

**Village of Shorewood Hills**  
**Meeting of the Board of Trustees**  
**Approved Minutes**  
Monday, April 18, 2017 7:00 p.m.

1. **Call to Order** Village President David Benforado called the meeting to order at 7:00 p.m.
2. **Roll Call** Members of the Board present were Mr. Benforado and Trustees Mark Lederer, Fred Wade, Anne Readel, Felice Borisy-Rudin and John Imes. Also in attendance were Village Administrator Karl Frantz, Department of Public Works (DPW) Chief John Mitmoen, Police Chief Denny Pine, Detective-Sergeant Corey Denzer, Emergency Services Coordinator David Sykes and Village Clerk Cokie Albrecht. Approximately 20 visitors were in the audience.
3. **Statement of Public Notice** Mr. Frantz confirmed the meeting had been properly posted and noticed.
4. **Oath of office for newly elected officials** Mr. Benforado was elected Village President and Ms. Borisy-Rudin, Mr. Wade and Ms. Readel were reelected as Village Trustees in the Spring Election on April 4, 2017. They took the oath of office and were re-welcomed to the Village Board for two year terms. The Trustees agreed that they would meet for a group photograph at the Village map at the intersection of Topping Road and Shorewood Blvd. at 6:30 p.m. prior to the next Board meeting on May 15, 2017.
5. **Procedures Orientation**
  - i) **Agenda setting process** Mr. Benforado said that if a Trustee were interested in getting an item placed on future Board agendas, he/she should contact Mr. Frantz or him. Consideration should be given to whether: the timing of the discussion is appropriate; a conversation about the item would be a good use of the Board's time; a goal/outcome has been identified; and if a Village committee should consider the issue first.
6. **Appearances and Communications** There were none this evening.
7. **Board Matters**
  - C. **Public Hearing** (agenda item taken out of order)
    - i) **Public Hearing on regulations pertaining to cats** Mr. Benforado explained the Public Hearing process: interested speakers would each have three minutes to share their thoughts; after the public comments, the Trustees would discuss the matter at the Board level; no decision would be made tonight—the issue will be referred back to the Public Health and Safety Committee for its recommendation to the Board.
    - ii) **Open Public Hearing** Mr. Benforado opened the Public Hearing at 7:06 p.m.
    - iii) **Pubic invited to speak** Jenny Hackforth-Jones, 1241 Sweetbriar Road: in Britain, where she is from, all cats are outdoor cats, there is no large issue with disease there; as an obstetrician-gynecologist, she has seen cases of toxoplasmosis but believes it is more typically picked up from the litter boxes of indoor cats. Michelle Ciucci, 3224 Tally Ho Lane: she opposes a Village-wide ordinance banning outdoor cats; a ban would be difficult to enforce and could be misused as a tool to harass neighbors; she instead would like to see a mechanism for conflict resolution; the risk of the spread of zoonotic diseases from cats is small; wild animals pose a larger threat. Joni Stein, 910 Western Road: a family member, who has health concerns, has been tested positive for toxoplasmosis; she believes it was spread by neighborhood cats and feels their ability to freely roam puts him at further risk; she is disappointed by the lack of civility/concern for others that

she has seen in neighbors who allow their cats loose. Theresa Whitehead, 1105 Edgehill Drive: she agrees that an ordinance banning free roaming cats would be difficult to enforce, could be used to harass others. Colleen Titlebaum, 1204 Bowdoin Road: she does not have a cat but appreciates the role free roaming cats play in keeping rodent populations under control in her yard. Benedita Sampaio e Mello, 3128 Oxford Road: she does not have a cat but would oppose another regulation for a minor problem. Scott Friedman, 3209 Lake Mendota Drive: a ban on free roaming cats would either be unenforceable or arbitrarily applied; he is not influenced by the argument that many other municipalities in Dane County have such a regulation; instead he appreciates that Shorewood Hills is different. Ron Campo, 1133 Edgehill Drive: this issue is not large enough to warrant a ban; he believes that most residents would not support it and is unimpressed that other municipalities have such regulations; many wild animals live in the Village. Pam Propeck, 3009 Harvard Drive: as a physician she is surprised to hear of the concern about zoonotic diseases from cats—she does not see much evidence of toxoplasmosis as a health threat, unless one were immune-compromised. Anne Helsley-Marchbanks, 817 Maple Terrace: she thinks cats are fine until they choose to hunt/defecate in her yard; she has a right to not see birds and small rodents killed by cats on her property. Mary Wyman, 1223 Dartmouth Road: she questioned the accuracy of the data regarding bird mortality caused by free roaming cats presented at the Cat Forum. Trina Schuler, 920 Western Road: the panelists at the Cat Forum are world-class experts in this field, she disagrees that their conclusions are questionable; in addition to human health concerns, free roaming cats create a private property issue—her dog has gotten fleas from cats in her yard; a ban on free roaming cats would not need to apply to the vast majority of cats but would give property owners recourse when dealing with problem animals; isn't the fact that most Dane County municipalities have ordinances against free roaming cats significant?; if cats don't need to be under their owners' control, why do dogs? Linda Gourley, 1112 Dartmouth Road: she presented a petition signed by several residents opposing a ban on free roaming cats. Santhia Brandt, 933 Cornell Court: she appreciates cats' role in limiting rodent populations.

**iv) Close Public Hearing** Mr. Benforado closed the Public Hearing at 7:50 p.m. He thanked the speakers and reminded them that written comments submitted to Mr. Frantz would be forwarded to the Public Health and Safety Committee and Board.

#### **D. New Business Resolutions and Motions**

**i) Consider regulations pertaining to cats and direction in formulation of any draft ordinance revisions** (agenda item taken out of order) The Trustees discussed what direction they would give to the Public Health and Safety Committee in formulating a revision, if any, to the ordinance. After discussion, the Trustees agreed that the ordinance should give private property owners who object to free roaming cats in their yards a mechanism for recourse; the Village's response to free roaming cats would be complaint-driven. A restriction on cats on public property could be considered later if deemed warranted.

### **8. Reports of Officials and Committees** (agenda item taken out of order)

**L. Golf Committee** The format of Adult Golf will change this year: the program will consist of five sessions, on each Monday morning in May. The deadline to enroll is April 28, 2017. Details are provided in the *Village Bulletin*

### **7. Board Matters**

#### **D. New Business Resolutions and Motions**

**viii) Appointments** (agenda item taken out of order)

**a) Trustee to fill unexpired term** Mr. Benforado was elected Village President in the Spring Election, leaving his Trustee position vacant. The Trustees voted for one of the six residents who had volunteered to fill the unexpired term. The results: Mr. Benforado, Mr. Imes, Mr. Lederer and Mr. Wade voted for David DeVito; Ms. Borisy-Rudin voted for Tad Pinkerton;

Ms. Readel voted for Amy Neeno-Eckwall. David DeVito was appointed Trustee to fill the term set to expire April, 2018.

**vii) Consider Four Corner playground equipment project and approval of quote** Tracy Kozial described the playground equipment the ad hoc committee—consisting of herself, Ryan Zerwer (Four Corners parent coordinator), Lucy Richards (Recreation Committee), Sue Denholm (Parks Committee), and Jane Hamblen (Shorewood Hills Foundation)—recommended to replace the structure at Four Corners Park. The Foundation has agreed to donate \$10,000 toward the equipment's purchase. Ms. Readel moved and Mr. Imes seconded a motion to authorize the expenditure of \$30,000, with a contribution of \$10,000 from the Shorewood Hills Foundation, for the purchase of the Playcraft System installation at Four Corners Park as recommended by the ad hoc committee. The funds for the expense will come from the Capital Fund. Ms. Readel, with Mr. Imes' consent, revised the motion to say that the Village's authorized expenditure would not exceed \$31,000. Motion passed unanimously as revised.

**A. Payment of Bills** Mr. Wade said that Village Treasurer Sean Cote, who could not attend the meeting this evening, reviewed the bills and recommended their payment. Mr. Wade moved and Ms. Readel seconded a motion authorizing the payment of the end of March pre-paid bills in the amount of \$42,140.70 and \$147,671.98 for April Board bills, for a total of \$189,812.68. Motion passed unanimously.

**D. New Business Resolutions and Motions** (agenda item taken out of order)

**ii) Consider accepting bid and contract award for Locust Drive and University Bay Drive improvements** Village Engineer Brian Berquist reviewed the four bids received this morning for the reconstruction of the west end of Locust Drive and traffic calming improvements to University Bay Drive. He recommended awarding the contract to the low bidder, Dane County Contracting, LLC. Ms. Readel moved and Mr. Lederer seconded a motion to award the bid to Dane County Contracting, LLC at a cost of \$261,365.40 plus 10% for contingencies. Motion passed unanimously.

**B. Consent Agenda**

**i) Minutes of March 20, 2017 Board meeting**

**ii) Street use permit – Let's Eat Out Food Carts**

**iii) Transient Merchant permit – Let's Eat Out Food Carts**

**iv) Block Party permit – June 4 (3400 block Crestwood Drive)**

**v) Seasonal hires**

**a) Public Works**

**b) Forestry**

**c) Four Corners**

**d) Land Recreation**

**e) Pool**

Mr. Wade moved and Ms. Borisy-Rudin seconded a motion to approve the Consent Agenda items. Motion passed unanimously.

**D. New Business Resolutions and Motions**

**iii) Consider revisions to Community Center use/fee policies** Ms. Readel said the Recreation Committee recommended revisions to the Community Center use/fee policy to encourage its use and make its charges comparable to similar facilities. The proposed changes were reviewed and endorsed by the Services Committee. After discussion, the Trustees made additional changes to the proposed policy. Ms. Readel moved and Mr. Lederer seconded a motion to approve the changes to the Community Center use/fee policy as revised on the attached red-lined document. Motion passed unanimously.

**iv) Consider old Village Hall public use policies** The Recreation Committee developed a policy for the use of the space occupied by the Firehouse Library at 1008 Shorewood Blvd. The policy is designed to regulate and encourage its use by the Village community. It was reviewed and endorsed by the Services Committee with minor revisions. Mr. Wade moved and Ms. Borisy-

Rudin seconded a motion to approve the Firehouse Library Use Policy. Motion passed unanimously. Staff will determine if the waiver of liability in the last sentence of the Firehouse Library Policy should also be included on the Community Center Rules.

Ms. Readel was excused from the meeting at 9:36 p.m.

**v) Consider training and equipping police for administration of Narcan** The Madison Police Department has agreed, at no cost, to train Village police officers in the use of Narcan for the treatment of drug overdoses. The cost of six initial doses of Narcan is \$225. Dr. Nathan Rudin has volunteered to serve as the required Medical Director for Shorewood Hills. Ms. Borisy-Rudin moved and Mr. Wade seconded a motion to approve the training of the Village police officers in the administration of Narcan and the purchase of the drug. Motion passed unanimously.

**viii) Appointments** (agenda item taken out of order)

**b) Medical Director (Narcan)** The Trustees approved Mr. Benforado’s appointment of Dr. Nathan Rudin as Medical Director for the purposes of allowing Village police officers to administer Narcan on a 4-0-1 vote with Ms. Borisy-Rudin recusing herself; she is related to Dr. Rudin.

**vi) Consider discontinuance of Village garbage disposal program** The Services Committee recommended the discontinuance of the sale and installation of garbage disposals by the DPW staff. Mr. Wade moved and Ms. Borisy-Rudin seconded a motion that the Village will discontinue the service of buying, installing and replacing garbage disposals for residents but continue to provide service for disposals if it appears that the necessary service requires 15 minutes or less to complete, and does not require electrical or plumbing work. Motion passed unanimously.

**viii) Appointments**

**c) Zoning Board of Appeals (ZBA) – Dietmar Bassuner** The Trustees unanimously approved Mr. Benforado’s appointment of Mr. Bassuner to the ZBA to replace Jim Schneider who has moved out of the Village.

**8. Reports of Officials and Committees**

**A. Village President**

**i) Committee chair appointments** The Trustees unanimously approved Mr. Benforado’s following committee appointments:

<b>Committee</b>	<b>Chair</b>	<b>Additional Member</b>
Plan Commission	Dave Benforado	John Imes
Finance	Fred Wade	TBD
Parks	Anne Readel	
Personnel	John Imes	Anne Readel
Pool	Barbara Center	Mark Lederer
Public Health and Safety	Felice Borisy-Rudin	
Public Works	Mark Lederer	
Recreation	Anne Readel	
Services	Fred Wade	
Marina	John Voegeli	TBD
BCC Liaison	Mark Lederer	
Joint West	John Imes	Felice Borisy-Rudin
Golf	Fred Wade	Win Sager
Ad Hoc Sustainability	Anne Readel	

**ii) President pro tem** Mr. Benforado appointed Mr. Imes as president pro tem. His appointment was unanimously approved by the Trustees.

**B. Village Administrator** Mr. Frantz said the Village will contribute \$1,000 to a landscaping project at the Pool. The Pool and Swim Team budgets will each contribute an additional \$1,000.

**C. Joint West** Mr. Frantz will notify the Joint West Committee of Ms. Borisy-Rudin's appointment to the Committee, to replace Mr. Wade.

**D. Personnel Committee** Over 30 people applied for the DPW position; seven candidates were interviewed. The position has been offered to Bryan Bennett, subject to the Trustees' approval at the May Board meeting.

**H. Services Committee** Staff was asked to revise the Village website to reflect the new policy regarding garbage disposals.

**I. Public Health and Safety** In addition to the free roaming cat issue, the Committee will consider the keeping of bees and panhandlers at intersections.

**M. Pool Committee** The Committee is in the process of hiring summer staff.

**The remaining Committee chairpersons had nothing further to report.**

9. **Adjourn** Meeting adjourned at 10:11 p.m.

Respectfully submitted,

Colleen Boyle Albrecht  
Village Clerk