

July 17, 2018 (Village Board Meeting)

**ALLOUEZ VILLAGE BOARD MEETING
TUESDAY, JULY 17, 2018
6:30 P.M., ALLOUEZ VILLAGE HALL**

CALL TO ORDER / ROLL CALL

In the absence of the Village President, Village Clerk-Treasurer Debbie Baenen called the meeting to order at 6:30 p.m. and accepted nominations for a Chair.

Dart / Atwood moved to nominate and elect Harris as Chair. Motion carried.

Present: Atwood, Harris, Dart, Green, Sampson

Also Present: Fuller, Lange, Gehin, DEO Vogel

Excused: Rafter, Genrich

MODIFY / ADOPT AGENDA

Atwood / Dart moved to adopt agenda as modified. Move request from Doug Meikle up to #6a and remove #15 & 16, the closed session. Motion carried.

ANNOUNCEMENTS

- a. Hops @ The Hill at Heritage Hill State Historical Park on July 26th from 6 – 8:30 pm
- b. Absentee Ballots are available for the Partisan Primary on August 14th
- c. Pooches and Pints on August 2nd from 3 – 8 pm at Green Isle Park

Harris

- Robinson Hill Neighborhood Assoc. Block Park on July 29th from 4 – 8 pm

PUBLIC APPEARANCES

Jim Orourke, 2339 Oakwood Avenue

- Objected to the deletion of items #15 & 16 (closed session) from the agenda.

Jeff Matzke, 2241 Swanstone Circle

- Has been trying to sell the property at 1317 S. Webster Avenue which is zoned business. They had a conditional use for mixed use on the property, but the sale fell through and it is back on the market. With interest received to purchase as a possible residence, he asked if the Board would consider rezoning to residential if someone was looking to do that. (Harris recommended he work with staff on the options)

WATER AUTHORITY AGREEMENT (from 07/03/18)

Gehin

- Agreement was reviewed by counsel as recommended on July 3rd and he sees no issue with the proposed changes.

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- The proposed amendment to the formation agreement will go to the Water Authority Board on July 25th for approval.

Green / Atwood moved to support the amendment to the Water Authority Agreement. Motion carried.

REQUEST FROM DOUG MEIKLE (Doug's Take Five) AT 3600 RIVERSIDE DRIVE FOR A NOISE VARIANCE PERMIT AND TO ALLOW ALCOHOL TO BE SOLD AND SERVED IN THEIR PARKING LOT ON AUGUST 5th FROM 1 – 4 PM

Harris / Sampson moved to open the meeting for public comment. Motion carried.

Doug Meikle

- Requested a Noise Variance Permit to allow for a band and an extension of liquor license premise description to allow alcohol to be served and sold in their parking lot on August 5th from 1 – 4 pm for an event to benefit children programs in Brown County. They will use the same format as last year with a security officer and neighbors will be notified. There were no complaints last year and they raised \$12,500.

Sampson / Dart moved to return to regular order of business. Motion carried.

Dart / Atwood moved to approve the noise variance permit and extension of liquor license premise description for Doug's Take 5 on August 5th from 1 – 4 pm. Motion carried.

PETITION FROM DAVID COWLES – REQUESTING PRELIMINARY PLANNED DEVELOPMENT DISTRICT APPROVAL FOR A MID-RISE RESIDENTIAL CONDOMINIUM BUILDING ON PARCEL AL-79, LOCATED AT 2222 RIVERSIDE DRIVE (current Mariner Motel property) (from Plan Comm on 06/25/18)

Plan Commission reviewed the proposed project (to raze existing buildings and construct a new six story condominium) and recommended preliminary approval. Primary discussion at the meeting centered on building height and the pedestrian trail access.

Discussion:

- Height compared to existing and neighboring buildings / would approval set precedence for future developments?
- Options for pedestrian access / why was it recommended it be publicly maintained?
- Could the project be done as five stories instead of six?
- Boat slips (6 allowed – more if rented out to the public)

Dart / Green moved to open the meeting for public comment. Motion carried.

David Cowles, owner of 2222 Riverside Drive

- Due to the lay of the land and lack of neighbors, the height shouldn't be a problem.
- Will work together on some type of pedestrian access but they do not want to maintain it.
- There has been tremendous interest in the condos and approval of the plan should speed up sales.
- They would like to start next spring.

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Jim Orourke, 2339 Oakwood Avenue

- Likes the project and doesn't think the height is a problem but objects to the Planned Development District being used as a way to get around the zoning.

Judy Poh, 2375 Riverside Drive

- Asked if those that live a block or so away had been asked what they think of the project? What will it do to the property values of the homes in that area?

Atwood / Green moved to return to regular order of business. Motion carried.

Atwood / Green moved to grant preliminary approval of the concept. Motion carried.

ORDINANCE 2018-10, AMENDING ARTICLE I, WEEDS AND UNSIGHTLY GROWTH OF CHAPTER 345, PROPERTY MAINTENANCE

Discussion:

- State definition of noxious weeds includes field bindweed (creeping jenny) which is difficult to control and not controlled on Village or State property. Can it be removed from the list? (Lange - we can't be less restrictive than the State)
- In the last year has anyone been cited for creeping jenny? (Lange - received a formal complaint from a neighbor, they were asked to control it and they have taken measures to do so)
- Is the Code needed? (Lange - allows staff to enforce)

Harris / Green moved to table to allow staff to check into whether or not the ordinance needs to be on our books and if it does what latitude do we have to change all this. See what our options are if we have to have it on the books. Motion carried.

RESOLUTION 2018 - 11, NOTICE OF DISALLOWANCE OF CLAIM #WM000051020095 - NANCY POLEY

Dart / Sampson moved to disallow claim against the Village of Allouez by Nancy Poley as recommended by Statewide Services, Inc. who administers the claims for the League of Wisconsin Municipalities Mutual Insurance, which provides the insurance coverage for the Village of Allouez. Motion carried.

REPAIR OF SANITARY SEWER LATERAL AT 2692 S. WEBSTER AVENUE

Gehin

- Due to a defective sewer lateral within the street right-of-way, the homeowner at 2692 S. Webster Avenue has had numerous backups in their basement. When a pipe failure is found within the street right-of-way it's the village's responsibility to reimburse that homeowner for the repair.
- The Public Works Committee recommended the Village cover the cost to install a new lateral from Tonituah to the homeowners existing lateral at no charge to the home owner.

Green / Dart moved to accept the recommendation of the Public Works Committee. Motion carried.

MARTHA STREET DEVELOPMENT

Gehin

- Bill Johnson, Coldwell Bankers is currently in the process of developing 3 lots at the end of Martha Avenue. The development will require the extension of the street along with the underground utilities. Two cost estimates were prepared to extend Martha Avenue, one being a cul-de-sac and the other an extension of the street as it currently is. After reviewing the options, it was determined it made the most sense to extend the roadway as it is now. Cost would be approximately \$54,000. Met with developer and he is requesting the Village assist with the development.

Sampson / Dart moved to open the meeting for public comment. Motion carried.

Les Van Horn, Surveyor

- The road was developed in 1978 but never improved. It's a small cul-de-sac that serviced two parcels. There is a parcel to the left and the parcel to right was divided into two to make it more economical to develop three residential lots but they will need service provided into the street. Since they didn't create the street or the existing parcels they feel the cost to extend the existing roadway should be shared with the Village.

Harris / Atwood moved to return to regular order of business. Motion carried.

Discussion:

- Financial contribution (developer looking for 50/50 share) / Need to compare Village estimate of \$54,000 and Developer estimate of \$25,000
- Plan is for single family homes
- Approximate tax revenue generated
- Fits the neighborhood better than the previous proposal
- Send back to Public Works Committee to compare estimates and obtain answers to any other questions
- Forward copy of estimate to the Board and ask developer to provide their estimate

Atwood / Dart moved to send back to Public Works Committee. Motion carried.

RELOCATION OF BROOKRIDGE STREET CURBSIDE MAILBOXES FROM WOODROW WAY TO LIBAL STREET

Gehin

- The Webster Elementary Safe Routes to School Project is under way. New sidewalk has been constructed along Woodrow Way and Brookridge Street. During construction, they considered moving the mailboxes on the north side of Brookridge to the south side to improve aesthetics and to ease the maintenance of the sidewalk in winter. Letter was sent to property owners to gain feedback from them and they were invited to Public Works Committee Meeting last week.

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A number of residents showed up and were against moving the mailboxes from the north to the south side. The Public Works Committee recommended that the mailboxes be placed back on the north side of Brookridge Street.

Atwood / Dart moved to open the meeting for public comment. Motion carried.

Orville Konop, 337 Brookridge Street

- Questioned the change from the original 5' sidewalk they were told would be constructed to the 7' sidewalk that was constructed and the elimination of the 2' green strip. Due to response from residents on the north side of street who didn't want their mailboxes placed on the south side of the street, the Public Works Committee recommended their mailboxes remain on the north side. With the sidewalk already constructed, will they cut out the concrete or drill a hole to put in the mailboxes?

Ed Keating, 153 Brookridge Street

- Moving the mailboxes across the street is a bad idea and wasn't part of the original plan. Sidewalk was a safety feature for the kids, now the plan needs to be expanded to include a safety feature for the people who live on the street so they don't have to cross the street to get their mail.

Mary Jo Nelson, 201 Brookridge Street

- Agreed with comments made by Konop and Keating. Allouez and Webster Avenue have a 5' sidewalk, so why was a 7' sidewalk constructed on their quiet street? Since the Village is taking care of the 2 kids that walk to school now, she asked that the Village please take care of the 22 homes on the north side of Brookridge so they can be safe also and not have to cross the street to get their mail.

Jim Orourke, 2339 Oakwood Avenue

- Need to protect the interest of the elderly and the handicapped. Crossing the street in the winter would be difficult for them.

Judy Poh, 2375 Riverside Drive

- They should be able to have their mailbox on their homes or inside of the sidewalk on their property so they don't have to cross the street to get their mail. It is a health hazard.

Dart / Green moved to return to regular order of business. Motion carried.

Discussion:

- This was not part of the original deal for these homeowners / all are opposed.
- Drill openings can be made in the concrete by the Village.

Atwood / Green moved to accept recommendation from Public Works Committee to replace the mailboxes to where they were before the project started. Motion carried.

CODE 151, ANIMALS (from 06/05/18 , 06/19/18, 07/03/18)

Atwood

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- After a lot of discussion and clarification, it was determined to leave the code as is but make a recommendation that people who feel threatened need to start reporting it and we need to enforce the rules we have in place and start issuing citations because a warning is not going to stop it.

STH 172 FOX RIVER BRIDGE PAINTING PROJECT

Gehin

- At the end of the month, the DOT will begin painting the Hwy 172 Bridge over the Fox River. There will be minimal impacts - lane restrictions on 172, Riverside Drive, the trail. Work will be suspended the week of Thanksgiving this year and begin again early May next year. The project will be completed by October of next year.

FUTURE AGENDA ITEMS

- none

CONVENE INTO CLOSED SESSION

- removed from agenda

ADJOURNMENT

Dart / Green moved to adjourn at 8:05 p.m. Motion carried.

Minutes submitted by Debbie Baenen, Clerk-Treasurer