

ORDINANCE NO. 2023-01

AN ORDINANCE TO REPEAL AND RE-CREATE CHAPTER 24, ARTICLE II OF THE MUNICIPAL CODE OF THE VILLAGE OF RANDOM LAKE, SHEBOYGAN COUNTY, WISCONSIN, CONCERNING RESIDENCY RESTRICTIONS FOR SEX OFFENDERS

WHEREAS, the Village Board of the Village of Random Lake, Sheboygan County, Wisconsin, deems it a priority to act in the interest of public safety within our community, particularly in the interest of our children: and

WHEREAS, according to the U.S. Department of Justice, there are a record number of convicted sex offenders living in our communities¹; and

WHEREAS, all convicted child sex offenders have proven themselves to be dangerous²; and

WHEREAS, research in this area has established sex offenders are rearrested for sex crimes four times more frequently than non-sex offenders³; and

WHEREAS, the reduction of crime and criminal recidivism are inextricably linked to public safety within our community; and

WHEREAS, the risks posed by sex offenders against children, are nationally recognized in such landmark legislation as the 1994 Jacob Wetterling Crimes Against Children and Sexually Violent Offender Registration Act; 1996 Megan's Laws; and the 2006 Adam Walsh Child Protection and Safety Act; and these risks are also recognized by legislation in every State in the United States of America including Wisconsin; and

WHEREAS, the Village Board finds that the data concerning child sex offenders is horrific and demonstrates the need for action, including the following⁴:

- "sex crimes are unfortunately fairly common in the United States."
- "It is estimated that one in every five girls and one in every seven boys are sexually abused by the time they reach adulthood."
- "Children are particularly vulnerable. Approximately 67% of all victims of reported sexual assaults are under the age of 18, and more than half of these victims are under the age of 12."
- "Most sexual offenses are committed by someone the victim knows ... or acquaintance."

¹ Sex Offender Management Assessment and Planning Initiative, July 2015, *"This includes offenders returning to the community upon release from incarceration as well as offenders who are serving or who have been discharged from community-based sentences."*

² Kester, 2013 WI App 50, ¶ 30.

³ Sex Offender Management Assessment and Planning Initiative, July 2015, Langan, P., Schmitt, E., & Durose, M. (2003). *Recidivism of Sex Offenders Released from Prison in 1994.*

⁴Center for Sex Offender Management (CSOM) statistics. CSOM is a collaborative effort of the U.S. Department of Justice, Office of Justice Programs, the National Institute of Corrections, the State Justice Institute, and the American Probation and Parole Association, and these quoted statistics are from its "Fact Sheet: What You Need to Know about Sex Offenders".

- “No single factor or combination of factors can fully explain why someone offends sexually, though some factors may combine to increase people’s tendency to offend. These factors are ... [physiological, sociocultural, developmental] and situational/circumstantial (e.g. having easy access to victims...)”
- “About 12% to 24% of sex offenders will reoffend.”

WHEREAS, the Village Board also finds these statistics of the U.S. Department of Justice to be shocking and a call to action⁵:

- “Approximately 1.8 million adolescents in the United States have been victims of sexual assault.”
- “An estimated 60% of perpetrators of sexual abuse are known to the child but are not family members, e.g. family friends, babysitters, child care providers, neighbors.”

WHEREAS, in September of 2015 the State of Wisconsin Department of Corrections conducted an extensive study of sex offender recidivism between 1997 and 2010, and found that in total there were 631 instances (4.9% of all releases) of sexual re-offending, and the top two types of re-offense were second degree sexual assault of a child (103 offenses), first degree sexual assault of a child (100 offenses); and within the top 10 re-offenses also were sex with a child ages 16 or older (46 offenses) and repeated sexual assault of the same child (33 offenses); and the study concludes that of all the repeat offenses committed by sex offenders, “sex offenses that specifically reference children represent a greater proportion of the whole;”⁶

WHEREAS, data within the Village of Random Lake may not provide a large enough sample size for statistical analysis, however, there is no reason to believe the outcomes would be different in the Village than were demonstrated statewide by the Department of Corrections data; and

WHEREAS, the creation of Sex Offender Residency Restrictions and Safety Zones by municipal ordinance around locations where children regularly congregate is a reasonable step toward protecting children and deterring recidivism by reducing the opportunity for new offenses within our community; and

⁵ U.S. Department of Justice, National Sex Offender Public Website “Facts and Statistics”

⁶ Joseph R. Tatar II, Ph.D. and Anthony Streveler, M.S.W., Sex Offender Recidivism After Release from Prison, Office of the Secretary, Research and Policy Unit. State of Wisconsin Department of Corrections (September 2015).

WHEREAS, the Village Board has reviewed many studies and reports concerning recidivism of sex offenders and the effectiveness of sex offender residency restrictions⁷, and has been fully advised in the matter; and

WHEREAS, the literature on the subject includes some studies that support the practice of imposing sex offender residency restrictions and others that are critical of the practice; and

WHEREAS, the Village Board finds it to be significant that some of the key studies that have concluded that sex offender residency restrictions have limited effectiveness have added significant qualifications to that conclusion; e.g. in “An Evaluation of Sex Offender Residency Restrictions in Michigan and Missouri,” (Huebner, et al., 2013), the authors generally do not support sex offender residency restrictions, but nevertheless find that following adoption of sex offender residency restrictions “the rate of recidivism for technical violations significantly decreased for Missouri sex offenders...” (id. at 9) and “the number of sex offense convictions did decline...” in Missouri (id. at 10); and

WHEREAS, the Village Board recognizes the merits, mentioned in some studies, of individualized consideration of the risks and benefits of residency restrictions on an offender-by-offender basis, and the Village has carefully considered how it can best provide this individualized consideration, and has created an Appeals Board with sufficient jurisdiction to ensure that the ordinance does not banish sex offenders from the Village; and

WHEREAS, the Village Board recognizes that it cannot eliminate all risk of child sex offender re-offense, and it must balance all of the competing public policies, but intends by these regulations to strike the legislative balance that is appropriate for the circumstances of the Village of Random Lake; and

WHEREAS, it is not the intent of this ordinance to banish sex offenders from residing within the Village of Random Lake and careful attention has been given to ensure that there are ample locations for sex offenders to reside within the Village of Random Lake in compliance with the requirements of this ordinance:

NOW, THEREFORE, the Village Board of the Village of Random Lake, Sheboygan County, Wisconsin DOES HEREBY ORDAIN AS FOLLOWS:

⁷ These include but are not limited to: Recidivism of sex offenders released from prison in 1994, U.S. Department of Justice, Office of Justice Programs, copyright November 2003; The final report of the Commission to Improve Community Safety and Sex Offender Accountability, of the State of Maine, dated January 2004; Sex Offender Recidivism Prediction, Correctional Service of Canada dated October 14, 2004; Recidivism of Sex Offenders, May 2001, Center for Sex Offender Management; Treating Sex Offenders, Wisconsin Lawyer Magazine, October 1994; The Impact of Residency Restrictions on Sex Offenders and Correctional Management Practices: A Literature Review, Marcus Nieto and Professor David Jung, California Research Bureau, California State Library, August 2006; Sex Offenders: You Are Now Free to Move About the Country, and Analysis of Doe v. Miller’s Effects on Sex Offender Residential Restrictions, UMKC Law Review, Spring 2005; There Goes the Neighborhood? Estimates of the Impact of Crime Risk on Property Values from Megan’s Laws, Linden and Rockoff, National Bureau of Economic Research, May 2006; The Effect of Proximity to a Registered Sex Offender’s Residence on Single-Family Housing Selling Price, Goliath Appraisal Journal, July 2003; Sex Offenders, Sexually Violent Predators, Punishment, Residence Restrictions and Monitoring, California Proposition 83, Analysis by the Legislative Analyst; An Evaluation of Sex Offender Residency Restrictions in Michigan and Missouri, Huebner, et al., 2013.

SECTION 1: Chapter 24 of the Village of Random Lake Municipal Code entitled, “Offenses,” Article II entitled “Sexual Offender Residency Restrictions” is hereby repealed and re-created as depicted in attached Exhibit A, which is incorporated herein by reference.

SECTION 2: CONTINUATION OF EXISTING PROVISIONS

The provisions of this ordinance, to the extent that they are substantively the same as those of the ordinances in force immediately prior to the enactment of this ordinance, are intended as a continuation of such ordinances and not as new enactments, and the effectiveness of such provisions shall date from the date of adoption of the prior ordinances. In addition, the adoption of this ordinance shall not affect any action, prosecution or proceeding brought for the enforcement of any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance for the time that such provision was in effect, and the repeal of any such provisions is stayed pending the final resolution of such actions, including appeals.

SECTION 3: SEVERABILITY.

The several sections of this Ordinance are declared to be severable. If any section or provision thereof shall be declared by a court of competent jurisdiction to be invalid, unlawful, or unenforceable, such declaration shall apply only to the specific section(s) or portion(s) thereof directly specified in said declaration, and shall not affect the validity of any other provisions, sections, or portions of the Ordinance, which shall remain in full force and effect. Any other Ordinances whose terms are in conflict with the provisions of this Ordinance are hereby repealed as to those terms that conflict.

SECTION 4: EFFECTIVE DATE.

This Ordinance shall take effect immediately upon its passage and posting/publication as provided by law.

Dated this 3rd day of January 2023.

VILLAGE OF RANDOM LAKE

By: _____
Michael San Felippo, Village President

Attested:

Date Adopted: _____

Date Published: _____

Stephanie Waala, Village Clerk/Treasurer

Effective Date: _____

Exhibit A

ARTICLE II. SEXUAL OFFENDER RESIDENCY RESTRICTIONS¹

Sec. 24-37. Finding and intent.

- (a) Repeat sexual offenders, sexual offenders who use physical violence, and sexual offenders who prey on children are sexual predators who present an extreme threat to public safety. The Village Board has closely considered this question and had made numerous findings and expressions of intent within the preamble to the Ordinance which adopts this Code Section which are incorporated herein by reference. Sexual offenders are extremely likely to use physical violence and to repeat their offenses; and most sexual offenders commit many offenses, have many more victims than are ever reported, and are prosecuted for only a fraction of their crimes. This makes the cost of sexual offender victimization to society at-large, while incalculable, clearly exorbitant.
- (b) It is the intent of this article not to impose a criminal penalty but rather to serve the village's compelling interest to promote, protect, and improve the health, safety, and welfare of the citizens of the village by creating areas around locations where children regularly congregate in concentrated numbers wherein certain sexual offenders and sexual predators are prohibited from establishing temporary or permanent residence.

Sec. 24-38. Definitions.

The following words, terms and phrases, when used in this article, shall have the meanings ascribed to them in this section, except when the context clearly indicates a different meaning:

Child means a person under the age of 16 years.

Child safety location: the site upon which any of the following are located:

- (1) Public parks;
- (2) Public swimming pools;
- (3) Public libraries;
- (4) Recreational trails;
- (5) Public playgrounds;
- (6) Schools;
- (7) Athletic fields used by children;
- (8) Daycare facilities.

Child safety zone: any place within the village that is located within 900 feet of any child safety location.

Designated ~~o~~Offender means:

- 1. any person who is required to register under Wis. Stats. § 301.45 for any sexual offense, as defined in Wis. Stats. § 301.45, against a child or any person who is required to

¹Editor's note(s)—Ord. No. 06-2018, adopted June 4, 2018, amended X Art. II in its entirety to read as herein set out. Former Art. II, §§ 24-37—24-41, pertained to similar subject matter, and derived from Ord. No. 1-2010, 2-1-2010.

register under Wis. Stats. § 301.45 and who has been designated a special bulletin notification (SBN) sex offender pursuant to Wis. Stats. § 301.46(2) and (2m);-

1-2. Any person subject to the sex crimes commitment provisions of §975.06, Wis. Stats.; or

2-3. Any person found not guilty by reason of disease or mental defect placed on lifetime supervision under §971.17(1j), Wis. Stats.

Minor means a person under the age of 17 years.

Permanent residence means a place where the person abides, lodges, or resides for 14 or more consecutive days.

Temporary residence means a place where the person abides, lodges, or resides for a period of 14 or more days in the aggregate during any calendar year and which is not the person's permanent address or a place where the person routinely abides, lodges, or resides for a period of four or more consecutive or non-consecutive days in any month and which is not the person's permanent residence.

Sec. 24-39. Prohibited acts and residence locations.

- (a) *Prohibited location of residence.* It is unlawful for any ~~d~~Designated ~~e~~Offender to establish a permanent residence or temporary residence within 900 feet of any school, licensed day care center, park, recreational trail, playground or place of worship.
- (b) *Prohibited activity.* It is unlawful for any ~~d~~Designated ~~e~~Offender to participate in a holiday event involving children under 18 years of age, such as distributing candy or other items to children. Holiday events in which the ~~Designated~~ ~~e~~Offender is the parent or guardian of the children involved, and no non-familial children are present, are exempt from this subsection. Participation is to be defined as actively taking part in the event.
- (c) *Measurement of distance.*
 - (1) For the purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the permanent residence or temporary residence to the nearest outer property line of a school, licensed day care center, park, recreational trail, playground or place of worship.
 - (2) The village engineer shall prepare, maintain and file with the village clerk-treasurer an official map showing prohibited locations as defined by this article. The engineer shall update the map at least annually to reflect any changes in the location of prohibited zones and file said updated map with the village clerk-treasurer. These shall be designated on the map as child safety zones.
- (d) *Exceptions.* A ~~d~~Designated ~~e~~Offender residing within a prohibited area as described in this section does not commit a violation of this section if any of the following apply:
 - (1) The person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stats. § 301.45 before the effective date of the ordinance from which this article is derived.
 - (2) The person is a minor and is not required to register under Wis. Stats. § 301.45 or 301.46.

- (3) The school, licensed day care center, park, recreational trail or playground within 900 feet of the person's permanent residence was opened after the person established the permanent residence or temporary residence and reported and registered the residence pursuant to Wis. Stats. § 301.45.
- (e) *Child safety zone exceptions.* A [sex Designated](#) ~~o~~Offender in an area otherwise prohibited by this chapter does not commit a violation if any of the following apply:
- (1) The property supporting the child safety location use also supports a church, synagogue, mosque, temple or other place of religious worship, subject to the following conditions:
 - a. Entrance and presence on the property may occur only during hours of worship or other religious program or service; and
 - b. Written advance notice is made from the [sex Designated](#) ~~o~~Offender to a person in charge of the place of religious worship and approval from the person in charge of the place of religious worship as designated by the place of religious worship is made in return, of the attendance by the [sex Designated](#) ~~o~~Offender; and
 - c. The [sex Designated](#) ~~o~~Offender may not participate in any religious education programs that include individuals under the age of 18.
 - (2) The property surrounding the child safety location use also supports a use lawfully attended by the [sex Designated](#) ~~o~~Offender's natural or adopted child or children, which child's use reasonably requires the attendance of the [sex Designated](#) ~~o~~Offender, provided that the entrance and presence of the property occurs only during the hours of activity related to the use by the child or children.
 - (3) The property support the child safety location use also supports a polling location in a local, state or federal election, subject to the following conditions:
 - a. The [sex Designated](#) ~~o~~Offender is eligible to vote.
 - b. The polling location is the designated polling location for the [sex Designated](#) ~~o~~Offender.
 - c. The [sex Designated](#) ~~o~~Offender casts his or her ballot with whatever usual and customary assistance is available and vacates the property immediately after voting.
 - (4) The property supporting the child safety location use also supports a school lawfully attended by the [sex Designated](#) ~~o~~Offender as a student, provided that the [sex Designated](#) ~~o~~Offender may only remain on the property at such times that are reasonably required for his or her educational purposes.
 - (5) The property supporting the child safety location use also supports a governmental building, provided that the [sex Designated](#) ~~o~~Offender vacates the property immediately after completing the activity that required his or her presence at the property.
 - (6) The [sex Designated](#) ~~o~~Offender was exercising his or her First Amendment rights protected by the United States Constitutions or Wisconsin Constitution, including freedom of speech and the right of assembly.

Sec. 24-40. Property owners prohibited from renting real property to certain sexual offenders and sexual predators; penalties.

- (a) It is unlawful to let or rent any place, structure, or part thereof, trailer or other conveyance, with the knowledge that it will be used as a permanent residence or temporary residence by any person prohibited from establishing such permanent residence or temporary residence pursuant to this article, if such place, structure, or part thereof, trailer or other conveyance, is located within a prohibited location zone described in this section, and not subject to an exception set forth in this section.
- (b) A property owner's failure to comply with this section shall constitute a violation of this article, and shall subject the property owner to the penalties set forth in this section.

Sec. 24-41. Appeal.

The 900-foot requirement set forth in section 24-39 may be waived upon approval of the police and fire committee and village board through appeal by the affected party. Such appeal shall be made in writing to the village clerk-treasurer's office, who shall forward the request to the village board for referral to the police and fire committee, which shall receive reports from law enforcement agencies on such appeal.

The police and fire committee shall convene and consider the public interest as well as the affected party's presentation and concerns. The committee shall conduct an individual risk assessment. The ~~sex~~Designated ~~o~~Offender that filed the appeal shall appear at any hearing, unless otherwise approved by the committee. The committee shall consider the specific facts and circumstances of each appellant and determine whether the appellant presents a threat to public safety if he or she resides at the proposed location. The committee shall consider factors, which may include, but are not limited to: circumstances surrounding the offense; relationship of the appellant and victim; presence or use of force; presence of enticement; need to protect the victim or similarly situated individuals; current dangerousness of the appellant; proximity in time from the original offense; any criminal offense, ordinance or rule violations committed since the original offense, including failure to register or comply with restrictions set by a bond, parole or probation; time out of incarceration; current supervision status of the by the Department of Correction; counseling and treatment history; credibility of the appellant; remorse; proximity of proposed residence to a child safety zone; support network of appellant near proposed residence; alternative housing options.

After deliberation, the police and fire committee shall forward its recommendation to the village board for consideration. The village board shall forward its decision in writing via the minutes or otherwise to the county sheriff's department for their information and action. A written copy of the decision shall be provided to the affected party. If an exemption is granted to an appellant and the appellant subsequently voluntarily moves out of the village and later desires to resume residency in the village, the appellant must file a new appeal with the village requesting an exemption.

Sec. 24-42. Exception for Placements under Chapter 980 of the Wisconsin Statutes.

- (a) To the extent required by Section 980.135 of the Wisconsin Statutes, and notwithstanding the foregoing provisions of this Chapter, the Village of Random Lake hereby exempts and may not enforce any portion thereof that restricts or prohibits a Designated Offender from residing at a certain location or that restricts or prohibits a

person from providing housing to a Designated Offender against an individual who is released under Wisconsin Statutes Section 980.08, or against a person who provides housing to such individual, so long as the individual is subject to supervised release under Chapter 980 of the Wisconsin Statutes, the individual is residing where he or she is ordered to reside under Section 980.08 of the Wisconsin Statutes, and the individual is in compliances with all court orders issued under Chapter 980 of the Wisconsin Statutes.

Original Alcohol Beverage Retail License Application

(Submit to municipal clerk.)

For the license period beginning: 12/05/2022 ending: 06/30/2023
(mm dd yyyy) (mm dd yyyy)

To the Governing Body of the: Town of } Random Lake
 Village of }
 City of }

County of Sheboygan Aldermanic Dist. No. _____
(if required by ordinance)

Check one: Individual Limited Liability Company
 Partnership Corporation/Nonprofit Organization

Applicant's Wisconsin Seller's Permit Number <u>456-102979885-04</u>	
FEIN Number <u>36-4959925</u>	
TYPE OF LICENSE REQUESTED	FEE
<input type="checkbox"/> Class A beer	\$
<input checked="" type="checkbox"/> Class B beer	\$ <u>100.00</u>
<input type="checkbox"/> Class C wine	\$
<input type="checkbox"/> Class A liquor	\$
<input type="checkbox"/> Class A liquor (cider only)	\$ N/A
<input checked="" type="checkbox"/> Class B liquor	\$ <u>350.00</u>
<input type="checkbox"/> Reserve Class B liquor	\$
<input type="checkbox"/> Class B (wine only) winery	\$
Publication fee	\$ <u>15.00</u>
TOTAL FEE	\$ <u>415.00</u>

Name (individual / partners give last name, first, middle; corporations / limited liability companies give registered name)
El Guero Mexican Restaurant LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the full name and place of residence of each person.

President / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
<u>Mondragon</u>	<u>Mario</u>	<u>-</u>	<u>417 Second St. Random Lake 53075</u>
Vice President / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
<u>Jaimes</u>	<u>Claudia</u>	<u>L</u>	<u>417 Second St. Random Lake 53075</u>
Secretary / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Treasurer / Member Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Agent Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)
Directors / Managers Last Name	(First)	(Middle Name)	Home Address (Street, City or Post Office, & Zip Code)

1. Trade Name Lake Front cafe Business Phone Number (262) 689-2097
 2. Address of Premises 417 Second St. Post Office & Zip Code Random Lake 53075

3. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, consumption, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.)
Building at 417 2nd St. including 2nd store living qtr with office, 1st floor bar, dining rooms, kitchen, full basement, outside cooler, garage, patio area, parking lot.

4. Legal description (omit if street address is given above): _____

5. (a) Was this premises licensed for the sale of liquor or beer during the past license year? Yes No
 (b) If yes, under what name was license issued? Hagel Homefront Ent Inc.

6. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? **If yes, explain** Yes No
7. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? **If yes, explain.** Yes No
8. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? **If yes, explain** Yes No
9. (a) **Corporate/limited liability company applicants only:** Insert state WI and date 1/28/2020 of registration.
- (b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? **If yes, explain** Yes No
- (c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? **If yes, explain.** Yes No
10. Does the applicant understand they must register as a Retail Beverage Alcohol Dealer with the federal government, Alcohol and Tobacco Tax and Trade Bureau (TTB) by filing (TTB form 5630.5d) before beginning business? [phone 1-877-882-3277] Yes No
11. Does the applicant understand they must hold a Wisconsin Seller's Permit? [phone (608) 266-2776] Yes No
12. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? Yes No

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000. Signer agrees to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants, or one member of a partnership applicant must sign; one corporate officer, one member/manager of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

Contact Person's Name (Last, First, M.I.) <u>Mario Mondragon</u>	Title/Member <u>partner</u>	Date <u>12-7-22</u>
Signature <u>Mario m</u>	Phone Number <u>262 689 2097</u>	Email Address <u>x</u>

TO BE COMPLETED BY CLERK

Date received and filed with municipal clerk <u>12-7-2022</u>	Date reported to council / board <u>1-3-2023</u>	Date provisional license issued	Signature of Clerk / Deputy Clerk
Date license granted	Date license issued	License number issued	

Schedule for Appointment of Agent by Corporation / Nonprofit Organization or Limited Liability Company

Submit to municipal clerk.

All corporations/organizations or limited liability companies applying for a license to sell fermented malt beverages and/or intoxicating liquor must appoint an agent. The following questions must be answered by the agent. The appointment must be signed by an officer of the corporation/organization or one member/manager of a limited liability company and the recommendation made by the proper local official.

To the governing body of: Town
 Village of Random Lake County of Sheboygan
 City

The undersigned duly authorized officer/member/manager of El guero Mexican Restaurant
(Registered Name of Corporation / Organization or Limited Liability Company)

a corporation/organization or limited liability company making application for an alcohol beverage license for a premises known as Lake ~~of~~ Front cafe
(Trade Name)

located at 417 2nd St. Random Lake, WI
(Home Address of Appointed Agent)

appoints Mario Mondragon
(Name of Appointed Agent)
417 2nd St. Random Lake, WI
(Home Address of Appointed Agent)

to act for the corporation/organization/limited liability company with full authority and control of the premises and of all business relative to alcohol beverages conducted therein. Is applicant agent presently acting in that capacity or requesting approval for any corporation/organization/limited liability company having or applying for a beer and/or liquor license for any other location in Wisconsin?

Yes No If so, indicate the corporate name(s)/limited liability company(ies) and municipality(ies).

Is applicant agent subject to completion of the responsible beverage server training course? Yes No

How long immediately prior to making this application has the applicant agent resided continuously in Wisconsin? 19 yr

Place of residence last year 902 Main St. Belgium / 112 N Lar Ann St
(Home Address of Appointed Agent)

For: El guero Mexican Restaurant
(Name of Corporation / Organization / Limited Liability Company)

By: Mario M
(Signature of Officer / Member / Manager)

Any person who knowingly provides materially false information in an application for a license may be required to forfeit not more than \$1,000.

ACCEPTANCE BY AGENT

I, Mario Mondragon, hereby accept this appointment as agent for the
(Print / Type Agent's Name)

corporation/organization/limited liability company and assume full responsibility for the conduct of all business relative to alcohol beverages conducted on the premises for the corporation/organization/limited liability company.

Mario M 12-05-22 Agent's age 37
(Signature of Agent) (Date)

112 N Lar Ann St Belgium WI 53004 Date of birth 01-19-1986
(Home Address of Agent)

APPROVAL OF AGENT BY MUNICIPAL AUTHORITY (Clerk cannot sign on behalf of Municipal Official)

I hereby certify that I have checked municipal and state criminal records. To the best of my knowledge, with the available information, the character, record and reputation are satisfactory and I have no objection to the agent appointed.

Approved on _____ by _____ Title _____
(Date) (Signature of Proper Local Official) (Town Chair, Village President, Police Chief)

Auxiliary Questionnaire Alcohol Beverage License Application

Submit to municipal clerk.

Individual's Full Name (please print) (last name)		(first name)		(middle name)	
Mondragon		Mario			
Home Address (street/route)		Post Office	City	State	Zip Code
417 Second st.			Random Lake	WI	53075
Home Phone Number		Age	Date of Birth	Place of Birth	
(262) 689-2097		37	01-19-1986	Mexico	

The above named individual provides the following information as a person who is (check one):

- Applying for an alcohol beverage license as an **individual**.
- A member of a **partnership** which is making application for an alcohol beverage license.

Mario Mondragon of EL Guero Mexican Restaurant LLC
(Officer / Director / Member / Manager / Agent) (Name of Corporation, Limited Liability Company or Nonprofit Organization)
 which is making application for an alcohol beverage license.

The above named individual provides the following information to the licensing authority:

1. How long have you continuously resided in Wisconsin prior to this date? 10/21/2003 19 yrs

2. Have you ever been convicted of any offenses (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of any other states or ordinances of any county or municipality? Yes No
 If yes, give law or ordinance violated, trial court, trial date and penalty imposed, and/or date, description and status of charges pending. (If more room is needed, continue on reverse side of this form.)

3. Are charges for any offenses presently pending against you (other than traffic unrelated to alcohol beverages) for violation of any federal laws, any Wisconsin laws, any laws of other states or ordinances of any county or municipality? Yes No
 If yes, describe status of charges pending.

4. Do you hold, are you making application for or are you an officer, director or agent of a corporation/nonprofit organization or member/manager/agent of a limited liability company holding or applying for any other alcohol beverage license or permit? Yes No
 If yes, identify. _____
(Name, Location and Type of License/Permit)

5. Do you hold and/or are you an officer, director, stockholder, agent or employe of any person or corporation or member/manager/agent of a limited liability company holding or applying for a wholesale beer permit, brewery/winery permit or wholesale liquor, manufacturer or rectifier permit in the State of Wisconsin? Yes No
 If yes, identify. _____
(Name of Wholesale Licensee or Permittee) (Address By City and County)

6. Named individual must list in chronological order last two employers.

Employer's Name	Employer's Address	Employed From	To
Employer's Name	Employer's Address	Employed From	To

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the undersigned states that each of the above questions has been truthfully answered to the best of the knowledge of the signer. The signer agrees that he/she is the person named in the foregoing application; that the applicant has read and made a complete answer to each question, and that the answers in each instance are true and correct. The undersigned further understands that any license issued contrary to Chapter 125 of the Wisconsin Statutes shall be void, and under penalty of state law, the applicant may be prosecuted for submitting false statements and affidavits in connection with this application. Any person who knowingly provides materially false information on this application may be required to forfeit not more than \$1,000.

Mario M
(Signature of Named Individual)



WISCONSIN DEPARTMENT OF REVENUE
 PO BOX 8902
 MADISON, WI 53708-8902

Contact Information:

2135 RIMROCK RD PO BOX 8902
 MADISON, WI 53708-8902
 ph: 608-266-2776 fax: 608-264-6884
 email: DORBusinessTax@wisconsin.gov
 website: revenue.wi.gov

Letter ID L1168059664

EL GUERO MEXICAN RESTAURANT LLC
 W2379 COUNTY ROAD K
 RANDOM LAKE WI 53075-1511

Wisconsin Department of Revenue Seller's Permit

Legal/real name:

EL GUERO MEXICAN RESTAURANT LLC

Business name:

EL GUERO MEXICAN RESTAURANT LLC
 W2379 COUNTY ROAD K
 RANDOM LAKE WI 53075-1511

- This certificate confirms you are registered with the Wisconsin Department of Revenue and authorized in the business of selling tangible personal property and taxable services.
- You may not transfer this permit.
- This permit must be displayed at the place of business and is not valid at any other location.
- If your business is not operated from a fixed location, you must carry or display this permit at all events.

Tax Type

Sales & Use Tax

Account Type

Seller's Permit

Account Number

456-1029799885-04



STATE OF WISCONSIN
DEPARTMENT OF JUSTICE

Request Date: **12/28/2022**

Report Date: **12/28/2022**

This criminal background check was performed by searching the following data submitted to the Crime Information Bureau

Name: **MONDRAGON, MARIO**

Date of Birth: **1/19/1986**

Alias Names:

NOTICE TO EMPLOYERS

It may be a violation of state law to discriminate against a job applicant because of an arrest or conviction record. Generally speaking, an employer may refuse to hire an applicant on the basis of a conviction record only if the circumstances of the offense for which the applicant was convicted substantially relate to the circumstances of the particular job. For more information, see [Statute 111.335](#) and the Department of Workforce Development's publication, Arrest and Conviction Records Under the Law.

Before you make a final decision adverse to an applicant based on the following arrest record, in addition to any other opportunity you offer the applicant to explain the following arrest record, please notify the applicant of:

1. His or her right to challenge the accuracy and completeness of any information contained in a arrest record, and
2. The process for submitting a challenge

The applicant should submit his or her challenge to CIB on Form DJ-LE-247. Form DJ-LE-247 is available free of charge on [The Department of Justice website](#) or by calling (608) 266-7314. A challenge may include a request for comparison of the fingerprints of the person submitting the challenge to the fingerprints on file that are associated with the Wisconsin arrest record below.

NO RECORD FOUND

An arrest record search based only on a name, date of birth, and other identifying data that is not unique to a particular person (like "sex" or "race") may result in:

1. Identification of criminal history records for multiple persons as potential matches for the identifying data submitted, or
2. Identification of an arrest history record belonging to a person whose identifying information is similar in some way to the identifying data that was submitted to be searched, but is not the same person whose identifying data was submitted for searching. The Crime Information Bureau (CIB) therefore cannot guarantee that the response below pertains to the person in whom you are interested without a fingerprint submission.

Based on the above identifying data provided for this search, no matching Wisconsin arrest records were found at this time. These search results do not preclude an individual from having an arrest record at a local law enforcement agency that was not reported to the Department of Justice or in another state, or juvenile records

12/28/2022 12:14 PM

Reprint Payroll Register Quick
All Employees

Page: 1
PAYRL

Check Date From: 12/29/2022
Thru: 12/29/2022

From Dept:
Thru Dept:

Name / Chk	Beg	End Dates	Check Nbr	Hours	Earnings	Deductions	Net Pay
DAHM, JERIOD N			V1459	106.50	2,649.38	678.29	1,971.09
12/29/2022	12/11/2022	12/24/2022					
GOEMER, ARIANA			V1460	8.00	68.00	5.21	62.79
12/29/2022	12/11/2022	12/24/2022					
HORNING, ELISABETH			V1461	36.00	540.00	51.54	488.46
12/29/2022	12/11/2022	12/24/2022					
JAYCOX, CARISSA M			V1462	80.00	1,760.00	311.28	1,448.72
12/29/2022	12/11/2022	12/24/2022					
KOLB, CHRISTOPHER J			V1463	46.50	999.75	232.94	766.81
12/29/2022	12/11/2022	12/24/2022					
LEDERER, PETER			V1464	80.00	2,826.92	708.34	2,118.58
12/29/2022	12/11/2022	12/24/2022					
LOCKLAIR, DANIEL R			V1465	29.00	333.50	27.66	305.84
12/29/2022	12/11/2022	12/24/2022					
MARTIN, SUZANNE			V1466	14.75	184.08	14.08	170.00
12/29/2022	12/11/2022	12/24/2022					
MORLEY, CHRISTOPHER B			V1467	30.00	450.00	67.04	382.96
12/29/2022	12/11/2022	12/24/2022					
SIEGEL, TYLER C			V1468	92.50	2,468.75	729.32	1,739.43
12/29/2022	12/11/2022	12/24/2022					
SULLIVAN, CAMRIN R			V1469	80.00	1,918.27	346.04	1,572.23
12/29/2022	12/11/2022	12/24/2022					
TRAAS, TODD M			V1470	46.12	943.15	145.53	797.62
12/29/2022	12/11/2022	12/24/2022					
WAALA, STEPHANIE S			V1471	80.00	2,615.39	765.23	1,850.16
12/29/2022	12/11/2022	12/24/2022					
WEGNER, MILES C			V1472	113.00	2,590.00	752.52	1,837.48
12/29/2022	12/11/2022	12/24/2022					
WILL, KATRINA A			V1473	29.50	343.09	26.24	316.85
12/29/2022	12/11/2022	12/24/2022					
WILLIAMSON, JACOB N			V1474	88.00	1,843.85	444.87	1,398.98
12/29/2022	12/11/2022	12/24/2022					
WROBLEWSKI, ELIZABETH			V1475	50.00	750.00	178.07	571.93
12/29/2022	12/11/2022	12/24/2022					

Totals:			1,009.87	23,284.13	5,484.20	17,799.93
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Total Checks:	17	(Male:	9	Female:	8)
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DPW
11,534.80

Village Hall
4375.39

Library
4586.94

Safety
2787.00

12/29/2022 9:17 AM

In Progress Checks - Full Report - ALL

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ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 12/30/2022

From Account:

Thru: 12/30/2022

Thru Account:

Voucher Nbr	Check Date	Payee	Amount
	12/30/2022	ARCHER MAT RENTAL & SALES LLC	
	12/20/22	VILLAGE HALL MATS	
100-00-51600-230-000		VILLAGE HALL - S.M.R.E	22.75
	12/20/22	VILLAGE HALL MATS 36637	
		Total	22.75
	12/30/2022	BORCHARDT, KENNETH	
		TAX OVERPAYMENT REFUND	
100-00-41110-000-000		PROPERTY TAXES-GENERAL FUND	4.00
		TAX OVERPAYMENT REFUND BATCH 176008	
		Total	4.00
	12/30/2022	COLLINS STATE BANK-BRILLION OFFICE	
		PROPERTY TAX OVERPAYMENT	
100-00-41110-000-000		PROPERTY TAXES-GENERAL FUND	2,884.95
		PROPERTY TAX OVERPAYMENT BATCH 176020	
		Total	2,884.95
	12/30/2022	Jeriod Dahm	
		WORK BOOTS	
100-00-53100-311-000		SAFETY SUPPLIES REIMBURSEMENT	250.00
		WORK BOOTS 12/28/22	
		Total	250.00
	12/30/2022	MUNICIPAL LAW & LITIGATION GROUP S.C.	
		VILLAGE ORDINANCES	
100-00-51130-000-000		BANK FEE	477.60
		VILLAGE ORDINANCES 8735	
		Total	477.60
	12/30/2022	MUNICIPAL LAW & LITIGATION GROUP S.C.	
		VILLAGE LEGAL	
100-00-51300-210-000		LEGAL-PROFESSIONAL SERVICES	1,554.00
		VILLAGE LEGAL 8858	
100-00-52101-210-000		LEGAL-PROFESSIONAL SERVICES	997.00
		FIRE DEPT LEGAL 8858	
		Total	2,551.00
	12/30/2022	Peter Lederer	
		WORK BOOTS	

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In Progress Checks - Full Report - ALL

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ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 12/30/2022 From Account:

Thru: 12/30/2022 Thru Account:

Voucher Nbr	Check Date	Payee	Amount
100-00-53100-311-000		SAFETY SUPPLIES REIMBURSEMENT	79.10
		WORK BOOTS	
	12/27/22		
Total			79.10

12/30/2022 RANDOM LAKE INVESTMENTS LLC
DECEMBER 2022 WAREHOUSE SPACE RENTAL

100-00-53230-240-000		SHOP RENTAL SPACE	500.00
		DECEMBER 2022 WAREHOUSE SPACE RENTAL	
	1001		
Total			500.00

12/30/2022 RANDOM LAKE INVESTMENTS LLC
OVERPAYMENT PROPERTY TAXES-REFUND

100-00-41110-000-000		PROPERTY TAXES-GENERAL FUND	2,453.24
		OVERPAYMENT PROPERTY TAXES-REFUND	
	12/27/22		
Total			2,453.24

12/30/2022 SHEBOYGAN COUNTY TREASURER
Customer #: 60028

100-00-52100-380-000		LAW ENFORCEMENT-CONTRACT	11,720.15
		4TH QTR CONTRACTED SERVICES	
	12/13/22	INVOICE	
Total			11,720.15

12/30/2022 SHEBOYGAN COUNTY TREASURER
Customer #: 60028

100-00-51440-310-000		ELECTION SUPPLIES	161.95
		AUG/NOV 2022 ELECTIONS	
	60028		
Total			161.95

12/30/2022 UNIFIRST CORPORATION
UNIFORMS

600-00-53660-392-000		UNIFORMS	88.35
		UNIFORMS	
	1274911		
660-00-53660-392-000		UNIFORMS	88.35
		UNIFORMS	
	1274911		
100-00-53100-325-000		UNIFORMS	88.35
		UNIFORMS	
	1274911		
Total			265.05

12/30/2022 US CELLULAR
Account #: 920067883

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In Progress Checks - Full Report - ALL

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ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 12/30/2022

From Account:

Thru: 12/30/2022

Thru Account:

Voucher Nbr	Check Date	Payee	Amount
100-00-53101-390-000		CELL PHONE-DPW	5.08
		CELL PHONE	0548979032
600-00-54600-221-000		PLANT - TELEPHONE	5.07
		CELL PHONE	0548979032
660-00-54600-221-000		WWTP - TELEPHONE/INTERNET	5.07
		CELL PONE	0548979032
		Total	15.22

12/30/2022 USA BLUE BOOK

Customer #: 929236

660-00-54610-395-000		TEST LAB-EQUIPMENT	22.30
		OAKTON POWER ADAPTER REMAINING BALANCE	12/6/22 INVOICE
		Total	22.30

12/30/2022 Village of Random Lake

BERTRAM PARK UTILITY BILL

100-00-55211-222-000		BERTRAM PARK-SEWER/WATER	121.03
		BERTRAM PARK UTILITY BILL	12/14/22
		Total	121.03

12/30/2022 Village of Random Lake

VILLAGE HALL OFFICE

100-00-51600-222-000		WATER/SEWER-VILLAGE HALL	239.97
		VILLAGE HALL OFFICE	12/14/22
		Total	239.97

12/30/2022 Village of Random Lake

PROPERTY TAX BILL PARCEL#59176746703

100-00-51980-000-000		MISCELLANEOUS	14.88
		PROPERTY TAX BILL PARCEL#59176746703	BILL 14885
		Total	14.88

12/30/2022 Village of Random Lake

KIRCHER PARK UTILITY BILL

100-00-55210-222-000		KIRCHER PARK-SEWER/WATER	569.17
		KIRCHER PARK UTILITY BILL	12/14/22
		Total	569.17

12/30/2022 Village of Random Lake

LAKEVIEW PARK UTILITY BILL

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ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 12/30/2022

From Account:

Thru: 12/30/2022

Thru Account:

Voucher Nbr	Check Date	Payee	Amount
100-00-55220-222-000		LAKEVIEW PARK-SEWER/WATER	202.71
	12/14/22	LAKEVIEW PARK UTILITY BILL	
		Total	202.71
<hr/>			
	12/30/2022	Village of Random Lake	
		WWTP UTILITY BILL	
660-00-54600-222-000		WWTP - SEWER/WATER	4,497.92
	12/14/22	WWTP UTILITY BILL	
		Total	4,497.92
<hr/>			
	12/30/2022	Village of Random Lake	
		SHOP UTILITY BILL	
100-00-53230-222-000		SEWER/WATER-SHOP	344.97
	12/14/22	SHOP UTILITY BILL	
		Total	344.97
<hr/>			
		Grand Total	27,397.96

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ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 12/30/2022

From Account:

Thru: 12/30/2022

Thru Account:

Amount

Total Expenditure from Fund # 100 - GENERAL FUND	22,690.90
Total Expenditure from Fund # 600 - WATER FUND	93.42
Total Expenditure from Fund # 660 - WASTEWATER FUND	4,613.64
Total Expenditure from all Funds	27,397.96

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In Progress Checks - Full Report - ALL

Page: 1

ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 1/03/2023

From Account:

Thru: 1/03/2023

Thru Account:

Voucher Nbr	Check Date	Payee	Amount
1/03/2023 AFLAC			
VILLAGE DENTAL			
100-00-21526-000-000		DENTAL INS	1,105.52
		VILLAGE DENTAL	114801
100-00-21526-000-000		DENTAL INS	161.95
		LIBRARY DENTAL	114801
100-00-21525-000-000		HEALTH INS	109.29
		VILLAGE VISION	114801
100-00-21525-000-000		HEALTH INS	23.23
		LIBRARY VISION	114801
Total			1,399.99
1/03/2023 BMO HARRIS BANK			
SAFE DEPOSIT BOX RENTAL			
100-00-51130-000-000		BANK FEE	57.50
		SAFE DEPOSIT BOX RENTAL	
Total			57.50
1/03/2023 FRONTIER COMMUNICATIONS			
Account: 920-994-9952-102915-5			
660-00-54600-221-000		WWTP - TELEPHONE/INTERNET	92.62
		TELEPHONE & INTERNET WWTP	12/21/22 INVOICE
Total			92.62
1/03/2023 RANDOM LAKE INVESTMENTS LLC			
JANUARY 2023 WAREHOUSE SPACE RENTAL			
100-00-53230-240-000		SHOP RENTAL SPACE	500.00
		JANUARY 2023 WAREHOUSE SPACE RENTAL	1001
Total			500.00
Grand Total			2,050.11

12/29/2022 9:18 AM

In Progress Checks - Full Report - ALL

Page: 2

ALL Checks by Payee

ACCT

POOLED CHECKING (COLLINS)

Dated From: 1/03/2023

From Account:

Thru: 1/03/2023

Thru Account:

Amount

Total Expenditure from Fund # 100 - GENERAL FUND	1,957.49
Total Expenditure from Fund # 660 - WASTEWATER FUND	92.62
Total Expenditure from all Funds	2,050.11



LOCATION OF MEETING: 96 RUSSELL DRIVE

Meeting Minutes

1. Call to Order, Roll Call: President San Felippo called the meeting to order at 6:30 pm. Trustees present included Blaine Werner, Elizabeth Manian, Mike San Felippo, Duane Urbanski, Barbara Ruege, and Keri Wallenkamp. Eric Stowell attended virtually. Village staff present included Clerk/Treasurer Stephanie and DPW Director Peter Lederer. For additional attendees see attached sign-in sheet.

2. Pledge of Allegiance: Those present stood to recite the Pledge of Allegiance.

3. Public Comments.

Bill Goehring would like to thank all municipal employees and board members for their hard work. Inquires as to the Sheboygan County tax rate went down in the Town of Sherman but did it go up in the Village of Random Lake. President San Felippo informed the audience the county tax rate went up 4.4% in the village.

4. New Business:

a. Discussion and Possible Action the renewal Liability, Property Crime, Workers Compensation, and Employers Liability Insurance for 2023.

Clerk Waala informed the board the total of all policies will be increasing by 5.48% which is lower than the budgeted 9% estimate.

Trustee Werner inquired as to if the Fire Department vehicles and buildings should be part of the policy as they are a trust. Clerk Waala informed the board the policy does include the vehicles and building.

Trustee Wallenkamp made a motion to approve as submitted, motion was seconded by Trustee Urbanski. Motion carried 6-1, Werner nay.

b. Discussion and Possible Action of the Establishment of Fire Protection Contract with the Town of Fredonia

Trustee Werner inquired as to if Fredonia and the Waubeka departments were combining. Fire Chief Depies informed the board at this time none of that has been done.

Trustee Wallenkamp made a motion to approve as submitted, motion was seconded by Trustee Stowell. Motion carried 7-0.

c. Discussion and Possible Action on the Recommendation of the Fire Department on the Medical Director position

Fire Chief Depies informed the board the Fire Department met last week and voted to stay with Dr Zils and will reevaluate in 1 year.

Trustee Werner read a letter sent to him by Dr Zils. Recommends to the board that Dr Zils is not able to prevent him from being on the ambulance but has done so which is illegal. Dr Martins is the Adell and

Town of Scott director and would request it make sense to have the same local examiner.

Trustee Ruege states that if there is potential of unbiased then she is unable to make a decision. This is more political then in the best interest of the village.

Trustee Wallenkamp inquires as to how many candidates were presented for the role. Fire Chief Depies informed the board the agenda item was to decide to seek others or stay with Dr Zils. There was a unanimous vote to stay with Dr Zils.

Fire Chief Depies states that Dr Zils should have the right to speak his side as he has been the Director for approximately 7 years.

Trustee Werner recommends no decision be made tonight and that Dr Martins be interviewed.

Trustee Wallenkamp made a motion to postpone a decision until January for closed session with Dr Zils and the village attorney, motion was seconded by Trustee Urbanski. Motion carried 5-0, Stowell unavailable for vote, Werner abstain.

d. Presentation by Beth Manian and Duane Urbanski reviewing recent training

Trustee Manian presented to the board a presentation from a Beaver Dam representative on their downtown revitalization. Would recommend using same format as it was all planned out per detail. Took a walk around La Crosse and viewed the changes completed. Leadership training and the circle of community were her favorite part.

Trustee Urbanski presented to the board a presentation on Public Safety Funding with the possibility of going to a referendum or combining with local municipalities. Gave a grants handout on information found and suggested possibly creating a committee to research and apply for available grants.

5. Consent Agenda – items within the consent agenda can be considered individually if the Village Board chooses to do so:

- a. Approval of Payroll Vouchers for 12/15/2022: \$23,653.21
- b. Approval of Accounts Payable Checks for 12/20/2022: General Fund \$40,421.23; TID # 4 \$50,000.00; Water Fund \$8,356.15; Sewer Fund \$12,541.23
- c. Approval of the December 5, 2022, meeting minutes
- d. Changing of January 2, 2023, meeting date to January 3, 2023
- e. Review of the Sheboygan County Sheriff's Departments November Activity Report
- f. Operator Licenses for:
 - Ryan Stephen La Brasca
 - Lacey Ann Owens

Clerk Waala requested item f be taken separately.

President San Felippo inquires as to why the Computer Services Specialists invoice was so high for a new computer as in the past, they were quite smaller. Clerk Waala informed the board that the new deputy computer had to be a tower system that would wok with the utility software. This cost more then the box computers bought previously. Additional cost was for the labor of installation.

Trustee Wallenkamp made a motion to approve items a-e as submitted, motion was seconded by Trustee Urbanski. Motion carried 7-0.

Clerk Waala recommends denial of Ryan Stephen La Brasca license due to pending of current charges.

Trustee Wallenkamp recommends denial of Ryan Stephen La Brasca license due to not full disclosure on application.

Trustee Werner requests a clear cut of what can be a deniable offense. Clerk Waala informed the board that a document was sent previously from the village attorney stating that information. She will send again.

Trustee Wallenkamp made a motion to deny Ryan Stephen La Brasca application due to nondisclosure on application, motion was seconded by Trustee Stowell. Motion carried 7-0.

Trustee Wallenkamp made a motion to approve Lacey Ann Owens application as submitted, motion was seconded by Trustee Ruege. Motion carried 7-0.

6. Staff and committee reports:

- a. Clerk/Treasurer Waala informed the board that tax bills have been sent out. With the office being closed for the holidays, 2022 payments can be postmarked by the 31st or received in the drop box by the morning of the 3rd to be back dated. Utility bills will be going out tomorrow.
- b. DPW Director Peter Lederer informed the board they have been working around the weather and on the issues at the treatment plant. The ice rink is up, and rubber border installed. More water has been put on to smooth it out. Update on the Grand and Spring St cameraing was all laterals were done up to homes. No issues related to the road project, but issues were in laterals in residents' yards. Either the pipes were old or there were roots in the pipes.

Trustee Ruege thanked the crew for cleaning of the snow.

President San Felippo suggests that letters be sent to residents on Grand and Spring St informing them of the findings.

c. Committees: None

- d. Fire Chief Pat Depies informed the board of all activities and meeting conducted over the past month.

Inquiries were made on the explorers group. Chief Depies informed the board it is a program for all local kids between the age of 14-18. They do not need to live in the Random Lake area.

- e. President San Felippo informed the board that ice rink donation thank you letter will be sent out. There has been some discussion about starting a Village of Random Lake Foundation to help fund non budgeted projects in the village. Read a thank you letter from Laurie Urbanski. Read a letter from Don Schroeder pertaining to property taxes. Requests of Gary to put something in the paper to see if residents and/or kids are willing to help the elderly with the upcoming snow.

7. Consider and Act by Roll Call Vote to Enter into Closed Session for the following:

- a. Pursuant to SS. 19.85(1)(e) Deliberating or negotiating the purchasing of public properties the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session (Contract Agreements)
- b. Pursuant to SS. 19.85(1)(c) Considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility (Employees).

Trustee Ruege made a motion to move into closed session at 7:53 pm, motion was seconded by Trustee Wallenkamp. Motion carried 7-0.

8. Reconvene to Open Session Pursuant to SS. 19.85(2).

Trustee Werner made a motion to move into open session at 10:17 pm, motion was seconded by Trustee Wallenkamp. Motion carried 7-0.

9. Discussion and Possible Action on closed session matters.

Trustee Wallenkamp made a motion to move forward with the Schu Developers Agreement changes discussed after legal review, motion was seconded by Trustee Werner. Motion carried 7-0.

Trustee Wallenkamp made a motion to award the DPW Director and Clerk/Treasurer an additional 1-week vacation for 2023, motion was seconded by Trustee Urbanski. Motion carried 7-0.

Trustee Wallenkamp made motion to award the DPW Director a village vehicle to be driven to and from work, motion was seconded by Trustee Manian. Motion carried 7-0.

10. Adjourn at 10:20 pm

Items on the Agenda may be taken out of order as listed. Created by Stephanie Waala on 12/20/2022.

WI Open Meeting Law (Wis. Stat. 19.83(2) and 19.84(2)) In general, the open meetings law grants citizens the right to attend and observe open session meetings of governmental bodies but does not require a governmental body to allow members of the public to speak or actively participate in the body's meeting. A governmental body is free to determine for itself whether and to what extent it will allow citizen participation at its meetings.



Rental Agreement for LAKEVIEW PARK PAVILION Random Lake, Wisconsin

It is hereby agreed from Random Lake Assn. (renter) shall be entitled to exclusive use of the Lakeview Park Pavilion and four (4) picnic tables on 1/21/2023 (date). This does not include exclusive use of the restroom portion of the building.

The rental period shall end at 9:00 P.M. A \$50.00 retaining fee will be returned to the Renter, if clean up is not required by the Parks Department. The Renter also agrees to dispose of trash and recyclables properly prior to vacating the pavilion and to abide by the rules noted in the pavilion rental policy.

Per Village of Random Lake Municipal Code Section 26-1, Renter is subject to a fine if any damage is done to the pavilion. Renter also agrees that repair costs for any damage done to the pavilion during renter's occupancy shall be the sole responsibility of the renter. Cancellation of rental forfeits the rental fee.

Parking Fee: \$5.00 per vehicle when an attendant is present

Printed Name: Random Lake Association/Laurie
Address: PO Box 182 Urbanski
City, State, Zip Code: Random Lake, WI 53075
Telephone Number: (414) 916-5169

___ Resident fee \$50.00 + \$50.00 deposit fee totaling \$100.00
___ Nonresident fee \$100.00 + \$50.00 deposit fee totaling \$150.00

* Renter will turn on electricity with permission of Village and will assure it is off at the end of event.

Return reservation check along with signed Agreement to the address listed below.

Signatures:

Clerk/Treasurer
Village of Random Lake

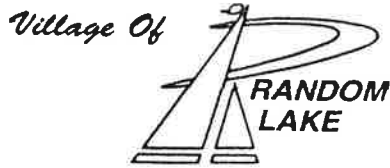
Laurie Urbanski
Signature of Renter

12/18/2022
Date

Paid By: _____ Check #: _____ Security Deposit return date: _____

**96 Russell Drive, P.O. Box 344, Random Lake, WI 53075
Telephone: (920) 994-4852 Facsimile: (920) 994-2390**

* Renter is requesting waiving of rental fee.



**Rental
Agreement for
LAKEVIEW PARK PAVILION
Random Lake, Wisconsin**

It is hereby agreed from Random Lake Assn. (renter) shall be entitled to exclusive use of the Lakeview Park Pavilion and four (4) picnic tables on 7/8/2023 (date). This does not include exclusive use of the restroom portion of the building.

The rental period shall end at 9:00 P.M. A \$50.00 retaining fee will be returned to the Renter, if clean up is **not** required by the Parks Department. The Renter also agrees to dispose of trash and recyclables properly prior to vacating the pavilion and to abide by the rules noted in the pavilion rental policy.

Per Village of Random Lake Municipal Code Section 26-1, Renter is subject to a fine if any damage is done to the pavilion. Renter also agrees that repair costs for any damage done to the pavilion during renter's occupancy shall be the sole responsibility of the renter. Cancellation of rental forfeits the rental fee.

Parking Fee: \$5.00 per vehicle when an attendant is present

Printed Name: Random Lake Assn. / Laurie Urbanski
Address: PO Box 182
City, State, Zip Code: Random Lake, WI 53075
Telephone Number: (414) 916 5169

_____ Resident fee \$50.00 + \$50.00 deposit fee totaling \$100.00

_____ Nonresident fee \$100.00 + \$50.00 deposit fee totaling \$150.00

Return reservation check along with signed Agreement to the address listed below.

Signatures:

Clerk/Treasurer
Village of Random Lake

Laurie Urbanski
Signature of Renter

12/18/2022
Date

Paid By: _____ Check #: _____ Security Deposit return date: _____

**96 Russell Drive, P.O. Box 344, Random Lake, WI 53075
Telephone: (920) 994-4852 Facsimile: (920) 994-2390**

* Renter is requesting waiving of rental fee.