

**VILLAGE OF WESTON
BOARD MINUTES**

MONDAY, FEBRUARY 16, 2009

I. CALL TO ORDER/PLEDGE OF ALLEGIANCE

President Schuster called the Village Board meeting to order at 6:11 p.m. Trustees present were White, Ermeling, Maloney, Jaeger, Ziegler and Schmutzler. Administrator Zuleger, Public Works Director Donner, Project/SW Engineer Kangas, Director of Information Systems Crowe, Finance Director Jacobs, Community Development Director Higgins, Captain Grod, Fire Chief Meilahn and Acting Police Chief Sleeter were also present. There were 6 audience members present.

II. VILLAGE BOARD MINUTES

A. *M/S/P Jaeger/Schmutzler: to approve the Village Board Minutes of 2/02/09 and place on file.

III. VISITORS

There were no visitors.

IV. PUBLIC HEARING

A. Public Hearing – CPMA-12-08-1057 Village of Weston Comprehensive Plan Future Land Use Map Amendment from Residential to Commercial: 5402 Pine Park Street.

a. Open Hearing: CPMA-12-08-1057

Schuster read the hearing notice and opened the public hearing at 6:13 p.m. He asked for anyone to speak in favor of the Village of Weston Comprehensive Plan Future Land Use Map Amendment. There was no one. Higgins said the Planning Commission did review the amendment and recommended approval. He asked for anyone to speak in opposition. Mr. Russell Forbes, 5417 Pine Park Street, spoke and indicated he is a nearby resident of 5402 Pine Park Street. His concern is that he now lives in a residential area. If the amendment is approved someday this area could become a commercial corridor. This is a nice quiet street and he would like it to stay that way. Mary Forbes indicated she does not appreciate commercial coming into a residential area. They love the neighborhood right now. If the zoning is changed this could also increase the traffic. Mr. Forbes said someday they may sell their property and it would be difficult to sell residential property that is located next to commercial property. Schuster asked if they ever considered rezoning 5403 Pine Park Street to commercial. They said no. Higgins explained the future land use map and stated this was not a rezone. A rezoning request for this property would still have to come before the Plan Commission and Village Board. Schuster asked for anyone else to speak in favor or in opposition. There was no one. He asked the Board members if they had any questions. Ermeling says her concern is once it is rezoned anything can go in there. Higgins said staff is discussing a B1 or B2 rezoning with the developer. This would also require a conditional use permit. Ermeling said the current business may not be a problem right now but down the road if they decide to sell it then you could potentially have something in there that the neighborhood isn't ready for. She also asked if their concerns from their February 12th letter were addressed by the Plan Commission. Higgins said no because this is just a request to change the comprehensive land use map. She said the Plan Commissioner Evans said they still have their work cut out for them to rezone the property.

b. Acknowledgement of Plan Commission Resolution #VW-01-09 Adoption of the Recommended Amendments to the Comprehensive Plan as Prepared by the Village of Weston Plan Commission

***M/S/P Jaeger/Maloney: to acknowledge Resolution #VW-01-09 - Adoption of the Recommended Amendments to the Comprehensive Plan as Prepared by the Village of Weston Plan Commission.**

c. Close Hearing: CPMA-12-08-1057

Schuster declared the hearing closed at 6:25 p.m.

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- d. **Action on Hearing CPMA-12-08-1057: Ordinance to Amend the Village of Weston Comprehensive Plan**
**M/S/P Maloney/Schmutzler: to approve the Ordinance to Amend the Village of Weston Comprehensive Plan. Q/Zuleger felt there should be a sense of the Board with respect to zoning and conditional use requirements so that the Plan Commission has an understanding when they review the rezoning request. The sense of the Board is to maintain the residential integrity by zoning the property B1 or B2, with the appropriate screening.*

V. **NEW BUSINESS**

- A. **Village Fee Schedule Sewer Adjustment for Outside Water Usage**
**M/S/P Schmutzler/White: to approve the sewer adjustment not to exceed 125 percent of the water usage.*
- B. **AT&T Lease Amendment for Summit Avenue Water Tower**
**M/S/P Jaeger/Ziegler: to approve the AT&T Lease Amendment for Summit Avenue Water Tower, contingent on legal review.*
- C. **Bloedel Well Maintenance/Rehabilitation Contract with Layne-Northwest**
**M/S/P White/Ziegler: to approve the Bloedel Well Maintenance/Rehabilitation Contract with Layne-Northwest in the amount of \$22,642.*
- D. **Local Government Stormwater Group, Participation in League of Wisconsin Municipalities Effort to Modify Storm Water Rules**
**M/S/P Ermeling/White: to approve the Participation in League of Wisconsin Municipalities Effort to Modify Storm Water Rules in an amount not to exceed \$200.*
- E. **Federal Stimulus Bill-Ross Avenue Pavement Replacement, Design Contract with CWE**
**M/S/P Jaeger/White: to approve the Ross Avenue Pavement Replacement Design Contract with CWE with time and material not to exceed \$40,000 for design. Q/ Ermeling asked if this design is something the Village can use later if it ends up not qualifying for the stimulus package. Zuleger said yes. There was a short discussion on the stimulus plan and projects.*
- F. **Discussion - 2009 Storm Water Utility Rate**
Zuleger said in light of the fact that the economy is tough and the Village has to raise water rates, staff feels they can cover an approximate \$45,000 fund shortfall out of the debt service fund. The Village would then raise the rate to \$60 in 2010. **M/S/P Jaeger/Schmutzler: moved to reconsider the 2009 storm water utility rate and refer this item back to the Finance Committee and Public Works and Utility Committee.*
- G. **Plan Commission Consent Agenda Items**
 1. **Staff approved Sign Permits**
**M/S/P Schmutzler/Maloney: to acknowledge the Staff approved Sign Permits.*
 2. **Certificates of Occupancy Issued**
**M/S/P Schmutzler/Maloney: to acknowledge the Certificates of Occupancy Issued.*
- H. **Operator License**
 1. **David Kitsemble, Ashtyn Peterson, Nichole Wolfe, Crystal Yang**
**M/S/P Ziegler/Maloney: to deny the Operator license for Ashtyn Peterson and approve the operator licenses for David Kitsemble, Nichole Wolfe and Crystal Yang. Q/ Weinkauff stated she has had applicants in the past not fill in the arrest section of the application. She feels that maybe she forgot about her underage drinking charge. Schuster said if she would have left that area blank instead of checking "no" then maybe you could say she forgot. Ermeling said if she filled out a new application then the Board would have to approve it. Weinkauff said the offense has to substantially relate to the alcohol licensing activity. Sleeter said he did not deny this because of the underage charge, he denied because she lied on her application. It was indicated*

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the application has a section that states the license may be denied if the applicant fails to provide the requested information or is not truthful in completing the application. Zuleger feels the Board has the right to deny this. Weinkauff will notify her of the denial.

I. Vouchers

**M/S/P Ermeling/Maloney: to approve vouchers 25373 to 25503.*

VI. COMMITTEE MINUTES

A. Public Works and Utility Committee Minutes

**M/S/P Jaeger/Ziegler: to acknowledge the Public Works and Utility Committee Minutes of 2/2/2009 and 2/6/2009 and place on file.*

B. Plan Commission Committee Minutes

**M/S/P Jaeger/Ziegler: to acknowledge the Public Works and Utility Committee Minutes of 2/9/2009 and place on file.*

VII. DEPARTMENT REPORTS

A. Parks & Recreation Superintendent

Osterbrink reported the demolition of the concrete decks on the aquatic center towers was completed. He also received state approved plans for the slide deck replacement.

B. Police Chief

Sleeter reported the new Corporals finished their first week of supervision and are doing fine. There have been a lot of money related crimes. There should be a new radio upgrade for the Department in 12 to 18 months.

C. Fire Chief

1. Previous Month's Statistics, Call Volumes, and Trends

Meilahn reported the Fire Department assisted Wausau with a recent house fire. There were no injuries. The 2008 Assistance Firefighters Grant was denied for radios. He recently met with the hospital on the St. Clare's ALS agreement. He along with Captain Grod will attend a Wisconsin Fire Chiefs training this weekend.

D. Director of Public Works

1. Project Update

Donner reminded the Board there is a draft report on the structure alternatives for the Birch Street pedestrian bridge on the Village's web site.

2. Utility and Street Operations Report

Donner reported the Utility is having cold weather issues with water service lines.

E. Community Development Department Report / Zoning Administrator

1. Upcoming FEMA Meetings at Marathon County, 212 River Drive, Wausau

a. Marathon County Informational Meeting on NFIP (National Flood Insurance Program) – Wed., February 18th @ 7 pm

b. Local Officials meeting with FEMA – Thurs., February 19th @ 2:30 pm – 210 River Dr

c. Flood Risk Information Open House for all Marathon County Residents – Thurs., February 19th @ 6 to 9 pm – 210 River Dr

Higgins reported staff mailed out 332 letters to Village and Town residents regarding FEMA meetings.

F. Finance Director

1. CAFR Award

Jacobs reported he received the official letter stating the Village will receive a CAFR award for the fifth year in a row. The Board congratulated staff for their efforts in achieving the award.

G. Administrator's Report

1. IAFF Local #415 Contract Ratification

Zuleger reported the IAFF Local #415 ratified the contract with 4.5 retroactive holidays. **M/S/P Ermeling/White: to ratify the contract with the 4.5 retroactive holidays.*

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2. Ad Hoc Quality of Life Committee Update

Zuleger said the last AD Hoc Quality of Life meeting was a good session. The members were very interactive in talking about jobs. The next meeting is scheduled for March 11th.

H. Clerk's Report

1. Village of Weston Logo

Weinkauf asked the Board for their thoughts on the new logo. The Board said it's a nice update. Weinkauf also gave an election update.

VIII. TRUSTEE BUSINESS

A. Maloney

None

B. White

None

C Jaeger

None

D. Schmutzler

Schmutzler asked to be excused from the March 2nd meeting.

E. Ziegler

None

F. Ermeling

None

IX. PRESIDENT'S BUSINESS

X. ADJOURN

**M/S/P Jaeger/Ziegler: to adjourn the meeting at 7:07 p.m.*

Respectfully,

Sherry Weinkauf
Village Clerk