

HOWARD VILLAGE BOARD

October 25, 2004 at 6:30 P.M.

Village Hall Board Room

CALL TO ORDER & ANNOUNCE NO CLOSED SESSION

B. Strazishar, Village President, called the meeting to order at 6:30 p.m. and announced there will be no closed session.

ROLL CALL

R. Bredael, G. Nauman, R. Sachs, G. Speaker, T. Hansen, K. Crouch, L. Weix-6:35 p.m., S. Schomaker and B. Strazishar
Also: H. Thomas, G. Farr, R. Bartelt, M. Hoff, M. Denor, C. Clark and D. Wiese

The Pledge of Allegiance was recited.

APPROVE AGENDA

A motion was made by G. Nauman and seconded by G. Speaker to approve the agenda for tonight's meeting.
Motion carried unanimously.

Public Appearances - None

FUTURE AGENDA

Future Agenda Items

R. Bredael would like as a future agenda item, the Woodman's detention pond and if it has to be fenced.

L. Weix joined the meeting at 6:35 p.m.

PUBLIC HEARING – SPECIAL ASSESSMENTS ON GLEN KENT ESTATES 1st, 2nd, & 3rd ADDITION, GLENDALE & THE EXTENSION OF RICHBOROUGH RD

G. Farr gave a power point presentation regarding the assessment policy, costs, project status and property owner concerns pertaining to special assessments on glen kent estates 1st, 2nd, and 3rd addition, Glendale Avenue and the extension of Richborough Road.

B. Strazishar opened the 6:35 p.m. public hearing.

Attorney Bill Woodward appeared representing the Parins family. No one else appeared and the public hearing was closed.

COMMUNICATIONS

A motion was made by R. Sachs and seconded by T. Hansen to accept and place on file the following communications: CBCWA Agenda/Minutes/Correspondence; Communications from Micoley & Company regarding Geoff Farr; Plan Commission 10/18/04 Minutes; and HYSA 10/20/04 Agenda and the HYSA 9/15/2004 Minutes.

Motion carried unanimously.

CONSENT AGENDA

A motion was made by G. Nauman and seconded by T. Hansen to approve the consent agenda including: Municipal Invoices in the amount of \$1,165,703.61 utilizing check numbers 731304-731379; Peters Concrete Change Order \$0.00; RC Excavating Change Order (\$16,445.83); Dorner Excavating Change Order \$1,000.00; Knaus Construction Change Order (\$14,174.50); Knaus Construction Change Order \$0.00; RC Excavating Change Order (\$2,646.24); Ed Gersek, Inc. Change Order (\$2,609.06); Northern Escrow Inc. FBO Beck's Ornamental & Turf Management, Inc. Change Order \$2,525.80; Renewal of Assessor's Contract for 3 (Three) years; Ordinance 2004-31 amending the definition of "driveway"; Ordinance 2004-32 regarding exempt signs in the South Cardinal Lane Business Zoning District; Ordinance 2004-34 rezoning VH-248-2 from R-5 to R-1; Approve the Conditional Use request from Shopko Stores, Inc. to exceed the maximum sign area allowed in the B-1 zoning district at 2585 Lineville Road VH-143-6; Approve the Final Plat for Glen Kent Estates South West Addition; Approve the request from Dan Gajeski to Rezone Parcel VH-248, VH-248-3, VH-254, VH-1489 and part of VH-231, located at Pinecrest Road and Glendale Avenue from R-5 to R-1; Approve inspection services with Ayres Associates for Glen Kent Phase 2; and Approve inspection services with Ayres Associates for Woodfield.

A roll call vote was taken.
Motion carried unanimously.

HUMANE OFFICER

M. Hoff informed the Board that the Village contracts with the Bay Area Humane Society for our statutory obligation regarding dogs and cats. She also commented that the Brown County Sheriff's Department also aids in pick up if she is not available and that the two local veterinary clinics are also being supportive in helping with the strays and injured animals.

VILLAGE FORESTER

C. Clark reported on the 812 Hillcrest Heights tree visibility concerns and that the Tree Board decided to prune the trees this winter to aid in visibility and then will review the trees in the spring of 2005.

ADMINISTRATOR

H. Thomas discussed the water authority 2005 charges to the Village of Howard and will be getting them some additional information regarding those charges.

**GAROT GROWTH
INCREMENT
REQUEST**

A motion was made by R. Sachs and seconded by K. Crouch to hear from David Chrouser-400 Security who is representing the developer regarding items 9a,9b, and 9e.
Motion carried unanimously.

Dave Chrouser stated that they based decisions on previous approvals from 2003 and now the developer will be paying interest on a million and a half for a pumpkin field. He feels that economically it makes sense to maximize these lots and the developer will only develop the portion that is in the 0-5 year growth area.

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

**GAROT GROWTH
INCREMENT
REQUEST**

A motion was made by G. Speaker and seconded by T. Hansen to deny the request from Keith Garot to change part of parcels of VH-11, VH-10-3, VH-8, VH-9 and VH-10-1 from the 15 to 20 year growth increment to the 0-5 year growth increment.

A roll call vote was taken.
Motion carried unanimously.

**REFER GAROT
REZONING REQUEST
& PRELIMINARY
PLAT OF SPENCERS
CROSSING TO PLAN
COMMISSION**

A motion was made by G. Speaker and seconded by T. Hansen to have the rezoning request from Keith Garot go back to the Plan Commission, have a detailed report from developer specifying the 0-5 swap, and notify the adjacent landowners.

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

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

G. Speaker rescinded his previous motion and T. Hansen rescinded his second to that motion.

A motion was made by G. Speaker and seconded by T. Hansen to send the rezoning request from Keith Garot (Item 9B) and the Preliminary Plat for Spencer's Crossing (Item 9E) back to the Plan Commission and notify the landowners of the Plan Commission.

A roll call vote was taken.
Motion carried unanimously.

**C.U. - NEERDALES
1626 LENWOOD
VH-568**

A motion was made by B. Strazishar and seconded by R. Bredael to approve a conditional use request from Peter J. Neerdales to permit Clear Stream Company to use and expand the building at 1626 Lenwood Avenue, VH-568; to have all areas including the back of the building to include catch basins; and the conditional use is contingent upon the approval of the Building Inspector.

A roll call vote was taken.
Motion carried unanimously.

New Business

**RESOLUTION
2004-37 URBAN
FORESTRY GRANT**

A motion was made by R. Sachs and seconded by G. Nauman to approve Resolution 2004-37 for the Urban Forestry Grant Program.

A roll call vote was taken.
Motion carried unanimously.

**FINAL RESOLUTION
2004-35 SPECIAL
ASSESSMENTS ON
GLEN KENT
ESTATES 1st, 2nd, &
3rd ADDITIONS,
GLENDALE & THE
EXTENSION OF
RICHBOROUGH RD**

Attorney for the Parins stated that they are interested in possibly developing their 7 lots and will work it out with his clients within a week, but the letter of credit that Mr. Juza has will work so the project can continue.

A motion was made by G. Speaker and seconded by L. Weix to approve final Resolution 2004-35 authorizing the levying of special assessments against benefited property for sanitary sewer and laterals, water main & services, storm sewer & laterals, storm water management facilities, sidewalks, trails, curb & gutter, and roadway construction upon the plat of Glen Kent Estates 1st, 2nd, and 3rd additions, Glendale Avenue, and the extension of Richborough Road.

A roll call vote was taken.
Motion carried unanimously.

**AWARD BID FOR
GLEN KENT
ESTATES 2nd
ADDITION ROADWAY
CONSTRUCTION**

A motion was made by G. Nauman and seconded by R. Sachs to award the bid of the Glen Kent Estates 2nd Addition roadway construction to Sievert Excavating for \$1,417,251.36 contingent upon receipt of irrevocable letter of credit, development agreement, waiver of public hearing and construction permits.

A roll call vote was taken.
Motion carried unanimously.

**AWARD BID FOR
GLEN KENT
ESTATES 2nd
ADDITION UTILITY
CONSTRUCTION**

A motion was made by R. Sachs and seconded by G. Nauman to award the bid of Glen Kent Estates 2nd Addition utility construction project to Kruczek Construction Inc. for \$1,698,988.98 contingent upon receipt of irrevocable letter of credit, development agreement, waiver of public hearing and construction permits.

A roll call vote was taken.
Motion carried unanimously.

**AMENDED FINAL
RESOLUTION
2004-36 SPECIAL
ASSESSMENTS
UPON PLAT OF
GLEN KENT
ESTATES 1st
ADDITION, & PLAT
OF GLEN KENT
ESTATES SW
ADDITION,
SHAWANO, KRAUSE,
EXTENSION OF
RICHBOROUGH &
LEEDS CASTLE**

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A motion was made by T. Hansen and seconded by L. Weix to approve amended final Resolution 2004-36 authorizing the levying of special assessments against benefited property for sanitary sewer & laterals, water main & services, storm sewer & laterals, storm water management facilities, driveways, sidewalks, curb & gutter, and roadway construction upon the plat of Glen Kent Estates 1st Addition, and the plat of Glen Kent Estates Southwest Addition, Shawano Avenue, Krause Road, the extension of Richborough Road and the extension of Leeds Castle Drive.

A roll call vote was taken.
Motion carried unanimously.

**REAL ESTATE SIGN
ON VILLAGE
PROPERTY**

A motion was made by K. Crouch and seconded by R. Sachs to have Jeff Weyers purchase the real estate sign that has the Village of Howard name and telephone number on it and allow that sign to be put up by the Village of Howard who would then refer all inquiries to Jeff Weyers.

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

Old Business

**AMEND ORDINANCE
2004-35 RELATING
TO DISCHARGE OF
FIREARMS**

A motion was made by R. Bredael and seconded by G. Speaker to approve Ordinance 2004-35 amending section 9.02(3)(C) relating to the discharge of firearms, with the addition that it shall be unlawful for any center fire rifle discharge.

A roll call vote was taken.
Motion carried unanimously.

ADJOURNMENT

A motion was made by L. Weix and seconded by T. Hansen to adjourn at 8:56 p.m.
Motion carried unanimously.

MICHELLE OLMAN
Deputy Clerk