

Minutes of the Village Board Meeting
Jan. 10, 2022
Village Hall Board Room

1. CALL TO ORDER BY VILLAGE PRESIDENT

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

2. ROLL CALL

President McIntyre called for a roll call. Present (in person): Village President Burt R. McIntyre; Trustee Cathy Hughes, District 3; Trustee John Muraski, District 4; Trustee Scott Beyer, District 5; Trustee Ray Suennen, District 6; Trustee Craig McAllister, District 8.

Present (virtually): Trustee Maria Lasecki, District 1; Trustee Chris Nielsen, District 2

Excused: Trustee Adam Lemorande, District 7

Staff: Paul Evert, Dave Wiese, Geoff Farr, Mike Kaster, Leigh Ann Wagner Kroening

3. RECITE THE PLEDGE OF ALLEGIANCE

President McIntyre led the meeting in the pledge.

4. REPORT BY THE VILLAGE PRESIDENT REGARDING COMPLIANCE WITH OPEN MEETING LAWS

President McIntyre read the following notice: Pursuant to Wisconsin Statutes 19.81-19.98, the Village Board is meeting to conduct public business. In accordance with state law, the meeting agenda was posted at Village Hall, other municipal buildings, and on the Village of Howard website and was also distributed to the local media and other requesters at least 24 business hours prior to the start of this meeting.

5. APPROVE THE AGENDA FOR THE MEETING

C. Hughes moved to approve the agenda. S. Beyer seconded. **The motion carried unanimously.**

6. PUBLIC APPEARANCES (NONE)

7. FUTURE AGENDA ITEMS AND ANNOUNCEMENTS (NONE)

8. COMMUNICATIONS (NONE)

9. APPROVE CONSENT AGENDA

C. McAllister moved to approve the Consent Agenda. J. Muraski seconded. **The motion carried unanimously, and the following items were approved as part of the Consent Agenda:**

- a. Village Board meeting minutes from Dec. 13, 2021
- b. Receipt of the Plan Commission meeting minutes from Dec. 20, 2021
- c. Municipal invoices totaling \$1,335,497.27, paid with checks #73240 – 73309, and invoices totaling \$230,610.93, paid with checks #73382 – 73444, to be drawn from the account at Denmark State Bank for a grand total of \$1,566,108.20
- d. Operator Licenses for the following individuals:
 - i. Amber M. Benchoff
 - ii. Zachary A. Carlson
 - iii. Ann M. Massicotte
 - iv. Kimberly M. Riley
 - v. Brittany M.S. Smith
 - vi. Kelsey K. Zinkel
- e. Construction change order #1 to Peters Concrete for the Pinecrest and Evergreen Road Reconstruction – Utility Contract involving a \$5,590.87 decrease

- f. Construction change order #5 to Northeast Asphalt, Inc. for the 2021 Resurfacing Contract involving a \$795.00 increase
- g. Construction change order #6 to KCG Excavating for the Pinecrest and Evergreen Road Reconstruction – Road Contract involving a \$57,387.16 decrease
- h. PLAN COMMISSION ITEMS (These items were unanimously recommended for approval by the Plan Commission.)
 - i. The request from Camping World to rezone 2323 Woodman Drive, VH-2046, from B-1 Business to B-2 Highway Commercial
 - ii. The request from Camping World for conditional use approval to permit on-site recreational vehicle sales/service and retail sales at 2323 Woodman Drive, VH-2046

10. UNFINISHED BUSINESS OR OLD BUSINESS ITEMS (NONE)

11. NEW BUSINESS ITEMS

- a. **6:35 p.m. Public Hearing regarding the vacation of a portion of Milltown Road**
G. Farr explained that Milltown Road between the new cul-de-sac and the remaining portion of Milltown Road to the east at Evergreen Avenue has been removed and discontinued as a public street. He reviewed the steps in the process to vacate the road. B. McIntyre opened the public hearing. Nobody spoke. B. McIntyre closed the public hearing.
- b. **Review and take action on Resolution 2022-01 regarding the vacation of a portion of Milltown Road**
S. Beyer moved to approve Resolution 2022-01. C. Hughes seconded. **The motion carried 8-0 (C. McAllister abstained.)**
- c. **Review and take action on exempting several lots on Evergreen Avenue from discharging sump pump or drain tile water to the public storm sewer system**
G. Farr explained that several properties on Evergreen Avenue have compliant sump pumps or other clear water that discharges to an existing natural watercourse, which may be a better option for the property owners than a storm sewer connection. C. Hughes moved to approve an exemption to the requirement for sump pump/drain tile discharges to be connected to the public storm sewer for homes at 3901, 3839, 3834, 3701, 3573 and 3541 Evergreen Avenue so long as they continue to maintain direct discharge to the existing natural drainage feature within their property boundaries. R. Suennen seconded. **The motion carried unanimously.**
- d. **Review and take action on the request from Lexington Homes to rezone 3802 Shawano Ave., VH-228-2, from R-5 Rural Estate Residential to Preliminary Planned Development for the construction of five 14-unit apartment buildings (The Plan Commission recommended approval with a 6-1 vote.)**
D. Wiese reviewed the project and explained the decision to request rezoning to Preliminary Planned Development to best fit the proposed development and the village’s plan for a regional trail connection on the property. R. Suennen moved to suspend the rules to hear from the audience. C. McAllister seconded. *The motion to suspend the rules carried unanimously.*

Mary Kay Minnis, 3801 Shawano Ave., said she has concerns about the additional traffic that will be sent into the roundabout from the development. She also said the recently completed Community

Survey showed 78% of respondents said they did not want more apartment developments in the village.

Jared Schmidt of Robert E. Lee and Associates, representing the applicant, explained the demand for multi-family units, reviewed the traffic study and traffic control plan that was conducted during the research for the project, and discussed the style and layout of the units.

C. McAllister moved to return to regular order of business. R. Suennen seconded. *The motion to return to regular order carried unanimously.*

The board discussed in depth. J. Muraski moved to approve the request to rezone 3802 Shawano Ave., VH-228-2, from R-5 Rural Estate Residential to Preliminary Planned Development for the construction of five 14-unit apartment buildings. B. McIntyre seconded. **The motion carried 8-1 (No: C. Hughes).**

e. Review and take action on Ordinance 2022-02, creating Section 34-229 of the Village Code regarding habitual parking violators and vehicle removal, immobilization, impoundment, or disposal

P. Evert discussed the request from the court clerk to add language to the Village Code to address habitual parking violators. C. Hughes moved to approve Ordinance 2022-02. R. Suennen seconded. **The motion carried unanimously.**

f. Review and take action on Ordinance 2022-01, amending Section 12-20 of the Village Code relating to polling locations

P. Evert explained the need to update the Village Code to assign the newly created wards to the existing polling locations. C. McAllister moved to approve Ordinance 2022-01. C. Nielsen seconded. **The motion carried unanimously.**

12. REPORTS OF VILLAGE OFFICIALS

- a. D. Wiese reviewed the 2021 Building Activity Report, highlighting some of the year's biggest projects. **No action was taken.**

13. ADJOURN THE MEETING – C. McAllister moved to adjourn the meeting. J. Muraski seconded. The motion carried unanimously, and the meeting adjourned at 7:20 p.m.

Leigh Ann Wagner Kroening
Administrative Assistant