

March 16, 2010

Regular meeting of the Village Board was called to order at 6:30 p.m. by President Rogers. Roll Call: Grace, present; Livingstone, absent; Fischer, absent; Roehrick, Zabel, Beiser, and Rogers, present.

Pledge of Allegiance was said in unison.

Approval of February 2010 Minutes

Grace – the minutes should state net lending library.

MOTION by Grace, seconded by Roehrick, to approve the minutes as amended. Carried by voice vote.

Village and Utility Bills

- Trustees questioned some of the bills.

MOTION by Roehrick, seconded by Beiser, to approve the bills as presented and order paid. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Financial Report

MOTION by Zabel, seconded by Roehrick to accept the Financial Report as presented.

Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Public Participation

Ed Jelinski – introduced himself as a candidate for Judge for Circuit Court. Experience is key. Series of debates available online. Jelinskiforjudge.com.

Communications

- Open Book and Board of Review.
- Compost Site and Spring Cleanup Days.

Adopt Agenda

MOTION by Beiser, seconded by Roehrick, to adopt the agenda. Carried by voice vote.

Administrator's Report

- Attended WCMA conference. Held in Wausau. E-government.
Column in Winneconne News. Quarterly newsletter available online.
Facebook – put together by Marlene. Thank you!
Segment on Building Communities.

Public Works

- Reviewed cost to dates spent on three large projects.
- Refer to minutes.
- Mr. Bruer, owner of laundromat, requesting a 10% relief on utility bill.
- Trustee Grace inquired about the cost of a commercial application for the compost site.

Finance Committee

- Refer to minutes.
- Investment packet from Bankers Bank.

Library

- Library staff trained on CPR last week. Street dept staff also attended.
- Easter Egg hunt on Tuesday.
- Activities scheduled for spring break.

Park

- Refer to minutes.

Police and Fire

- Refer to minutes.

Fire

- Nothing new to report.

WCDA

- Working on website. Posted bid results online.
- Working on Sovereign State.
- Jared Paulsen, Building the Way – April 9th Dodgeball Tournament
June 4th hosting a movie at Waterfront Park – showing Blind Side.

Cemetery – did not meet.

Historic Preservation

- Finally will dedicate plaque April 17th at 4:00 p.m. First site named to Historic Register – St. Paul's Church.
- Read DOT feasibility study of the bridge. Rehabilitation of current bridge is an alternative for the next 25 years. Cost is comparable \$9 million for rehabilitation and \$23 to \$33 million for replacement. Study was done in 2008. 16 alternatives, 269 pages. Historic Preservation will be advocating we rehabilitate the current bridge. Appendix B.

Beautification

- New artist next month. Dana Hartel, a photographer.
- Easel is for Gallery – showing what is coming.
- Made a commitment to take an active part in Sovereign State Days – asking storefronts to display historic pictures.

Plan Commission/ Industrial Development Board – did not meet.

Approve Street Closing – June 5th 2010 from 7:00 a.m. - 4:00 p.m.

West Main Street from 1st Street to 3rd Street

MOTION by Beiser, seconded by Roehrick, to approve street closing of West Main Street from 1st Street to 3rd Street on June 5, 2010 from 7:00 a.m. – 4:00 p.m. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Award Bid for Marble Park Parking Lot Renovation

- Received three bids.

MOTION by Zabel, seconded by Beiser, to approve the bid to Radtke Contracting in the amount of \$218,180.60 for Marble Park Parking Lot Renovation. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Approve Reserve License Agreement – Critter’s Wolf River Sports

- Reviewed by Finance Committee
- Also reviewed by attorney.
- Trustee Grace inquired about the proration of funds if license is pulled for whatever reason.
- Trustee Zabel . . . you came to us and stated you would return license if necessary. Nothing mentioned about pro-rating at that time.

MOTION by Grace, seconded by _____ to enter into an agreement with Critter’s Wolf River Sports with letter of intent and pro-rating option. Motion failed due to lack of second.

- Mr. Doug Nelson – tickled to death we can move on. Intent to have Village paid by April 1st. No intention of having our lawyer look over agreement. Don’t want any more delays . . . would like to move forward. Hope to never have to actually use agreement. Need letter of intent for the lending agencies.

President Rogers shouldn’t be based on emotion should be based on business deal.

MOTION by Grace, seconded by Roehrick, to authorize Village Administrator to sign the letter of intent as presented. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Pro-Rating and cost of Enforcement not included in original agreement.

MOTION by Beiser, seconded by Grace, to enter into an agreement with Critter’s Wolf River Sports. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Pro-Rating Refund

MOTION by Grace, seconded by Beiser, to append the agreement with the refunded fee in the event Critter’s surrenders the Reserve License and is not issued any other available license within five (5) years after the issuance of the Reserve License, the Village shall refund to Critter’s the sum of Two Thousand and no/100 dollars (\$2,000.00) for each full twelve (12) month period remaining in said five (5) year period. Roll Call: Roehrick, no; Zabel, no; Beiser, aye; Grace, aye; and Rogers, no.

Cost of Enforcement – this was not approved by Finance Committee.

MOTION by Roehrick, seconded by Zabel, to amend the agreement to include Section 2.18 Costs of Enforcement. In the event Critter's fails to comply with the Agreement, Critter's shall be responsible for all actual attorney's fees and other costs incurred by the Village to enforce this Agreement. Roll Call: Roehrick, aye; Zabel, aye; Beiser, aye; Grace, no, and Rogers, aye.

Ratify AFSCME 2010-2012 Union Contract

- Both parties have agreed to the terms.

MOTION by Grace, seconded by Zabel, to ratify the agreement between the Village and AFSCME Union for the years 2010 – 2012. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Schedule Public Hearing for Special Assessment – Tree Street Project

- March 30th at 6:00 at the Winneconne Middle School Lecture Hall.
- Public Works Committee will conduct the hearing.
- Have Village Board meeting after the public Works meeting to approve.
- Preliminary numbers are available. Specific to each property.
- Have not received final approval from the DNR at this time.

Extend Month to Month Contract with MCO for Wastewater and Water Utility Operations

- Current contract expires July 31, 2010.
- Would like to extend current contract on a month to month basis.
- Budget year will match contracts.
- Recommended by Public Works Committee. \$14,050 per month.

MOTION by Beiser, seconded by Roehrick, to extend the month to month contract with MCO for Wastewater and Water Utility operations. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Cancel Lease Agreement with Advantage Electrical Service Inc – Johnson Building

- Can be put to better use by the utilities. Plan on upgrading building.

MOTION by Zabel, seconded by Roehrick, to cancel the Lease Agreement with Advantage Electrical Service. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Accept Restricted Donation – Beautification Committee

- Received \$300 donation from Civic League.

MOTION by Grace, seconded by Zabel, to accept and restrict a \$300 donation from the Civic League to the Beautification Committee. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes

Operator Licenses

MOTION by Grace, seconded by Beiser, to grant operator licenses to Rachel Lillian Neuman, Andy D. Albrecht, and Brian Luce. Roll Call: Roehrick, Zabel, Beiser, Grace, and Rogers; ayes.

Village Administrator Steve Volkert thanked Gary Marks for his help with the village as part-time director of public works. He will be retiring again on March 31st.

Trustee Grace – schedule an evaluation for the Village Administrator.

MOTION by Beiser, seconded by Zabel, to adjourn to March 30th at 6:00 p.m. at the Winneconne Middle School. Carried by voice vote.

7:47 p.m.

Tuesday, March 30th, 2010

Special meeting of the Village Board was called to order by President Rogers at 7:15 p.m. at the Winneconne Middle School Lecture Hall. Roll Call: Beiser, Roehrick, Livingstone, Grace, Rogers present; Fischer and Zabel absent.

Approve Preliminary Assessment Report – Public Works Committee

Roehrick motioned, seconded by Livingstone to approve the Preliminary Assessment Report as recommended by the Public Works Committee, earlier that evening. Roll Call Vote passed 4-1 with Grace voting no.

Approve Low Bid for “Tree Street” project and award contract with supplements A&B.

Motioned by Beiser, seconded by Roehrick to approve the Low Bid of Don E. Parker Excavating, Inc. for a total of \$2,588,951.40 to include supplemental bids A & B. Roll Call Vote passed 4-1 with Grace voting no.

Approve professional services contracts for construction staking and engineering submittal review and as-built records for “Tree Streets Replacement.”

Motioned by Livingstone, seconded by Roehrick to approve the professional services contracts as presented with MSA for \$6500 for the preconstruction administration and as-built record drawings, OMNNI Associates for time and material not to exceed \$5000 for soil and compaction testing, and MSA for construction staking time and material not to exceed \$25,000. Roll Call Vote Passed 4-1 with Grace voting no.

Approve Winneconne Sanitary Sewer System, Right-of-Way Map Documentation for USDA Rural Development Funding, March, 2010.

Motioned by Livingstone, seconded by Beiser to approve the Winneconne Sanitary Sewer System, Right of Way Map contingent on legal approval of Russ Reff. Roll Call Vote approved unanimously.

Approve Waiver of Liability and Indemnification agreement for Right of Way Map with Russ Reff. Motioned by Grace, seconded by Roehrick to approve the Waiver of Liability and Indemnification agreement with Legal Attorney Russ Reff for the Village Sewer System Right-of-Way Map. Roll Call Vote passed unanimously.

Resolution 3-1-10: Use of Streets and Alleys, USDA Form RD442-33.

Moved by Grace, seconded by Beiser to approve resolution 3-1-10 for the use of Village Streets and Alleys for sewer placement and improvement. Roll Call Vote passed unanimously.

Approve Stormwater System Operations and Maintenance Provision – WDNR

Motion by Roehrick, seconded by Beiser to approve the Stormwater System Operations and Maintenance Provision as required by the WDNR. Roll Call Vote passed 4-1 with Grace voting no.

MOTION by Beiser, seconded by Livingstone, to adjourn. Carried by voice vote.

7:50 p.m.

Steve Volkert
Administrator
Village of Winneconne