

**DENMARK VILLAGE BOARD (AMENDED)
MONDAY, SEPTEMBER 10, 2018
4:30 P.M., DENMARK VILLAGE HALL**

CALL TO ORDER

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

ROLL CALL

Present: Susan Selner, Vince Wertel, Mary Jo Bielinski, Leah Goral, Deb Kralovetz, Paul Hargarten, Gregory Mleziva

Officials Present: Clerk Sherri Konkol, Treasurer Kim Coogle, Director of Public Works Erika Sisel, Building Inspector Ralph Witte, DEO's Dan Delebrea and Nick Olmsted

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.

PREREGISTERED CITIZENS TO BE HEARD

Vicki Vogt, 5455 North Avenue, had a discussion with the Building Inspector on July 5th and July 30th regarding the drainage issue she was having with the new home being built at 5453 North Avenue to the west of her home. Forward to September 4th, there was water in her basement and the concrete slab next to her garage sank from the storm the night before. On September 5th Vogt came to the Village Hall to see what she could do to get a hold of a trustee, as there was an excavator at 5453 to dig a trench between the two properties. Konkol suggested she call trustee Selner, as she may be available. Vogt did get a hold of trustee Selner, and Selner went to Vogt's residence to observe what was going on and to take a look at the water ~~in the basement in the side yard~~ **The tag on the furnace is dated 2006, indicating date of install and building of house, no issues of water in basement until building began at 5453 North Avenue, -Vogt had to replace her furnace at her own expense which was installed in 2006,** and asked how she is to replace personal items given to her by her deceased husband. Vogt feels the Village's Building Ordinances for new home construction should be reviewed.

Witte stated he and Sisel worked very closely together trying to figure out a solution to handle the run off. Witte asked the developer for a plan to fix the drainage issue, and it fell on deaf ears. Witte was presented with a plan that was not sufficient and did not address what he asked them for. The Village Engineer was contacted, and the Village was provided a list of recommendations that were forwarded to the builder. Witte stated he could hold occupancy until there is some type of solution that is going to work. Witte has been trying to reach the developer with no reply or conversation.

Mleziva stated Witte should send a letter to the builder and be very stern in stating occupancy will be denied unless a plan is presented that fixes the drainage issue.

Witte stated:

- This is a problem
- Any infill is a problem
- Witte will make an appointment with the developer to talk with them face to face and let them know there will not be an occupancy permit issued if the drainage issue isn't fixed
- This is a building code issue
- We experienced an unusual rainfall event

Hargarten stated if the house wasn't put there you wouldn't have water in your basement, and asked why not put a catch basin in the back yard. Hargarten indicated this is a resounding theme with this developer, and asked why they are able to re-direct water.

Andrew Vogt, 820 Woodrow Street, and son to Vicki Vogt, asked if a water plan was not required on the site plan when the building permit is applied for.

Witte stated that is what the developer's agreement is for, and there is nothing in this agreement. We can't go back. The drainage plan was designed for a 25 year event.

Vicki Vogt stated the builder came in and plunked a house 10 – 15 feet above grade.

Andrew Vogt stated the damage is done something needs to be corrected and it needs to be done before occupancy. Now my mother is stuck sitting on a problem. Either she will spend thousands of dollars in legal fees or repairs. We knew all along this was going to happen.

Vicki Vogt stated the Village is responsible for allowing the developer to build in the Village and she has ~~\$48,000~~ estimates \$4,800 in damage. Vogt feels the Village should not allow this developer to build in the Village.

Mleziva stated the Village will set up a meeting with the developer and share our frustrations. The Village will consult with our attorney before meeting with the developer for advice, and see where it goes from there.

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

Selner/Bielinski moved to:

a. Approve Special Village Board minutes July 31, 2018

Approve Village Board minutes August 6, 2018

b. Approve licenses and miscellaneous permits

Motion carried.

BOARD APPROVAL OF MONTHLY DISBURSEMENTS

**Bielinski/Kralovetz moved to approve the monthly disbursements as presented.
Motion carried.**

REPORT OF VILLAGE OFFICIALS

Delebreau

- Deputy Olmsted conducted a drug search warrant at a residence in the Village which resulted in 3 drug arrests
- Receiving several scam reports, mostly phone solicitations. If you get these calls, hang up and don't give out any information
- Squad car service is done, have been using County cars while Village cars being serviced
- Olmsted assisted with Music in the Park, which had to be cut short due to a storm
- Assisted the Middle School Band in crossing North Wall Street to go to Scandinavian Court assisted living

Witte

- Nothing to add, everything should be in report.
- Working on swimming pool letters and maintenance issues

Sisel

- Green Bay Police Department SWAT used the homes that were purchased by the Village on DePere road for training
- Working with American Air Environmental on asbestos removal of the 8 home that the Village purchased, so far 5 homes that were inspected have asbestos
- DNR did walk through the homes to make sure the asbestos was abated correctly
- 2 of 6 of the homes had lead paint on the floor in the basement which is typical in Wisconsin.
- Asbestos was found in duct work, paint, plaster and siding
- PSC approval received for upgrade of Well #3 today
- There were 2 bypasses for rain events at the plant

Konkol

- Received Special Events application from SRO Dzekute for the High School Glow Run which will be held on September 15th
- Received application to close a County Road for the Homecoming Parade, and forwarded to the County for approval

BOARD RECOGNITION OF YEARS OF SERVICE ON THE VILLAGE BOARD FOR ALAN SCHILKE

President Mleziva stated it was bittersweet having to bid farewell to Schilke, as he had been an instrumental part of the Board. Schilke was involved in a lot of tough decisions to do what was best for the Village as a whole, such as mil rates and budgets, and contributed excellent input on these decisions.

Trustee Selner stated she had great respect for Schilke's opinions and insight. Selner thanked Schilke for his dedication.

Trustee Wertel stated he wanted to reiterate Selner's comments and that it was great serving with Schilke.

Trustee Hargarten thanked Schilke for being there, especially when the difficult decisions were made regarding the necessity of a Village Administrator.

Cooke thanked Schilke, and stated he really gave a lot to the Board.

Schilke stated he will miss being a part of the board a lot. He stated there were a lot of tough decisions made while he was a Board member, and good things are happening in the Village because of the Board and good staff.

President Mleziva presented Schilke a plaque for his years of service at this time.

BOARD DISCUSSION/ACTION ON FINANCING OPTIONS

President Mleziva explained due to North Wall Street construction being pushed back a year and our USDA Rural Development loan not closing until October 2019, the Village needed to look for other options for our larger projects that are happening. Mleziva shared Denmark State Bank offered a non-revolving line of credit with a fixed rate of 2.89%.

Wertel/Hargarten moved to approve the \$3,600,000 non-revolving line of credit with Denmark State Bank with a fixed rate of 2.89%. Motion carried.

BOARD DISCUSSION/ACTION ON APPROVAL OF MULTI-YEAR (AUDIT YEARS 2018-2020) CONTRACT WITH SCHENCK SC

Goral/Bielinski moved to approve the multi-year contract with Schenck SC for audit years 2018-2020. Motion carried.

BOARD DISCUSSION/ACTION ON APPROVAL OF MULTI-YEAR (ASSESSMENT YEARS 2019-2021) CONTRACT WITH KEYSTONE APPRAISAL GROUP, INC.

Selner/Wertel moved to approve the multi-year contract with Keystone Appraisal Group, Inc. for assessment years 2019-2021. Motion carried.

CLOSED SESSION

Selner/Bielinski moved to convene into closed session pursuant to Wis. Statutes Section 19.85(1)(g), conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved as it relates to Building Inspector report. Roll call vote: Selner – aye, Wertel – aye, Kralovetz – aye, Goral – aye, Bielinski – aye, Hargarten – 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

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

No action taken.

ADJOURN

Bielinski/Kralovetz moved to adjourn at 6:00 p.m. Motion carried.

Minutes submitted by Sherri Konkol, Village Clerk