

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF FEBRUARY 13, 2013

Call to Order

President Vanden Berg called the Committee of the Whole meeting to order at 6:30 p.m.

Roll Call

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

ALSO PRESENT: C. Kell, E. Misselt, J. Moes, T. Matheny, T. Flick, R. Van Gheem, V. Schneider
Kurt Coenen, Jim Verhagen, Interested Citizens, Media Reps

Public Appearance for Items not on the Agenda

None

Action – Insurance Claim – Sewer Backup – 400 W. North Avenue

Moved by Trustee Frassetto, seconded by Trustee Hietpas to deny the claim filed by Garick Sweere, 400 W. North Avenue based on the recommendation of the Village's Insurance Company.

Ayes 7, Nays 0 – Motion Carried Unanimously

Review/Discussion – Resolution Supporting Fox Wisconsin Heritage Park

T. Flick reviewed the proposed resolution of support and highlighted plans for the water parkway. T. Flick stated staff feels that the requested \$150 donation to help them with their efforts is appropriate for what this organization is trying to do in the community with attempting to put in three kayak/canoe launches, portage sites, and water trail development. T. Flick stated that this organization is trying to become the first national parkway in the State. Discussion took place. Michael Stouffer, 714 Bluff Ave., stated as a concerned citizen he is asking that before the Board considers or passes this resolution that the Heritage Parkway organization is asked to come to the Board and give a presentation about who they are. Discussion continued. Board members agreed to have T. Flick contact the chair of the organization to see if she would be willing to appear before the Board to make a presentation about the organization and he will report back at the next meeting.

Discussion – Storm Sewer Laterals

President Vanden Berg stated the agenda item was to discuss a question/concern that was brought up by a resident about having a common contractor do the project for Main Street and possibly for future projects. Trustee Smith stated that the resident wants to see one bill as a property owner. R. Van Gheem stated that the State is doing the storm sewer laterals for the Main St. project so another contractor would need to be brought in and because of the congestion that is already going to be on Main St. he wouldn't recommend doing it this year but to hold off until 2014. R. Van Gheem stated the Village could do this work but there would be issues. R. Van Gheem commented on the concerns he has with the Village contracting for the installation of the storm sewer laterals on private property. Discussion took place. The consensus of the Board was to have staff prepare a list of reputable storm sewer lateral installation contractors to provide to the property owners and contact the concerned resident and inform him that it isn't feasible to generate one bill for the property owner.

Set Public Hearing – Rezoning 1020 Washington Street

Moved by Trustee Peerenboom, seconded by Trustee Berken to set the public hearing for March 6, 2013 at 6:00 p.m. for the rezoning of 1020 Washington Street.

Ayes 7, Nays 0 – Motion Carried Unanimously

Unfinished Business

C. Kell stated that he and Attorney Koehler have been working on setting up the closing for the \$30,000 revolving loan that was approved by the Board for Tail Waggers Doggy Day Care. C. Kell stated that it has been discovered that the property that is being put up for collateral has a line of credit established on it.

C. Kell stated the Village will not be in a first position because the bank that issued the line of credit will be in first position if there is default and the Village will now be in second position. C. Kell stated that if the Board is not willing to take a second position with the bank, then the Village should not go forward with providing the loan. Discussion took place. C. Kell stated he will talk to the Lauer's to see if they would lower or cap their line of credit and he informed the Board that he has also asked the Lauer's to check with the bank to see if the bank would place the Village in the first position. C. Kell will continue to work on this issue and report back to the Board.

Items for Future Agenda

J. Moes stated that this morning the Village received an offer to purchase for the full price of \$45,000 for Lot 11 of Village North and the purchasers have no special requests and they will meet the building requirements timeframe. J. Moes stated he will sign the offer to purchase and present a resolution at next week's meeting to authorize the sale.

President Vanden Berg stated that Administrator Kell, Jim Moes, Kurt Coenen and Jim Verhugen would be present for item (a) (1) of the Closed Session. C. Kell would be present for item (a) (2) of closed session. C. Kell and E. Misselt would be present for item (b) (1) of closed session. All other staff and the Village Clerk were excused from the closed session. No action would be taken upon returning to open session.

Moved by Trustee Smith, seconded by Trustee Van Lankvelt to enter into closed session. (6:34pm)
Ayes 7, Nays 0 – Motion Carried Unanimously

Closed Session:

a) 19.85(1)(e) Wis. Stats. Deliberations or negotiations on the purchase of public properties, investing of public funds or conducting other specific public business when competitive or bargaining reasons require a closed session.

1. *Appearance by Kurt Coenen of Northside Solutions LLC regarding potential investment of public funds/development agreement for their 29 acre property north of Evergreen Drive.*
2. *Direction to staff regarding the potential purchase of a downtown property and submitting an offer to purchase to property owner.*

b) 19.85(1)(c) Consideration of Employment, Promotion, or Performance Evaluation Data of any Public Employee of the Village of Little Chute and 19.85 g) Conferring with Legal Counsel for the Village, legal counsel rendering oral or written advice concerning strategy to be adopted by the Village Board with respect to litigation in which the Village is now or is likely to be involved.

1. *Discussion of Fox Valley Metro Police Association contract arbitration/possible settlement offer.*
2. *Discussion of a personnel contract matter.*

Moved by Trustee Berken, seconded by Trustee Smith to exit closed session and return to open session. (8:47p.m.)

Ayes 7, Nays 0 – Motion Carried Unanimously

Return to Open Session

No action taken.

Adjourn

Moved by Trustee Berken, seconded by Trustee Smith to Adjourn the Committee of the Whole meeting at 8:47 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