

Village Board Meeting Minutes April 22, 2019

- 1) Call to Order and Roll Call: President Laux called the meeting to order at 6:40 pm. Trustees present were Bob Benz, Roger Kaas, Lisa Ott, David Miller, Kathy Salo, and Ned Marks. Also in attendance was Times-Villager Reporter Tom Collins, Thad Majkowski of Cedar Corporation, Parks & Recreation Coordinator Brenda Stumpf, Administrator Randy Friday, and Clerk/Treasurer Jo Ann Lesser.
- 2) Pledge of Allegiance: All those present stood to recite the Pledge of Allegiance.
- 3) Approval of the Agenda: Trustee Benz made a motion to approve the agenda. Trustee Salo seconded the motion. Motion carried, 7-0.
- 4) Approval of Minutes: April 8, 2019: Trustee Benz made a motion to approve the minutes with corrections. Trustee Salo seconded the motion. Motion carried, 7-0.
- 5) Registered Citizen Comments on Agenda Items: None
- 6) Report of the Plan Commission (Special Meeting; April 15).
 - a) *Pond View Estates – Restrictive covenants, etc:* Steve Summers was present to explain that the Plan Commission held a special meeting on April 15th to review the covenants of the subdivision and found minor changes and requested the developer to make those changes. Trustee Marks questioned the ownership of the pond, Administrator Friday explained the pond will remain in the ownership of the home owners association, the water once it leaves the pond and enters the village storm sewer system will then become the village's responsibility. Trustee Kaas questioned about the maintenance of the pond, Engineer Thad Majkowski informed the Board that the association will be responsible for maintenance and explained the village could special assess the owners for the charges incurred by the village in maintaining the pond property. Kaas wanted to know if the village has the authority to enforce this process. Friday explained the village does have the authority in place. Trustee Kaas asked if there will be a trail included along Natures Way and it was confirmed no trail has been included in the plans and there is no intention of including one. Trustee Kaas made a motion to accept the recommendation of the Plan Commission to accept the covenants of Pond View Estates with the inclusion of the property owners of the subdivision will have the responsibility of maintenance of the pond and that the plat will note the village has the right to assess property owners for repairs. President Laux seconded the motion. Motion carried, 6-1.
 - b) *Zoning Code Update:* Steve Summers explained that the commissioners are reviewing the code and once that is complete they can take a look at the building standards as requested by Trustee Kaas.
- 7) Report of the Parks, Recreation and Urban Tree (PRUT) Board (April 15)
 - a) *Pickleball – Temporary striping on Wanick Park tennis courts:* Park and Recreation Coordinator Brenda Stumpf stated she received a petition from residents requesting the tennis courts at Wanick Park be lined for pickleball. Stumpf noted the petition has a total of 258 signatures. Stumpf noted back in 2015 there wasn't much interest in the game, but recently has become more popular, a group of 4 and another group of 5 use the gym to play. Stumpf stated that at the last PRUT meeting it was voted to recommend to the Board marking the tennis courts for pickleball, with tape rather than paint and the current net will stay in place.

Trustee Miller made a motion to approve setting up the tennis courts for use with pickleball players. Trustee Ott seconded the motion. Motion carried, 7-0.

- b) *American Legion baseball field*: Tabled fencing removal: Stumpf informed the Board that this issue was tabled so research can be completed for the cost of repairs.

8) Report of Village Officers.

- a) Village President: None

- b) Fox Cities Area Room Tax Commissioner: Trustee Benz stated he has not attended a meeting recently but has received an email explaining that the construction of the sports facility is almost back on schedule. A business manager has been hired and other key personnel will now be sought to fulfill positions.

- c) Clerk/Treasurer

- i. Consent Agenda (Financial Reports; Operator's Licenses): Clerk/Treasurer Jo Ann Lesser explained that there are no operator licenses to report. Trustee Kaas made a motion to approve the financial report with a total of \$25,320.92 in expenses. Trustee Benz seconded the motion. Trustee Marks questioned the attorney invoice with a charge for process serving of \$569.00 at N502 Military Road, Marks felt this was a rather high charge and the property listed does not make sense. Lesser reviewed the invoice but was unable to relay more information as the invoice did not share a lot of detail. It was recommended to contact the attorney for more detail before paying. Motion carried, 7-0.

- 9) Village Engineer and/or Utility Operator: Administrator Friday stated that Bruce Genskow's report is in the packet. The water loss is 13.4% for 1st quarter of 2019.

- 10) Village Administrator: Project Update(s): Administrator Friday informed the Board of a sinkhole on Sundown Court. Friday stated he and Scott Nadler were out sandbagging trying to relocate the water flow to a secondary culvert. The one culvert was being undermined and created the sinkhole, the size on April 18th was the size of a quarter, today it's 3 feet by 3 feet. Engineer Majkowski will work with the WDNR to finalize repair plans.

- 11) Old Business: None.

12) New Business:

- a) *Bid Award*: Consider award for B-19 Road Projects (\$835,448.55; MCC, Inc.): Engineer Thad Majkowski informed the Board of the two bids that were received for the project. MCC, Inc. was the lowest bidder. Majkowski recommended the Board delay curb repair for this year due to the limited amount in the project, this has increased the costs in the contract, it'd be better to wait until there is a substantial amount of work which would keep a crew from being pulled from a larger job. Trustee Marks made a motion to accept and approve the bid award to MCC, Inc. for the B-19 Meehl/Stumpf road project in the amount of \$833,448.55. Trustee Kaas seconded the motion. Motion carried, 7-0.

- b) *Agreement for Professional Engineering Services*: Consider Addendum to Base Agreement (Cedar Corp.): Trustee Salo made a motion to approve the addendum to the bae agreement for Cedar Corporation. Trustee Benz seconded the motion. Motion carried, 6-1.

- c) *Resolution #2019-02: Supporting Increased Levy Limit Flexibility for Local Governments*. Consider/Approve: Administrator Friday explained the resolution is requesting the Board approve the resolution to be sent to the state legislatures to approve the Governor's budget proposal to allow municipalities the opportunity to increase their levy by 2% or the net new construction whichever is greater. This was allowed a few years ago, but was removed during Governor Scott Walker's term. Trustee Kaas made a motion to approve resolution 2019-02

supporting an increase in levy limit flexibility for local governments. Trustee Salo seconded the motion. Motion carried, 6-1.

13) Complaints & Compliments: None.

14) Correspondences:

a) *Stormwater Implementation Plan for Lower Fox (and Compliance)* (WisDNR; April 9).

b) *Town of Greenville – Incorporation* (WisDOA; April 12).

These items were informational only, no discussion or decisions were made by the Board.

15) *Closed Session*: President Laux read the following notice: Per Wis. Stats. §19.85(1)(c) the Village Board may move to a Closed Session when considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. Trustee Salo made a motion at 7:50 pm to enter into closed session. Trustee Benz seconded the motion. Motion carried, 7-0. The Board ended closed session at 8:07 pm on a motion by Trustee Miller and seconded by Trustee Salo. Motion carried, 7-0.

16) *Open Session*: The Village Board may take action on any item listed in *Closed Session*. President Laux questioned the Board for their opinion on the request from Representative Tusler to attend the May 13th Village Board meeting to discuss the state budget. It was the general opinion of the Board that it wasn't necessary for Representative Tusler to attend a meeting.

17) *Adjournment*: Meeting adjourned at 8:08 pm.

Respectfully submitted,

Jo Ann Lesser, CMC, WCMC
Clerk/Treasurer