

**DENMARK VILLAGE BOARD
MONDAY, MARCH 5, 2018
4:30 P.M., DENMARK VILLAGE HALL**

CALL TO ORDER

President Mleziva called the meeting to order at 4:30 p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

Present: Susan Selner, Vince Wertel, Milton Bielinski, Alan Schilke, Mary Jo Bielinski, Gregory Mleziva

Excused: Paul Hargarten

Officials Present: Clerk Sherri Konkol, Treasurer Kim Cooke, Director of Public Works Erika Sisel, Building Inspector Ralph Witte, DEO Dan Delebrea

REMARKS/COMMENTS FROM THE VILLAGE PRESIDENT

President Mleziva welcomed all present. He recapped the rules of an open meeting, and explained the only opportunity for the public to speak at the meeting is if they are a pre-registered citizen to discuss an agenda topic. Unless the rules of the meeting get suspended, the public cannot speak during the meeting.

PRE-REGISTERED CITIZENS TO BE HEARD

None

APPROVE CONSENT AGENDA. ALL ITEMS UNDER THE CONSENT AGENDA ARE CONSIDERED ROUTINE AND WIL BE ENACTED UPON BY ONE (1) MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS A TRUSTEE SO REQUIESTS, IN WHICH EVENT THE ITEM WILL BE REMOVED AND PUT ON THE REGULAR AGENDA AS DESIGNATED BY THE VILLAGE PRESIDENT

Wertel/M.J. Bielinski moved to approve the consent agenda as presented. Motion carried.

CLOSED SESSION

M. Bielinski/Selner moved to convene into closed session pursuant to Wis. Statute 19.85(1)(g) conferring with legal counsel for the Village of Denmark and to consider potential claim against the Village related to property line issues. Roll call vote: Susan Selner – aye, Vince Wertel – aye, Milton Bielinski – aye, Mary Jo Bielinski – aye, Alan Schilke – aye, Gregory Mleziva – aye. Motion carried.

RECONVENE INTO OPEN SESSION UNDER WIS. STATUTE 19.85(2) TO TAKE POSSIBLE ACTION ON ITEM(S) IN CLOSED SESSION

Schilke/M.J. Bielinski moved to reconvene into open session under WIS. Statute 19.85(2) to take possible action on item(s) in closed session. Motion carried.

No action taken.

BOARD APPROVAL OF MONTHLY DISBURSEMENTS

M.J. Bielinski/M. Bielinski moved to approve the monthly disbursements as presented. Motion carried.

M.J. Bielinski/M. Bielinski moved to approve the checks cut in transition. Motion carried.

REPORT OF VILLAGE OFFICIALS

Witte

- Nothing to report other than what is written on the report
- Zoning map is updated

Sisel

- Water break on Hansen Street on February 16th, Dorner made the repair
- There will be an electronics recycling event on June 2, at the Memorial Park

Delebreau

- Nothing to report other than what is on the report
- New laptops were installed in both squad cars in the end of February

Cooke

- Schenck completed the required annual year-end audit and will present to the board in April
- Received tax collection agreement notification from Brown County
- Brown County was told tax collections in house went very well and we'd be interested in collecting in house for 2018 taxes payable in 2019.
- Brown County will continue to print and mail property tax bills and collect second installments
- The Village collected \$1,000 in interest collecting the taxes in house

Konkol

- Gave an update on General Code
- Witte also added that he and Konkol discussed adding a Knox Box ordinance to the new code for commercial buildings.

Mleziva

- Congratulated the 4 wrestlers that competed at State in Madison
- Shared Purple Day for epilepsy is Monday, March 19th and there will be purple cupcakes for sale at Blossom's

BOARD DISCUSSION/ACTION ON PRESENTATION BY MICK MAGALSKI OF MC MAHON ASSOCIATES ON THE COST AND PROCESS FOR THE SEISMOGRAPH POTENTIAL DURING THE NORTH WALL STREET CONSTRUCTION PROJECT

President Mleziva shared a resident concerned about the amount of vibration on the Pine Street project last summer, and the resident contacted the State about seismography, and he was told it is common practice to use a seismograph during construction projects. Mleziva turned the floor over to Mick Magalski, Engineer, McMahan Associates.

Magalski explained the sanitary sewer depth is 11-12 feet and does require deep vibratory compaction. The storm sewer on North Wall is also deep. Seismography is a part of normal construction. Continuous strip recorders are used to monitor the vibration, and if the threshold is exceeded, work has to stop.

Total cost with 40 parcels for the seismography would be approximately \$50,000.00 added to the construction bid.

Magalski then explained the Crack & Damage Survey.

- The Crack and Damage Survey consists of two parts;
 - a. The first part, performed prior to construction, shall include a visual inspection, photographs, and a written report describing the existing defects in the building(s) being inspected.
 - b. The second part, performed after the construction, shall also include a visual inspection, photographs and written report describing any change in the building's condition.
- Prior to construction, thoroughly inspect the buildings structures for existing defects, including interior and exterior walls.
- The intent of the written report and photographs is to procure a record of the general physical condition of the building's interior and exterior walls and foundation.
- A copy of the written report and photographs will be submitted to the engineer prior to the start of any construction.
- After the construction is complete, conduct another survey in the same manner, take photographs, and submit another written report to the engineer.
- Voluntary compliance by the property owner needed prior to doing a Crack & Damage Survey on their residence.

Magalski feels by doing the seismography there is protection for everyone involved, and stated the contractor's will ultimately be responsible for any damage, but the Village will also likely be named on any claim. Magalski stated that the seismography could be part of an alternate bid.

Selner/Wertel moved to ask for seismographic bids on an alternate bid when the project is bid, and re-evaluate after bids are received. Motion carried.

BOARD DISCUSSION/ACTION ON CHARTER ORDINANCE 2018-01 A CHARTER ORDINANCE CHANGING THE TERM OF THE MUNICIPAL JUDGE.

Konkol explained she was contacted by General Code regarding not having a Charter Ordinance to change the Municipal Judge's term, and they felt we needed a Charter Ordinance if changing the term. Konkol explained to General Code the opinion given regarding a Charter Ordinance being adopted for changing the Municipal Judge by our previous attorney. The opinion was a Charter Ordinance was not needed because the Municipal Court had not been adopted by Charter Ordinance; also, a Charter Ordinance was not adopted when the term was changed from 4 years to 2 years, therefore Charter Ordinance was not needed to change the term. General Code disagreed, so Konkol contacted Attorney Bartels, and he agreed with General Code that a Charter Ordinance was needed.

Selner/M.J. Bielinski moved to adopt Charter Ordinance 2018-01 a Charter Ordinance changing the term of the Municipal Judge as presented. Motion carried.

BOARD DISCUSSION/ACTION ON ORDINANCE 2018-02 AN ORDINANCE AMENDING CHAPTER 7.01 STATE TRAFFIC LAWS ADPOTED, CREATING 7.01(A) USE OF SCHOOL BUS WARNING LIGHTS

Konkol explained a concerned resident came in to ask about the Village passing an Ordinance stating the school buses shall use flashing red warning lights when loading and unloading at any location, except in authorized loading zones. The resident lives on Wisconsin Avenue and has a five year old that has to cross the busy street after school, and she is very concerned her child is going to get hit by a car if we continue using the State Statute. The State Statute reads: school bus operators shall not use the flashing red or amber warning lights in: Residence or business districts when pupils or other authorized passengers are to be loaded or unloaded where a sidewalk and curb are laid on both sides of the road, unless required otherwise by municipal ordinance enacted under s. 349.21(1).

Selner/Wertel moved to adopt Ordinance 2018-02 and Ordinance Amending Chapter 7.01 state traffic laws adopted, creating 7.01(A) use of school bus warning lights as presented. Motion carried.

President Mleziva asked a gentleman in the audience, Shae Sortwell, if he wanted to address the board, as he did handed out a flyer showing he is running for the 2nd Assembly. Sortwell stated if that was alright, he would like to speak.

M. Bielinski/Wertel moved to suspend the rules of the regular meeting to allow Shae Sortwell to address the Board. Motion carried.

Sortwell introduced himself, and explained he is running for Andre Jacque position on the State Assembly. Sortwell also shared his values with the Board.

Schilke/M.J. Bielinski moved to return to the regular rules of the meeting. Motion carried.

CLOSED SESSION

Wertel/Schilke moved to convene into closed session pursuant to Wis. Statutes Section 19.85(1)(e), deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, as it relates to economic development whenever competitive bargaining reasons require a closed session. Roll call vote: Selner – aye, Wertel –aye, M. Bielinski – aye, M.J. Bielinski – aye, Schilke – aye, Mleziva – aye. Motion carried.

RECONVENE INTO OPEN SESSION UNDER WIS. STATUTE 19.85(2) TO TAKE POSSIBLE ACTION ON ITEM(S)
IN CLOSED SESSION

Schilke/Wertel moved to convene into open session under Wis. Statute 19.85(2) to take possible action on item(s) in closed session. Motion carried.

No action taken.

ADJOURN

M. Bielinski/Selner moved to adjourn at 6:21 p.m. Motion carried.

Minutes submitted by Sherri Konkol, Village Clerk

DRAFT