

**Village of North Fond du Lac**  
**OFFICIAL MINUTES- Meeting of May 18, 2009**  
**COMMITTEE OF THE WHOLE**

PRESENT: James Moore, Village President  
Jim Scharf, Trustee  
Keith King, Trustee  
Mike Will, Trustee  
Mike Streetar, Trustee

STAFF PRESENT:  
Chuck Hornung, Administrator  
Donna Richards, Village Clerk  
William Lamb, Police Chief  
Paul Nelson, Fire/EMS Chief  
Nick Leonard, Director of  
Engineering and Planning

Meeting called to order at 6:00 PM by Chairman Streetar.

**Chairman: STREETAR**

*Citizens wishing to be heard may address the committee on any agenda issue after the committee discussion has been completed, but prior to consensus. Please raise your hand to be recognized by the chair. Citizens wishing to be heard on topics not listed on the agenda may speak under item B.*

1. Discuss Ordinance O-2009-05 AN ORDINANCE AMENDING SECTION 24.05 PENALTY PROVISIONS (1) GENERAL PENALTIES, increasing municipal fine limits from \$500 to \$1000, Second Reading.  
Administrator Hornung explained that this was discussed last time, and brings the Village up to the limit allowed by State law for municipal violations.  
CONSENSUS to take it to the Board. (Will be explained further by Chief Lamb during the Board meeting.)
2. Discuss Resolution R-11-2009, PRELIMINARY RESOLUTION DECLARING INTENT TO LEVY SPECIAL ASSESSMENTS UNDER MUNICIPAL (POLICE) POWER PURSUANT TO WIS. STAT. §66.0701 (Illinois Avenue).  
Nick Leonard explained that this is a procedural resolution allowing us to assess property owners for the work being done on the reconstruction of Illinois Avenue, for those owners whose sidewalks and aprons were in poor condition. Mr. Scharf asked whether the areas were filmed that need to be redone. Nick Leonard explained that this was done in addition to painting every crack before they filmed. Mr. Will asked about the word Police after Municipal. Donna Richards explained that the Police powers is done for the health and safety of residents and does not required the level of precision in calculating the cost to the property owners.  
CONSENSUS to take it to the Board.
3. Discuss Class "B" Beer Six Month License for Outdoor Recreation, Inc., for the period May 18, 2009-November 17, 2009. Donna Richards explained that this is the six-month license for beer sales at Village Park. The members came out fine on their police and other reviews, so they are ready to go.  
CONSENSUS to take it to the Board.
4. Discuss the Awarding of a contract for the Bid by Maguire Iron, Inc. for contract E107-09-01A, Elevated Storage Tank, including optional bid items 6A, 7A, 8A and 9A and substitute optional bid items O-1A and O-4A, contingent on site acquisition, for the amount of \$864,000.00. Nick explained the bid summary sheets provided to the Board, and explained options provided in the bids, and then the Town decided on the options they wanted based on engineering recommendations, and the contract will reflect these options. The \$1.1 million was based on a number from last year, and it come in this much cheaper. Scharf asked about the elevation/height of the tank, Nick said this is actually taller than had been planned for at the original site. Mr. Will asked about fire protection charge, and how collected fees will be paid to the water utility. Nick explained that this will be discussed further under item 6.  
CONSENSUS to take it to the Board.

5. Discuss the Awarding of a contract for the Bid by Town and Country Underground for contract E107-09-001B, Elevated Storage Tank Sitework, including optional bid item 8B, contingent on site acquisition, for the amount of \$79,156.00. Nick explained that this is the actual site work for the tower location to raise the site, and that the bids came in much lower 64% lower, with lots of variability between them, ranging from \$79,000 to \$172,000 roughly. If Federal Recovery funds come in, prevailing wages change the bids by the amount of 8B (9A on previous item), and will be allowed to be billed. This is only if the Federal funds are received for these projects.

CONSENSUS to take it to the Board.

6. Discuss the Town of Fond du Lac Water Tower Agreement. Chuck Hornung explained that this is the amended agreement that is recommended. We could keep 100% of fire protection charges to make sure water is available to the hydrants, but due to the fact that they maintain their own mains and hydrants we negotiated to keep the same rates and share the revenues from this charge, 50%/50%.

CONSENSUS to take it to the Board.

7. Discuss purchase of Town of Fond du Lac property for construction of the Water Tower. Chuck thought it would be good to put this on the agenda at this time to keep the Board informed. He explained that we have an accepted offer for the property, contingent on a couple of things happening, including the needed zoning change. Explained to Mr. Scharf that the meeting would be in Town of Fond du Lac. Mr. Will asked if we are buying the property. The answer was yes, but the property would be transferred to them as part of the transfer of the tower when that occurs.

CONSENSUS to take it to the Board.

8. Discuss spending the Park Fund Designated Funds in Optimist Park. Chuck Hornung explained the cost of the playground equipment in cooperation with BCI Burke. There are funds in the Parks fund that would be allocated to this equipment. There are also several organizations that would donate towards the equipment. We need to raise about \$16,000. Keith King would like to see some fundraising take place to get the funds back to the amount we put in above the Parks fund.

CONSENSUS to take it to the Board.

**B. CITIZENS TO BE HEARD. None**

**C. UNFINISHED BUSINESS. None**

**D. NEW BUSINESS.** Question about when Park Ridge Lane will be completed. Chuck Hornung said he has a call into the developer to discuss this.

**E. CLOSING OF MEETING.** Meeting closed at 6:15 PM.

Respectfully submitted,

Mike Streetar, Village Trustee