

**VILLAGE OF WALWORTH  
VILLAGE BOARD**

Monday, March 11, 2019, 6:00 p.m.  
Village Hall, 227 N. Main St., Walworth, WI

**MINUTES**

**Call to Order:** President Connelly called the meeting to order at 6:00 p.m.

**Roll Call:** Present: President Connelly, Trustees Czaja, Mizialko, McMahon, Nordmeyer. Absent: Trustee Maynard. Also Present: Attorney Brad Lochowicz, Chief Milligan, DPW Boss, Clerk Treasurer Waswo, Deputy Clerk Treasurer Rogers

**Pledge of Allegiance**

**Approval of Minutes from February 11, 2019 Regular Board meeting**

McMahon/Nordmeyer motion to approve the minutes as presented. Motion carried 5 to 0.

**February 2019 Financial Report**

This report is not ready yet due to the conversion. Finance has looked at the layout however there are discrepancies the Clerk needs to address before a final version can be presented to the board.

**Approval of February 2019 Village and Water/Sewer Payables including Additions**

Czaja/McMahon motion to approve the February 2019 Village and Water/Sewer payables including additions. Motion carried 5 to 0.

**Comments from Citizens Present: Any item presented to the Village Board by a citizen will be heard and may be placed on the next regular meeting's agenda.**

Kelly Freeman reminded the board of the Candidates Forum on Tuesday, March 19<sup>th</sup> at 6:30pm at the Public Library. A citizen has given a gift of a podium and microphone to the Library.

**Communication and Miscellaneous Business – Discussion, Consideration, and Action on the following:**

**Alliant Energy Easement in Rotary Park**

DPW Boss has discussed the project with Alliant. They will be doing everything underground from ped to ped. Attorney Lochowicz stated the easement will probably be their standard language but it doesn't hurt to take a look at it ahead of time. There was no timeline given by Alliant. They will probably wait until the frost is out of the ground. Trustee Nordmeyer requested more information on where they are digging. The consensus was the board would like more specific information and a formal easement.

**Water Utility Infrastructure Replacement Plan**

The board received an email from Hamilton Dowden, 222 Bonito Street, regarding his concerns with the water on Bonito Street. President Connelly noted we have been working on figuring out a way to fix the drainage on this street for a year. We do have an estimate from our engineer, but it is not an easy or cheap fix. Trustee Czaja found a file from 1969 discussing the drainage issues at that point. We would like to pump the water under the train tracks into a retention area owned by the village. The project would be completed in phases over the next 4 years. Phase 1 could be excavating and creating the retention pond. Ms. Czaja noted at the last meeting they heard the Department of Transportation would not allow us to pump the water to Highway 67, but we have no written record of that. It would be worthwhile to sit down

with the DOT and try to work out a less costly solution. Trustee McMahon stated the chances of that happening are slim since we are going out on a state highway. Trustee Nordmeyer said we talked about drainage to 67 with the Lakeview subdivision and the DOT denied it. President Connelly felt we may just be on course with what the engineer provided.

Hamilton Dowden stated it concerns him more that we have not addressed these issues for years. His intersection is not just a puddle to play in, it's dangerous. He sees people walk through other people's yards to avoid the water. If you have driven by there, it's deep; it's up to the car door. He understands \$180,000 is a lot of money. In the meantime, he questioned what the board is doing to keep that intersection safe; what's the contingency plan. Road closed and high water signs are not a fix. DPW Boss replied the only time they pump is imminent cold weather and deep ice. In the summertime, they let it go. Mr. Dowden felt in addition to the high water, you are adding in stale water and issues that come with that. If it's not safe to drive through, then it's not safe to back our car into it from our driveway.

President Connelly explained we have a plan. Since this has been identified, we immediately started having the engineer draft new plans. We are going to execute on those plans, but it will take time. This board is determined to make better policy decisions particularly with cash. President Connelly would like to try and do some temporary things to clear that water. Trustee McMahon stated this is a new board and it's on the radar. There is a tremendous amount of catch up we are trying to do.

Trustee Nordmeyer asked about addressing the immediate water issue and where is it being pumped. DPW Boss said it has to go west. Trustee Nordmeyer agrees with Mr. Dowden, noting we need to develop a policy to pump that water down to a safe level and keep the roads open. He would like to see a plan put together to address the water. DPW has been tackling it with little pumps. We don't have the correct equipment to effectively take care of it. We also had more extreme weather in the last two years than we've had in the past.

President Connelly spoke with D&K about some of our water main break issues. They were concerned with our values and our ability to shut down one section of the village. President Connelly would like to see us add new values and upgrade our mapping system. Our maps are not accurate and certainly not as accurate as technology allows it to be in 2019. This should be part of a capital outlay for repairing the water system. Another part is implementing a texting or calling program to alert residents when there is a water main break.

Trustee Czaja noted we have a 5 year plan for infrastructure issues and are focusing on more than just 1 year at time.

### **Communication Tower**

President Connelly was able to send both of our current leases to a third party of AT&T. They would like to install a 175 foot monopole in the southern part of the village. We'll continue discussions with them as their offer came in pretty low.

**Use Park Impact Fee Collections in the amount of \$19,737.79 to fund the Comprehensive Outdoor Recreation Plan.** CT Waswo spoke with Ehlers who stated we can use park impact fees to pay for the CORP versus using the borrowing. She feels this is a good idea since we will have impact fees expiring soon and this project would qualify. We currently have \$24,000 in park impact fees that can only be spent on qualified projects or would need to be refunded. Trustee Czaja would like to see a timeline of when the impact fees expire. One of the recommendations in the CORP is bathroom facilities at Badger Park, which would cost about \$8,000. Trustee Czaja would like a resolution drafted.

McMahon/Mizialko motion to draft a resolution. Withdrawn motion.

McMahon/Nordmeyer motion to postpone items 11, 12 and 13 to April's board meeting. Motion carried 5 to 0.

**Repurpose 2018 borrowing items by removing the Impact Fee Study expense and Comprehensive Outdoor Recreation Plan expense; remaining funds from borrowing will go towards roadwork and the General Code Codification**

Postponed to the April meeting.

**Carry forward \$75,832.80 of unused proceeds from the 2018 borrowing**

Postponed to the April meeting.

**Standing Committee Reports – Discussion, Consideration, and Action on the following:**

**Finance: Meeting Update**

**a. Amend the legal description of the Big Foot Farms Annexation to correct errors noted by the Department of Administration**

The Department of Administration noted an error in the legal description; the word "all" should have been "part" of the southwest ¼ of the southwest ¼ of section 23. This correction was missed in the original approval of the ordinance.

Nordmeyer/McMahon motion to amend the legal description to correct errors noted by Department of Administration. Trustee Czaja also saw the bottom of the legal description on Ordinance 2015-4 lists 3 parcels but in the first annexation there were only 2 parcels, not 3. There was a second annexation in August. She would like the tax key numbers reviewed to make sure it is correct.

Nordmeyer withdrew his motion and McMahon withdrew his second.

Czaja/McMahon motion to postpone until next month. Motion carried 5 to 0.

**b. Keep Community Chest Account at First National Bank and Trust**

The initial thought was to move all funds to Town Bank. This account is slightly different as First National Bank takes care of the administration. All donations are sent directly to the bank. Changing it would create more work for village hall.

Czaja/Mizialko motion to allow Community Chest to continue to have an account at First National Bank and Trust. Motion carried 5 to 0.

**c. General Code Editorial and Legal Analysis – Timeline, Process, and Authorization to consult with Attorney.** Finance has scheduled a special meeting with the attorney to review the analysis and recommended changes. Finance will present suggestions to the board after the review at a Committee of the Whole meeting. The funds are budgeted. The consensus was to allow the attorney to review the recodification with the Finance Committee.

**General Services: Meeting Update**

The General Services meeting was rescheduled to Monday, March 25<sup>th</sup>.

**Public Works: Meeting Update**

**a. Issuance of a Sewer Credit to Mike Kahl, 316 Kenosha Street**

Mr. Kahl appeared before the committee and requested a sewer credit due to a water softener malfunction. The Committee recommended issuance of the sewer credit for \$140.74. Discussion followed on a sewer credit policy. The public service commission will allow a reduced water rate

for water maximum usage which is above and beyond regular use due to damage to a pipe, etc. We have nothing as a policy relative to sewer credits. The committee will develop a policy to bring to the board for approval.

Trustee McMahon thought it was fair to give the credit as there is past precedence. DPW Boss noted the utility does incur a cost when the water goes down the sewer. He would like the new policy to state the customer will pay half the sewer, up to a certain dollar amount; noting we are waiving fees that we still have to pay. FWWPCC doesn't care if your water softener runs for 3 weeks straight, we still have to pay by the gallon, even if it is clear water.

Nordmeyer/McMahon motion to approve the credit. Motion carried 5 to 0.

Trustee Czaja explained, to date it has cost \$32,000 or more for the water main breaks on Kenosha Street and Devils Lane. DPW Boss noted this does not include the breaks on Lakeview, Knoll Road and South Main. We budgeted \$40,000 for water system repairs and the breaks will double that number.

There are still issues in Lakeview Subdivision. We have an engineer's report with \$20,000 already spent on engineering fees. That's surface water on roads and streets as well. We need to get the DOT down here. Lakeview Subdivision is another issue on the table.

**Commission and Special Committee Reports: Discussion, Consideration, and Action on the following:**

**Plan Commission: Meeting Update**

President Connelly reported the Big Foot Athletic Complex will be at the next meeting with their applications. O'Neillz wants to run a tow company and adjust his hours to accommodate that.

**FWWPCC: Meeting Update.**

There is an administration assistant position opening.

**Emergency Government: Meeting Update.**

Emergency Services is still working with Scherrer on building design.

**Library Board: Meeting Update.**

We will be looking for a new member with the passing of James Haeni.

**Adjournment**

Nordmeyer/Czaja motion to adjourn at 7:13pm. Motion carried 5 to 0.

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Sabrina Waswo, Clerk Treasurer