

LUXEMBURG VILLAGE BOARD MEETING MINUTES
TUESDAY, APRIL 14, 2023
MUNICIPAL OFFICE BUILDING
206 MAPLE STREET, LUXEMBURG, WI

Members present: Jack Seidl, Dan Porath, Lori Hurley, Dan Olson, Dan Rueckl. Absent: Ron Tlachac, Brian Barbiaux. Others present: Clerk/Treasurer MiLissa Stipe, Public Works Supervisor Rick Simonar, Police Chief Gulbrand, Engineer Gayle Lindenberg, Mike Faltynski, Paul Abts, Mark Fort, Abe Babler, Peter Kline, Bob & Patty Seidl, Norman Peters

PUBLIC HEARING

Public Hearing: 6:45 p.m. Ordinance 9.42 Off-Street Parking and Loading, (7) other parking in residential areas. This ordinance has been updated to accommodate parking of vehicles, trailers, motor homes, travel trailers, UTV, ATV, or other motorized vehicles on property

The public hearing was opened at 6:45 p.m. Chief Gulbrand gave a brief summary of the changes to the ordinance to accommodate more leniency in the code to allow gravel pads to be placed under trailers, RV's etc. to be parked on your property. The base will need to be the width/length of the base of the trailer, RV, UTV, etc.

Resident Abe Babler wanted to know who initiated this change to the code and stated that "we live in the wilderness" and he felt that this was governance interference and there was no need to revise the code.

Resident Norm Peters requested clarification as to the width/length of the pad. He wanted to make sure that he complied with the code since he received a notice in 2020 for an infraction to the code.

President Seidl did inform the audience that if residents would need a parking area to park their trailers in the summer/winter months, that Weidner Lumber and Advantage Auto would allow people to park in their parking lots. You would need to contact each business for any inquiries.

Public Hearing was closed at 7:03 p.m.

1. CALL MEETING TO ORDER

The meeting was called to order at 7:03 p.m.

2. ROLL CALL

Members Jack Seidl, Dan Porath, Dan Olson, Dan Rueckl and Lori Hurley. Absent: Brian Barbiaux, Ron Tlachac.

3. ADOPT AGENDA

Motion (Hurley/Rueckl) to approve the agenda. All ayes. Motion carried.

4. COMMENTS FROM CITIZENS (SIGN-UP SHEET/3 MINUTES MAXIMUM)

Resident Paul Abts requested if the Board could look into installing pickle ball courts in the Village. Trustee Tlachac had previously done some research on the dimensions/costs for the pickle ball courts but was not available to comment. Paul wanted to find out if there needed to be fundraising work, if there were any funds available for this type of installation. Public Works Rick Simonar stated that he thought the best location would be Firemen's Park where the older basketball court is housed. There would be

enough room for two pickle ball courts. The Board will take its inquiry into consideration. The Village will contact Trustee Tlachac for any information regarding the pickle ball courts. Resident Mike Faltynski inquired during a good winter could the Village identify an area for an ice rink. The Board will forward both requests to the Parks & Playground Committee for discussion.

5. APPROVE MINUTES FROM THE MARCH 14, 2023, BOARD MEETING

Motion (Rueckl/Porath) to approve the minutes from the March 14, 2023, Board meeting. All ayes. Motion carried.

6. CONGRATULATIONS TO OUR NEW PRESIDENT, DAN PORATH AND NEW BOARD MEMBER: BOB SEIDL WITH RETURNING BOARD MEMBER: DAN RUECKL. SWEAR IN 2023-25 BOARD MEMBERS

New President Porath thanked all the Board members for their service to the Village of Luxemburg. He made a grateful message to outgoing President Seidl for all his hard work and dedication to the Board as a trustee and as president. He welcomed the new Board member, Bob Seidl. Clerk Stipe swore in the new President, Trustees: Dan Rueckl and Bob Seidl. Returning Ron Tlachac was previously sworn in on Monday.

7. REVIEW/APPROVE UPDATED ORDINANCE 9.42 OFF-STREET PARKING AND LOADING (7) OTHER PARKING IN RESIDENTIAL AREAS

Motion (Porath/Olson) to approve amended ordinance 9.42 Off-Street Parking and Loading (7) other parking in residential areas. All ayes. Motion carried.

8. DISCUSSION TO REVIEW NOMINATIONS TO FILL REMAINDER OF DAN PORATH'S TRUSTEE POSITION

There is a one year term of Dan Porath's trustee position available to be filled. This position would be filled by appointment. The goal is to have interested parties provide the Village with a letter of intent and the Board will determine who will take the position at the May 2023 Board meeting. It was advised to put out an ad on our Facebook account and the website to encourage people to apply.

9. DISCUSS FORMAL MOTION TO START THE REVIEW PROCESS AND UPDATE THE VILLAGE'S "WASTEWATER TREATMENT SERVICE AGREEMENT" WITH FERMENTED NUTRITION (PACKERLAND WHEY)

Clerk Stipe gave an update on the financial obligations for water/sewer. Sewer payments have been received and up to date, water obligation is due on April 20, 2023. Clerk Stipe reminded the Board that she has sent out multiple reminders to keep them on track with payments. It has become a burdensome process. The positive note is that treatment at the plant has improved immensely, with all levels down to normal levels with the exception of ammonia at a higher level, but Fermented Nutrition is working on bringing those levels down as well. There have been weekly meetings via phone for updates with Fermented Nutrition to keep the communication line open for any updates or issues that may be happening.

Discussion regarding the service agreement will need to be amended due to the agreement does not allow any speedy recovery for the Village when a major event happened. There were too many hurdles to jump before the Village could enforce any action against Fermented Nutrition. It was agreed that this agreement will need to be revisited/revise. Motion (Porath/Rueckl) to formally give notice to Fermented Nutrition to amend the Wastewater Treatment Service Agreement. All ayes. Motion carried.

10. DISCUSSION ON FINDING AND ADOPTING AN OFFICIAL LOGO FOR THE VILLAGE. IT WAS SUGGEST (BAYLAKE REGIONAL PLANNING COMMISSION) TO USE (LUXEMBURG) LOGO ON OUR WATER TOWER AS THERE ARE NO COPYRIGHTS ON IT AND IT'S HIGHLY VISIBLE

President Seidl informed the Board that there was no official logo for the Village, and it would be a benefit to the Village to identify one. The style of lettering on the water tower could be used since there are no copyright's attached to it. Trustee Porath would like to talk to the Chamber of Commerce and receive their input, since a logo could be used by both entities. It was also brought to the attention of the Board that the banners that we use throughout the summer is now in disrepair. Possibly a logo identified, there could be a purchase of new banners for the summer months?

11. DISCUSSION ON PURSUING A GRANT THROUGH KEWAUNEE COUNTY FOR GIS EQUIPMENT/TRAINING OF STAFF BY BAY LAKE REGIONAL PLANNING PERSONNEL. GIS IS A LOCATING TOOL WHICH MARKS AND IDENTIFIES OUR UNDERGROUND INFRASTRUCTURE. WE WILL NEED A COST ESTIMATE AND DESCRIPTION OF WHAT WE WANT TO ACCOMPLISH

This agenda item was previously discussed, and a quote was presented by Bay Lake Regional Planning but was put on hold. It is now on the table again. Kewaunee County has funds available to start the process. There would need to be training and purchasing of the equipment. This process will take a long time to process all the entry of the infrastructure but in the long run will benefit the Village and residents as the location of all infrastructure (water main lines/sewer lines/laterals/curbstops/etc) for any type of repair or emergency that may need the data. A discussion with Kewaunee County regarding funds available will need to take place and further discussion with Bay Lake Regional Planning.

12. DISCUSSION FOR BOARD REGARDING HOA (HOMEOWNER ASSOCIATION) AGREEMENTS FOR CONDO TYPE PROJECTS AND THE VILLAGE'S INVOLVEMENT

A discussion regarding the Village's involvement with an HOA for a specific project, condos. Algoma does not have HOA's, but Kewaunee does. In Kewaunee, the developer is responsible for everything to start out with, and a President/Secretary/treasurer are appointed to continue the responsibilities of the HOA. There are concerns with connecting the Village to an HOA, this is private property and getting involved with the association that is not liable to the Village can cause issues. Trustee Porath mentioned an issue with another local HOA that had issues with owners not paying dues, and then when issues arose the funds were not available or secured to complete renovations. It was the consensus to not have the Village involved in any HOA's since this would be a private contract with owners and developers.

13. ENGINEER UPDATES

WATER STUDY: Gayle Lindenberg presented the Water Study to the Board, one of the driving factors is the population data is showing that the Village has been growing in the past 40+ years and projections for 2040 is at 3,350. Another factor is projected water demand, with growth in residential and possible industrial/commercial growth weighs in as another factor for increased water demand. There is another factor of fire protection that the Village needs to maintain for major events such as a fire at one of the school buildings. This demand would entail more water usage than our system can handle under current conditions. In order to accommodate for increased water demand, the options are to dig either more wells, deeper wells or go to the Green Bay Water Utility in Sugarbush. The long-term advantageous route is to dig the ditch to Sugarbush since the Village has had problems locating sites for a well. The four wells in the Village are good, but they do not pump significant amounts of water. With this connection, there would be no issue with water demand for the future. There is another issue with water pressure demand too. There are multiple options from installing another pump stations, the downfall is it would be another facility to maintain. One option that outweighs the others is increasing the height of the water tower. The water tower would need the bulb removed and 23 feet inserted in the stalk of the tower and then the bulb

placed back on. All of the above projects planned would take place over the next three years, from planning to project finalization. The costs associated with the above projects are approximately \$10 million. There are grants available from the Green Bay Water Authority (possible \$500 to \$1.5M), (principle forgiveness from Federal grants, approx.. \$500,000) with the balance funded from water users. An open house is expected to be scheduled for the middle of May. An exact date/time will be scheduled and published on Facebook, Village website, Post office, and Stodola's IGA. Please watch for the flyer to attend.

WPS ELECTRIC/GAS INSTALL IN THE INDUSTRIAL PARK: The application has been submitted; designer has started work but no timeline is available. Gayle was informed that there are new stricter restrictions to the path of the electrical/gas for the construction under the railroad. This may cause more cost and delay of the gas/electric for the industrial park. Alternate routes for Wisconsin Public Service may need to be reviewed.

DIVISION & SEIDL STREETS: Surface coat will be installed in spring 2023.

RANK PROPERTY: Dan Rank has requested to de-annex back into the Town of Luxemburg.

14. REVIEW/APPROVE VOUCHERS

Motion (Rueckl/Porath) to approve April 2023 vouchers. All ayes. Motion carried.

15. REVIEW/TAKE ACTION ON:

BARTENDAR'S LICENSE: MADU SUDHAN OLI; BP GAS STATION, Motion (Hurley/Olson) to approve the bartender's license. All ayes. Motion carried.

LIQUOR: KEWAUNEE COUNTY RACING ASSOCIATION LLC, AGENT: ANDREW STERNARD, E1097 COUNTY ROAD X, LUXEMBURG, WI FOR CLASS B (BEER) LICENSE FOR "THE BURG SPEEDWAY" FROM APRIL 11, 2023 TO SEPTEMBER 30, 2023, Motion (Hurley/Rueckl) to approve the Class B (Beer) license. All ayes. Motion carried.

PICNIC: LUXEMBURG CASCO UNITED SOFTBALL ORGANIZATION, THE SPARTAN CHALLENGE SOFTBALL TOURNAMENT FROM MAY 17-22, 2023, AT 307 ELM STREET (LEGION FIELD) AND 206 MAPLE STREET (COMMUNITY CENTER FIELDS) AND ST. THERESE DE LISIEUX PARISH, ST. THERESE PARISH 22ND ANNUAL TIME AND TALENT ON SUNDAY, APRIL 30, 2023 AT 625 THIRD STREET, KEWAUNEE COUNTY FAIRGROUNDS

Motion (Hurley/Olson) to approve the picnic licenses. All ayes. Motion carried.

16. COMMITTEE REPORTS

Rick Simonar: Yard waste pickup will start on April 17, 2023, weather permitting.

He hopes to get the lift soon for tree trimming activities as well.

Summer help Pat Zellner will be back on Monday to help with the duties during the spring/summer/fall months.

The wastewater plant clarifying ponds are full, and have been flushed with the rain and with temperatures rising, they plan on installing the bacteria totes to deal with the BOD levels.

Chief Gulbrand: Body worn cameras will be up and working on May 8th.

Chief wanted to inform the Village that a dog attacked another dog in the Village (second time) and is now out of the Village limits based on the ordinance violation.

17. ANY OTHER ISSUES

None

18. ADJOURN

Motion (Olson/Rueckl) to adjourn at 9:16 p.m. All ayes. Motion carried.

MiLissa Stipe
Clerk/Treasurer