

## **MINUTES OF THE REGULAR BOARD MEETING OF OCTOBER 15, 2008**

The Regular Board meeting was called to order at 6:00 p.m. by Charles Fischer, Village President

### **Invocation**

President Fischer called for a moment of silence.

### **Pledge Allegiance to the Flag**

President Fischer led members in the reciting of the Pledge of Allegiance.

### **Roll call of Trustees**

PRESENT: Charles Fischer, Village President  
John Elrick, Trustee  
Jason Leicht, Trustee  
Steven Ransbottom, Trustee  
Skip Smith, Trustee  
Uriah Van Ooyen, Trustee  
Janet Verstegen, Trustee

### **Roll Call of Officers and Department Heads**

PRESENT: David Peterson, Fox Valley Metro Police Chief  
Dale Haug, Finance Director  
Charles Kell, Village Administrator  
Jim Moes, Community Development Director  
Tom Flick, Director of Parks, Recreation and Forestry  
Roy Van Gheem, Director of Public Works  
Charles Koehler, Village Attorney  
Vicki Schneider, Village Clerk

### **Public Appearance for Items Not on the Agenda**

None

### **Approval of Minutes**

*Regular Board Meeting Minutes – October 1, 2008*

*Committee of the Whole Meeting Minutes – October 8, 2008*

*Moved by Trustee Verstegen, seconded by Trustee Ransbottom to approve the Regular Board minutes of October 1 and the Committee of the Whole Meeting Minutes of October 8, 2008 as presented.*

*Ayes 7, Nay 0 – Motion Carried*

### **Report of Other Minutes – Other Informational Items**

*Minutes of the Joint Library Board Meeting – September 25, 2008*

*Quarterly Investment Summary*

*Web Trends Report*

Board members noted receipt of the items listed above.

### **Ordinance:**

*Amending Section 5-2-9 of the Municipal Code – Open Burning*

Administrator Kell stated that the Fire Chief is in agreement with the proposed amendment to the Ordinance.

**Regular Board Meeting Minutes – October 15, 2008**

*Moved by Trustee Ransbottom, seconded by Trustee Van Ooyen to Adopt Ordinance No. 12, Series of 2008 Amending Section 5-2-9 Open Burning of the Village of Little Chute Municipal Code.*

Ayes 7, Nay 0 – Motion Carried

**Resolutions:**

***CSM – Steve Winter – Evergreen Storage, LLC***

J. Moes stated the Plan Commission approved the CSM on the condition that the CSM was modified to show the asphalt paving setback requirements and the CSM has been corrected. Board members were provided a copy of the revised CSM.

*Moved by Trustee Elrick, seconded by Trustee Ransbottom to Adopt Resolution No. 34, Series of 2008 Approving the CSM for Steve Winter – Evergreen Storage, LLC as modified.*

Ayes 7, Nay 0 – Motion Carried

***Purchase of Land – 716 Grand Avenue***

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to Adopt Resolution No. 35, Series of 2008 Authorizing the Village to Purchase of the property at 716 Grand Avenue for \$144,000.*

Ayes 7, Nay 0 – Motion Carried

***Sale of Village Industrial Park Land to the WDOT***

*Moved by Trustee Van Ooyen, seconded by Trustee Leicht to Adopt Resolution No. 36, Series of 2008 Approving the Sale of a part of Lot 5 of the Ebben Industrial Park Plat to the Wisconsin Department of Transportation for the sale price of \$4,300.*

Ayes 7, Nays 0 – Motion Carried

***Sale of Village Land to the WDOT – Parcel #260 400505***

*Moved by Trustee Van Ooyen, seconded by Trustee Elrick to Adopt Resolution No. 37, Series of 2008 Approving the Sale of Village Land Parcel #260 400505 to the Wisconsin Department of Transportation for the sale price of \$11,700.*

Ayes 7, Nay 0 – Motion Carried

***Establishing Voter Registration at Locations other than Polling Place***

*Moved by Trustee Elrick, seconded by Trustee Ransbottom to Adopt Resolution No. 38, Series of 2008 Establishing Voter Registration at Location other than Polling Place for the November 4, 2008 General Election.*

Ayes 7, Nay 0 – Motion Carried Unanimously

***Authorizing the Submission of a Wisconsin Department of Transportation Facilities for Economic Assistance (TEA) Grant Application***

C. Kell reviewed the requirements of the grant application related to the Kraft Pizza Company expansion and road improvements to County Highway OO and Washington Street and also the revised numbers for required job retention and expansion. C. Kell assured the Board that he will have a written agreement with Kraft concerning repayment provisions should Kraft not meet the required employment and expansion job guarantees.

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to Adopt Resolution No. 39, Series of 2008 Authorizing the Submission of a Wisconsin Department of Transportation Facilities for Economic Assistance (TEA) Grant Application.*

Ayes 7, Nay 0 – Motion Carried

## **Approval of Kraft Pizza Company Municipal Water Main Easement Agreement**

*Moved by Trustee Van Ooyen, seconded by Trustee Elrick to approve the Kraft Pizza Municipal Water Main Easement Agreement as presented.*

Ayes 7, Nay 0 – Motion Carried

## **Action to Award Bid - - Buchanan Road Bridge & Approaches**

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to Award Contract No. L0001-970238 to Pheifer Brothers Construction of Neenah for \$333,127.00.*

Ayes 7, Nay 0 – Motion Carried Unanimously

## **Preliminary Review/Discussion of 2009 Budget**

D. Haug provided an overview of the proposed 2009 Budget and major purposes for tax levy supported items. Discussion took place on the proposed staffing of a GIS Manager and ideas for reducing levy items such as not levy funding the equipment and vehicle replacement fund. C. Kell stated that currently the overall tax rate would go up .05 cents from last year. D. Haug reviewed the updated 2009 CIP proposal based on discussions with the Board and his understanding of projects that are being considered by the Board for 2009. Budget binders will be delivered to Trustees next week and the budget will be a discussion item on the October 29 Committee of the Whole agenda.

## **Operator's Licenses:**

None

## **Department and Officers Progress Reports**

Chief Peterson – no report. D. Haug – no report. C. Kell informed the Board of an issue with the district assessment and annual dues being charged to the Village by the Outagamie County Drainage Board. C. Kell stated staff is addressing concerns with the assessed dues being charged to the Village. C. Kell stated he will keep the Board updated on the issue. C. Kell informed the Board that residents on Paradise Drive had contacted him with concerns about reconstructing the road in concrete. C. Kell stated he informed the concern residents that the Village policy calls for the road to be replaced with concrete and the residents may elect to appear before the Board about the policy. J. Moes stated the Plan Commission had reviewed three proposed zoning code ordinance amendments and they are recommending that the Village Board set a public hearing on the proposed amendments. J. Moes asked the Board to take action to set the public hearings at this time.

*Moved by Trustee Elrick, seconded by Trustee Ransbottom to set a Public Hearing for the Proposed Amendments to the Village of Little Chute Zoning Code Sections 13-1-53 IT – Institutional District, 13-1-124 Storage and Parking of Recreational Vehicles, 13-1-125 Storage of Trucks, Tractors, and Road Machinery, and 13-1-142 Sign Permit Required for November 12, 2008 at 6 p.m.*

Vote on the Motion:

Ayes 7, Nay 0 – Motion Carried

T. Flick reported on the various projects that were wrapping up and stated the Jets Football team had held their annual end of the year banquet. R. Van Gheem provided an update on current projects. V. Schneider – no report. Attorney Koehler – no report.

## **Disbursement List**

*Motion by Trustee Leicht, seconded by Trustee Smith to approve the October 15 disbursement list as presented.*

Ayes-7, Nay 0-Motion Carried

## **Call for Unfinished Business**

None

## **Items for Future Agenda**

None

*Moved by Trustee Elrick, seconded by Trustee Ransbottom to Enter into Closed Session. (7:40 p.m.)*  
Ayes 7, Nay 0 – Motion Carried

### **Closed Sessions:**

**(1) Deliberations or negotiations on the purchase of property, investing of public funds or conducting other specific public business when competitive or bargaining reasons require a closed session. 19.85(1)(e), Wis. Stats.**

**(2) Conferring with legal counsel for the Village, legal counsel rendering oral or written advice concerning strategy to be adopted by the Village Board with respect to litigation in which the Village is now or is likely to become involved. 19.85 (1)(g), Wis. Stats.**

*Moved by Trustee Van Ooyen, seconded by Trustee Ransbottom to Return to Open Session. (9:00 p.m.)*  
Ayes 7, Nay 0 – Motion Carried

### **Return to Open Session**

No action was taken on closed session items.

### **Adjournment**

*Moved by Trustee Ransbottom, seconded by Trustee Van Ooyen to Adjourn the Regular Board Meeting at 9:00 p.m.*

Ayes - 7, Nay 0-Motion Carried

## **VILLAGE OF LITTLE CHUTE**

By: \_\_\_\_\_

Charles Fischer, Village President

Attest: \_\_\_\_\_  
Vicki Schneider, Village Clerk