

**Minutes of the Village Board Meeting
September 28, 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.

Excused: D. Deppeler, Trustee Wards 15 & 16

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

The Board recited the Pledge of Allegiance.

Approve Agenda B. McIntyre stated that item #7c had been removed from the agenda and that closed session would be moved to the beginning of the meeting. C. Hughes moved to approve the agenda as amended. G. Speaker seconded the motion. **The motion carried unanimously.**

Closed Session R. Bredael moved to convene to closed session. C. Hughes seconded the motion. **A roll call vote was taken. The motion carried unanimously and the Board convened to closed session at 6:33 p.m.**

Open Session G. Speaker moved to return to open session. C. Hughes seconded the motion. **The motion carried unanimously at 6:53 p.m.**

Public Appearances B. McIntyre opened the public hearing.

There were no comments from the public.

B. McIntyre closed the public hearing.

Future Agenda Items J. Lemorande requested that staff conduct a traffic count at the intersection of Rockdale and Woodale and consider making the intersection a two-way stop instead of a four-way stop.

K. Crouch stated that the contract of the Village attorney will be expiring and requested staff to investigate other potential options for attorney services including the following:

- Sharing a full-time attorney with another community.
- Bid the contract.

K. Crouch further requested that these options be discussed at the October 26, 2009 Village Board meeting.

J. Widiger requested a discussion regarding zoning regulations for AT&T U-Verse utility cabinets located on private easements.

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 September 14, 2009

Accept Plan Commission Minutes from September 21, 2009

Accept Sex Offender Residency Appeals Board Minutes from September 23, 2009

Accept CDA Minutes from September 23, 2009

Approve Municipal Invoices from September 11 to September 24, 2009

Approve Operator's Licenses

Operator licenses, per s. 125.17 of the *Wisconsin Statutes* and s. 12.02(4)(h) of the *Howard Municipal Code*, if approved, are valid for a period of two years expiring on June 30.

- (i) Cody Aude, Suamico
- (ii) Jennifer Belanger Howard
- (iii) Deborah Bengry, Howard
- (iv) Jacob Elbe, Green Bay
- (v) Christy Ellsworth, Howard
- (vi) Lisa Garot, Green Bay
- (vii) Steven Mielke, Suamico
- (viii) Marjorie Mueller, Green Bay
- (ix) Annette Rogers, Green Bay
- (x) Nicole Stathas, Green Bay

Plan Commission Items

Approve Ordinance 2009-21, "Rezoning the Property Located at 3354 Glendale Avenue, Parcel VH-221-5, from R-5 Rural Estate to R-1 Single Family Residential"

Approve a Request for a Conditional Use Permit from Tami Gerzetch for Kid's Town, a Parent Supervised Interactive Play Center at 2450 Velp Avenue

Approve Ordinance 2009-22, "Rezoning 2202 Glendale Avenue, Parcel VH-304-1, from I-1 General Industrial to R-1 Single Family Residential"

Approve a Request from Jennifer Pollitt to Register the Village of Howard as a Wisconsin Energy Independent Community

REPORTS OF VILLAGE OFFICIALS

#6a

Asst. Admin. & Public Works Report

AT&T U-Verse Utility Boxes

R. Bartelt reported on AT&T U-Verse utility boxes, which will be located at various locations throughout the Village of Howard.

#6b

Asst. Admin. Performance & Information Services Report

FY 2008 Fire Department Performance Measurement Data

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

Report Regarding ICMA CPM Award

A. Helms presented the ICMA Center for Performance Measurement Certificate of Achievement award. Howard was only one of twenty communities nation-wide to receive the award and the only municipality in the State of Wisconsin to win the award.

D. Steffen was excused from the meeting at 7:08 p.m.

#6c

Community Development Services Report

Special Event Permits

D. Wiese reported on the process for issuing special event permits. By ordinance, any group greater than 40 people renting out a Village-owned facility must obtain a special event permit from the Village

Board. G. Speaker requested that the Village Board review any special event permits, which would not comply with park shelter rental policies and procedures.

Temporary Signs

D. Wiese reported on the existing zoning regulations for temporary signage in business districts in the Village of Howard. The Board decided not to pursue any changes to the temporary signage ordinances.

#6d

L.E. O'Connor Fellow Report

J. Pollitt reported on various projects she has been working on throughout her tenure as the L.E. O'Connor Fellow including calculating the Village of Howard's carbon footprint and tracking/analyzing Village utility bills, applying for energy efficiency and conservation block grants.

NEW BUSINESS

#7a

Van Horn CSM

D. Wiese reported on a request from Leslie Van Horn to divide the parcel at 3354 Glendale Avenue into two lots for single-family residential development.

J. Widiger moved to approve the CSM with the condition that all assessments are paid in full. J. Lemorande seconded the motion. **The motion carried unanimously.**

#7b

Tender Hearts PDD

D. Wiese reported on a request for a planned development district amendment from Jones Sign Company representing Tender Hearts Assisted Living Center to amend the design of the approved monument sign for Tender Hearts located at 300 Cardinal Lane.

R. Bredael moved to approve the PDD amendment. G. Speaker seconded the motion. The Board discussed the motion. **The motion carried unanimously.**

Duck Creek Boat Landing

R. Bartelt reported on a request to amend the fiscal year 2009 resurfacing contract to include the resurfacing of the Duck Creek Boat Landing parking lot.

C. Hughes moved to approve the resurfacing of the Duck Creek Boat Landing parking lot. G. Speaker seconded the motion. The Board discussed the motion. **The motion carried on a 6 to 1 vote with R. Bredael dissenting.**

**Ordinance
2009-23**

R. Bartelt reported on Ordinance 2009-23, "Creating Section 7.05(1)(jj) of the Howard Traffic Code of the Municipal Code of the Village of Howard Relating to Parking Regulations." The proposed ordinance would prohibit parking on E. Idlewild from Velp to N. Idlewild.

R. Bredael moved to suspend the rules. G. Speaker seconded the motion. **The motion carried unanimously.**

R. Pfefferman of 2202 Brookview Drive addressed the Board regarding the proposed ordinance and explained some of the issues he is having at his business loading and unloading cargo due to people parking on Idlewild.

R. Walus of 2300 N. Idlewild Court addressed the Board regarding the proposed ordinance. He stated that the semi-trailers are pulling into his driveway and cracking his driveway when they back into A-1 elevator sales.

K. Crouch moved to return to regular order of business. R. Bredael seconded the motion. **The motion carried unanimously.**

K. Crouch moved to table the item. J. Lemorande seconded the motion. **The motion carried unanimously.**

**Resolution
2009-41**

D. Wiese reported on Resolution 2009-41, "Establishing Fee Structures and Rental Policies for Village of Howard Park Shelters."

J. Widiger moved to approve Resolution 2009-41 with the following conditions:

- Any event requiring an open fire would need to be approved by the Howard Fire Department.
- The Howard-Suamico Community Band be moved to Category 1.

R. Bredael seconded the motion. The Board discussed the motion. **The motion carried on a 4 to 3 vote with K. Crouch, J. Lemorande and G. Speaker dissenting.**

**Ordinance
2009-24**

R. Bartelt reported on Ordinance 2009-24, "Creating Section 7.03(7)(g), (h) and (i) of the Howard Municipal Code Relating to Speed Limits in the Village of Howard." If approved, the ordinance would create school zone speed limits of 15 m.p.h. on portions of Woodale, Rockwell, and Cardinal near Bay View Middle School.

G. Speaker moved to approve Ordinance 2009-24. C. Hughes seconded the motion. **The motion carried unanimously.**

**Ordinance
2009-25**

C. Haltom reported on Ordinance 2009-25, "An Ordinance Repealing and Recreating Section 12.02(4)(J)(1), (2), (4) and (6) of the Village of Howard Municipal Code Relating to Fees for Liquor Licenses."

K. Crouch moved to approve Ordinance 2009-25. C. Hughes seconded the motion. **The motion carried unanimously.**

LED Streetlights

D. Steffen returned at 8:20 p.m.

C. Hughes moved to approve the purchase of three LED streetlights for the intersection of Howard Boulevard and Riverview Drive with the median lighting option. K. Crouch seconded the motion. The Board discussed the motion. **The motion carried on 7 to 1 vote with G. Speaker dissenting.**

ADJOURNMENT

J. Lemorande moved to adjourn. G. Speaker 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