

## FREDONIA VILLAGE BOARD MEETING

February 19, 2009

The regular village board meeting was called to order at 7:00 p.m. by President Short. Present: Joe Short, Jill Bertram, Fritz Buchholtz, Don Dohrwardt, Chuck Lapicola, and Larry Palm. Also present: Jim and Chris Lohmiller, Kim and Sean Crowley, Andrew Struck, Village Marshal Mike Davel, Director of Public Works Allen Neumann, Mark Jaeger, and Clerk-Treasurer Jo Ann Wagner. Arriving later: Larry Waskiewicz and Chris Holdridge.

### **Pledge of Allegiance**

All stood and recited the Pledge of Allegiance.

### **Approve Minutes**

With the change to the February 5, 2009 village board minutes that Larry Waskiewicz and Larry Palm were not in attendance, (Waskiewicz arrived) the minutes were approved on a **MOTION** by Lapicola, seconded by Buchholtz, and carried with Palm and Waskiewicz abstaining.

### **Approve Payment of Bills**

The General Fund, Water and Sewer bills were approved for payment on a **MOTION** by Lapicola, seconded by Bertram, and carried.

### **January Treasurer and Utility Reports**

The January treasurer and utility reports were approved as presented on a **MOTION** by Dohrwardt, seconded by Lapicola, and carried.

### **Unfinished Business – Letter to Girl Scouts**

The letter written by Attorney Hoffman to the Girl Scouts was reviewed. Palm questioned why the village was issuing an apology. Lapicola stated that the issue was discussed in closed session but the village board is addressing someone's concern that perhaps someone's feelings were hurt. Waskiewicz recused himself from the board and sat in the audience. Waskiewicz noted that the village board has an item on the village board agenda but are not discussing it. Lapicola stated that what is on the agenda is the letter from the village attorney to the Girl Scouts, and that is being discussed. Buchholtz stated that the village board needs to decide if they want to send the letter. Dohrwardt stated that in the letter the board is apologizing for any tension or discomfort that any of the girl scouts or other volunteers may have experienced. This may have occurred because of a village board policy. The letter is being sent to three Girl Scout leaders. If the leaders want, they can forward a copy to the Girl Scout Council. A **MOTION** was made by Dohrwardt, seconded by Lapicola, to send the letter as proposed to the three Girl Scout leaders. Waskiewicz asked if all the documents associated with the letter will then become public record. Dohrwardt stated that this will be discussed with the village attorney. Short noted that he does not agree that the board should be responsible for sending a letter as the board did nothing wrong. Motion carried with Bertram, Buchholtz, Dohrwardt, and Lapicola voting aye, and Short and Palm opposed.

**MOTION** by Short, seconded by Palm, to have Waskiewicz return to the board. Motion carried.

### **Report from Plan Commission – February 9, 2009 Meeting**

The minutes from the Plan Commission were reviewed. Andrew Struck presented the final document which updates the Village of Fredonia Comprehensive Plan 2020 and includes new mapping and inventory. Some goals and objectives were also updated. A final draft has been sent to the state and has met all requirements. Dohrwardt asked if the village exemption for shoreland setbacks for property in the village before 1984 still exists. Struck noted that the village stance on shoreland zoning did not change and are guided by state regulations. Floodplain and wetland boundaries were updated. The Plan Commission recommended approval of the Village of Fredonia Comprehensive Plan – 2035 and reviewed the fence ordinance. No changes were recommended to the fence ordinance.

### **Renaming Village of Fredonia Ordinance No. 2009-03 Amending Village of Fredonia Comprehensive Plan and Comprehensive Plan – 2035**

Ordinance No. 2009-03 amending the Village of Fredonia Comprehensive Plan -2020 and renaming it Village of Fredonia Comprehensive Plan – 2035 was adopted on a **MOTION** by Dohrwardt, seconded by Lapicola, and carried.

### **Request from Forest Glen Homeowners Association to Dissolve Association**

The Planned Unit Development Agreement for the Forest Glen Subdivision and the Declaration of Covenants, Conditions and Restriction of Forest Glen Subdivision were reviewed. Jim Lohmiller, president of the Forest Glen Homeowners Association, stated that the members of the homeowners association are interested in dissolving the association. Lohmiller noted that they are asking the village to assume ownership of the streets and allow the association to be dissolved. Short stated that in order to dissolve the association the village board needs to approve by a super majority vote (75%) and the streets would need to meet village standards. Neumann stated that village requirements are 36' face to face roadway within a 60' right of way. He believed that the 10" aggregate base and 4" asphalt requirement was met. Lapicola asked if any other roads in the village are substandard. Neumann replied that there are various road widths within the village but nothing else substandard that has been constructed within the last twenty years. Currently the Homeowners Association is required to maintain roads within the subdivision and to maintain outlots. Lohmiller stated that the streets and outlots would be given to the village. Lapicola noted that with proper repair and maintenance roads will last a long time. Neumann agreed that pavement maintenance is beneficial. He noted that the village works hard on developer's agreements and assigning responsibility to homeowners. Much give and take happens before developer's agreements are signed. Most planners, attorneys and engineers want the homeowners to take responsibility for items such as streets and detention ponds for the overall benefit of the community. Homeowners would like to get rid of the responsibility and maintenance. Dohrwardt stated that the village needs to do what is best for all taxpayers. This decision may set a precedent for other association agreements. Dohrwardt noted that the village will need a written request asking for dissolution of the homeowners association before taxpayer money is spent to consider the request. Short noted that 90% of the homeowners need to agree. Lohmiller stated that all of the responses received were in favor of dissolving the association. Waskiewicz noted that a storm water swale in the area should be repaired.

### **Parks Committee – February 9, 2009 Meeting**

Buchholtz stated that the Parks Committee recommended the start of a Farmer's Market. They would like to run an ad to seek vendors. Bertram stated that the ad would cost \$79.36 each week, but if ran for five weeks a 25% discount would be applied. This cost would be offset by a \$5 charge to each vendor. The Farmers market would be on Wednesdays from 3 p.m. to 7 p.m. and start in July and run through October. It would be planned for the gazebo lot or the parking lot at the Fredonia Government Center. If we can get six or seven vendors it would be a good market and would offset the price of the ad. After discussion on the Parks Committee plans for the year, other Farmer's Markets in surrounding communities and the use of taxpayer dollars, a **MOTION** was made by Lapicola, seconded by Buchholtz, to have the Parks Committee to go forward with the Farmer's Market. Palm asked if a cost limit should be added. Lapicola stated a limit of \$500; this was agreed to by Buchholtz. With the limit of \$500 the motion to go forward with the Farmer's Market was carried with Waskiewicz opposed.

### **Celebrate Fredonia – February 9, 2009 Meeting**

Palm reported that the Celebrate Fredonia Committee met on February 9, 2009. They are looking at booking bands for the event and putting together a letter requesting donations. Currently Sue Siesco, Larry Palm, Joe Short, Jenny Courtright and Pat Comparin are committee members. The committee is also helped by the representatives from the non-profit groups. Bertram stated that she would be willing to help on the committee. Palm

stated that currently they have five committee members and representatives from the non-profit groups and it seems to be working well although they are always looking for ideas. They are planning a two day event for 2009.

### **Fredonia Government Center Commission – February 10, 2009 Meeting**

The minutes from the February 10, 2009 Fredonia Government Center Commission were reviewed. Waskiewicz noted that they have created rules and guidelines for use of the FGC and sign. Palm noted that there is also a bulletin board in the lobby that is now available for groups to use. Lapicola asked if the plaque recognizing the donations has been ordered. Waskiewicz stated that it hasn't. Lapicola asked if everyone listed on the plaque donated \$50 or more. Palm noted that donors of items like the flag pole are also listed. Buchholtz asked if there is still time to donate. Waskiewicz stated that donations were only received until December 31, 2008. Lapicola noted that we do not want to do anything counter to what has been told to village and town residents and that is donations of \$50 or more would be recognized. Waskiewicz noted that the current list is only a draft and is not complete at this time. Dohrwardt suggested that special recognition be given to the donors of significant amounts. Waskiewicz noted that the commission had discussed this when donations were starting to be accepted but only designated the \$50 or more donation for listing on the plaque. Bertram questioned what the price of this type of plaque would be. Waskiewicz did not know. Bertram suggested that something be added as a thank you to the taxpayers of the village and town. Lapicola agreed that a thank you to all citizens of the town and village for their support is a good idea. Bertram also questioned why the number of names listed for giving donations does not match the number of names on the plaque. Waskiewicz stated that the list is not complete. Bertram questioned why the list would not be complete is donations ended December 31, 2008. Waskiewicz stated that the village board will see the final draft for the plaque before it is ordered. Waskiewicz noted that an email address has been established for the Fredonia Government Center and any suggestions on the wording for the thank you to the citizens can be emailed to him. Dohrwardt asked if the list of donations is for physical objects and cash. Waskiewicz replied "Yes". Dohrwardt noted that if any donation was "in kind" or more obscure, it should be listed on the spreadsheet so everyone would know what donation was made. Waskiewicz felt the communication was improper as the list is not yet complete and the plaque is still a draft. Dohrwardt asked when the FGCC would be meeting again so the board can get a final copy of the plaque. Waskiewicz replied that they only meet as needed and do not have any meeting scheduled. He noted that the commission has approved the FGC Rules and Regulations and job descriptions have been spelled out. The consensus of the village board was that the village Clerk-Treasurer would issue checks from Village of Fredonia operating funds and invoice the Town of Fredonia for their share of FGC costs and also charge for a portion of time.

### **Finance Committee – February 10, 2009 Meeting**

The minutes from the February 10, 2009 Finance Committee meeting were reviewed. Building permit fees were reviewed and discussed for possible change. Short noted that the recommended changes would save the applicant about \$550 to \$650 per new home building permit. The Finance Committee is also recommending that the Architectural Control Board set certain days for inspections. These recommendations will be discussed with the building inspector and then reviewed again by the Finance Committee before a recommendation is made to the board.

### **South Milwaukee Street Detention Pond – Go Out to Bid**

Soliciting bids for the South Milwaukee Street detention pond was discussed. Neumann stated that the village should hear something in March on the stormwater grant. An agreement with the state needs to be signed before we can proceed with bidding.

### **South Milwaukee Street Grind and Overlay – Got Out to Bid**

Soliciting bids for the South Milwaukee Street grind and overlay was discussed. Neumann will have specs ready for approval at the next meeting. Dohrwardt asked what the cost would be if instead of a grind and overlay a portion of South Milwaukee Street was reconstructed.

### **Department Reports on Operations of Village**

**FIRE CHIEF:** The report from the Fire Chief was reviewed.

**VILLAGE MARSHAL:** The report from the Village Marshal was reviewed. (Davel left)

**WASTEWATER TREATMENT PLANT MANAGER:** The report from the WWTP Manager was reviewed.

**DIRECTOR OF PUBLIC WORKS:** Neumann reported that water meters are being changed, the reservoir at pumphouse No. 2 has been cleaned and disinfected and suction hose has been replaced on the leaf vac.

**CLERK-TREASURER:** The report from the Clerk-Treasurer was reviewed. The village had 162 voters at the February 17<sup>th</sup> election. Approval was given for the Clerk-Treasurer to attend the District Clerk's meeting on March 4, 2009 with registration and mileage paid by the village and approval was given for the Clerk-Treasurer and Deputy Clerk-Treasurer to attend the Treasurer's Conference on April 30 and May 1 with registration and mileage paid by the village on a **MOTION** by Lapicola, seconded by Dohrwardt, and carried.

### **Correspondence**

Correspondence received and reviewed include:

- Letter from the American Diabetes Association regarding the Tour de Cure bike ride.
- Ozaukee County Board agenda – February 18, 2009.
- Thank you from Rosemary School K-5 students.
- Card from Cathy Hamm regarding \$100 donation in memory of Joan Kontny to plant tree at Fireman's Park. This was referred to the Parks Committee

### **Items for Future Consideration by Village Board**

Bertram has spoken with Linda Strauss regarding painting something on the Marshal's window at 416 Fredonia Avenue to help identify the building. Palm requested that department reports be listed earlier on the agenda. Waskiewicz questioned if the part time EMS positions have been posted and filled.

The meeting adjourned at 9:40 p.m. on a **MOTION** by Lapicola, seconded by Bertram, and carried.