

Village Board Meeting  
July 25, 2005 at 6:30 p.m.  
Village Hall Board Room

- Call to order           The meeting was called to order by C. Felmer, Village President at 6:30 p.m.
- Closed session        C. Felmer read that at the close of the meeting, the Village Board will convene into closed session pursuant to Section 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.
- Roll call              R. Bredael, J. Widiger, R. Sachs, G. Speaker, C. Felmer, T. Hansen, K. Crouch, L. Weix, B. McIntyre
- Also: D. Duffy, D. Weise, H. Thomas, M. Pigeon, C. Haltom, J. O'Connor, J. Dagneau, G. Shepardson, B. Bartelt
- Approve agenda      A motion was made by T. Hansen and seconded by B. McIntyre to approve the agenda.  
Motion carried unanimously.
- Public Appearances/Future Agenda Items
- Taping of meetings   B. McIntyre asked to have staff look into what it would take to start taping the Village Board meetings on channel 4.
- Dennis Vandenberg   Dennis Vandenberg- 2691 Belle Plane Road appeared regarding the recently approved ordinance amending Section 22.07(b) relating to standards for final soil stabilization and circumstances surrounding it involving his neighbor & Trustee L. Weix.
- Ronald Jaro           Ronald Jaro - 1546 Amy Joy Court stated that everything that Dennis Vandenberg had just stated is incorrect and that he has taken legal action regarding the entire situation.
- C. Felmer declared the public appearances closed.
- Communications      A motion was made by R. Sachs and seconded by G. Speaker to accept the communications and keep them on file.  
Motion carried unanimously.
- Consent agenda       K. Crouch asked that item "6J", the Village Center Master Plan be taken off the consent agenda.

K. Crouch also stated that a correction needs to be made in the 7/11/05 minutes, on page 2 of 3 regarding the offer to purchase VH-170-5, the roll call vote should read (7) yes, (1) no-K. Crouch, (1) excused-G. Speaker.

T. Hansen asked that item "6C", CSM for Mark Hornick and item "6H", Edward Fisher PDD amendment both be taken off the consent agenda.

B. McIntyre asked that item "6B", the 7/11/2005 Village Board Minutes be taken off the consent agenda.

A motion was made by T. Hansen and seconded by B. McIntyre to approve the consent agenda with the changes which included taking off items 6B, 6C, 6H, & 6J.  
Motion carried unanimously.

Minutes

B. McIntyre asked that the roll call vote on motions be the same as it was in the past, each Trustee's name be listed with their vote.

C. Felmer stated that if the vote is unanimous, then why list all the Trustee's names/votes. B. McIntyre stated that is the way it was done in the past.

B. McIntyre also questioned why not all the information from meetings be included in the minutes and if the reason is because it cost too much, that is not a very good reason.

C. Felmer stated that there is a policy in place as to how minutes should be taken. B. McIntyre asked to see the policy.

B. McIntyre asked that the minute policy be a future agenda item and be brought before the Board.

A motion was made by K. Crouch and seconded by B. McIntyre to approve the minutes from 7/11/05 with the changes made by K. Crouch.  
Motion carried unanimously.

CSM – Hornick

A motion was made by T. Hansen and seconded by R. Sachs to approve the CSM for Mark Hornick, VH-16 at 1404 Greenfield Avenue.  
Motion carried unanimously.

Pioneer  
Credit Union

A motion was made by T. Hansen and seconded by K. Crouch to approve as recommended by the Plan Commission the request from Edward Fisher representing Pioneer Credit Union for a PDD amendment to allow the construction of a full service credit union with three drive up lanes at the 300 block of S. Cardinal Lane, VH-459-10.

A roll call vote was taken.  
Motion carried unanimously.

Village Center  
Master Plan

A motion was made by K. Crouch and seconded by R. Sachs to approve the Village Center Master Plan.

A roll call vote was taken.  
Motion carried unanimously.

Sheriff's Dept.

C. Felmer stated that this will not be discussed in open session because negotiations are still being worked on however it can be discussed in closed session. G. Speaker stated that he wanted this discussed in closed session.

Financial Report

C. Haltom discussed his June Financial Report.

Library  
Restoration

R. Bredael asked if he is able to discuss at this time the restoration of the library. G. Speaker asked that he bring back a report at the next Village Board meeting.

B-1 Zoning  
District

A motion was made by K. Crouch to approve the recommendation made by the Plan Commission to Ordinance 2005-16 amending section 17.10(8)(a) of the Howard Municipal Code with the deletion of number 3.

Call the question and a roll call vote was taken.  
2-yes (Crouch, Felmer), 7-no.  
Motion failed.

A motion was made by T. Hansen and seconded by B. McIntyre to approve Ordinance 2005-16 amending section 17.10(8)(a) of the Howard Municipal Code with all 4 recommendations that were made by staff.

A roll call vote was taken.  
8-yes, 1-no (Crouch)  
Motion carried.

Offer to purchase  
VH-170-5  
1632 Belmont

A motion was made by R. Sachs and seconded by T. Hansen to approve the offer to purchase of \$10,000 for the north 100 feet along the stream corridor for VH-170-5, 1632 Belmont Road.

A roll call vote was taken.  
Motion carried unanimously.

Park purchase  
on the Bay

R. Bredael stated that he went out and looked at this property and doesn't feel comfortable approving this, believes we should spend the money on something else.

M. Pigeon stated that the grant is very specific as to what we can do with the money. J. Widiger asked if the water could be dredged. M. Pigeon stated possibly but it would be costly.

R. Bredael asked if the grant money has to be used along the bay or can it be used along Duck Creek. M. Pigeon stated yes but Georgia Pacific wanted the project done along the Bay.

C. Felmer asked when the deadline is. M. Pigeon stated that March 19, 2006 is the deadline for the grant.

A motion was made by T. Hansen to table this matter.

H. Thomas stated that construction needs to be started very soon.

T. Hansen pulled his motion.

A motion was made by G. Speaker and seconded by R. Bredael to deny the offer to purchase for park purchase along the bay.

C. Felmer asked what it will cost to keep up the area. C. Haltom stated roughly \$500 - \$600 a year.

A roll call vote was taken.  
3-yes (Speaker, Bredael, Felmer), 6-no.  
Motion failed.

A motion was made by R. Sachs and seconded by L. Weix to offer to purchase at appraised value, CSM to be done on the western part of the property to be done by owner along with Phase I Environmental Finds.

A roll call vote was taken.  
6-yes, 3-no (Bredael, Speaker, Felmer).  
Motion carried.

The Board took a 10 minute recess.

Facilitator

R. Sachs stated that the date on the agenda is incorrect, it should be changed to August 1, 2005.

C. Felmer stated that when you add the Attorney fees along with staff and the Administrator, it will cost a lot more than \$600.00.

B. McIntyre stated that he is nervous doing this in open session.

C. Felmer mentioned that she feels that this is an attack on her as this has not been done in the past.

A motion was made by R. Sachs and seconded by L. Weix to approve the \$600.00 and cost for additional staff for a facilitator for a meeting to be held on August 1, 2005 at 6:00 p.m.

A roll call vote was taken.  
2-yes (Weix, Sachs), 7-no.  
Motion failed.

Second driveways

A motion was made by R. Bredael and seconded by L. Weix to approve the recommendations by G. Farr and have the P.W. Director bring back an ordinance at the next meeting and to allow duplexes to have the option of 2 different driveways if they face different streets.

A roll call vote was taken.  
Motion carried unanimously.

Ordinance 2005-15

A motion was made by K. Crouch and seconded by R. Bredael to approve ordinance 2005-15 with the only change to be stated that whenever the Director of Public Works is absent he authorize a designee and the Village of Howard to implement a voluntary water conservation request for the rest of the summer.

T. Hansen stated that he is voicing his wife's concern who is against using water for the water fights at the St. John's picnic.

A motion was made by K. Crouch and seconded by R. Bredael to amend the ordinance by striking the last paragraph that starts with "If the President declines" to the end.

A roll call vote was taken on the amendment.  
Motion carried unanimously.

A roll call vote was taken on the main motion.  
Motion carried unanimously.

H-S-P  
Hockey Assoc.

A motion was made by R. Bredael and seconded by T. Hansen to suspend the rules to hear from the audience.  
Motion carried unanimously.

Lynn Lancure and Mike Terrien discussed their proposal.

A motion was made by B. McIntyre and seconded by K. Crouch to return to the regular order of business.  
Motion carried unanimously.

The Board directed staff to look into possible sites and report back at a future board meeting.

Closed session

C. Felmer stated that after a discussion with the Village Attorney, he believes that the State Statute number is incorrect on the agenda and suggested that we discuss the closed session item at the next meeting.

Adjourn

A motion was made by G. Speaker and seconded by R. Bredael to adjourn at 9:45 p.m.  
Motion carried unanimously.

Laurie Wittig  
Clerk Typist