

LUXEMBURG VILLAGE BOARD MEETING MINUTES
TUESDAY, AUGUST 8, 2023
MUNICIPAL OFFICE BUILDING
206 MAPLE STREET, LUXEMBURG, WI

Members present: Dan Porath, Lori Hurley, Dan Olson, Dan Rueckl, Ron Tlachac, Bob Seidl. Others present: Clerk/Treasurer MiLissa Stipe, Public Works Rick Simonar, Police Chief Gulbrand, Engineer Gayle Lindenberg via Zoom, Mark Fort, Peter Kline, and Paul & Kelly Abts.

1. CALL MEETING TO ORDER

The meeting was called to order at 7:00 p.m.

2. ROLL CALL

Members Dan Porath, Dan Olson, Dan Rueckl, Lori Hurley, Ron Tlachac, Mike Faltynski and Bob Seidl.

3. ADOPT AGENDA

Motion (Tlachac/Seidl) to approve the agenda with the addition of a picnic license for St. John's Lutheran Church for their Fall Harvest even to be held on September 23, 2023. All ayes. Motion carried.

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

None

5. APPROVE MINUTES FROM THE JULY 11, 2023, BOARD MEETING

Motion (Hurley/Faltynski) to approve the minutes from the July 11, 2023, Board meeting. All ayes. Motion carried.

6. INDUSTRIAL PARK DISCUSSION SIGNAGE/ADVERTISEMENT

President Porath expressed interest in creating some form of signage for the industrial park. Multiple ideas were given. One idea would be to approach SAS Forks and inquire if we could participate in the open section of their sign. Trustee Tlachac thought it is not advisable to advertise when the industrial park does not have access for electric and gas at this time. Discussion started with our Engineer, Gayle Lindenberg if WPS has heard from the Railroad regarding any forward motion on the variance from the railroad. It seems that the variance was kicked back to WPS and that it seems to be a no go. The concern with the variance is due to the depth that the railroad is requiring the Village to bury the gas line. They want to be 25 feet below the railroad tracks. Another concern is that WPS wants the electric/gas looped in that specific area. Engineer Lindenberg will be reaching out to WPS to get some form of answer on the variance, costs, and scheduling.

7. DISCUSSION ON WINDMILLS AND THE IMPACT ON THE VILLAGE

Based on information that was presented, a company Invenergy Wind Development LLC has approached the Townships of Luxemburg, Humboldt, Eaton, and Montpelier to secure access to properties for installation of windmills. There seems to be little a municipality can do to deter this type of energy source since the oversight is through the Public Service Commission of WI. It is similar to cell phone towers, there is not any discussion regarding it since it is up to each landowner. Essentially, if landowners do not contract with the cell phone towers, windmills and even solar panels, they would not be installed, it all on the landowners shoulders. Clerk Stipe will put on the clerks list email site for the State of WI any input that other clerks are discussing and share back with the Board.

8. ENGINEER UPDATES

*Certified Survey Map for a 2-acre parcel in the Industrial Park will be presented to the Board in September 2023 Board Meeting.

*FEMA Flood Plain Mapping survey was submitted to FEMA, waiting for a response.

*WPS Electric/Gas installation in Industrial Park: Application is submitted, WPS applied for a variance from the railroad to allow less required depth on the gas. Without the variance, the estimated cost is over \$300K. Mid-July the railroad had kicked the variance back to WPS because they did not want WPS to have a bore greater than 2" larger than our pipe. This is not possible due to the steel pipe needing to bend the radius they require for depth under the tracks.

9. DISCUSSION ON AMENDED ORDINANCE 12.02 (2) UNREASONABLE, EXCESSIVE, AND UNNECESSARY NOISE IF PROHIBITED; PROPOSED HEARING ON SEPTEMBER 12, 2023

Chief Gulbrand presented the revised Ordinance 12.02 (2) to show the Board what the ramifications are for a noise ordinance infraction. The ordinance is designed to accommodate a decibel reader (which will need to be purchased) to determine the level of noise for a complaint. The quiet time would be from 10:00 p.m. to 6:30 a.m. Each zoning district such as commercial would have different hours to accommodate amplified music. Board members were in agreement with the amended code. This would allow police officers a code to enforce when it comes to unreasonable, excessive, and unnecessary noise.

Discussion on an amended ordinance 10.05 Garbage and Rubbish which adds (b) Abnormal Pick-Up. Large Item pick up. This will allow the Police to allow residents to leave their items on the terrace for a maximum of 72 hours, then all items will need to be removed. No items will be allowed to sit for long periods of time as in the past.

Both amended ordinances will be presented with a public hearing prior to the Board meeting and will be reviewed for approval/denial at the Board meeting on September 12, 2023.

10. DISCUSSION ON 2024 BUDGET

Clerk Stipe presented the budget documents for 2024. Meetings will need to be scheduled in October for each committee and what they will need to be present for their plans for 2024. A brief overview was presented.

11. REVIEW/APPROVE VOUCHERS

Motion (Tlachac/Olson) to approve August 2023 vouchers. All ayes. Motion carried.

12. REVIEW/TAKE ACTION ON: BARTENDAR'S/OPERATOR'S LICENSES:

Logan James Jossie; Scotty's Bar and Temporary license for Christopher James Hanmann; St. John's Church Harvest Fest on September 23, 2023. Motion (Rueckl/Seidl) to approve the mentioned operator's licenses. All ayes. Motion carried.

Picnic License: St. John's Church Harvest Fest on September 23, 2023, on St. John's Church, 700 Heritage Road. Motion (Tlachac/Faltynski) to approve the picnic license for St. John's Church. All ayes. Motion carried.

19. COMMITTEE REPORTS

MiLissa Stipe:

*Informed the Board that Open Book will be September 7th from 10:00 a.m. to 4:00 p.m. with the Board of Review on October 11, 2023 (application/appt. only)

Rick Simonar:

*Chip sealing and crack filling has been completed.

*The inlets on Hwy. 54 will be looked at via Dorner Inc. to determine the cost associated with the rebuilds.

*Marcks Court watermain has been repaired but unfortunately has been leaking again. Dorner Inc. will be digging up the main again to determine the break.

*Fermented Nutrition treatment has been good and within margins.

Chief Gulbrand:

*Chief Gulbrand discussed the issue with the Village's pay range for our part-time officers. Kewaunee County has a higher level of pay. He would like to increase the range for the Village employees. He suggested the following based on experience: <5 years \$21.00 per hour; >5 years \$25.00 per hour; >10 years \$30.00 per hour. Further discussion on the salary ranges will be discussed during the budget process.

*Discussion on storage containers/old railroad cars, etc. This item would need to come from the Zoning Administrator to work through creating code to have supervision on those types of storage facilities. Clerk Stipe will email Scott to work on an ordinance.

*The noise ordinance and bulk item ordinance have been amended and Board members reviewed. The next step would be to bring forth a public hearing and approval/denial at the September Board Meeting.

*The fair went off without any major issues, overall, the crowds were very good.

*The mobile data in the squads were having issues, Chris Gulbrand has discussed this with the carrier, Cellcom. Possibly going to another carrier may be an option for the Village such as FirstNet or ActiveAlert, both of these carriers are specifically designed for emergency workers as 1st responders, Ambulance, Police, Fire and Public Works. The Chief will be checking out the options.

Trustee Ron Tlachac:

*Trustee Tlachac informed the Board that the Fire Department had a meeting recently and was presented with issues regarding the age of some of the firemen. Based on their insurance carrier, they are recommended to have an age limit of 65. In 2013, the Fire Department resolved a motion to have the following as their standard for age limits: up to 73 to drive a fire truck and 75 to be an officer. You could still be a fireman but no driving or officer position after 73. There are some members of the Fire Department that have exceeded their age limit and the Fire Department is working on replacements for those individuals.

*The current invoices that the Village received from the Fire Department for labor only charges (the property owner/individual responsible for the call) did not make good on the invoice. The Village will make the labor invoice payment and special assess any property owners during the property tax process.

*Trustee Tlachac will be presenting the CEO of Bug Tussel at the Kewaunee County Board Meeting on Tuesday, August 15, 2023, the sites in Luxemburg that have not been restored since the installation of the conduit for their fiber installation. There are many sites, there are concerns with safety with some sites. Public Works will go out and get photos and addresses so that Bug Tussel has a lot to deal with.

President Dan Porath:

*President Porath asked the Board and audience members, what does Luxemburg need? Many ideas were shouted out. The main ideas were laundromat, hotel or event center, and Taco Bell.

*President Porath will be contacting Kewaunee County to have someone come to the Village Board and explain what Kewaunee County plans on doing with address: 606 Second Street (Old Lelou's home).

22. ANY OTHER ISSUES:

23. ADJOURN

Motion (Olson/Tlachac) to adjourn at 9:07 p.m. All ayes. Motion carried.

MiLissa Stipe,
Clerk/Treasurer