

**Minutes of the Village Board Meeting
April 8, 2019 at 6:30 p.m.
Village Hall Board Room**

Call to Order

Village President Burt R. McIntyre called the meeting to order at 6:30 p.m.

Roll Call

Present: Village President Burt R. McIntyre; Trustee Ron Bredael, Wards 1 & 2; Trustee Chris Nielsen, Wards 3 & 4; Trustee Cathy Hughes, Wards 5 & 6; Trustee John Muraski, Wards 7 & 8; Trustee Scott Beyer, Wards 9 & 10; Trustee Ray Suennen, Wards 11 & 12; Trustee Adam Lemorande, Wards 13-14 & 18; Trustee Craig McAllister, Wards 15-17

Also (staff): Paul Evert, Chris Haltom, Dave Wiese, Geoff Farr, Mike Kaster, Ed Janke, Leigh Ann Wagner Kroening

The board recited the Pledge of Allegiance.

B. McIntyre confirmed the Village Board's compliance with state open meeting laws.

Approve Agenda

C. Hughes moved to approve the agenda. R Bredael seconded. **The motion carried unanimously.**

Public Appearances

John Hemmen, 452 Woodfield Court, said he would like an update on the occupancy rates at the Howard Commons Apartments.

Ray Thompson, 810 Dane Court, said he would like the village to address the loud music coming from Bode Fitness.

**Future Agenda Items/
Announcements**

R. Suennen said he learned from the county that the Riverview Drive reconstruction project was removed from the 2019 resurfacing project and has not been assigned to the 2020 or 2021 construction schedule.

B. McIntyre read a proclamation honoring Trustee Bredael for his service.

Consent Agenda

R. Bredael moved to approve the consent agenda. C. Hughes seconded. **The motion carried unanimously**, and the following items were approved as part of the Consent Agenda:

Minutes of the March 25, 2019 Village Board meeting

Municipal invoices for \$874,447.61, paid with checks #65103-65181

The original alcohol beverage retail license application for Brothers Three – Howard, located at 2450 Velp Ave., Suite 103

The final plat of Howards Crossing

Operator's Licenses for the following individuals:

- i. Michelle L. Derenne
- ii. Jenna J. Jaworski

Construction Change Order #2 for the Cottages at Hidden Creek roadway contract involving a \$9,990.00 increase

New Business
2018 Comprehensive
Annual Financial Report

CliftonLarsenAllen LLP presented the 2018 Comprehensive Annual Financial Report and Management Communications. The board discussed. **No action was taken.**

Operator license for
Brooke M. Roberts

E. Janke and P. Evert discussed the policy regarding the issuing of operator licenses. Staff is recommending denial of the operator license for Brooke M. Roberts due to habitual criminality. C. Hughes moved to suspend the rules to hear from the public. S. Beyer seconded. *The motion to suspend the rules carried unanimously.*

Scott Vann, the owner of Narrow Bridge Brewhouse, said the applicant has been working for him at his De Pere location for eight months and has demonstrated responsibility and leadership.

The applicant, Brooke M. Roberts, came forward to explain her criminal history and the treatment she has received. She said she does have one outstanding operating after revocation charge from January.

A.Lemorande moved to return to regular order. C. McAllister seconded. *The motion to return to regular order carried unanimously.*

A.Lemorande moved to approve the operator license for Brooke M. Roberts. C. McAllister seconded. **The motion failed 2-7 (No: B. McIntyre, C. Nielsen, C. Hughes, J. Muraski, S. Beyer, R. Suennen and C. McAllister)**

C. Hughes moved to deny the operator license for Brooke M. Roberts. R. Suennen seconded. **The motion to deny carried 7-2 (No: R. Bredael, A. Lemorande).**

Special assessments for
Shawano, Glendale, Jerome
and Howards Crossing

M. Kaster reviewed the proposed special assessments on Shawano Avenue, Glendale Avenue, Jerome Way, and the Plat of Howards Crossing. B. McIntyre opened the public hearing. The following people spoke:

- Don Adler, 4305 Shawano Ave., said he didn't receive any notice of the meeting and also talked to neighbors who were both aware and unaware of it.
- Shirley Kaminski, 4293 Shawano Ave., said she likes having well and septic, and she objects to paying for utilities that she doesn't need.

- Justin Wolf, 4294 Shawano Ave., said his home is already hooked up to sewer and water so he is not receiving any benefit and shouldn't have to pay any assessments.
- Amber Gumm, 4306 Shawano Ave., said she objects to being forced to hook up to water and sewer that she doesn't want or need.
- Joe Zernicke, 4316 Shawano Ave., said just because things were done in the past, it doesn't mean they should be done today. He said he's willing to pay his share of the assessments but doesn't want to hook up to municipal utilities.

Nobody else spoke. B. McIntyre closed the public hearing.

C. McAllister moved to waive the assessments for VH-11-4 because the property already was assessed, and the property owners Justin and Courtney Wolf are already connected to the utilities. C. Hughes seconded. The board discussed.

C. McAllister withdrew his motion and moved to table the item instead. C. Hughes seconded. **The motion to table carried unanimously.**

Howards Crossing utility construction project

M. Kaster reviewed the bids for the Howards Crossing utility construction project. C. Hughes moved to award the Howards Crossing utility construction project to Feaker and Sons for \$1,217,360, contingent on attorney review of the contracts. J. Muraski seconded. **The motion carried unanimously.**

Howards Crossing roadway construction project

M. Kaster reviewed the bids for the Howards Crossing roadway construction project. B. McIntyre moved to award the Howards Crossing roadway construction project to McKeefry and Sons for \$714,356.50, contingent on attorney review of the contracts. C. Hughes seconded. **The motion carried unanimously.**

Prohibiting minors with Tobacco/vaping products

P. Evert reviewed Ordinance 2019-07, prohibiting the possession or use of tobacco/vaping products by minors and on school grounds. R. Suennen moved to approve Ordinance 2019-07. J. Muraski seconded. **The motion carried unanimously.**

Developer agreement for Howards Crossing Subdivision

P. Evert reviewed the proposed agreement with Tycore Built LLC for the Howards Crossing Subdivision. C. Nielsen moved to approve the Agreement Waiving Special Notice and Agreeing to Special Assessments for Public Improvements between the Village of

Howard and Tycore Build LLC and Wade Micoley for the Howards Crossing Subdivision. R. Suennen seconded. **The motion 7-2 (No: C. Hughes, C. McAllister).**

CSM for 1640 Brookfield Ave., VH-118-1

D. Wiese reviewed the certified survey map for Sinclair, located at 1640 Brookfield Ave. C. Hughes moved to approve the CSM for VH-118-1, contingent on stormwater approval by the Village of Howard Engineering Department. C. Nielsen seconded. **The motion carried unanimously.**

TID 9 boundaries and Project plan

Brian Ruechel of Baird reviewed the TID 9 project plan. R. Suennen moved to approve Resolution 2019-04, establishing the boundaries of and approving the project plan for Tax Incremental District 9 in the Village of Howard. C. Nielsen seconded. **The motion carried unanimously.**

Declaring Arbor Day

R. Bredael moved to proclaim April 26, 2019 as Arbor Day in the Village of Howard. S. Beyer seconded. **The motion carried unanimously.**

Right of refusal for the Omnova property

Village Attorney Bob Gagan reviewed title paperwork for the Omnova property and how it is impacting a pending purchase. C. Nielsen moved to waive the Village of Howard's right of first refusal to repurchase the real estate currently owned by Omnova Solutions Inc., Parcel VH-747-B-766. S. Beyer seconded. **The motion carried unanimously.**

Reports of Village Officials

C. Haltom discussed the financial report for the General Fund and the three utilities for the period ended March 31, 2019. **No action was taken.**

C. Haltom provided the 2019 April General Election results. **No action was taken.**

Adjourn

R. Bredael moved to adjourn. C. McAllister seconded. **The motion carried unanimously, and the board adjourned at 8:07 p.m.**

Leigh Ann Wagner Kroening
Administrative Assistant