

# FOWLER VILLAGE COUNCIL

President  
Vernon J. Thelen  
President Pro-Tem  
Dave Klein  
Trustees  
Roy Smith  
John Childers  
Dick Pline  
Rick Fink  
Chris Thelen

Treasurer  
John C. Rademacher  
Clerk  
Rhonda Feldpausch  
DPW Employees  
Vern Feldpausch  
Brad Smith

DATE: May 14, 2007

The Fowler Village Council met Monday, May 14, 2007 at 7:00 PM with President Vern Thelen presiding.

PLEDGE OF ALLEGIANCE AND ROLL CALL

The pledge of allegiance was given to the flag. Roll was called and a quorum reported. Present were: Roy Smith, John Childers, Chris Thelen, Rick Fink, Rhonda Feldpausch, Dick Pline, and John Rademacher. Absent: David Klein.

VILLAGE PERSONNEL

Vern Feldpausch and Brad Smith.

VISITORS

Jeff Hansen – WorkHorse Civil Design, John O'Malia – O'Malia Consulting, Dave Pohl – Clinton County Commissioner

AGENDA

Add Sidewalk Bids to New Business.

MINUTES

**BOARD ACTION:** Trustee Pline moved, supported by Trustee Childers, to approve the minutes of the April 9, 2007 Regular Meeting as presented. Motion carried.

CLINTON COUNTY SHERIFF

Kyle Knight was not present

BILLS

**BOARD ACTION:** Trustee Smith moved, supported by Trustee Fink, to approve payment of \$68,213.30 from the General Fund, \$80,919.50 from the Water O & M Fund, \$16,336.49 from the Sanitary Sewer O & M Fund, \$633.96 from the Local Street Fund and \$116.45 from the Major Street Fund. Motion carried.

WATER TREATMENT PLANT

Jeff Hansen – WorkHorse Civil Design and John O'Malia – O'Malia Consulting were present for discussions. The Drinking Water Revolving Fund Part III application was provided.

**BOARD ACTION:** Trustee Pline moved, supported by Trustee Fink, to adopt Resolution #RES 2007-06; a Resolution to Tentatively Award a Construction Contract for Water System Improvements. Vote was unanimous. Motion carried.

BUILDING PERMITS

**BOARD ACTION:** Trustee Pline moved, supported by Trustee Fink, to approve Residential Development Permit #RD2007-02 submitted by Simon Builders for Edgar Thelen and Residential Development Permit #RD2007-01 submitted by Gary Witgen. Motion carried.

TREASURER REPORT

**BOARD ACTION:** Trustee Fink moved, supported by Trustee Childers, to accept the Treasurer's report as presented. Motion carried.

DPW REPORT

Vern Feldpausch, DPW Supervisor, reported on the following issues:

- Project Plan for water treatment plant
- Water tower work
- Sidewalk bids
- Catch basin cleaning
- Well house fence removal
- Crack sealing

PERSONNEL COMMITTEE

**BOARD ACTION:** Trustee Pline moved, supported by Trustee Fink, to increase Mark Witgen's wages from \$10.00/hr to \$10.50/hr effective the beginning of this year's work season. Motion carried.

150<sup>TH</sup> CELEBRATION

Celebration plans are a work in progress. A revised fireworks contract was received.

WEBSITE	Rhonda Feldpausch, Village Clerk will get bids on website development.
REDUCTION OF LETTER OF CREDIT FROM COMMUNITY DEVELOPERS	<b>BOARD ACTION:</b> Trustee Pline moved, supported by Trustee Fink, to reduce the Letter of Credit from Community Developers from \$20,000.00 to \$10,000.00 based on partial completion of the proposed project. Motion carried.
REZONING OF PARCEL #19-041-014-000-040-60 – MATT AND PEGGY BRAUN	<p>The Planning Commission held a Public Hearing regarding a re-zoning application submitted by Matt and Peggy Braun, 11262 West Fourth Street. Parcel #19-041-014-000-040-60 encompasses three separate property deeds. Two of the properties are zoned Industrial and one is zoned Residential. The recommendation of the Planning Commission is to zone Parcel #19-041-014-000-040-60 in the following manner:</p> <p>The property owned by Matt and Peggy Braun, parcel #19-041-014-000-040-60 will be zoned Residential excluding the westerly 20 feet of westerly boundary of property more particularly described as PART OF NE ¼ SEC 14 COM NE COR SEC 14 TH W 1323.55FT TO POB, TH E 20FT, TH S 170.16FT, TH W 117FT, TH S 130FT, TH W 20FT, TH N 150FT, TH E 117FT, TH N 150.16FT TO POB SEC 14 T7N R4W which will remain Industrially zoned.</p> <p><b>BOARD ACTION:</b> Trustee C. Thelen moved, supported by Trustee Fink, to grant the Rezoning application submitted by Matt and Peggy Braun based on the above mentioned recommendation of the Planning Commission. 4 ayes, 1 nay. Motion carried.</p>
REIMBURSEMENT REQUEST – BILL SCHRAUBEN	<b>BOARD ACTION:</b> Trustee Pline moved, supported by Trustee Fink, to deny Bill Schrauben’s request for sidewalk reimbursement based on the fact that the sidewalk was not in need of replacement. The existing sidewalk was removed in the process of repairing a utility line. The replacement is therefore the of the property owner’s responsibility. Motion carried.
BURNING PERMIT REQUEST – ERIC BUHR	<b>BOARD ACTION:</b> Trustee Pline moved, supported by Trustee Fink, to approve a request by Eric Buhr for a controlled burn of the “Millennium Prairie” behind the Fowler High School provided that the wind is out of the North/Northeast and a minimum of six (6) Fire Department personnel are on site during the entirety of the project. This is permission for one burn only. Motion carried.
LIQUOR LICENSE TRANSFER REQUEST – D & B BROWN GROUP LLC	<b>BOARD ACTION:</b> Trustee Pline moved, supported by Trustee Childers, to adopt Resolution #RES 2007-07, a Local Approval Notice for a Liquor License Transfer from LLL, L.L.C. located at 252 N. Main Street, Fowler Michigan to D & B Brown Group LLC at the same location. Motion carried.
SIDEWALK BIDS	<b>BOARD ACTION:</b> Trustee Childers moved, supported by Trustee Smith, to approve the bid for sidewalks from Al Thelen Masonry for \$2.24/sq. ft. for 4” and 6” sidewalks. Motion carried.
CORRESPONDENCE	None.
10 MINUTE OPEN DISCUSSION	<p>The following issues were discussed:</p> <ul style="list-style-type: none"> <li>• Refuse by Miller’s Tavern and Martin Apartments</li> <li>• Dust from Post Office turn around</li> <li>• Charter Communications</li> </ul>
DAVE POHL - CLINTON COUNTY COMMISSIONER	<p>Dave discussed the following issues:</p> <ul style="list-style-type: none"> <li>• Reclassification of inmates to qualify for County housing</li> <li>• Wright Rd. bridge project on schedule</li> <li>• County Planning to go by section instead of random looping</li> <li>• MDOT to own railroad bed by end of June</li> <li>• 4-H grounds</li> <li>• County budget</li> </ul>
ADJOURNMENT	<p><b>BOARD ACTION:</b> Trustee Pline moved, supported by Trustee Fink, to adjourn the meeting. Motion carried.</p> <p>Adjournment: 9:16 PM</p>

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Rhonda Feldpausch, Village Clerk