

Minutes of Regular Session
Proceedings of the Village of Spring Green Board of Trustees
August 14, 2019 – 7:00 pm
154 N. Lexington Street, Spring Green WI

1. **Call to order:** Gene Hausner, Village President called the meeting to order at 7:01 pm.
2. **Roll call of Village Board members:** Members present were LuEtta Miller, Joel Marcus, Norm Miller, Jane Hauser, Robin Reid and Gene Hausner. Excused: Michael Broh. Also, present: Wendy Crary, Linda Schwanke, Crystal Murry, Shailei Murry, Greg Wipperfurth, Todd Deibert, Colleen Whaley, Rebecca Kanalenslay, Barbara Pratt, Samantha Robbins, Connie Hoppenjan, Denise Milanowski, Alice Acker, Mike Curran, Nicole Peterson, Barb Ouimet, Rebekah Klemm, Elaine Reese, Nicole Wettemann, Kathy Compty, Paul Kardatzke, Mike Stoddard, Myan Nicholson, Sally Carlson, Curt Carlson, Fred lausly, Susan Gundlach, Vikki Stingley, Antoni Apolle, 7:08 pm Kristin Schrank 7:08 pm and Pam Burke 7:09 pm.
3. **Approve Minutes:** Motion by Reid to approve the minutes of the July 24, 2019 Regular Board Meeting as presented. Seconded by L. Miller. Voice vote. Motion carried.
4. **Review and approve agenda:** Motion by N. Miller to approve the agenda as presented. Seconded by Reid. Voice vote. Motion carried.
5. **Consent agenda:** Motion by Hauser to approve the consent agenda consisting of the following:
 - a. Approval of Financial Report
 - b. Approval of DisbursementsSeconded by N. Miller. Voice vote. Motion carried.
6. **New Business:**
 - a. Crary informed the Village Board that in their packets they should have a copy of the Direct Legislation Petition, her Direct Legislation Certificate, a memo from Associate Attorney Kristin Schrank, an email from JoAnn Holston and a copy of the legal opinion from the Village Attorney. Hauser asked, does this mean that the Direct Legislation cannot be changed for two years. Crary replied, yes. She also reminded the Board that the Direct Legislation cannot be changed in any way and it only applies to the Village of Spring Green, not the Town of Spring Green or the Joint Extraterritorial Zoning area. Reid said that she was leaning toward a decision to put this out to the electors, rather than the Board deciding. Marcus added, I have heard from a lot of the residents who want this ordinance on the books. This Direct Legislation Petition meets all the legal requirements, so what is in front of the Board tonight is whether to past it or let it go to the electors. Sending this to the electors would give us a historical record, which I do believe will pass. Motion by Marcus to submit the proposed petition for Direct Legislation to a binding referendum at the next general election April 7, 2020. Seconded by Hauser. Voice vote. Motion carried.
 - b. Crary told the Village Board that the agreement between the Village of Spring Green and the River Valley School District for the Police School Liaison Officer

(PSLO) was due for review. She added that the agreement had increased a little from last year and would be \$11,880.00. Motion by L. Miller to accept to 2019 - 2020 Police School Liaison Officer (PSLO) Agreement between the Village of Spring Green and the River Valley School District as presented. Seconded by N. Miller. Voice vote. Motion carried.

- c. Crary informed the Village Board that they had a copy of the 2020 Maintenance Assessment Contract between Kleven Property Assessment, LLC and the Village of Spring Green in their packets. She also stated that there was a small increase, which is the first increase since 2017. Motion by Reid to accept the 2020 Maintenance Assessment Contract between Kleven Property Assessment, LLC and the Village of Spring Green for \$8600.00 as presented. Seconded by Marcus. Voice vote. Motion carried.
- d. Todd Deibert of Jewell Associates Engineers passed out a handout on the permanent easement for access to the water tower and snow removal for a portion of the vacated Hoxie Street. Public Works Director Greg Wipperfurth asked where the easement would be on Hoxie. Deibert said on the east side. Motion by N. Miller to accept the permanent easement for access to the water tower and snow removal for a portion of the vacated Hoxie Street. Seconded by Reid. Voice vote. Motion carried.
- e. Deibert also addressed the Village Board on the Professional Service Agreement for the ultraviolet disinfection at the Wastewater Treatment Facility. This has been identified as the next line item requested by Greg Wipperfurth for the Wastewater Treatment Facility. Deibert stated that the ultraviolet disinfection would eliminate the chlorine testing and sulfate concerns. Jewell Associates Engineers would also work with Town & Country on this project. Motion by Reid to approve the proposal from Jewell Associates Engineers for engineering services for the addition of ultraviolet disinfection at the Wastewater Treatment Facility as presented. Seconded by Hauser. Voice vote. Motion carried.
- f. Deibert presented Change Order #1 for the 2019 Spring Green Street and Utility Project – Contract 1. This change order is based on the deletion of the fiber optic conduit and polymer concrete flush mount vault by -\$9020.00. Additional cost is for dewatering totaling \$19413.00, removable of exiting water valves at \$15625.00, raising an existing water main at Hoxie St. and Cardinal Way for \$6625.00 and the need for 5 extra working days. Motion by Reid to accept Change Order #1 for the 2019 Spring Green Street and Utility Project – Contract 1 as presented. Seconded by N. Miller. Voice vote. Motion carried.
- g. Deibert then presented Change Order #2 for the Industrial Park Berms & Stormwater Ponds – Contract 2. He added that this is due to the heavy rains this spring and summer which caused several of the storm ponds to erode, some at approximately 5 feet deep. Deibert stated that they were holding the contractor responsible for part of the additional cost. The Village's portion is \$4,500.00. L. Miller ask if the contractor had paid their portion of the cost. Deibert said he was not sure, but there is a 5% retainer that would cover the cost if needed. Motion by N. Miller to approve Change Order #2 for the Industrial Park Berms &

Stormwater Ponds – Contract 2 as presented. Seconded by L. Miller. Voice vote. Motion carried.

- h. Marcus shared with the Village Board that he had asked Todd Miller to fill the vacant Board of Zoning Appeals seat. He added that Miller would be a good choice because of his past experiences as the former chair for the Planning Commission and former Village President. Motion by L. Miller to appointment of Todd Miller to the Board of Zoning Appeals, term to expire 2022. Seconded by Reid. Voice vote. Motion carried.
- i. Crary shared with the Village Board the proposed 2020 Budget Timetable. No action taken.
- j. Crary stated that the Village Board should have received an email Monday with a PowerPoint presentation summarizing the 2018 Final Audit Report. She also added that they should have received a black & white copy in their meeting packet.
Motion by Reid to accept the 2018 Final Audit as presented. Seconded by N. Miller. Voice vote. Motion carried.

7. **Information Items:**

- a. Crary shared information from the Sauk County Clerk's office regarding a Notice of Intent to cut and harvest logs or pulp on River Valley School District property. lausly added that this was an effort to clean up the Red Pine Woodlot south of the elementary school.

8. **General Public Comment:** Nicole Peterson stated that she wanted to express her disappointment that the Village Board did not pass the direct legislation tonight. She added this has become a nation-wide concern and it will affect the community. She added that people were not coming to APT, House on the Rock and businesses because of this issue. Barbara Pratt asked who people should report Downtown Design concerns to. She added that I feel like I need to be a tattle-tail. Crary responded to Pratt, I would recommend checking to see if permits have been filed, talk to the Zoning Administrator or to the Downtown Design Committee. Colleen Whaley asked how can we get this same type of Direct Legislation in the Township. Crary replied I'm not sure, because the Village can only enforce Village ordinances within the Village. Crary asked Fred lausly if he knew if Direct Legislation can even happen in the Township. lausly said that this same Direct Legislation had been presented to the Township and Legal Counsel was reviewing it. Marcus added that in the past, concerns had been brought to the Village about excessive numbers of autos on a lot in the JEZC area and the Village was informed that they did not have jurisdiction. Denise Milanowski added that she just wanted to second everything that Nicole Peterson said and that she was disappointed.

9. **Convene into closed session:** Motion by Hausner to convene into closed session under Section 19.85(1)(c) of the Wisconsin Statutes for "Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility." Seconded by N. Miller. Roll call vote: L. Miller, Hauser, N. Miller, Marcus, Reid and Hausner – aye 6, nay 0. Broh absent. Motion carried.

10. **Reconvene into open session:** Motion by Hauser to reconvene into open session at 8:35 pm. Seconded by Reid. Roll call vote: L. Miller, Hauser, N. Miller, Marcus, Reid and Hausner – aye 6, nay 0. Broh absent. Motion carried.
11. No action taken on village employee evaluations and compensation for 2020.
12. **General Public Comment:** No Public Comment.
13. **Adjourn:** Motion by Hausner to adjourn at 8:36 pm. Seconded by N. Miller. Voice vote. Motion carried.

Respectfully submitted by Vikki Stingley