

VILLAGE OF FREDONIA
VILLAGE BOARD MEETING
July 20, 2006

The regular village board meeting was called to order at 7:00 p.m. by President Hamm. Present: Bill Hamm, Don Dohrwardt, Chris Kunstmann, Bruce Laabs, Larry Palm, Joe Short, and Larry Waskiewicz. Also present: Lisa Dohrwardt, Mark Jaeger, Bob and Gloria Sarah, Nancy Washburn, Allen Neumann, and Jo Ann Wagner.

Approve Minutes

Minutes of the July 6, 2006, village board meeting were approved as presented on a **MOTION** by Short, seconded by Waskiewicz, and carried with Hamm abstaining.

Payment of Bills

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

Treasurer and Utility Reports

The Treasurer and Utility reports were approved as presented on a **MOTION** by Short, seconded by Dohrwardt, and carried with Kunstmann abstaining.

Operator License

An operator's license for Meghan Schubring was approved on a **MOTION** by Kunstmann, seconded by Palm, and carried.

Open Session – Citizen Comments – 124 Wisconsin Street

Robert Sarah, property owner at 122 Wisconsin Street, stated that in June of 2004, the village board granted an additional driveway to the property at 124 Wisconsin Street. The plans showed the driveway with a six-foot set back from the property line. The village board required a concrete driveway approach. Gloria Sarah stated that Bertram (property owner at 124 Wisconsin Street) removed some gravel, but also removed soil, bulbs and plants from their property. Robert Sarah noted that the soil from their property is now eroding. The Sarah's have a fence going north/south on their property line. The curb cut is at the lot line. Robert Sarah presented pictures showing the current condition of the property. Robert Sarah stated that he was told that Bertram wanted to speak with him about landscaping in this area, but Bertram has never approached him. Hamm suggested that the village send a letter to the property owner giving him thirty days to fix the driveway and adhere to the conditions of the village board motion approving the driveway. Dohrwardt stated that this is not an agenda item and the village board should not act on it tonight. A **MOTION** was made by Short, seconded by Waskiewicz, to introduce the driveway at 124 Wisconsin Street as an agenda item as authorized in Section 2-2-14 (a)(1) of village ordinance. Dohrwardt again cautioned against acting on this item at this meeting. He stated that if this becomes a legal issue, he wants to be sure everything is done correctly. Palm noted that if it has waited for two years, it could wait another two weeks. Kunstmann stated that the village board does not need to take action, however village staff can initiate contact and follow up. A vote was taken on the Motion

with Waskiewicz, Short and Hamm voting aye; and Palm, Kunstmann, Dohrwardt, and Laabs voting nay. Motion failed. A **MOTION** was made by Waskiewicz, seconded by Dohrwardt, to have the Director of Public Works speak with the property owner at 124 Wisconsin Street regarding the driveway and to add this item to the village board's next agenda. Motion carried. Gloria Sarah questioned what will be done if the village can't reach the property owner. Waskiewicz stated that the item will be added to the next village board agenda. Hamm suggested that someone accompany the Director of Public Works when he contacts the property owner.

Report from Plan Commission – July 10, 2006 Meeting

Hamm reported that the Plan Commission issued a sign permit for 281 Hwy. 57. The Plan Commission reviewed - the final plat for phase one of the Village Green Subdivision, the developer's agreement, and the restrictive covenants and Homeowner's Association By-laws. These items were postponed to the next Plan Commission meeting to allow changes based on amendments to the agreement with the school district, contingent upon a letter being received from the developer extending the time limits for approval of the plat. If this letter is not received by July 31, 2006, the plat, developer's agreement, restrictive covenants and homeowner's association by-laws will be rejected. The Plan Commission also recommended approving the land dedication for North Milwaukee Street right of way, reviewed the Ethics Code, and discussed definitions for residential business, rummage sales, and hobby. The Plan Commission minutes of their July 10, 2006, meeting including all recommendations were approved on a **MOTION** by Dohrwardt, seconded by Waskiewicz, and carried with Laabs abstaining.

Land Dedication – North Milwaukee Street Right of Way

A **MOTION** was made by Hamm, seconded by Dohrwardt, to accept the land dedication for the North Milwaukee Street right of way subject to the condition that the developer will pay for their portion of the road improvements. Laabs questioned what the village portion would be. Washburn stated that the village does not have a portion. Hamm amended the motion to note that the developer will pay for the road improvements. This was seconded by Dohrwardt. The Motion as amended carried.

Resolution No. 2006-G Authorizing Public Sewer and Water in Cobblestone Village Subdivision.

A **MOTION** was made by Dohrwardt, seconded by Palm, to adopt Resolution No. 2006-G authorizing public sewer and water be made available to the lots in the proposed Cobblestone Village Subdivision. Motion carried unanimously.

Resolution No. 2006-H Authorizing Public Sewer and Water in Village Green Subdivision A **MOTION** was made by Short, seconded by Laabs, to adopt Resolution No. 2006-H authorizing public sewer and water be made available to the lots in the proposed Village Green Subdivision. Motion carried unanimously.

Report from Public Works Committee – July 12, 2006 Meeting

Dohrwardt reported that the Public Works Committee toured the property at 135 Wisconsin Street. They were accompanied by the property owner's son-in-law. The committee members pointed out scraps of plastic, glass, wood, and other refuse that needs to be removed. After the tour they spoke with the homeowner who agreed to a number of things including filling a two yard dumpster on a weekly basis, arranging for another container for tire removal and trimming the branches and vines to improve the vision triangle at the intersection of Wisconsin Street and Wenzel Avenue. The property owner also has materials in his yard that will be used to construct a ramp. The property owner has made progress, however, the container to be used for tire removal was placed in front of the dumpster preventing the dumpster from being emptied this week. The dumpster is being provided by Veolia at no cost to the village. Hamm requested that Dohrwardt speak with the property owner to have the tire container moved so the dumpster can be emptied on a weekly basis. *Waskiewicz questioned when the ultimate deadline date for clean up of the property is. No definite date has been set. (added at 8/3/06 Village Board meeting)*

Celebrate Fredonia – July 10, 2006 Meeting

Minutes from the Celebrate Fredonia meeting were not available. The parade on September 9, 2006, will be at 1:00 p.m.

Report on Operations of Wastewater Treatment Plant

The report was reviewed. Neumann stated that additional information was submitted to the insurance company on the sewer backup on South Milwaukee Street. The insurance company is now asking for the actual video tapes from the sewer main. The Sewer and Water Committee will be reviewing the sewer rates, which will address the points generated on the CMAR Financial Management section.

Report from Director of Public Works

Neumann noted that the payment for the St. Rose construction project was approved with the bills. A final meeting will be held which will account for any additions or reductions in the contract amount. Asphalt is scheduled for Tuesday for the hole by the bike path bridge. The hole by the bike path bridge will be filled temporarily with gravel. A patch roller has been rented. The village did chip sealing and cracking sealing. Kunstmann noted that the grass and weeds needed to be cut on the Forest Street lot. Neumann stated that the first step is to address the storm water issue on the lot. He has recently met with representatives from Kenro to discuss the storm water issue. Waskiewicz asked that the streets be swept after the chip sealing as it has left "stuff" on the roadways. He also questioned if we need more temporary help to accomplish our work. Laabs agreed that more help is needed, as there were quite a few items on the Parks Committee.

Recycling Compliance Assurance Plan

The Compliance Assurance Plan was approved as presented with the understanding that the Public Works Committee will review and make any changes as needed on a **MOTION** by Hamm, seconded by Dohrwardt, and carried. It was noted that the village marshal is responsible for issuing citations.

Report from Clerk-Treasurer

The report from the Clerk-Treasurer was reviewed.

Correspondence

The letter from MATC discussing the tax rate for 2007 was reviewed. Hamm expressed his frustration with this tax levy being set by officials that are not elected. Dohrwardt commented that MATC in 2005 collected more in taxes than the county government.

The thank you from Dommer regarding the Clerks Institute was reviewed.

The Ozaukee County Clean Sweep program is September 9, 2006.

Report from Architectural Control Board – July 5, 2006 Meeting

Palm reported that the Architectural Control Board approved a porch at 806 Fredonia Avenue, a porch at 325 S. Milwaukee Street and a new home at 925 Martin Avenue. The committee reviewed the Ethics Code. Palm informed the building inspector that he is authorized to issue citations for violations of the building code.

The meeting adjourned at 8:20 p.m. on a **MOTION** by Short, seconded by Kunstmann, and carried.