

**VILLAGE OF FREDONIA
VILLAGE BOARD MEETING
May 4, 2006**

Board Members Present: Don Dohrwardt, Chris Kunstmann, Larry Palm, Joe Short, and Larry Waskiewicz. Arriving later: Bill Hamm. Also present: Tom Vik, John Nesladek, Allen Neumann, and Jo Ann Wagner.

Public Hearing on Proposed Data/Distance Learning Communications Tower

The public hearing on the proposed Data/Distance Learning Communications Tower for 401 Highland Drive requested by the Northern Ozaukee School District was called to order at 7:00 p.m. No comments were received.

Public Hearing on Proposed Change to Definition of Environmental Corridor

The public hearing on the proposed change to the Village of Fredonia Code of Ordinances, specifically the definition of environmental corridor in Chapter 13 and Chapter 14 was then called to order. No comments were received.

Public Hearing on the Proposed Change to the Zoning Code to Allow the Architectural Control Board More Flexibility in Architectural Design of Manufacturing and Corporate Business Buildings

The public hearing on the proposed change to the Village of Fredonia Zoning Code, Section 13-1-47(g)(1), 13-1-48(f)(1), 13-1-49(f)(1) and 13-1-50 (g)(1) allowing the Architectural Control Board more flexibility in architectural design of manufacturing and corporate business buildings was then called to order. No comments were received.

Close of Public Hearings and Call to Order of Regular Village Board Meeting

The public hearings were closed and the regular village board meeting was called to order at 7:04 p.m. by President Pro Tem Larry Waskiewicz.

Approve Minutes

Minutes of the April 20, 2006 village board meeting were approved as presented on a **MOTION** by Short, seconded by Kunstmann, and carried.

Payment of Bills

With the addition of two bills for Verizon – one for \$51.99 and one for \$39.01 – and a bill for USA Blue Book in the amount of \$280.39, the general fund, water and sewer bills were approved for payment on a **MOTION** by Short, seconded by Palm, and carried.

Unfinished Business

SIDEWALK INSPECTIONS: The Public Works Committee was delayed to allow discussion of the truck purchase at their next meeting. This meeting will be held next week to discuss sidewalk inspections and truck purchase. (Nesladek left)

Conditional Use – Data Tower at 401 Highland Drive

Kunstmann questioned if the Wisconsin Department of Commerce was contacted. Neumann stated that he does not have a letter from them, but there is a letter from the FAA, West Bend airport, and Sheboygan airport. A **MOTION** was made by Dohrwardt, seconded by Palm, to approve the conditional use permit submitted by the Northern Ozaukee School District for a data /distance learning communications tower as indicated on their plan for size, location and construction, contingent upon approval from all approving agencies. Waskiewicz commented that when the school referendum was discussed, he did not see the data tower at the top of the list of needs. Palm noted that this is not our issue. Waskiewicz stated that once the tower is erected, there is a potential for subscriptions to be purchased. Laabs agreed the conditional use permit does not include resale of service. Waskiewicz noted there were no restrictions or limitations in the permit. Short stated that the permit application is only asking for the school to have

use of the tower. Neumann added that an annual review could be requested to monitor if additional subscribers were using the tower. Dohrwardt amended his motion to include that the conditional use is reviewed annually. This was seconded by Palm. Kunstmann noted that a fence is not shown around the base of the tower to limit access. Neumann stated that a six-foot fence is required by code. Dohrwardt amended his motion to include the requirement of a fence as per village ordinance. Palm seconded this. The **MOTION** to approve the conditional use permit submitted by the Northern Ozaukee School District for a data/distance learning communications tower as indicated on their plan for size, location and construction, with an annual review required, a fence to be constructed per village code, and contingent upon approval from all approving agencies was carried with Waskiewicz opposed.

Wastewater Treatment Plant Facility Plan

Tom Vik, from McMahon and Associates presented the proposed Wastewater Treatment Facility Plan. The purpose of the facility plan is to assess the condition/capacity of the Wastewater Treatment Plant, identify needs, estimate future growth for a twenty year planning period and recommend cost effective improvements to meet future needs and regulations. After review four options were analyzed including expansion in kind, Use Integrated Fixed Film Activated Sludge (IFAS), Sequencing Batch Reactor (SBR) and Oxidation Ditch. The oxidation ditch was the most costly and removed from further consideration. Based on the cost effective analysis and environmental resources summary, the recommended plan for the Village of Fredonia is to implement the IFAS with enhanced aerobic digestion. This plan was then divided into immediate needs, stage one needs (estimated as needed in 2010), and stage two needs (estimated as needed in 2020). Cost estimates were provided and discussed. Vik stated that the next steps are to review the developer's agreements and to hold a public hearing. DNR approval is also needed. (Hamm arrived). Plant expansion does not include capacity for the Waubeka Sanitary District. If in the future they wish to connect they would need to "buy in". The IFAS and SBR systems were compared. Discussion followed on the feasibility of upgrading the existing plant or building new. Tom Vik will lay out staging of a SBR plant with financing. Developer agreements will also be reviewed for their financial responsibility. This information will be brought to a future board meeting.

Ordinance No. 2006-06 Revising the Definition of Environmental Corridor

Ordinance No. 2006-06 amending Section 13-1-280 (b)(51a) and Section 14-1-10 (a)(14a) of the Village of Fredonia Code of Ordinances revising the definition of environmental corridor was adopted on a **MOTION** by Waskiewicz, seconded by Short, and carried unanimously.

Ordinance No. 2006-07 Allowing Architectural Control Board more Flexibility in Design of Manufacturing and Corporate Business Buildings

A **MOTION** was made by Palm, seconded by Short, to adopt Ordinance No. 2006-07 amending Section 13-1-47 (g)(1), 13-1-48 (f)(1), 13-1-49 (f)(1), and 13-1-50 (g)(1) of the Village of Fredonia Code of Ordinances allowing the Architectural Control Board more flexibility in the architectural design of manufacturing and corporate business buildings. Discussion followed on whether the proposed change to the ordinance allows the Architectural Control Board the flexibility they want. A vote was taken with Palm, Dohrwardt, and Short voting aye, and Waskiewicz, Kunstmann, Laabs, and Hamm voting nay. Motion failed. A **MOTION** was then made by Hamm, seconded by Short, to table this issue until the next meeting. Motion carried with Waskiewicz opposed.

Report from Plan Commission on May 1, 2006 Meeting

The report from the Plan Commission was tabled until the next meeting on a **MOTION** by Hamm, seconded by Kunstmann, and carried with Short and Dohrwardt opposed.

Joint Plan Commission

This item was tabled until the next meeting on a **MOTION** by Hamm, seconded by Kunstmann, and carried.

Celebrate Fredonia – Set Up / Take Down Request

Waskiewicz explained that the Celebrate Fredonia Committee is requesting the village crew to set up and take down the equipment at Fireman's Park for Celebrate Fredonia. A list of tasks that need to be accomplished was reviewed. In addition, the village crew needs to move picnic tables from other parks to Fireman's Park and two dumpsters need to be provided at Fireman's Park. A **MOTION** was made by Waskiewicz, seconded by Kunstmann, to table this item until the next meeting. Motion carried with Palm opposed.

Report from Director of Public Works

The report from the Director of Public Works was reviewed. The sewer laterals are complete in the St. Rose Avenue project and the pipe work should be finished by Saturday night. One easement still needs to be obtained for sidewalk on South Milwaukee Street. Proposals are being accepted for the work. If the easement is not received before sidewalk construction begins, the sidewalk will be constructed in the current easement.

Report from Clerk-Treasurer

The report from the Clerk-Treasurer was reviewed.

Clerk's Conference

Approval was given for the Clerk-Treasurer and Deputy Clerk-Treasurer to attend the Wisconsin Municipal Clerks Conference on Wednesday morning August 16 at a cost of \$15 each, and to attend the conference August 17 and August 18 including registration of \$100 each, plus lodging for Thursday night and mileage on a **MOTION** by Waskiewicz, seconded by Short, and carried.

Open Book

Open Book is scheduled for May 9, 2006 at the Fredonia Fire Department meeting room from 3:00 to 5:00 p.m.

Board of Review

The Board of Review is scheduled for May 24, 2006 from 6:00 p.m. until 8:00 p.m. at the Fredonia Fire Department Meeting Room.

Class B Reserve Liquor Licenses

The Village of Fredonia currently has two regular Class B liquor licenses and three reserve Class B liquor licenses. Current village code does not address reserve Class B liquor licenses. Per State Statute a reserve Class B liquor license has a minimum fee of \$10,000. Village ordinance will be amended to include the Class B reserve license. A **MOTION** was made by Hamm, seconded by Short, to have the Economic Development Committee review the possibility of establishing a grant program to help cover the cost of a Class B Reserve Liquor License. Motion carried.

Insurance Renewal

One quote has been received for the village's insurance renewal. Two more are expected. The Finance Committee will meet May 15, 2006 at 4:30 p.m. to review the quotes.

Items for Future Consideration by Village Board

Palm noted that the Architectural Control Board again reviewed the swimming pool restrictions but feel it should be forwarded to a different committee, perhaps Public Safety.

The next Mid-Moraine dinner meeting is May 24, 2006. Hamm and Waskiewicz stated that they will attend.

The meeting adjourned at 9:25 p.m. on a **MOTION** by Dohrwardt, seconded by Short, and carried.