

**VILLAGE OF HORTONVILLE
VILLAGE BOARD
FEBRUARY 7, 2008 MEETING MINUTES**

President Roger Retzlaff called the meeting to order at 7:30 p.m. in the lower level of the Community Hall at 312 W. Main St., Hortonville, Wisconsin.

Trustees present: W. George Wojcik, Craig Dreier, Alfred Handrich, and Charles Nieuwenhuis. Trustees absent: Wallace Lenzner and Andrew Gitter were excused.

Officials present: Administrator J. Everett Mitchell, Clerk-Treasurer Lynne Mischker, Chief of Police Michael Sullivan, and Attorney Robert Sorenson.

Officials absent: Director of Public Works Ron Austreng and Engineer Ron Wolf were excused.

APPROVAL OF JANUARY 17, 2008 REGULAR BOARD MEETING MINUTES

Motion made by Mr. Wojcik and seconded by Mr. Dreier to approve the January 17, 2008 Regular Board meeting minutes. Voice vote: 5 ayes, 0 nays, motion carried.

APPROVAL OF JANUARY 17, 2008 CLOSED BOARD MEETING MINUTES

Motion made by Mr. Wojcik and seconded by Mr. Handrich to approve the January 17, 2008 Closed Board meeting minutes. Voice vote: 5 ayes, 0 nays, motion carried.

PREREGISTERED CITIZENS TO BE HEARD

Nancy Krueger of Appleton, candidate for Outagamie County Circuit Court Judge Branch II, spoke on her qualifications for the post.

LICENSES

Operator Licenses

Motion made by Mr. Dreier and seconded by Mr. Wojcik to approve:

#104 for Abby L. Huettl, 326 W. Cedar St., Hortonville.

Voice vote: 5 ayes, 0 nays, motion carried.

Appointment of Agent

Motion made by Mr. Dreier and seconded by Mr. Handrich to approve:

Monica R. Guyette, W8636 Spring Rd., Hortonville, as agent for Otter Creek Sports Bar & Grill LLC.

Voice vote: 5 ayes, 0 nays, motion carried.

Combination Class "B" Fermented Malt Beverage and Liquor License

Motion made by Mr. Wojcik and seconded by Mr. Handrich to approve a license for:

Otter Creek Sports Bar & Grill LLC dba Otter Creek at 224 W. Main St., Monica R. Guyette – agent, premises to be first floor bar and basement storage.

Voice vote: 5 ayes, 0 nays, motion carried.

COMMITTEE REPORTS

Public Facilities: Mr. Mitchell reported on the February 5th meeting discussion with Hortonville Youth Sports (HYS) on the concession stand building proposal for Otto Miller Athletic Field. The Village Board had authorized \$25,000 for the project and HYS has authorized \$15,000 for the project. HYS will do some fund raising for funds for the project. It is hoped the project construction can be started in August. HYS has requested a designated fund for all monies for the concession stand project.

Motion made by Mr. Nieuwenhuis and seconded by Mr. Wojcik to designate a reserve fund for the Otto Miller concession stand project. Voice vote: 5 ayes, 0 nays, motion carried.

Public Safety: Mr. Wojcik read the minutes of the February 5th meeting at which the Committee approved renaming the sergeant's position to lieutenant and recommended no change in signage at the Cedar and N. Cherry intersection.

Library Board: A meeting is scheduled for February 12th.

Hortonville-Hortonia Fire District: Mr. Dreier reported that the District awarded the project lead to Martenson & Eisele (M&E) at the previous meeting and had another meeting this evening.

Lou McKellar, Chairman of the Fire District Commission, asked which governing body should sign the contracts.

Mr. Mitchell replied that the Hortonville-Hortonia Fire District Commission is to execute Fire District contracts.

Hortonia Town Chairman John Jaeckle and Hortonia Supervisors Bob Luedtke and Dan Mercer were present to ask questions and give opinions and information on the building project. Mr. Jaeckle questioned certain areas of the M&E contract and the amount of the contract fee. Both the Village Board of Trustees and the Hortonia Town Board discussed the project parameters.

Business Violation/Complaints: The January 2008 report was filed with the Board.

Potential Industrial Park Interest(s): The report was filed with the Board.

OLD BUSINESS

Update on Property at 609 West Main Street [Bob Sorenson]

Motion made by Mr. Dreier and seconded by Mr. Wojcik to set an April 15th deadline for removal of the garage contents and May 15th for tear down of the building and restoration of the lot.

Voice vote: 5 ayes, 0 nays, motion carried.

Update on Properties at 301 & 303 Lakeview Avenue [Bob Sorenson]

Attorney Sorenson gave the Trustees an update during the Committee of the Whole. No action necessary.

Discussion on Procedures and Time Lines for Land Purchase, 326 N. Olk Street

[J. Everett Mitchell/Bob Sorenson]

Discussion on this subject took place during the Committee of the Whole.

Motion made by Mr. Dreier and seconded by Mr. Wojcik to table this item until the March 6th Board meeting. Voice vote: 5 ayes, 0 nays, motion carried.

NEW BUSINESS

Resident Complaint Regarding Applicable Building Permit Escrow Fees, 229 N. Briggs St. [Robert Viste, Building Inspector]

Motion made by Mr. Nieuwenhuis and seconded by Mr. Wojcik to deny the request for return of the escrow fee. Voice vote: 4 ayes, 1 abstain (Dreier), 0 nays, motion carried.

Resolution R-1-08, A Resolution Amending/Revising R-3-07 As It References Finished Additions [J. Everett Mitchell]

Motion made by Mr. Wojcik and seconded by Mr. Handrich to approve R-1-08. Voice vote: 4 ayes, 1 abstain (Dreier), 0 nays, motion carried.

The resolution clarifies language pertaining to Finished Additions permits to indicate that electrical outlets and HVAC ductwork are included in the permit fee.

Report on 2007 Police Department Response/Call Statistics [Michael Sullivan, Police Chief]

Chief of Police Sullivan reviewed the report during the Committee of the Whole. No action is necessary.

Discussion/Selection of Surveying Firm for Property at 326 N. Olk St. [J. Everett Mitchell]

Mr. Mitchell reminded the Board that the land offer to purchase includes a codicil for completion of a two lot CSM. Three quotes for the two lot CSM were received. The total quote from McMahon Associates is \$4,200, the quote from Carow Land Surveying is \$3,055 and includes the CSM and recording fee, and the quote from Martenson & Eisele is \$1,100.

Motion made by Mr. Nieuwenhuis and seconded by Mr. Dreier to award Martenson & Eisele the two lot CSM contract in the amount of \$1,100. Roll call vote: Nieuwenhuis aye, Handrich aye, Dreier aye, Wojcik aye, and Retzlaff aye, motion carried.

REPORT OF OFFICERS

Clerk-Treasurer: 1. Presentation of Vouchers *Motion made by Mr. Wojcik and seconded by Mr. Dreier to approve Village wires, debit card use, and vouchers #12688-12719 in the amount of \$32,525.64, payroll checks in the amount of \$44,855.09, and Water & Sewer Utility loan payment and vouchers #7559-7571 in the amount of \$33,833.08 as presented. Roll call vote: Nieuwenhuis aye, Handrich aye, Dreier aye, Wojcik aye, and Retzlaff aye, motion carried.*

2. Financial Report The 1/31/08 financial report was filed with the Board.

Director of Public Works: Mr. Retzlaff complimented the Public Works crew on a good job of cleaning the streets this season.

Chief of Police: Taser training is complete and Tasers are now carried by all officers. Officers Bahr, Knapp, and Harper participated in the Special Olympics Polar Bear Plunge.

MOTION TO GO INTO CLOSED SESSION (ROLL CALL VOTE)

Motion made by Mr. Wojcik and seconded by Mr. Dreier to go into Closed Session under State Statute 19.85(1)(e): "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session." Specifically to discuss a possible business for the Industrial Park. Roll call vote: Nieuwenhuis aye, Handrich aye, Dreier aye, Wojcik aye, and Retzlaff aye, motion carried.

CLOSED SESSION

8:36 p.m. – 9:11 p.m.

BOARD TO RETURN TO OPEN SESSION

The Board returned to Open Session at 9:11 p.m. from a motion made, seconded, and carried in Closed Session to return to Open Session.

ANY ACTION ON MATTERS DISCUSSED IN CLOSED SESSION

Motion made by Mr. Dreier and seconded by Mr. Wojcik to direct the Administrator to negotiate as directed in Closed Session. Voice vote: 5 ayes, 0 nays, motion carried.

ADJOURNMENT

Motion made by Mr. Wojcik and seconded by Mr. Dreier to adjourn. Voice vote: 5 ayes, 0 nays, motion carried. The meeting was adjourned at 9:13 p.m.

Submitted by,

Lynne Mischker, Clerk-Treasurer