

MINUTES OF THE REGULAR BOARD MEETING OF NOVEMBER 3, 2010

The 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
Tammy Frassetto Trustee
James Hietpas, Trustee
Dan Mahlik, Trustee
Don Van Deurzen, Trustee
Janet Verstegen, Trustee

Roll Call of Officers and Department Heads

PRESENT: Charles Kell, Village Administrator
Eric Misselt, Police Chief
Dale Haug, Finance Director
Jim Moes, Community Development Director
Roy Van Gheem, Director of Public Works
Charles Koehler, Village Attorney
Vicki Schneider, Village Clerk

EXCUSED: Tom Flick, Director of Parks, Recreation, and Forestry

Public Appearance for Items Not on the Agenda

Mary Janssen, 420 Park Ave., thanked Chuck Kell and Tom Flick for the effort they put forth in getting the grants for the Mill Street Bridge and Heesakker Park trail and bridge. Ms. Janssen also commented on the De Bruin property and having real estate available to add to the tax base and balancing this with using land to build storm water ponds.

David Botz, 1220 Lewis St., stated he echoes what Mary Janssen said about detention ponds and he understands the situation in the Village with storm water runoff and containing the water but as the Superintendent of Schools, they do get calls and requests for building in the Little Chute School District. Mr. Botz stated that they had hoped the land was going to be available for housing and he said it would be appreciated if there was another route the Village could take. Administrator Kell commented that the development of the De Bruin property is a joint proposal for a storm water pond and a subdivision and because it is a new development without some way of handling the storm water, it couldn't be developed. C. Kell stated that Mr. De Bruin has determined that it is not feasible to develop the entire property as a subdivision because of the cost he would directly incur with the storm water issues. C. Kell stated that he understands the position of the school district wanting more residential properties but that isn't possible without storm water management and he believes this is a win-win situation.

Moved by Trustee Verstegen, seconded by Trustee Elrick to enter the Public Hearing on the 2011 Budget.

Ayes 7, Nay 0 – Motion Carried Unanimously

Public Hearing – 2011 Budget

D. Haug commented that the public hearing notice and the budget summary showing the proposed levy of \$3,800,634 was published in the *Times-Villager* in October as required and since the time of publication, the

levy has changed due to actions by Board review and discussions with the Water Commission. The levy has been reduced to \$3,752,184 and that is the proposed levy at this time. This resulted in a change from the published proposed tax rate of \$6.78 to \$6.69 per \$1,000 of assessed value and he noted that last year the tax rate was \$6.69. D. Haug noted that this is still not the final number as the Village is waiting for final review numbers from the Department of Revenue but the numbers are very close. D. Haug stated the Village is well under the levy limit of 3% as the levy increase is currently at .3%.

Moved by Trustee Frassetto, seconded by Trustee Verstegen to exit the Public Hearing on the 2011 Budget.

Ayes 7, Nay 0 – Motion Carried Unanimously

Approval of Minutes

A revised copy of the minutes of October 20, 2010 was provided to Trustees.

Regular Board Meeting Minutes – October 20, 2010

Committee of the Whole Meeting Minutes – October 27, 2010

Moved by Trustee Verstegen, seconded by Trustee Elrick to approve the Regular Board Minutes of October 20, 2010 as revised and the Committee of the Whole Meeting Minutes of October 27, 2010 as presented.

Ayes 7, Nay 0-Motion Carried Unanimously

Report of Other Minutes-Other Informational Items

Library Board Meeting Minutes – September 21, 2010

Water Commission Meeting Minutes – September 21, 2010

Board noted receipt of items.

Ordinance:

Amending Village Code Chapter 40 – Streets, Sidewalks and Other Public Places, Article V Driveways, Sections 40-123 and 40-124

Moved by Trustee Verstegen, seconded by Trustee Elrick to Adopt Ordinance No. 19, Series of 2010 Amending Chapter 40, Sections 40-123 and 40-124.

Ayes 7, Nay 0 – Motion Carried Unanimously

Resolution:

Resolution Authorizing \$1,200,000 Village of Little Chute, Wisconsin, Industrial Development Revenue Bonds (Heartland Label Printers, Inc. Project) Series 2010 Bonds

Moved by Trustee Elrick, seconded by Trustee Verstegen to Adopt Resolution No. 28, Series of 2010, Authorizing \$1,200,000 Village of Little Chute, Wisconsin, Industrial Development Revenue Bonds (Heartland Label Printers, Inc. Project) Series 2010 Bonds.

Roll Call Vote: Trustee Elrick – Yes, Trustee Frassetto – Yes, Trustee Hietpas – Yes, Trustee Mahlik – Yes, Trustee Van Deurzen – Yes, Trustee Verstegen – Yes, President Fischer – Yes

Ayes 7, Nay 0 – Motion Carried Unanimously

Discussion/Possible Action – Parking Options for Sanitorium Road

Chief Misselt stated he did not see any problem with removing the no parking signs from the west side of Sanitorium Road as requested by the owner of Village Limits.

Moved by Trustee Frassetto, seconded by Trustee Verstegen to remove the no parking signs on Sanitorium Rd., in the area that was discussed.

Further Discussion: R. Van Gheem asked if they should be removed from the corner or from the driveway. Trustee Verstegen commented that from the corner it is all open driveway so it is really from the south end of the Village Limits driveway. R. Van Gheem noted that when the street is reconstructed, the parking lot will need to come into compliance with Village ordinance concerning the terrace area.

Vote on the Motion:

Ayes 7, Nay 0 – Motion Carried

Action on 2010 Midyear Budget Adjustments

Moved by Trustee Elrick, seconded by Trustee Verstegen to Approve the 2010 Midyear Budget Adjustments as presented.

Roll Call Vote: Trustee Frassetto – Yes, Trustee Hietpas – Yes, Trustee Mahlik – Yes, Trustee Van Deurzen – Yes, Trustee Elrick – Yes, President Fischer - Yes

Ayes 7, Nay 0 – Motion Carried Unanimously

(Approved budget adjustments attached)

Follow-up Discussion on 2011 Budget

D. Haug commented on the correction and adjustments worksheet that was provided to the Board as a result of discussions with the Board and staff. D. Haug noted that the adjustments resulted in a levy decrease of approximately \$48,000. D. Haug noted that one of the primary changes was the sanitation fund and the cart fees and a revised proposal for polycart fee increases was provided for Board consideration. Discussion took place on the wage adjustment reserve being budgeted for next year for a 1% pay increase for 2010 for non-represented employees. Trustee Elrick asked staff to provide a number for a 1 ½% increase for non-represented. Staff stated that it would add about 2 to 3 cents to the levy. Trustee Elrick stated that because the represented staff received an increase of 1 ½ % in 2010 and 2011 he feels that non-union staff should receive an equal wage increase. Staff noted that it has only been the Police Bargaining unit that settled for that increase. Discussion took place on raises for non-union employees. C. Kell also clarified that the salary plan has a step system and the budget presented for 2011 does include dollars for step increases. D. Haug stated he will provide information on the budget changes including the wage adjustments next week at which time the Board may decide to act on the changes. D. Haug commented on his suggestion to change the format of the budget concerning special funds as had been presented in the budget but that is still under consideration and staff is reviewing the budget presentation requirements to see if the Village can still maintain \$80,000 in expenditure restraint revenue.

Operators Licenses:

Debra A. DeLongchamp

808 Madison St.

Little Chute

Weenies

Catherine L. Long

1909 Ceil St.

Little Chute

Hollanders

Sarah R. Otte

2316 Joyce St.

Kaukauna

Landreman's Restaurant

June A. Spierings

133 N. Lincoln St.

Kimberly

Dwyer's Food Mart

Florence M. Vandehoy

228 Taylor St.

Little Chute

Dwyer's Food Mart

Kevin J. Vander Zanden

606 Violet Ln.

Little Chute

5th Quarter

Moved by Trustee Frassetto, seconded by Trustee Mahlik, to approve Operator's License as presented.

Ayes 7, Nay 0-Motion Carried

Department and Officers Progress Reports

Chief Misselt reported that the Department has been doing some checking on purchases by underage persons at establishments in the Village that hold liquor licenses and with an estimated 50 checks that took place only one establishment was found in violation. Chief Misselt stated that he has also been preliminary informed of a possible retirement in January of a supervisory staff person. Chief Misselt stated that the meeting with the Kimberly, Little Chute, and Combined Locks Boards is scheduled for December 14 at 6:00 in Kimberly and Board members will receive an agenda prior to the meeting. D. Haug provided Board members with a handout

from the Fire Department that provided information on the Homeland Security grant of \$32,794 the Department received that they will be using for personal protective equipment. C. Kell informed the Board that the Village had received a small business micro loan application and staff is in the process of reviewing the application and if it is deemed favorable, the application will be presented to the CDA and then the Board. C. Kell informed the Board that there has been a request brought forward for a bar and restaurant in downtown Little Chute and they are requesting the last available liquor license and he informed the party that if the Board adopts the criteria for granting liquor licenses he wasn't sure that the proposed business would meet the criteria. C. Kell stated he had provided Board members with a draft resolution of the criteria to consider when granting liquor licenses and he would like the Board to consider placing the resolution on next week's agenda for consideration and possible action. C. Kell provided an update on the Hietpas/De Bruin Development group and Northside Solutions which has property right next to the Hietpas/DeBruin property. C. Kell provided an update on the Main Street project and stated a proposed timeline has been forwarded to the DOT for consideration and that timeline has the Village developing the Polk St. Pond and infrastructure for that pond in 2011, redoing local infrastructure and the State's storm sewer work on both Buchanan St. and Sanitorium Rd. in 2012, following up with concrete paving on those roads in 2012. In 2013 the Main St. local utilities would be constructed along with the DOT storm sewer and Main St. reconstruction but this is all subject to the Village Board's approval and it will be brought back to the Board if the proposed timeline is accepted by the DOT. Trustee Mahlik asked the Administrator about an article that appeared in the paper regarding the Dutch Boyz Development. C. Kell stated that he and President Fischer had received a request for more TID support for the project and Mr. Van Dyn Hoven was informed that likely would not happen because of the short duration of TID #1. C. Kell explained that it may be possible to create a TID overlay district but it is only a concept that would move forward if there was a strong commitment to actual projects and Village Board approval. J. Moes reported that he will be presenting a site plan for a property in the Industrial Park to the Board next week for action. R. Van Gheem updated the Board on the status of the Buchanan Pond project and stated the Department is also working on sewer televising and leaf pickup. V. Schneider stated that there was a 50% turnout at yesterday's election and she credited the election officials and the Deputy Clerk for conducting a smooth election. Trustees Verstegen and Frassetto congratulated the Clerk and her election staff for running a smooth election. V. Schneider informed the Board that she had been contacted by Mr. Landreman and he has indicated interest in requesting a reconsideration hearing before the Board on the denial of his liquor license application. V. Schneider suggested that if a formal request is submitted by Mr. Landreman that the hearing be scheduled at a Regular Board meeting when Attorney Koehler is present. Attorney Koehler – no report.

Disbursement List

Moved by Trustee Frassetto, seconded by Trustee Verstegen to Approve the Vouchers as presented and Authorize the Finance Director to draw from the Respective Funds.

Ayes 7, Nay 0 – Motion Carried Unanimously

Call for Unfinished Business

None

Items for Future Agenda

Board members agreed to put the Mutual Aid Agreement and the Abatement Ordinance on next week's agenda as requested by Chief Misselt. Board members agreed to put the resolution establishing criteria for granting liquor licenses on next week's agenda. Board members agreed to put the Site Plan for an Industrial Park property on next week's agenda as requested by J. Moes.

Moved by Trustee Verstegen, seconded by Trustee Mahlik to Enter into Closed Session. (7:06 p.m.)

Ayes 7, Nay 0 – Motion Carried Unanimously

(The Village Clerk and Village Attorney and Dept. Heads were excused at this time)

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

19.85(1)(c), Wis. Stats - Personnel Consideration of employment, promotion, compensation or performance evaluation data of any public employee of the Village of Little Chute – Local 130c AFSCME AFL-CIO

Moved by Trustee Elrick, seconded by Trustee Mahlik to Exit Closed Session and Return to Open Session. (8:04 p.m.)

Ayes 7, Nay 0 – Motion Carried Unanimously

Return to Open Session – Possible Action on Closed Session Items

No action taken.

Adjournment

Moved by Trustee Elrick, seconded by Trustee Frassetto to Adjourn the Regular Board meeting at 8:04 p.m.

Ayes 7, Nay 0-Motion Carried Unanimously

VILLAGE OF LITTLE CHUTE

By: _____
Charles Fischer, Village President

Attest: Vicki Schneider, Village Clerk