

**Minutes of the Village Board Meeting  
July 23, 2007 at 6:30 p.m.  
Village Hall Board Room**

**Call to Order**

C. Felmer called the meeting to order at 6:30 p.m.

C. Felmer stated that the Board may convene into closed session pursuant to s. 19.85(1)(e) & (g), Wis. Stats.

**Roll Call**

B. McIntyre, D. Steffen, K. Crouch, R. Ziemer, G. Speaker,  
C. Hughes, J. Widiger, R. Bredael & C. Felmer

Also (staff): B. Bartelt, C. Haltom, D. Wiese, M. Pigeon and D. Duffy  
(attorney)

**The Board recited the Pledge of Allegiance.**

**Approve Agenda**

J. Widiger moved to approve the agenda. G. Speaker seconded.  
**The motion carried unanimously.**

**Public Hearing -**

None

**Public Appearances**

None

**Future Agenda Items**

None

**Communications**

R. Ziemer moved to approve communications. C. Hughes seconded. **The motion carried unanimously.**

**Consent Agenda**

D. Steffen moved to approve the consent agenda. G. Speaker seconded. C. Hughes requested to hold item 9b(i), April 17, 2007 Village Board Meeting Minutes. **The motion carried unanimously.**

The following items were approved as a part of consent agenda:

- a. Approve Municipal Invoices – payment of \$495,351.77 utilizing check numbers 202751-202876.
- b. Approve Village Board Minutes – July 9 & 16, 2007
- c. Accept Plan Commission Minutes – July 16, 2007
- d. Plan Commission Items
  - i. Approve an amendment to the official Village floodplain map for Robert J. Harris of Harris & Associates, Inc. representing TC investors, LLC to fill and remove a portion of VH-461-2 located at 345 Cardinal Lane

- ii. Approve a conditional use permit for William Sultzmman to allow the construction of a 50' x 50' hay storage building with 15' x 30' lean-to horse shelter at 1600 Greenfield Avenue, VH-4.
- iii. Approve a conditional use permit for Carl W. Schmidt, representing Christ the King Lutheran Church to allow the construction of a 20' x 24' storage building at 1700 Cardinal Lane, VH-143-5.
- iv. Approve a Conditional Use Permit for Mike Doyle Representing Doubles Bar to Allow an Outdoor Beer Garden with Live Entertainment at 740 Memorial Drive, VH-527
- f. Approve Applications for Temporary Class "B" Beer License:
  - i. Village Green Golf Course, July 25, 2007, commonly known as lots 32-29, 29/41 Retail Centre, Howard, Wisconsin.
  - ii. Josephine's Pizza, catering a dinner for Meadowbrook Elementary School Staff and Guest, August 27, 2007 at St. John's The Baptist Church in commons area
  - iii. Howard Recreation Department for Howard Community Event, August 11, 2007 at Akzo Nobel Sport Complex, Diamond "B"

**Reports of Village  
Officials**

**President Report**

C. Felmer stated that the next sex offender regional task force meeting will be August 8 in Ashwaubenon.

**Director of  
Admin. Services**

C. Haltom presented the June 2007 Financial Report.

**Director of Public  
Works Report**

B. Bartelt reported on the Central Brown County Water Authority Drinking Water Utility Project. B. Bartelt stated that it would take approximately a month before the all of the water in the Village will be directly from Lake Michigan. B. Bartelt stated that some residents may see rust colored water due to the age of some of the water utility pipes in the Village.

## Old Business

### #11a

#### **ATV Ordinance**

Attorney Duffy reported on the draft ATV Ordinance. The draft ordinance states that private ATV race tracks will be prohibited in the Village of Howard. B. McIntyre moved to suspend the rules. D. Steffen seconded. **The motion carried unanimously.**

Scott Stordeur of 927 Pinecrest addressed the Board regarding the draft ordinance. He stated that he was in favor of permitting “trail riding” in the Village of Howard.

Brian Fetzer of 3377 Lineville Road addressed the Board regarding the draft ordinance. He stated that he has a stock ATV that he rides on his property.

Dave Chrouser of 3357 Lineville Road addressed the Board regarding the draft ordinance. He stated that ATV’s kick up a significant amount of dirt and emit a lot of noise.

Ken Stordeur 4221 Glendale Avenue addressed the Board regarding the draft ordinance. Mr. Storter asked the Board to differentiate between “trail riding” and “track riding” or a “race course.”

Marty Stordeur of 1136 Pinecrest stated that she does not want to see “trail riding” abolished.

Linda Verhagen 3377 Lineville addressed the Board regarding the draft ordinance. She stated that they take several steps to mitigate dust and noise. She stated that they have a large water tank they use to water down the track to reduce dust.

G. Speaker moved to return to regular order of business. C. Hughes seconded. **The motion carried unanimously.**

K. Crouch moved to adopt the ordinance as presented with the deletion of the words, “courses and” from Section 7.12 of the Village Code and amend the “Exceptions” portion of the ordinance to read, “Except for lawn care, snow removal, property maintenance, property towing and designated trail access.” G. Speaker seconded. The Board discussed the motion. **The motion carried on a 6-3 vote with C. Hughes, R. Ziemer, and B. McIntyre dissenting.**

### #11b

#### **Solicitor Ordinance**

G. Speaker addressed the Board regarding the Village’s existing solicitor’s ordinance. G. Speaker stated that a more thorough background check should be conducted. G. Speaker moved to table

the item. J. Widiger seconded. **The motion carried on an 8 to 1 vote with K. Crouch dissenting.**

**#11c  
Community  
Branding**

C. Felmer moved to approve a blue/light blue two-tone color logo with the words “Rising To New Heights” arched above. G. Speaker seconded. R. Bredael moved to suspend rules. C. Hughes seconded. **The motion carried unanimously.** R. Bredael moved to return to regular business. D. Steffen seconded. **The motion carried unanimously. The original motion carried on a 7-2 vote with J. Widiger and C. Hughes dissenting.**

**New Business**

**#12a**

**Retirement Policy**

R. Bredael moved to approve Resolution 2007-12, “Employee Retirement Policy. B. McIntyre seconded. The Board discussed the motion. K. Crouch moved to amend the resolution to read “5-9”, “10-19” and “20 and Over”. C. Hughes seconded. K. Crouch withdrew his amendment. C. Hughes withdrew her second.

D. Steffen moved to amend the motion to award individuals retiring from the Village with 10 years of service \$100, 20 years - \$200 and 30 years and over - \$300. B. McIntyre seconded the amendment. **The amendment carried unanimously.** The Board voted on the original motion with the amendment as mentioned above. **The motion carried unanimously.**

**#12b**

**Attorney Contract**

K. Crouch moved to adopt the amended contract as presented. R. Ziemer seconded. The Board discussed the motion. Attorney Duffy stated that the amendments to the contract were agreeable. D. Steffen moved to amend the contract in section VI to read:

“(E). Attorney must provide a written notice to the Village of Howard no later than July 1, 2009 of his intent to extend his agreement beyond December 31, 2009. An extension of the agreement shall contain and be limited to the same terms and conditions as herein provided, for an additional term of two (2) years.”

R. Bredael seconded. The Board discussed the amendment. D. Steffen withdrew his amendment. K. Crouch withdrew second.

J. Widiger moved to approve contract with the removal of the automatic renewal clause. D. Steffen seconded. The Board discussed the motion. J. Widiger withdrew his motion. D. Steffen withdrew his second.

C. Felmer moved to approve the contract subject to a future amendment to the automatic renewal clause. B. McIntyre seconded. **The motion carried unanimously.**

The Board voted on the original motion made by K. Crouch and seconded by R. Ziemer. **The motion carried unanimously.**

**#12c**

**Roland Site Plan**

D. Wiese reported on the proposed site plan. J. Widiger moved to approve with the following conditions:

1. Sizes of the plant materials are specified and approved by the Village Forester.
2. All lighting is recessed or 90 degree cutoff shoebox style. Wallpacks or other fixtures which convey light off the sight or produce glare are not allowed.
3. The garbage/recycling area is screened with the same materials of the building.
4. Any future signs need to be approved by the Village Board.
5. Stormwater management Plan submitted to the Village of Howard Engineering Department.
6. Subject property shall remain on the Village of Howard property tax roles for 10 years

D. Steffen seconded. A roll call vote was taken. **The motion carried on an 8 to 1 vote with G. Speaker dissenting.**

**CLOSED SESSION**

J. Widiger moved and G. Speaker seconded the motion to go into closed session at 8:18 p.m. pursuant to s. 19.85(1)(e), *Wisconsin Statutes*, for “the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session”, which will include discussions regarding bargaining discussions for the Howard Village Center project and various other lands located in the Village of Howard.

Per s. 19.85(1)(g), *Wisconsin Statutes*, the Village Board, at the end of this meeting agenda, may go to closed session to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body to wit Brown County’s litigation against the Village of Howard.

A roll call vote was taken. **The motion carried unanimously.**

**RETURN TO OPEN SESSION**

R. Bredael moved to return to open session. J. Widiger seconded. The motion carried unanimously and the Board returned to open session at 9:00 p.m.

**Action on Closed  
Session Items**

No action was taken on the items discussed in closed session

**ADJOURNMENT**

**Adjourn**

C. Hughes moved to adjourn. J. Widiger seconded. **The motion carried unanimously and the meeting was adjourned at 9:03 p.m.**

Respectfully Submitted,

Adam Helms  
Assistant to Village Administrator