

MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF NOVEMBER 10, 2010

Call to Order

President Fischer called the Committee of the Whole meeting to order at 7:00 p.m. (Immediately followed the Public Informational Meeting on the Polk Pond)

Roll Call

PRESENT: President Fischer, Trustee Elrick, Trustee Frassetto, Trustee Hietpas, Trustee Mahlik, Trustee Van Deurzen, Trustee Verstegen

ALSO PRESENT: C. Kell, D. Haug, T. Flick, E. Misselt, J. Moes, V. Schneider, Officer Steeber

Public Appearance for Items not on the Agenda

None

Review/Possible Action – Site Plan Highway Landscapers, Inc., 1900 Bohm Drive

J. Moes stated that the company is proposing to construct an addition on one of its buildings. J. Moes stated that he had viewed the property and he is recommending approval contingent upon the owners of the company correcting the deficiencies and signing a stipulation agreeing that they will repair all leaning/falling fences around storage areas; discontinue parking in areas that are not properly paved; discontinue storage outside of opaque fenced areas; additional landscaping is to be planted and they are to remove any encroaching materials or equipment on the south lot line. J. Moes noted that the deficiencies on the property would need to be corrected even if the company was not requesting the addition.

Moved by Trustee Verstegen, seconded by Trustee Van Deurzen to Approve the Site Plan for Highway Landscapers, Inc., 1900 Bohm Drive, subject to a signed stipulation by the owners agreeing to all of the following conditions: repair all leaning/falling fences around storage areas; discontinue parking in areas which are not properly paved; discontinue storage outside of opaque fenced areas; plant additional trees near the north driveway to prevent parking on adjacent grass areas and remove any encroaching materials or equipment on the south lot line.

Ayes 7, Nay 0 – Motion Carried Unanimously

Discussion/Possible Action – Mutual Aid Agreement – Law Enforcement Agencies

Chief Misselt stated that the Mutual Aid Agreement was reviewed with the Police Chiefs of Combined Locks and Kaukauna and it was determined that the agreement should be updated to reflect the current practice as it hadn't been updated since 2003. Chief Misselt informed the Board that the Kimberly Board did approve the agreement. Discussion took place. Chief Misselt stated he will make a minor correction to the text in the agreement and it will be brought back to the Board for action.

Review/Discussion – Amending Village Code Chapter 28 – Chronic Nuisance Premises & Penalty

Chief Misselt introduced Community Support Officer Jeff Steeber and he stated that Officer Steeber was primarily responsible for putting the ordinance together. Officer Steeber stated the purpose of this ordinance is to identify chronic properties in the Village that repeatedly use police and other village services and services are being rendered at these properties for a wide range of violations. Officer Steeber noted that many communities in the Fox Cities have similar ordinances in place. Officer Steeber explained the goals of the program, the procedures that the FVMPD will use concerning the nuisance properties, notices and the abatement plan, fines and penalties that will be issued, and the appeal procedure for the nuisance part of the ordinance for property owners. Chief Misselt explained why landlord education is an important part of this ordinance and the penalties work as a very effective tool in dealing with absentee landlords and landlords that don't care. Chief Misselt stated that the Kimberly Village Board has approved the ordinance. Discussion took place. Board members thanked Officer Steeber for his work on the ordinance.

Discussion/Possible Action – Resolution Establishing Criteria for the Allocation of Available Class B Liquor License(s) in the Village of Little Chute

C. Kell explained that the Board has discretion on how to apply the criteria and it is not excluding any areas of the Village but it is trying to target potential development in two areas of the Village. Discussion took place on the criteria supporting redevelopment in the downtown or TID #3. C. Kell explained that the Resolution doesn't state that all five criteria need to be met. Trustee Frassetto stated she doesn't think the criteria needs to be built into a resolution. President Fischer stated he likes the criteria being in a resolution for continuity on what the Board can take into consideration. Trustee Elrick and Trustee Verstegen stated they would be agreeable to deleting the criteria regarding redevelopment in the downtown or TID #3. Staff pointed out that the Board does have the discretion on how to apply the criteria and resolutions are not the same as ordinances.

Moved by Trustee Verstegen, seconded by Trustee Mahlik to Adopt Resolution No. 29, Series of 2010, Establishing Criteria for the Allocation of Available Class B Liquor License(s) in the Village of Little Chute as presented.

Further Discussion: Trustee Van Deurzen asked what staff would say if someone wanted to build in an area not mentioned in the criteria. Staff responded stating that if it is a major investment or employer they would support it and no matter what request comes in, it is brought to the Village Board for approval or denial.

Ayes 6, Nay 1 (Frassetto) – Motion Carried

Village Appointment to the Fox Cities Convention and Visitor's Bureau

President Fischer stated he is recommending the appointment of Vicki Schneider to the Fox Cities CVB Board of Directors.

Moved by Trustee Elrick, seconded by Trustee Verstegen to Appoint Vicki Schneider to the Fox Cities Convention and Visitor's Bureau Board of Directors.

Ayes 7, Nay 0 – Motion Carried Unanimously

Follow-up Discussion on 2011 Budget and Possible Action on Budget Modifications to be Incorporated into the Final Budget before Adoption

D. Haug provided a review of the updated budget documents that had been provided to the Board. D. Haug noted that one change recommended for adjustment is the cost for Valley Transit which now shows a \$2,000 decrease in the budget. The other change was in the salary adjustment items based on the Board's discussion last week of a 1 1/2% salary bonus for non-represented employees that will not change their base pay and with no retroactive step adjustments for 2010 and this resulted in a decrease of \$3,300. D. Haug stated the net result for the general fund is a decrease from the original proposed budget because of more revenue and less expense of \$53,750 and the proposed assessed tax rate is \$6.67 which is two cents less than last year and a net increase in the levy of \$6,465 from last year. Trustee Frassetto thanked the staff for the work they did on the budget. In response to Trustee Frassetto's question about sanitation charges to Crystal Print, staff explained how the sanitation charges are determined based on landfill tipping fees and Village costs.

Moved by Trustee Verstegen, seconded by Trustee Elrick to Approve the Budget Modifications made to the Operations Budget and the Polycart Sanitation Rate and that they be incorporated into the final budget as presented.

Ayes 6, Nay 1 (Van Deurzen) – Motion Carried

Unfinished Business

Chief Misselt asked to bring the corrected Mutual Aid Agreement back to the Board at next week's meeting for approval.

Items for Future Agenda

Trustee Hietpas asked if Habitat for Humanity was building on property that had been staked out on Bluff Avenue. J. Moes stated that no building plans had been brought in for the property and he will check on the property to see if it had been staked out. Board members agreed to put the Abatement Ordinance on next week's agenda for action. Board members agreed to put the Vicious Animal Ordinance on the next Committee of the Whole meeting agenda for review and discussion.

Moved by Trustee Van Deurzen, seconded by Trustee Mahlik to Enter into Closed Session. (7:52 p.m.)

Ayes 7, Nay 0 – Motion Carried Unanimously

Closed Session: 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. 19.85(1)(e), Wis. Stats. – Purchase and Sale of Industrial Park Property

Moved by Trustee Frassetto, seconded by Trustee Verstegen to Exit Closed Session and Return to Open Session. (8:15 p.m.)

Ayes 7, Nay 0 – Motion Carried Unanimously

Return to Open Session – Possible Action on Closed Session Item

No action was taken.

Adjournment

Moved by Trustee Elrick, seconded by Trustee Verstegen to Adjourn the Committee of the Whole meeting at 8:15 p.m.

Ayes 7, Nay 0 – Motion Carried Unanimously

VILLAGE OF LITTLE CHUTE

By: Charles Fischer, Village President

Attest: Vicki Schneider, Village Clerk