

**Minutes of the Village Board Meeting
September 14, 2009 at 6:30 p.m.
Village Hall Board Room**

Call to Order Village President Burt R. McIntyre called the meeting to order at 6:30 p.m.

Roll Call Burt R. McIntyre, Village President; Ron Bredael, Trustee Wards 1 & 2; J. Widiger, Trustee Wards 3 & 4; G. Speaker, Trustee 5 & 6; Cathy Hughes, Trustee Wards 7 & 8; J. Lemorande, Trustee Wards 9 & 10; Kelly Crouch, Trustee Wards 11 & 12; David Steffen, Trustee Wards 13 & 14; & Dan Deppeler, Trustee Wards 15 & 16.

Also (staff): R. Bartelt, D. Wiese, C. Haltom, E. Janke, J. Dagneau & A. Helms

The Board recited the Pledge of Allegiance.

Approve Agenda G. Speaker moved to approve the agenda. C. Hughes seconded the motion. **The motion carried unanimously.**

Public Appearances B. McIntyre opened the public hearing.

There were no comments from the public.

B. McIntyre closed the public hearing.

Future Agenda Items G. Speaker requested the Village Board discuss approval for recurring special event permits that have been approved in the past.

Consent Agenda J. Widiger moved to approve the consent agenda. D. Steffen seconded the motion. **The motion carried unanimously.**

The Following Items were Approved as Part of the Consent Agenda:

Approve Village Board Minutes from August 24, 2009

Accept Sex Offender Residency Appeals Board Minutes from August 31, 2009

Accept Joint Review Board Minutes from September 1, 2009

Accept CDA Minutes from September 3, 2009

Accept Small Biz Partnership Minutes from September 3, 2009

Approve Municipal Invoices from August 21 to September 10, 2009 in the amount of \$695,210.13 utilizing check numbers 209250 – 209390.

Approve Operator's Licenses

- (i) Cassandra Bartlett, Green Bay
- (ii) Emily Clermont, Howard
- (iii) Tabitha Drinkwine, Kimberly
- (iv) Cynthia Frankow, Green Bay
- (v) Jaime Hamill, Abrams
- (vi) Amber Resenbuechler, Pulaski
- (vii) Luke Young, Howard

Approve Change Order #1 on the 2009 Utility Rehabilitation Project Involving a \$9,729.07 Addition

Approve a Special Event Permit for the Bay Port High School Booster Club to Host Cross Country Meets at Meadowbrook Park on September 17 and October 8, 2009 from 2:30 p.m. to 8:00 p.m.

Approve a Request for a Temporary Class B Liquor License from Andrew Calhoun to Permit the Sale of Alcohol at 345 Village Court for a Juvenile Diabetes Benefit

Approve **Resolution 2009-37**, "Amending Section 6B of the Village of Howard Personnel Policy Relating to Employee Appearance"

Approve **Resolution 2009-38**, "Resolution Supporting Transportation Investment Generating Economic Recovery (TIGER) Grant Application for State Trunk Highway (STH) 29 Interchanges by the Village of Hobart in Conjunction with the Wisconsin Department of Transportation"

#5m

**Bay View Middle
School Special
Event Permit**

G. Speaker moved to approve a special event permit for Bay View Middle School to host a cross country meet at Meadowbrook Park on September 29, 2009 from 3:45 p.m. to 6 p.m. C. Hughes seconded the motion. **The motion carried unanimously.**

REPORTS OF VILLAGE OFFICIALS

#6a

Administrator Report

Regional Transit Authority

A. Helms reported on a proposed resolution requesting the State Legislature to consider permitting the creation of a Northeast Wisconsin Regional Transit Authority. The Board will vote on the resolution at its September 28th meeting.

#6b

Performance & Information Services Report

FY 2008 Police Services Performance Measurement Data

A. Helms reported on the FY 2008 ICMA Center for Performance Measurement for the Village of Howard's Police Services.

Report Regarding Village Marketing Efforts

A. Helms reported on current Village marketing/public information efforts including posting messages on water bills and the creation of an online weekly video update. The Board requested that staff contact Active Government Solutions for further information on generating revenue from advertising.

#6c

Administrative Services Report

August Financial Report

C. Haltom presented the August Financial Report. K. Crouch questioned whether the golf season was wrapping up and if the Village would reach the revenue projections for fiscal year 2009. C. Haltom stated that there is approximately one and a half months left in the golfing season.

#6d

Community Development Services Report

Brown County Planning Commission Update

D. Wiese reported on the proceedings of the August Brown County Planning Commission Board of Directors meeting. The Planning Commission reclassified Glendale Avenue as a major collector road.

Safe Routes to School Task Force Update

D. Wiese reported on the proceedings of the September 10th Safe Routes to School Task Force meeting. The Task Force has created a draft Safe Routes to School Plan.

#6d
Public Safety
Services Report

Report Regarding Turkey & Goose Abatement

E. Janke reported on potential goose and turkey abatement options in the Village of Howard to prevent damage to crops and residential gardens. The Village Board discussed potential options including repellants, live trapping, habitat modification, exclusion, and shooting.

OLD BUSINESS

#7a
Roskom CUP

D. Wiese reported on a request for a conditional use permit from Jeff Roskom to permit the construction of a 24' x 26' horse shelter and hay storage building and to permit the keeping of 20 Scottish Highland cattle and 2 horses at 1200 Brookfield Avenue.

J. Lemorande moved to approve the conditional use permit to allow the construction of a 24' x 26' horse shelter and hay storage building, 2 horses and up to 20 Scottish Highland Cattle. J. Widiger seconded the motion.

Gary Cornell addressed the Board regarding Mr. Roskom's request for a conditional use permit. G. Cornell stated that a trailer of rotten meat had been dumped on his property and that he subsequently cleaned up. He further stated that he received a non-compliance notice for the rotten meat due to the smell and potential for rodent infestation. G. Cornell stated that the cattle will produce the same smell.

Brent Cornell of 2001 Woodale Avenue addressed the Board regarding Mr. Roskom's request for a conditional use permit. B. Cornell stated that the property is currently zoned R-5 residential, but permitting up to 20 cattle would make the property similar to an agricultural property.

Jeff Roskom of 1200 Brookfield Avenue addressed the Board regarding his request for a conditional use permit. He stated that he has had two cows on his property for the past two years and had not received any complaints. He is now applying for a conditional use permit to comply with the R-5 zoning regulations.

The Board voted on the original motion. A roll call vote was taken.
The motion carried on a 5 to 4 vote with K. Crouch, C. Hughes, G. Speaker and D. Steffen dissenting.

#7b

Zegers Rezoning

D. Wiese reported on a request from Bob Zegers to rezone parcels VH-747-18, VH-747-26, and VH-747-25 located on Fairdale and Elmhurst Avenue from Single Family Residential to Highway Commercial.

K. Crouch moved to deny the rezoning request from Bob Zegers. J. Lemorande seconded the motion. **The motion carried unanimously.**

OLD BUSINESS

#8a

4F Mitigation

D. Wiese reported on a proposed 4F mitigation exchange with the Wisconsin Department of Transportation for parcel VH-516-2 located on Wietor Drive adjacent to Gordon Nauman Park.

J. Widiger moved to approve the 4F mitigation exchange with the condition that in the event that more than 4.53 acres are impacted, the DOT consider additional mitigation exchange acreage. D. Steffen seconded the motion. **The motion carried unanimously.**

#8b

SKI Properties

CSM

D. Wiese reported on a proposed certified survey map from SKI Properties, LLC to divide parcel VH-459-11 along Cardinal Lane.

G. Speaker moved to approve with the following conditions:

- Add "Village of Howard 30' drainage easement" on Lot 2
- Show the new building on Lot 2

K. Crouch seconded the motion. **The motion carried unanimously.**

#8c

Mountain Lake

CSM

D. Wiese reported on a proposed certified survey map from Mountain Lake Development, LLC to divide parcel VH-155-1 along Cardinal Lane into four lots.

Steve Bieda of Mau & Associates addressed the Board regarding the proposed certified survey map. S. Bieda stated that Mountain Lake Development, LLC would be willing to sign an agreement stating that future assessments may be charged to lot four of the proposed CSM.

Michell Stimpson of Mountain Lake Development addressed the Board regarding the status of lot four for the proposed certified survey map. M. Stimpson stated that the approved apartments are being put on hold due to cost considerations.

C. Hughes moved to approve with the following conditions:

- All stormwater will be part of the cumulative addition of future development on lot 4.
- A deed restriction shall be recorded for lots 3 and 4 for future assessments and road easements.

D. Steffen seconded the motion. **The motion carried on a 7 to 2 vote with R. Bredael and J. Lemorande dissenting.**

#8d

**Wine Premier
Liquor License**

C. Haltom reported on a request for a Class B Combination Beer and Liquor license from Wine Premier WGB, Inc.

K. Crouch moved to approve the request for a liquor license from Wine Premier WGB, Inc. with the following conditions:

- Waiting period up to 60 days from today's date for remission of another Class B combination beer and liquor license; in the event no such license is remitted, approval is made for the applicant to purchase a \$10,000 reserve license within 90 days from today's date.

D. Steffen seconded the motion. **The motion carried unanimously.**

#8e

**Chasers Bar & Grill
Liquor License**

C. Haltom reported on a request for a Class B Combination Beer and Liquor license from Chasers Bar & Grill.

D. Steffen moved to approve with the following conditions:

- HPMP, LLC must forfeit its liquor license for 1773 Cardinal Lane prior to September 15, 2009.

J. Widiger seconded the motion. **The motion carried unanimously.**

#8f

**Kwik Trip
Liquor License**

C. Hughes moved to approve the issuance of a Class A liquor license to Kwik Trip, Inc. K. Crouch seconded the motion. **The motion carried unanimously.**

#8g
Water Leakage
Study

R. Bartelt reported on a request to perform a study of water leakage in the Village of Howard's water system.

R. Bredael moved to approve a water study to be conducted by AECOM in the amount of \$10,340. K. Crouch seconded the motion. The Board discussed the motion. **The motion carried unanimously.**

#8h
Attorney
Engagement
Letter

G. Speaker moved to approve an engagement letter with Reinhart Boerner Van Deuren to provide legal services for the Village of Howard Community Development Authority. D. Steffen seconded the motion. **The motion carried unanimously.**

#8i
Resurfacing
Project Change
Order

R. Bartelt reported on change order #1 for the 2009 asphalt resurfacing project involving a \$66,321.10 addition.

G. Speaker moved to approve the change order. C. Hughes seconded the motion. **The motion carried unanimously.**

#8j
Resolution
2009-39

R. Bartelt reported on Resolution 2009-39, "Establishing a policy for the purchase of additional recycling carts for residential properties." The proposed resolution would establish a fee for the cost of the cart plus tax and an additional \$15 annual service fee for additional recycling carts.

J. Widiger moved to approve **Resolution 2009-39**. D. Steffen seconded the motion. **The motion carried unanimously.**

ADJOURNMENT

J. Lemorande moved to adjourn. D. Deppeler seconded the motion. **The motion carried unanimously and the meeting was adjourned at 8:24 p.m.**

Respectfully Submitted,

Adam Helms

Adam Helms
Assistant Village Administrator