

Regular Village Board Meeting – August 10, 2009 (Corrected)

The following media were noticed relative to this meeting per the Open Meetings Law of the State of Wisconsin: The Ozaukee Press, Port Washington, WI; The Milwaukee Journal-Sentinel (Ozaukee-Washington Desk), Milwaukee, WI; The Sheboygan Press, Sheboygan, WI. In addition, a copy of the agenda was also posted at the following locations within the Village of Belgium: Belgium Village Hall, Belgium Post Office, Port Washington State Bank (Belgium Office), Harris Bank, N.A. (Belgium Office), and Belgium Hardware and Beverage.

Call to Order, Roll Call, Establishment of a Quorum:

President Kevin Kowalkowski called the meeting to order at 7:00 p.m. In attendance were Trustees Clem Gottsacker, Jeffery Ritter, Ronald Weyker, Tom Vodicka, John Thiele; absent: Dale Pfeifer. A quorum was declared established. Also in attendance were Frank D. Mayer – Building Inspector, Village Marshal Scott A. Brinkman, Deputy Village Marshal Brian J. Schrap, Daniel E. Birenbaum – DPW & Water Superintendent, Neil R. Anderson – Wastewater Superintendent, Ed Buechler, Roger Rachuba, Christ Schmidt, Carol Pomeday – The Ozaukee Press, Joan Gottsacker, Mark Cecil, Deputy Clerk-Treasurer Jamie L. Cecil, Jeff Thiel, Sandra Hubing, Ken Hirschman, David Youngblood, Dawn McCormick, Nancy McNally, Jim Schmit, Joshua Kressmer, Ed Buechler, Fred Utecht – Belgium Area Chamber of Commerce.

Open Meeting Law Compliance Check

This meeting is in compliance.

Pledge to Flag, Moment of Silence

Announcement of Closed Session (if any)

None

Clerk-Treasurer's Reports:

- **Minutes – July 13, 2009.** A motion was made by Trustee Weyker and seconded by Trustee Gottsacker to approve the minutes of July 13, 2009, as amended. The Village Board was polled: ayes – Gottsacker, Ritter, Kowalkowski, Weyker, Vodicka; noes – Thiele; abstain –none. Motion carried. Trustee Thiele noted that all amendments should be brought back to the next meeting.
- **Financial reporting.** Nothing this evening.

Review of Recent Correspondence:

None

Announcements/Input:

The following announcements and input will be discussed and possible action taken:

- **Neighborhood Watch.** A neighborhood delegation was in attendance. The spokesperson was Kenneth Hirschman, 119 Elm Street. Discussion took place. This project is neighborhood driven but would like Village Board support. The item was referred to the Protection of Personal and Property Committee. A meeting is to take place on August 24th, 6 p.m. Village Marshal patrol times vary. President Kowalkowski suggested that the Protection of Personal Property create a Neighborhood Task Force. Residents were encouraged to continue to call law enforcement.
- **Ozaukee County Supervisor Input:** Not in attendance
- **Chamber of Commerce Input:** Fred Utecht left the meeting before this item came up in the agenda.
- **Village Marshal/Ozaukee County Sheriff's Department Input:** No one in attendance from Ozaukee County Sheriff's Department. The Ozaukee County Sheriff's Department had 39 complaints and 31 traffic stops. The Village Marshal and Deputy Village Marshal had 2 complaints. Scott Brinkman is to meet with Atty. Antoine and President Kowalkowski relative to 106 Lar-Ann Street. The Village Marshal and Deputy Village Marshal assisted with the Luxembourg Fest Parade.
- **Building Inspector Input:** Frank Mayer noted that he had issued 12 Building Permits in July. Year to date three single family houses and 6 units of migrant housing. One duplex, whose Building Permit was issued in February, 2009, is now at a standstill. Last year 100 Building Permits were issued while 69 Building Permits have been issued this year to date.

- **Cedar Grove-Belgium Area School Board Input:** Jeff Thiel had no comment. Trustee Gottsacker attended a School Board Meeting where they discussed the building plan and referendum. Trustee Thiele requested that more School Board Meetings be held in the Village of Belgium. Trustee Thiele submitted some notes are attached of these minutes. When asked what is new at the School District, Jeff Thiel, a resident who also serves on the School Board, had “no comment” President Kowalkowski noted that our Village Board has no official stand on the referendum.
- **ELSS Board Input:** Roger Rachuba reported for Amy. No meetings have taken place.
- **Village Engineer Input:**
 - **Status – I & I Metering:** Nothing
 - **Status Stimulus Plan – Clean Water Fund Program:** Nothing. Village of Fredonia was turned down for funding. They had projects similar to ours.
 - **Status – Maple Lawn Pond Modification Project.** Today a walk through took place. Punchlist items were reviewed by President Kowalkowski.
 - **Status – Maple Street Sanitary Sewer Relay Project:** Concern was expressed about blacktopping the trench. Resurfacing Maple Street will take place in the future. Trustee Thiele read a “Corrective Action Report” from Advance Construction and did not find the report adequate. Trustee Thiele suggested that as we have a one year warranty, and he suggested a review in 6 months.
 - **Walk through results August 10, 2009.** President Kowalkowski noted that New Luxembourg, Ardennes and Heritage Subdivision were also reviewed. Considerable settling in the road has taken place. Heritage Subdivision is to be invoiced for Village time and materials for repairs that the Village has done.

Ed Buechler noted that his right-of-way was not on the agenda. Atty. Antoine and President Kowalkowski will discuss this and advise Mr. Buechler.

- **DPW & Water Superintendent/Wastewater Superintendent Input:** Daniel Birenbaum noted that on Saturday morning a 5” diameter tree limb fell off the oldest, biggest shade tree in the park. He requested to cut the tree down as it is rotten.

Energy audits and grants were discussed. Other vendors are being sought out.

Well #1 VFD problem. Neil thought the VFD was undersized but it was the correct size. Electo Tech, Plymouth, was consulted and they found no fault, the cause was not determined. Discussion took place. Other drives were to be explored.

Action Items:

- **Operator’s Licenses.** A motion was made by Trustee Gottsacker and seconded by Trustee Ritter to approve Operator’s Licenses for Mary E. Sprader and Brad E. Mayer. The Village Board was polled: ayes – Gottsacker, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.
- **Resolution #20-09 – Resolution Supporting the 2010 Decennial Census.** President Kevin Kowalkowski read the Resolution. Discussion took place. Trustee Weyker introduced Resolution #20-09 with correction that Paragraph states the Village of Belgium. A motion was made by Trustee Vodicka and seconded by Trustee Gottsacker to approve with the correction. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Gottsacker; noes - none; abstain - none. Motion carried.
- **Resolution #21-09 – Resolution Authorizing Agent for DNR Urban Forestry Grant (Jamie L. Cecil).** Jamie L. Cecil explained the process and the intent. The Emerald Ash Borer was discussed. Trustee Weyker introduced Resolution #21-09. A motion was made by Trustee Thiele and seconded by Trustee Gottsacker to adopt Resolution #21-09 – Resolution Authorizing Agent for DNR Urban Forestry Grant. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Gottsacker; noes - none; abstain - none. Motion carried.

Miscellaneous Matters:

The following matters will be discussed and possible action taken:

- **Letter of Intent – Census.** A Letter of intent was executed and sent to Stanley D. Moore, Chicago Regional Census Center.
- **Fire Alarm System inspection.** The Fire Code has changed thus “ all fire alarm systems must be tested by an alarm company annually. Monthly test may be done by owner. Records must be available for the tests, for the Fire Inspector.” Daniel Birenbaum

obtained a quote from ADT and he is seeking other quotations. Three quotes are required. A re-inspection will be made on or about August 17, 2009.

- **Charter Ordinance Clerk-Deputy Treasurer/Treasurer-Deputy Clerk.** Draft ordinances were reviewed and action on these items is scheduled for September. Discussion took place on §55-2 (e). Trustee Vodicka asked a variety of questions relative to the division of duties. Village Clerk will be the Team Leader in the office.
- **Watch Children signs – Grand Avenue and Four way stop – Grand Avenue/Dean Road/ Highland.** This was discussed at the Streets and Electric Committee Meeting. Highland Drive, Peter Thien Avenue, and Grand Avenue were recommended to have signs installed. Street sign is \$30 and the post is \$10.00 per Daniel Birenbaum. Cost to install is one hour of staff time. It is estimated at \$150.00 for the Watch Children signs and stop signs. Chairman Vodicka noted that the Streets and Electric Committee recommended that this be done. A motion was made by Trustee Vodicka and seconded by Trustee Weyker to approve to purchase and install Watch Children and stop signs at Highland Drive/Peter Thien Avenue/Grand Avenue. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, noes -Gottsacker; abstain - none. Motion carried.
- **Status – Webpage – Roger Rachuba.** He estimates to have 80% of the webpage done by August and will bring this back to the October meeting.
- **Status – The Ardennes II Subdivision:** Nothing
- **Status – Maple Lawn, Phase #5 Subdivision:** Nothing
- **Status – Maple Lawn, Phase #6 Subdivision:** Nothing
- **Status – Heritage Park Subdivision.**
 - **Park Development Status.** Daniel Birenbaum reported that they have fertilizer down which needed to be done prior to weed spraying. He also noted that the Co-op thinks that the Village should re-seed in areas. Daniel is getting costs.
 - **Heritage Park subdivision.** Nothing
- **Status – Luxembourg American Cultural Center and Development.** President Kowalkowski reviewed the festivities of the 2009 Dedication of the Luxembourg American Cultural Center. The Duke and his four sons (Princes) of Luxembourg were in attendance as was Governor Doyle and other dignitaries. The site was very muddy.
 - **New Luxembourg Cultural Center acceptance of improvements.** A walk-through was performed today and several items need to be added to the Punch List. The north pond is still leaking and the origin of the leak has not been found. Matthew Greely is to create a report as well as contact Neil Tiziani of Ansay.
- **Status – 106 Lar-Ann Street, fire, property damage.** Atty Antoine and President Kowalkowski need to discuss this item with Village Marshal Scott A. Brinkmann.
- **Status – 2009 Maple Street Sanitary Sewer Project.**
 - **Maple Street revised interest rate.** The Special Assessment interest rate was set as August 1 with anticipation of receiving the Engineer's Report before that date. The Engineer's Report was dated July 27, 2009. Amending the Resolution to having an interest start date of September 1st is needed. Discussion took place. Trustee Ritter introduced Resolution #22-09. A motion was made by Trustee Gottsacker and seconded by Trustee Vodicka to approve Resolution #22-09. – Resolution Amending Resolution No. 14-09 Interest on Special Assessments. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, noes -Gottsacker; abstain - none. Motion carried
- **Status – Sanitary Sewer Manhole repair.** Two quotes were received from Great Lakes and Visu-Sewer and we are waiting for enough ground water saturation to show us where it is leaking.
- **Status – Verizon Cell Phone – Governmental.** Lila Mueller is still waiting for a response from U. S. Cellular. Item to be placed on next month's agenda.
- **Status – Storm damage lawsuit.** Atty. Antoine noted that we are meeting with our attorney next week for additional information. Insurance coverage was discussed.
- **284 Elevator Lane, Ford Fabricating, LLC dumpster request.** Discussion took place relative to commercial and industrial and the Village paying a portion of the commercial and industrial accounts. A motion was made by Trustee Weyker and seconded by Trustee Ritter to approve a dumpster for Ford Fabricating, LLC, 284 Elevator Lane. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, noes - Gottsacker; abstain - none. Motion carried.
- **Spring Street repaving.** The Village Board requested to look at three (3) quotations for street repaving.

- **Policy for final walk through of Capital Projects.** Construction projects should be reviewed with a walk through to include the Village President, DPW & Water Superintendent and Village Engineer. Bring this up at the Committee level for further development.
- **Belgium Fire Department**
 - **Citizen Class Academy.** Lieutenant Christopher Schmidt of the Belgium Fire Department was in attendance to explain the Citizens Class Academy. Time 6:30 p.m. – 8:30 p.m. from September 23 – October 28 on Wednesday evenings. The Village Board is invited to participate. Recruitment is needed. Linking of the Belgium Fire Department on to the Village of Belgium website.
 - **FEMA Grant.** No news on their application has been received.
 - **Funding.** If we do not get the truck with a grant, funding of a new truck is available through Oshkosh Truck financing. The Town of Belgium would like to do this at the Belgium Fire Department Budget meeting. Discussion took place. The grant included \$462,000 for a triple combination pumper set up for rescue. Life expectancy is 30 years. Parts are hard to find. The truck is needed to meet ISO requirements. Trustee Vodicka suggested that the Village Board look at the Belgium Fire Department Equipment. Letters are to be sent to our Federal legislators.

Committee/Staff Reports:

- **Clerk-Treasurer Input:** Reminder was given of Mid-Moraine Meeting on August 26th in the Village of Kewaskum. The Village of Belgium hosts this event in October.
- **DPW & Water Superintendent Input:** None
- **General Government and Finance Committee:** Next meeting will be held August 17th at 6:30 p.m.
- **Protection of Personnel and Property Committee:** Next meeting will be held August 24th, 6 p.m.
- **Health and Sanitation Committee:** None. Trustee Weyker requested Trustee Ritter to review the contract and determine what we are expected to pay next year.
- **Sewer and Water Committee:** Next meeting will be held August 31, 2009. Charts of Accounts are being reviewed.
- **Streets and Electric Committee:** Next meeting will be held August 24, 2009.
- **Parks, Recreation, and Forestry Committee:** Trustee Pfeiffer was absent. Trustee Gottsacker and Trustee Weyker to pick up the slack or perhaps have a day meeting.
- **Plan Commission.** Next meeting August 25th. President Kowalkowski will not be in attendance. James Sprader was to take over the meeting in his absence.
- **School District Report.** Jeff Thiel, who attends Village of Belgium Board meetings as a resident, was told to keep his mouth shut if he is not the School District representative. For the record, President Kowalkowski noted that this was “bull shit”. It was also referenced James Lautenschlaeger requested that Jeff Thiel keep quiet. Jeff Thiel was giving only information on forthcoming. Discussion took place.
- **Mid-Moraine Municipal Legislative Committee Report:** Trustee Gottsacker noted that meetings will begin another next month.
- **Tree Board Report:** None

Finances:

- **Approval of payment of bills:** A motion was made by Trustee Gottsacker and seconded by Trustee Thiele to pay bills subject to availability of funds. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Gottsacker; noes -none; abstain - none. Motion carried

Adjourn: A motion to adjourn at 10:38 p.m. was made by Trustee Gottsacker and seconded by Trustee Weyker. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Gottsacker, noes -none; abstain - none. Motion carried

Respectfully submitted,

Lila M. Mueller, CMC
Village Clerk-Treasurer