

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF JUNE 22, 2011

Call to Order

President Vanden Berg called the Committee of the Whole meeting to order at 6:27 p.m.

Roll Call

PRESENT: President Vanden Berg, Trustee Berken, Trustee Frassetto, Trustee Hietpas, Trustee Mahlik, Trustee Peerenboom, Trustee Smith

ALSO PRESENT: C. Kell, R. Van Gheem, J. Moes T. Flick, V. Schneider

Washington Street/Paradise Dr. property owners, Concerned Citizens and Media Reps

Public Appearance for Items not on the Agenda

None

Discussion/Possible Action – Issue of Bike Lanes/Routes and Parking on Washington Street

R. Van Gheem reviewed the four options that were presented. Option #1 would keep the existing pavement markings with no removals at a cost of \$0. Option #2 provides for pavement markings including two – 11-foot driving lanes, two bike lanes, and an 8-foot parking lane on the west side of the street. All existing parking markings would be removed and reinstalled for this option at a cost of \$7,502.88. This is the option the Board had previously approved. Option #3 provides for pavement markings including two-10.5-foot driving lanes, two bike lanes and an 8-foot parking lane on the west side of the street. The bike lane markings on the east side would not need to be removed or repainted and the cost of this option is \$5,439.67. Option #4 provides for pavement markings including a 16-foot and a 14-foot driving lane (layout is for bike accommodations) and an 8-foot parking lane on the west side. All existing pavement markings would be removed at a cost of \$5,466.74. All of the options proposed were only for the area on Washington Street south of the railroad and north of Paradise Dr. Trustee Hietpas presented an option of taking down the bike signs and painting over the markings on the road and R. Van Gheem estimated the cost for his proposal at \$1,500. Discussion took place and comments were made by interested citizens. John Calmes, owner of Washington St. apartments, commented on the need for street parking for 30 to 40 cars when the apartments' parking lots are being maintained and he also suggested black top sealer for removing markings on the road. Trustee Peerenboom stated he had asked for costs on his suggestion to change the word "lane" to "route" and to resign it "bike route and parking allowed on Sundays and Holidays" but he didn't get a response on the cost and he also commented on not being able to get a reply from the person at WE Bike on bike lanes/bike routes definitions and requirements. Trustee Peerenboom commented that there seems to be more flexibility with bike routes. R. Van Gheem stated that Trustee Peerenboom's suggestion could cost around \$2,700 but he doesn't know if that suggestion would meet any design standards. Discussion took place on the issue of possibly having to reimburse State and/or Federal grants if bike lanes and/or accommodations are removed from the street as well as standards for the street. Trustee Frassetto stated she is in favor of option #4 because it accommodates parking and bikes and she encouraged the Board to look at the issue as a community issue and not just a Washington St. issue. Trustee Hietpas stated based on cost and the unknown on when the road will be torn up, he is in favor of painting over the wording on the street and taking down the six signs. Discussion continued.

Moved by Trustee Frassetto, seconded by Trustee Mahlik to adopt Option #4 as proposed for the Washington Street pavement markings.

Further Discussion: Trustee Peerenboom verified that the opinion of Option #4 is that the bike lane/route is removed but it can accommodate bikes and he thinks there are cheaper ways to do it but he will support Option #4. Sara Eslinger, 1005 Washington St., commented that when this all came up a lot of them were against the bike lanes but no one listened but that was a different Board. Michael Stouffer, 714 Bluff Ave., asked if the motion included a timeline to get it done in the next two weeks so there is street parking for the Eslinger's graduation party and if not, does it cover the situation for a temporary fix and implement option #4 at a future time.

Trustee Smith stated parking for their party was addressed last week with the Police Department and the parking is not an issue. Mr. Stouffer commented about not being able to park on a marked bike lane and the Police Department not legally being able to allow parking. Trustee Mahlik stated the there is a way to accommodate and he isn't concerned with the technicalities. Trustee Smith stated that the Police Captain did state that they will do what the Board asks. Mr. Stouffer responded commenting on telling the Police Chief to do something that would be illegal under State law. Trustee Frassetto stated that it is the Board's responsibility to look out for the best interest of the neighborhood as well as the community and that doesn't boil down to one party and if the work gets done sooner to accommodate for the Eslinger's party than that is great but that isn't going to mean the difference for her between voting for something temporarily and not voting for a permanent fix. Sara Eslinger commented that she will be parking on the road.

Vote on the Motion:

Ayes 6, Nays 1 – (Hietpas) – Motion Carried

Review/Discussion – Amending Village Code Section 40-66 Terrace Area and 40-148 Definition of Terrace

Trustee Frassetto stated that she agrees with the changes being proposed. Trustee Peerenboom stated that he agrees this does define a terrace but he asked the Board before they take action to ride around the Village to see the areas in the Village that this change will affect. C. Kell stated that an earlier ordinance he provided to the Board would be a solution and resolve the issue. Trustee Peerenboom stated he also had an earlier suggestion that would have solved this issue. Kate Berken, 182 Grant St., stated she had a suggestion to solve the problem as what is presented only shows favoritism to an employee that complained concerning her hedge. Ms. Berken stated the problem is with the definition of curb line and the terrace definition should be simplified to state the terrace is the area six feet from the edge of the road pavement for the areas that do not have sidewalk or six feet off the edge of the curb. Discussion took place.

Review/Discussion – Amending Village Code Section 26-25 Stopping or Parking Prohibited in Certain Specified Places

Trustee Peerenboom question if the ordinance relates to requiring vehicles parked in driveways to have every part of the vehicle in the driveway and it cannot hang over the sidewalk or the terrace area as defined in the previous ordinance. C. Kell confirmed that is what the ordinance states.

Review/Discussion – Annexation Ordinance – Part of the Outagamie County Landfill

J. Moes stated the Planning Commission has reviewed the annexation and is recommending that the Village Board adopt the ordinance. J. Moes stated that this annexation was part of an agreement with the Town of Vandenbroek and Outagamie County regarding Holland Road improvements. Trustee Frassetto asked if there were any concerns with fire protection services to the area. C. Kell stated that there are concerns that down the road the Town will not provide fire protection services and if that does happen, Outagamie County has agreed to put in a water main to this area of the landfill so the Village can provide fire protection.

Review/Discussion – Amending Village Code Section 44-364 Wind Energy Systems – Special User Permits, 44-365 Wind Energy Systems – Procedure, & 44-366 – Specific Requirements

Trustee Frassetto stated she likes the proposal and she applauds the School for looking towards the future in using wind energy. Staff stated that the School District is looking at putting up one - 20 kw wind system. J. Moes stated that the Public Hearing on the ordinance amendment will take place at the Board meeting on July 6th and the Conditional Use Hearing for the Schools proposed wind system will be at the Plan Commission meeting on July 11th and notices will be sent to property owners near the site. J. Moes reported that the School District is also holding a public meeting with citizens.

Unfinished Business

None

Items for Future Agenda

The following items will be on the July 6th agenda for action: Annexation Ordinance, Wind Systems Ordinance and the terrace ordinances for action. Trustee Mahlik asked for the terrace ordinance that Administrator Kell had previously presented also be on the agenda for July 6th as well as the one Trustee Peerenboom presented.

Lori Kappell, 823 Bluff Ave., commented on other options that are being put out there and looking at favoritism as she planted two trees and they were torn out and she asked to put up a five-foot high fence and was told no and she is told no about everything and the neighbors are told yes. She asked that the Board review the fence ordinance. J. Moes stated he has had discussions with the property owner regarding the fence ordinance but an application has never been made for a fence so there was never a denial. T. Flick stated that trees are not allowed per ordinance in the terrace area if there isn't any sidewalk or curb. Mrs. Berken asked for a future agenda item regarding road improvements of curb and gutter to south Grant Street. Trustee Frassetto requested that when this issue does appear on the agenda that the rating program for street projects also be presented to the Board.

Adjournment

Moved by Trustee Berken, seconded by Trustee Mahlik to Adjourn the Committee of the Whole meeting at 7:53 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