

## MINUTES OF THE REGULAR BOARD MEETING OF MARCH 18, 2009

The Regular Board meeting was called to order at 6:00 p.m. by Charles Fischer, Village President.

### **Invocation**

President Fischer called for a moment of silence.

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

President Fischer led members in the reciting of the Pledge of Allegiance.

### **Roll call of Trustees**

PRESENT: Charles Fischer, Village President  
John Elrick, Trustee  
Jason Leicht, Trustee  
Steven Ransbottom, Trustee  
Skip Smith, Trustee  
Uriah Van Ooyen, Trustee  
Janet Verstegen, Trustee

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

PRESENT: Charles Kell, Village Administrator  
Mark Recker, Assistant Police Chief  
Dale Haug, Finance Director  
Tom Flick, Director of Parks, Recreation, and Forestry  
Roy Van Gheem, Director of Public Works  
Jeff Elrick, Assistant Director of Public Works  
Charles Koehler, Village Attorney  
Vicki Schneider, Village Clerk  
EXCUSED: Jim Moes, Community Development Director

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

Robert Berken, 182 Grant Street, distributed a letter and maps to the Board and read the letter he had written to the Board. President Fischer stated that as advised by the Village Attorney, the Village Board would not be commenting on the issue. (Letter from Mr. Berken is on file in the Clerk's office.)

### **Approval of Minutes**

#### ***Regular Board Meeting Minutes – March 4, 2009***

#### ***Committee of the Whole Minutes – March 11, 2009***

Trustee Elrick indicated that the minutes of March 11 need to be corrected under the Public Hearing agenda item. The minutes should state that Karen Langedyke spoke on behalf of Jim and Milly Langedyke so the words "her mother" should be stricken and the name "Jim" should be added.

*Moved by Trustee Verstegen, seconded by Trustee Smith to approve the Regular Board minutes of March 4, 2009 as presented and the Committee of the Whole Minutes of March 11, 2009 as corrected.*  
Ayes 7, Nay 0 – Motion Carried Unanimously

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

*Park Planning Committee Meeting Minutes – December 1, 2008*

*Fox Valley Metro Police Department Activity Report – January 2009*

**Regular Board Meeting Minutes – March 18, 2009**

Other Informational Items, continued:

*Citizens Advisory Board on Beautification – January 12, 2009*

*Police School Liaison Monthly Report – February 2009*

*Planning Commission Meeting Minutes – February 9, 2009.*

Board members noted receipt of the information items listed.

**Ordinance:**

**Amending Zoning Map – Rezoning Parcel No. 260 – 096400, 1100 Washington Street, Kevin Reis owner from RC – Conventional Single Family District to ID – Industrial District**

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to Adopt Ordinance No. 4, Series of 2008 Amending Section 13 of the Village of Little Chute Municipal Code and the Official Zoning Map by changing the zoning for Parcel #, 260 096400, 1100 Washington Street to ID – Industrial District.*

Ayes 7, Nay 0 – Motion Carried

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to amend the previous motion to state Ordinance No. 4, Series of 2009.*

Ayes 7, Nay 0 – Motion Carried Unanimously

**Resolution:**

**Proclaiming Arbor Day in the Village of Little Chute – Friday, April 24, 2009**

*Moved by Trustee Verstegen, seconded by Trustee Ransbottom to Adopt Resolution No. 8, Series of 2009 Proclaiming Arbor Day in the Village of Little Chute as Friday, April 24, 2009.*

Ayes 7, Nay 0 – Motion Carried Unanimously

**Discussion/Possible Action – Carryover 2008 Fire Department Unspent Budget**

<u>Account</u>	<u>2009 Adopted Budget</u>	<u>Previously Amended</u>	<u>2009 Amended Budget</u>	<u>Change</u>
Expenditure				
101-52200-212 Clothing	\$6,540	-0-	\$10,066	\$3,526
101-52200-221 Small Equip.	\$14,000	-0-	\$15,000	\$1,000
101-39120 Apply Fund Balance	\$53,000	\$42,800	\$100,326	\$4,526

*Moved by Trustee Verstegen, seconded by Trustee Ransbottom to approve carryover of \$4,526 of unspent 2008 Fire Department budget into 2009 to purchase firefighter gloves and a laser copier/printer.*

Ayes 7, Nay 0 – Motion Carried

**Possible Action – “Class B” Combination Liquor License – The Flying Dutchman**

*Moved by Trustee Van Ooyen, seconded by Trustee Leicht to grant a combination “Class B” liquor license to MRG, LLC to operate The Flying Dutchman at 532 Grand Avenue contingent upon a successful real estate transfer of the property and on the condition that the license is not issued to the applicants until the current license for the establishment is surrendered to the Village.*

Ayes 7, Nay 0 – Motion Carried Unanimously

**Action – Parade Permit – Larry’s Piggly Wiggly Pig to Pig Walk – May 2, 2009**

*Moved by Trustee Elrick, seconded by Trustee Smith to Approve the Parade Permit for Larry’s Piggly Wiggly Pig to Pig Walk on May 2, 2009.*

Ayes 7, Nay 0 – Motion Carried Unanimously

**Action – Parade Permit – Community First Fox Cities Marathon – September 20, 2009**

*Moved by Trustee Leicht, seconded by Trustee Elrick to Approve the Parade Permit for the Community First Fox Cities Marathon on September 20, 2009.*

Ayes 7, Nay 0 – Motion Carried Unanimously

**Review – MS4 Report**

Board members acknowledged reviewing the report. No action required.

**Action – Approval to Send out Request for Proposals for Municipal Facilities Study**

Trustee Verstegen requested that the proposal include reference to the use of sustainable building processes.

C. Kell stated he can include that language in the RFP.

*Moved by Trustee Van Ooyen, seconded by Trustee Leicht to approve sending out the RFP for a Municipal Facilities Study.*

Ayes 7, Nay 0 – Motion Carried

**Operator’s License:**

Kurtis J. Vander Loop

N2299 Cty. Rd. N

Appleton

Valley Liquor

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to approve the Operator’s License as presented.*

Ayes 7, Nay 0 – Motion Carried

**Department and Officers Progress Reports**

Assistant Chief Recker reported that the March session of the Citizens Police Academy is finished and the response was positive and 10 officers were involved with the academy. Asst. Chief Recker also reported that the Department’s Open House will be held on May 13 and it will be similar to last year’s event. D. Haug reported that the trust fund loan from the State had been received and also reported that a favorable adjustment had been made to the Village’s Workers Compensation insurance and the insurance premium will be going down \$3,200. D. Haug commented on the Valley Transit support handout and explained how the grant reimbursement to the Village is allocated. C. Kell reported that on Monday he will be meeting with the DOT and County officials to address the issue of bridge allocations to the County. C. Kell informed the Board that there are citizen complaints coming in on the quality of the 2008 concrete paving and sidewalk work and a property owner has indicated they are not willing to pay their assessment because of the poor quality of work.

C. Kell stated that staff is working with the contractor on the issue and typically in the past on individual issues, homeowners were required to pay their assessments and the Village worked out a correction with the contractor. C. Kell stated the Board will be kept updated on the issue. C. Kell asked Board members to review an educational video from the League’s Insurance titled “In the Scope of Your Authority.” C. Kell stated that the League will give the Village a break on insurance costs for having the Board and Department Heads view the video. Board members agreed to watch the video on an individual basis and President Fischer suggested putting the topic on a future agenda if Board members would like to discuss the content of the DVD.

C. Kell stated he would like the Board to review the proposed resolution on prevailing wage rate and asked for the Board to consider adopting the resolution at next week’s meeting so it can be sent to the legislatures to make them aware of the Village’s position on the proposed law. C. Kell informed the Village plans to include a notice in the letter that Outagamie County Recycling is sending to LC residents and the notice will inform the residents to go to the Village’s website to participate in a survey to indicate their preference on the type of recycling containers that should be used and who should pay for the containers. C. Kell reported that he had received a letter late today from Mike Berg, Green Bay DOT office, indicating the Mill Street bridge demolition meets the definition for a local stimulus project and encouraged the Village to apply for the second

round of stimulus funding. C. Kell also reported that it looks like the only fleet type projects that are being funded by the stimulus program are transit and public safety and it appears that public works and park equipment does not qualify. Trustee Leicht suggested looking at applying for funds for the Fire Truck replacement and C. Kell stated he will discuss the suggestion with the Fire Chief. T. Flick reported that terrace tree trimming projects have been completed and he has been working with Rettler Corporation on the Legion Park project and the project should be ready to go out for bids in late April. T. Flick stated that he has concerns with the current electric service at Legion Park and the ability to handle the new lighting amenities so there may be an additional cost to bring in additional electric service to the park. T. Flick reported that the Department hires 50 summer workers and most workers are returning from last year so only eight or so will be new hires. R. Van Gheem reported that the Buchanan bridge project is progressing on time and the Department is working on 2009 projects. R. Van Gheem reported that the Department is also reviewing the 374 job applications that were submitted for the open laborer position. V. Schneider reported that it has been a good experience working the new printer for the newsletter and residents will be receiving the newsletter in a day or so. Attorney Koehler – no report.

**Disbursement List**

*Motion by Trustee Van Ooyen, seconded by Trustee Leicht to approve the disbursement list as presented.*

Ayes-7, Nay 0-Motion Carried

**Call for Unfinished Business**

None

**Items for Future Agenda**

Board members agreed to put the resolution opposing the proposed changes to the prevailing wage rate law on next week’s agenda for action.

D. Haug reported that the final report on Other Post Employment Benefits will be presented at a meeting in April.

**Adjournment**

*Moved by Trustee Ransbottom, seconded by Trustee Elrick to Adjourn the Regular Board Meeting at 6:38 p.m.*

Ayes - 7, Nay 0-Motion Carried

**VILLAGE OF LITTLE CHUTE**

By: \_\_\_\_\_  
Charles Fischer, Village President

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