

**Legal Proceedings of the City of Fox Lake
Special Council Meeting
January 19, 2022**

The special meeting of the City of Fox Lake Common Council was held on Wednesday, January 19, 2022 at 6:30 p.m., in the community center. The meeting was called to order by Mayor Tom Bednarek and followed by the pledge of allegiance. Roll call was taken with alderpersons Dan Ault, Marcy Benz, John Mund, Dennis Linke and Darrell Pollesch present. Peter Hartzheim was absent. Also attending were Police Chief Jim Rohr, City DPW Superintendent Gene Huettner, Utilities Superintendent Bradley Ruenger, City Attorney Mike Devitt, Librarian Erin Anders, City Treasurer Krystal McCauley, City Administrator Kelly Crombie and City Clerk Jenny Quirk.

In the audience were Bruce Harned, Ben Buchda, Jason Laue, Ann Stettbacher, Mike Schanke, Dale Paul and Jennifer Maleck.

The clerk certified open meeting laws have been complied with.

The Mayor opens to public comments on agenda items or other matters. Homeowners on Casey St. shared concerns about having rental units built in their neighborhood and how that will affect the value of their properties. They would like the developer to be required to provide a privacy barrier between their homes and the rentals. They also shared concerns about the water issues that already happen in her neighborhood and how additional buildings might change the water table. Jason Laue from MSA spoke about storm sewer options that can be looked at to address water issues. He also explained the developers plans for the units being built and where they will be located.

Approve minutes:

Motion by Ault, seconded by Mund to approve the minutes of the January 5, 2022 common council meeting. Motion carried with a voice vote.

Open the public hearing of ordinance 2022-1 and ordinance 2022-2:

Motion by Mund, seconded by Ault at 6:44 pm to open public hearing on amendment to comprehensive plan, ordinance 2022-1 and rezoning ordinance 2022-2 both relating to rezoning of vacant lots on Eggleston and Casey Street to R3 multifamily zoning. Motion carried with a voice vote.

Close the public hearing of ordinance 2022-1 and ordinance 2022-2:

Motion by Mund, seconded by Benz at 6:45 pm to close public hearing on amendment to comprehensive plan, ordinance 2022-1 and rezoning ordinance 2022-2 both relating to rezoning of vacant lots on Eggleston and Casey Street to R3 multifamily zoning. Motion carried with a voice vote.

Adopt ordinance 2022-1, an ordinance adopting an amendment to the City of fox Lake Comprehensive Plan:

Motion Mund, seconded by Benz to adopt ordinance 2022-1, an ordinance adopting an amendment to the City of Fox Lake Comprehensive Plan relating to rezoning of vacant lots on Eggleston and Casey Street to R3 multifamily zoning. Vote in favor: Benz, Linke, Mund, Pollesch and Ault. Motion carried.

Adopt ordinance 2022-2, an ordinance adopting an amendment to the City of Fox Lake Zoning code:

Motion by Linke, seconded by Mund to adopt ordinance 2022-2, an ordinance adopting an amendment to the City of Fox Lake Zoning code relating to the rezoning of vacant lots on Eggleston and Casey Street to R3 multifamily zoning. Vote in favor: Linke, Mund, Pollesch, Ault and Benz. Motion carried.

Open the public hearing on resolution 2-2022 and resolution 3-2022:

Motion by Linke, seconded by Mund at 6:47 pm to open public hearing on resolution 2-2022 relating to the Vacation of Mullin Drive and resolution 3-2022 relating to the Vacation of Heuer Court. Motion carried with a voice vote.

Close the public hearing on resolution 2-2022 and resolution 3-2022:

Motion by Mund, seconded by Ault at 6:50 pm to close public hearing on resolution 2-2022 relating to the Vacation of Mullin Drive and resolution 3-2022 relating to the Vacation of Heuer Court. Motion carried with a voice vote.

Approve resolution 2-2022, a resolution vacating Mullin Drive:

Motion by Linke, seconded by Pollesch to approve resolution 2-2022, a resolution vacating Mullin Drive, located east of Spring Street, West of Heuer Court and south of O'Connell Street pursuant to Section 66.1003(4) of Wis. Stats. Vote in favor: Linke, Mund and Pollesch. Vote against: Benz and Ault. Motion passed but did not achieve the super majority vote in favor. Due to Dale Paul, a neighboring land owner objecting, a super majority vote was required.

Approve resolution 3-2022, a resolution vacating Heuer Court:

Motion by Mund, seconded by Linke to approve resolution 3-2022, a resolution vacating Heuer Court, located east of Mullin Drive, west of Booth Street and south of O'Connell Street pursuant to Section 66.1003(4) of Wis. Stats. Vote in favor: Pollesch, Linke and Mund. Vote against: Benz and Ault. Motion passed but did not achieve the super majority vote in favor. Due to Dale Paul, a neighboring land owner objecting, a super majority vote was required.

Approve resolution 4-2022, a resolution writing off uncollectible court fees:

Motion by Mund, seconded Pollesch to approve resolution 4-2022, a resolution writing off uncollectible court fees, fines and forfeitures. Vote in favor: Ault, Benz, Linke, Mund and Pollesch. Motion carried.

Approve resolution 5-2022, a resolution permitting a second driveway for 107 Industrial Drive:

Motion by Mund, seconded by Benz to approve resolution 5-2022, a resolution permitting a second driveway for 107 Industrial Drive. Motion carried with a voice vote.

Amend employee handbook:

Motion by Mund, seconded by Benz to amend the employee handbook as follows: amend page 11 to provide that the City shall provide all full-time public works and utility department personnel \$250 toward the purchase of safety work boots, annually. Vote in favor: Benz, Linke, Mund, Pollesch and Ault. Motion carried.

Resolution 6-2022, a resolution approving lease of street sweeper and authorizing signing lease documents:

Motion by Linke, seconded by Ault to approve resolution 6-2022, a resolution approving lease of street sweeper and lease documents with BB Community Leasing Services, Inc. and authorizing the Mayor and Clerk to sign lease documents. Vote in favor: Linke, Mund, Pollesch, Ault and Benz. Motion carried.

With no other business to come before the Council, motion by Mund, seconded by Ault to adjourn and go into the committee of the whole. Motion carried with a voice vote. Meeting adjourned at 6:56 p.m.