

VILLAGE OF FREDONIA
VILLAGE BOARD MEETING
August 3, 2006

The regular village board meeting was called to order at 7:01 p.m. by President Hamm. Present: Bill Hamm, Don Dohrwardt, Chris Kunstmann, Bruce Laabs, Joe Short, and Larry Waskiewicz. Also present: Bob and Gloria Sarah, Rob Bertram, Allen Neumann, and Jo Ann Wagner. Arriving later: Larry Palm.

Approve Minutes

A **MOTION** was made by Short, seconded by Kunstmann, to approve the minutes of the July 20, 2006 village board meeting. Waskiewicz noted that he would like it added on page two, Report from Public Works Committee – July 12, 2006 Meeting, that he asked “when the ultimate deadline date for clean up of this property is”. Hamm noted that no date had been established. Short amended his **MOTION** to amend the minutes to include these comments. Kunstmann seconded it. **MOTION** carried to approve the amended minutes.

Payment of Bills

With three additional bills (Gluck Tree Service for \$51.00, Neuens for \$84.06, and Wisconsin Concrete Products for \$100.80), the General Fund, Water and Sewer bills were approved for payment on a **MOTION** by Short, seconded by Dohrwardt, and carried.

Operator License

An operator’s license for Teresa Zehren was approved on a **MOTION** by Waskiewicz, seconded by Kunstmann, and carried.

Open Session – Trash Removal

Waskiewicz stated that tires were put out for trash collection. Since tires are not picked up, a note was left informing the resident of this. The note was acceptable, however, the way it was delivered was not. This note was left in the mailbox. (Palm arrived at 7:07 p.m.). Onyx (Veolia) will be notified and will be directed to discontinue the practice of leaving notices in or attached to mailboxes.

Old Business – Additional Driveway at 124 Wisconsin Street

Rob Bertram, property owner at 124 Wisconsin Street, stated that he is aware of the comment about erosion but feels that it is a matter of opinion. He does not feel any soil is eroding. The driveway is not finished; it is a work in progress. He is trying to come up with the best way to handle the lot lines. Bertram stated that the drop off between the lots is about 1 ½ feet. He has considered a retaining wall or a tapered area. He understands that when he requested permission for the additional driveway, his plan showed six feet from the lot line. However, he remembers someone at the board meeting saying that the driveway needed to be at least three feet from the lot line as per village ordinance. Bertram stated that doing the driveway right is an expensive project. He did not think the delay was hurting anyone. Bertram noted that when he began the project he located the lot line and put stakes in six feet from the lot line. The base for the driveway is in, the blue slag is not; the curb cut has been made, the concrete apron has not been poured, soil was disturbed to the north property line, and the driveway has not yet been used. Short noted that he still considers this a third driveway, not a second driveway. In addition to the driveway for the property, there is a curb cut for an easement area that the property owner uses as a driveway. Short stated that he specifically asked at the July 1, 2004, meeting if Bertram would maintain the six-foot setback, and Bertram replied that he would. Bertram again explained that he thought he could have the driveway three feet from the lot line. The curb cut is flared to the lot line. The driveway is not finished. He excavated to the lot line to use the entire property to level the area. Board members expressed concern that it has been two years since the additional driveway was approved. Options considered include “pulling the permit” and requiring the property owner to return the area to prior conditions, adding a date for completion of the project, and having

the village attorney assist in this matter. After further discussion a **MOTION** was made by Hamm, seconded by Laabs, to give Robert Bertram until October 1, 2006, to bring the additional driveway at 124 Wisconsin Street to the standards agreed upon at the July 1, 2004, village board meeting to include blue slag, installation of the driveway six feet from the property line, concrete driveway approach to conform to village specifications, and if the driveway as approved is not finished, the permit will be pulled and the property will need to be returned to prior condition. Laabs suggested that thirty days be given to retain the soil and October 1st for the entire project. Dohrwardt offered a friendly amendment to require the bank between the properties be stabilized to a minimum 4 to 1 slope by August 19th, with the remainder of the project complete by October 1st. (The friendly amendment was not agreed to). Waskiewicz noted that the property line has never been defined and if the village board is following up it should be sent to legal counsel for an opinion. After discussion Hamm amended his **MOTION** to include that it is Bertram's responsibility to locate the property line and that the village seek a legal opinion before the next board meeting to see if any additional action is needed by the village board. Laabs agreed to the amendment. Bertram and Bob and Gloria Sarah all agreed that the property line is not an issue. All three felt the corner stakes are there. The **MOTION** carried with Waskiewicz opposed. (The village board minutes of June 17, 2004, and July 1, 2004, the letter of June 25, 2004, from Allen Neumann to Rob Bertram, and the plan submitted in 2004 by Rob Bertram for the additional driveway, will all be used to help determine if compliance has been accomplished.)

Report from Celebrate Fredonia Committee – July 10, 2006 Meeting

Waskiewicz reported on the July 10, 2006, Celebrate Fredonia Committee meeting. He again noted that Jerry Shoemaker has been instrumental in organizing the event again this year. The committee released a press release, however, the time of the parade was incorrect in the Ozaukee Press. The parade is at 1:00 p.m. Shoemaker has sent 258 letters to businesses and 42 letters to non-profit organizations. The next meeting is scheduled for August 14, 2006, at 6:30 p.m. at the village hall.

Report from Parks Committee – July 19, 2006 Meeting

The minutes of the July 19, 2006, Parks Committee meeting were reviewed. Laabs stated that a spreadsheet will be sent to the Director of Public Works regarding safety and maintenance items in the village parks. It was suggested that the volleyball nets be continuously permanently placed at Stoney Creek Park. Neumann stated that the volleyball net, balls and horseshoes are distributed with the park keys when the park is rented. It was suggested that a sign be added at Stoney Creek Park stating that volley ball nets and balls are available for use at the village hall for a nominal deposit. Neumann noted that graffiti is carved into the plastic playground equipment and it is almost impossible to sand it. Waskiewicz questioned if the graffiti has been reported to the village marshal. It was also noted that Maple Lawn and the lot west of the post office (gazebo lot) are not actually designated village parks.

Public Works Committee – July 27, 2006

The minutes from the joint Public Works Committee and Town of Fredonia Building Committee were reviewed. Dohrwardt reported that updated costs for the village hall project were presented. After discussion of the type of building the town wants, and with the county approving donating land to the town, the Town Building Committee no longer wanted to build a joint building. Hamm stated that he contacted Bob Lederer from the Town Building Committee and asked that we look at this again, perhaps looking at a single story building. When the village board approved exploring this idea, it did not mean the same village plan would need to be used. If the joint building is no longer desired that's fine, but we should continue to explore opportunities to work with the town. Waskiewicz clarified that in dating 2011 or 2014 as a timeline for building that was only for impact fees for fire and police departments. If a municipal building would be created in conjunction with the town, the timeline could possibly be adjusted; but there is no money budgeted for a village hall at this time. Waskiewicz stated while it is a great idea to cooperate with the town he cannot approve or support a village hall at this time. He estimated 2030 to build a village hall. Dohrwardt noted that the town cannot move its timeline. Hamm commented that the only way a village hall could be built now is as a

joint venture. Kunstmann suggested that the village build a fire and police department now and rent space to the Town of Fredonia. Dohrwardt stated that they have space they can go to, but they were looking at owning a town hall. More discussion followed. **A MOTION was made by Short, seconded by Palm, to continue talking with the Town of Fredonia regarding joint building projects.** Hamm clarified that we would review their plans and work with them on acceptable plans for both the town and village. Kunstmann cautioned that the village may change some of the building amenities. Short stated that eliminating the basement and elevator will decrease the cost. Hamm reiterated that we want to work with the town. The village wants to:

- Continue the joint venture – keep the lines of communication open.
- Not spend any additional funds, unless approved by the village board.
- Give direction to our Public Works Committee to continue to explore options with the town, including a cost share agreement and possible building plan.

MOTION carried. A **MOTION** was made by Hamm, seconded by Palm, to have the Finance Committee review the possible village hall project. **MOTION** carried.

Report from Finance Committee

Short reported that the Finance Committee approved the capital project evaluation form to be used this year for budgeting. The form will be used for non-recurring expenses \$2,500 or more. A training meeting will be held on August 9, 2006. Budgets will need to be submitted by September 11, 2006. A **MOTION** was made by Short, seconded by Waskiewicz, to accept the capital projects evaluation form. **MOTION** carried.

Park Impact Fees

The Finance Committee also discussed the legislative changes to the impact fee law. Current law requires impact fees to be spent within seven years. The village attorney will be asked to define “submitted” as it pertains to plats and the impact fees. This item will be postponed until the next meeting.

Report from Director of Public Works on Operations of Village

The report from the Director of Public Works was reviewed. Other items:

- Some hydrants need repair and some hydrants need flushing
- Weeds on Forest Street lot and two Pine Street lots need cutting
- Lot behind Coffee Pot has been cut
- Hydrant flags need to be ordered

Absence of President and President Pro Tem

Village President Bill Hamm and President Pro Tem Larry Waskiewicz will both be out of town for a portion of next week. A **MOTION** was made by Laabs, seconded by Palm, to nominate Joe Short as President Pro Tem during the absence of both Hamm and Waskiewicz. Waskiewicz nominated Palm. A vote was taken with Dohrwardt, Laabs, Palm, and Hamm voting for Short, and Waskiewicz and Kunstmann voting for Palm. Short will be President Pro Tem during the absence of both Hamm and Waskiewicz.

Report from Clerk-Treasurer on Operations of Village

The report from the Clerk-Treasurer was reviewed. The next Mid-Moraine Municipal Association dinner meeting is August 23, 2006. Hamm, Waskiewicz and Laabs stated that they will attend the meeting. Anyone else wishing to attend should contact the Clerk-Treasurer before August 15, 2006.

NIMS

The National Incident Management System Statement of Compliance needs to be completed by all departments.

Correspondence

Correspondence received include:

- Ozaukee County board agenda.
- Reducing size of Ozaukee County board.
- Time Warner Cable regarding cable operations.

- WE Energies regarding energy incentives.
- Newburg Long Range Plan Committee notice.
- Newburg Plan Commission notice.
- Eastern shore Library System Memo.
- Anthem Blue Cross and Blue Shield plans for health insurance.

Items for Future Consideration by Village Board

It was suggested that something be added to the village ordinance that would allow the village to complete a project if the conditions for approval are not complied with and to then to add the cost to the tax bill.

The meeting adjourned at 9:20 p.m. on a **MOTION** by Laabs, seconded by Kunstmann, and carried.