** None.

**ADJOURNMENT:** Motion by Trustee Kaminski, seconded by Trustee Keller, that the meeting be adjourned at 7:32pm. Vote: Ayes: 5. Motion carried.

Respectfully submitted,

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John J. Deschane  
President

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Marilyn L. Padgett  
Clerk/Treasurer