

**Legal Proceedings of the City of Fox Lake
Common Council
May 6, 2020**

The monthly meeting of the City of Fox Lake Common Council was held on Wednesday, May 6, 2020, at 6:30 p.m., in the Community Center, to insure social distancing. 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, Dennis Linke, Peter Hartzheim, Robert Jenswold, and Don Zilewicz present. Absent: Dan Ault. Also attending were city administrator Dean Perlick, police chief Jim Rohr and city clerk Susan Hollnagel.

In the audience were Troy and Marcy Benz and Jenny Quirk.

The clerk certified open meeting laws have been complied with. There were no public comments.

Approve minutes

Motion by Linke, seconded by Mund to approve the minutes of the March 4th and 18th, 2020 council meetings, as typewritten. Motion carried with a voice vote.

Consent agenda

Motion by Mund, second by Hartzheim to approve the consent agenda, as listed below:

- a. pay the bills as audited, for accounts payable-check #40438 through # 40647 totaling \$930,442.17 (including ACH withdrawals) and payroll check #59576 through #59663 totaling \$69,947.91.

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

Election inspectors

Motion by Mund, seconded by Zilewicz to approve the appointment of Patricia Toutant, Sandy Quirk, Madelyn Shea, Alicia Schoenherr, and Danielle Paul as election inspectors for a 2-year term from 1/1/2020 through 12/31/2021. Motion carried with a voice vote.

Planning Commission

Motion by Mund, seconded by Hartzheim to approve the Mayor's appointment of Joshua Meyer and Gordon Gossink to the Planning Commission for a term of 3 years, expiring April 2023. Motion carried with a voice vote.

Board of Zoning Appeals

Motion by Linke, seconded by Hartzheim to approve the Mayor's appointment of David Jenswold, Donald Zilewicz, and Simon Huettner to the Board of Zoning Appeals for a term of 3 years, expiring April 2023. Motion carried with a voice vote.

Old Age Housing

Motion by Mund, seconded by Zilewicz to approve the Mayor's appointment of Lois Babros to the Old Age Housing Committee for a term of 5 years, expiring April 2025. Motion carried with a voice vote.

Fox Lake Historical Board

Motion by Jenswold, seconded by Mund to approve the Mayor's appointment of Robert Frank, Scott Frank, Tom Klas, Kathy Jenswold, Jan Okrasinski, Jim Clark, Robert Jenswold, Peter Schimming,

and Grant Klas to the Fox Lake Historical Board for a term of 1 year, expiring April 2021. Motion carried with a voice vote.

Fox Lake Library Board

Motion by Jenswold, seconded by Mund to approve the Mayor's appointment of Roseann Zilewicz and Kathy Jenswold to the Fox Lake Library Board for a term of 3 years, expiring April 2023. Motion carried with a voice vote.

O'Connell Historical Society

Motion by Jenswold, seconded by Mund to approve the Mayor's appointment of Roseann Zilewicz and Kathy Jenswold to the Harriet O'Connell Historical Society for a term of 3 years, expiring April 2023. Motion carried with a voice vote.

Council rep on Library Board

Motion by Zilewicz, seconded by Mund to approve the Mayor's appointment of Dan Ault, as the council representative on the Library Board, for a term of 1 year, expiring April 2021. Motion carried with a voice vote.

Redevelopment Authority

Motion by Jenswold, seconded by Zilewicz to approve the Mayor's appointment of Randy Hurst and Dennis Linke to the Redevelopment Authority for a term of 5 years, expiring April 2025. Motion carried with a voice vote.

Police Commissioner Committee

Motion by Jenswold, seconded by Mund to approve the Mayor's appointment of Todd Nehls to the Police Commissioner Committee for a term of 3 years, expiring April 2023. Motion carried with a voice vote.

Safety Director

Motion by Zilewicz, seconded by Mund to approve the Mayor's appointment of Jim Rohr as Safety Director, for a term of 1 year, expiring April 2021. Motion carried with a voice vote.

City attorney

Motion by Linke, seconded by Mund to approve the Mayor's appointment of Mike Devitt, of QBS Law SC, as the city's attorney for a term of 2 years, expiring April 2022. Motion carried with a voice vote.

Newspaper

Motion by Mund, seconded by Zilewicz to approve the Daily Citizen as our municipal newspaper for a term of 2 years, expiring April 2022. Motion carried with a voice vote.

Council president

Motion by Mund, seconded by Hartzheim to nominate Dennis Linke as council president for a 1 year term, expiring April 2021. Motion carried with a voice vote.

Standing Committees

Motion by Jenswold, seconded by Zilewicz to approve the Mayor's appointments to the Stand Council Committees:

Public works:	Hartzheim, Zilewicz, Ault.
Water/sewer utilities:	Jenswold, Ault, Zilewicz.
Fire & police:	Linke, Jenswold, Mund.
Buildings & parks:	Zilewicz, Linke, Hartzheim.
License & finance:	Ault, Zilewicz, Mund.
Personnel:	Linke, Hartzheim, Zilewicz.
Audit & review:	Mund, Ault, Linke.
Cemetery, recycling & transfer station:	Hartzheim, Linke, Jenswold.

Motion carried with a voice vote.

~~Class A & Class B license fees~~

Motion by Jenswold, seconded by Linke to waive the Class A and Class B beer and intoxicating liquor license fees for 2020-2021 license period.

At this time, Alderperson Ault arrived.

Zilewicz asked if this would be for the businesses that are closed or for everybody. Hartzheim said it would be for those businesses downtown. He said those businesses, that have a license, and have remained open would not be included.

The Mayor suggested charging the minimum fee that is allowed by state statutes for all Class A and Class B licenses. Zilewicz suggested charging \$50 each for Class B beer and liquor. The Mayor said he wanted to be consistent between Class A and Class B licenses. Rohr suggested charging the statutory minimum and waive the rest.

Marcy Benz asked if they were going to waive the operator license fee. The Mayor said since this is not on the agenda, they cannot act on the operator license fee tonight.

Zilewicz said we should charge \$50 for a Class B liquor license and nothing for Class B beer. Jenswold rescinded his motion and Linke withdrew his second.

Motion by Linke, seconded by Hartzheim to charge the following fees for the 2020-2021 licensing period (7/1/2020 to 6/30/2021):

Class A beer:	\$0.00
Class A liquor:	\$50.00
Class B beer:	\$0.00
Class B liquor:	\$50.00

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

Resolution 1-2020

Motion by Linke, seconded by Mund to approve resolution 1-2020, a resolution "to establish a fund, to be administered by the City of Fox Lake Redevelopment authority, to provide economic support to those businesses suffering from economic hardships due to the COVID-19 related business closures." Perlick said the suggested fund would be to support downtown businesses who have had to close because of the Governor's orders. He said he and the Mayor have talked with Jeff Thelen, of MSA and city attorney Mike Devitt to see if TIF funds can be used to fund the program. Perlick said Thelen said the area is within ½ mile of both TIF districts and can use TIF funds to fund this program. He said money from the general fund would be loaned to one of the TIF districts and the Redevelopment Authority would administer the fund. He said the RDA would create the policies and procedures for the fund, with the RDA reviewing and approving/denying the application.

The Mayor said this would be for businesses that are partially or completely closed. He suggested the fund be \$50,000-, with a cap per business of \$2,500-. Perlick said this would apply to

the whole city, just not the downtown area. The Mayor said they have been working on this for the last 3-4 weeks and suggested if the business is still in business a year from now, the loan may be forgivable.

Jenswold asked if you would qualify if you worked out of your home. Perlick said they have used the City of Waupun's program as a guide. He said some of the eligible costs would include rent, mortgage payments, and utilities that are a cost to the business. Perlick said Waupun's includes any for-profit business with a store front location.

Perlick said if the resolution is approved tonight, he would put it on the May 12th Redevelopment Authority's agenda so we can get going on this. The Mayor said he counted 13 businesses that may be affected. The Mayor asked the clerk how long it would take to cut a check once a loan is approved. The clerk said one day. Vote in favor: Linke, Hartzheim, Jenswold, Zilewicz, Mund and Ault. Motion carried.

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