

## **MINUTES OF THE REGULAR BOARD MEETING OF MAY 16, 2007**

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, President  
John Elrick, Trustee  
Brian Joosten, Trustee  
Steve Ransbottom, Trustee  
Uriah Van Ooyen, Trustee  
Judd Vanden Heuvel, Trustee  
Janet Verstegen, Trustee

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

PRESENT: Charles Kell, Village Administrator  
Dale Haug, Finance Director  
David Peterson, Police Chief Fox Valley Metro  
Jim Moes, Community Development Director  
Tom Flick, Director of Parks and Recreation  
Roy Van Gheem, Director of Public Works  
Charles Koehler, Village Attorney  
Vicki Schneider, Village Clerk

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

Bruce Champagne addressed the Board with a concern as to his status of being approved and given permission to trap the Village's detention pond areas. Mr. Champagne stated another person was trapping in the same area last fall and that person was given permission by the Police Chief. Chief Peterson stated he had hired a trapper after an issue of a rodent problem was brought before the Board by a resident at a meeting last fall and at that time the Chief had stated to the Board that he knew someone that would trap the area. R. Van Gheem and Chief Peterson stated there had been a conflict as they had both hired someone to trap and they offered a suggestion that in the future trapping rights should be bid out. Mr. Champagne was given permission to continue trapping for the remainder of the year and Chief Peterson stated he had given the other party notice that he was no longer authorized to trap this year. Staff will work on developing a bidding process for next year.

### **Approval of Minutes**

*Regular Board Meeting Minutes – May 2, 2007*

*Committee of the Whole Meeting Minutes – May 9, 2007*

*Moved by Trustee Verstegen, seconded by Trustee Ransbottom to approve the Regular Board minutes of May 2 and the Committee of the Whole minutes of May 9, 2007 as presented.*

All Ayes – Motion Carried Unanimously

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

*Citizen Advisory Board on Beautification – February 6, 2007*

*Fox Valley Metro Police Department Activity Report – March 2007*

*Police School Liaison Monthly Report – April 2007*

*Police Commission Meeting Minutes – May 8, 2007*

**Ordinance**

**Amending Village of Little Chute Municipal Code Section 7-16-1 through 7-16-12 Massage Therapy and Bodywork**

*Moved by Trustee Verstegen, seconded by Trustee Van Ooyen to Adopt Ordinance No. 9, Series of 2007 Amending Village of Little Municipal Code Section 7-16-1 through 7-16-12 Massage Therapy and Bodywork.*

All Ayes – Motion Carried Unanimously

**Action on Temporary Class B Beer and Wine License – Little Chute Jaycees – Great Wisconsin Cheese Festival – June 1 through June 3, 2007 – Doyle Park**

*Moved by Trustee Van Ooyen, seconded by Trustee Elrick to approve the Temporary Class B Beer and Wine License for the Little Chute Jaycees for the Great Wisconsin Cheese Festival – June 1 through June 3, 2007 at Doyle Park.*

All Ayes – Motion Carried Unanimously

**Action on Temporary Class B Beer License – Little Chute Baseball Club – June 16, 2007 – Doyle Park**

*Moved by Trustee Elrick, seconded by Trustee Ransbottom to approve the Temporary Class B Beer License for the Little Chute Baseball Club for June 16, 2007 at Doyle Park.*

All Ayes – Motion Carried Unanimously

**Review School District Plans and Permission to Use Village Property for School District Purposes**

C. Kell provided maps to the Board and stated that the Plan Commission had approved the four variance requests that had been filed by the school. C. Kell stated that new issues have come up with the addition to the Elementary School as the current plans show a small detention basin and two storm sewer lateral lines that connect to storm sewers in Legion Park being on Village property. The Village Board is required to give permission and approval to the school district to use Village land for these storm water construction proposals. R. Van Gheem stated after reviewing the plans, it has been determined that the proposed detention pond would provide no benefit to the I & I removal and therefore it is not necessary for this detention pond to be constructed and it actually would prove to be a hindrance for the pond to be in the proposed location. R. Van Gheem stated that storm water will need to be treated during construction at the Elementary School site and the High School site. R. Van Gheem stated the issue of who is going to maintain the pipes connecting to the storm sewer in Legion will need to be determined and easements for connecting into the Village system on Village property will be needed and staff feels that construction should not begin until those easements are in place. Dave Botz stated the contractor will present the construction storm water treatment plans to the DNR for approval and R. Van Gheem stated the Village will still need to review the plans. Dave Botz stated that as far as the ball diamonds are concerned it has not been decided on what the school will be doing as the original agreement was that the current ball diamond was to be moved over to allow for the expansion with a cafeteria and the district is now entertaining leaving the current diamond where it is and along with the cooperation of the Village constructing a new diamond in the northwest corner. Dave Botz stated he had spoken with the School District's lawyer regarding the fiber optic lines that were installed on Village property and the easements for the lines were sent to the Village Attorney. The easement for the fiber optic lines installed in the park was never obtained when they were installed 10 years ago. Dave Botz stated that whether the school district puts in a new ball diamond or moves the existing diamond, the current storm water issues in the area

of the park and school will still need to be addressed. T. Flick commented that if it comes down to moving the current diamond or building a new one, his feeling is that the parking agreement should be reconsidered as the Village could potentially lose a diamond if in the future a parking lot is constructed and by moving the current field to the north and not constructing a new diamond, the Village would not have an equal playing field to what is there now as it would be a short right field and a long center and left field. All league games would be continued to be played on the field and the balls would fly into the school area. T. Flick asked for the Board to consider what is acceptable and the agreement that was signed was for the ball diamond was to be relocated and it didn't specify where but at far as the Parks Director is concerned relocating the diamond to the north is not acceptable. Dave Botz stated the hope is that the current diamond can be converted to a tee ball field and work jointly to design a new diamond. President Fischer stated that would be a benefit to the Village to have the new field and keep the existing field. C. Kell stated that if the Board is in agreement to allow the school district to construct the storm water connection laterals on the park land then staff will work on drafting the agreements for the easements with the school district and bring them back to the Board at next week's meeting. Trustee Joosten asked when the final decision on the ball diamond would be made and does the school have the funds to construct a new diamond. Dave Botz responded stating per the original agreement for relocating the diamond, as he understands it, \$60,000 had been allocated for the relocation and the bids for the design of a new ball diamond would be in next week. Staff will work on an agreement with the School District and bring it back next week.

**Operator's License**

Roberts, Brittany A.	205 Brothers St.	Kaukauna	VanZeeland Oil
Lambie, Christina E.	738 ½ E. Franklin St.	Appleton	Express Station
Arnoldussen, Connie M.	716 Grand Avenue	Little Chute	Express Station
O'Brien, Erin L.	107 Sarah St	Kaukauna	Express Station

*Moved by Trustee Van Elrick, seconded by Trustee Ransbottom to approve the operator's license as presented.*

All Ayes – Motion Carried Unanimously

**Department and Officers Progress Reports**

D. Haug reported that a required annual report which reserves the Village's eligibility for road aids and shared revenue had been filed with the State and work continues on the 2006 audit and financial reports. C. Kell commented on a copy of a letter he had handed out to Board members. The letter was sent to St. John Parish regarding the Kermis Festival and the Village's involvement and responsibilities that suggests the Village's role needs to be reduced. C. Kell asked Board members to contact him if they have any comments on the issue. C. Kell commented on his frustration with the State Historical Society and reported on a conversation he had with a representative that regarded the request for consultation on the bridge report information and consideration for removing the Mill Street Bridge. C. Kell was informed by the Historical Society representative that he had not yet seen or reviewed the information from the Village. C. Kell commented on the difficulty the Village is experiencing in proceeding with decisions on the bridge because of the lack of response that is required from the State Historical Society. C. Kell commented that a member of the State Historical Society who also serves on the Locks Authority is aware that the Village had sent in the information a few months ago. J. Moes stated that it is his intent based on the action of the Village Board to not issue a building permit for the addition to the Elementary School until such time that the Board approves the easements and the relocation of the ball diamond or orders the permit to be issued. J. Moes reported bids had been received for razing the garage on the Baumgartle property and the will be brought to the Board next week and the boat from the property was sold to the highest bidder. T. Flick reported that currently the pool was being filled and the pool filter project had been completed and work continues on the street tree inventory and management plan. T. Flick stated work is also moving ahead on the Park Open Space Trail Corridor Study and a public meeting will be scheduled in the future. R. Van Gheem reported on the status of current projects. V. Schneider reported that Board members received a handout that provided an update on the sister cities project and she is working on liquor licensing and Cheesefest duties. V. Schneider asked to be

excused from next week's meeting as she will be attending a conference. Chief Peterson reported on a bomb threat

at the Elementary School that had happened earlier in the day which resulted in the Department's Officers swearing in ceremony being canceled. Chief Peterson stated the Department went ahead with the scheduled open house. Attorney Koehler stated he would contact the School Districts Attorney about the fiber optic paperwork issue.

**Disbursement List**

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to approve the Disbursement List as presented by the Finance Director and draw from the respective funds.*

All Ayes-Motion Carried Unanimously

**Call for Unfinished Business**

None

**Items for Future Agenda**

None

**Adjournment**

*Moved by Trustee Ransbottom, seconded by Trustee Elrick to adjourn the meeting at 6:46 p.m.*

All Ayes – Motion Carried Unanimously

**VILLAGE OF LITTLE CHUTE**

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

Attest: Vicki Schneider, Village Clerk