

MINUTES

Regular Meeting of the Elberta Village Council
401 First St (Community Building) Elberta
September 21st, 2017
7:00 PM

Call to Order at 7:05 pm by President Pro Tempore O'Dwyer

Pledge of allegiance

Roll Call. Present: Ken Holmes, Holly O'Dwyer, Bill Soper, Joyce Gatrell. Absent: None. One Vacancy

Motion by Soper, seconded by Holmes to approve Agenda as amended. All Ayes. Motion Carried.

Motion by Soper, seconded by Gatrell, to approve Minutes of August 9th, 2017 Special Council Meeting as amended. All Ayes. Motion Carried

Motion by Soper, seconded by Gatrell, to approve Minutes of August 17th, 2017 Regular Council Meeting as amended. All Ayes. Motion Carried

No conflict of interest was stated.

Correspondence: Correspondence to council was covered with some discussion

Public Input: Kristi Mills questioned absence of issue on the agenda. Jennifer Wilkins reminded Council of the process for vacating a street. Jon Keillor reiterated his support for vacating the east of Acre Street. Sue Oseland spoke about the unequal distribution of work among Council members. Craig Meredith introduced himself as a possible Zoning Administrator. Robin Rommell spoke about inviting Meredith to the Council meeting. Mary Kalbach asked about whether conversation is accepted when reports are provided to Council. Robin Rommell expressed willingness to discuss content of her report.

Approval of Bills. Motion by Soper, seconded by Gatrell to approve bills. All Ayes. Motion Carried.

Financial Report was received. O'Dwyer asked about sewer reserve. Brief discussion about line item for porto-pots.

Old Business

1. Zoning Administrator - Prospective ZA, Craig Meredith spoke. Rommell answered question about Elberta Land Holding Company Special Land Use Application. Was invited to September 27th Special meeting of the Planning Commission.

New Business

1. Sewer Draw/**Pump Station Improvement** - Ken Mlcek gave an update on the Sewer Project. The project basically complete. Elmer's finishing up items on punch list. The project under budget. Recommended that council spend the remainder on improvements to the sewer lift station. Provided council with a list of items to be completed. Items 1-5 are priority. Items 6-9 can wait. Mlcek mentioned the possibility of televising the remainder of the village sewer system to ~~identify~~ identify problem areas. Jon Keillor

1 concurred. Recommended approving items 1-5 and pursuing televising. The Village still
2 qualifies for USDA grant money.

3 Motion by Soper, seconded by Holmes to approve sewer lift station improvement items
4 1-5. All Ayes. Motion carried.

5 2. Elberta Beach Ordinance - Council discussed the proposed ordinance. Debated when
6 quite quiet hours should be. Oseland stated ordinances are serious. Need legal review
7 and public hearing. Agreed that council would move forward after the Planning
8 Commission meets.

9 3. Noise Ordinance - Agreed that council would move forward after the Planning
10 Commission meets.

11 4. Oseland Letter of Interest (Parks & Recreation) Motion by Gatrell, seconded by to Soper
12 to appoint Sue Oseland to the P&R Committee. All ayes. Motion carried.

13 5. Kristi Mills - Discussed current contract and potential changes about to whom she should
14 report issues with the ELSS. Stated she wants to know when the building is being used.
15 Recommended a special rate for non-profits or community organizations. Changes were
16 discussed. Mills' FOIA request was discussed.

17 Moved by Soper, seconded by Holmes to approve new contract with Kristi Mills with
18 changes to include reporting issues with the building to DPW supervisor and the office
19 with financial and contractual issues. All other questions to be directed to the Village
20 Council. All in favor. Motion carried.

21 6. **Resolution 9.21.17** - Rommell discussed conflict between hourly hire of the Clerk and
22 previous council resolution in 2015 that stated Clerk and Treasurer to be paid salary.
23 Resolution stated Clerk to be paid \$16.00/hour, salaried at 20 hours/week. Clerk hired at
24 \$14.50/hour, hourly for 20 hours/week. Drafted resolution to pay Clerk and Treasurer for
25 actual hours worked for a maximum of 20 hours. Hours over 20 would be allowed with
26 the permission of the President. Holmes questioned why work is not getting done.
27 Refused action until it can be reviewed further. Clerk stated his understanding for the
28 hiring arrangement.

29 Motion by Soper, no second. Motion failed.

30 7. **Acre Street** - O'Dwyer read proposed resolution to vacate the east end of Acre St. The
31 proper process was discussed between members of Council and the public. Clerk read
32 section 67.13 from General Law Village Act (1895). Meeting briefly devolved into
33 anarchy. Point of order called by Jon Keillor. Discussion continued.

34 Motion by Holmes, seconded by Gatrell adopt a resolution of intent to vacate a section of
35 ~~acre~~ Acre street. Ayes - Holmes, Gatrell, Soper. Nays - O'Dwyer. Motion carried.

36 Reports to Council

37 County Commissioner – Gary Sauer updated the Council on the Brownfield/EDC
38 merger; BVTS Memorial for Dr. Bill Olsen; Xpert Fulfillment purchase of the former
39 Mitchell Corp building (expect to create 30-40 jobs and potential industrial park); county
40 budget is ready for review; county was awarded a FEMA grant.

41 DPW – Pritchard. Written report was submitted. Waiting on second bid for Robarge
42 Street. Kerby Excavating bid received \$15,900. Holmes expressed frustration with the
43 delay. Gatrell expressed a property rights concern.

44 Motion by holmes, seconded by Soper to accept the bid from Kerby Excavating to
45 improve Robarge Street. Ayes - Soper, Holmes, O'Dwyer. Nays - Gatrell

- 1 Planning Commission - Holmes. No report.
- 2 Parks & Recreation Commission - Soper. Written report submitted. Wilkins summarized
- 3 recent happenings. Changes to the P & R Plan. Changed meeting time to 7 PM the
- 4 second Tuesday of the month. Decreased the number of meetings per year.
- 5 Improvement and beautification with the help of DPW.
- 6 BFA - O'Dwyer. No report.
- 7 BLUA/Fire Board/Water Committee - Holmes & Gatrell. Holmes and Gatrell attend the
- 8 BLUE meeting. Approved the budget. Reported there is less water flowing to the plant
- 9 from the Village after the sewer improvement.
- 10 Personnel Committee - Rommell. Written report submitted. Explained the challenges
- 11 within the Village Office. Discussed efforts to evaluate and clearly define functions of
- 12 Clerk and Treasurer.
- 13 Building Committee – Soper. DPW Supervisor updated Council on office improvements.
- 14 Ordered fencing for the wellheads.
- 15 Beach Committee - Keillor stated they are working on an inventory and signage. Ready
- 16 to act. Wilkins recommended contacting lawyer.
- 17 ELSS - Mills stated there are five events for the year. Wondered about whether the
- 18 building would be left open for the rest of the year. Might want to consider creating a
- 19 contract for special holiday events.
- 20 Zoning Administrator/Code Enforcement Officer report - No report
- 21 No Announcements
- 22 Public Comment: Robin Rommell pleased to see more interest in Parks & Rec. Encouraged
- 23 keeping it open and promoted the ELSS for the winter. Sue Oseland recommended researching
- 24 the cost of keeping the ELSS for the winter. Mills stated it was actually pretty reasonable.
- 25 Oseland still working on the Penfold Park Grant. Need to improve project score through
- 26 community partnership and better signage. Jon Keillor said the ELSS manager should be
- 27 notified whenever the building is in use. Asked if any word had been received from Sand
- 28 Products' lawyer. Requested permission to contact. Spoke with Scott Gest about property
- 29 ownership with respect to the beach. Art Moseler invited Council members to visit his property
- 30 to understand his project.
- 31 Adjournment: meeting adjourned at 9:42 PM
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