

## **MINUTES OF THE COMMITTEE OF THE WHOLE MEETING OF NOVEMBER 14, 2007**

### **Call to Order**

President Pro Tem Vanden Heuvel called the Committee of the Whole meeting to order at 6:00 p.m.

### **Roll Call**

**PRESENT:** President Pro Tem Vanden Heuvel, Trustee Elrick, Trustee Joosten, Trustee Ransbottom, Trustee Van Ooyen, Trustee Verstegen

**EXCUSED:** President Fischer

**ALSO PRESENT:** C. Kell, D. Haug, T. Flick, R. Van Gheem, J. Elrick, V. Schneider,  
Nick Vande Hey McMahon Associates

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

None

### **Discussion/Action on Sump Pump Discharge Issues and Prairie Grass Placement for the Buchanan Detention Pond Construction**

Nick Vande Hey reviewed the proposed construction of the Buchanan Pond and stated the issue with how far up the slope to plant the Prairie Grass is not a concern to the DNR and noted that the more open grassy area that there is around the pond will cause an increase in the geese population. Mr. Vande Hey also explained that the main reason sump pumps need to be connected is to prevent the slope from becoming too wet for mowing. Staff stated that Prairie Grass has been recommended as it is the most cost effective option for the Village. Staff stated the current weeds will be sprayed three or four more times and the grass will be planted in the fall of 2008 and it will take 5 to 7 years for the Prairie Grass to become well established. Nick Vande Hey reminded the Board and the residents that the pond is required as part of the storm water management regulations being imposed by the Federal and State government. Staff stated the buffer area is being proposed to be eliminated because of maintenance and encroachment concerns. Residents in attendance who signed in and spoke on the issues were David Smith, Bill Allen, Donna Allen, Ron Fafnis, Pam Vandenberg, Mike Meier, Mike Baeten, Frances Mohr, and Robert Phillips. Residents voiced their concerns with planting prairie grass up to the property lines, the Village maintaining the pond and buffer areas, rodents, weed spraying and the potential for a muddy slope. Mr. Kang expressed concerns with the way the contractor working on the pond had left a trench in his yard. Jeff Elrick informed the residents with that have unresolved construction issues that the contractor will be returning to correct the problems. Residents also expressed concern with the algae type slime in the pond and they were informed that the water had been tested and Jeff Elrick informed the residents he will contact environmental engineer to check on the phosphorus levels in the water but the main cause is the runoff into the pond from fertilizers that are used by the school, business, and residents that the pond serves. (A taped recording of the entire meeting and residents comments is on file in the Clerk's office). Board members reviewed three alternatives that staff presented for the pond landscaping treatment. The majority of Board members expressed support of alternative #2 which installs a 6 foot wide buffer of Kentucky Blue Grass between the joint property line and the establishment of the prairie grass that would be cut by the Village an average of four (4) times a year based on need. The majority of the shrubs, bushes, and tress that were previously planted and paid for by the Village would be left in place but the mulch beds, flowers, grass, and other forms of ground cover would be eliminated up to the property line. Staff stated this recommendation allows for low level of maintenance requirements by the Village and a border between private property and Village property is somewhat established. Trustees that supported this alternative stated they felt it was fair to all residents including those who had been ordered to remove encroachments from Village land. Trustee Joosten stated he did not support alternative #2 as he felt it

will lead to problems with the Village maintaining the buffer area. Trustee Van Ooyen expressed concern with the cost to the Village to maintain the buffer area.

*Moved by Trustee Ransbottom, seconded by Trustee Verstegen to adopt alternative #2 of the pond landscaping treatment that installs a six foot wide buffer strip of Kentucky Blue Grass between the joint property line and the establishment of Prairie Grass and the buffer would be cut by the Village an average of four times per year based on need. The majority of the shrubs, bushes, and trees that were previously planted would be left in place but all mulch beds, flowers, grass, and other forms of groundcover would be eliminated up to the property line and replaced with a Kentucky Blue Grass mixture or Prairie Grass.*

Further Discussion: Trustee Verstegen received confirmation from Board members and staff that the residents would need to move their personal plantings by April 1 as was previously decided by the Board in a motion made at a prior meeting. Trustee Elrick asked staff the approximate cost for each mowing of the buffer and staff estimated around \$75.00 an hour with the estimate that it would take two hours to mow the buffer. Trustee Elrick stated he would like to suggest amending the motion to state that the Village will mow the buffer area 8 to 10 times a year or as needed.

*Moved by Trustee Ransbottom, seconded by Trustee Verstegen to amend the motion to state that the Village will mow the buffer area 8 to 10 times per year based on need.*

Vote on the Amendment to the Motion: Aye 4, Nay 2 (Joosten, Van Ooyen)- Motion Carried  
Vote on the Main Motion: Aye 4, Nay 2 (Joosten, Van Ooyen) - Motion Carried

Discussion took place on the construction of the storm sewer line along the east and north side of the pond to connect all sump pump discharges that currently discharge below the hill to the storm sewer line with the cost being covered by T.I.F. funds and the fact that there doesn't appear to be any sump pump discharges from properties on the west side of the pond but the Board is being asked to consider whether the homes on the west side should also be required to connect to the storm sewer. Board members were informed that mini storm sewer will be placed on Grant Street within 7 to 10 years and the cost to these homeowners for the mini storm sewer will be around \$1,000, based on current rates. Board members confirmed that the motion that was made at a previous meeting required those properties on the east and north side of the pond to hook up and it was not intended for those on the west side of the pond as storm sewer connections on the west side are not needed for the pond construction and current policy requires Village residents to pay for the hookups.

*Moved by Trustee Verstegen, seconded by Trustee Ransbottom to rectify the motion made at a previous meeting and require a mini storm sewer line to be constructed around the east and north side of the pond along or as close to possible to the property line between the private ownership and the Village property and require all existing sump pump discharges that discharge below the hill to be connected to the mini storm sewer as part of the overall project costs of the Buchanan Pond to be funded by Tax Incremental Financing. Those property owners that discharge onto their own property whether in the back, side or front yards will not be connected as part of the project costs of the Buchanan Pond but will be expected to make their own arrangements to get their sump pump connected to the mini storm sewer by September 1, 2008. All downspouts must be removed by the property owners from connection to the sump pump lines unless they create water problems across Village sidewalk.*

Ayes 6, Nay 0 – Motion Carried Unanimously

**Discussion/Review on Proposed Storm Water Ordinances – Construction Site Erosion Control Ordinance, Post Construction Storm Water Management Zoning Ordinance and an Illicit Discharge and Connection Ordinance**

Nick Vande Hey led a discussion through the ordinances dealing with storm water discharge for construction site erosion control, post construction storm water management zoning, and illicit discharge and connection. Mr. Vande Hey stated the ordinances are required per DNR and EPA regulatory rulings. The State guidelines were followed with additional review and additions agreed upon and presented in the proposed ordinances by the members of the Northeast Wisconsin Storm Water Consortium. The ordinances will continue to be reviewed and discussed before final adoption.

**Action on Resolution – CSM – Wildenberg – Lappen Security Products – W. Main Street**

C. Kell stated the Plan Commission had reviewed the CSM that combines two lots and approval is being recommended by staff and the Commission.

*Moved by Trustee Elrick, seconded by Trustee Versteegen to Adopt Resolution No. 42, Series of 2007 Approving the Certified Survey Map for Michael and Sharon Wildenberg – Lappen Security Products on W. Main Street as presented.*

Ayes 6, Nay 0– Motion Carried Unanimously

**Discussion- Developing Criteria for Granting of Combination Class B Reserve License and/or all Liquor Licenses**

Board members indicated consensus with Trustee Elrick’s suggestion to postpone discussion on this item until the next Committee of the Whole meeting.

*Moved by Trustee Elrick, seconded by Trustee Versteegen to postpone discussion on the agenda item until the next Committee of the Whole meeting.*

Ayes 6, Nay 0 – Motion Carried Unanimously

**Discussion/Review of Proposed 2008 Budget**

C. Kell and D. Haug reviewed the budget message and analysis and pointed out the current proposed budget for 2008 increases the Village levy by only 0.4% and the allowed levy limit is 3.86%. Discussion took place on increasing the levy slightly instead of using fund balance for future fleet replacement and the affect that the currently levy proposal will have on future budgets as it is expected the levy limit will revert back to 2% in 2009. Board members indicated agreement with raising the levy to 2.5% and designate the funds to the fleet reserve account. D. Haug stated approval of the 2008 budget will be presented to the Board as a Resolution to be acted on next week.

**Discussion/Review of Establishing Financial Policy Guidelines**

*Moved by Trustee Versteegen, seconded by Trustee Ransbottom to postpone discussion on the agenda item until the next Committee of the Whole Meeting.*

Ayes 6, Nay 0 – Motion Carried Unanimously

**Discussion/Review on Sanitary Sewer Rates**

D. Haug led a review of the sanitary sewer rate changes that had taken place over the last few years. Staff is proposing no increase to the sewer rates in 2008 even though the HOVMSD rates are increasing by 20%. Staff stated an analysis conducted of the rates indicates the Village can delay an increase in rates until 2009 at which time the increase is estimated to fall into the mid to high single digit range. Board members indicated agreement with staff's analysis and recommendation to not increase the sewer rate in 2008.

**Unfinished Business**

R. Van Gheem informed the Board of a new development with the lateral connection project at the home located at 208 E. McKinley Avenue owned by Allen Greene. R. Van Gheem stated the Board had previously taken action to approve the project at a cost of \$2,500 but now it has been discovered that there is not a sewer lateral connection available on E. McKinley Ave so the new estimate to connect the lateral is approximately \$4,700. R. Van Gheem asked Board members if they would consider spending \$5,000 to fix the lateral problem and repairs to the lawn and sidewalk following the project and to charge the property owner by imposing a special assessment on the property with a five year repayment period for the cost of the project. Board members indicated agreement with the proposal and gave the Public Works Director permission to move forward. The item of the increased assessment and repayment period will be placed on next week's agenda for official Board action.

**Items for Future Agendas**

None

**Adjournment**

*Moved by Trustee Ransbottom, seconded by Trustee Verstegen to adjourn the Committee of the Whole meeting at 9:08 p.m.*

All Ayes – Motion Carried Unanimously

**VILLAGE OF LITTLE CHUTE**

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By: Judd Vanden Heuvel, President Pro Tem

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Attest: Vicki Schneider, Village Clerk