

June 4, 2018

REGULAR VILLAGE BOARD MEETING

Call to Order/Roll Call – Village President Chad Coyier called this Regular Village Board meeting to order at 6:00 p.m. Roll call was taken with the following members present: Tom Cody, Tony Kaster, Dennis Richgels, John Kreul and Chad Coyier. Susan Washa was excused and Nicole Welsh arrived at 6:17 p.m.. Others present were Bart Nies, Daniel Swinehart, Mike Fenley, Eileen Brownlee, Jeff Michek, Adam Laufenberg, Brian Kutzke, Jordan Yanna, Cole Schweitzer, Tom Hebgen and Becky Fredericks.

Certification/Compliance –Clerk certified that notice of meeting was posted on June 1, 2018. Cody motioned as to in compliance with open meeting law. Kaster seconded. Motion carried.

Public Input – not for action – Tony Kaster informed the board that a for sale sign was placed in the Pearl Reger residence by Iowa County. Tony wanted to know if Iowa County is now going to mow – which Tony was informed that by State Statute, Iowa County is not obligated to maintain the property. Tony doesn't feel that is right that the Village of Highland taxpayers have to pay for maintaining a property owned by Iowa County and that all Iowa County taxpayers should be. He suggested to the board that they contact the Iowa County Board on this matter.

Approve Minutes of Previous Meeting(s) – Kaster motioned to approve the minutes from the May 7, 2018 Village Board Meeting, the May 11, 2018 Street Committee Meeting and the May 16, 2018 Law Enforcement Committee Meeting. Richgels seconded. Motion carried.

Approve Agenda of Current Meeting – Coyier stated that he would like to correct agenda item 7(j) to read “Discuss the zinc processing sites”. Cody motioned to approve the agenda with the note correction. Coyier seconded. Motion carried.

Authorize Payment of Bills – Coyier motioned to approve payment of bills as presented: General Account \$33,089.39, Sewer Account \$7,520.42, Water Account \$21,802.16 and TID #2 Account \$7,599.64. Kreul seconded. Roll call vote “Aye”: Cody, Kaster, Richgels, Kreul and Coyier. Motion carried.

Village President Chad Coyier recused himself from the conversation by turning the meeting over to Dennis Richgels and leaving the meeting room at 6:10 p.m.

Approve Pay Application #2 – J.I. Construction LLC – Bart Nies, Delta 3 Engineering Inc., gave the village board an update on the project. Kaster motioned to approve J.I Construction LLC Pay Application #2 for \$138,343.00. Cody seconded. Roll call vote “Aye”: Kreul, Richgels, Kaster, and Cody. Motion carried.

Nicole Welsh and Mike Fenley arrived at 6:17 p.m.

Safe Drinking Water Loan Program (SDWLP) Application:

Approve SDWLP Authorized Representative Resolution 2018-7 – Bart Nies informed the board that the SDWLP Application submittal deadline is June 30, 2018 and one of the requirements is to have the SDWLP Authorized Representative Resolution approved giving Tom Cody the authority to act on behalf of the Village of Highland. Richgels motioned to approve SDWLP Authorized Representative Resolution 2018-7. Kaster seconded. Motion carried.

Approve SDWLP Reimbursement Resolution 2018-8 – Bart Nies told the board that this resolution approval allows for the village to reimburse expenditures incurred until the proceeds of the debt becomes available. Kaster motioned to approve SDWLP Reimbursement Resolution 2018-8. Welsh seconded. Motion carried.

Eileen Brownlee and Jeff Michek arrived at 6:24 p.m.

Safe Drinking Water Loan Program (SDWLP) Application (cont.):

Approval of SDWLP Application Submittal to DNR – Cody motioned to approve the submittal of the SDWLP Application to the DNR. Welsh seconded. Motion carried.

Approve Resolution 2018-9 Resolution Amending Resolution Authorizing the Issuance of a General Obligation Promissory Note Adopted May 7, 2018 – Kaster motioned to approve Resolution 2018-9 Resolution Amending Resolution Authorizing the Issuance of a General Obligation Promissory Note Adopted May 7, 2018. Kreul seconded. Roll call vote “Aye”: Welsh, Cody, Kreul, Richgels and Kaster. Motion carried.

Village President Chad Coyier returned to the meeting room at 6:28 p.m.

Adam Laufenberg, Brian Kutzke, Jordan Yanna and Cole Schweitzer arrived at 6:28 p.m.

Approve Michek Properties Spring Street LLC Sewer Main Easement Addendum – Coyier approved Michek Properties Spring Street LLC Sewer Main Easement Addendum. Cody seconded. Roll call vote “Aye”: Kaster, Richgels, Kreul, Cody, Welsh and Coyier. Motion carried.

Mike Flynn to address board in reference to zoning violation letter he received – Mike Flynn’s attorney informed Eileen Brownlee, Village legal counsel, that Mike would not be attending the meeting. President Coyier had requested that Eileen and Mike Fenley, Village Zoning Administrator, attend the meeting which they did. Since Mike Flynn was not attending Coyier requested that Mike Fenley and Eileen Brownlee to inform the board of the matter and what the village board can/should do. Mike Fenley and Eileen gave the village board an update on the matter and Coyier asked what the village board should do now. Eileen responded saying the village board should not act on the matter, unless they were planning to change the ordinance. She stated that the Village had obtained Mike Fenley to enforce the village zoning ordinance. Eileen stated she will be in contact with Mike Flynn’s attorney as the first contact she had with her was on Friday, June 1, 2018 when Mike Flynn had obtained her as his attorney.

Village President asked if there were any objections to move to item 8(a) due to Eileen Brownlee present to answer any questions on this item. Hearing no objections the board moved to item 8(a).

Discuss Ordinance 2018-7 An Ordinance to Create Section 10.085 and to Repeal Section 10.08(3) of the Municipal Code of the Village of Highland, Iowa County, Wisconsin, Relating to the ATV/UTV Operation and Routes and Relating to ATV/UTV Operation in Village Parks –

Kaster asked about County Road I being included in the Preferred Routes to connect with County Road I in the township if Iowa County was to approve that road. It was stated that since all roads are open in the Village of Highland that County I is included just not part of the preferred route.

Tony also asked about 12-15 years being able to operate an ATV, it was stated that no one under the age of 16 and without a driver's license is not allowed to drive on roads, streets and highways.

Tony then asked about open intoxicants with respect to if someone had an open can in a cooler in the ATV/UTV, is that considered an open intoxicant or not. Some discussion was had and it was stated that the ordinance considered an open intoxicant as a bottle or receptacle that the seal has been broken or the contents of the bottle or receptacle have been partially removed or release, therefore stated that an empty bottle or receptacle would not be considered an open intoxicant.

Eugene Schriefer arrived at 6:52 p.m.

Richgels asked about amendments, if needed. Eileen said amendments can be done as long as they follow State Statutes, if applicable.

Brian Kutzke asked about signs for no ATV/UTV in the park, it was stated that signs would need to be put up for this. Discussion was also had on utilizing the gravel road to the volleyball court parking lot. Eileen stated the ordinance can be changed to include this if the board wanted to.

It was discussed on signs installation, this will be done by the ATV/UTV club but the village is ultimately liable for correct installation and in the event of any missing or damaged signs. It was stated that normally a missing sign needs to be replaced within 72 hours and the village will need to contact the ATV/UTV club about the missing or damaged sign.

It was suggested to include a designated route for the gravel road to the volleyball court in section 2(f).

Richgels asked about section 2(c), Eileen stated it is a specific provision in State Statutes that allows this to happen.

After a little more discussion, Coyier motioned to approve Ordinance 2018-7 An Ordinance to Create Section 10.085 and to Repeal Section 10.08(3) of the Municipal Code of the Village of Highland, Iowa County, Wisconsin, Relating to the ATV/UTV Operation and Routes and Relating to ATV/UTV Operation in Village Parks with including the gravel road to the lower diamond and volleyball as a designated route. Cody seconded. Roll call vote "Aye": Kreul, Richgels, Kaster, Coyier, Welsh and Cody. Motion carried.

Village President asked if there were any objections to move to item 7(j) due to Eugene Schriefer present for this item. Hearing no objections the board moved to item 7(j).

Kaster left at 7:24 p.m for an EMS call

Discuss the zinc processing sites – Eugene Schriefer, Iowa County UW-Extension Ag agent, informed the board that he has been working the a parmer on property at the end of Industrial Drive to try and determine why they can't get crops to grow on the land. Findings of higher levels of zinc and lead are in the soil so they are doing more research.

Kaster returned at 7:28 p.m.

Eugene stated it is a low key research and wanted to inform the board. It was stated that the land they are doing the research on is the old mine tailings area which has been the for many years. Suggestion of not disturbing the land – so to do no till crops would be ideal and a permanent vegetative cap would be the best option for the land. Eugene stated that there is not a public health concern at the moment but want to do more research on the matter. The only time there is concern is when the land is disturbed, so when the farmer is plowing the land. Welsh asked about contacting the residents and the board felt that due to non-conclusive information that until they know more they didn't want to contact residents just yet.

Return to item 7(f).

Adopt Resolution 2018-10 Compliance Maintenance Annual Report (CMAR) – Richgels motioned to approve Resolution 2018-10 CMAR. Cody seconded. Motion carried.

Discuss street light correction refund – take action, if necessary – Alliant Energy sent the Village of Highland a check in the amount of \$12,699.51 for street light corrections from 2/28/12 thru 2/28/18. Is there something the board would like to do with this refund, no action at this time.

Discuss rent for new tenant – take action – New tenant moved in 603 Apartment St on May 17, 2018. Kreul & Richgels decided to offer them one month's rent for free because they offered to clean and paint the apartment before moving in, Kreul also stated that they tore up the old carpet for the installation of new carpet. This matter will be tabled until next month's meeting once the expense of the new flooring is known.

Welsh left at 8:40 p.m.

Discuss parcel 136-0288 – take action, if necessary – Jake Palan had talked to Tom Hebgen about his possible interest in this parcel. So agenda item was added to discuss what the village plans to do with this parcel. After some discussion, Coyier motioned to set a price of \$5,000 for the parcel with the right for the Village to make the sewer main easement wider and to give Tom Hebgen the authority to contact Jake Palan on behalf of the Village. Cody seconded. Roll call vote “Aye”: Cody, Richgels, Coyier, Kaster and Kreul.

Welsh returned at 8:55 p.m.

Our Town Celebration – Coyier informed the board that Welsh will be putting a sign-up request on facebook for volunteers and that any spots still open at the July board meeting will be asked of the board members to fill or find someone to work. Coyier had a flyer for the event for the board to look over and give any input. Coyier let the board know that Dirk Drury will be in charge of getting teams for the Old Timers Tournament and Lynn Michek is still planning to hold a 3-on-3 tournament for the grade school kids.

Committee Reports:

Economic Development – Coyier stated that there was not a meeting this last month.

Law Enforcement – Report submitted. Daniel Swinehart let the board know that the State contacted him on the findings of the radar tests for the request to move the speed limit sign and the findings of the test did not cause for a change so the speed limit decrease will not be move further north on Highland 80.

Water – Bart Nies covered this earlier in the meeting. Tom Hebgen stated that there was a big leak at Hying Hardware and he got the water turned off so Pat can try and find the source of the leak. Tom also let the board know that Tom Michek & Bob Michek informed him that the fire department is filling swimming pools again and charging the homeowner and then giving Tom the gallons used so the village can invoice the fire department.

Sewer – Tom Hebgen let the board know the board that he had some issues at the WWTP and that the is getting that fixed.

Streets – Nothing new to report.

Parks – Nothing new to report.

Public Property – Kreul informed the board that he has made contact with some tenants about mowing their lawn and will keep an eye on that. Cody asked about the email received from Daniel Swinehart on a previous tenant that was evicted that is possibly living with another tenant. It wasn't determined if the individual is for sure staying.

Fire District – Charlie Scullion contacted Coyier and let him know that they made contact with Dale Wienkes on the driveway project. Dale said he still would like to the do the project if the fire district will allow him more time to recover and the fire district was okay with this. Dale will still be doing the project this summer.

Liquor Licenses/Operator Licenses – See separate sheet for the Class A Beer & Liquor License, Class B Beer & Liquor Licenses, Limited Liability Corporation Agents and Operator Licenses.

Zoning Permits – Carol Spoor (garage)

Forthcoming Events –

Correspondence received during the month – Highland Historical Society sent a sign-up form that they are sending to business for anyone that would like to have a concession stand at the Raise the Roof fundraiser.

Set July Board Meeting – Meeting will be July 11, 2018 at 6:00 p.m.

Adjournment – Welsh motioned to adjourn at 9:50 p.m. Richgels seconded. Motion carried.

Respectfully Submitted,
Becky Fredericks, Clerk-Treasurer