

## MINUTES OF THE REGULAR BOARD MEETING OF SEPTEMBER 21, 2011

The Regular Board meeting was called to order at 6:00 p.m. by Michael Vanden Berg, Village President

### **Invocation**

### **Pledge Allegiance to the Flag**

President Vanden Berg led members in the reciting of the Pledge of Allegiance.

### **Roll call of Trustees**

PRESENT: Michael Vanden Berg, President  
Bob Berken, Trustee  
Tammy Frassetto, Trustee  
James Hietpas, Trustee  
Dan Mahlik, Trustee  
Bill Peerenboom, Trustee  
Skip Smith, Trustee

### **Roll Call of Officers and Department Heads**

PRESENT: Charles Kell, Village Administrator  
Ray Lee, Police Captain  
Jim Moes, Community Development Director  
Tom Flick, Director of Parks, Recreation, and Forestry  
Jeff Elrick, Assistant Director of Public Works  
Teri Matheny, Finance Director  
Vicki Schneider, Village Clerk  
Charles Koehler, Village Attorney

OTHERS PRESENT: Village Employees and Retirees, Interested Citizens and Media Reps

### **Public Appearance for Items Not on the Agenda**

None

### **Approval of Minutes**

Regular Board Meeting Minutes – September 7, 2011

Committee of the Whole Meeting Minutes – September 14, 2011

*Moved by Trustee Peerenboom, seconded by Trustee Berken to approve the Regular Board Minutes of September 7, 2011 and the Committee of the Whole Minutes of September 14, 2011 as presented.*

Ayes 7, Nays 0-Motion Carried Unanimously

### **Report of Other Minutes-Other Informational Items**

*Minutes of the Park Planning Committee Meeting of June 7, 2011*

*Minutes of the Plan Commission Meeting of August 8, 2011*

*Minutes of the Fire Commission Meeting of September 12, 2011 (unapproved)*

Board members noted receipt of informational items

### **Ordinance:**

#### **Approving an Amendment to the Comprehensive Plan for the Village of Little Chute**

J. Moes stated that Plan Commission has reviewed the proposed amendment and they have recommended that the Village Board approve the Amendment to the Comprehensive Plan. J. Moes pointed out the area that is in the northwest corner of the Village and the proposed amendment is based on the request of the property owners and there will be a rezoning hearing held next week for parcels on this property and an ordinance to approve the rezoning will be presented for action the following week. J. Moes stated the property was zoned single-family residential when it came into the Village and a section along Evergreen Dr., was proposed to be commercial and the property owner has found that there is a better market for commercial developments.

*Moved by Trustee Frassetto, seconded by Trustee Smith to Adopt Ordinance No. 17, Series of 2011 Amending the Comprehensive Plan for the Village of Little Chute.*

Further Discussion: Trustee Peerenboom stated that he will not support the motion because at the Plan Commission meeting last month, discussion took place on putting residential lots in the Ebben subdivision and staff commented that the lots could be sold quickly because there are people looking for residential lots and he also has a problem with putting in another Business Park when the Village has Schumacher Business park and we can sell those lots and this puts us in competition with our own business park.

J. Moes clarified that the Village does not own Schumacher Business Park, it is privately owned.

Vote on the Motion:

Ayes 4, Nays 3 (Hietpas, Mahlik, Peerenboom) - Motion Carried

**Resolutions:**

**a) Amending Resolution No. 32 Establishing Municipal Wards for the Village of Little Chute**

President Vanden Berg reported that the Village had reviewed and taken action on this issue at a previous meeting but an official resolution needed to be adopted to make the amendment.

*Moved by Trustee Frassetto, seconded by Trustee Hietpas to Adopt Resolution No. 34, Series of 2011 Amending Resolution No. 32 and Reestablishing Municipal Wards for the Village of Little Chute.*

Ayes 7, Nays 0-Motion Carried Unanimously

**b) Resolution Selecting Option for Wisconsin Public Employers' Group Health Insurance Program**

Steve Van Deurzen, Village employee, stated that he did not understand the proposed Group Health Insurance Program and asked for clarification. C. Kell stated that the proposed Health Plan is exactly the same health plan the employees have now as far as copayments and percentages paid. C. Kell stated that the proposed plan would require a deductible be paid up front, a single person would pay a \$500 deductible or \$1,000 for a family and after the deductible has been met then a standard coverage of the existing plan would apply. C. Kell stated that by going with this Health Insurance Plan it would save the Village \$177,000 in premium costs. C. Kell stated that if the Board implemented the proposed plan with either a 0% premium or a 5% premium, it would not only save the Village money but also the employee. C. Kell gave an example of a 5% premium charge of \$867 and with the \$1,000 deductible the employee would only have annual out of pocket expense of \$1,867 compared to the current plan which costs the employee \$2,327 or \$2,655 annually, depending on which provider the employee had selected. C. Kell stated that with the 5% premium charge to the employee the Village could save \$224,000 a year in insurance premiums. C. Kell encouraged the Board to go with 0% premium but no more than 5%. C. Kell stated that he found information on the Wisconsin Employment Relation Commission Website and if he is interpreting it correctly the Village may not have a bargaining agreement with employees in AFSCME because of the strict criteria for contract extensions and that the agreement the Board approved does not meet that criteria. C. Kell stated that Rick Hermus with the Village of Kimberly is recommending to his Board the 0% premium. C. Kell commented that another option could be to let the employee choose between Network and United but the employee would have to pay the difference in cost between the two. C. Kell addressed the audience to inform them that this proposal is an all or nothing plan meaning that this plan would include employees and the retirees and those retirees would have to pay a deductible where they currently do not pay one. Trustee Peerenboom questioned C. Kell about the out of pocket maximum. David Peterson, Retired Police Chief, stated that he met the criteria for retirement from the Village and that the Village is to pay for his health insurance as part of his retirement package. Trustee Mahlik stated that the proposed insurance package is far superior to anything you could get in the open market even with the \$1,000 deductible. Trustee Frassetto stated that she would like to see a flexible spending account put in place for retirees so they would not have the out of pocket expense for the deductible and would also allow the

Village to participate in the New Plan which requires all participants to be enrolled under one plan. Teri Matheny stated that she is not allowed to set up a flexible spending account for retirees because she does not pay them anything. Cindy Dillinger, Deputy Treasurer stated that she has looked at previous agreements and all she can find is that the Village is required to pay retirees premium it does not state that the Village is required to pay all health insurance costs. Trustee Hietpas agreed that the proposed plan was a good one but the Board had previously agreed to the employees in the AFSCME to keep their cost at 10-12% of the premium. Trustee Mahlik stated that by taking this new health plan it would actually save money for the employees in the AFSCME. Trustee Frassetto stated that she was not in favor of adding the extra cost to the retirees but with the significant cost savings for the Village and employees she is in favor of going with the new health insurance plan. Trustee Peerenboom questioned C. Kell if what he read about the Labor Contracts were true would it mean that the contract with AFSCME would be expired. C. Kell stated that the Village only meets one of the three required tests for the extension of a contract according to WERC. C. Kell commented to the Board that he hopes there is a way they can make it work with AFSCME so all employees and the Village get the benefit of the cost savings. Trustee Mahlik questioned what the cost of going out of Network for healthcare and C. Kell answered that he believed the cost would be the same as it is now. Trustee Peerenboom noted that the Health Insurance Program is time sensitive but stated that he would like some time to speak with employees. Trustee Frassetto stated that she would like to see the employees in the AFSCME to be able to benefit from the new health insurance, so she would like the issue with the AFSCME contract extension to be looked into further. Todd Bruyette, Village employee, asked the Board to wait another week before voting on the Health Insurance Program, so employees could get more information. Trustee Berken commented that information should be distributed to employees so they can be informed to what is being considered and how it will affect them.

*Moved by Trustee Peerenboom, seconded by Trustee Frassetto to table action on this agenda item for one week.* Ayes 7, Nays 0-Motion Carried Unanimously

**Appearance by Dave Toonen – Objection to Sidewalk Installation on Elm Drive and Possible Action by the Village Board on this Issue**

Mr. Toonen was not present. J. Moes stated that sidewalks should be put in at a later date. Trustees Berken and Smith agreed that sidewalks on the North Side of Elm Drive should be put in at a future date.

*Moved by Trustee Peerenboom, seconded by Trustee Mahlik to delay Sidewalk Installation on the North side of Elm Drive until a future date.*

Ayes 6, Nays 1 (Frassetto) – Motion Carried

**Review/Action – Approval of quote for Manufacturing the Directions Signs for the Village’s Signage Program**

C. Kell stated that the Village is expecting \$10,900 in grant money for the sign program. C. Kell stated that the quote of \$11,951 is only about half of the total cost because labor and sign posts need to be added.

C. Kell commented that the signage will be put at entry points into the Village and will direct people to the windmill site and the trail system at Island Park. C. Kell stated that the new signage is not replacing current signage just adding to it.

*Moved by Trustee Hietpas, seconded by Trustee Berken to Approve the Quote from Sign Country to Manufacture the Village’s Direction Signs at a cost of \$11,951.*

Ayes 7, Nays 0 – Motion Carried Unanimously

**Review/Action – Approving Village Discipline and Grievance Procedure**

Trustee Peerenboom questioned C. Kell if there was much of a difference between the new Discipline and Grievance Procedure and the one it is replacing. C. Kell stated that the major change is that grievance steps now have to include an impartial Hearing Officer.

*Moved by Trustee Frassetto, seconded by Trustee Mahlik to Approve the Village Discipline and Grievance Procedure as presented.*

Ayes 7, Nays 0 – Motion Carried Unanimously

**Action – Special Event Permit for LCHS Homecoming Parade on September 30, 2011**

*Moved by Trustee Frassetto, seconded by Trustee Berken to Approve the Special Event Permit for the LCHS Homecoming Parade on September 30, 2011.*

Ayes 7, Nays 0 – Motion Carried Unanimously

**Operator’s Licenses:**

<i>Jake T, Karl</i>	<i>1107 Sterling Heights Dr.</i>	<i>Menasha</i>	<i>Marathon Station</i>
<i>Amanda C. Kerker</i>	<i>W3345 Cty. Rd. O</i>	<i>Appleton</i>	<i>5<sup>th</sup> Quarter</i>
<i>Andrea M. Verbeten</i>	<i>1309 Haen Dr.</i>	<i>Kaukauna</i>	<i>The Flying Dutchman</i>
<i>Beverly R. Zdroik</i>	<i>1023 Rolling Meadows Ln.</i>	<i>Little Chute</i>	<i>Super 41 Shell</i>

*Moved by Trustee Frassetto, seconded by Trustee Smith to approve the operator’s license as listed on the agenda.*

Ayes 7, Nays 0 – Motion Carried Unanimously

**Department and Officers Progress Reports**

Captain Ray Lee reported that the remodeling project for evidence storage at the Combined Lock Facility has been completed and the remodeling project is moving forward at the Safety Center. Captain Lee also reported that a member of the department recently gave a two-week resignation notice and Chief Misselt will be meeting with the Village Administrators to discuss the position opening. T. Matheny reported that she is working on the budget and the first budget workshop with the Board will be held in a few weeks. T. Matheny reported that she is waiting on the State for information on transportation aids and final numbers for the levy worksheets. C. Kell reported that the Plastics Company he had previously been working has recently reinitiated interest in locating in the Village at the same site they were originally considering. C. Kell reported that the Public Works Director had received word from the DOT that the Federal Government is requesting that the bike lanes be put back on Washington Street. C. Kell stated that ramifications of not doing as they are requesting is unknown and the Board will be kept updated on the issue. C. Kell reported on an issue with the Town of Vandebroek now renegeing on the agreement to provide fire protection services to the landfill area that was recently annexed into the Village from the town and he and the Village President will be meeting with the County and Town representatives to discuss the issue. Trustee Peerenboom suggested that Representative Steineke should be contacted and asked to attend this meeting. J. Moes reported that he will check into the requirements for detaching property and he noted it had only been done two times in the history of the Village. T. Flick reported that because of the efforts and contributions of three groups, Little Chute Baseball Club, Gridiron Club, Cheesefest, and the Village, the Van Lieshout Park Baseball Field will be getting an irrigation system installed and the project cost is around \$12,000. Trustee Peerenboom asked T. Flick to thank the groups that made this project possible. T. Flick reported that the applications for the Deer Culling Program are available on the Village’s website and hard copies are available in their office and the applications are due by October 12. T. Flick stated that Trustee Smith had graciously volunteered to do the proficiency testing again this year. T. Flick reported that Rock Cancer raised \$75,000 this year and he thanked the Board for supporting and being involved with the event. T. Flick noted that it had been brought to his attention that the map for the “name the park contest” for the newest park in the Village North subdivision was an old map that shows Arthur Street instead of Art’s Way, which the street was renamed to a number of years ago. T. Flick further stated that it could have been corrected in the hardcopy of the newsletter for a cost but he decided not to spend additional dollars so it will be printed with the error. T. Flick updated the Board on the status of the Pedestrian Bridge project stating that the permits have all been approved and bid packages should go out in early October and the project should begin by late October. T. Flick reported that the last step in the Bridge project is to get an easement from the City of Kaukauna/Kaukauna Utilities for the portion that will be on their land. T. Flick stated that by tomorrow all of the brush from the storm will have been picked up.

J. Elrick reported that the sanitary sewer main on Buchanan Street will be done this week and then the water main will be started. J. Elrick reported that the sanitary sewer main and lateral installation on Harvest Trail is going well. J. Elrick reported that the Holland Road fine grading is finished and the equipment will be transferred to Rosehill Road for that project. J. Erick reported that the excavation has begun on the Polk Pond project and the utility contractor will start next week. J. Elrick reported that residents can start putting non-bagged yard waste on the curb for pickup by the sweeper and leaf vacuum. V. Schneider reported that the Fall Newsletter is on the website and hard copies will be mailed on Monday. V. Schneider also presented a medal from the Fox Cities Marathon that had a windmill and The Village of Little Chute printed on it. C. Koehler no report.

**Disbursement List**

*Moved by Trustee Frassetto, seconded by Trustee Mahlik to Approve the Vouchers as presented.*

Ayes 7, Nays 0 – Motion Carried Unanimously

**Call for Unfinished Business**

None

**Items for Future Agendas**

Resolution on Health Insurance Option; Public Hearing on Zoning Change Request for Evergreen LC Development, LLC; Public Informational Meeting for Street Design of Buchanan Rd., Sanitorium Rd., and Polk St.; Presentation by EPA on status of cleanup process at Sandies Cleaners on Grand Ave.

**Adjournment**

*Moved by Trustee Peerenboom, seconded by Trustee Frassetto to Adjourn the Regular Board meeting at 7:54 p.m.*

Ayes 7, Nays 0 - Motion Carried Unanimously

**VILLAGE OF LITTLE CHUTE**

By: \_\_\_\_\_  
Michael R. Vanden Berg, Village President

Attest: \_\_\_\_\_  
Vicki Schneider, Village Clerk