

# HOWARD VILLAGE BOARD

April 26, 2004 at 6:30 P.M.

Village Hall Board Room

- CALL TO ORDER** B. Strazishar, Village President, called the meeting to order at 6:30 P.M.
- ROLL CALL** R. Bredael, G. Nauman, R. Sachs, G. Speaker, T. Hansen, K. Crouch, L. Weix, S. Schomaker and B. Strazishar  
Also: D. Duffy, H. Thomas, B. Bartelt, D. Wiese, C. Haltom, M. Pigeon, G. Farr, G. Shepardson and J. Dagneau
- APPROVE AGENDA** A motion was made by G. Nauman and seconded by L. Weix to approve the agenda for tonight's meeting.  
Motion carried unanimously.
- PUBLIC APPEARANCES** Public Appearances  
Resident of 2551 Rivergrove does not understand why the proposed parking ordinance.
- COMMUNICATIONS** A motion was made by R. Sachs and seconded by T. Hansen to approve the communications and place them on file. They include; Plan Commission 4/19/04 Minutes, Plan Commission 4/26/04 Agenda, CBCWA Agenda/Minutes/Correspondence, and Howard Youth Sports Association 4/21/04 Agenda.  
Motion carried unanimously.
- CONSENT AGENDA** A motion was made by R. Sachs and seconded by T. Hansen to approve the consent agenda with the removal of items 6o, 6s, 6t; and item 6j should follow item 10.
- Approved as part of the consent agenda includes: Municipal Invoices in the amount of \$110,450.83 utilizing check #729708-729820; Village Board 4/12/04 Minutes; Award an agreement for design services for Glen Kent Estates to Community Engineering contingent upon developer funding of design fees; Award an agreement for design, bidding & construction services for the Baker Creek-Slough Creek Regional Detention Pond #1 to Mead & Hunt contingent upon DNR approval; Award an agreement for design, bidding & construction services for the Mountain Bay-Slough Creek Regional Detention Pond #2 to Mead & Hunt contingent upon DNR approval; Award an agreement for design, bidding & construction services for the Arch Street - Duck Creek Regional Detention Pond #3 to Mead & Hunt contingent upon DNR approval; Award an agreement for design, bidding & construction services for the Lancaster Meadows Regional Detention Pond #4 to Mead & Hunt contingent upon DNR

**CONSENT AGENDA  
CONTINUED**

approval; Award an agreement for design, bidding & construction services for the Belle Plane – Slough Creek Detention Pond #6 to Mead & Hunt contingent upon DNR approval; Award an agreement for design, bidding & construction services for the Telluride Trail – Slough Creek Detention Pond #7 to Mead & Hunt contingent upon DNR approval; Award the Brookview Meadows Roadway Construction project to RC Excavating for \$238,614.75 contingent upon receipt of construction permits and developer waiver of public hearing; Award Brookview Meadows Utility Construction project to Jay R. Waino Excavating for \$230,014.50 contingent upon receipt of construction permits and developer waiver of public hearing; Award an agreement for Architectural Services to Schreiber Anderson for Village Center Plan; Amended Resolution calling for a Public Hearing Regarding the Vacation of a portion of China Clipper and a portion of Cutty Sark; Approve the conditional use request from Mills Fleet Farm for a temporary greenhouse to conduct outside business, services, processing, sales or storage at 213 N. Taylor Street, VH-618 with the stipulation that the parcels be combined into one and to clean up the yard by moving some of the stored items on the south lot to the north lot to make more parking available.\*; Approve the conditional use request from Harold Peterson to construct a car wash in the 2700 block of Lineville Road, VH-144-3 with the requirement of meeting the B-1 Zoning and staff considerations.\*; and the Temporary Bridge Storage Location.

A roll call vote was taken.  
Motion carried unanimously.

**CORNELL VACATION**

The Board conducted a 6:40 p.m. public hearing and D. Wiese reviewed the staff report regarding the vacation of a portion of Cornell Road. The public hearing was opened, no one appeared and the public hearing was closed.

**C.U. - SIKORA  
974 LAKEVIEW DR  
VH-329-4**

A motion was made by G. Speaker and seconded by R. Sachs to suspend the rules to hear from Ken Sikora.  
Motion carried unanimously.

Ken Sikora distributed a packet of pictures and a revised plan for a 30'x50' barn.

A motion was made by G. Nauman and seconded by T. Hansen to return to the regular order of business.  
Motion carried unanimously.

A motion was made by G. Speaker to table this item for further review.  
Motion failed for lack of a second to the motion.

**C.U. - SIKORA  
974 LAKEVIEW DR  
VH-329-4  
CONTINUED**

A motion was made by R. Sachs and seconded by K. Crouch to approve the request for Ken Sikora to permit the construction of a 30'x50', two-story agricultural building at 974 Lakeview Drive, VH-329-4.

A roll call vote was taken.	<u>YES</u>	<u>NO</u>
G. Nauman		X
R. Sachs	X	
G. Speaker		X
T. Hansen		X
K. Crouch	X	
L. Weix		X
S. Schomaker		X
R. Bredael		X
B. Strazishar		X

Two for. Seven against.  
Motion fails.

**SPECIAL  
ASSESSMENTS ON  
CONDOR & GOLDEN  
EAGLE DRIVE**

G. Farr conducted a power point presentation and discussed the project location, history, improvement types, project plans, why municipalities assess for improvements, benefits of the project, costs, credits, repayment schedules, and the project status regarding special assessments on Condor and Golden Eagle.

The Board discussed access points for the daycare and the church off of Cardinal Lane. Staff will review prior Board minutes to see if anything was approved for these two properties.

B. Strazishar opened the public hearing regarding levying special assessments on Condor and Golden Eagle and no one appeared.

**EXCEPTION TO  
VILLAGE CENTER  
MORATORIUM**

A motion was made by G. Speaker and seconded by T. Hansen to suspend the rules to hear from Tom Vandyacht-1536 Lakeshore Drive, Menasha, WI.  
Motion carried unanimously.

A motion was made by T. Hansen and seconded by G. Speaker to return to the regular order of business.  
Motion carried unanimously.

A motion was made by G. Speaker and seconded by R. Sachs to approve the special exception to the village center moratorium regarding parcel VH-485-1.

K. Crouch discussed this item with the abutting neighbors on Dewey Decker and they are in favor of this development, but they do not want a gas station, liquor store or convenience center.

**EXCEPTION TO  
VILLAGE CENTER  
MORATORIUM  
CONTINUED**

B. Strazishar discussed the April 2004 Wisconsin Regulatory Digest that is part of the record for this meeting that states Dr. Crembriel has lost his license, is no longer allowed to practice and if he got his license back, he would be limited to doing only certain procedures.

A motion was made by R. Sachs and seconded by G. Speaker to call the question.

A roll call vote was taken.  
Motion carried unanimously.

A roll call vote was taken on the motion to approve the special exception.

	<u>YES</u>	<u>NO</u>
G. Speaker	X	
T. Hansen		X
K. Crouch	X	
L. Weix	X	
S. Schomaker		X
R. Bredael	X	
G. Nauman		X
R. Sachs	X	
B. Strazishar		X

Five for. Four against.  
Motion carried.

A motion was made by K. Crouch and seconded by R. Bredael to hear from Burt McIntyre-1108 Coprinus, Harold Peterson-St Pats Drive in Suamico, and Mary Scray-1022 Coggins Court,

A motion was made by R. Bredael and seconded by T. Hansen to return to the regular order of business.  
Motion carried unanimously.

**TABLE ORDINANCE  
2004-16 RELATING  
TO VEHICLE  
PARKING &  
DRIVEWAY PAVING**

A motion was made by R. Bredael and seconded by K. Crouch to table Ordinance 2004-16 relating to vehicle parking and driveway paving to conduct further review of these issues.

A roll call vote was taken.  
Motion carried unanimously.

**PW DIRECTOR**

Reports of Village Officials

B. Bartelt informed the Board that Public Works will be conducting one more sweep of the Village for leaf collection and that brush pickups are going slow because there are so many pickups.

C. Haltom discussed his financial report.

**PARK, REC &  
FORESTRY  
DIRECTOR**

M. Pigeon informed the Board of the Arbor day presentation at Howard Elementary this Friday, the YMCA Adventure race is this coming weekend and they will be spraying for Gypsy Moths soon in the areas of Pinecrest, Memorial, and along Highway 41.

**VILLAGE ENGINEER**

G. Farr stated that he has met with the irrigation contractor for the Village Green Golf Course and testings will be conducted in early May to comply with the contract.

**GOLF COURSE**

J. Piontek commented that the golf season is now upon us and he is looking forward to a great season.

**ADMINISTRATOR**

H. Thomas discussed Leanard & Finco and the School District's proposals.

**VILLAGE PRESIDENT**

B. Strazishar informed the Board that he will be attending and speaking at the Arbor Day celebration this Friday at Howard Elementary.

**TRUSTEE**

G. Speaker stated that he received a complaint that the paint is coming off of the new water tower and B. Bartelt will look into it.

R. Sachs discussed taxes going up with the school district expanding.

**ATTORNEY**

Attorney Duffy informed the Board that the Woodman's case has been concluded.

The Board took a recess for 10 minutes until 8:50 p.m.

**RESOLUTION 2004-  
15 VACATING A  
PORTION OF  
CORNELL**

A motion was made by R. Sachs and seconded by T. Hansen to approve Resolution 2004-15 vacating a portion of Cornell Road.

A roll call vote was taken.  
Motion carried unanimously.

**FINAL RESOLUTION  
2004-10 SPECIAL  
ASSESSMENTS ON  
GOLDEN EAGLE &  
CONDOR**

A motion was made by R. Sachs and seconded by T. Hansen to approve Final Resolution 2004-10 authorizing the levying of special assessments against benefited property for sanitary sewer & laterals, watermain & services, storm sewer & laterals, storm water management pond, sidewalks, driveways curb & gutter, and roadway construction upon property on Golden Eagle Drive and Condor Lane and to conduct some research regarding easements for driveways.

A roll call vote was taken.  
Motion carried unanimously.

**FINAL PD - FISHER  
CARDINAL LANE**

Plan Commission Report

A motion was made by R. Sachs and seconded by L. Weix to suspend the rules to hear from Ed Fisher.

Motion carried unanimously.

Ed Fisher came before the Board with samples of the brick veneer and the split block.

A motion was made by R. Bredael and seconded by T. Hansen to return to the regular order of business.

Motion carried unanimously.

A motion was made by G. Nauman and seconded by R. Bredael to approve the Final Planned Development for a 38,000 square foot building on Cardinal Lane.

A roll call vote was taken.

Motion carried unanimously.

**FINAL PLAT OF  
GLEN KENT 1<sup>st</sup>  
ADDITION**

A motion was made by G. Speaker and seconded by L. Weix to approve the Final Plat of Glen Kent 1<sup>st</sup> Addition with staff recommendations and the duplex lots as presented.

A roll call vote was taken.

Motion carried unanimously.

**GOLF  
MEMBERSHIPS FOR  
SENIORS & YOUTH**

A motion was made by R. Sachs and seconded by T. Hansen to approve golf memberships for seniors and youth at the Village Green Golf Course for a one year experiment and the hours for membership play shall be Monday through Friday until 1:00 p.m.

A roll call vote was taken.

Motion carried unanimously.

**MAKE UP AIR UNIT  
AT VILLAGE GREEN**

A motion was made by G. Nauman and seconded by L. Weix to accept Sinkler's bid in the amount of \$22,433 for the make up air unit at Village Green Golf Course.

A roll call vote was taken.

Motion carried unanimously.

**ADVANCE  
REFUNDING  
PROPOSAL**

A motion was made by T. Hansen and seconded by S. Schomaker to approve the Advance refunding as proposed.

Representative from Ehlers and Associates gave some details regarding the proposal.

A roll call vote was taken.

Motion carried unanimously.

**2004 COMMITTEE  
APPOINTMENTS**

A motion was made by R. Bredael and seconded by G. Nauman to approve the 2004 Committee Appointments as presented by the Village President, B. Strazishar.

Staff was instructed to send letters of appreciation to those that served for 2003.

A roll call vote was taken.  
Motion carried unanimously.

**HYSA REPAYMENT  
PLAN FOR  
ELECTRICAL COSTS  
AT AKZO NOBEL**

A motion was made by R. Sachs and seconded by R. Bredael to approve the repayment agreement with HYSA regarding the electrical costs to the concession building at Akzo Nobel Sports Complex.

A roll call vote was taken.  
Motion carried unanimously.

**HYSA PROPOSAL  
FOR ADVERTISING  
DUGOUT SIGNS**

A motion was made by G. Nauman and seconded by T. Hansen to suspend the rules to hear from the Howard Youth Sports Association members.  
Motion carried unanimously.

Lynn Schroeder stated that HYSA would look at the local community and then go outside to pitch their dugout advertising sign proposal.

Lynn Schroeder (HYSA President), Jean Schroeder (HYSA Concessions) and Bill Monfre (HYSA Special Events Director) were introduced to the Village Board.

A motion was made by R. Bredael and seconded by L. Weix to return to the regular order of business.  
Motion carried unanimously.

A motion was made by R. Bredael and seconded by T. Hansen to approve the Howard Youth Sports Association's proposal for dugout advertising signs for the Akzo Nobel Sports Complex dugouts.

A roll call vote was taken.  
Motion carried unanimously.

**RESOLUTION 2004-  
13 RE: RECREATION  
AIDS**

A motion was made by G. Speaker and seconded by T. Hansen to approve Resolution 2004-13 for recreation aids.

A roll call vote was taken.  
Motion carried unanimously.

**4-10's FOR PW**

Old Business

B. Bartelt explained that the wrong bargaining group's proposal for the 4-10's was distributed in error and voted on. He is presenting the Board with the proper proposal for the Public Works Union Members.

A motion was made by T. Hansen and seconded by K. Crouch to approve the 4-10's proposal for the Public Works Union as presented by the Public Work's Director.

A motion was made by R. Bredael and seconded by G. Speaker to suspend the rules to hear from Mary Kay Lynch.

A motion was made by T. Hansen and seconded by L. Weix to return to the regular order of business.  
Motion carried unanimously.

A motion was made by G. Speaker and seconded by R. Bredael to call the question.

A roll call vote was taken.  
Motion carried unanimously.

A roll call vote was taken on the motion to approve the 4-10's proposal.

	<u>YES</u>	<u>NO</u>
G. Nauman		X
R. Sachs	X	
G. Speaker	X	
T. Hansen	X	
K. Crouch	X	
L. Weix	X	
S. Schomaker	X	
R. Bredael	X	
B. Strazishar	X	

Eight for. One against (Nauman).  
Motion carried.

**RESOLUTION 2004-14 REVOCATION/ SUSPENSION FOR HMONG PERF. CENTER**

A motion was made by G. Speaker and seconded by L. Weix to approve Resolution 2004-14 initiating a revocation/suspension proceedings for the Class "B" Beer License issued to Neng Yee Kong (Hmong Performance Center) at 1119 N. Military.

A roll call vote was taken.  
Motion carried unanimously.

**ADJOURNMENT**

A motion was made by T. Hansen and seconded by L. Weix to adjourn at 9:49 p.m.  
Motion carried unanimously

MICHELLE OLMAN  
Deputy Clerk