

Village Board Meeting Minutes January 9, 2006

- 1) Call to Order and Roll Call – President Miller called meeting to order at 6:34 p.m. with roll call:

Present	Absent
Bill Barribeau	None
Joe Beach	Others Present
Roger Kaas	Josh Van Lieshout, Coordinator
Joyce Laux	Ellen Maxymek, Clerk/Treasurer
David Miller	
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – ***Barribeau moved to approve the agenda. Thomson second. Motion carried.***

- 4) Approval of Minutes – ***Barribeau moved to approve the minutes of December 12, 2005.*** Discussion initiated by Kaas regarding recorded motion under agenda item 9) a). ***Kaas second. Motion carried.***

- 5) Registered citizen comments on agenda items
 - Stacey Wyngaard, W3734 Hwy. 10 Menasha, re agenda item 6) a) i).
 - Brian Carle, Sherwood Postmaster, re agenda item 7) d). Regarding traffic management issues in the downtown area, Carle urged the Board to take action to insure safety at the Hwy. 114/Cty. M/Clifton Rd. intersection. In his opinion the speed limit needs to be enforced to slow down traffic that routinely exceeds limits. After discussion the Board requested that Van Lieshout contact the Calumet County Sheriff Department, asking for increased monitoring of the intersection and enforcement particularly during peak traffic hours. Van Lieshout will report back to the Board regarding the results of his contact.

- 6) Consent Agenda
 - a) Operator's License
 - i) Request for appeal and reconsideration of December 12, 2005 denial of an Operator's License to Stacey R. Wyngaard – Wyngaard appealed for reconsideration of denial of an Operator's License, stating that she misunderstood a question on the license application relative to prior convictions. She said that the offences reported in the records report were dropped to misdemeanors and she successfully completed the deferred prosecution program. She also reported that she holds a current license issued by Town of Menasha subsequent to the offenses in question. Maxymek verified that the manager at her worksite was aware of the record and remained anxious to employ Ms. Wyngaard. ***Kaas moved to issue an Operator's permit to applicant Wyngaard. Miller second. On a call of rol, Beach, Kaas, Laux, Miller and Rath voted in favor. Barribeau and Thomson voted against.***

 - ii) Jacob Robert Kramer – ***Barribeau moved to approve. Thomson second. Motion carried unanimously.***

iii) Randi Bangart – *Barribeau moved to approve. Thomson second. Motion carried unanimously.*

7) Report of the Plan Commission

1) Actionable Items – *Motion by Laux to approve action items. Kaas second. Motion carried unanimously.*

a) Consideration and action to approve a preliminary plat for Lakeshore Estates South – Recommended approval of a preliminary plat for Lakeshore Estates South.

b) Consideration and action to approve a preliminary plat for Farmington Meadows – Recommended approval of preliminary plat for Farmington Meadows Subdivision.

2) For Information Only

a) Consideration and action to withhold objection to a Certified Survey Map located in the SE 1/4 of the SE 1/4 of Section 1, Town 20 North, Range 18 East, Town of Harrison – Tabled consideration of the land division until information is provided about sub divider's intent particularly with regard to road frontages and access.

b) Review and possible action on the Utilities and Community Facilities chapter of the comprehensive plan – Reviewed and made numerous changes to the draft of the Utilities and Community Facilities chapter of the comprehensive plan.

c) Discussion regarding redevelopment at High Cliff Golf Course – Reviewed correspondence from Coordinator to owners of golf course.

d) Discussion round table about projects for 2006 – Prioritized projects of interest to Commission:

1. Downtown Redevelopment
 - a. Exercise tighter controls on uses/buildings
 - b. Building improvement
 - c. Resolve traffic management issues
 - d. Remove blighted buildings
 - e. Business development
2. Develop Targeted Market Housing
3. Reexamine/Approach Public Education Facilities Issues

8) Report of the Utility Commission

1) Actionable Items – No Action.

a) Consideration and Action to recommend to the Village Board an Ordinance for Assessment Proceedings and Hook-Up Fees Imposed for Public Improvements Installed by Private Developers

2) For Information Only

a) WWTF Headworks Heating and Ventilating – Acted to approve expenditure of \$62,000 – using Equipment Replacement set-aside funds if possible – for a Make-up Air Unit without Heat-Exchanger.

b) Discussion and possible action regarding Well 7 and treatment concepts – Discussion without action relative to what extent alternative water treatment methods should be

explored. A carbon filtering method now in testing is proving inordinately expensive. Other methods or combination of methods can be tried up to whatever cost limit is deemed prudent by the Commissioners. Coordinator reported that an offer to purchase land for a new well-site is being drafted and test well drilling has been approved by DNR.

- c) Consideration and action to approve the STH 114 water main extension and bidding – Plans are complete and have been submitted to DOT for approval. Engineers will proceed to project bidding.
- d) Review and take action regarding Notice of Intent to State Drinking Water Loan Program – Notice of intent to apply for state loan is complete and will be submitted by end of year.
- e) Discussion regarding 2006 Water Utility Budget – An initial draft of the water budget was reviewed. Unsatisfied with increase in administrative labor in the draft budget, the Commissioners requested that the coordinator return with accurate estimates of time spent on utility administration by office staff.

9) Report of Village Officers

- a) Financial Reports – Reviewed.

10) Village Coordinator

- a) Complaints and Compliments – David Downs, of Road Runner Construction, Inc. noted that impact fees in conjunction with a recent building permit application were “paid under protest”.
- b) Project Updates – Van Lieshout reviewed the project update report. Discussion ensued regarding planning for a salt shed facility. Beach requested that Van Lieshout prepared long range plans for Village facility sites, especially the areas of the Community Center and Recreation Center/Plaza.
- c) Discussion and review of project priorities for the year 2006
 - Downtown development issues were stated as high priority in 2006. The Community Development Authority is seen as an appropriate vehicle to encourage redevelopment in the downtown corridor by merchants and property owners. Beach stated that the Village should convene listening sessions with this group to gain insight on how the CDA can assist them.
 - Hiring and training of a new administrative employee was stated as another priority. Rath suggested that the President meet with the Chair of the Utility Commission to hash out budgetary issues related to a new hire.
 - Completion of Village website was stated as another significant priority.

- 11) Consideration and action to approve Partial Payment Number 1 to Carl Bowers & Sons Construction for work completed to date on the Storm Interceptor Sewer Construction Project in the amount of \$188,889.36 – ***Barribeau moved to approve Certificate for Payment #1 to Carl Bowers & Sons Construction in the amount of \$188, 889.36 for partial payment of work performed through December 9, 2005. Rath second. Roll call vote:***

Barribeau, Beach, Kaas, Laux, Miller, Rath, Thomson in favor. None opposed. Motion carried unanimously.

- 12) Consideration and action to approve Change Order Number 1 for Pigeon Road and Stommel Road Street and Utility Construction Project in the amount of \$2,494.30 for coring two new inverts and additional gravel restoration – ***Barribeau moved to approve change order number 1 for Pigeon Road and Stommel Road Street and Utility Construction Project in the amount of \$2,494.30 for coring two new inverts and additional gravel restoration bringing the new contract amount to \$714,470.90. Kaas second. Roll call vote: Barribeau, Beach, Kaas, Laux, Miller, Rath, Thomson in favor. None opposed. Motion carried unanimously.***
- 13) Consideration and action to approve Certificate for Payment No. 2 in the amount of \$7,282.03 for partial payment for work completed through December 9, 2005 – ***Barribeau moved to approve certificate for payment number 2 for the Pigeon Road and Stommel Road Street and Utility Construction contract to Vinton Construction in the amount of \$7,282.03. Laux second. Roll call vote: Barribeau, Beach, Kaas, Laux, Miller, Rath, Thomson in favor. None opposed. Motion carried unanimously.***
- 14) Presentation of correspondence, resolutions, and related matters
- Thomson reported finding much sediment and water discoloration during the course of a home plumbing repair.
- 15) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(c) considering employment, promotion, compensation, or performance evaluation, and then RETURN TO OPEN SESSION to take further action or to adjourn the meeting.
- ***Barribeau moved to proceed to closed session at 8:29 p.m. per State Statute 19.85(1)(c) considering employment, promotion, compensation, or performance evaluation, and then return to open session to take further action or to adjourn the meeting. Thomson second. Motion carried unanimously.***
- 16) Discussion and action to take action on administrative staff salaries and benefit changes for 2006 – ***Motion by Miller to approve an annual salary of \$53,000 for the Coordinator position retroactive to January 1, 2006. Thomson second. Motion carried unanimously on a roll call vote with Barribeau, Beach, Kaas, Laux, Miller, Rath, Thomson in favor. None opposed.***
- Miller moved to approve an annual salary in the amount of \$42,000 for the Clerk/Treasurer position retroactive to January 1, 2006. On a roll call vote Barribeau, Beach, Kaas, Laux, Miller, Rath, Thomson voted in favor. None opposed. Motion carried unanimously.***
- 17) Adjournment – ***Barribeau moved to adjourn at 9:06 p.m. Beach second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes

January 23, 2006

- 1) Call to Order and Roll Call
- 2) Pledge of Allegiance
- 3) Approval of the Agenda
- 4) Approval of Minutes
- 5) Registered citizen comments on agenda items
- 6) Consent Agenda
 - a) Operator's License - None
- 7) Report of the Utility Commission
 - 1) ACTION ITEMS:
 - a) Commissioners made a motion to approve a wetlands impact study from the WWTP discharge. Commissioners agreed the study is proactive.
- 8) DISCUSSION ITEMS
 - a) Village engineer, Gary Rosenbeck, stated he received a \$1200.00 quote from a contractor to drill a 6" test well on the proposed Well 7 site. The contractor stated that in the event "a lot of water" is found in the 6" test well, the 6" test well would be abandoned and an 8" test well would be drilled. The contractor would not charge for drilling the 6" test well and abandonment if an 8" test well is drilled. Commissioners agreed Rosenbeck should file the proper applications with the state.
 - b) Rosenbeck presented the commissioners with information regarding an air stripping/MIEX ion exchange water treatment. A water sample has been sent to a Utah lab and results may be available for the February meeting.
 - c) Commissioners requested Van Lieshout to send a thank-you letter to Gary Schuster in recognition for informing the Utility that he will adopt a hydrant at the end of Wild Wings Ct. Commissioners also request the recognition to be included in the second quarter newsletter Utility insert.
 - d) Helen Isferding, Business Agent AFSCME Local1362, requested the commissioners to consider retaining Gary Hess as an employee of the Sherwood Utility rather than outsourcing with contracted services in 2006 based on current utility technician wages for two technicians vs. proposed contract services.
 - e) Commissioners request changes to the proposed contract to manage and operate the Sherwood Sewer and Water Utilities with Midwest Contract Operations: training costs, inclusion of I&I issues and meter change-outs, and Notices not to specific individual but rather to company in the event a specific individual "leaves." Commissioners would prefer a specific percentage rather than U.S. Consumer Price Index (CPI) adjustment to MCO compensation for cost of

living increase annually. A special meeting will be scheduled prior to February 1, 2006 to approve the contract.

- f) Commissioners agreed to finance fifty percent of the receptionist position which will be created in 2006. Fifteen percent of the Coordinator salary and twenty percent of the Clerk/Treasurer salary will be allocated to Utility as well as thirty-one percent of the finance clerk wages. The allocation will be readdressed in 2007.

9) Report of the PRUT Board

1) Action Items

- a) Discussion regarding Wannick Park improvements including benches, swing set and sponsor board –
 - i. Sponsor Board – Recommended approval to install a freestanding sponsor board sign, built with private funds and in a manner that will complement other park signage. Site placement to be decided at a later date.
 - ii. Benches – Coordinator reported that benches are constructed and ready to be permanently anchored following site location of other equipment.
 - iii. Playground Equipment – SAYSO will contribute \$1,500 for swing set equipment.
 - iv. Pavilion – Discussed modifying pavilion to allow additional access to storage area for use as kitchen/concession purpose. Construction of a separate storage building at a detached site in the park for storing Village equipment is envisioned

2) Information Only

- a) Discussion regarding applicability of noxious weed/rank growth ordinance to storm water detention basins – Coordinator reported that the noxious weed/rank growth section of the nuisance ordinance doesn't apply to the Village detention basins that are not platted parcels. PRUT Board Member Kirschling reported that he found few noxious weeds in the detention basins. He also stated that the Village could naturalize the basins as prairie settings; however, it would take long term commitment of time and resources to accomplish that goal.

10) Report of Village Officers

a) Financial Reports

- Donation of gift certificate to Heart of Valley Chamber of Commerce Fun Nite
- Review Disbursements

b) Village President

- i. Discussion and possible action regarding Sherwood Post Office
- ii. Review of letters of interest for vacancy on the Utility Commission

12) Village Coordinator

- a. Complaints and Compliments
- b. Project Updates
- c. Discussion/action regarding landscaping design for Meadowcliff Pond
- d. Discussion/action to approve Ordinance 06-93 Hotel/Motel Room Tax Ordinance
- e. Discussion regarding the geographic distribution of elected and appointed officials
- f. Discussion and possible action regarding the acquisition of the pond behind home at W4888 Spring Hill Drive (former Frank Schneider residence).

13) Presentation of correspondence, resolutions, and related matters

14) Adjournment

Village Board Meeting Minutes

January 23, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:34 p.m. with roll call:

Present Bill Barribeau Joe Beach Roger Kaas Joyce Laux David Miller Jim Rath Carl Thomson	Absent None Others Present Jennifer Schaff, Village Engineer Josh Van Lieshout, Coordinator Ellen Maxymek, Clerk
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- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*
- 4) Approval of Minutes – *Barribeau moved to approve the minutes of January 9, 2006. Kaas second. Motion carried.*
- 5) Registered citizen comments on agenda items
 - David J. Petrie, N7986 Stommel Road, Petrie stated that he is willing to deed the Mustang Acres Detention Pond outlot to the Village in return for concessions from the Village with regard to raising the operating level of the pond and ongoing pond maintenance. Petrie questioned the decision to urbanize Stommel Road. Miller responded that the Village Board made the decision to urbanize the reconstructed road section in keeping with Village ordinance and in the long term best interest of the Village and its taxpayers.
- 6) Consent Agenda
 - a) Operator's License – None
- 7) Report of the Utility Commission – Report accepted without action.
- 1) ACTION ITEMS:
 - a) Commissioners made a motion to approve a wetlands impact study from the WWTP discharge. Commissioners agreed the study is proactive.
- 2) DISCUSSION ITEMS
 - a) Village engineer, Gary Rosenbeck, stated he received a \$1200.00 quote from a contractor to drill a 6" test well on the proposed Well 7 site. The contractor stated that in the event "a lot of water" is found in the 6" test well, the 6" test well would be abandoned and an 8" test well would be drilled. The contractor would not charge for drilling the 6" test well and abandonment if an 8" test well is drilled. Commissioners agreed Rosenbeck should file the proper applications with the state.
 - b) Rosenbeck presented the commissioners with information regarding an air stripping/MIEX ion exchange water treatment. A water sample has been sent to a Utah lab and results may be available for the February meeting.

- c) Commissioners requested Van Lieshout to send a thank-you letter to Gary Schuster in recognition for informing the Utility that he will adopt a hydrant at the end of Wild Wings Ct. Commissioners also request the recognition to be included in the second quarter newsletter Utility insert.
 - d) Helen Isferding, Business Agent AFSCME Local1362, requested the commissioners to consider retaining Gary Hess as an employee of the Sherwood Utility rather than outsourcing with contracted services in 2006 based on current utility technician wages for two technicians vs. proposed contract services.
 - e) Commissioners request changes to the proposed contract to manage and operate the Sherwood Sewer and Water Utilities with Midwest Contract Operations: training costs, inclusion of I&I issues and meter change-outs, and Notices not to specific individual but rather to company in the event a specific individual "leaves." Commissioners would prefer a specific percentage rather than U.S. Consumer Price Index (CPI) adjustment to MCO compensation for cost of living increase annually. A special meeting will be scheduled prior to February 1, 2006 to approve the contract.
 - f) Commissioners agreed to finance fifty percent of the receptionist position which will be created in 2006. Fifteen percent of the Coordinator salary and twenty percent of the Clerk/Treasurer salary will be allocated to Utility as well as thirty-one percent of the finance clerk wages. The allocation will be readdressed in 2007.
- 8) Report of the PRUT Board – Report accepted without action.
- 1) Action Items
- a) Discussion regarding Wannick Park improvements including benches, swing set and sponsor board
 - i) Sponsor Board – Recommended approval to install a freestanding sponsor board sign, built with private funds and in a manner that will complement other park signage. Site placement is to be decided at a later date.
 - ii) Benches – Coordinator reported that benches are constructed and ready to be permanently anchored following site location of other equipment.
 - iii) Playground Equipment – SAYSO will contribute \$1,500 for swing set equipment.
 - iv) Pavilion – Discussed modifying pavilion to allow additional access to storage area for use as kitchen/concession purpose. Construction of a separate storage building at a detached site in the park for storing Village equipment is envisioned
- 2) Information Only
- a) Discussion regarding applicability of noxious weed/rank growth ordinance to storm water detention basins – Coordinator reported that the noxious weed/rank growth section of the nuisance ordinance doesn't apply to the Village detention basins that are not platted parcels. PRUT Board Member Kirschling reported that he found few noxious weeds in the detention

basins. He also stated that the Village could naturalize the basins as prairie settings; however, it would take long term commitment of time and resources to accomplish that goal.

9) Report of Village Officers

a) Financial Reports

i) Donation of gift certificate to Heart of Valley Chamber of Commerce Fun Nite – **Miller moved to approve donating a \$30 gift certificate to the Chamber event. Thomson second. Motion carried.**

ii) Review Disbursements – Reviewed.

b) Village President

i) Discussion and possible action regarding Sherwood Post Office – Miller reported meeting with Representative Tom Petrie and Sherwood Postmaster Brian Carle regarding the need for new post office facilities. Petrie's assistant will visit the existing site to assess the need and potentially make a recommendation to the Postal Service.

ii) Review of letters of interest for vacancy on the Utility Commission – Miller reported that letters of interest were received from two citizens willing to serve on the Utility Commission or Zoning Board of Appeals. Beach asked that position openings be posted on the community sign board in an effort to get the attention of lesser represented sections of the Village. Kaas and Rath asked that Commission vacancy be re-addressed at the first meeting in February.

10) Village Coordinator

a) Complaints and Compliments

b) Project Updates – Van Lieshout reviewed the project and activity register noting as follows:

- Village offer to purchase land for the purpose of constructing Well #7 was accepted by the seller and closing is scheduled March 30, 2006.
- Development of a facilities plan and government buildings and parks site plans has been initiated.
- Specifications and notice of request for bids for construction of a salt storage facility are in development.
- At the request of the Board Calumet County Sheriff Department has actively monitored and served citations on speed limit violators in the downtown area.

c) Discussion/action regarding landscaping design for Meadowcliff Pond – Van Lieshout reviewed landscape plans for Meadowcliff Detention Pond, highlighting the location of wetland plantings, prairie grasses and no-mow lawn. Trees will not be featured at this site. Schaff noted that adjacent property owner/developer Sanderfoot has a contractual interest in the planning and development of the pond. Kaas asked that bids for pond construction include provision for maintenance and care of plantings and grasses until they are well established. Schaff said that

this can be handled as an alternate bid. **Miller moved to approve the landscape design plan for Meadowcliff Pond. Kaas second. Motion carried unanimously.**

- d) Discussion/action to approve Ordinance 06-93 Hotel/Motel Room Tax Ordinance – Barribeau requested clarification by counsel relative to collection and distribution of permit fees, penalties, securities, and forfeitures. Another reading and action on Ordinance 06-93 will follow required publication of notice and public hearing.
- e) Discussion regarding the geographic distribution of elected and appointed officials – Reviewed. [Discussion notes at 9)b)ii) above]
- f) Discussion and possible action regarding the acquisition of the pond behind home at W4888 Spring Hill Drive (former Frank Schneider residence) – Van Lieshout reported discussing private pond acquisition with the Village Engineer and the Public Works Supervisor and then recommended that the acquisition was not in the best public interest. No motions were forthcoming.

11) Presentation of correspondence, resolutions, and related matters

- A report by the Constable was requested at the next meeting.
- Responding to Rath, Van Lieshout stated that the complainant of an unattended burning violation should contact him. He will then contact the violator.

12) Adjournment – **Barribeau moved to adjourn at 8:47 p.m. Beach second. Motion carried.**

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes February 13, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:36 p.m. with roll call:

Present Bill Barribeau Joe Beach Joyce Laux David Miller Carl Thomson	Absent Roger Kaas, excused Jim Rath, excused Others Present Jennifer Schaff, Village Engineer Stuart Boerst, McMahon Associates Josh Van Lieshout, Coordinator Ellen Maxymek, Clerk
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- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Laux second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of January 23, 2006. Thomson second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - Tim Rach, W5123 Blue Heron Ct. and Carl Reichwald, N500 Military Rd. representing Calumet Sno-Trails, Inc. re agenda item 10)c).

 - Jeff Rustick, Schuler & Associates, re agenda item 7).

- 6) Consent Agenda
 - a) Operator's License
 - i) Katherine Vollmer – *Barribeau moved to approve issuing an operator's license to Katherine Vollmer. Thomson second. Motion carried.*

- 7) Report of the Plan Commission – *Laux moved to approve and accept the report. Beach second. Motion carried unanimously.*

Action Items

 - a) Consideration and action to withhold objection to a Certified Survey Map located in the SE 1/4 of the SE 1/4 of Section 1, Town 20 North, Range 18 East, Town of Harrison – *Recommended approval of a Certified Survey Map located in the SE 1/4 of the SE 1/4 of Section 1, Town 20 North, Range 18 East, Town of Harrison without objection.*

 - b) Consideration and action to approve a drainage plan for Lakeshore Estates South – *Recommended approval of drainage plan for Lakeshore Estates South contingent on recommendations of Village Engineer.*

 - c) Consideration and action regarding a concept plan for Lakeshore Estates North – *Recommended approval of concept plan for Lakeshore Estates North.*

 - d) Consideration and possible action regarding a proposal from JSK Development to rezone 78.53 acres located in the SW ¼ of the SW ¼ and SE ¼ of the SW ¼ of Section 20,

Township 20 North, Range 19 East, Town of Harrison located in the Village of Sherwood from Agriculture to R1-A Single Family Residences. This property is commonly known as the Loderbauer Farm and is addressed as N8123 Kessler Road, Menasha, Wisconsin – *Tabled consideration of proposal to rezone 78.53 acres commonly known as the Loderbauer Farm from Agriculture to R1-A Single Family Residences until Comprehensive Smart Growth Plan is completed as anticipated in July 2006.*

For Information Only

- e) Review and possible action on the Utilities and Community Facilities chapter and Issues and Opportunities chapter of the comprehensive plan – *Reviewed draft and recommended changes.*
 - f) Discussion regarding redevelopment at High Cliff Golf Course – *Coordinator reported that no follow-up regarding development planning has been received.*
 - g) Discussion round table about projects for 2006 – *Coordinator reported Village Board support of projects prioritized by the Plan Commission at their January meeting and the Board's suggestion that the Village meet with downtown property owners to receive input on direction of downtown redevelopment.*
- 8) Report of Village Officers
- a) Financial Reports – Reports reviewed.
 - b) Constable Report – Constable Greg Cullen stated he has received fewer calls than anticipated. He has received some calls asking that he enforce speed limits. He expressed the opinion that eventually the Village will outgrow the services of a constable and will need to contract for services from the Sheriff Department.
 - c) Village President
 - i) Review of letters of interest for vacancy on the Utility Commission and Appointment to the Utility Commission – Letters of interest were reviewed. ***Miller moved to appoint Milan Deprez to fill the vacant seat on the Utility Commission. Beach second. Motion carried unanimously.***
- 9) Village Engineer
- a) Presentation from Stuart Boerst regarding pond planting and maintenance – Boerst presented photos of a successful pond landscaping and development project in the local area. He discussed steps in the several year long process of herbicide treatment, cutting, and control of invasive species necessary to establish prairie and wetland environments. Following five years of intensive maintenance the cost of is low.Boerst said that trapping will successfully control the prolific spread of the muskrat population that infests ponds locally. Boerst further stated that he can review and plan for improvement and maintenance of the public ponds in the Village.
- 10) Village Coordinator
- a) Complaints and Compliments – Van Lieshout reviewed the complaint of Bill Carpenter, W197 Robinhood Ct., that garbage collection began at an excessively early hour on

Friday, February 10. When contacted, the refuse hauler acknowledged an err in allowing the pick-up to start before the contracted time of 7:00 a.m.

- b) Project Updates – Van Lieshout reported a neighborhood informational meeting scheduled Tuesday, February 21, 2006 to unveil plans for storm water improvements for Golf Course Road, Bridle Road, Blackcherry, Niagara, Spurline, and 14th Courts.
 - c) Request from Calumet Sno-Trails, Inc. to use a portion of Kessler Road for a snowmobile trail – ***Barribeau moved to approve the proposed snowmobile trail. Miller second. Motion carried unanimously.***
 - d) Review of conceptual future plans for the Community Center, Sherwood Plaza & Recreation Center, and Wannick Choute Park – Van Lieshout reviewed site plans for a municipal complex including a future garage, salt shed, material storage area, detention basin and post office building. In this 25-year out expansion plan, a road could be constructed west of the recreation center site which would connect Clifton Road to Veterans Avenue via extension of the unnamed stub road next to the Sherwood Mobil Station. Another plat plan displayed the existing Community Center and Garage with an expansion area and salt shed to be built in 2006 south of the present building. A plan to convert a current storage area in the Wannick Park Pavilion for use as a preparation and concession stand was reviewed. A separate building for storage of municipal equipment is contemplated north of the existing parking lot near the ball diamond and soccer fields for easy access. The Coordinator was instructed to move ahead with plans for the park buildings.
 - e) Consideration and Action to proceed with advertising for bids for a salt storage facility – This salt shed will be constructed in 2006 on the grounds south of the Community Center building. Beach requested that bids for construction of a movable building be sought so that in the event of future development of a municipal complex at the Rec Center site the salt facility could be moved. ***Barribeau moved to approve advertising for bids for a salt storage facility. Miller second. Motion carried unanimously.***
 - f) Consideration and action to send letter of support for the Kaukauna School District's application for the Carol M. White Physical Education Program Grant – ***Barribeau move to draft a letter of support for the program grant. Thomson second. Motion carried unanimously.***
- 11) Presentation of correspondence, resolutions, and related matters
- A public information meeting to discuss conceptual plans for developing an extension of the Friendship State Recreational Trail was reported.
 - An announcement by Calumet County Highway Department of increase in fees was reported.
 - A claim of excessive assessment under § Section 74.37 filed by High Cliff Golf Course was reported. This claim will be addressed by the Board at a later date after review by counsel.

12) Adjournment – *Beach moved to adjourn at 8:15 p.m. Thomson second. Motion carried.*

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes
February 27, 2006

- 1) Call to Order and Roll Call - President Miller called the meeting to order at 6:34 p.m. with roll call.

Present

Bill Barribeau
Joe Beach
Roger Kaas
Joyce Laux
David Miller
Jim Rath
Carl Thomson

Others Present

Josh Van Lieshout, Coordinator
Jennifer Schaff, Engineer
Kathy Mader, Finance Clerk

- 2) Pledge of Allegiance
- 3) Approval of the Agenda - *Barribeau moved to approve the agenda. Thomson second. Motion carried.*
- 4) Approval of Minutes - *Barribeau moved to approve the February 13, 2006 minutes. Laux second. Motion carried.*
Discussion: Kaas inquired about comments made by the Village Constable regarding parked vehicles, which were reported in the February 18, 2006 Times Villager and discussed at the February 13, 2006 Village Board meeting. Kaas stated he was not present for the February 13, 2006 meeting. Kaas stated that he is not comfortable with the constable's quote, "If a neighbor doesn't call and complain about that, I usually let it fly." Van Lieshout will discuss ordinance enforcement with the constable.
- 5) Registered citizen comments on agenda items -
❖ Kathy Salo, W8465 Forest Lane, re agenda item 11)a
- 6) PUBLIC HEARING: Pertaining to the establishment of a room tax, Ordinance 06-93 such tax to be used for promoting convention and tourism business in the Village of Sherwood - Miller made three calls for public comments at 6:42 p.m. and hearing none closed the public hearing at 6:44 p.m.
- 7) Consent Agenda
a) Change of Registered Agent
i) Chuck Schuster, High Cliff Supper Club - *Barribeau moved to approve the Change of Registered Agent to Chuck Schuster for High Cliff Supper Club. Kaas second. Motion carried.*
- 8) Report of the Utility Commission - *Laux moved to approve action item a. of the report of the Utility Commission meeting of February 20, 2006, approving utility construction plans for Farmington Meadows Subdivision. Kaas second. Motion carried.*

1) Action Items

- a. Consideration and action to approve utility construction plans for Farmington Meadows Subdivision – *Approved utility construction plans for Farmington Meadows Subdivision.*

2) Information Only

- a. Consideration and possible action to approve a proposal for a trial run using MIEX treatment system for drinking water treatment – *Engineer recommended proceeding with pilot testing the MIEX ion exchange treatment system. Additional information regarding availability of spare parts and trained technical backup was requested. Pilot testing will be tentatively scheduled during the period of April to June 2006 contingent on receiving test sample results and additional information.*
- b. Review of operations – *Midwest Contract Operations is reviewing historical data related to water/wastewater systems operations. Various methods to achieve higher levels of residual chlorine in the water distribution system will be tried. MCO will address the need for a preventive maintenance program.*
- c. Review of remote radio read v manual read meter replacement – *A cost analysis was reviewed by the Coordinator who advised that there is no cost justification to support replacement of outside meters with radio read remotes.*
- d. Discussion and possible action regarding a claim from U.P. Builders – *The builder detailed information to support his claim to recover cost over runs due to time lost trying to locate the sewer laterals for a duplex lot off Pigeon Road. As-built drawings supplied to him by the Village were purportedly incorrect. U.P. Builders maintains that the Village should absorb costs associated with the builder having to connect to the main sewer. He noted the slow response of utility personnel to his requests for assistance. Van Lieshout will contact the original developer in an attempt to determine responsibility for the incorrect as-built drawings.*

9) Report of Village Officers

- a) Financial Reports - Reports reviewed.
- b) Village President - No Discussion

10) Village Engineer

- a) Update regarding Golf Course Road area storm sewer construction meeting - Schaff reported the February 21, 2006 Informational meeting for residents, conducted by her and Van Lieshout, was successful. A tentative mid-May start date is scheduled for the storm sewer. Schaff stated that consideration should be made regarding signage for businesses during the construction.

11) Village Coordinator

a) Complaints and Compliments -

- Salo commended Van Lieshout and Schaff on the Information meeting held on February 21, 2006.
- Liane Iwanski, W4708 Castle Dr, complimented the Sherwood public works employees on the exceptional job they did plowing snow during and after the February 16, 2006 event.

b) Project Updates

- Collective Bargaining - next negotiations meeting to be held on March 8, 2006.
 - Van Lieshout has been in contact with the Village Attorney regarding hotel room tax fee and the Condon site issues.
 - Discussion re. resolution of Mustang Acres pond issue. Van Lieshout reported that a village resident contacted him stating that a rope has been placed across the Village trail in the vicinity of Mustang Acres pond. Van Lieshout has contacted the Village attorney.
 - Will be drilling at Well #7 test site during the week of March 6, 2006.
- c) Consideration and action to approve a request from Cliff Peters for a culvert extension at W5108 and W5110 Blue Heron Court. - ***Barribeau moved to approve a request from Cliff Peeters for a culvert extension at W5108 and W5110 Blue Heron Ct. Miller second. Motion carried.***

12) Presentation of correspondence, resolutions, and related matters

- Refer to Plan Commission correspondence received from Doug Freund regarding possible future road.
- Van Lieshout requested to present trustees with a job description for the new office position at the next meeting.
- Thomson inquired whether or not the Village Board should take a position in regard to the proposed High Cliff State Park deer hunt. Van Lieshout will speak to Joe Hennlich, HCSP superintendent, and invite him to a Village Board meeting to discuss the proposed hunt.

13) Adjournment - ***Thomson moved to adjourn at 7:38 p.m. Barribeau second. Motion carried.***

Minutes respectfully submitted for approval by Kathy Mader, Finance Clerk

Village Board Meeting Minutes March 13, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:35 p.m. with roll call:
- | Present | Absent |
|----------------|-----------------------------------|
| Bill Barribeau | None |
| Joe Beach | Others Present |
| Roger Kaas | Jennifer Schaff, Village Engineer |
| Joyce Laux | Josh Van Lieshout, Coordinator |
| David Miller | Ellen Maxymek, Clerk |
| Jim Rath | |
| Carl Thomson | |

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*
- 4) Approval of Minutes – *Barribeau moved to approve the minutes of February 27, 2006. Laux second. Motion carried.*
- 5) Registered citizen comments on agenda items – None

6) Report of the Plan Commission March 6, 2006

1) Recommended for Action

- a. Consideration and action to approve a street lighting plan for Lakeshore Estates South – *Recommended approval of a street lighting plan for Lakeshore Estates South*

Discussion of the frequency, interval and type of streetlights as recommended by the Subdivision Ordinance. Rath will provide Coordinator Van Lieshout with lighting policies being debated in other municipalities for review and referral to the appropriate committee. *Barribeau moved to approve Plan Commission recommendation a. Kaas second. Motion carried with Beach opposed.*

2) For Information Only

- a. Consideration and action regarding a preliminary plat for Lakeshore Estates North – *Tabled consideration of a preliminary plat for Lakeshore Estates North.*
- b. Review and possible action on the Utilities and Community Facilities chapter and Issues and Opportunities chapter of the comprehensive plan – *Reviewed and approved changes to the Utilities and Community Facilities chapter and Issues and Opportunities chapter of the comprehensive plan.*
- c. Set next Special Plan Commission meeting date to review Comprehensive Plan progress with Christine Symcheych – *Scheduled Special Comprehensive Plan Commission Meeting April 19, 2006 at 6:30 p.m.*

- 7) Report of the Community Development Authority March 6, 2006 – Reviewed
- 1) Information only
 - a. Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(e) for deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting – *Closed session relative to potential redevelopment projects.*
- 8) Report of Village Officers
- a) Clerk/Treasurer
 - i) Financial Reports – Reviewed
 - b) Village President
 - i) Consideration and action to appoint Howard Helker to the Community Development Authority – ***Miller appointed Howard Helker to the Community Development Authority. Barribeau moved to confirm the appointment. Thomson second. Motion carried. Beach opposed.***
- 9) Village Engineer
- a) Consideration and action to award 2006 Meadowcliff Pond Construction Project to Potts Construction in the amount of \$104,746.40 and alternate bid of \$5,720.00 – After reviewing the bid and prequalification materials, Schaff assured the Board that the low bidder has the equipment and experience to perform. ***Miller moved to award the 2006 Meadowcliff Pond Construction Project to Potts Construction in the amount of \$104,746.40 with alternate bid of \$5,720.00. Kaas second. On a call of roll the motion unanimously carried.***
- 10) Village Coordinator
- a) Complaints and Compliments
 - i) Michael R. Judd Re: Ordinance Enforcement – Judd complained that ordinances should be actively enforced, particularly with regard to unlawful storage of trailers and vehicles, fence height, and speed limits.

Discussion followed regarding the need for a policy of discrete but firm enforcement of ordinances. Kaas stated that the Constable should proactively issue warning notices and follow up with citations if compliance is not achieved within a reasonable time. Rath asked if training is available for local law enforcement personnel. Fox Valley Technical College was mentioned as a possible source for such training.

 - Van Lieshout reported that several complaints were received from residents of Lakeshore West II Subdivision about potholed gravel roads. Public Works personnel will arrange for grading the roads as soon as frost is out of the ground and road weight restrictions are lifted.

- b) Project Updates
- Van Lieshout reported that agreement has been reached in labor negotiations and the contract will come to the Board for ratification.
 - Experiments are being conducted on the MIEEX system of water treatment with promising results.
 - Bids will be received and opened in the upcoming week for extension of the STH 114 water main. A temporary construction easement is being sought from Julie Roovers, owner of Crabby Julie's Bar.
 - Unsuitable weather and ground conditions have caused delays in drilling a test well at the proposed new Well #7 site. Consequently closing the purchase of the property which is contingent on favorable test results will be delayed as well.
- c) Consideration and action to approve a position description for Office Assistant/Receptionist – The position description was thoroughly reviewed. Changes were made requiring proof of vehicle insurance. Compliance with closed meeting session and records law is to be specifically stated as a job requirement. ***Miller moved to approve the Office Assistant/Receptionist position description with the aforementioned modifications. Beach second. On a call of roll Barribeau, Beach, Kaas, Laux, Miller, Thomson voted in favor. None opposed. Motion carried unanimously.***
- d) Consideration and action to approve a resolution 2006-01 Declaring Official Intent to Reimburse Expenditures From Proceeds of Borrowing – Kaas questioned the intent of Section 3. Unavailability of Long-Term Funds, asking for explanation. ***Kaas moved to table the matter to a future meeting. Miller second. Motion carried unanimously.***
- e) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(e) for deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting.
- f) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved; and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting.

Miller moved to go into closed session at 8:01 p.m. per State Statute 19.85(1)(e) and (g) as stated above. Beach second. Motion carried unanimously.

Thomson moved to return to open session at 8:50 p.m. Kaas second. Motion carried unanimously.

11) Presentation of correspondence, resolutions, and related matters

- a) E-mail to Dave Goeser re: Park Facilities – Correspondence reviewed.
 - b) Calumet County Parks re: Friendship Trail – Notice of public information open house meeting to be held March 22, 2006, 4:00 to 7:00 p.m. at Town of Harrison Town Hall reviewed.
 - c) Letter to Congressman Petri's Office re: Sherwood Post Office – Correspondence reviewed.
 - d) Letter to Dave Petrie re: Outlot 1, Mustang Acres – Correspondence reviewed. No response has been received.
- 2005 Housing Survey and Building Permit Report reviewed.
 - Doug Freund correspondence relating to concepts for public road in vicinity of his residence was noted.
 - Calumet County policy re fixing or replacing of mailboxes noted.
 - Information provided to resident regarding storm water management ponds as related to West Nile Virus copied.
 - Correspondence from Van Lieshout to Rodney Keunen, Wisconsin Railroad Commission, was reported requesting that used railroad signal lights at CTH M that are scheduled for replacement, be moved to Pigeon Road railroad crossing in Town of Harrison.
 - Request for report on status of Hawkinson matter.
 - According to Van Lieshout questions/concerns regarding High Cliff State Park 2007 deer hunt should be referred to Park Superintendent Joe Hennlich or DNR District Supervisor Dick Nickolai.
 - Laux asked for clarification of policy regarding handling of sewer and water emergencies vis-a-vis MCO operations contract. Responding, Van Lieshout said that officials should try to verbally determine the nature of the reported emergency before contacting operations contractor.

12) Adjournment – ***Beach moved to adjourn at 8:59 p.m. Barribeau second. Motion carried.***

Minutes respectfully submitted for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes March 27, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:35 p.m. with roll call:

Present Bill Barribeau Joe Beach Roger Kaas Joyce Laux David Miller Jim Rath Carl Thomson	Absent None Others Present Josh Van Lieshout, Coordinator Ellen Maxymek, Clerk
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- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Laux second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of March 13, 2006. Rath second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - Samantha and Matt Gehl, W4824 Spring Hill Drive, re agenda item 10)c)
 - Tom Doughman, W4816 Spring Hill Drive, re agenda item 10)c) and 11)a)

- 6) Discussion with Joe Hennlich, High Cliff State Park Superintendent regarding proposed 2007 white-tailed deer hunt in High Cliff State Park – Superintendent Hennlich presented a High Cliff State Park proposal to allow limited access deer hunting in the park beginning in 2007. The proposal would create a nine day shotgun deer hunt season beginning the Saturday preceding Thanksgiving, followed by a ten day muzzleloader season starting the following Monday, and an archery deer hunt season beginning the Monday following the nine day shotgun season and continuing through the end of the statewide late bow hunting period currently ending on January 3. Deer hunting would be limited to thirty-nine hunters possessing an access permit for the park hunt. The purpose of the hunt would be to decrease the herd of 50-100 deer per square mile in winter (40-60 in summer) which is feeding on reforested tree saplings and native species flora and fauna and causing an alarming decline in these species. Areas of the park frequented by park users and staff would be off limits to hunters although it would not be closed to public use during the proposed season. Additional public meetings will be held on April 6 in Sherwood and on April 10 at Kaukauna and Chilton concurrently.

The Board stated concerns for public safety of property owners living in the vicinity of hunting areas and of park users many of whom are Village residents. Alternatives to the proposal were mentioned including:

- Closing the park during the nine day shotgun season
- Limiting the hunt to archery hunting
- Narrowing the scope of hunting permitted areas and excluding those areas near residential properties

- Employ trained sharpshooters to reduce the herd with funding provided by bordering municipalities.

Van Lieshout was directed to draft correspondence outlining proposal options and directed to the Superintendent, the Department of Natural Resources and interested others.

7) Report of the Utility Commission – After review ***Rath moved to approve the actions and accept the report in its entirety. Miller second. Motion carried unanimously.***

1) ACTION ITEMS

- Commissioners approved trial pilot using MIEX water treatment at cost of \$23,750. MCO will operate the pilot for three of the four weeks. An Orica Engineer (introduced MIEX water treatment to North America) will run pilot the first week. McMahon Associates, Inc will install ozone system in front of the MIEX system, included in proposed cost.
- Commissioners approved to award Roger Bowers Construction a contract for STH 114 water main extension project in the amount \$57,947. Twelve bids were received, ranging in price from \$57,947.00 to \$131,923.00.
- Commissioners approved utility plans, based on Village Coordinators assurances and MCO representative, Curt Weibel's, supporting comments, for Lakeshore Estates South.
- Commissioners approved the 2006 Water and Sewer Utility Budget, pending review of employee retirement and insurance costs.

2) INFORMATION ITEMS

- Chad Olson, engineer, has submitted plan and requested DNR approval to install a temporary acid feed system in order to reduce the overall chlorine demand of the water and allow the Village to obtain more consistent chlorine residual in the distribution system. Well #5 would be designated as the lead well with Well #6 only being used for back-up purposes.
- In response to commissioner's questions at the February meeting regarding the MIEX technology, Olson explained that all parts are sourced within the US and fabrication will be executed in the US. Resin is the only item from Australia but will be warehoused in Georgia or California. The technical support will come from the US engineering team in Denver.
- In response to Olson's inquiry, commissioners agreed that their consensus is for the in-house Well #7 option rather than the option to purchase water from Appleton.
- Commissioners request a rate study be conducted for the water and sewer utility.
- Van Lieshout explained that due to weather conditions and soft land the well driller has been unable to enter the proposed Well #7 site. Van Lieshout will discuss a possible extension with the developer.

- f. Curt Weibel, MCO, will be getting cost comparisons from Crane Engineering and Vacuum Pump & Compressor to repair pump seal at the High Cliff Lift Station. The pump will need to be repaired before the next meeting. The lowest bidder will complete the repair.
 - 8) Report of Village Officers
 - a) Village President – Nothing to report.
 - b) Clerk/Treasurer
 - i) Financial Reports – The disbursement report as well as the balance sheet, and budget comparison report to year-end 2005 were reviewed.
 - ii) Consideration/Action to approve 2005 Budget Amendment #1 – ***Barribeau moved to approve 2005 Budget Amendment #1. Laux second. On call of roll Barribeau, Beach, Kaas, Laux, Miller, Rath, Thomson voted in favor. No votes against. Motion carried unanimously.***
 - iii) Consideration and action to approve Resolution 2006-01 A Resolution Authorizing the Use of Special Voter Registration Deputies on Election Day in the Village of Sherwood – ***Barribeau moved to approve Resolution 2006-01. Kaas second. Motion carried unanimously.***
- 9) Village Engineer – Nothing to report.
- 10) Village Coordinator
 - a) Complaints and Compliments
 - i) Dan Schell Re: Parked trailer – Van Lieshout reported forwarding the complaint to the Constable Cullen.
 - ii) Linda VanderHeiden Re: Dogs in Village Cemetery – Van Lieshout reportedly wrote a notification for the soon to be published newsletter saying that owners must not allow their animals to defecate or create a nuisance in the cemetery or on any public property. The Public Works Supervisor has ordered signs to this effect and will post them when received. The Constable has also been put on alert to watch for this infraction.
 - b) Project Updates
 - i) Code enforcement – Van Lieshout reported that he has talked with the Village Constable and strategized about the request of the Board for discrete but firm code enforcement. The Constable will take complaints and will patrol the Village watching for infractions. Matters that cannot be resolved in this manner will be referred to Van Lieshout who will send written notice to abate the violation. Non-compliance will be followed-up by citation if the offence is not disposed of within five to ten days.
 - c) Discussion and possible action regarding special assessments levied against parcels 14010 and 14011 – Van Lieshout reported receiving contacts from Samantha Cook-Gehl and from Tom Doughman who objected that special assessments on their back-lot

properties which front Questa Court were improperly levied. They argue that private deed restrictions preclude building of structures or storing vehicles, trailers, boats, or equipment on the properties. Because the properties are undevelopable due to the restrictions they feel their lots are not improved by the paving of Questa Court and thus should not be assessed. Doughman stated that he contacted Van Lieshout by phone after receiving notice of public hearing on the special assessment and was told that the coordinator would take his objection before the Board on behalf of the two property owners. Van Lieshout said although he noted the call in his log he did not note the discussion further nor does he have a recollection of the conversation. Further complicating the matter, two neighboring and similarly restricted back-lot properties were not assessed either on this assessment roll or on the 2001 assessment for first layer paving. He noted that the special assessment policy does not differentiate between developable or undevelopable lots, outlots, backlots, platted or unplatted lots. All are assessable for road paving under provisions of the policy. Likewise the policy is silent as to privately deed restricted lots. These lots have routinely been assessed on this and previous assessment rolls. Laux asked for a legal opinion as to whether private deed restrictions preclude special assessments being levied on the restricted properties. Also requested was a copy of the 2001 special assessment hearing minutes. ***Laux moved to table the issue until additional information is available. Kaas seconded. The motion carried unanimously.***

11) Presentation of correspondence, resolutions, and related matters

- a) Dave Goeser re: Park Facilities – Goeser requested a fee waiver for use of the Legion Park ball diamond and Community Center washrooms for St. John-Sacred Heart girl's and boy's softball teams practice and games. He asked that the field be groomed for games and practices.

Tom Doughman requested that the Wannick Park pavilion and washrooms be de-winterized and readied for use for a soccer tournament on April 20-21.

It was the conclusion of the Board that these requests will be placed on the agenda of the next meeting and considered for action at that time.

- Beach asked if a cooperative yard waste initiative is being considered by neighboring municipalities. Van Lieshout reported that this has been discussed and although Town of Harrison cannot undertake a project of this kind now it is possible that a cooperative project will be considered in the future. The Coordinator is aware that neighboring towns and villages have similar problems with yard waste handling and disposal.
- The recent open meeting regarding interconnecting trail systems was briefly discussed. There is general support for this project; however, opposition from immediately effected property owners was heard. Village property owners were not present and apparently did not voice concerns.
- Van Lieshout reported no response has been received as yet from Congressman Petrie's office regarding Village support for improved Post Office facilities.

- Van Lieshout and Village Attorney Carlson reportedly met with Mustang Acres Inc. Developers David and Joan Petrie and their attorney regarding the Mustang Acres Pond and property. Attorney Carlson strongly urged against the Village encumbering itself now or in the future with regard to Petrie's request for operational concessions in return for deeding the pond and recreational property to the Village. The signed re-development agreement requires that the pond and surrounding property be dedicated for public use as a storm water management facility and recreational area. The agreement further clearly states that the Village may at its discretion undertake pond maintenance projects but is not obligated to do so.
- No reply has been heard from the Wisconsin Railroad Commissioner's office, Van Lieshout said, regarding the relocation of a replaced railroad crossing signal from its CTH M site to the Pigeon Road crossing in the Town of Harrison. Correspondence was received from the Town, stating that it not opposed to the placement of the signal with the understanding that the Town will not share in the cost of the improvements and that nothing will be removed and relocated from the State Park Road crossing.
- A request from Eastshore Humane Association for contribution of the Village portion of dog license revenues to help defray costs of pick-up and caring for strays was reviewed. No further consideration of the matter was requested by the Board.

12) Adjournment – *Barribeau moved to adjourn at 8:47 p.m. Kaas second. Motion carried.*

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes April 10, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:34 p.m. with roll call:

Present	Absent
Bill Barribeau	Joe Beach, Excused
Roger Kaas	Others Present
Joyce Laux	Josh Van Lieshout, Coordinator
David Miller	Ellen Maxymek, Clerk
Jim Rath, arr. 7:45	Paul Hemauer, Miller, Wagner, Coenen, McMahon
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Kaas second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of March 27, 2006. Kaas second. Motion carried.*

- 5) Registered citizen comments on agenda items – None.

- 6) Report of the Plan Commission – *Barribeau moved to approve action item 1) a. Kaas second. Motion carried unanimously.*
 - 1) Action Item
 - a. Consideration and action to approve a street lighting plan for Farmington Meadows – *Recommended approval of street lighting plan for Farmington Meadows Subdivision*

 - 2) Information Only
 - a. Review of 2005 Village of Sherwood Housing Survey – *Noted decline in building permits from prior year.*

- 7) Report of the Community Development Authority – No discussion or action.
 - 1) Information only
 - a. Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(e) for deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting – *Closed session relative to potential redevelopment projects.*

- 8) Report of Village Officers
 - a) Village President – President Miller congratulated David Petrie on his election as Village Trustee.

 - b) Clerk/Treasurer
 - i) Financial Reports – Reviewed.

ii) Discussion regarding Board of Review training opportunities – Reviewed.

9) Village Engineer & Architect

- a) Review of estimated expenses for construction of storage building and pavilion remodel at Wannick Park – Paul Hemauer presented a budget for Wannick Park improvements including retrofitting an enclosed storage area in the pavilion as a concession area with kitchen facilities at an estimated cost of \$22,000. The cost includes access and egress doors, electrical and plumbing modifications, stainless steel sinks and counters and exhaust fan constructed to meet building codes. A 24' by 30' freestanding storage building with a 12' open porch, built with construction materials similar to the pavilion is envisioned at a site yet to be determined. The building would have electrical service but not water and sewer at an estimated cost of \$52,500. Both projects would be financed using TIF funds. ***Barribeau moved to go forward, obtaining a formal engineering and architectural proposal for the project. Thomson second. Motion carried unanimously.***

10) Village Coordinator

a) Complaints and Compliments

- i) Kenneth Herres – Complained about the poor condition of Pigeon Road. Van Lieshout reported that a pre-construction conference with contractors will take place in the next week with construction beginning soon after. Road paving will be done at the end of the project.

b) Project Updates

- i) Meadowcliff Pond – A pre-construction conference took place last week, explained Van Lieshout, and the well has been capped. The out-building on the property will be demolished first.

- c) Consideration and action to approve certificates for payment to Christenson Heating, Diederich Construction and Bell Electric – Hemauer reported that the construction project is warranted for one year and recommended that retainages be held to assure that the minor remaining punch list items will be finished. ***Miller moved to approve certificates of payment for remodeling Village offices and tenant offices on payment requests submitted by Christensen Heating & Air Conditioning, in the amount of \$10,600.10 with retainage of \$629.40; Diederich Construction, \$20,219.04 retaining \$300.00; and Bell Electric, LLC, \$6,005.50 retaining \$670.00. Laux second. Motion carried unanimously.***

- d) Consideration and action to approve a letter to the Wisconsin Department of Natural Resources proposed 2007 High Cliff State Park firearms deer hunt – Kaas stated his position in favor of permitted gun and bow hunting season in the park area south of the campground only, pointing out that hunting is already permitted in this area on both private and public land. Kaas further stated that archery hunting only should be permitted north of the campground. Barribeau reported he will support handicapped and sharpshooter hunting only. Thomson favored a nine day gun hunting season only provided the park is closed to other users.

Barribeau moved to modify the correspondence as presented: Para. 2 Sent. 1 The Village of Sherwood does support ~~public archery hunting and the use of professional~~

sharpshooters... Para 2 Sent. 3 ...share in the cost of contracted professional sharpshooter services on a recurring basis should the archery season prove ineffective as the lone tool in meeting harvest goals... No second.

Following continued discussion *Barribeau restated the previous motion to modify the correspondence as presented: Para. 2 Sent. 1 The Village of Sherwood does support ~~public archery hunting and the use of professional sharpshooters...~~ Para 2 Sent. 3 ... share in the cost of contracted professional sharpshooter services on a recurring basis ~~should the archery season prove ineffective as the lone tool in meeting harvest goals...~~ Thomson second. Motion carried with Kaas and Laux voting against.*

- e) Consideration and action to approve an Intergovernmental Cooperative Agreement to Facilitate Purchase of Accessible Voting System – The Calumet County Clerk has initiated an intergovernmental agreement to procure handicapped accessible voting equipment and to access funding grants on behalf of cooperating government entities. *Rath moved to support the Calumet County initiated intergovernmental cooperative agreement to procure and finance the purchase of handicapped accessible voting equipment. Laux second. Motion carried unanimously.*
- f) Discussion and action regarding trade in on tandem axle trailer – Van Lieshout reported that the braking system on the 1995 Chilton tandem axle trailer is in disrepair and can no longer be adequately serviced. A new trailer is available at a net cost after trade in of \$1,200. *Barribeau moved to purchase a new tandem axle trailer and return the existing trailer in trade. Rath second. Motion carried unanimously.*
- g) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved; and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting. *Barribeau moved to proceed into closed session per State Statute 19.85(1)(g) at 8:07 p.m. Miller second. Motion carried unanimously.*

Miller moved to return to open session at 8:25 p.m. Barribeau second. Motion carried.
- h) Discussion and action regarding claim of excessive assessment under Section 74.37 Wis. Stats. from High Cliff Golf Course, Inc. – *Kaas motioned to deny High Cliff Golf Course, Inc. claim of excessive assessment under Section 74.37 Wis. Stats. Miller second. Motion carried unanimously.*
- i) Discussion and possible action regarding correspondence from Village Attorney regarding Mustang Acres – No discussion or action.

11) Presentation of correspondence, resolutions, and related matters

- a) Correspondence from RBH Development – Reviewed.
- b) Shared Revenue Comparison – Correspondence reviewed.
- c) James Boots, D.C. Re: Tour de Fest – Reviewed.

- Laux initiated discussion regarding implementation and enforcement of the emergency numbering sign ordinance.
- Kaas inquired about the status of the office assistant job description.
- Barribeau requested information regarding regulation and safety control of swimming pools.

12) Adjournment – *Thomson moved to adjourn at 8:41 p.m. Barribeau second. Motion carried.*

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes April 24, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:34 p.m. with roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Josh Van Lieshout, Coordinator
David Miller	Ellen Maxymek, Clerk
David Petrie	
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda –*Barribeau moved to approve the agenda. Kaas second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of April 10, 2006. Laux second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - Harland Zietlow, W4895 Golf Course Road, opposed reconstruction of Stommel Road to urban standard. He prefers the rural ambiance of roadside ditches.

 - Robert J. Miller, N8046 Stommel Road, opposed to construction of trail on Stommel Road and cost of special assessments for drainage improvements. Miller believes his property is too close to the road for a trail.

 - David Clifton, Golf Course Road, opposed to urbanization of Stommel Road, saying that he prefers the rural setting of the Village that will be ruined by urbanization.

 - Tom Doughman, W4816 Springhill Drive, re. agenda item 10 c).

 - Matt R. Gehl, W4824 Springhill Dr., re. agenda item 10 c).

 - Dale Reinhard, W4800 Springhill Dr., re. agenda item 10 c).

- 6) Consent Agenda
 - a) Operator’s License – *Barribeau moved to approve issuing operator’s permits to Alicia Bunnell and Janna Frassetto. Thomson second. Motion carried.*
 - i) Alicia A. Bunnell
 - ii) Janna Frassetto

- 7) Report of the Utility Commission – Report reviewed. No action.
 - 1) INFORMATIONAL ITEMS
 - a. Received Acknowledgement of Receipt and Specification Approval for temporary acid feed system at Well #5 pumphouse. The temporary acid feed system will be installed to reduce the pH of the raw water to the aerator. A temporary shed will

be constructed to house the tank and chemical feed pump. A fan will provide continuous ventilation. One of the six approval conditions is that within 6 months of beginning operation, the Village will be required to collect 5 samples in the distribution system and have samples analyzed for lead and copper and again within 12 months.

- b. The Miex pilot, a water treatment pilot, is scheduled to arrive by May 1st from Denver, CO and be operational by May 3rd. The Village engineer will attempt to have the pilot operational by May 1st. The pilot system is scheduled to be here until May 31st.
- c. MCO representative, Curt Weibel, suggested the utility commission consider testing meters and returning to stock the meters which test within PSC accuracy requirements. Every ten years, per PSC regulations, the meters are required to be tested for accuracy. Historically, the Village has changed out meters and replaced with a new meter. This year approximately 100 residences have had new meters installed to comply with the PSC regulation. Weibel stated the current cost of a new meter is \$58. Weibel recently conducted pilot testing on 14 of the removed meters. Twelve of the fourteen removed meters tested within PSC accuracy requirements. Weibel explained that the utility could save \$28 per meter by testing and reusing the acceptable meters. The testing cost would be over and above the MCO contract. MCO will invoice Sherwood utilities for testing costs.
- d. Weibel suggested adding Ferris Chloride at the High Cliff Lift Station. Adding the Ferris Chloride could help eliminate odor at the WWTF and save on heating costs at the headworks. Weibel approximated \$5,600 per year for Ferris Chloride usage. Commissioners request discussion and possible action regarding this item be included on the July agenda. Weibel will present comparison of Ferris Chloride annual costs versus \$62,000 expenditure for Make-up Air Unit without Heat-Exchanger, approved at December 19, 2005 meeting.
- e. The STH 114 water main extension project is near completion. The engineer will inspect the project. Also, awaiting water lab results. If the okay is given on the lab results and project completion, the requesting parties will be able to hook up.
- f. John Stoeger, Stoeger & Associates, LLC, summarized results of flow monitoring at High Cliff State Park on March 14-21, 2006. In contrast to last year's multiple spike results, this year the flow was consistent regardless of the time of day or temperature, a straight line result. At least two manholes were found to have leaks at the barrel joints, one broken inflow cover, and half of the manholes did not have chimney seals installed. Great Lakes TV Seal had been documenting existing manholes and piping at High Cliff State Park during the same time period the flow monitoring was being conducted. Stoeger suggested the following: the Village obtain a copy of the report from Great Lakes TV Seal, speak to the park superintendent and discuss repairing the noted defects, a Village representative actively document remediation. No further flow monitoring is suggested.

- g. In response to commissioners' inquiry, Chad Olson, engineer, explained industry does help keep residential water and sewer fees lower. Communities such as Brillion, Chilton, Lomira, Wrightstown and Kimberly all have industries that consume large amounts of water. Commissioners request costs and comparisons be presented at the May meeting to better determine whether or not a rate increase could be necessary with the installation of the proposed Well #7.
 - h. On behalf of the property owner, Jack Diedrich, builder, had contacted the Village Coordinator and requested connection to Sherwood water from a property located on High Cliff Road. Van Lieshout, Coordinator, had explained that the policy states the property must be annexed to the Village of Sherwood and be contiguous to Village boundaries.
 - i. Commissioners requested Weibel to schedule a tour of the WWTF at 5:30 p.m. on July 17, 2006, prior to the meeting.
- 8) Report of Village Officers
- a) Village President – No report.
 - b) Clerk/Treasurer
 - i) Financial Reports – Reviewed.
- 9) Village Engineer – No business.
- 10) Village Coordinator
- a) Complaints and Compliments – None.
 - b) Project Updates
 - i) Meadowcliff Pond – Van Lieshout reported that the tree line at the site has been removed and the building demolished. The well will soon be capped and abandoned.
 - ii) Stommel Road reconstruction – Opposition to the urbanization and trail section was voiced by Zietlow, Clifton, Miller and recorded in the citizen's comment section of the minutes. Trustee Petrie reported his opposition to the project as well, predicting heavy accumulations of snow on the urbanized surface. The reconstruction project is scheduled to begin in one week according to Van Lieshout. The road will be posted for local traffic only. Construction will be ongoing between the hours of 7:00 a.m. and 5:00 p.m.
 - iii) Golf Course Road et.al. storm sewer and resurfacing – Project bids will be received and opened on April 26, 2006 at the Village office. Typically construction starts 30 days after the contract is let. The storm sewer, curb and gutter on Forest Lane, and first layer of asphalt will be constructed in 2006 with the final layer of asphalt installed in 2007.
 - c) Discussion and possible action regarding special assessments levied against parcels included with parcel ID #14010 and #14011 – Van Lieshout reported correspondence from Attorney Carlson which stated there is no authority precluding or prohibiting a

municipality from specially assessing benefited property because the property has private deed restrictions. Attorney Carlson continued, saying that a municipality does not and should not enforce private deed restrictions. Information from League of Wisconsin Municipalities reported that Wisconsin Stats. §66.0703(1) specifically authorizes a municipal governing body to reconsider and reopen any assessment. The Board discussed the issue of equitability insofar as two of four privately deed restricted parcels benefiting from the improvement were not specially assessed while the other two (owned by Tom Doughman and Matt Gehl) were assessed. **Miller moved to rescind the special assessments for 2005 street asphalt improvements levied upon parcels included with parcel ID #14010 and #14011. Laux second. On a call of roll Barribeau, Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes against. Motion carried unanimously.**

Doughman then requested refund of special assessments levied upon the properties for the 2001 asphalt paving improvement. **Miller moved to refund amounts paid for 2001 street asphalt improvements levied upon parcels included with parcel ID #14010 and #14011. Petrie second. Upon a roll call Barribeau, Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes against. Motion carried unanimously.**

- d) Consideration and action to approve an agreement for professional services with Miller Wagner, Coenen/McMahon, Inc. for architectural and engineering services related to the Wannick Choute Park Pavilion enhancements and storage building construction – The scope of the agreement includes; preparation of design and construction documents, submittal of plans to State of Wisconsin, assistance in procurement of bids, construction phase services such as construction observation. Plumbing, HVAC, and electrical designs/plans are to be provided by respective contractors and are excluded from the agreement. State plan review fees are estimated at \$360 and are also excluded from the agreement. **Barribeau moved to approve an agreement for professional services with Miller, Wagner, Coenen/McMahon, Inc. in the amount of \$6,500. Kaas second. Motion carried unanimously.**
- e) Discussion and possible action regarding street crack filling for 2006 – Because the two proposals offered are several thousand dollars apart and did not adequately describe the scope of work, additional proposals with descriptive specifications were requested. A proposal from Calumet County Highway Department should be sought.

11) Presentation of correspondence, resolutions, and related matters

- a) Tree City USA recognition – Reviewed correspondence recognizing Sherwood for its sixth year commitment to community forestry.
- b) Calumet Groundwater Guardians – Reviewed an invitation for local government representation at committee meetings.
- c) Notice of Meeting Town of Woodville Comprehensive Plan Meeting – Notice of a meeting regarding proposed land use plan, on April 26, 2006, 7:00 p.m. at the Woodville Town Hall, St. John was reviewed.

- David Petrie presented a letter from the 7th grade girls SJ-SH volleyball team offering to take responsibility for care of the Legion Park volleyball court in memory of their beloved coach, Teresa Halbach. The request will be placed on the agenda of the next Village Board meeting for consideration. Barribeau stated that adult supervision of the project should be expected.

12) Adjournment – *Thomson moved to adjourn at 8:16 p.m. Barribeau second. Motion carried.*

Minutes respectfully submitted for approval by Ellen Maxymek, Village Clerk.

Village Board Organizational Meeting Notice and Agenda

Monday, April 24, 2006 Time: 6:30 p.m.

Village of Sherwood Community Center

W482 Clifton Road, Sherwood Wisconsin

- 1) Call to Order and Roll Call
- 2) Pledge of Allegiance
- 3) Approval of the Agenda
- 4) Approval of the Minutes
- 5) Registered citizen comments on agenda items
- 6) Review/Approval of Rules of the Village Board
- 7) Election of Vice-President
- 8) Village Board Appointments
 - a) Assessor
 - b) Clerk/Treasurer
- 9) Elected by Village Board
 - a) Plan Commission/Trustee Member – 1 Year term ending April 2007 – Bill Barribeau
 - b) PRUT Board/Trustee Member – 1 year term ending April 2007 – Carl Thomson
- 10) Appointed by Village President/Confirmed by Village Board
 - a) Plan Commission/Citizen Member – 3 year term ending April 2009 – Joe Hennlich
 - b) Community Development Authority/Member of Governing Body Concurrent with term of office – 2 year term ending April 2008 – Bill Barribeau
 - c) Community Development Authority/Citizen Member – 4 year term of office ending April 2010– Howard Helker
 - d) PRUT Board/Citizen Member – 3 year term ending April 2009 – Scott Sheppard
 - e) PRUT Board/Citizen Member – 3 year term ending April 2009 – Patti Sevela
 - f) Board of Appeals/Citizen Member – 3 year term ending April 2009 – Bob Dhein
 - g) Board of Appeals/Alternate #1 – 3 year term ending 2008 – Vacant
 - h) Board of Appeals/Alternate #2 – 3 year term ending 2009 – Vacant
- 11) Presentation of correspondence, resolutions, and related matters
- 12) Adjournment

Welcome to the Village Board Organizational Meeting

To assist the Board in conducting its business, we ask that you observe the following:

1. Please register to speak on the sign-in sheet on the table in the back of the room as you enter.
2. Please speak only to issues on the agenda.
3. Please limit your presentation to three (3) minutes.
4. Please do not address the Trustees during their deliberations unless requested to do so.

Village Board Organizational Meeting Minutes April 24, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:34 p.m.
with roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Josh Van Lieshout, Coordinator
David Miller	Ellen Maxymek, Clerk
David Petrie	
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve agenda. Rath second. Motion carried.*

- 4) Approval of the Minutes – *Barribeau moved to approve the minutes of April 25, 2005. Thomson second. Motion carried.*

- 5) Registered citizen comments on agenda items – None.

- 6) Review/Approval of Rules of the Village Board – *Barribeau moved to approve the rules. Thomson second. Motion carried.*

- 7) Election of Vice-President – *Barribeau nominated Joyce Laux to the office of Vice President. Rath moved to elect Laux by unanimous ballot. Thomson second. Motion carried with Laux abstaining.*

- 8) Village Board Appointments
 - a) Assessor – *Rath moved to appoint Associated Appraisal Consultants, Inc. to the office of Village Assessor. Barribeau second. Motion carried.*

 - b) Clerk/Treasurer – *Miller moved to appoint Ellen Maxymek to the office of Village Clerk/Treasurer. Rath second. Motion carried.*

- 9) Elected by Village Board
 - a) Plan Commission/Trustee Member – 1 Year term ending April 2007 – *Rath moved to elect Bill Barribeau. Thomson second. Motion carried.*

 - b) PRUT Board/Trustee Member – 1 year term ending April 2007 – *Rath moved to elect Carl Thomson. Barribeau second. Motion carried.*

- 10) Appointed by Village President/Confirmed by Village Board
 - a) Plan Commission/Citizen Member – 3 year term ending April 2009 – *Kaas moved to confirm appointment of Joe Hennlich. Barribeau second. Motion carried.*

- b) Community Development Authority/Member of Governing Body Concurrent with term of office – 2 year term ending April 2008 – ***Rath moved to confirm appointment of Bill Barribeau. Thomson second. Motion carried.***
 - c) Community Development Authority/Citizen Member – 4 year term of office ending April 2010 – ***Barribeau moved to confirm appointment of Howard Helker. Rath second. Motion carried.***
 - d) PRUT Board/Citizen Member – 3 year term ending April 2009 – ***Thomson moved to confirm appointment of Scott Sheppard. Barribeau second. Motion carried.***
 - e) PRUT Board/Citizen Member – 3 year term ending April 2009 – ***Thomson moved to confirm appointment of Patti Sevela. Petrie second. Motion carried.***
 - f) Board of Appeals/Citizen Member – 3 year term ending April 2009 – ***Petrie moved to confirm appointment of Bob Dhein. Thomson second. Motion carried.***
 - g) Board of Appeals/Alternate #1 – 3 year term ending 2008 – Because no candidate has come forward, Miller requested that the office be noticed in the Village newsletter.
 - h) Board of Appeals/Alternate #2 – 3 year term ending 2009 – Because no candidate has come forward, Miller requested that the office be noticed in the Village newsletter.
- 11) Presentation of correspondence, resolutions, and related matters – None.
- 12) Adjournment – ***Barribeau moved to adjourn at 6:49 p.m. Thomson second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes May 8, 2006

- 1) Call to Order and Roll Call – Vice President Laux called the meeting to order at 6:34 p.m. with roll call:

Present	Absent
Bill Barribeau	David Miller - Excused
Roger Kaas	Others Present
Joyce Laux	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	Jennifer Schaff, Village Engineer
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of the April 24, 2006 organizational meeting and regular meeting. Thomson second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - Brian Carle, Sherwood Postmaster, re. agenda item 11)a)

- 6) Report of the Plan Commission
 - 1) Actionable Items
 - a. Consideration and action to approve the final plat of Lakeshore Estates South – *Plan Commission recommended approval of the final plat of Lakeshore Estates Sout – Barribeau moved to approve the final plat of Lakeshore Estates South. Petrie second. Motion carried unanimously.*

 - b. Consideration and action to approve the concept plan for Jedwabny Development – *Plan Commission recommended approval of a concept plan for the Jedwabny Development, a planned unit development featuring six to eight upscale twin-dominium residential buildings – According to Van Lieshout, a zoning change would be required prior to development of this property as two-family residential. Necessarily, a public hearing would precede any zoning amendment. Petrie questioned the development saying that two-family developments tend to attract transient rental occupants. Petrie moved to disapprove the concept plan. There being no second the motion died.* Barribeau explained that the Plan Commission recommended concept approval but wanted more information and plan detail before going further. *Barribeau moved to table the matter to the next meeting. Kaas second. Tabled.*

- 7) Report of PRUT Board – Report was reviewed without action.
 - 1) For Information Only
 - a. Discussion regarding Wannick Park improvements including benches, swing set, sponsor board, pavilion improvements and accessory storage building – *Reviewed the status of planned concession area improvements to Wannick Park Pavilion and construction of storage facility. The board prefers that a sponsor board be of*

the cabinet variety and preferably mounted in the vicinity of the park entrance not on the pavilion walls.

8) Report of Village Officers

a) Village President – Van Lieshout reported no matters from the President.

b) Consideration and action to reconsider rescinding and refunding of special assessments levied against parcels 14010 and 14011 – Laux noted that at the April 24, 2006 meeting of the Village Board, property owner Doughman stated that owners of the privately restricted lots which abut Questa Court may take legal action to have the deed restrictions removed. In that event the obstacle to development of those lots would be removed. Laux opined that a more appropriate action than rescinding the special assessments would be to defer the assessments to such time as the restrictions are lifted. Following discussion ***Laux moved to reconsider the actions of April 24, 2006 and further moved to defer the 2005 special assessment and to refund and defer the 2001 special assessments levied upon parcels 14010 and 14011 until such time as private restrictive covenants [recorded with the Register of Deeds, Calumet County, WI Jacket 1612 Image 2-37] are removed. Kaas seconded. Motion carried unanimously.***

c) Clerk/Treasurer

i) Financial Reports – Reports were reviewed.

9) Village Engineer – No report.

10) Village Coordinator

a) Complaints and Compliments – None

b) Consideration and action to approve Resolution 06-02 Preliminary Resolution for Special Assessment of 2006 Storm Sewer Improvements – ***Barribeau moved to approve Resolution 06-02 A Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703(1)(b) Wisconsin Statutes, As Amended, for drainage improvements consisting of storm sewer construction and storm sewer construction including concrete curb and gutter. Thomson second. Motion carried unanimously.***

c) Discussion and possible action to approve the Intergovernmental Cooperative Agreement to Facilitate Purchase of Handicapped Accessible Voting System with Calumet County – Maxymek reported a cost of \$5,200, including two year extended warranty and annual participation fee, to purchase the voting equipment. Additional cost for training, coding and accessories is not expected to exceed \$800. The County Clerk will prepare a grant request to reimburse costs up to \$6,000 on behalf of each participating municipality. ***Thomson moved to approve the intergovernmental cooperative agreement to facilitate purchase of a handicapped accessible voting system with Calumet County. Rath second. Motion carried unanimously.***

d) Consideration and action to approve a request from Saint John/Sacred Heart volleyball team to dedicate the sand volleyball court in Legion Park to Teresa Halbach – ***Barribeau moved to approve a request from Saint John/Sacred Heart volleyball team to renovate***

and groom the sand volleyball court in Legion Park in memory of beloved coach Teresa Halbach. The approval is conditioned on the continuing presence of a supervising adult and waiver of liability to Village of Sherwood. Thomson second. Motion carried unanimously.

- e) Discussion and possible action regarding street crack filling for 2006 – Petrie called attention to the wide variation in costs between the three bids at \$2,580, \$3,347, and \$6,810 respectively. Van Lieshout stated that the high proposal includes spot sealing with a rubber-based fill on 12 of the 22 streets listed in the bid request. Spot sealing provides a durable and long lasting solution to cracked, alligatored surfaces and is a much cheaper alternative than milling and overlaying or saw cutting and filling the streets. Kaas asked that the public works crew check out the durability of spot sealing in other communities and investigate whether or not the county highway department can do spot seal repairs. ***Barribeau moved to table until additional information is available. Thomson second. Tabled.***

11) Presentation of correspondence, resolutions, and related matters

- a) Tom Petri Re: Sherwood Post Office – U.S. Representative Tom Petrie forwarded a response from U.S. Postal Service District Manager David F. Martin to his inquiry on behalf of the Village’s interest in obtaining a new post office facility in Sherwood. Martin stated that the Postal Service believes the Village is receiving satisfactory services and there are no current plans to build a new Post Office. The acting operations manager visited the Sherwood facility making suggestions for reducing space deficiencies. USPS will continue to monitor the services and “legal, safety, and emergency projects will still be addressed as they occur”. In the opinion of Postmaster Carle, space limitation continues to be problematic. Laux requested the Coordinator to reply to Representative Petrie’s correspondence, asking for additional assistance as may be available or advice on achieving more favorable action in regard to a new facility.
- b) Wisconsin Dept. of Transportation Re: Salt Storage – Correspondence was reviewed which advised that the Sherwood salt storage sub-site facility is out of compliance with the Wisconsin Administrative Code. Van Lieshout reported that he is currently advertising for bids for a salt storage building as budgeted for construction in 2006. He will respond to the complaint advising of same. Van Lieshout replied to questioning by Trustee Petrie, saying that the Public Works Department has loaded salt out of the Calumet County storage facility and has found that method impractical. The Town of Harrison facility is large enough only for their own storage needs.
- c) Calumet County Planning Department Re: Meeting with Town of Harrison on May 9, 2006 at 7:00 p.m. at Town Harrison Town Hall – Reviewed.

12) Adjournment – ***Thomson moved to adjourn at 7:42 p.m. Barribeau second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes May 22, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:30 p.m. with roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Josh Van Lieshout, Coordinator
David Miller	Ellen Maxymek, Clerk
David Petrie	Jennifer Schaff, Engineer
Jim Rath	Stuart Boerst, Hydrogeologist
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the meeting minutes of the May 8, 2006. Kaas second. Motion carried. Miller abstained.*

- 5) Registered citizen comments on agenda items
 - Donna Christie, N Mustang Dr., re. Mustang Pond, stated that pond maintenance is not working, vegetation planted in the fall of 2005 is not growing, and that the Village indicated it would reconsider the level at which the pond is maintained. Van Lieshout responded, saying that the seed blanket of native plants germinates in sustained warm weather temperatures. He reported that the pond has been permitted as necessary to apply herbicide treatment when algae bloom occurs, also in warmer temperatures. He stated that the Village did not agree to consider changing the permitted level of the detention basin system which was designed to maintain the system at a non-flood level thereby protecting upstream and downstream properties. Van Lieshout reportedly has no knowledge of the current status of a federal/county study referred to by Christie. He assumes she is referring to an ongoing FEMA study and update of flood plains maps. He also noted that ownership of Mustang Pond is in question at this time. The issue will be placed on a future agenda.

 - Robert Miller, N8046 Stommel Rd., re. agenda item 9) b). Miller opposed locating a trail in the right-of-way abutting his property saying that his home is not set back far enough and that the property value will be diminished. He presented a sketch proposing a trail location on the west side of Stommel Road in Town of Harrison right-of-way. According to Miller, the abutting west side property owner is not opposed to this trail site.

 - Jeff Gloudemans, N Stommel Rd., re. agenda item 9) b) reportedly favors locating the Stommel Road trail in the east side right-of-way in front of his home. He stated that he has measured the roadway and verified that the trail would be located where the ditch is now. Gloudemans prefers the trail as a safe, off-street area where his children can ride bikes or play.

- Jeff Rustick, Schuler & Associates, Inc., re. agenda item 7) a). Rustick reported his support for the planned unit development concept brought by the Arndt & Jedwabny Developers. He stated that he and property owner, Lakeshore Estates, Ltd., are excited by the prospect of the luxury condominium project.
- 6) PUBLIC HEARING: Public hearing on special assessments for public improvements in the Village of Sherwood, Wisconsin, for the 2006 Drainage Improvements and Forest Lane Reconstruction Project
- Ron & Dawn Lemerond, N7856 Niagara Ct., asked when the drainage improvement will start and how long it will take. Van Lieshout answered that scheduling issues will be set during a pre-construction conference and subsequently reported to affected property owners. Lemerond asked why the improvement is needed after the twenty-five years he has lived in the area and whether all drainage problems will be resolved. Schaff stated, as she has at previous information meetings that, although the drainage system will not resolve every problem in the extensive area, but the solution is much preferable to simply deepening the present ditch drainage system.
 - Adam Althaus, N4885 Golf Course Rd., stated he understood that the drain near the Zietlow residence has been moved and another drain added near his own residence. Schaff reported that the plans have been revised to move the first mentioned drain slightly to accommodate Mr. Zietlow but that no additional drain was added.
 - Ron Schneider, 14th Ct., stated he believes running the storm sewer through to Niagara Court would be unnecessary if a culvert removed by a neighbor years ago was reset.
 - Frank Erb, N7740 Palisades Trail, said that storm sewer and curb and gutter will be constructed on the Forest Lane side of his property. He prefers the curb and gutter on the Palisade Trail side as well in order to adequately drain the lot. Schaff stated that she will look into the feasibility of this request. Responding to other questions Van Lieshout will investigate whether Erb would again be assessed if storm sewer is constructed on Palisades Trail in the future.
 - Tim Montour, N7798 Spurline Ct., stated he will receive no benefit from the storm sewer improvement without extensive ditch repair or a yard drain. He continued, saying that a navigable waterway runs in front of his property but the DNR will not allow changes to the waterway. Schaff stated that although water from the navigable waterway cannot drain into the storm sewer, the DNR has permitted the storm sewer to go under the waterway picking up drainage from the project area. Jon Brand from the DNR will meet with Montour and Schaff at the property site to review the situation.

Following three calls for public comment Miller announced the public hearing closed at 7:17 p.m.

- 7) Report of the Plan Commission
- a) Approval of concept plan for Jedwabny/Arndt Development (tabled May 8, 2006) – ***Barribeau moved to take the matter from the table. Kaas second. Motion carried with Petrie voting against.*** Julie and J.P. Jedwabny with partners Kelli and Josh Arndt presented materials depicting a project similar to the development they are proposing on

Stommel Road. The planned unit development features eight duplex buildings totaling sixteen units to be marketed at \$175,000-\$210,000 per unit to purchasers who desire carefree living with services provided by a condominium association. Units are designed without steps, have first floor laundry facilities and 3' wide doors appealing to an aging population of empty-nesters. Miller commented that there is a need for this kind of condo development all over the Fox Valley. Responding to Petrie's concerns of increased traffic and loss of the rural character, Jedwabny indicated that less traffic can be anticipated than with multi-vehicle households as is common in single family developments. Singletons and couples attracted to this type housing frequently have one vehicle per household and spend a portion of the year living out of the area. Rath asked what assurances the Village has that developers' high-end plans will be carried out. Jedwabny responded that interest in this type luxury living was evidenced by the high volume of potential purchasers (450) at a recent Parade of Condos event. ***Laux moved to approve the concept plan. Miller seconded. Motion carried with Petrie opposed.***

8) Report of Utility Commission – No questions or actions were forthcoming.

1) For Information Only

- a. Update on MIEX pilot – *Preliminary reports on the Miex trial indicate 90.1% overall removal of total organic carbons [TOC]. System problems including power outages shut down several days of the pilot project. The pilot will be extended at no extra charge due to the down time.* Trustee Kaas reported that over 98% removal of sulfides was also indicated in the first week of testing.
- b. Discussion regarding Water and Sewer Utility Rates – *An analysis of capital, debt service and operating costs was reviewed along with an evaluation of rate structure necessary to finance capital additions. The Coordinator was asked to prepare a project plan and financing plan for presentation at the next Utility Commission meeting.*
- c. Review operations of Water and Waste Water Systems – *The contract operator displayed the workings of a water meter, generator and remote device. Air conditioning difficulties at the main lift station were discussed as inflow levels observed at the lift system during recent rain events. Although no bypasses or system disruption occurred high flow levels were notable.* Van Lieshout reported that 50% savings in the cost of meter replacements is anticipated by initiating a meter testing program, putting meters that test acceptably back into service.
- d. STH 114 water main Extension – *The Coordinator reported that the construction project was completed quickly and without incident.*
- e. Consideration and action to approve Certificate for Payment No. One (1) for STH '114' Watermain Construction – *The first certificate for payment was approved in the amount of \$52,546.32.*
- f. Consideration and action to approve a utility layout for a condominium development adjacent to Stommel Road – *Discussion tabled until the Village Board reaches a conclusion regarding acceptance of the submitted concept plan.*

The Coordinator was asked to return a resolution or ordinance amendment regarding separate laterals to control issues involving zero lot line construction.

- g. Discussion and review of 2005 PSC Report – *Noted that Rob Franda was no longer the Commission Chair.*
- 9) Report of Village Officers
- a) Village President – No report.
 - b) Trustee Petrie
 - i) Discussion and possible action regarding trail location on Stommel Road – The Board reviewed Robert Miller’s trail concept on the west side of Stommel Road with a crossing to the east side of the road north of Miller’s property and continuing in the right-of-way adjacent to Farmington Meadows Subdivision. ***Kaas motioned to move the location of the planned trail to the west side of Stommel Road contingent on receiving approval of affected west side property owner/s and the Town of Harrison. Petrie second. Motion carried unanimously.***
 - c) Clerk/Treasurer
 - i) Financial Reports – Reports were reviewed.
 - ii) Discussion and action to determine the number of installments in which special assessments for the 2006 Drainage Improvements and Forest Lane Reconstruction Project may be paid per Wis. Stats. §66.0703(4) – ***Miller moved to approve a maximum of five installments for payment of special assessments. Thomson second. Motion carried unanimously.***
- 10) Village Engineer
- a) Consideration and action to approve the Preliminary Engineer’s Report for 2006 Drainage Improvements and Forest Lane Reconstruction Project – Changes made to the project plan as a result of issues raised by affected property owners will be handled by change orders to the construction contract. In the event of substantial changes in special assessment rates, another public hearing would be required. ***Barribeau moved to approve the Preliminary Engineer’s Report for 2006 Drainage Improvements and Forest Lane Reconstruction Project. Laux seconded. Motion carried unanimously.***
 - b) Consideration and action to award the 2006 Drainage Improvements and Forest Lane Reconstruction Project to the low bidder, Jossart Brothers, Inc. in the amount \$760,863.50 – ***Barribeau moved to award the project contract for 2006 drainage improvements and Forest Lane reconstruction to Jossart Brothers in the amount of \$760,863.50. Petrie second. Motion carried unanimously.***
 - c) Consideration and action to approve Certificate for Payment #1 to Potts Construction in the amount of \$12,730.00 for partial payment for work performed through May 1, 2006 – ***Thomson moved to approve partial payment for Meadowcliff Pond construction to Potts Construction in the amount of \$12,730. Barribeau second. Motion carried unanimously.***

- d) Consideration and action to approve a proposal for the design of prairie and/or wetland vegetation for Miller, Nuthatch, State Park Estates and Mustang Ponds – Stuart Boerst, Sr. Hydrogeologist, McMahan Associates, Inc., presented an agreement for professional services for the design of native prairie and/or wetland vegetation in the Village's detention basin system. The proposal includes preparing bid specifications, obtaining quotes including animal and vegetation control, and attending related meetings. **Miller moved to approve the McMahan Associates services proposal in an amount ranging from \$2,000-\$3,000. Rath second. Motion carried. Petrie opposed.**

11) Village Coordinator

a) Complaints and Compliments

- i) Mike Cook – Van Lieshout explained that Cook among others were requesting discontinuance of garbage service and refunds for months when wintering out of the area. Cook expects that the staff will keep track of and arrange for removal and replacement of his refuse container in the future. The Trustees expressed surprise that the practice is being accommodated and stated they will review the matter at a later date to determine if it is unreasonably burdensome.

b) Project Report

- i) Meadowcliff Pond – Van Lieshout reported he is pleased with the progress of the pond construction. The well on the property has been filled and abandoned and the storage building demolished and removed.
- ii) Stommel Road – According to Van Lieshout every effort is being made to keep the road open for local traffic although full closure has been necessary at times in order to trench and install culverts across the entire width. The construction crews continue to work through rain events and on Saturdays in order to remain on schedule.

- c) Consideration and action to approve a resolution 2006-03 Declaring Official Intent to Reimburse Expenditures From Proceeds of Borrowing – The resolution fulfills administrative rules regarding advancement of interim financing to cover costs of Well #7 construction prior to issuing tax-exempt bonds, and reimbursing the advanced funds when such obligations are issued. The resolution also provides a vehicle for reimbursing costs of a pilot project for water quality enhancements (the MIEX pilot). **Barribeau moved to approve resolution 2006-03 Declaring Official Intent to Reimburse Expenditures from Proceeds of Borrowing. Kaas second. Motion carried unanimously.**

- d) Consideration and action to approve an appeal from Alan Moehn for relief from the sewer portion of the Sewer and Water Impact Fee Ordinance – Alan Moehn is appealing for relief from the sewer portion of sewer and water impact fees insofar as no sewer infrastructure is available now or planned for the foreseeable future in the southernmost section of the Village along STH 114 south of the intersection of STH 114 and STH 55. **Kaas moved to refund payment of \$1,500 to Alan Moehn made for sewer impact fees, with the understanding that at such time as sewer infrastructure is built, the impact fee will be retroactively paid. Rath second. Motion carried unanimously.**

- e) Discussion and possible action regarding street crack filling for 2006 – According to Van Lieshout an example of spot sealing performed by Crack Filling Services is seen on

Clifton Road in front of the Deprez residence. Petrie stated that he is disturbed by the wide variation in prices quoted by the three contractors who submitted proposals. After further discussion, ***Barribeau moved to accept the cost proposal provided by Crack Filling Services. Miller second. Motion carried with Petrie opposed.***

12) Presentation of correspondence, resolutions, and related matters

- a) Tom Petri Re: Sherwood Post Office – Draft correspondence was reviewed. The Coordinator was instructed to modify the letter, making a stronger statement of the Board’s belief that mail cannot be handled safely and securely due to cramped post office conditions.
- Constable activity sheets were reviewed. The Board noted that ordinance enforcement contacts are being stepped up according to their direction.
 - Van Lieshout responded to Kaas’s inquiry, reporting that request for bids for construction of a new salt storage building will soon be advertised. He also reported that due to a change in the labor union representative the process toward completing a new contract agreement has not moved forward.
 - When questioned by Kathy Salo, the Coordinator reiterated that a construction schedule for the drainage improvement/Forest Lane reconstruction project will be set following a pre-construction meeting with the contractor.

13) Adjournment – ***Barribeau moved to adjourn at 9:13 p.m. Thomson second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes June 12, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:30 p.m. with roll call:

Present	Absent
Roger Kaas	Bill Barribeau, Excused
Joyce Laux	Others Present
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	Jennifer Schaff, Engineer
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – ***Rath moved to approve the agenda. Kaas second. Motion carried.***

- 4) Approval of Minutes – ***Rath moved to approve the minutes of May 22, 2006. Kaas second. Motion carried.***

- 5) Registered citizen comments on agenda items
 - Darin Bornemann, N7924 Creekside Dr., re agenda item 7)c), commented in support of approval of a certified survey map combining parcels owned by him.
 - Robert Miller, N8046 Stommel Rd., re agenda item 10)b), stated that he should have been notified by the Village of a Town of Harrison meeting during which placement of Stommel Road trail in town right-of-way was considered.
 - Nicole & Bill Himstedt, W5251 Arbor Vitae Ct., commented re. poor condition of road surface in Lakeshore Estates West II Subdivision.
 - Rick Glenn, W4778 Trevino Ct., agenda item 10)e), spoke in support of his proposed use of gym facility for Tae Kwon Do classes.
 - Tim J. Montour, N7798 Spurline Ct., agenda item 10)d), discussed DNR disallowance of changes to navigable waterway abutting his property.
 - Lauri Schinke, N7991 Carriage Ct., re agenda item 10)c), reported her evaluation of the need for sustained maintenance of the Mustang Pond area seeding and planting. Also commented that the Village did not act thoughtfully when planning Stommel Road trail.
 - Roy Knoll, N7981 Carriage Ct., re agenda item 10)c) questioned the status of the Mustang Pond maintenance project.
 - Ted & Donna Christi, N8007 Mustang Dr., re agenda item 10)c), inquired regarding Mustang Pond management issues.
 - Joan Petrie, N7986 Stommel Rd., agenda item 10)c) read statement prepared by Attorney Troy Schneider regarding conditioned deeding of Mustang Pond outlot parcel to Village.

- 6) Consent Agenda
 - a) Alcohol Beverage License Approval – ***Kaas moved to approve all alcohol beverage licenses and temporary Class “B” license. Thomson second. On a roll call vote Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes against. Motion carried unanimously.***
 - i) Renewal Alcohol Beverage

- (1) Class A Malt Beverage, Liquor & Wine
 - (a) Condon Oil Co., Inc., dba Sherwood Mobil Mart, Kraig Bauman, Agent
 - (2) Class B Malt Beverage
 - (a) High Cliff Golf Course, Inc., Steve Bloemer, Agent
 - (3) Class B Beverage, Liquor & Wine
 - (a) Holz-in-One, Inc., dba Sherwood Forest Country Club, Gregg S. Holz, Agent
 - (b) Jean M. Spranger, dba Jeanne's
 - (c) Schabow's Granary, LLC, dba The Granary, Wanda Schabow, Agent
 - (d) The Cliffs of Sherwood, Ltd., dba High Cliff Restaurant, Charles F. Schuster, Agent
 - (e) Crabby Julie's Bar & Grill, LLC., Julie Ann Roovers, Agent
 - (f) Outpost Pub & Provisions, LLC, Molly A. Nettekoven, Agent (Reserve License)
 - (4) Temporary Class "B" Malt Beverage
 - (a) St. John-Sacred Heart Congregation
- b) Tobacco Products Retail Outlet License – ***Petrie moved to approve all tobacco products licenses. Laux second. Motion carried.***
- i) Renewal Tobacco Products
 - (1) Condon Oil Co., Inc., dba Sherwood Mobil Mart, Kraig Bauman, Agent
 - (2) Crabby Julie's Bar & Grill LLC, Julie Roovers, Agent
 - (3) Jean M. Spranger, dba Jeanne's
 - (4) High Cliff Golf Course, Inc. Steve Bloemer, Agent
 - (5) High Cliff Restaurant, Charles F. Schuster, Agent
 - (6) The Outpost Bar & Grill, LLC, Molly & Brian Nettekoven
- c) Operators' Licenses – ***Petrie moved to approve all renewal operators' licenses. Kaas second. Motion carried. Kaas moved to approve all new operators' licenses. Laux second. Motion carried.***
- i) Randi Bangart
 - ii) Dawn M. Buczek
 - iii) Patrick D. Deschaine
 - iv) Corey Feller
 - v) Eric L. Grassl
 - vi) Scott D. Halbach
 - vii) Elizabeth A. Kasper
 - viii) Jean Kuepper
 - ix) Tom Lammi
 - x) Rebecca Mader
 - xi) Maria Miller
 - xii) Adam Pattermann
 - xiii) Katie Patterman
 - xiv) Joel B. Pethan
 - xv) Theresa J. Reiter
 - xvi) John E. Rennie (New)
 - xvii) Julie G. Resch
 - xviii) Krystal R. Roovers

- xix) Robert L. Schabow
- xx) Christopher Schlies
- xxi) Kim M. Van Rossum
- xxii) Kris Van Rossum
- xxiii) Tami D. Verhagen
- xxiv) Stephanie Ver Voort (New)
- xxv) Katherine Vollmer
- xxvi) Kimberly L. Wyngaard (New)
- xxvii) Stacey R. Wyngaard

7) Report of the Plan Commission

1) Action Items – ***Laux moved to approve action items a), b), c). Rath second. Motion carried.***

- a. Discussion regarding a proposed plan for concept condominium development on Lower Cliff Road (Eldred Property) – *Recommended denial of a proposed concept plan for condominium type planned unit development on Lower Cliff Road. Eleven area property owners commented on the potential for negative impact to the subdivision should the plan move forward.*
- b. Consideration and action to approve the final plat of Farmington Meadows Subdivision – *Recommended approval of the final plat of Farmington Meadows Subdivision.*
- c. Consideration and action to approve a certified survey map combining Lot 1 CSM No. 2300 with part of the Southwest ¼ and Southeast ¼ of the Northwest ¼ of the Section 25 Town 20 North, Range 19 East, Village of Sherwood, Calumet County – *Recommended approval of the CSM following an assertion by the property owner that it was his intent to build a garage type accessory structure on the combined lot.*

2) For Information Only

- a. Consideration and action to approve or deny a conditional use permit for the purpose of constructing a fenced, graveled storage area in a C-3 commercial zoning district located at N7721 State Park Rd. – *Following a public hearing the Plan Commission approved a conditional use permit for the purpose of constructing a fenced, graveled storage area in a C-3 commercial zoning district located at N7721 State Park Rd.*
- b. *Louis Resch and Paul Hermsen, RBH Development initiated a discussion regarding extending Knight Drive to access their landlocked property for development.*

8) Report of Village Officers

- a) Village President – No report.
- b) Clerk/Treasurer
 - i) Financial Reports – Reports reviewed.

- ii) Acceptance of 2004 Audited Financial Statements and Report on Internal Control – ***Miller moved to accept the 2004 audited financial statements and report on internal control. Thomson second. Motion carried.***

9) Village Engineer

- i) Meadowcliff Pond Construction Report – Engineer Schaff reported that pond grading is close to completion and seeding will begin in the next week. Project completion is approximated at the end of June.
- ii) Stommel Road Reconstruction Report – In correspondence dated June 7, 2006 Schaff reported finding poor soil conditions in the road base, necessitating the services of a geotechnical engineer for site visits, soil evaluation and recommendations. This specialist found that the risk of premature roadway failure could be substantially reduced by excavating and removing large quantities of dark organic materials at a probable cost of \$17,784, and filling with aggregate at a cost of \$40,050. Crews also removed and in-filled after an old bridge abutment and miscellaneous concrete pieces were found. Schaff stated that the rough grading and aggregate fill will be finished during the week ending June 17. Construction of concrete curb and gutter is scheduled to start the week of June 19.
- iii) Golf Course Road et. al. Storm sewer Construction Report – A pre-construction conference will be scheduled in the next two weeks. Contracts will be sent this week. Responding to a question from Laux, Schaff said that the road will remain open although somewhat limited during construction.
- iv) Consideration and action to approve Certificate for Payment #2 to Potts Construction in the amount of \$53,216.15 for partial payment for work performed through June 7, 2006 – ***Laux moved to approve Certificate for Payment #2 to Potts Construction in the amount of \$53,216.15 for partial payment for work performed on the Meadowcliff Pond Construction Project through June 7, 2006. Thomson second. Motion carried unanimously.***
- v) Consideration and action to approve Certificate for Payment #3 to Vinton Construction in the amount of \$79,624.73 for partial payment for work performed through May 11, 2006 – ***Rath moved to approve Certificate for Payment #3 to Vinton Construction in the amount of \$79,624.73 for partial payment for work performed on the Stommel Road & Pigeon Road Construction Project through May 11, 2006. Thomson second. Motion carried unanimously.***

10) Village Coordinator

- a) Complaints and Compliments
 - i) Dan Schell reported the very bad condition of the gravel road base on Natures Way Drive at Arbor Vitae Court. He requested grading and gravel replacement which was, Van Lieshout reported, subsequently completed by contract agreement with Calumet County Highway Department.

- ii) Robert Hinz reported many potholes and hazardous road conditions on State Park Road from Mielke Road to Jurek Court. Van Lieshout will contact Northeast Asphalt and Calumet County for estimates and installation of asphalt patches.
- b) Discussion and possible action regarding Stommel Road Trail – Calling attention to correspondence sent to Town of Harrison Administrator Fluke, Van Lieshout reported that he followed the Village Board’s directive of the previous meeting requesting that the Town Board consider approving construction of a trail by the Village on Town right-of-way on Stommel Road. The Town Board considered the matter during their May 30, 2006 meeting but acted to deny the request. Based on that decision the Coordinator directed the contractor to grade the trail on the east side of Stommel Road according to the previously approved project plan.

Petrie reported a subsequent conversation with Town Chairman Spranger who stated he could support construction of the trail in the Town right-of-way if it was extended out to the railroad crossing at Stommel Road. No actions were forthcoming.

- c) Review of Mustang Acres Pond Issues – Van Lieshout explained developer construction plans for the Mustang Acres Pond, as sent to Donna Christie pertaining to her inquiries at the May 22, 2006 board meeting. These detailed construction drawings submitted by the developer and dated July 9, 1999 showed the pond outlet structure invert set at 788.00 ft. As-built drawings of later downstream Miller Pond construction verified outlet invert height of Mustang Pond at 787.94 ft. The Small Dam Approval letter from WDNR permitted the 788.00 ft. normal operating height of Mustang Pond and was also reported by Van Lieshout. Correspondence dated March 30, 2000 from Martenson & Eisele, Inc., consulting engineers for the Mustang Acres developer, and copied to Christie was also explained by Van Lieshout. That letter clearly inquired on behalf of Developers Dave and Joan Petrie if the Village would soon implement the downstream storm water management system [Miller Pond] and lower the temporarily one foot higher than future planned invert of the Mustang Pond outlet to its lower design grade. The developer’s engineer stated “It would be desirable to have the water level brought down to design grade as soon as possible.”

A copy of a Calumet County Circuit Court action was presented as part of the meeting materials. The summons and complaint was served on behalf of the Village of Sherwood upon Mustang Acres, Inc. for specific performance of a Redevelopment Agreement in which the defendant was required to dedicate and convey land for drainage facilities and park purposes to the plaintiff.

Joan Petrie read a statement [attached and made a part of meeting minutes] prepared by Attorney Troy R. Schneider into the record.

- d) Discussion and possible action regarding navigable water way adjacent to Montour Property (N7798 Golf Course Road) – Schaff reported that WDNR water rights expert Jon Brand met her, Tim Montour, and Van Lieshout on-site at the Montour property. Brand responded in the negative to requests to modify or redirect the navigable waterway by means of pipe, rip-rap, barrier wall, and sheet-piling. He was amenable to cleaning-out the waterway, putting in a buffer or reestablishing the grade. ***Kaas moved to request an***

engineering study, developing options for sediment clean-up, reestablishment of grade, seeding and/or erosion control in the navigable waterway adjacent to the Montour property. Miller second. Motion carried unanimously.

- e) Review and possible action regarding a proposal from Rick Glenn for use of the Sherwood Rec. Center for Tae Kwon Do classes – Glenn expressed his desire to provide high quality martial arts training and requested use of the gymnasium facility to conduct classes two evenings a week at the applicable fee rate. He stated that he is a certified instructor with the American Taekwondo Association and will provide the Village with suitable proof of insurance coverage and will offer free Women’s Self Defense Classes to the community. ***Miller moved to approve the use of the Sherwood Recreation Center gym by Rick Glenn for the purposes of conducting Tae Kwon Do classes. Petrie second. Motion carried.***

11) Presentation of correspondence, resolutions, and related matters

- a) WE Energies Re: wireless (WiFi) communication systems – Reviewed correspondence offering assistance in exploring the possibility of creating a wireless (WiFi) communication system in the Sherwood community. Coordinator Van Lieshout was asked to investigate the matter further.
- b) Hawkinson matter – Van Lieshout reviewed certified correspondence noticing violation of the Final Order given by Calumet County Circuit Court Judge Poppy and updated the status of litigation to clean up the Hawkinson property.
- c) Millie’s sign matter – Van Lieshout reviewed correspondence to the proprietor of CastleMills, LLC, dba Millie’s regarding violations of the zoning code governing signage. Van Lieshout is trying to effect compliance with the code while encouraging the condo businesses to install an attractive, functional and conforming advertising sign.
- d) Lakeshore Estates Ltd. v. Village of Sherwood matter – Reviewed attorney correspondence regarding filing a motion to dismiss suit.
- Reviewed correspondence from Town of Woodville resident Paul Lauer to his Town Board stating disappointment and opposition to the proposed Town of Woodville Land Use Plan.
 - Reviewed notice of public meeting regarding route options for the Friendship Trail segment from Oneida Street to Lake Park Road (Firelane 8) co-sponsored by Town of Harrison and City of Menasha.
 - Rath reported a UW Oshkosh alumni event scheduled on August 22, 2006 at the Outpost in Sherwood. Rath expressed surprise at the large number – 200 – of Sherwood UW-O alumni.

12) Adjournment – ***Thomson moved to adjourn at 8:37 p.m. Kaas second. Motion carried.***

Minutes respectfully presented for review and approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes June 26, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:33 p.m. with roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of June 12, 2006. Laux second. Motion carried.* Referencing the previous meeting agenda item 10)c) Review of Mustang Acres Pond Issues, Petrie stated that he has photographs documenting that the pond level was temporarily two feet higher than the future planned invert.

- 5) Registered citizen comments on agenda items
 - Larry Trucco, High Cliff Restaurant, re. agenda item 8)a). Trucco stated his support for affiliation with the Fox Cities Convention & Visitors Bureau.

- 6) Consent Agenda
 - a) Renewal Applications – Alcohol Beverage Licenses
 - i) Duncliffe, Inc., Rick Dunuum – *Laux moved to approve renewal of the alcohol beverage license of Duncliffe Inc., Rick Dunuum, Agent. Petrie second. Motion carried.*

 - ii) TJ Foods, Tony Mueller – Late Filing – Due to the late filing of the application, the trustees agreed to convene a special meeting on June 29, at 7:30 a.m. to consider the T.J. Foods alcohol beverage license renewal fifteen days following the application filing date as statutorily required. They offered Mueller the following options 1. Be present for questioning at the special meeting or 2. If unable to attend the special meeting, pay the meeting costs or 3. Have the license renewal considered at the next regularly scheduled meeting and remove alcohol products from the premises. The Clerk was instructed to contact Mueller regarding the options. *Rath moved to table the matter until a special meeting date on June 29, 2006. Kaas second. Tabled.*

 - b) Tobacco Products License Renewal Applications
 - i) TJ Foods, Tony Mueller – *Laux moved to approve the tobacco products license application of T.J. Foods, Inc. Barribeau second. Motion carried.*

 - c) Operator’s License Applications – *Barribeau moved to approve all operator’s licenses except iv) and vii). Laux second. Motion carried.*

- i) Amy Jo Breckheimer
 - ii) David John Breckheimer
 - iii) Linda Lou Eichinger
 - iv) Douglas Robert Laux – *Petrie moved to approve. Kaas seconded. Motion carried. Barribeau voted against. Laux abstained.*
 - v) Michael V. Schlaak
 - vi) Maria Ann Schneider
 - vii) Mike Wettstein – *Kaas moved to approve. Thomson second. Motion carried with Barribeau against.*
- d) Approval of Cemetery Deeds and Perpetual Care Agreements – *Barribeau moved to approve deeding two cemetery lots and agreements for perpetual care to William and Carolyn Winslow. Rath second. Motion carried unanimously.* Rath requested review of fees for cemetery plots and perpetual care at a subsequent time.
- 7) Report of the Utility Commission
- 1) ACTION ITEMS – *Laux moved to approve action items a., b., c. Thomson second. Motion carried.*
- a. Commissioners approved an Agreement for Professional Services for the purpose of preliminary engineering phase services for the design and construction of a 12 inch force main from Clifton Rd/Cliffwood Dr to the WWTP.
 - b. Commissioners approved Resolution 2006-04 for review and approval of the 2005 Compliance Maintenance Annual Report.
 - c. Commissioners approved the 2005 Consumer Confidence Report
- 2) DISCUSSION ITEMS
- a. Chad Olson, McMahan Associates, explained June 20, 2006 would be the last day the MIEX Pilot test would run. The extended trial period was due to technical difficulties with the MIEX trailer. Olson targets the July meeting to make all pilot test results available.
 - b. Gary Rosenbeck, McMahan Associates, expressed disappointment when telling the commissioners that proposed well site #7 on Pigeon Rd has failed, "test well, rock @ 185', 60' into rock ALL DRY!" Rosenbeck stated the Village will need to explore other site options.
 - c. Curt Weibel, MCO, verified July 17, 2006 at 5:30 p.m., prior to UC meeting, as date and time to tour the WWTP.
- 8) Report of Village Officers
- a) Village President
 - i) Presentation from Lynn Peters, Fox Cities Convention & Visitors Bureau – Peters invited the Village to affiliate with the Convention & Visitors Bureau, “an economic development organization working to strengthen our area’s economy by attracting visitors”. She reported that there is no annual fee to become members but each affiliate municipality passes a dedicated room tax ordinance. Peters urged passage of

the ordinance. *Miller motioned to affiliate with the Fox Cities Convention and Visitors Bureau. Rath seconded. Motion carried with Laux against.*

b) Trustee Thomson

- i) Discussion regarding acquiring former Sherwood Railroad Depot – Thomson stated his desire to explore possible acquisition of the Sherwood Railroad Depot, owned by Jim Erdmann. The structure is too unique to lose, he continued, and if acquired and moved at a future time would be a historical asset. Thomson suggested Wannick Park trailhead as a future site. Barribeau stated there may be grant funding available for such acquisitions. Thomson, Miller and Petrie volunteered to meet with property owner Erdmann to discuss possible acquisition.

c) Clerk/Treasurer

- i) Financial Reports – Disbursement reports reviewed.
- ii) Consideration and action to approve Resolution 2006-05, Organization Borrowing Resolution – The resolution updates authorized signatories for the corporate credit card account. *Barribeau moved to approve Resolution 2006-05. Rath second. Motion carried unanimously.*

9) Village Engineer

- i) Meadowcliff Pond Construction Report – Schaff reported the project is near completion with temporary seeding and restoration being done now. The construction grant coordinator is scheduled for a site visit on July 6.
- ii) Stommel Road Reconstruction Report – The contractor should be done with curb and gutter construction now. The gravel lift on road and trail will be put down after the Fourth of July holiday. Schaff anticipates a mid-July date for surfacing of Pigeon and Stommel Roads.
- iii) Golf Course Road et. al. Storm sewer Construction Report – Schaff reported the project pre-construction meeting took place today. We Energies will soon be locating their infrastructure and determining whether there are any problem areas needing consideration. A tentative schedule was provided by Jossart Brothers, Inc., although Schaff stated that the schedule will be heavily dependent on weather conditions. Golf Course Road construction will begin in mid-August, with Bridle Road, Blackcherry Court, Niagara Court, and Palisades Trail construction scheduled in September. Forest Lane reconstruction will start late in September and continue through mid-October. The Trustee instructed staff to send scheduling information and alternative parking information to affected property owners.

10) Village Coordinator

- a) Complaints and Compliments – Various phone complaints have been received regarding the condition of Golf Course Road. Van Lieshout stated that it may be necessary to patch the surface before the construction project begins.
- b) Consideration and action to approve a hotel room tax ordinance – Van lieshout reported that an initial reading and public hearing regarding the ordinance were heard in at prior

meetings. This is the second reading of the ordinance. Kaas requested a clarification to page 2 of the ordinance text in Section 3.0 Rate & Disbursement of Room Tax para. (2) to read “The Treasurer shall direct 5 percent of the gross room tax proceeds to the general fund...” ***Barribeau moved to approve Ordinance 06-93 Pertaining to Hotel and Motel Room Tax with a change to page 2, Section 3.0, para. (2)... 5 percent of the gross room tax proceeds... Kaas seconded. Motion carried with Laux opposed.***

- c) Discussion and possible action regarding Aflac supplementary insurance options through payroll deductions – Laux stated that the IRS 125 cafeteria plan is known as a 457 plan when applicable to governments. Barribeau stated that offerings similar to the Aflac plan may be available through Village banking affiliations. ***Rath moved to table until such time as the labor contract is settled. Miller second. Tabled.***

11) Presentation of correspondence, resolutions, and related matters

- a) Ron Tomko, Castlemills, LLC re: signage – Following review and discussion of correspondence related to illegal signage it was the consensus of the Board that it preferred compliance without punitive measures if possible.
- Van Lieshout reported that Town of Harrison has patched the potholed section of State Park Road from Mielke Road to Jurek Court. The Village will likely be asked to cost share a portion of the expense. He continued that the portion of State Park Road abutting Lakeshore Estates West II should be annexed to the middle of the road.

12) Adjournment – ***Barribeau moved to adjourn at 8:44 p.m. Thomson second. Motion carried.***

Minutes respectfully submitted for review and approval by Ellen Maxymek, Village Clerk.

Special Village Board Meeting Minutes
June 29, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 7:33 a.m. at the village office in Rec Center Plaza. Roll called:

Present	Absent
Joyce Laux	Bill Barribeau, Excused
David Miller	Roger Kaas, Excused
David Petrie	Others Present
Jim Rath	Ellen Maxymek, Clerk
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Laux moved to approve the agenda. Thomson second. Motion carried.*
- 4) Registered citizen comments on agenda items
- Tony Mueller, Registered Agent, T.J.’s Foods, Ltd. of Sherwood, stated that late filing of his license application for alcohol beverage licenses was due to a recent illness. He also stated that he erred in his affirmative answer to application question 11 relating to late payment of liquor or beer invoices. No such invoices are past due according to Mueller.
- 5) Consent Agenda
- a) Renewal Applications – Class A Liquor and Fermented Malt Beverage License
- i) T.J.’s Foods, Ltd. of Sherwood, Anthony J. Mueller, Agent – *Thomson moved to approve renewal of the Class A liquor and fermented malt beverage license issued to T.J.’s Foods, Ltd. of Sherwood, Anthony J. Mueller, Agent for the period of July 1, 2006 to June 30, 2007. Petrie second. Motion carried unanimously.*
- 6) Adjournment – *Petrie moved to adjourn at 7:44 a.m. Thomson second. Motion carried.*

Village Board Meeting Minutes
July 10, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:33 p.m. Roll called:

Present	Absent
Bill Barribeau arr. 6:48	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – ***Kaas moved to approve the agenda. Rath second. Motion carried.***
- 4) Approval of Minutes – ***Kaas moved to approve the minutes of June 26, 2006. Laux second. Motion carried. Rath moved to approve the minutes of June 29, 2006. Thomson second. Motion carried. Kaas abstained.***
- 5) Registered citizen comments on agenda items – None.
- 6) Consent Agenda
- a) Operator’s Licenses
- i) Brianna West – New
 - ii) Rachelle L. Meyerhofer – New
 - iii) Matthew Van Thiel – Renewal
 - iv) Cornelia A. Gossen – Renewal
 - v) Jacob R. Kramer – Renewal
 - vi) Ellen Schuh Peterson – Renewal
 - vii) Michelle Schmidt – Renewal
 - viii) Catherine Hella – Renewal
 - ix) Maria Huneycutt – Renewal

Thomson moved to approve applications for new operator’s licenses of West and Meyerhofer. Rath second. Motion carried unanimously. Rath moved to approve issuance of renewal licenses to Van Thiel, Gossen, Kramer, Peterson, Schmidt, Hella, Huneycutt. Laux second. Motion carried unanimously.

- 7) Report of Village Officers
- a) Village President – No report.
- b) Clerk/Treasurer
- i) Financial Reports – No report.

8) Village Engineer

- i) Stommel Road Reconstruction Report – Schaff reported the subcontractor has completed milling the east lane of Pigeon Road. Fine grading Stommel Road trail will be accomplished next week followed by final grading Stommel Road and paving Pigeon and Stommel Roads.
- ii) Consideration and action to approve Certificate for Payment No. 4 to Vinton Construction in the amount of \$123,137.39 for work performed through June 9, 2006 – **Miller moved to approve Certificate for Payment No. 4 to Vinton Construction in the amount of \$123,137.39 for work performed through June 9, 2006 on the Pigeon Road/Stommel Road construction project. Rath second. Motion carried unanimously.**

9) Village Coordinator

a) Complaints and Compliments

- i) Nancy Bastjan – Complained that there is no direct access to walking trails from her Cliffview Drive area. Bastjan suggested that one of several vacant Cliffview lots backing up to the trails could be developed as access. Van Lieshout stated that access can be gained from nearby Mustang Drive or from the soon to be completed Stommel Road trail. He continued that an originally planned trail connection at Cliffview Drive was relocated due to a potential for flooding of Stommel Road during a 100-year storm event if the ditch south of Mustang Pond was eliminated to accommodate a trail. He also reported that none of the vacant lots referred to by Bastjan were platted with access easements. Laux commented that it is impossible to provide all residents with immediate access to the trail system. Van Lieshout was instructed to respond to Bastjan’s correspondence reporting the above information.
- ii) Roland Rusch – complained about the length of time the Pigeon Road project is taking. Engineer Schaff stated that the Village was able to save a substantial amount by combining the Pigeon Road and Stommel Road projects.

- b) Consideration and action to rescind Ordinance 04-88, Prohibiting the Discharge of Firearms On And Over Lake Winnebago Within 500 feet of a Village Dwelling or Public Place of Assembly – Van Lieshout noted that the Village ordinance prohibiting discharge of firearms over Lake Winnebago is unenforceable according to the opinion of the Department of Natural Resources which has review oversight of such legislation. Town of Harrison, he continued, has recently enacted an ordinance declaring the Town owned boat launch area a park and as such prohibited from discharge of firearms by Wisconsin statute. The purpose of the Village ordinance has therefore become moot. **Barribeau moved to rescind Ordinance 04-88, Prohibiting the Discharge of Firearms On And Over Lake Winnebago Within 500 feet of a Village Dwelling or Public Place of Assembly. Kaas second. Motion carried unanimously.**

- c) Consideration and action to approve Certificate for Payment-Final to Jack Diedrich Construction in the amount of \$300.00 for Sherwood Office Remodeling Project – **Rath moved to approve final certificate for payment to Jack Diedrich Construction in the amount of \$300.00 for Sherwood office remodeling project. Petrie second. Motion carried unanimously.**

- d) Consideration and action to approve Certificate for Payment-Final to Christensen Heating in the amount of \$629.40 for Sherwood Office Remodeling Project – ***Thomson moved to approve final certified payment to Christensen Heating in the amount of \$629.40 for the Village office remodeling project. Miller second. Motion carried unanimously.***
- e) Consideration and action to approve Certificate for Payment-Final to Bell Electric in the amount of \$670.00 for Sherwood Office Remodeling Project – ***Rath moved to approve final certificate for payment to Bell Electric in the amount of \$670.00 for Sherwood office remodeling project. Petrie second. Motion carried unanimously.***
- f) Review of Nuisance Ordinance as pertaining to noxious weeds and rank growth – Weed Commissioner Maynard requested that the Village Board review the current Ordinance 52 Prohibiting the Erection, Contrivance, Causation, Continuation, Maintenance or Permitting of Any Public Nuisance pertaining to noxious weeds and rank growth such as lawns, grasses, or other vegetation over twelve inches in length. Maynard cited a recent Appleton Post Crescent news article which reported various area municipal ordinances and methods of administration. Barribeau reported that he favors amending the ordinance, to allow applying an administrative fee when an infraction has occurred and a notice to remove the nuisance is sent. With this method, most enforcement costs would be recovered. Petrie favored no change in the ordinance. Under current law an administrative fee is not charged unless the violator is non-compliant with the ten-day notice and the Village has caused abatement of the nuisance. In the latter instance the costs to abate are charged as well as the administrative fee. ***Petrie moved not to amend the ordinance. No second. Motion failed. Rath moved to table. Petrie second. Motion failed with Barribeau, Thomson, Laux and Miller opposed. Barribeau moved to amend Ordinance 52, Section 9. Subsection c) adding a sentence allowing an administrative fee charged at the time a ten-day notice to remove the nuisance is issued. Miller second. Motion failed on a voice vote with Kaas, Laux, Petrie, Rath, Thomson opposed.***
- g) Consideration and Action to approve Resolution 2006-06 Adopting 2006 Calumet County All Hazards Mitigation Plan – ***Barribeau moved to approve Resolution 2006-06 Adopting 2006 Calumet County All Hazards Mitigation Plan. Miller second. Motion carried with Petrie against.***

10) Presentation of correspondence, resolutions, and related matters

- Responding to trustee questions, Schaff said temporary seeding at Meadowcliff Detention Basin is completed. Permanent seeding of native and water plants will be done following a schedule of multiple treatments to kill off undesirable weed growth.
- Responding to a question regarding 14th Court property owner Schneider’s desire to sheet flow run-off water into street, Van Lieshout stated that it is never a good idea to cause water to flow into streets.
- Van Lieshout reported regarding a request from property owner Erb to continue the Forest Lane urbanization to the edge of his corner lot on Palisades Trail. He said that he and Project Engineer Schaff checked the site and determined it was unfeasible because the curb and gutter would be a higher elevation than the rest of the Palisades Trail right-

of-way. Additionally, if Palisades Trail is urbanized in the future the earlier construction would have to be rebuilt.

- Regarding the Montour property Stuart Broerst is working with the property owner to develop a fix plan for his ditch.
- Thomson reported Bob Giesen, W4871 Cliffview Drive, complaint that there is always water in his ditch. Van Lieshout replied that he will have public works personnel check out the area.
- Miller questioned the status of the Hawkinson property cleanup. Van Lieshout reported that the Village attorney is responding to Hawkinson's appeal of the circuit court judgment and we will continue to move forward with the site clean-up effort. He added that the Calumet County Treasurer will take possession of the property if delinquent taxes are not paid in the next week.

11) Adjournment – ***Thomson moved to adjourn at 8:03 p.m. Kaas second. Motion carried.***

Minutes respectfully submitted for review and approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes
July 24, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:32 p.m. Roll called:

Present Bill Barribeau Roger Kaas Joyce Laux David Miller David Petrie Jim Rath	Absent Carl Thomson - Excused Others Present Jennifer Schaff, Engineer Josh Van Lieshout, Coordinator Ellen Maxymek, Clerk
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- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Rath second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of July 10, 2006. Kaas second. Motion carried.*

- 5) Registered citizen comments on agenda items – None.

- 6) Consent Agenda
 - a) Operator’s Licenses – *Barribeau moved to approve operator’s licenses to all listed applicants. Rath second. Motion carried unanimously.*
 - i) Mathew P. Knutson – New
 - ii) Patrick M. Jones – New
 - iii) Samantha Jo Rosin – Renewal
 - iv) Todd M. Dalke – Renewal

- 7) Report of the Plan Commission
 - 1) Items for Action by the Village Board
 - a. Consideration and action to approve the a certified survey map creating two lots from the former 78, 82,and part of 79, High Cliff Recreation Village Plat No. 2, Tract 2 CSM 373, Lot 1 CSM 1034, Outlot 1 CSM 1498, and Outlot 1 CSM 1615 all located in the SE ¼ of Section 25, Town 20 North, Range 18 East, Village of Sherwood, Calumet County – Plan Commission approved a certified survey map creating two lots from the former 78, 82,and part of 79, High Cliff Recreation Village Plat No. 2, Tract 2 CSM 373, Lot 1 CSM 1034, Outlot 1 CSM 1498, and Outlot 1 CSM 1615 all located in the SE ¼ of Section 25, Town 20 North, Range 18 East, Village of Sherwood, Calumet County.

Barribeau moved to approve a certified survey map creating two lots from the former 78, 82,and part of 79, High Cliff Recreation Village Plat No. 2, Tract 2 CSM 373, Lot 1 CSM 1034, Outlot 1 CSM 1498, and Outlot 1 CSM 1615 all located in the SE ¼ of Section 25, Town 20 North, Range 18 East, Village of Sherwood, Calumet County. Miller second. Motion carried unanimously

- b. Consideration and action to approve a certified survey map creating 1 lot located in part of the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood, Calumet County Wisconsin – Plan Commission approved a certified survey map creating 1 lot located in part of the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood, Calumet County Wisconsin.

Barribeaau moved to approve a certified survey map creating 1 lot located in part of the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood, Calumet County Wisconsin. Laux second. Motion carried unanimously.

- c. Discussion and action regarding future street extension of Knight Drive (westward from Castle Drive) – Plan Commission recommended approval of a future street extension of Knight Drive (westward from Castle Drive).

Barribeaau moved to approve a future street extension of Knight Drive. Laux second. Motion carried unanimously.

2) For Information Only

- a. Information Hearing: On a zoning map amendment request from Jedar Development, LLC on behalf of Lakeshore Estates, Ltd. from agriculture to R-2 Single and Two family residential district. The proposed rezoning permits the creation of one and two family homes on property located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood – A Public Hearing is scheduled August 14, 2006 following publication and posting of a Class II notice.
- b. Information Hearing: On a planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family dwelling units – A Public Hearing is scheduled August 14, 2006 following publication and posting of a Class II notice.
- c. Consideration and action to recommend approval of a zoning map amendment request from Jedar Development, LLC on behalf of Lakeshore Estates, Ltd. from agriculture to R-2 Single and Two family residential district. The proposed rezoning permits the creation of one and two family homes on property located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood – Plan Commission recommended approval of a zoning map amendment request from Jedar Development, LLC on behalf of Lakeshore Estates, Ltd. from agriculture to R-2 Single and Two family residential district. The proposed rezoning permits the creation of one and two family homes on property located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood.
- d. Consideration and action to recommend approval of a planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family

dwelling units – Plan Commission recommended approval of a planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family dwelling units.

8) Report of the Park, Recreation, and Urban Tree Board

1) Items for Action by the Village Board

- a. Discussion and action regarding the request of Lakeshore Estates, Ltd. to sell to the Village parklands on Pigeon Road (north of the 13th tee) – PRUT Board recommended against purchasing property on Pigeon Road (north of the 13th tee) for parkland, theorizing that private developers, building a maximum of one or two units on the parcel, are unlikely to cut the hardwood tree stand and are prohibited from changing the wetland areas.

Kaas moved to approve the recommendation of the PRUT Board against purchasing the property on Pigeon Road north of the 13th tee. Barribeau second. Motion carried unanimously.

- b. Discussion and action to recommend approval of the elevation sketches for Wannick Choute Park storage building – PRUT Board recommended approval of Option 3 elevation sketches for Wannick Choute Park storage building.

Van Lieshout reported the differences in three optional designs and said that option #3 storage building design features split face block construction, stacked bond, double garage doors on the east and west face, with wood treatment similar to the Wanick Park pavilion and in a complementary color. The project will be financed with TIF funding. Petrie commented that the masonry construction is unnecessarily expensive. Rath stated that while initially more costly the block construction would save in the long run.

Barribeau moved to approve option #3 elevation sketches for the Wanick Choute Park storage building. Miller second. Motion carried with Petrie opposed.

- c. Consideration and action to recommend approval of a location for donors plaque at Wannick Choute Park – PRUT Board recommended approval to locate a donors plaque, according to the height and square footage zoning requirements, at Wannick Choute Park. The plaque design will be a cabinet type and will match other park signage. Sherwood Area Youth Sports Organization (SAYSO) will purchase and install the donor plaque with site preparation to be provided by Village personnel.

Barribeau moved to approve the recommendation of the PRUT Board to locate a donors plaque, according to the height and square footage zoning requirements, at Wannick Choute Park. Rath second. Motion carried with Petrie opposed.

- d. Consideration and action to recommend approval of a score board location at Wannick Choute Park – PRUT Board recommended accepting and locating a donated score board at Wannick Choute Park in the vicinity of the baseball diamond.

Discussion ensued regarding whether SAYSO or the Village would cover costs to install the scoreboard. The Board questioned whether locating it on the third base line was a good choice. Usually scoreboards are located behind center field. The Board also inquired about the condition of the donation and whether the scoreboard would hold up over time.

It was the consensus of the Village Board that a formalized agreement between the Village and groups such as SAYSO, Sherwood Lions Football Organization, and others should be drafted for consideration. Such an agreement should cover such items as use/maintenance of public facilities, building security, insurance and liability issues, charging of fees.

Miller moved to send the recommendation to accept and locate a donated score board back to the PRUT Board for further consideration. Petrie second. Motion carried unanimously.

9) Report of the Utility Commission

1) Action Items

- a. Commissioners approved testing at test well site presently known as TW5. The site is located near the Sanderfoot property on Pigeon Road.

Rath moved to approve testing a potential well site known as TW5. Kaas second. Motion carried unanimously.

- b. Commissioners approved extending the sanitary lateral to the village limits on Military Road (Cty Rd M) and assessing the abutting property owners in accordance with the current utility assessment policy. Property owners of CSM 971, N664 Military Rd, request water and sewer laterals to the lot for a new home. Water is located on the east side of the road, the same side as the lot. The sanitary sewer main is located on the west side of the road.

Discussion was initiated by Laux regarding the advisability of extending sewer mains to the Village limits. In the event of future expansion, she said, developers should bear the cost of extensions. Van Lieshout reported that the cost would be fully assessable to abutting property owners including State of Wisconsin. Kaas noted that it has been the practice of the Utility Commission to extend service to a logical point of demarcation i.e. the edge of a plat or Village boundary. ***Rath moved to approve the action of the Utility Commission extending sanitary sewer to the village limits on Military Road (County Road M) and assessing the abutting property owners in accordance with the current utility assessment policy. Kaas second. Motion carried with Laux and Petrie opposed.***

- c. Commissioners approved giving the Coordinator permanent authority to issue future water bans. Commissioners request notification via email, telephone, or mail.

Barribeau mentioned that a Calumet County notification system might be available to get water ban information to the public. ***Rath moved to approve the action of the Utility***

***Commission to give permanent authority to the Coordinator to issue watering bans.
Kaas second. Motion carried unanimously.***

2) Discussion Items

- a. Miex pilot results are expected the week of July 17, 2006. The engineer will provide final report results at the August meeting.
- b. Commissioners consented to \$1,250 expenditure for MCO to start Ferrous Chloride process at the High Cliff Lift Station.
- c. Van Lieshout explained there have been legislative changes regarding Impact Fees. The monies now must be used within seven years from date collected rather than twenty years.
- d. Commissioners request a proposal from Virchow Krause for a sewer rate study.
- e. Commissioners suggest the Village consider a composting plan to keep unwanted items out of the system, possibly offer sale of composting bins.

10) Report of Village Officers

- a) Village President – No report.
- b) Clerk/Treasurer
 - i) Financial Reports – Disbursement report, balance sheet and comparison of revenue and expenditures to budget report of all governmental funds were reviewed.

11) Village Engineer

- i) Stommel Road and Pigeon Road Reconstruction Report – Schaff reported that contractors will pave Stommel and Pigeon Roads during the week of July 24. She has asked the contractors to provide a schedule for roadside restoration.

12) Village Coordinator

- a) Complaints and Compliments
 - i) Connie Rank-Smith – Ms. Rank-Smith complained that while walking on the trail near Nature Lane two dogs broke from the leash control of their master and frightened her. Van Lieshout was instructed to have the constable handle the matter with the dog owners.
 - ii) Joe and Marianne Thiel – Thiel requested that the Board reconsider imposing the water impact fee complaining that it was not their fault it took so long after annexing their property to the Village to get extension of public water. Kaas requested that the impact fee ordinance be reviewed to ascertain whether the impact fee applies to all new connections or to all new construction and to advise Thiel relative to the determination.
 - iii) Lee Fredericks – Correspondence was reviewed with Van Lieshout stating that he agreed that the Fredericks driveway apron would be paved as part of the Stommel Road restoration.

- b) Award a salt shed storage facility contract to Decker Lumber & Supply, Inc. in the amount of \$49,960.00 – ***Petrie moved to award a contract for construction of a salt shed storage facility to Decker Lumber & Supply, Inc. in the amount of \$49,960.00. Miller second. Motion carried unanimously.***
- c) Approval of Resolution 2006-07, A Preliminary Assessment Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703(1)(b) Police Powers, Wisconsin Statutes, as Amended – Sanitary Sewer Extension Military Road, approximately 500 feet south of Kesler Road intersection – ***Barribeau moved to approve Resolution 2006-07 A Preliminary Assessment Resolution Declaring Intent to Exercise Special Assessment Powers Under Section 66.0703(1)(b) Police Powers, Wisconsin Statutes, as Amended for construction of a sanitary sewer extension on Military Road, approximately 500 feet south from the intersection of Kesler Road. Kaas second. Motion carried. Petrie absent from vote.***
- d) Approve Change Order Number 1 to the Meadowcliff Pond Project in the amount of \$30,360.00, increasing the contract to \$135,106.40 – ***Barribeau moved to approve Change Order Number 1 to the Meadowcliff Pond Project in the amount of \$30,360.00, increasing the contract to \$135,106.40. Petrie second. Motion carried unanimously.***
- e) Approve Certificate for Payment Number 3 to Potts Construction in the amount of \$47,465.33 for partial payment of work performed through July 20, 2006 – ***Kaas moved to approve Payment Number 3 to Potts Construction in the amount of \$47,465.33. Rath second. Motion carried unanimously.***
- f) Approve Certificate for Payment Number 5 to Vinton Construction in the amount of \$147,673.25 for partial payment of work performed through July 7, 2006 – ***Barribeau moved to approve Payment Number 5 to Vinton Construction in the amount of \$147,673.25. Petrie second. Motion carried unanimously.***

13) Presentation of correspondence, resolutions, and related matters

- Engineer Schaff noted that a letter has been mailed to residents living in the vicinity of the upcoming Golf Course Road and Forest Lane street improvements to inform them regarding the projected progress dates and other relevant matters.
- Van Lieshout reported that 2006 Open Book is scheduled for August 9 followed by the Board of Review on August 31.
- Replying to an inquiry from Miller, Van Lieshout said that delinquent taxes on the Hawkinson property have reportedly been paid. Van Lieshout continues to work to obtain titles to junk vehicles stored on the property and on an agreement with a contractor to clear the junk off.

14) Adjournment – ***Barribeau moved to adjourn at 8:35 p.m. Rath second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes August 14, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:35 p.m. Roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Village Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath, arr. 6:36	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to remove item 14)b) and approve the amended agenda. Kaas second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of July 24, 2006 as presented. Petrie second. Motion carried.*

- 5) Registered citizen comments on agenda items – None.

- 6) Presentation from Jedar Development, LLC for the Sherwood Estates Condominiums – Julie Jedwabny and Kellie Arndt of Jedar Development presented visuals and plans for a 14 unit development on a 4 acre parcel located off Stommel Road to be known as Sherwood Estates Condominiums. Six patio style single family homes and four twin-dominium buildings of 1,500 to 1,800 square feet per unit would range in price from \$175,000 to \$220,000. Planned units feature two car garages (separated by entryways in the two-family twindo buildings), brick and wood exteriors, with a quality landscape plan and berms for privacy and drainage. Interior floor plans were also provided. The single-floor dwellings are planned without stairs to accommodate the needs of a growing market of buyers aged 55-and-over, usually single individuals or couples, who desire maintenance-free home ownership. The condominium development will be guided by a homeowners association which will hire professional management to provide for maintenance of exterior and common areas, green space, lawn and landscape care, and walk and driveway maintenance. Basic cable television service and liability and casualty insurance on commons will also be provided by the association and supported by monthly member fees. Condominium association by-laws and covenant and restriction agreements will provide governance.

- 7) PUBLIC HEARING: On a zoning map amendment request from Jedar Development, LLC on behalf of Lakeshore Estates, Ltd. from agriculture to R-2 Single and Two family residential district. The proposed rezoning permits the creation of one and two family homes on property located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood
 - Referring to an anonymous notice widely distributed in the Village regarding the proposed plat, Miller asked if anyone in attendance was the author. Since there was no response the notice was not further discussed.

- Patrick Halbach, W250 Kings Way, Sherwood, stated opposition to the development as evidenced by his signature on a circulated petition.
- Paula Eckes, W4886 Cliffview Drive, Sherwood, asked how [neighboring] property values might be affected.
- Joan Petrie, N7986 Stommel Road, Sherwood, foresees terrific traffic problems on Stommel Road, particularly at the intersection with Highway 114 due to increase in vehicles. Miller responded, saying he couldn't see a difference between traffic increasing due to the Sherwood Estate Condo Development, Mustang Acres II, the neighboring development owned by Petrie, or Farmington Meadows Suvdivision to the north on Stommel Road.
- Roger Woelfel, N8105 Stommel Road, Harrison, expressed concern about potential increase in traffic. Inquired whether any trustee has a personal or financial interest in the condominium development. There was no affirmative response.
- Mike Peterson, N8124 Wild Wings Court, Sherwood. After reading the Village Planning document, Peterson inquired whether clusters of multi-family housing developments can be built adjacent to one another. He expressed concern about the density of development if such clustering is possible. Van Lieshout responded that he will look to the Land Use Plan to determine the answer to Peterson's question. Peterson stated he does not find the "sameness" in facades appealing.
- Alan Hoff, N7738 Palisades Trail, Sherwood, said he has seen similar developments and finds them very nice. He asked if the anticipated sales prices are outside of the norm as compared to housing values in the rest of the Village. Regarding traffic volume on Stommel Road, Hoff believes traffic will continue to increase in any event as people migrate out to bedroom communities. He stated he is happy to see diversity and varied life styles in the community.
- Lloyd Hughes, W4891 Escarpment Terrace, Sherwood, made no comment.
- Marilyn Kilian, N7980 Mustang Drive, Sherwood, stated she is not in favor of this dense housing proposal and expressed the following concerns [expanded notes are attached and included in the record]:
 - Parking, traffic, road issues
 - Distance between units (side yard set-back)
 - Types of people who buy condensed housing units
 - Growth issues including expansion of sewer and water facilities
 - First project in area opens door for more since it will be harder for Village to deny future projects
 - An Association with it's own rules which are unenforceable by Village or County
- Arlene Trettin, N7974 Mustang Drive, Sherwood, opposes project due to potential traffic and access issues, future impact on utility capacity, and because it is multi-family in the midst of a single family neighborhood. She stated that the rural quality of life in the

Village should be protected and encouraged the Board to be courageous and say no to the development.

- Lisa Ott, N7987 Mustang Drive, Sherwood, read the text of a petition [enclosed and included in the record] circulated by herself and others, gathering 190 signatures of persons opposed to the condominium development. Ott stated concerns about maintenance and possibility of units being rented in the future. She has had negative experiences while living in multi-family rental housing and is opposed to it here.
- Bob Shubert, N8014 Mustang Drive, Sherwood, stated opposition to the project. He purchased in Sherwood because it is predominately single family. Development of this kind can either raise or lower values he said. He stated that he wants to see quality of life maintained as it is. Schubert asked if the project has to go through a Calumet County planning and zoning process, to which Van Lieshout responded in the negative.
- Lee Fredericks, N8079 Stommel Road, Harrison, stated as a resident of the community, that the Board must do what is best for each and every taxpayer. Designated green space, he continued, is owned by taxpayers. The property in question is now farm field. He questioned whether it is the best location for the planned unit development, saying that the target age group may want to be close to a commercial area. Frederick opined that a better location would be the triangle of property [Smet] that backs up to the railroad tracks.
- Ruth Sprangers, W4712 Nicklaus Court, Sherwood, asked the developer if the property would be marketed as rental if not sold early as owner-occupied. Developer Jedwabny reiterated that units would be sold as owner-occupied, while acknowledging that, as is the case with single family homes, owners cannot be indefinitely prohibited from renting their properties in the future.
- Clinton Solberg, W403 Robinhood Drive, Sherwood, stated his interest in property that he can “lock and leave”, saying that the opportunity to have maintenance free development is very appealing to him.
- Sandy Peterson, W8124 Wild Wings Court, Sherwood, asked if the units can be rented. Jedwabny said the development group will not rent the units but private property owners may do so.
- Don Klingseisen, W4831 Bridle Road, Sherwood, questioned the potential effect of multi-family development on property values, recommending that a third party analysis and report on similar situations be performed. Klingseisen stated that he doesn't think homeowner associations work well.
- Paul Mauel, Associated Appraisal Consultants, Inc. At the request of Miller, Village Assessor Mauel reported his observations that recent sales of Meadowcliff Estates Condominiums as well as single family homes in the Village sold for much higher than assessed values.

Following three calls for public comment Miller announced the hearing closed at 7:42 p.m.

- 8) Consideration and action regarding a proposed zoning map amendment request from Jedar Development, LLC on behalf of Lakeshore Estates, Ltd. from agriculture to R-2 Single and Two family residential district. The proposed rezoning permits the creation of one and two family homes on property located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood – Responding to an inquiry from Kaas, Van Lieshout said that the zoning amendment pertains only to the parcel described by a CSM approved by the Plan Commission on July 11 and the Village Board on July 24, 2006. Answering Barribeau he stated that the zoning amendment is in keeping with mixed residential use indicated in the Village Land Use Plan. ***Barribeau moved to approve the proposed zoning map amendment as described. Laux second. In a roll call vote Barribeau, Laux, Miller, Rath, Thomson voted in favor. Kaas and Petrie voted against. Motion carried.***
- 9) PUBLIC HEARING: On a planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family dwelling unit condominium development.
- Kate Zietlow, W4895 Golf Course Road, Sherwood, W4895 Golf Course Road, Sherwood said she fears that the trustees will vote without reviewing the petition and comments put forward in the public hearing. She asked for a show of hand of those opposed to the planned unit. Approximately 40 persons responded. Zietlow reported there is gossip and rumors that the bermed property behind the new detention pond is being developed as condominiums. Miller responded that he is not aware of a project on the described [Sanderfoot] property coming to the table.
 - Tom Powell, N444 Robinhood Drive, Sherwood, asked the amount of the monthly condo association management fee. Kelli Arndt reported it will be approximately \$130 per month, \$1,560 annually.
 - Becky Siebers, N7705 Pigeon Road, Sherwood, reportedly owns a condominium unit in the Echo Estates Development and stated that condo associations work well and in her experience maintenance is not problematic. She stated that the density of the proposed development may be an issue.
 - Lee Fredericks, N8079 Stommel Road, Harrison, stated there is the appearance of a conspiracy to approve the condo development. He believes the density is inappropriate and a drain on Village facilities.
 - Rich Storey, W4773 Nature Lane, Sherwood, asked, since it seemed that the primary issue is density, if the developers have given thought to building only single-family units. The Jedar Developers responded that they considered that concept but determined that it is not cost effective.
- 10) Consideration and action regarding a proposed planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family dwelling unit condominium development – ***Miller moved to table until the petition and public comments can be reviewed and the potential effect of the proposed planned unit development can be***

assessed. Thomson second. Roll call vote: Barribeau, Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes opposed. Tabled.

11) Consent Agenda

a) Operator's Licenses

- i) Brandon James Schnese – ***Barribeau moved to approve the operator's license. Thomson second. Motion carried.***

12) Report of the Plan Commission

1) Action Item:

- a) Commissioners moved to table approving extraterritorial CSM request until the Town of Harrison determines whether or not the property conforms to their land use plan.

Barribeau moved to table. Rath second. Motion carried.

2) Discussion Item:

- a) Commissioners reviewed correspondence from Schuler & Associates, Inc regarding wooded property north of Lakeshore Estates South (4.9 acres +/-). The developer is requesting access to Pigeon Road for one single-family residence. The item will be on the September agenda for consideration and action.

13) Report of Village Officers

a) Village President – Noting to report.

- b) Trustee Thomson discussion regarding status of High Cliff State Park deer hunt and appropriations for sharp shooting – Thomson said that the Department of Natural Resources has reportedly approved a limited opportunity, annual, nine-day, muzzle loader, deer hunt season in High Cliff State Park to start in 2007. The park would remain open during the season. In the name of safety Thomson wants the park closed to visitors during the hunt. He further would like to budget 2007 funding, in possible combination with other sources, for sharpshooters to more effectively cull the herd. Van Lieshout stated he talked to Park Superintendent Hennlich regarding limiting the hunt to sharpshooters only without success. He continued, saying that the only recourse to the DNR decision at this point would be by action of the Governor or the Legislature. Rath stated the best course is to communicate the Village Board's opposition to the muzzle loader hunt and willingness to fund sharpshooters directly to Representative Al Ott and DNR Secretary Scott Hassett with a request to overturn the limited opportunity hunt decision.

c) Clerk/Treasurer

- i) Financial Reports – Disbursement reports were reviewed. Miller requested that cost estimates be obtained and budgeted in 2007 for a microphone system to amplify meeting discussions and motions.

- d) Constable Report – The Constable's activity report was reviewed. Rath stated he would like to see progress toward greater code enforcement and models for same. Van Lieshout stated there seems to be ambiguities in terms of the enforcement process in some ordinances which could be more clearly defined.

14) Village Coordinator

a) Complaints and Compliments

- i) Kay Able – Van Lieshout received a note of thanks for a quick resolution to a complaint of a drainage problem behind her lot.

~~b) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(g) concerning strategy and settlement possibilities to be adopted by the body with respect to litigation in which it is involved regarding Village of Sherwood v. Mustang Acres; and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting.~~

15) Presentation of correspondence, resolutions, and related matters

- Correspondence from Valley Home Builders Association informed of a Parade of Homes event featuring three new Sherwood homes. Van Lieshout reportedly met with Mike Mathy, Director of Government Affairs for the association, discussing matters of interest.
- Correspondence from Wisconsin Department of Administration informed that Farmington Meadows Subdivision was submitted for review by McMahon Associates, development engineers. The department reported no conditions on the plat by the DOA or objections by Calumet County Planning and Zoning Committee.

16) Adjournment – *Petrie moved to adjourn at 8:43 p.m. Barribeau second. Motion carried.*

Minutes respectfully submitted for review and approval by Ellen Maxymek, Village Clerk

Village Board Meeting Minutes

August 28, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:33 p.m. with roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	
Darl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of August 14, 2006. Rath second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - David Hilbert, N8128 Wild Wings Court, re agenda item 10)b).
 - Michael Marquardt, Attorney, re agenda item 10)b).
 - Larry Miller, 18 Sunrise Court, Appleton, re agenda item 10)b).

- 6) PUBLIC HEARING: Public hearing on special assessments for public improvements in the Village of Sherwood, Wisconsin, for the Military Road (CTH M) Sanitary Sewer Extension Project
 - Carla and Chris Busse, N654 Military Road – Mr. Busse stated he assumed that sewer main was extended to his vacant lot on which new home construction has begun. His assumption was based on a fire hydrant, indicating presence of a water main, and because there was a driveway opening into the vacant lot. He stated that Coordinator Van Lieshout showed his builder an as-built indicating the presence of both water and sewer mains. Van Lieshout responded that the as-built was dated in the 1980s before the vacant lot was split by CSM from the parent parcel. Van Lieshout was referring to the pre-division parcel which does have water and sewer as indicated on the as-built. Mrs. Busse then inquired about the terms for payment of the special assessment. Clerk Maxymek reported that the final assessment rate, interest rate and number of years of annual installments will be determined by the Village Board in a final resolution for special assessment following project completion. She stated that five annual installments are generally provided at an interest rate that is one percent higher than the borrowing rate.

Following three calls for public comment, Miller announced the hearing closed.

- 7) Consent Agenda
 - a) Operator's Licenses
 - i) Alison Miller – ***Barribeau moved to approve the operator's license of Alison Miller. Petrie second. Motion carried.***

- 8) Report of the Utility Commission
 - 1) ACTION ITEMS – August 21, 2006 – ***Laux moved to approve all action items. Miller second. Motion carried unanimously.***
 - a) Commissioners approved professional services for the design, bidding, and construction phase of a sanitary sewer extension on CTH M with the understanding the Construction and On-Site Project Presentation services may not be required.
 - b) Commissioners approved four private well permit applications which have tested safe. Two other applications have been received and the wells will be tested. One private well owner has not returned permit application or fee. Curt Weibel, MCO, will visit the non-compliant property owner in attempt to test the well.
 - c) Commissioners approved Certificate for payment no. 2 to Roger Bowers Construction, Inc, Contract S0011-930222, STH 114 water main construction in the amount \$5,098.68.
 - d) Commissioners approved \$1,250 expenditure for Ferrous Chloride addition to High Cliff Lift Station.
 - 2) DISCUSSION ITEMS
 - a) Postponed discussion for review of final MIEX pilot results until the September meeting. Chad Olson, McMahon Associates, stated the report, included in the packet, is preliminary. Final results will be available by the September meeting.
 - b) Gary Rosenbeck, McMahon Associates, has been in contact with Sanderfoot Masonry Inc, owner of 10.37 acre property located east of Pigeon Rd, to discuss placing a test well (TW5) at the site. A reply is expected this week.
 - c) Commissioners requested Van Lieshout to schedule a meeting with Chris Busse (N654 Military Rd [Tax ID 13501] and N664 Military Rd [Tax ID 13510]) to discuss the Preliminary Engineer's Report for the Military Road (CTH M) Sanitary Sewer Extension and preliminary assessments. Bid opening for the project will occur as advertised on Wednesday, August 23, 2006 at 10:00 a.m. A special Utility Commission meeting is scheduled for 8:00 a.m. on Thursday, August 24, 2006 to discuss bid results and the meeting with Chris Busse.
 - d) Commissioners request two proposals for a sanitary sewer rate study in addition to the \$5,000 to \$7,000 proposal received from Virchow Krause & Co.
 - e) Van Lieshout stated that the Village Board had reviewed the 7/17/06 correspondence from Joe and Marianne Thiel, N7367 Hwy 114, requesting a waiver from the water

impact fee. No action was taken. Utility Commissioners were in consensus, agreeing consistency is necessary in requiring the sewer and/or water impact fees be paid.

- 1) ACTION ITEM – August 24, 2006 – ***Laux moved to approve action items a) and b). Rath second. Motion carried unanimously.***
 - a) Commissioners moved to award the Military Road (CTH M) Sanitary Sewer Extension contract to Roger Bowers Construction, in compliance with pavement restoration requirements from the Calumet County Highway Dept.
 - b) Commissioners moved to remove the lateral cost from the assessable project, which shall be paid directly by Busse (Tax ID 13501 & 13510), and over-sizing credit be applied to all parties subject to assessment.

- 9) Report of Village Officers
 - a) Village President – No report.

 - b) Clerk/Treasurer
 - i) Financial Reports – Disbursement reports were reviewed.

 - ii) Consideration and action to approve the sale of cemetery plots and perpetual care agreements – ***Barribeau moved to approve deeds and agreements for perpetual care of three cemetery plots. Thomson second. Motion carried unanimously.***

 - c) Constable Report – No report.

- 10) Village Coordinator
 - a) Complaints and Compliments
 - i) Josh Nolan – Nolan complained that his neighbor on Questa Court is dumping yard waste and branches on Nolan’s vacant lot. He is mowing the area of the lot that is not covered with yard waste to comply with the rank growth ordinance. Nolan has previously contacted the Sheriff Department but the dumping has continued. The complaint was forwarded to the Constable and Weed Commissioner to contact the neighbor, however, enforcement will be difficult unless he is caught offending.

 - ii) Barry Hoopes – Hoopes complained regarding broken and patched asphalt sections on the Pigeon Road Trail. The repairs were satisfactorily completed in conjunction with the Pigeon Road/Stommel Road construction project.

 - b) Action to approve the sale of 287 sq. ft. of land by quit claim deed at a rate of \$.047/sq.ft. to correct a building nonconformity – Van Lieshout reported that a survey of Lot 75 State Park Estates II revealed a non-conformity in-so-far as the home built in 2001 was three feet short of the required rear setback. To correct this non-conformity owners David and Jill Hilbert wish to purchase 287 sq. ft. of public land bordering the State Park Estates trail. ***Barribeau moved to approve the sale of 287 sq. ft. of land by quit claim deed. Petrie second. Motion carried unanimously.***

- c) Action to approve a cooperative paving effort with Town of Harrison for State Park Road – Van Lieshout reported that repairs to damaged sections of State Park Road can be cost shared with Town of Harrison. The Village would be responsible for repairing to the center of the road abutting Lakeshore Estates West II Subdivision at a cost of approximately \$3,500. This section of right-of-way was inadvertently left out of the legal description when the abutting properties were annexed to the Village in 2003. The annexation ordinance should be re-described to correct the oversight. ***Barribeau move to approve cost sharing a cooperative road paving effort with Town of Harrison for State Park Road. Miller second. Motion carried with Laux and Petrie opposed.***

Kaas questioned why the Town, in a similar situation, did not cost share the recent reconstruction of Stommel Road, a portion of which is Town right-of-way. Van Lieshout responded that Town was not asked to share that cost.

- d) Recommend a motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(c) for the purpose of discussing the status of collective bargaining and RETURN TO OPEN SESSION to take further action.

Barribeau moved to proceed to closed session at 7:26 p.m. per State Statute 19.85(1)(c) for the purpose of discussing the status of collective bargaining. Kaas second. Motion carried unanimously.

Miller moved to return to open session at 7:57 p.m. Seconded by Kaas. Motion carried unanimously.

- e) Consideration and action to ratify the 2006-2008 Agreement and Extension between the Village of Sherwood and Local 1362, American Federation of State, County, and Municipal Employers, AFL-CIO – ***Barribeau moved to ratify the 2006-2008 Agreement and Extension between the Village of Sherwood and Local 1362, American Federation of State, County, and Municipal Employers, AFL-CIO. Rath second. Motion carried unanimously.***

11) Presentation of correspondence, resolutions, and related matters

12) Adjournment – ***Barribeau moved to adjourn at 8:20 p.m. Rath second. Motion carried.***

Minutes respectfully submitted for review and approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes September 11, 2006

- 1) Call to Order and Roll Call – Vice President Laux called the meeting to order at 6:38 p.m. with roll call:

Present	Absent
Bill Barribeau	David Miller - Excused
Roger Kaas	Others Present
Joyce Laux	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Kaas second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of August 28, 2006. Kaas second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - Donna Christie, Mustang Drive, re agenda item 9)b) – Christie asked what pond remediation techniques for treatment, control, or rip-rap the Village will use to resolve Mustang Pond issues and a timeline for these activities.

 - Neal Rabas, N8015 Mustang Drive, re agenda item 9)b) – Rabas acted as spokesman for the Mustang Acres group saying that property owners want a Mustang Pond beautification program. He spoke of options available to that end; 1) continued maintenance of the native plantings which now border the pond, along with algaecide treatment, and trapping of muskrats; 2) installation of rip rap around the pond. He stated that he prefers the rip rap alternative, however, not if the cost would be funded through special assessments levied on the property owners. Rabas asked for a commitment by the Village Board as to timing and remedial efforts.

 - Laurie Schinke, N7991 Carriage Court, re agenda item 9)b) – Schinke stated that pond problems were brought to the attention of the Village three years ago and that complaining property owners have received only broken promises. She continued, saying that, although she knows the Village has unresolved issues related to ownership of the pond, she wants written assurances that commitments to remedial treatment made before the ownership question arose will be kept. Regarding funding of rip rap by special assessing nearby property owners, Schinke stated that the trail around the pond is enjoyed by all of Sherwood’s taxpayers, implying that the costs should be levied on the entire tax base.

 - Scott Schiedermayer, W4843 Mustang Drive, re agenda item 9)b) – Schiedermayer, who reportedly purchased his Mustang Drive home within the past year, said he knew at the time that the pond issues were in progress. He interpreted the Village’s position regarding a rip rap project to be that the Village is unwilling to pay again for a project already paid for when the pond was constructed. He stated he wants the pond to look well and thinks

the issue of ownership should be separate from an improvement project. Schiedermayer prefers the manicured look of the rip rapped State Park Estates Ponds.

- Lisa Ott, N7987 Mustang Drive, re agenda item 9)b) – Ott asked when the issue of Mustang Pond ownership is likely to be resolved. She reported her understanding that the pond was built to the specifications of the Village engineers and that if the original rip rap failed, the construction contractor should be responsible for repair. She believes the Village should have a maintenance policy and schedule.

6) Consent Agenda

- a) Operator's Licenses – ***Barribeau moved to approve issuance of licenses to applicants Larson, Schmoeker, Drephal, and Drephal. Petrie second. Motion carried unanimously.***

- i) Craig L. Larson
- ii) Tracy Schmoeker
- iii) Carrie J. Drephal
- iv) Joshua Robert Drephal

7) Report of the Plan Commission

- 1) Items for Action by the Village Board – ***Barribeau moved to approve action item a. Kaas second. Motion carried unanimously.***

- a. Consideration and action to approve a Certified Survey Map located in the NW ¼ of the SW ¼ Section 25 Town 20 North range 18 East – Plan Commission recommended approval of the one lot Certified Survey Map located in the NW ¼ of the SW ¼ Section 25 Town 20 North range 18 East which plats a single driveway access from Pigeon. The property was previously approved with two road accesses. The 4.938 acre lot will be further developed with one single family dwelling.

2) Information Items

- a. Presentation on future land use proposal from Fisher Development – The Plan Commission heard a presentation by Fischer Development for a mixed use development including professional office, commercial retail, residential, and educational complex long range conceptual planning. The development would utilize 38.6 acres west of Pigeon Road and north of the railroad tracks.
- b. Discussion and possible action regarding Land Use Chapter of the Comprehensive Smart Growth Plan – The Plan Commissioner made revisions to the Land Use Chapter of the Smart Growth Plan and agreed in principal to plan land uses out to Highway 114/55.

8) Report of Village Officers

- a) Village President – No report.

b) Clerk/Treasurer

- i) Financial Reports – Disbursement register was reviewed. Petrie questioned payment to High Cliff Golf Course in the amount of \$5,500. Van Lieshout responded stating that an easement was necessary for construction and maintenance of storm sewer, an

ongoing project in the vicinity of Golf Course Road and Palisades Trail. The golf course owners required payment for inconvenience to their operation. This, continued Van Lieshout, was the least expensive option to keep the project moving forward.

9) Village Coordinator

a) Complaints and Compliments – None.

b) Discussion regarding Mustang Pond – Van Lieshout stated that when the pond problems were brought to the attention of the Village, the Board agreed to a program of naturalizing the banks of the pond and accomplished that goal. Permitting necessary to treat the pond with algaecide were obtained but before the agreed upon treatments were started, it was discovered that the pond and trail were not conveyed or dedicated to the Village by the developer. While the Village continues to mow the grass and native plantings, the question of ownership has limited the extent of additional remediation due to potential liability risk. Van Lieshout stated that the pond, when conveyed, would be operated as a detention pond at the level at which it is permitted.

When rip rapping the pond was raised as a possible option by neighboring property owners at a meeting on August 8, Van Lieshout reportedly agreed to investigate potential cost and financing of a rip rap project and reported his findings to group spokesperson Rabas. The cost of the project is estimated at \$135,000 or \$160,000 depending on the type of stone used. Regarding financing, the project would not be TIF eligible and would have to be funded by General Fund borrowing and repaid by special assessments levied against benefited properties. Answering questions from concerned citizens, Coordinator Van Lieshout reported that the State Park Estates rip rap project was financed largely by a Calumet County Watershed Grant but it and other public grant programs have since been discontinued. He continued, saying that installing rip rap would likely ruin the wildflower plantings now surrounding the pond and could heavily damage the trail system. As to the muskrat problem, once the pond and trail property is conveyed to the Village, trapping the prodigious pests can begin as early as November. Van Lieshout agreed to draft a policy to set standards for maintenance of all Village owned ponds for review by the Board in December.

Petrie stated that grants for similar projects are still available and he will investigate the potential for funding private pond projects as owner of the property. He stated that the solution to the low water level of the pond is to raise the outlet control device. Developer Petrie's attorney is drafting a resolution detailing the agreed upon maintenance activities to be taken by the Village when the property is conveyed.

Kaas requested to see the language stated in the pond permit and asked what kind of enforcement powers the DNR has if the pond is not operated at its permitted height. He wants information as to the potential consequences if the pond is operated out of compliance. He requested that this information be provided when the maintenance resolution is brought before the Board.

c) Consideration and action to approve final pay request from Friends of High Cliff State Park for Butterfly Pond State Park Road trail segment construction – Van Lieshout reported the Friends organization received a late request for payment of a contractors

invoice two years after completion and close out of the Butterfly Pond trail project. The Friends ask if the Village is willing to pay for half of the \$5,491 late bill. The Trustees questioned the Village's responsibility for sharing the expense, and asked for additional information regarding the reason for the late bill, and an accounting of cost share amounts paid for this and other Friends trail projects in the past. ***Thomson moved to table the matter until more information is available. Rath second. Motion carried unanimously.***

- d) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(c) considering employment, promotion, compensation, or performance evaluation, and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting. ***Kaas moved to proceed into closed session per State Statute 19.85(1)(c) considering employment, promotion, compensation, or performance evaluation at 8:07 p.m. Rath second. Motion carried unanimously.***

Kaas moved to return to open session at 8:11p.m. Thomson second. Motion carried.

10) Presentation of correspondence, resolutions, and related matters

- Petrie requested a follow-up report on the outcome of a dog out-of-control of owners complaint reported at a previous meeting.
- Responding to a question from Rath, Van Lieshout reported that Village personnel mowed rank growth of weeds on the Hawkinson property. No activity was reported as to the removal of vehicles and junk from the property in-so-far as litigation in the matter is still under appeal.

11) Adjournment – ***Barribeau moved to adjourn at 8:14 p.m. Kaas second. Motion carried.***

Minutes respectfully presented for review and approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes September 25, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:32 p.m. Roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Village Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath – Arr. 7:45	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Kaas second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of September 11, 2006. Thomson second. Motion carried.*

- 5) Registered citizen comments on agenda items
 - Dick Austin, N7988 Mustang Drive, re. agenda item 9)b). Austin expressed concern that additional dense development may follow if the Jedar planned unit condo development is approved on undeveloped acreage to the south. He estimated that an additional 433 vehicles will access the Highway 114 daily resulting in increased traffic congestion. He further stated that the value of existing property in the vicinity of the duplexes will decline and that real estate will not sell as quickly as in the past. Austin stated that the primary responsibility of the Trustees is to listen to residents who want to be heard. He wants planning documents and meeting agendas to be published in newspaper.

 - Bob Shuber, N8014 Mustang Drive, re. agenda item 9)b). Shuber stated that if the condominium developers cannot change plans to single family units, they are the wrong developers for the Board to work with. He stated that the issue has brought his neighborhood together and they will be heard from at the polls.

- 6) Consent Agenda
 - a) Operator’s Licenses
 - i) Amanda Moehn – *Barribeau moved and Thomson seconded to approve operator’s license. Motion carried.*

 - ii) Pamela Miller – *Barribeau moved to deny an operator’s license. Thomson second. Motion failed on a tie vote. Laux moved to have the applicant appear at a future meeting to respond to the Trustees concerns regarding information stated in license application. Petrie second. Motion carried.*

 - iii) Jamie Vosters – *Barribeau moved and Thomson seconded to approve operator’s license. Motion carried.*

- 7) Report of Village Officers
 - a) Village President – No report.
 - b) Clerk/Treasurer
 - i) Financial Reports – Disbursement report reviewed.
- 8) Village Engineer
 - a) Castle Drive Trail Extension final route determination – Engineer Schaff asked the Board for a final determination for the route of the Castle Drive Trail Extension, reporting that the wetlands along Castle Drive present serious issues. She presented three routes for consideration:
 - Alternative #1 - Extend trail along the right-of-way. This would heavily impact the wetlands and involve a great deal of time to get permit approvals. Addition of a boardwalk (around wetlands) would add substantially to project cost.
 - Alternative #2 - Trail arcing away from right-of-way may impact T.J. Foods property.
 - Alternative #3 - Routing trail north from Castle Drive, avoiding store property and along future Knight Drive right-of-way looping back to Castle Drive and thus avoiding wetlands.

Following discussion *Petrie moved to approve alternative route #3. Laux second. On call of roll Barribeau, Kaas, Laux, Miller, Petrie, Thomson voted in favor. No votes against. Motion carried.*

- 9) Village Coordinator
 - a) Complaints and Compliments – None.
 - b) Consideration and action regarding a proposed planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family dwelling unit condominium development. (Tabled August 14, 2006) – *Barribeau moved to take up the tabled matter. Miller second. Motion carried.* Rath suggested that the two-unit buildings might be better placed on the cul-de-sac lots of the project. The developers responded, saying that this alternative was considered but drainage and easements issues inhibited the configuration. Rath questioned whether building all single family units was feasible. The developers stated that this would necessitate the pricing to be set higher than readily marketable. Kaas questioned whether the Plan Commission has specifically planned areas of dense housing. Van Lieshout responded that the Plan Commission has charted preferred areas for single and two-family housing and also areas for 4-12 unit multi-family housing. Single family housing should comprise sixty-five percent of all housing in the Village according to the land use plan. *Barribeau moved to approve the proposed planned unit development overlying an R2 zoning district located in the SE ¼ of the NE ¼ Section 25, Town 20 North, Range 18 East, Village of Sherwood consisting of one and two family dwelling unit condominium development. Miller second. On call of roll Barribeau, Laux, Miller, Rath, Thomson voted in favor. Kaas and Petrie voted against. Motion carried.*

- c) Consideration and action to award a contract for the Wannick Park Improvement Project to Parsons Brothers Construction Company, Inc. in the amount of \$109,200 – Petrie objected saying that all bids were too high and that a storage building should be recognized as such. ***Barribeau moved to award a contract for the Wannick Park Improvement Project to Parsons Brothers Construction Company, Inc. in the amount of \$99,000 with optional circular windows added in the amount of \$2,200 for a total of \$101,200. Miller second. Motion carried with Petrie opposed.***
- d) Consideration and action to approve Resolution 06-08, a Final Resolution Authorizing Public Improvements and Levying of Special Assessments Against Benefited Property in the Village of Village of Sherwood, Wisconsin – ***Kaas moved to approve Resolution 06-08, a final resolution authorizing public improvements and levying of special assessments with payment in cash or in five (5) annual installments and bearing interest at a rate of 7% per annum. Laux second. Motion carried unanimously.***
- e) Discussion regarding 2007 General Fund Budget – Van Lieshout requested that the Trustees review the General Fund Budget for the upcoming year and contact him with questions relating to same.

10) Presentation of correspondence, resolutions, and related matters

- A memorandum from Julie Heuvelman, Calumet County Planner was reviewed. It stated that the Wisconsin Department of Transportation in cooperation with the County Highway Department has conducted a Highway 114 safety and speed study of the corridor through Sherwood and Town of Harrison. The WDOT will apply for funds for a long range plan for the stretch of highway. Interested parties are urged to attend an October County Board meeting at which the highway study may be presented. The study can be viewed via a link to the WDOT website from the Calumet County site. Laux initiated short discussion regarding road roundabouts and their fall from favor in eastern sections of the United States. Schaff stated she will attempt to locate related information through McMahan Associates resources.
- Correspondence reviewed inviting attendance at an interagency coordination meeting concerning the regulation of outflows from Lake Winnebago into the lower Fox River.
- Reviewed permit issued on September 17, 2001 approving operation of a small dam controlling the Mustang Acres Retention Pond as requested by Kaas.
- Reviewed Wisconsin statutes §31.23 and 31.99 regarding penalties for unauthorized obstruction of bridges and dams as requested by Kaas.
- Petrie reported on his attendance at a seminar regarding recycling and composting of yard waste.
- Petrie requested earlier distribution of meeting packets.

11) Adjournment – ***Barribeau moved to adjourn at 8:45 p.m. Petrie second. Motion carried.***

Minutes respectfully submitted for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes
October 9, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:33 p.m. Roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others
Joyce Laux	Josh Van Lieshout, Coordinator
David Miller	Ellen Maxymek, Clerk
David Petrie	
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve minutes of the September 25, 2006 meeting. Rath second. Motion carried.*

- 5) Registered citizen comments on agenda items – None.

- 6) Consent Agenda
 - a) Retailer’s License
 - i) Temporary Class “B” License to sell fermented malt beverages, St. John/Sacred Heart School-IPA – *Barribeau moved to approve a Temporary Class “B” License to sell fermented malt beverages to be issued to St. John/Sacred Heart School-IPA. Miller second. Motion carried.*

- 7) Report of the Plan Commission
 - 1) Items for Action by Village Board – *Barribeau moved to approve action items a. and b. Laux second. Motion carried.*
 - a. Consideration and action regarding a Certified Survey Map consisting of lots 27 and 28 of the First Addition to Sherwood Forest Golf Village, located in the NW ¼ of the SE ¼ of Section 29, Town 20 North, Range 19 East, Village of Sherwood, Calumet County Wisconsin – Plan Commission recommended approval of a Certified Survey Map re-describing lots 27 and 28 of the First Addition to Sherwood Forest Golf Village, located in the NW ¼ of the SE ¼ of Section 29, Town 20 North, Range 19 East, Village of Sherwood, Calumet County Wisconsin. This CSM was brought forward by property owner Paul Zakowski and would change the shared lot line to increase the size of lot 27 and decrease size of lot 28 to be known as lots 1 and 2 respectively.

 - b. Consideration and action regarding a Concept Plan for State Park Estates V – Plan Commission recommended approval of a concept plan for future development of State Park Estates V contingent on Wisconsin Department of Transportation approving access to the property from Hwy. 114. This access roadway tentatively named Sungate Lane will be designed to a 66’ right-of-way specification, with

three streets ending in cul-de-sacs designed to 60' specification. An eventual second access/egress would intersect the 66' roadway at a future Knight Drive extension at such time as abutting property owners Smet develop their land.

8) Report of Village Officers

a) Village President – No report.

b) Clerk/Treasurer

i) Financial Reports – Disbursement reports were reviewed.

ii) Payment in Lieu of Tax relief from Sherwood Cliffs Apartments dated September 28, 2006 – Reviewed correspondence from Douglas Freund, President of the Board of Directors of Sherwood Cliffs Apartments. Freund requested a reduction in the voluntary payment in lieu of tax (PILOT) to compensate for increasing costs of operation in the face of cutbacks in state and federal grants and aids. *Miller moved to table until Mr. Freund is available for further discussion. Petrie second. Motion carried.*

c) Report of the Constable – The Constable's report was reviewed.

9) Village Engineer – Reporting on behalf of the engineer, Van Lieshout stated that the Golf Course Road storm sewer construction is finished, restoration done and the road will be milled and the first lift of asphalt laid in the next weeks. On Forest Lane the storm sewer is being constructed currently and the curb will be installed in the upcoming week. He acknowledged that the project progress is running somewhat late.

10) Village Coordinator

a) Complaints and Compliments – None.

b) Request from Hilbert School District for waiver of Community Center User Fee – *Barribeau moved to waive the facility user fee for a Hilbert School District referendum public information meeting. Thomson second. Motion carried unanimously.*

c) Resolution 2006-09 Authorizing Participation in the Recycling Efficiency Education Incentive Program – *Barribeau moved to approve Resolution 2006-09 Authorizing Participation in the Recycling Efficiency Education Incentive Program. Kaas second. Motion carried unanimously.*

d) Certificate for Payment Number 1 in the amount of \$178,276.52 to Jossart Brothers, Inc. – *Kaas moved to approve Certificate for Payment Number 1 in the amount of \$178,276.52 to Jossart Brothers, Inc. Petrie second. On call of roll Barribeau, Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes against. Motion carried.*

e) 2007 General Fund Budget – Van Lieshout reviewed budget items questioned by the Trustees.

11) Presentation of correspondence, resolutions, and related matters

- Rath reported hearing negative comments regarding the placement of manholes in newly reconstructed Stommel Road. He said that these observers apparently do not understand that both storm sewer and sanitary sewer manholes are positioned in the road and suggested that an explanation might be reported in the Village newsletter.
- It was the consensus of the Board that they would appreciate presentation of the 2005 year-end financial statements by the auditors presuming there is no additional cost.

12) Adjournment – *Barribeau moved to adjourn at 7:35 p.m. Thomson second. Motion carried.*

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes October 23, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:32 p.m. Roll called:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of the October 9, 2006 meeting. Miller second. Motion carried.*

- 5) Registered citizen comments on agenda items
Mike Cook, address not given, re agenda item 9)b)2) – asked that the Board consider allowing vacation hold refund for long-term snowbirds. He suggested that a minimum of ninety days away from the residence be considered for refund and a fee of between \$5.00 and \$15.00 to cover costs be deducted.

Tom Doughman, W4816 Spring Hill Drive, re agenda item 8)1)a – Doughman stated that it is his understanding that the scoreboard under consideration for acceptance of donation is in good condition. Location of the scoreboard at an angle to the field, along the third base line is preferred because it can be viewed from the spectator areas, and will be proximate to a cost effective electricity source which will be available at the soon to be constructed storage building.

- 6) Consent Agenda
 - a) Operator’s License
 - i) Pamela Miller – Miller appeared at the request of the Village Board, stating that she was one month short of age twenty-one at the time of her arrest on charges of underage drinking. She was not driving a vehicle when arrested and does not have a propensity to sell alcoholic beverages to minors. *Petrie moved to approve operator’s license. Kaas second. Motion carried with Barribeau opposed.*

 - ii) Jessica Cook – *Barribeau move to approve operator’s license. Miller second. Motion carried.*

 - iii) Ann Schumacher – *Barribeau move to approve operator’s license. Miller second. Motion carried.*

7) Report of the Utility Commission

1) DISCUSSION ITEMS

- a. Village engineer summarized the MIEX pilot final report. Three designs were conducted to dissolve organics below 2 and take out sulfide. The "800" design is recommended. The Village engineer requested permission from the commissioners to send to the DNR for approval.
- b. Two potential sites have been selected for the test well, one on Lower Cliff Road, the other on the east side of Pigeon Road, near Fox Lane. The Lower Cliff Road site may have restrictive covenants. The co-owners of the Pigeon Road property will be available after October 18, 2006. Village Coordinator will keep commissioners updated by email.
- c. Commissioners requested the Village engineer to present three or four 12" force main route options, with costs, to them by the November meeting. Commissioners requested the Village Coordinator to change the date of the November Utility Commission meeting to an earlier date than the normal third Monday of the month.
- d. MCO representative stated the ferrous chloride is successful thus far at the High Cliff Lift Station. Jetting will be scheduled soon for the Village.
- e. A private well owner, currently noncompliant with the Private Well Permit ordinance, has notified the MCO representative that they will be abandoning their well this week.

2) ACTION ITEMS

- a. Commissioners approved change order for the STH 114 water main construction project in the amount \$698.00
- b. Commissioners approved final payment for the STH 114 water main construction project in the amount \$1,000.00
- c. Commissioners approved Private Well application which tested safe.
- d. Commissioners approved placing on the tax roll sewer and water bills which are over 90 days past due, which are not been paid by November 16, 2006. The customers were given written notification on October 15, 2006, as required by the PSC.
- e. Commissioners approved sewer and water utilities for the plat of Farmington Meadows subdivision.
- f. Commissioners approved ratification of the 2006-2009 Collective Bargaining Agreement and Extension Agreement with Local 1362 American Federation of State County and Municipal Employees, AFL-CIO.

- g. Commissioners tabled item regarding severance package for former utility employee.

Laux moved to approve action items a – g and accept the report of the Utility Commission. Petrie second. Motion carried.

8) Report of the PRUT Board

1) Items for Action by the Village Board

- a. On referral from the Village Board, recommend approval of a score board location at Wannick Choute Park – Recommended accepting and locating a donated score board at Wannick Choute Park behind the third base line. Reasons given for the proposed location: out of the setting sun, in view all spectator seating areas, location doesn't disturb any existing infrastructure. The PRUT Board advised and representatives of SAYSO indicated a willingness to repair, maintain and replace the scoreboard at their cost.

2) For Information

- a. Van Lieshout gave an update on the improvements to Wannick Choate Park pavilion and storage building. Van Lieshout stated that a preconstruction meeting had been held with Parson's Brothers Construction, contracts had been sent and are awaiting their return for execution by the Village.
- b. PRUT Board members engaged in conversation regarding the development a facility use policy for all Village recreation facilities. They identified several key principles they were: private improvements to public facilities do not preclude other users from enjoying the improvements and facilities, not for profit organizations should have first priority over for profit ventures, all requests are on a first come basis, differentiated user fees for residents and non residents, and cost recover for daily and for profit users. The Board will be looking at a draft policy at their upcoming meeting(s).
- c. In correspondence Tom Doughman, SAYSO brought forth two proposals for the previously approved donor board at Wannick Choute Park. It was consensus that Option 2 was preferred.

Rath moved to approve action item 1 and accept the report of the PRUT Board. Thomson second. Motion carried.

9) Report of Village Officers

- a) Village President – No report.

- b) Clerk/Treasurer

- i) Financial Reports – Disbursement reports were reviewed.

- ii) Garbage Cart refund requests for “snow birds” – ***Barribeau moved to refund unused garbage and refuse charges for user who are gone from their residence for at least ninety days, after deducting a vacation hold charge of \$15. Miller second. Motion carried unanimously.***

- iii) Request from Terry Ziegler, AARP Tax Aide, for Community Center fee waiver to assist locals with income tax preparation – ***Barribeau moved to approve fee waiver for one time weekly use of Community Center facility during February, 2007. Thomson second. Motion carried unanimously.***

10) Village Engineer

- a) Certificate for Payment #6 issued to Vinton Construction Company in the amount of \$180,286.12 for partial payment for work performed through October 20, 2006 – ***Barribeau moved to approve certificate for Payment #6 to Vinton Construction Company in the amount of \$180,286.12. Kaas second. Motion carried unanimously.***

11) Village Coordinator

- a) Complaints and Compliments – None
- b) Consideration and action to approve final pay request from Friends of High Cliff State Park for Butterfly Pond State Park Road trail segment construction (tabled Sept. 9, 2006) – Following removal of the item from the table and discussion ***Miller moved to again table the item. Petrie second. Motion carried.***
- c) Recommend motion to MOVE INTO CLOSED SESSION per State Statute 19.85(1)(c) considering employment, promotion, compensation, or performance evaluation, and then to RETURN TO OPEN SESSION to take further action or to adjourn the meeting

Barribeau motioned to proceed into closed session at 7:34 p.m. per State Statute 19.85(1)(c) for purposes of considering employment, promotion, compensation, or performance evaluation. Thomson second. Barribeau, Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes against. Motion carried unanimously.

Miller moved to return to open session at 8:36 p.m. to take further action or to adjourn. Thomson second. Motion carried.

Miller moved to increase the coordinator salary by 4% for the 2007 budget year. Thomson second. On a roll call vote, Barribeau, Kaas, Laux, Miller, Petrie, Rath, Thomson voted in favor. No votes against. Motion carried unanimously.

12) Presentation of correspondence, resolutions, and related matters

- a) Financial Statements December 31, 2005 – The 2005 Year-End Financial Statement and Report on Internal controls were distributed to the Trustees. The auditors will be present at the November 13 Village Board meeting to give information about the reports and to answer questions of the Board. It was suggested that the financial reports be reviewed and brought to the next meeting.
- b) Barribeau reported on the status of the Calumet Homestead Rehabilitation Center, stating that if the referendum to exceed levy limits fails to pass at the November 7 election the County will likely be forced to sell the facility. A marked decline in population using the facility has caused this budget crunch.

c) Petrie reported that he will attend an upcoming land use meeting in Wausau.

d) The Lions Club will sponsor the annual Halloween festivities at High Cliff State Park.

13) Adjournment – ***Kaas moved to adjourn at 8:58 p.m. Thomson second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk

Village Board Meeting Minutes November, 13 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:34 p.m. with roll call:

Present	Absent
Bill Barribeau	None
Roger Kaas	Others Present
Joyce Laux	Jennifer Schaff, Village Engineer
David Miller	Josh Van Lieshout, Coordinator
David Petrie	Ellen Maxymek, Clerk
Jim Rath	
Carl Thomson	

- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Thomson second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of October 23, 2006. Kaas second. Motion carried.*

- 5) PUBLIC HEARING: On the Proposed 2007 Budget of the Village of Sherwood. This hearing has been published and posted pursuant to Sec. 65.90 of the Wisconsin Statutes – Following three calls for public comment and hearing none Miller announced the public hearing closed.

- 6) Registered citizen comments on agenda items
 - Corey Stumpf, W612 Clifton Road, regarding agenda item 11)d)

- 7) Consent Agenda
 - a) Operator’s License – *Barribeau moved to approve issuing operator’s licenses to applicants Lamers and Vander Weilen. Thomson second. Motion carried unanimously.*
 - i) Jennifer Lamers
 - ii) Nicole VanderWielen

- 8) Report of the Plan Commission
 - 1) Recommendation for Action by Village Board
 - a. Certified Survey Map creating three lots located in all of Lot 2 CSM 2438 Volume 18 Page 299 Being part of the SW1/4 of the SW1/4of Section 17, Township 20 North, Range 18 East, Town of Harrison, Calumet County, Wisconsin – Plan Commission recommended approval without objection to an extraterritorial Certified Survey Map located creating three lots located in all of Lot 2 CSM 2438 Volume 18 Page 299 Being part of the SW1/4 of the SW1/4of Section 17, Township 20 North, Range 18 East, Town of Harrison, Calumet

County, Wisconsin – ***Barribeau moved to approve the Certified Survey Map without objection. Kaas second. Motion carried.***

- b. Camelot Estates (Nemecek Development) comprehensive plan and sewer service area amendment – Plan Commission recommended supporting the East Central Wisconsin Regional Planning Commission process to amend the Sewer Service Area contingent on Utility Commission approval – ***Laux moved to refer the issue to the Utility Commission. Miller second. Motion carried unanimously.***
 - c. Acceptance of improvements in Farmington Meadows Subdivision – Plan Commission recommended acceptance of Farmington Meadows Subdivision roadway, storm system, and lot grading improvements after inspection and at the advice of the Village engineers. Sewer and water utility infrastructure was previously approved by the Utility Commission – ***Kaas moved to accept the roadway, storm system, and lot grading improvements of Farmington Meadows Subdivision. Rath second. Motion carried unanimously.***
- 9) Report of Village Officers
- a) Village President – No report.
 - b) Clerk/Treasurer
 - i) Financial Reports – The disbursement report was reviewed.
 - ii) Presentation of 2005 Audited Financial Statements – Amy Manthey and John Andres, Virchow Krause & Associated reviewed the financial statements and memorandum on internal controls for the year ending December 31, 2005. Manthey’s explanations focused on changes in reporting based on implementing GASB-34 governmental accounting standards in 2004. These changes more accurately state financial condition, recording the activities, assets and liabilities of the municipality’s governmental funds in a manner more closely resembling business models than heretofore. Andres reported on the condition of the sewer and water utilities for the three Utility Commissioners in attendance. The auditors also discussed their report on internal controls, specifically highlighting procedures that should be implemented to reduce risk and increase control of the Board in performing its fiduciary responsibilities.
- 10) Village Engineer
- a) Certificate for Payment #2 for the 2006 Drainage Improvements & Forest Lane Reconstruction to Jossart Brothers, Inc. in amount of \$141,752.93 – ***Barribeau moved to approve Certificate for Payment #2 to Jossart Brothers, Inc. in amount of \$141,752.93. Miller second. Motion carried unanimously.***
- 11) Village Coordinator
- a) Contract Change #1, increasing the Salt Shed construction contract amount \$1,768 to \$51,728 for additional excavation expense – ***Barribeau moved to approve an increase in the salt shed construction contract in the amount of \$1,768. Rath second. Motion carried.***

- b) Payment #2 and Final in the amount of \$31,728.00 to Decker Lumber & Supply, Inc for Salt Shed materials and construction – ***Barribeau moved to approve a final payment in the amount of \$31,728 to Decker Lumber & Supply. Kaas second. Motion carried.***
- c) Request from American Legion to bump Dance Program on January 25, 2007 – ***Kaas moved to table the matter until availability of an alternate facility is investigated. Rath second. Motion carried.***
- d) Request from Corey Stumpf to discharge a firearm (bow and arrow) within the corporate limits of the Village of Sherwood – Rath stated that the Board may have an interest in reducing the overpopulation of deer and the impact on Village resources by issuing these special permits. Kaas reported his concern with setting a precedent by overriding the ordinance prohibiting discharge of firearms. He reminded the Board of its recently stated opposition to special permit hunting in the State Park as a means to reduce the deer population. Miller and Laux commented that, due to the large area of private land proposed to be hunted by Stumpf and his son, safety is not at issue. ***Laux moved to approve issuing permits to Corey Stumpf and Justin Stumpf for the 2006 bow hunting season. Petrie second.*** Stumpf requested that the permit be extended through 2007. ***Motion failed with Barribeau, Kaas, Rath, Thomson voting against.***
- 12) Adopt the 2007 Budget for the Village of Sherwood – ***Barribeau moved to approve the 2007 budget as presented. Kaas second.*** Laux stated opposition to a proposed 10.2% increase in the assessment rate. Van Lieshout reported that the combined General and Debt Fund levy is based on a limit of \$633,569 set by Department of Revenue. The limit is calculated by using the Village’s net new construction rate of 3.923% applied to the 2005 levy. Reducing the actual levy, he continued, would result in decreased future year limits and impair the Village Board’s ability to determine needed service levels to a growing population.

Noting a discrepancy in the street lighting line item, Rath stated that the budget should remain consistent with the prior year level. ***Rath moved to amend the street lighting budget to \$35,000. Kaas second. Amendment carried unanimously.***

Questioning the need for another mower ***Laux moved to amend the public works capital equipment budget to delete \$39,000 budgeted for purchase of a lawn mower. Petrie second. Amendment failed with Barribeau, Kaas, Miller, Rath, Thomson voting against.***

In a roll call vote on the main motion to approve the budget, as amended, Barribeau, Kaas, Miller, Rath, Thomson voted in favor. Laux and Petrie voted against. Motion carried.

- 13) Waiver of rule 9(a) of the Rules of the Village Board, enabling one reading of Ordinance 06-94 – ***Miller moved to waive rule 9(a) of the Rules of the Village Board, enabling one reading of Ordinance 06-94. Thomson second. Motion carried unanimously.***

- 14) Discussion and action to adopt Ordinance 06-94 Appropriating the Necessary Funds for the Operation of the Government and Administration of the Village Of Sherwood for the Year 2007 Budget – ***Barribeau moved to adopt Ordinance 06-94 appropriating funds in the amount of \$633,569.00 for the operation of the government and administration of the Village Of Sherwood for the year 2007. Thomson second. Motion carried with Laux opposed.***

Responding to an inquiry by Thomson, Van Lieshout stated that an additional budget meeting noticed for November 13 will not be necessary.

- 15) Purchase of a Jacobsen HR-5111 Rotary Mower in January 2007 – ***Kaas moved to approve the January, 2007 purchase of a Jacobsen HR-5111 rotary mower. Rath second. Motion carried with Laux and Petrie voting against.***

- 16) Adjournment – ***Laux moved to adjourn at 9:45 p.m. Thomson second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes November 27, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:34 p.m. with roll call:

Present Bill Barribeau Roger Kaas Joyce Laux David Miller Jim Rath Carl Thomson	Absent David Petrie – Excused Others Present Jennifer Schaff, Village Engineer Josh Van Lieshout, Coordinator Ellen Maxymek, Clerk
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- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Laux second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of November 13, 2006. Rath second. Motion carried. Laux opposed.*

- 5) Report of Village Officers
 - a) Village President – No report.

 - b) Clerk/Treasurer
 - i) Financial Reports – Disbursement report reviewed.

 - ii) Lawrence Hanson, Maritime Insurance, Proposal for 2007 Provision of Liability Insurance, Community Insurance Corp – Hanson presented a proposal from Community Insurance Corporation for casualty insurance including general and auto liability and workers compensation, as well as crime, and boiler and equipment breakdown coverage. Alternative, lower cost liability coverage with a \$1,000 deductible was also offered. He delivered a flat dividend check from the 2005 workers compensation coverage. Kaas asked that a comparison to 2006 costs be provided. *Rath moved to table to the next meeting. Thomson second. Motion carried.*

- 6) Village Engineer
 - a) Change Order #2 for Pigeon and Stommel Road Street & Utility Construction Project in amount of \$65,961.08, bringing the contract amount to \$780,431.98 – Engineer Schaff presented a recommended change order along with supporting documentation from her June, 2006 report to the Board regarding anticipated project cost increases. The increases were necessitated by poor soil conditions in the Stommel Road base and risk of premature failure of the reconstructed road. *Barribeau moved to approve change order #2 to Vinton Construction for Pigeon and Stommel Road Street & Utility Construction Project in amount of \$65,961.08. Kaas second. Motion carried unanimously.*

- 7) Village Coordinator
 - a) Request from American Legion to bump Dance Program on January 25, 2007 – *Kaas moved to remove the issue from the table. Rath second. Motion carried. Kaas moved to approve relocating the dance class to an alternate location at Calumet County Bank on January 25, 2007. Miller second. Motion carried unanimously.*

8) Correspondence

- Responding to an inquiry by Miller, Maxymek reported the calculation of the 2007 mil rate. The combined levies of all taxing entities, offset by the school tax levy credit resulted in the Kaukauna School District mil rate of \$18.71 and Hilbert School District rate of \$19.80.
- Thomson reported that the Sheriff Department responded very quickly to his request for stepped up vigilance of speeding, particularly on Pigeon Road.
- Rath commented that the time appears ripe for the Village to become more active in terms of economic development.
- Responding to questions from Laux, Van Lieshout reported that an initial draft of a resolution to settle issues of Mustang Pond ownership and maintenance has been received from the attorney for Mustang Acres, Inc. The Coordinator is preparing a response to the draft. He also reported that trapping of muskrats around Village owned ponds has been accomplished at no charge to the Village. Permission to trap around Mustang Pond was withheld until the ownership question is resolved.

9) Adjournment – *Thomson moved to adjourn at 7:51 p.m. Barribeau second. Motion carried.*

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.

Village Board Meeting Minutes December 11, 2006

- 1) Call to Order and Roll Call – President Miller called the meeting to order at 6:32 p.m. with roll call:

Present Bill Barribeau Roger Kaas Joyce Laux David Miller David Petrie Carl Thomson	Absent Jim Rath – Excused Others Present Josh Van Lieshout, Coordinator Ellen Maxymek, Clerk
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- 2) Pledge of Allegiance
- 3) Approval of the Agenda – *Barribeau moved to approve the agenda. Kaas second. Motion carried.*

- 4) Approval of Minutes – *Barribeau moved to approve the minutes of November 27, 2006. Thomson second. Thomson stated, regarding his comment (pg. 2, 8)) about quick response by Sheriff Department that the speed enforcement was on Pigeon Road, not on Stommel as reported. Motion carried.* Regarding speed limits, Petrie commented that Stommel Road could easily be a 35 mph speed limit rather than 25 mph as posted.

- 5) Registered Citizen Comments on Agenda Items - None

- 6) Consent Agenda
 - a) Operator’s License
 - i) Jennifer L. Zeamer – *Barribeau moved to issue an Operator’s license to applicant Zeamer. Thomson second. Motion carried.*

- 7) Report of the Plan Commission – The following report of the December 4, 2006 Plan Commission meeting was reviewed.
 - 1) For Information Only
 - a. Storm Water Planning and Storm Water Issue Education, Nick Vande Hey, McMahon Associates – Engineer Vande Hey delivered an educational presentation regarding the impact of growth on storm water quality and the effect on northeast Wisconsin waterways and lakes. The Plan Commission was asked to act as a citizen advisory group, prioritizing storm water related topic in the order of importance in the Sherwood community. The goals of this education and outreach effort, a component of the Village’s Storm Water Planning Grant, will be to increase public awareness of storm water pollution impacts and to encourage behavioral changes in the thirteen areas of greatest impact on storm water quality. Potential tools for the education and outreach effort were discussed.

- 8) Utility Commission Report – The following report of the November 2, 2006 Utility Commission meeting was reviewed. No action was required.
 - 1) Discussion Items
 - a. *12" force main report* - McMahon engineer, Jennifer Schaff, presented a map detailing alternative route options which will alleviate future demand on lift

station 1 and will flow from lift station 3 to the wastewater treatment plant. Gary Rosenbeck, McMahon, advised selecting a direct route that will not create delays in easement acquisition. Commissioners advised pursuing Option 2AF first and Option 3 second. Van Lieshout and Rosenbeck will ask Village President if he would be willing to pursue the necessary easements on behalf of the utilities.

- b. *Well 7 Property Acquisition* - Van Lieshout reported he continues to negotiate with the property owner of proposed Test Well Site 3 and is awaiting a verbal commitment before drafting the formal real estate option.
- 2) Action Items
- a. *Consideration and action to approve severance package for former Utility employee (tabled October 16, 2006)* - Commissioners moved to approve the severance package agreement.
- 9) Report of Village Officers
- a) Village President – Miller reported that he and Trustee Kaas met with Coordinator Van Lieshout discussing goals for the upcoming year. The new administrative position is to be filled by the end of the first quarter. Coordinator is to resume progress reporting regularly to the Board about ongoing projects and issues. He will also report regarding training programs attended.
 - b) Clerk/Treasurer
 - i) Financial Reports – Reports reviewed.
 - ii) Proposal for 2007 Provision of Liability Insurance, Community Insurance Corp. (tabled Nov. 27, 2006) – ***Kaas moved to take up the tabled matter. Miller second. Motion carried. Kaas moved to accept the proposal submitted by Community Insurance Corporation, however, increasing the deductible on general, police, public officials, and auto liability from \$0.00 to \$1,000 for a savings of approximately \$2,200. Petrie seconded. Motion carried unanimously.***
 - iii) Appointment of Election Inspectors and Special Registration Deputies – ***Barribeau moved to appoint election inspectors and special registration deputies as presented for the 2007-2008 election cycles. Miller second. Motion carried. Thomson abstained.***
 - iv) Approval of cemetery plot sale, deeds, and agreements for perpetual care – ***Barribeau moved to approve sale of cemetery plots and agreements for perpetual care as presented. The approval of sale and agreement for two noted plots, however, to be contingent on payment of fees. Thomson second. Motion carried unanimously.***
 - v) December meeting schedule – ***Barribeau moved to omit the second regularly scheduled December 25, meeting in observance of the Christmas holiday. Petrie second. Motion carried.***
 - c) Constable Report – The Constable’s report of calls for the period from mid September to mid November, 2006 was reviewed. Thomson reported a trailer on blocks at the corner of Lake Breeze and Cliffwood Drive. Van Lieshout will follow-up with the Constable re. enforcing code compliance.

10) Village Engineer

- a) Certificate for Payment No. 3 in the amount of \$272,456.77 to Jossart Brothers, Inc. for partial payment of work completed through November 23, 2006 on the 2006 Drainage Improvements and Forest Lane Reconstruction – ***Barribeau moved to approve Certificate for Payment No. 3 in the amount of \$272,456.77 to Jossart Brothers, Inc. Kaas second. Motion carried unanimously.***

11) Village Coordinator

- a) Project Updates – Van Lieshout noted that the Wannick Park pavilion and storage building project is behind schedule for a timely completion.

12) Correspondence

- Discussion was initiated by Petrie relative to raising speed limits on feeder roads. Van Lieshout stated he will, at the Board's direction, place the matter on a future agenda, get speed limit guidelines from the Department of Transportation, and contact Calumet County to set up a speed test of traffic on Stommel Road.
- Responding to a question from Thomson regarding the closed T.J. Foods store, Van Lieshout stated that he has no information other than some inquiries reported by the owner.
- Answering Barribeau, Van Lieshout reported nothing new related to the Hawkinson appeal of the decision in the Village's legal action.
- Petrie questioned why he can't get paid an over-sizing credit for utility infrastructure installed in his Mustang Acres development. Van Lieshout will review and bring the matter to the attention of the Commission.

13) Adjournment – ***Barribeau moved to adjourn at 8:15 p.m. Thomson second. Motion carried.***

Minutes respectfully presented for approval by Ellen Maxymek, Village Clerk.