

**Legal Proceedings of the City of Fox Lake Common Council**  
**May 2, 2018**

The monthly meeting of the City of Fox Lake Common Council was held on Wednesday, May 2, 2018, at 6:30 p.m., in the Council Chambers. The meeting was called to order by Mayor Tom Bednarek and was followed by the pledge of allegiance. Roll call was taken with alderpersons John Mund, Dan Ault, Peter Hartzheim, Robert Jenswold and Don Zilewicz present. Absent: Dennis Linke. Also attending were city administrator Dean Perlick, police chief Jim Rohr and city clerk Susan Hollnagel. In the audience was Tim Nehls.

The clerk certified open meeting laws have been complied with.

**~~Approve minutes~~**

Motion by Mund, seconded by Jenswold to approve the minutes of the April 18, 2018 special council meeting, as typewritten. Vote in favor: Mund, Ault, Hartzheim, Jenswold and Zilewicz. Motion carried.

**~~Public comments-agenda items~~**

Motion by Mund, seconded by Ault to open the meeting to public comments on agenda items. Vote in favor: Ault, Hartzheim, Jenswold, Zilewicz and Mund. Motion carried. No comments were made.

**~~Public comments-other matters~~**

Motion by Mund, seconded by Hartzheim to open the meeting to public comments on other matters. Vote in favor: Hartzheim, Jenswold, Zilewicz, Mund and Ault. Motion carried.

Appearing before the Council was Tim Nehls, saying he was disappointed there is a full liquor store at Leroy Meats. He said he didn't come to the public hearing on the beer/liquor license for Leroy Meats because the Mayor told him it was his understanding they were only going to have wine and cheese tasting. He said he was shocked they were putting in a full liquor store. He said he is a big supporter and ambassador in promoting Fox Lake. Nehls asked why Leroy put in liquor/beer, when the store is an asset to the city and they will make money with or without liquor. He said the big boys will run him out of business.

The Mayor said he had told Nehls what Randy Hurst had told him, that it would be wine tasting. He said Hurst told him he read up on what they could do with each license, did his research and went with that.

Nehls said he has something to think about for the next 12-18 months, with 3 liquor stores in town, he won't survive. He said he is open 365 days a year and

should have paid a little more attention. He said he's been a great ambassador for the city but wondered how much does he want to keep giving.

Mund said there are two classes of licenses and Leroy was granted to sell and have the legal right to do that. He said there are lots of grocery items and it may be as close to a grocery store as we're ever going to get. He said Leroy changed their minds about their license and we can't penalize them for what they did. Mund said he appreciates Nehls' support for the city.

The Mayor said he would like the license and finance committee to meet with the city attorney to review the beer and liquor license renewal applications. He said they would meet on Thursday, May 10 at 9:45 a.m., in the Council Chamber.

The Mayor wanted to thank Hartzheim, Linke, Pool Committee and W. Crocker Street Park Committee for their fund raising efforts. He also wanted to thank the American Legion for their generous donation to the Crocker Street Park renewal.

### **Consent agenda**

Motion by Mund, seconded by Ault to approve the consent agenda, as listed below:

- a. pay the bills as audited, for accounts payable-check #38178 through #38267, totaling \$257,342.16 (include ACH withdrawals) and payroll checks #58493 through #58530 totaling \$32,382.66.
- b. grant an operator's license to Rebecca Billington, for the period ending June 30, 2018.
- c. grant a picnic license to the Bunny Berigan Jazz Jubilee, for May 19 and 20, 2018, in the Community Center, at 248 E. State Street.

Vote in favor: Jenswold, Zilewicz, Mund, Ault and Hartzheim. Motion carried.

### **Street Light study**

Motion by Mund, seconded by Jenswold to authorize Alliant Energy to do a street light study/review on installing a street light in the 200 block of We Go Trail. Vote in favor: Zilewicz, Mund, Ault, Hartzheim and Jenswold. Motion carried.

### **Wells Street reconstruction award**

Motion by Mund, seconded by Jenswold to accept the bid of Kopplin & Kinas Co., Inc., in the amount of \$320,040.15, for the Wells Street reconstruction project. Hartzheim said they had met to see if they could reduce the reconstruction costs. He said they don't know what type of soil is there so if it's good, they may be able to save money on the gravel. He said they don't have x-

ray vision so we don't know what conditions they may run into. The Mayor said they will be adding a sewer junction box at Crocker and Wells Street to accommodate any future housing construction. Vote in favor: Mund, Ault, Hartzheim, Jenswold and Zilewicz. Motion carried.

### **Line of credit increase**

Motion by Mund, seconded by Jenswold to increase the \$557,000- line of credit to \$800,000-, to cover the engineering, administration and construction costs for the Wells Street reconstruction project, with this becoming a 20 year loan through the Board of Commissioners of Public Lands. Vote in favor: Ault, Hartzheim, Jenswold, Zilewicz and Mund. Motion carried.

### **VandeBerg wage increase**

Motion by Hartzheim, seconded by Mund to approve a \$1.00 per hour wage increase, to \$19.00 per hour, for Meagan VandeBerg, following the successful completion of a six (6) month probationary period, effective May 6, 2018. Vote in favor: Hartzheim Jenswold, Zilewicz, Mund and Ault. Motion carried.

With no other business to come before the Council, motion by Zilewicz, seconded by Mund to adjourn. Motion carried with a voice vote. Meeting adjourned at 7:05 p.m.