

**Legal Proceedings of the City of Fox Lake**  
**Common Council**  
**June 7, 2023**

The regular meeting of the City of Fox Lake Common Council was held on Wednesday, June 7, 2023, at 6:30 p.m., in the council chambers. 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, Bruce Harned, Peter Hartzheim, Dennis Linke and John Mund present. Also attending were City Administrator Kelly Crombie and City Clerk-Treasurer Jenny Quirk.

The clerk certified open meeting laws have been complied with.

There were no public comments on agenda items or other matters.

**Approve minutes:**

Motion by Mund, seconded by Benz to approve the minutes of the May 17, 2023 special council meeting. Motion carried with a voice vote.

**Consent Agenda:**

Motion by Mund, seconded by Linke to:

- a. Pay the bills, as audited, for accounts payable-check #44131 through #44212 totaling \$238,958.83 (including ACH withdrawals) and payroll checks #61501 through #61545 checks totaling \$44,823.67.
- b. Grant cigarette and tobacco product retail licenses to: Dollar General Store #19998, Fish Tales Bait and Liquor LLC, Kwik Trip 367, Spirits on State St. and Snapper's Sports Bar, for the period ending June 30, 2024. Vote in favor: Harned, Hartzheim, Linke, Mund and Ault. Benz abstained. Motion carried.

**Class A and Class B license applications:**

Motion by Mund, seconded by Linke at 6:32 pm to open the public hearing on the Class A and Class B intoxicating liquor and fermented malt beverage license applications, for the period ending June 30, 2024. Motion carried with a voice vote.

Motion by Mund, seconded by Hartzheim at 6:33 pm to close the public hearing on the Class A and Class B intoxicating liquor and fermented malt beverage license applications, for the period ending June 30, 2024. Motion carried with a voice vote.

Motion by Mund, seconded by Linke to grant the following licenses for the period ending June 30, 2024:

- a. Class A retailer's license for the sale of fermented malt beverage to: Dollar General Store #19998, Kelli Van Bendegom agent.
- b. Class A retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Fish Tales Bait & Liquor, LLC Timothy Nehls agent.
- c. Class A retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Kwik Trip Inc. Dawn Lewandowski agent.
- d. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Benz Group LLC, Marcy Benz agent.
- e. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Copper Tap LLC, Chris Merkes agent.
- f. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Leroy Meats of Horicon Inc. Steve Christian agent.
- g. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: PUB 33 LLC, Linda Kopp agent.

- h. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Robert W. Ginther Post 521 of the American Legion Dept of WI, Donald Zilewicz agent.
- i. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Jeff Tappy.
- j. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: Spirits on State St, Kurt Harmsen agent.
- k. Class B retailer's license for the sale of fermented malt beverage and intoxicating liquor to: James Zindars.

Vote in favor: Harned, Hartzheim, Linke, Mund and Ault. Benz abstained. Motion carried.

**Picnic Licenses:**

Motion by Mund, seconded by Hartzheim to approve the following temporary class B picnic licenses:

- a. The Fox Lake Chamber of Commerce – Fox Lake Concert in the Park on 7/1/2023 at Clausen Park.
- b. The Fox Lake Chamber of Commerce – Fox Trot – Reds, Whites and Brews Wine Walk on 7/14/2023 in Downtown Fox Lake businesses.
- c. The Fox Lake Community Fire Department – Fox Lake Fire Fighter's Annual Carshow and Picnic on 7/22/2023 at Firemen's Park.
- d. The Fox Lake American Legion -Son's of the American Legion Annual Sportsman's Event on 8/12/2023 at Clausen Park.
- e. The Friends of Clausen Park – A Day In The Park fundraiser on 9/02/2023 at Clausen Park.

Motion carried with a voice vote.

**Chicken Permit:**

Motion by Linke, seconded by Benz to approve the application for the keeping or maintaining of chickens for Jenny Quirk at 511 W. State St. Motion carried with a voice vote.

**Second Driveway at 130 Seminary Street:**

Motion by Hartzheim, seconded by Linke to approve a second driveway for 130 Seminary Street to come off Weed Street side of lot subject to all other City ordinances. Motion carried with a voice vote.

**Clausen Park Goose Repellant:**

Motion by Benz, seconded by Mund to allow Robert Culver to volunteer time and materials to spray Clausen Park with approved goose repellant subject to signing waiver. Motion by Hartzheim to amend the motion to state: To allow Robert Culver to volunteer time and materials to spray Clausen Park with approved goose repellant subject to signing waiver after the goose round up has been performed. Vote against amending the motion: Mund, Ault and Benz. Vote in favor of amending the motion: Hartzheim, Link, Harned and Mayor Bednarek, to break the tie. The motion to allow the amendment of the motion was carried. Motion by Hartzheim, seconded by Harned to allow Robert Culver to volunteer time and materials to spray Clausen Park with approved goose repellant subject to signing waiver, after the goose round up has been performed. Vote in favor: Linke, Mund, Ault, Benz, Harned and Hartzheim. Motion carried.

**Ehlers TID District Financial Analysis:**

Motion by Benz, seconded by Harned to engage Ehlers for ongoing TID district financial analysis. Motion carried with a voice vote.

**Resolution 11-2023:**

Motion by Mund, seconded by Linke to approve Resolution 11-2023, resolution approving \$200,000 Board of Commissioners of Public Lands Loan. Resolution was read aloud in its entirety. Vote in favor: Harned, Hartzheim, Linke, Mund, Ault and Benz. Motion carried.

**Resolution 12-2023:**

Motion by Linke, seconded by Mund to approve Resolution 12-2023, resolution approving \$80,000 Board of Commissioners of Public Lands Loan. Resolution was read aloud in its entirety. Vote in favor: Benz, Harned, Hartzheim, Linke, Mund and Ault. Motion carried.

**Resolution 13-2023:**

Motion by Mund, seconded by Benz to approve Resolution 13-2023, resolution approving Compliance Maintenance Annual Report. Motion carried by voice vote.

**Discussion of Garbage Request for Proposal:**

The council had further discussion on bulk drop off and pick up days. This will be discussed further at the next COW.

**City administrator report:**

Crombie provided his Administrator's report to the council.

With no other business to come before the Council, motion by Harned, seconded Benz by to adjourn. Motion carried with a voice vote. Meeting adjourned at 7:23 p.m.