

## Regular Board Meeting

June 7, 2011

Meeting called to order at 7:30 p.m. by President Manthei. Trustees present: Engel, Iverson, Koelbl, Leicht, and Wehrs. Excused: Schumacher. Also present: Police Chief Charles Ashbeck, Village Attorney Bryant Klos, Coulee News Special Correspondent Emily Staed, Public Works Director Scott Halbrucker, Recreation Director Michelle Czerwan, Gary Meinking of Waste Management, Inc., Gary Hougom of Hilltopper Refuse & Recycling, Jennifer Stenberg, County Board Supervisor Ray Ebert, and Village Administrator Teresa Schnitzler.

### Minutes

Motion by Trustee Engel, seconded by Trustee Leicht to approve the minutes of the May 17, 2011, Regular Board meeting as written. Roll call vote: Unanimous aye.

### Claims

Claims from the following funds were presented for payment:

General Fund: \$55,714.91

Water Utility: \$64,946.31

Sewer Utility: \$11,005.78

Storm Water Utility: \$4,552.45

Motion by Trustee Engel, seconded by Trustee Leicht to approve the payment of all claims as listed. Roll call vote: Unanimous aye.

### Resolution 9.11

Attorney Klos explained the purpose of Resolution No. 911, which authorizes West Salem to enter into a utility easement agreement with La Crosse County. The new proposed easement would allow for installation of both a water line and an expanded sewer line. By accepting this easement, the Village would be waiving the right to assess the cost of any of this against La Crosse County at the time the new lines are installed, and future developers will be required to fully fund the costs. A second condition of La Crosse County's grant of the wider easement is the installation of a curb stop for possible future La Crosse County hook up to West Salem's utilities. Letters were written to property owners Ted Thompson, Roger and Sara Manke, William and Dorrrene Heider, and the Prince of Peace Lutheran Church to make sure they understand West Salem is waiving its assessment rights to La Crosse County. None of the property owners responded with concerns. Attorney Klos recommended the Board approve the Resolution.

Motion by Trustee Wehrs, seconded by Trustee Engel to approve Resolution 9.11 Authorization to Enter into Utility Easement Agreement with La Crosse County. Roll call vote: Unanimous aye.

WHEREAS, it is the desire of the Village of West Salem, La Crosse County, Wisconsin, a municipal corporation, to obtain a permanent thirty-foot wide utility easement over certain portions of property owned by the County of La Crosse for water and sanitary sewer utility extension from the east property line to the west property line through Veterans Memorial Park; and

WHEREAS, the Village of West Salem is in agreement with this new utility easement to read as found on Exhibit "A" attached hereto; and

WHEREAS, La Crosse County has agreed to grant to the Village of West Salem such perpetual easement and right-of-way to construct, reconstruct, maintain, operate, supplement, and remove sanitary sewer facilities with the right of ingress and egress for the purpose of the easement over the Village easement area; and

WHEREAS, the easement language approved by the County of La Crosse does provide that the Village of West Salem is waiving the right to assess the County for the cost of any of the utilities installed within the easement area;

NOW, THEREFORE, BE IT RESOLVED by the Board of Trustees of the Village of West Salem that Village Administrator Teresa L. Schnitzler is hereby appointed as the authorized representative for the Village of West Salem for the purpose of entering into said Utility Easement Agreement with La Crosse County, and that the representative is further authorized and empowered to do all necessary things and take all necessary steps in connection with said Utility Easement Agreement.

DATED this 7<sup>th</sup> day of June, 2011.

/s/

Dennis Manthei, Village President

(SEAL)

/s/

Teresa L. Schnitzler, Village Administrator

#### 2012-2014 Garbage and Recycling Contract

Refuse and recycling bids were opened on June 1, 2011, for a new, three-year contract beginning January 1, 2012. Village Administrator Teresa Schnitzler prepared a bid analysis spreadsheet setting forth the total costs of garbage and recycling for each of the three years included in the contract and then a total cost of a three-year contract. The total bids were as follows:

Harter's Quick Clean Up	\$575,591.85
Waste Management	\$533,672.01
Hilltopper Refuse & Recycling	\$531,862.16

The bid from Hilltopper Refuse & Recycling included a nine percent rebate on disposal, and the rebate was guaranteed through September 30, 2013, when Hilltopper's agreement with La Crosse County expires.

Motion by Trustee Koelbl, seconded by Trustee Engel to award the low bid for garbage and recycling to Hilltopper Refuse and Recycling contingent upon Hilltopper remitting the nine percent rebate to the Village through September 30, 2013. Roll call vote: Unanimous aye.

#### Minimum Property Maintenance Standards Ordinance

Trustee Leicht relayed complaints he has received regarding the lack of property maintenance of several properties in West Salem and the lack of enforcement

ability by the Village. A minimum property maintenance standards ordinance was considered several years ago, and the Village Board rejected that ordinance as being too restrictive, intrusive, and overbearing. Trustee Leicht would like another version of such an ordinance considered by the Village Board. Trustee Leicht suggested a Village committee be asked to review and discuss a new ordinance with the option of adding community members to assist in the drafting of an ordinance for consideration by the Village Board.

Motion by Trustee Wehrs, seconded by Trustee Koelbl to refer the matter of a minimum property maintenance standards ordinance to the Street Committee with an option to add up to five additional residents to assist in the review and drafting of a new ordinance. Roll call vote: Unanimous aye.

#### Village Board Meeting Time

Motion by Trustee Leicht, seconded by Trustee Iverson to change the Village Board meeting time from 7:30 p.m to 7:00 p.m. Roll call vote: Unanimous aye.

#### Street Committee

Trustee Leicht reported on the May 17, 2011, Street Committee meeting. The purpose of the meeting was to receive an update and discuss the Pathways Project. Randy Sanford brought the Committee up to date on the duties of each entity involved in the Pathways Project, and he presented the Committee with a Memorandum dated May 17, 2011, setting forth an amended Pathways project schedule. The revised schedule is based on “worse case scenarios” with a proposed construction completion date of November 15, 2011. If submission and review estimated dates can be moved ahead, the rest of the schedule will also move ahead. Dan Penzkofer and Randy Sanford explained the process for preparing and submitting a Design Study Report, the Section 106 reporting requirements, and the environmental report process and requirements. Since the Design Study Report was not a requirement of the contract at the onset of this project, but has since become a new requirement, Short Elliott Hendrickson will prepare this report at no charge to the Village of West Salem. This report generally is contracted for \$2,500 to \$3,500. The late filing of the Section 106 report, the environmental report, design plans, and other required document submissions and reviews have delayed Pathways significantly, and West Salem received notification last week the Pathways project could not be accomplished in 2011. Communications over a five-day period with the Department of Transportation, State Historic Preservation Office, KJohnson Engineers, Senator Kapanke’s office, SEH, and the Village have been productive with an updated completion date of November 15, 2011. The Department of Transportation has made several suggestions in an attempt to keep this project in 2011. One suggestion is to remove the Village utility work from the Pathways Project and bid that work separately so utility work can begin before Labor Day. The Committee and Public Works Director Scott Halbrucker favored that option, and the Committee recommended removal of the Village utility work from the Pathways Project and bid that work separately. Short Elliott Hendrickson will prepare amended contract changes, attend all committee and board meetings, and commit to other requests made by the Village for no additional charges to West Salem. The Committee felt a public informational meeting or written communications to the downtown residents and businesses explaining the project has been moved to later in 2011 will be required.

Motion by Trustee Leicht, seconded by Trustee Koelbl to approve the minutes of the May 17, 2011, Street Committee meeting. Roll call vote: Unanimous aye.

Recreation Committee

Trustee Leicht reported on the June 1, 2011, Recreation Committee meeting. The purpose of the meeting was to elect a chairperson and to receive an update on a possible basketball court construction at Jim Zanter Park. Recreation Director Michelle Czerwan gave background on the potential basketball court, sharing the one asphalt and two concrete bids received and the two bids for basketball court standards. Different court size options were discussed as well as the options for standards. It was agreed than an eight-foot hoop was a good option for this park as there is a large population of children under the age of ten in that neighborhood. Trustee Leicht pointed out the motion printed in the Recreation Committee meetings should be corrected to read: "Motion by Jim Leicht, seconded by Melody Schmitz to pursue costs for the construction of a 40' X 50' concrete basketball court in Jim Zanter Park including a 10' standard and an 8' standard on the opposite side of the court, if the funds are available." Trustee Leicht talked with School Board Member Ken Spraetz to clarify the public can utilize the basketball courts at the elementary school and the middle school when the courts are not in use by the school district. Mrs. Czerwan and Neshonoc Lake Addition resident Jennifer Stenberg shared with the Board plans to fundraise for the costs to construct the basketball court this summer.

Motion by Trustee Leicht, seconded by Trustee Engel to approve the minutes of the June 1, 2011, Recreation Committee meeting with the amended motion therein. Roll call vote: Unanimous aye.

Motion by Trustee Leicht, seconded by Trustee Koelbl to adjourn the meeting at 8:07 p.m. Approved by voice vote.

Teresa L. Schnitzler, Village Administrator