

## MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF MAY 13, 2009

### Call to Order

President Fischer called the Committee of the Whole meeting to order at 6:00 p.m.

### Roll Call

PRESENT: President Fischer, Trustee Elrick, Trustee Leicht, Trustee Smith, Trustee Van Deurzen, Trustee Verstegen

EXCUSED: Trustee Ransbottom

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

### Public Appearance for Items not on the Agenda

None

### Discussion/Possible Action – Maintenance/Pavement Options for Washington St. & Paradise Dr.

Trustee Elrick stated he had received a comment from a Paradise Drive resident with a suggestion to add gravel to the shoulder of the road and then cover the gravel with a blacktop mix, fill in the holes, run a tar truck and cover with screenings. R. Van Gheem reviewed the four options he presented in his IFC along with estimated assessments costs for each options. Option #1 was to do nothing; Option #2 is to apply a 1 ½ inch layer of asphalt overlay and it is a short term solution; Option #3 is to reclaim pavement and overlay with a 3 ½ inch asphalt overlay that may last 10 years; Option #4 is a total reconstruct with concrete. Residents in attendance were invited to give their comments. Joyce Tiedt, 221 Paradise Dr., stated they just want the road returned to good condition as after last year's construction of the utilities the construction company has not been back to repair the areas they tore up. C. Kell stated the Village is working to get the contractor back to take care of the restorations. Lori Verhagen, 226 Paradise Dr., asked what the plans were for the area and stated she is still requesting that a turnaround be added at the end of the road. R. Van Gheem stated that all options except #4 are short term options. Board members indicated it is hard to predict what might happen with the land to the west so they are trying to do what is best for the residents. Ken and Sara Eslinger, 1005 Washington St., stated they would want to see Option #1 because it is not known what Kraft or Hartwig are planning to do in the area and Washington St. is serviceable as it is but trucks should be rerouted off Washington. R. Van Gheem explained that the railroad will be paving and reconstructing the road over the railroad tracks and the Village is planning to reconstruct the road 100 feet north of the railroad this year along with north Washington St. C. Kell stated he doesn't see Kraft or the land in the area to the west developing with anything relative to this area in quite some time and the residents who live in the area are the ones determining the timetable as they are selling their properties. Mr. Eslinger stated he did not agree with that comment and he feel that the residents really don't have a choice. Dan Heiting, 1101W. North Ave., stated that in his estimation, Kraft should be paying for the street because when they developed their parking lot, the construction equipment they brought in broke up the road. Mr. Heiting asked if sidewalk was being planned to go in through his parking lot. R. Van Gheem stated by ordinance sidewalk should be installed but it is up to the Board.

Mary Sanderfoot, 219 Paradise Dr., stated that as taxpayers they should get a road that is better than just serviceable and she just wants a nice neighborhood. R. Van Gheem stated that in his opinion Option #3 is the least desirable and least cost effective option. Mr. Eslinger stated he believes there are too many variables at this time to even decide on a project. Joyce Tiedt, 221 Paradise Dr., stated she has heard for 15 years that Mr. Hartwig was going to develop the land and she further explained the reconstruction needed on her side of Paradise Dr. and she also stated that the road has not had a solid base of blacktop in 21 years. Some of the residents indicated they did not want Option #4, which is concrete paving and the Village policy, as it is too costly and there are too many unknowns. Trustee Leicht pointed out that Options #2 and #3 are temporary options with asphalt paving and the road may have to be paved again in seven to ten years if these options are selected. C. Kell stated that Mr. Hartwig had contacted him and he

wanted it reiterated to the Board that his preference is to do nothing which is Option #1 but he did state that if the residents' did want improvements, he could agree with Option #2. Mr. Sanderfoot, 219 Paradise Dr., stated Option #2 is fine for him but the turnaround should be included and Mr. Hartwig should be required to do something with his corner lot. Mr. Heiting stated Option #3 is needed on Washington Street. R. Van Gheem stated that he would recommend Options #2 or #4 for Washington Street. C. Kell reminded the Board that a TEA grant is available for 50% funding if Option #4 is selected for Washington St. and the Board would have to decide how they would assess based on the grant funding. R. Van Gheem reminded the Board that the only reason to deter from the policy for concrete street paving is because of unique circumstances. Mr. Huss stated he is open to providing land for the turnaround. Trustee Elrick stated he is leaning towards Option #4 based on what he has heard and the turnaround and water main loop should also be considered. President Fischer suggested that next week the item be put on the agenda to possible accept one of the options or modify an option. The residents were informed that depending on what is decided by the Board at next week's meeting, an assessment hearing will be held and the Board will need to determine how they will be assessing when grant money is involved. Board members asked staff to provide estimates of the grant money that may be received and a summary of how other projects that received grants were assessed.

#### **Discussion/Possible Action – Wildenberg Drive Concrete Paving Assessment**

R. Van Gheem reviewed the Department's recommendation to complete the paving of the 150 foot section of Wildenberg Drive under the City of Kaukauna's concrete paving contract.

*Moved by Trustee Elrick, seconded by Trustee Leicht to proceed with the City of Kaukauna's concrete paving contract for the portion of Wildenberg Drive that is located in the Village and to schedule an assessment hearing for the property owners.*

Ayes 6, Nay 0 – Motion Carried

#### **Discussion/Possible Action – Village's Procurement of Maintenance Services/Materials Policy**

Trustee Smith stated he just wants to make sure that qualified vendors/contractors in Little Chute are able to bid on Village projects and to assure we are purchasing locally when possible. Board members reviewed the current policy and suggested changing the purchase amount of \$10,000 to \$25,000. It was noted that the policy states ads should be placed in the official newspaper when the Village is seeking bids for projects that cost over \$25,000. Discussion took place.

*Moved by Trustee Elrick, seconded by Trustee Verstegen to revise the procurement procedures processes to state “Purchases of \$2,000 to \$10,000 \$25,000” and “Purchases in Excess of \$10,000 \$25,000”*

Ayes 6, Nay 0 – Motion Carried

Trustee Verstegen stated she would like to inform members of ALC of the policy at their next meeting.

#### **Discussion/Possible Action – Adoption of Sump Pump/Storm Lateral Hookup Policy**

R. Van Gheem reviewed the proposed policy statement for sump pump/storm lateral hookups that will assist the Village with accomplishing inflow and infiltration reduction. Trustee Verstegen requested that wording be added to the first bullet point to state that property owners that previously paid will not be reassessed. R. Van Gheem stated that not all possible scenarios were include as there are too many to list but the policy addresses the majority of the current situations. Discussion took place.

*Moved by Trustee Leicht, seconded by Trustee Smith to Adopt the Sump Pump/Storm Lateral Hookup Policy.*

Ayes 6, Nay 0 – Motion Carried

### **Unfinished Business**

C. Kell informed the Board that Kraft will be holding their Ribbon Cutting Ceremony on either June 25 or June 30 and he will let the Board know which date is selected. C. Kell also reported that on May 29 Board members are invited and encouraged to attend the social hour and dinner being held at Liberty Hall with the final three Police Chief candidates. C. Kell stated he will be contacting Board members to get a count for the dinner. C. Kell reported that McMahon's 100<sup>th</sup> anniversary celebration will be held on Wednesday, June 10 and if Board members plan to attend the event, the Board meeting will have to be rescheduled to another day or cancelled. C. Kell reported that Little Chute will be hosting the next Quad Communities meeting and it will likely be sometime in June and concrete paving construction/contractor issues will be an agenda item. Trustee Verstegen stated that ALC members had reviewed the Design Manual and generally they are supportive of the manual but would like the Village to consider providing financial assistance to the businesses.

### **Items for Future Agenda**

Board members agreed to put a discussion of the design manual and business improvement fund on the agenda of the May 27<sup>th</sup> Committee of the Whole meeting. C. Kell stated he would like to have an agenda item at a future meeting to discuss the marketing of Village owned land. J. Moes recommended holding two zoning hearings and the Clerk recommended the Board meeting on June 3<sup>rd</sup>.

*Moved by Trustee Leicht, seconded by Trustee Elrick to set the Public Hearings for June 3, 3009 for zoning ordinance amendments.*

Ayes 6, Nay 0 – Motion Carried

T. Flick stated he does have information from the DNR regarding deer herd control options and Board members agreed to put the item on the agenda of the May 27<sup>th</sup> meeting.

*Moved by Trustee Elrick, seconded by Trustee Van Deurzen to enter into Closed Session (7:42pm)*  
**Closed Session: Legal (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 become involved. 19.85(1)(g), Wis. Stats.**

*Moved by Trustee Leicht, seconded by Trustee Smith to Exit Closed Session. (8:01pm)*  
No action taken.

### **Adjournment**

*Moved by Trustee Smith, seconded by Trustee Van Deurzen to adjourn the Committee of the Whole meeting at 8:01 p.m.*

Ayes-6, Nay-0, Motion Carried

## **VILLAGE OF LITTLE CHUTE**

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By: Charles Fischer, Village President

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Attest: Vicki Schneider, Village Clerk