

VILLAGE OF WALWORTH
VILLAGE BOARD
Monday, October 14, 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 Tom Connelly, Trustees Louise Czaja, Kristi Reiersen, Pat McMahon, Dan Mizialko, Randy Maynard. Absent: Trustee LeRoy Nordmeyer. Also Present: Attorney Colby, Police Chief Ryan Milligan, Clerk Treasurer Sabrina Waswo, Deputy Clerk Treasurer Lisa Rogers

President Connelly announced Deputy Dan Nelson was named first responder of the year for District 31. He lives in the Village and congratulated him on the award. He provided condolences for Rheta Kaur and honored her for serving many years as an Election Inspector for the Village.

Pledge of Allegiance

September 2019 Financial Report

The board reviewed the financial reports.

September 2019 Village and Water/Sewer Payables including Additions

Czaja/Reiersen motion to approve the payment of bills as presented for the General Fund and Utility including additions. Motion carried 6 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.

Noreen Welch-Donner, 227 Glenn, noticed taxes were going to increase to fix Oak Knolls. President Connelly responded the board has not taken any action to raise the taxes. Item 7 will be discussing a stormwater drainage study of the southern drainage system from Lake Petite through Pines of Big Foot, Oak Knolls, Big Foot Ridge Subdivision, Rotary Park, Brennan Subdivision to Highway 14. Noreen questioned if Oak Knolls was declared a flood zone. Connelly responded it was not by FEMA, but he believed the Village declared it as a floodplain by resolution. Noreen does not feel other homeowners should have to pay for a study when they built on a flood zone.

Paul Lauterbach, 914 Bennett Court, stated on March 15, water came around the berms, the first weekend in June it came around again. After that time, they, and the Hernandez residence, had water in their basements. No one else was affected. We were told at that time they were going to make the berm bigger. There was time to do what the Village said they were going to do, but it didn't happen. Early October, we had more rain, and we both went under again. With the water in the basement, we don't have furnaces. We can't get a furnace until the problem is rectified. It will cost \$25,000 to \$30,000 per household. There is no additional water being pumped out. That's concerning as there is tons of water back there now. He would like to find a way to get water pumped out of there. He has called FEMA several times to apply for a reimbursement. He is unable to get a FEMA contact. When this happened 11 years ago, we dealt with FEMA directly. He tried to buy flood insurance and was not able to as it has never been declared a floodplain. The best he can do is buy a rider which doesn't cover enough. In 2008 the Village started the paperwork, but it was never completed. This was disputed by others present. Paul questioned who signed off on the pipe being capped and who was responsible. He asked if it was an employee of the Village, and who is responsible for that employees' actions.

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

Contract with Baxter Woodman to conduct a Village Storm Water Drainage Study in the amount of \$15,880. Village Engineer Mark Kolczaski stated a true study should include Lake Petite and will cost more than the original estimate of \$10,000. Lake Petite has no drainage, it just seeps into the ground. In collecting preliminary information, they found the rainfall was in the 11 to 12 inch range over 3 to 4 days, which was about a 1,000 year event. It was one tenth of 1% chance of happening, a very unusual event. They are currently collecting information, topographic data, the computer analysis of Lake Petite and drainage to the south end of the Village. Different alternatives and estimate of costs will be presented in a final report at a Village Board meeting. As far as the federal government is involved, it is not a flood plain. The drainage study should be completed by early next year. Connelly said by state statute the Village has an obligation to maintain the stormwater systems. Surface water is mentioned on the comprehensive plan under background information. He read from the Comprehensive Plan and summarized, this is nothing new; it has been a problem for a long time and is something that needs to be addressed. This is the purpose of the study. Public Works Committee reviewed the prior recommendations and authorized those be forwarded to the Engineer. Trustee Czaja asked if the Village should include the Township as there are Town of Walworth properties being studied. Connelly replied we can talk to their board. We feel they have some responsibility. Connelly met with Walworth County Administrator David Bretl who stated we could take in donations and use a portion of that money to offset the cost of the study if we notify sources of donations.

Czaja/Reierson motion to approve the study proposed by Engineer Baxter Woodman. Motion carried 6 to 0.

Payment of invoices related to costs from flooding for sandbags, sand and equipment to haul sandbags during flooding. This will reimburse residents who purchased items related to the flooding.

Maynard/Mizialko motion to reimburse costs of invoices as presented in the packet. Motion carried 6 to 0.

Acceptance of Trustee LeRoy Nordmeyer’s Resignation and honoring his years of service to the Village of Walworth. Trustee Nordmeyer submitted his resignation letter due to family commitments and various other reasons.

McMahon/Mizialko motion to accept the resignation of Trustee LeRoy Nordmeyer. Motion carried 6 to 0. President Connelly read a Certificate of Recognition for LeRoy Nordmeyer.

Partnering with Walworth County Complete Count Committee for the 2020 U.S. Census

If we don’t partner with the County, then we would have to do something on our own.

Reierson/Maynard motion to partner with Walworth County Complete Count Committee for the 2020 U.S. Census. Motion carried 6 to 0.

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

Finance: Meeting Update

a. Attorney Lochowicz Proposal for Services

Attorney Lochowicz will be going out on his own. We will wait until he is officially gone and approach him. No action. Item continued to November.

b. 2020 Borrowing Items

CT Waswo presented potential borrowing items. Finance is going through this now.

- c. **Budget Timeline – Special Board Meeting October 21st at 5:30pm for approval to publish Budget Summary.** CT Waswo noted a Special Board meeting will be held on Oct. 21 to present the Budget Summary for publication. A Public Hearing will be scheduled on Nov. 18 or 19.

General Services: Meeting Update

- a. **Approving hiring Michelle Rollins as a backup Crossing Guard**
Reierson/Mizialko motion to hire Michelle Rollins as a backup crossing guard. Motion carried 6 to 0.
- b. **Original “Class A”/Class “A” Liquor & Fermented Malt Beverage License application filed by Kelley Williamson Company, d/b/a Kelley’s Market, 680 Kenosha St., Suzanne Dorsey-Sterling, Agent, contingent upon payment of all outstanding liabilities and delinquencies with the Village of Walworth and wholesaler invoices, and clearance of any Department of Revenue holds; and contingent upon JJF Pacesetters Inc d/b/a Walworth Landing, surrendering their license (General Services recommended denial of the “Class A” Liquor License Application).** There is precedence in the Village to deny the “Class A” Liquor. The thinking is not to have hard liquor sold in a grab and go type setting. General Services recommended approval of the Class “A” fermented malt beverage license only.

McMahon/Maynard motion to approve Class “A” fermented malt beverage license application for Kelley Williamson Company. Motion carried 6 to 0.

Czaja/Mizialko motion to deny the “Class A” Liquor license for Kelley Williamson Company. Motion carried 6 to 0.
- c. **Original 2019-2020 Operator’s License applications for Evelyn Burns and Patti Jo Saam**
Maynard/Reierson motion to approve the Operator’s License applications for Evelyn Burns and Patti Jo Saam. Motion carried 6 to 0.

Public Works: Meeting Update

- a. **Approval of John’s Disposal 2020 Recycling Increase from \$3.68 to \$4.90 per household**
This is a sharp increase. China is no longer buying recyclables thus it has become much more costly to process. We compared costs to other providers, and service is better from Johns. If we were to start a new contract, costs would increase further. Recommendation was to absorb the increase. Per state statute the municipality is required to have a recycling program.

Maynard/Czaja motion to approve John’s Disposal 2020 Recycling Increase from \$3.68 to \$4.90 per household. Motion carried 6 to 0.
- b. **Accepting donation of flooring from Advanced Coating at Toynton Park Shelter**
Advanced Coating had done an epoxy coating on the flooring as a donation.

Czaja/Reierson motion to approve the donation of flooring from Advanced Coating. Motion carried 6 to 0.
- c. **Apply for 2020 Local Road Improvement Program to resurface Randolph Street**
Our only chance to get LRIP money is if someone does not submit the paperwork. The LRIP meeting is scheduled for Wednesday.

Czaja/McMahon motion to apply for the 2020 Local Road Improvement Program. Motion carried 6 to 0.

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

Plan Commission: Meeting Update

a. JJJ Brennan Farms LLC Extraterritorial Certified Survey Map

There was one small change to the certified survey map. The Department of Administration added that roads not dedicated to public but existing be underlined. The change was made, and Plan Commission's recommendation is to approve.

McMahon/Maynard motion to approve the JJJ Brennan Farms LLC Extraterritorial Certified Survey Map. Motion carried 6 to 0.

b. Looping the roads and utilities in Brennan Subdivision

This has been on a punch list for a while. We do have some cul-de-sacs in tough shape. We discussed using the letter of credit or speaking with Jerry Brennan regarding his plans for the subdivision. A couple of those lots are stubbed in and ready to go. Jerry is going to look into building those houses. In the meantime, he is willing to write a check to do some temporary fixes on those turnabouts.

FWWPCC: Meeting Update.

We're making progress for the application of the Clean Water Fund Loan. The Dalco Metals expansion was added to tomorrow's agenda.

Emergency Government: No update.

Library Board: They will be approving their budget at tomorrow night's meeting.

Closed Session

To consider a motion on whether or not to conduct a closed session pursuant to Wis. Stat. 19.85(1)(c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility for Salaried Employees' Benefit Summary Forms and Vacation Carryover Requests for CT Waswo and Deputy CT Rogers

Czaja/Maynard motion to go into closed session at 6:40 p.m.

Roll call: President Tom Connelly, Trustees Louise Czaja, Kristi Reierson, Pat McMahon, Dan Mizialko, Randy Maynard voting "yes." Motion carried 6 to 0.

Open Session

Return to open session pursuant to Wisconsin Statutes 19.85(2) and take action on any items discussed in closed session

Maynard/Czaja motion to go into open session at 6:52 p.m. Motion carried 6 to 0.

Maynard/Mizialko motion to approve carry over of 40 hours vacation for CT Sabrina Waswo and Deputy CT Lisa Rogers. Motion carried 6 to 0.

Maynard/Reierson motion to approve comp time increase to 40 hours for Deputy CT Lisa Rogers and include in her benefit summary form, effective January 1. Motion carried 6 to 0.

Maynard/Mizialko motion to approve cell phone allowance for CT Waswo in the amount of \$360 and Deputy CT Rogers in the amount of \$180, effective January 1 and included in the benefit summary forms. Motion carried 6 to 0.

Adjournment

Czaja/Mizialko motion to adjourn at 6:54 p.m. Motion carried 6 to 0.

Sabrina Waswo, Clerk Treasurer