

Village Board Publication – Campbellsport Village Board – October 10, 2005
Regular Board meeting which was held in the Campbellsport Village Council Room, 177 E. Main Street, Campbellsport

Item#1 – Meeting called to order by Pres.Uelmen at 7:00 P.M.

Item#2 – Pledge of Allegiance recited in unison followed by a Moment of Silence

Item#3 – Meeting notice was given to the Campbellsport News, National Exchange, Post Office, Library and posted at the Village Hall and in compliance with the open meeting law.

Item#4 – Roll Call: Tr.Boldt, Tr.Schwartz, Tr.Twohig, Tr.Stoffel, Tr.Volz Daniels, Tr.Yahr, Pres.Uelmen

Others in attendance: Steve & Diane Schickert, Jason Rose, Joann Schrauth, Mark Gruber, Ch.Karoses, Ch.Zielieke, Stephanie Remillard, Steve & Genevieve Wolf, Tom Matenaer, Doris Schwartz, Henry Straub, Chris & Mary Jo Greene, Kyle Greene Bart Welsh, Don & Candy Ficht, Bob & Joanne Spoerl, Perry & Janet Backhaus, Carole Knuppel, Larry & Carol Martiny, Fred Rehn, Mary Bilgo

Reporter: Andrea Hansen Abler – Cport News

Item#5 - **Motion** by Tr.Schwartz, seconded by Tr.Yahr to accept the minutes of Sept. 7, 12, 22 & 27th as presented. Ayes-7, Noes-0

Steve Wolf requested that Item#15 be moved up to current action by the village board.

Motion by Tr.Schwartz, seconded by Tr.Yahr to move Item #15 to the immediate business by village board. Ayes-7, Noes-0

Item#15 – Discuss Special Exception granted to Tom Matenaer to permit operation of business on property zoned residential Pres.Uelmen read letter sent to Tom Matenaer dated Oct. 3, 2005 and noted that a number of attachments were with letter. Per Village code specific exceptions are noted and a plumbing business is not one of them. Special Exception granted is invalid.

Tom Matenaer made a correction to letter that his new home is on Ladwig not Jenny St.

Question he had been given special exception approx.18 mos. ago and why it is an issue now and how can it be remedied?

Also a question about why village staff was conducting investigation?

Pres.Uelmen explained investigation was made because it was noted on building permit that variance needed to be approved before moving in and request had not begun.

Two options available are to 1)amend ordinances to allow business to operate like you are currently doing or 2)Have property rezoned Commercial

Clerk informed Tom Matenaer that according to current information there are 4 other home based occupations that pay personal property tax and to village knowledge do not employ persons in their home for business that do not live there.

Tr.Volz Daniels would like to see definition of Home Occupations and what options are available on what to do.

There was a lengthy discussion by Village Board and audience on many different aspects of home occupations and businesses in a residential zoned area and the following motion was made

Motion by Tr.Yahr, seconded by Tr.Twohig to let Tom Matenaer continue as is for now until more inform is received from village legal council and then make a decision. Ayes-3 (Twohig, Yahr, Schwartz) Noes-4 (Stoffel, Volz Daniels, Boldt, Uelmen)

Motion by Tr.Volz Daniels, seconded by Tr.Boldt that village should seek legal council with Davis & Kuelthau to define what Home Occupation means and provide village with options to proceed with Tom Matenaer's request to operate a home business. Ayes-6(Stoffel, Volz Daniels, Yahr, Boldt, Twohig, Uelmen) Noes-1(Schwartz)

Tr.Schwartz does not want Atty.Tony Renning to represent the village on the Tom Matenaer issue.

Motion by Stoffel, seconded by Tr.Volz Daniels that Tom Matenaer does not operate his business out of his home with the special exception with employees working out of his house at this time that do not live there. Ayes-4(Volz Daniels, Boldt, Stoffel, Uelmen) Noes-3(Yahr, Schwartz, Twohig)

Item#6 – Motion by Tr.Volz Daniels, seconded by Tr.Yahr to accept the Police Dept. report for the month of September by Chief Karoses. Motion carried without a negative vote outcome.

6a. - **Motion** by Tr.Stoffel, seconded by Tr.Boldt to approve operators license for Adam Woebbeking, Tracy Ann Immel, Brooke Lindsley and Sue Bakkestuen with background checks and presented by Clerk. Ayes-6, Noes-1(Volz Daniels)

Motion by Tr.Boldt, seconded by Tr.Twohig to grant Class “B” beverage license to St.Matthew’s Knight of Columbus for Nov. 11, 2005 Fish Fry. Ayes-7, Noes-0

6b. **Motion** by Tr.Volz Daniels, seconded by Tr.Yahr to set Halloween Trick or Treat for Sunday, Oct. 30, 2005 from 2-4P.M. Ayes-7, Noes-0

Item#7 – Fire Dept - 1)Wished everyone have a safe week for Fire Prevention Week 2)DNR grant notice received in amount of \$2950 for firefighter coats(thin coats for brush fires)
Motion by Tr.Yahr, seconded by Tr.Volz Daniels to accept the Fire Dept. report as presented for month of Sept. by Chief Zielieke. Motion carried without a negative vote outcome

Item#8 - **Motion** by Tr.Volz Daniels, seconded by Tr.Boldt to accept the Library report as presented by Librarian Stephanie Remillard for the month of Sept. Motion carried without a negative vote outcome

Tr.Boldt announced he is stepping down as liaison to Library Board because of conflicts with present Board; he has already contacted Library Pres. Joan Hoff of decision
Tr.Stoffel stated he wanted to extend Congratulations to Dan Boldt for the time of service he served on the Library Board

Item#9 – **Motion** by Tr.Volz Daniels, seconded by Tr.Twohig to accept the Public Works report as submitted by Mark Gruber, Director of Public Works for the month of Sept. 2005. Motion carried without a negative vote outcome.

9a.- Jason Rose would like to bring grading pads and houses up to same lines in ROW with Lot A and comply with standard setbacks for both lots B & C

Motion by Tr.Yahr, seconded Tr. Twohig to accept the Drainage Plan for Lots B & C on Ladwig St. as presented by Jason Rose of Advanced Carpentry. Ayes-7, Noes-0

9b.- Village sign& planter on Hwy 67 - Planter material and labor by Gary Seefeldt has been donated by an individual and will not be an expense of village taxpayers. A hood is being designed by Precision Metals to focus all light onto sign and away from roadway.

9c. – Well #4 – Mark Gruber reported that Well#4 was test pumped in Sept. with 735 gallons per minute for 24 hr. period(this is same capacity as calculated by Strand). Battery of tests are at lab for analysis. Well is capped currently. Is in the same aquifer as the other 2 wells. Plans and specs will be worked on during winter months for pumphouse for Spring construction.

9d. – Dam Maintenance - Dan Serwe is scheduled to repair boulders in dam at Mill Pond Dam maintenance requirements will be continued to be studied by Public Works Committee and Emergency Plan by DPW Director & Clerk

9e. – Motion by Tr.Stoffel, seconded by Tr.Schwartz to go with proposal to rename Hwy W north of E. Sheboygan St. to village limits as Grandview Avenue. Ayes-7, Noes-0

Item#10 - Clerk explained new procedure for charging for bulk water purchases by vendors and meets the criteria set forth by the Public Service Commission. Base rate plus 15% per 1000 gallons

Item#11 - Budget/Finance Committee has had meetings with all Departments for budget year 2006 and Clerk will need to put all data together in summary form for further review.

Item#12 – Committee Reports:

Public Works – 1)Tr.Stoffel informed members that meeting with LRIP is rescheduled for Thu.Oct.13 and right now on grading point schedule it looks like NFDL will receive all the monies. Discussion with Merle Laatch, of Town of Auburn they still plan on going forward with Mill Pond Road project.

2)Request by CBS to add additional angle parking on W. Main St. in front of business in future when driveway on West side of building will be eliminated and building expanded.

Motion by Tr.Schwartz, seconded by Tr.Yahr to accept recommendation of Public Works committee for additional angle parking on W. Main St. in front of Campbellsport Building Supply only after all other criteria is met such as building plans and drainage plan. Ayes-6, Noes-1(Volz Daniels)

Tr.Stoffel wanted clarification on what Committee will be in charge of specs, design, bid and construction process of DPW garage. It was recommended that joint meeting of Building & Public Works should be involved and so noted on agendas that no action will be taken only recommendations to full village board. Chair of Building Committee will chair village building/other committee joint meetings.

Motion by Tr.Volz Daniels, seconded by Tr.Boldt to have the Building Committee be included with appropriate Committee during any village building project and so noted on agenda that quorum of village board may be present, but only action will be recommendation to full board at a future meeting.

Tr.Boldt announced that he will set up a Thur. meeting with Atty. Matt Golden who dealt with City of Omro on Mobile Home language updates. Dave Schellhaass and Dean Uelmen will go along for discussion, questions and answers.

Item#13 - Theisen Trails- 4-Seasons update on Developers Agreement and Storm Water Maintenance. Comments and recommendations from Atty. Macy were reviewed and given to developers to update documents and forward to Village Board at a future meeting.

Question by developers regarding letter from FDL County to Matt Stephen dated Sept. 11, 2005 about moving sidewalk on West side of Hwy W by cemetery and installing a bypass lane. Telephone pole and Hydrant may need to be moved.

It was the consensus of Village Board to go along with recommendation of Fond du Lac County Highway Dept.

After a lengthy discussion about safety of bypass lane and moving sidewalk it was recommended to invite Tom Janke, Ernie Winters and FDL Hwy Committee to meet on site to discuss safety

reasons and consideration /proposal requiring bypass lane and moving sidewalk. Mark Gruber to make calls. Call FDL County Hwy Dept. to make them aware that signage should maybe be lowered to 15MPH by elementary school when children are present.

Concern about inspector not on site when underground infrastructure was installed on Theisen Trails Development on Saturdays. 4-Seasons to give inspector adequate time of when construction work is planned. Televising of pipes could be required if necessary.

Item#14 - Consideration of Driveway Plan for Tom Matenaer - Tom withdrew plan as submitted to Mark Gruber for widening driveway in ROW in front of sidewalk. He will only widen driveway from the back of sidewalk as agreed upon and within proper guidelines of ordinance language

Tom Matenaer would like village to check on missing pin on his property located at 303 Jenny St. Mark Gruber to check with Excel Engineering(Matt Stephen) on pins located on Matenaer property.

Matenaer questioned about easement for water inlet project and Pres. Uelmen stated the document has been ready since June, but Tom Matenaer has not returned the document with signature for village recording in Fond du Lac.

Item#16 – Comments by citizens - Question by 4-Seasons about park impact fee on who is responsible. Pres.Uelmen & Board Members said current property annexed into the village will be assessed when building permit is issued. In the future park impact fee will be assessed to developer at time of annexation and presentation of plat map with lots designated.

Item#17 - Motion by Tr.Twohig, seconded by Tr.Volz Daniels to approve village, water, sewer, fire dept. and library bills as presented for payment. Ayes-7, Noes-0

Item#18 – Announcements:

Police Chief announced that grant applied for with small municipalities was received for \$35,000 and Campbellsport's share was \$7,000 for computer upgrades for another grant for participating in an awareness program about drinking and driving was received in the amount of \$4000 to be used for traffic safety equipment.

Joint meeting for an education session is being planned for Monday, Oct. 17, 2005 at 6:30 P.M. with Atty. John St. Peter who has taught session on the proper conduct of Zoning Board's and how to grant variances.

Item#19 - Motion by Tr.Twohig, seconded by Tr.Yahr to adjourn meeting at 10:27 P.M.
Motion carried

Respectfully submitted,
Diane Lemke, Clerk/Treasurer CMC

Minsoct102005