

MINUTES
Special Board Meeting
December 27, 2012

Public Present: Mike Frievalt, Spencer Elias

- 1) **Call to Order:** Pres. Deschane called the meeting to order at 7:03pm.

- 2) **Roll Call:** Members present: President John Deschane Trustee Duane Swanson
 Trustee Kurt Kostuch Trustee Shirley Keller
 Trustee Dick Kaminski Trustee Jo Di Volk

 Members absent: Trustee Janis Porfilio

 Also present: Clerk/Treasurer Marilyn Padgett

 Pres. Deschane declared a quorum present for the meeting

- 3) **Adoption of Agenda:** Motion by Kaminski, seconded by Kostuch, to adopt the agenda as presented. Vote: Ayes: 5. Motion carried.

- 4) **General Fund Budget Adjustments #3 & #4:** (Finance) Motion by Trustee Kaminski, seconded by Trustee Kostuch, to approve general fund budget adjustments #3 and #4. Vote: Ayes: 5. Motion carried.

- 5) **TIF Budget Adjustment #2:** (Development) Motion by Kostuch, seconded by Kaminski, to approve TIF budget adjustment #2. Vote: Ayes: 5. Motion carried.

- 6) **Hiring Police Officer:** Motion by Trustee Kostuch, seconded by Trustee Kaminski, to hire Spencer Elias as a full time Patrol Officer effective January 14, 2013, at \$32,000.00 annual salary with a \$2,000.00 raise upon successful completion of probation contingent on successful physical and drug screening results, Wisconsin Law Enforcement Standards Board Certification completion, and signing a 2-year training employment agreement. Discussion: Chief Frievalt introduced Spencer Elias to board members, noting that of the 111 applications received he feels they have selected the best candidate. Spencer will be attending the 13 week state certification academy and has one semester left at NWTC. He has been active with the auxiliary, so he is familiar with local procedures. He will train with Chief Frievalt and is expected to be on his own by May. Vote: Ayes: 5. Motion carried.

7) **John Dory TIF Developers Agreement Settlement:** (Development) Motion by Trustee Kostuch, seconded by Trustee Kaminski, to accept a settlement agreement with Dory Investments, LLC, for a TIF Development Agreement dated March 24, 2005, with resolution being as follows:

- 1) Acceptance of Certified Survey Map #08-3880 prepared by Kamps Land Surveying,
- 2) Payments received from Dory Investments, LLC, prior to Dec. 31, 2012, in the amount of \$41,533.71, with \$28,905.07 of this amount previously allocated to interest, shall be re-allocated entirely as payment on principal,
- 3) Village to remove special charge from 2011 tax roll,
- 4) A restated development agreement will begin on Jan. 1, 2013, with the balance of principal in the amount of \$58,867.78 to be paid in 10 equal installments at the rate of 5% annual interest, due on July 31 of each year (amortization schedule attached and made a part of the agreement),
- 5) TIF District to fund costs of Certified Survey Map,
- 6) TIF District & Dory Investments, LLC, to equally split mediation costs,
- 7) Settlement offer is valid until Jan. 15, 2013.

Discussion: Pres. Deschane explained that the dispute was basically about interest and the settlement states that from 1/1/13 he will be paying interest on the balance in exchange for giving the Village a street easement on the east side of his property to the south of the development agreement area. The restated agreement will contain wording regarding default in the event payments are not received in accordance with the amortization schedule, as was contained in the original agreement. Vote: Ayes: 5. Motion carried.

8) **Adjournment:** Motion by Trustee Kaminski, seconded by Trustee Volk, that the meeting be adjourned at 7:16 pm. Vote: Ayes: 5. Motion carried.

Respectfully submitted,

John J. Deschane
President

Marilyn L. Padgett
Clerk/Treasurer