

VILLAGE OF FALL RIVER
BOARD MEETING
Wednesday, April 11, 2018 ~ 6:00 PM
MINUTES

President Slotten called the meeting to order.

Trustees present: Ninmann, Gould, Robbins, Schmiechen, Miller and Birr.

Village representatives: Kory Anderson (GEC), Jesse Spankowski (Attorney), Craig Schultz (DPW) and Marie Abegglen (C-T).

Guests: Jason Coop, Emily Meiser, Tom Pawlisch, Brian Frank, Karl Green, Brent Van Gysel.

Approve Agenda – The Park Grant Application will be moved up under Engineering. A MOTION WAS MADE BY Trustee Miller and second by Trustee Birr to approve the agenda with the change. All Members – aye – motion carried.

ENGINEERING/ATTORNEY/FINANCIAL ADVISOR

Whispering Prairie Subdivision – The Planning Commission met on 3/28 to review the Preliminary Plat. Kory was able to review the updated preliminary documents. A Public Hearing will be held before the next meeting for the re-zoning from R-3 to R-1. Sidewalks were discussed. The plan now submitted shows 4' sidewalks. Typically they should be 5'. The Park Fees have been included in the Developers Agreement. \$400 X 11 lots = \$4,400. Two street lights will need to be added on Prairie Street. Lots 10 and 11 do not meet the ordinance for street frontage. It can be listed as an exception on the plat. They will share a driveway and have an agreement for that. Prairie Street needs to be trenched in four places for the water laterals. There will need to be a one-year warranty on the completed, restored work on the street. The time starts when the improvement is accepted. They must meet the engineering specs for compaction. It will be inspected. Attorney Spankowski reviewed the Developers agreement. He is recommending changes to the Development Agreement:

- Letter of Credit 120%

- Separate recordable documents regarding utility easements

- Provision requiring a maintenance agreement for the stormwater facilities

- Personal guarantees from the members

Karl Green and Brent VanGysel do not believe the personal guarantee is necessary. Their lenders may not accept that they have that guarantee with the village. They have a well-established LLC. All facets of the LLC would have to fold before the personal guarantee would come into play. The plat shows a sidewalk in front of the subdivision properties along Prairie Street. There are Board Members that would like to see the sidewalk put in all the way to the intersection with Nature's Trail. A MOTION WAS MADE BY Trustee Miller and second by Trustee Schmiechen to approve the Preliminary Plat under the following conditions and recommendations from the attorney and engineer:

- 5' sidewalk along Prairie Street in front of the subdivision only

- Storm Water maintenance issue to be completed

- Developers Agreement Letter of Credit at 120%

- Separate recordable documents regarding utility easements

- Provision requiring a maintenance agreement for the stormwater facilities

- Personal guarantee not be required

Rezoning to R1 Single Family (to be done at the May Board meeting)

Preliminary Plat – provide typical public easement sketch and notes on the face of the plat. The proposed drainage area on the back of lots 7-9 should be in an easement or a separate outlot.

Storm Water Management and Erosion Control Report – should be updated with plan changes discussed and new wetland/soil boring information

Covenants – Section 5.4 replace the 30 ft setback with a 25 ft setback for the front.

Developers Agreement – Section 1.2(1) needs anticipated costs. Section 2.1, lots 10/11 frontage of 20 feet should be an exception. Section 2.5 and 2.6 – 25 ft easements. 2.7 – add two new street lights. Section 4.1 – developer is providing a one-year warranty on all public improvements. Section 5.1(3) add two new street lights. 9. The developer is not in default of any aspect of this agreement.

Joint Driveway and Utility Easement Agreement - Exhibit A (not attached) will need to show/define the easement area.

Storm Water Easement Agreement – Did not receive this document to review – must have and needs to be approved.

Kory will work with their engineer, Rob Roth. Roll call vote was taken with Members Ninmann, Gould, Robbins, Schmiechen, Miller and Birr – yes, Sloten – no. Motion carried.

North Main Street update – The contractor (Forest Landscaping & Construction) plans to start work on Monday. The Village and County will put up detour signs. Forest could be done with their work by the end of May if the weather cooperates. The County will come in after that to finish the road.

Park Grant Application – We would have needed to approve a Resolution at tonight's meeting. There has not been enough time to get a plan together. It would have had to be rushed and then there is always a risk of not being done correctly. A MOTION WAS MADE BY Trustee Miller and second by Trustee Birr to table the Park Grant Application. All Members – aye – motion carried.

PUBLIC INPUT – Jason Coop wondered how homeowners are to be expected to pay the higher taxes due to the passing of the referendum. It was explained that it was not the Village Board but the School Board that would have to answer that question. The next School Board meeting will be on Monday, April 16th at 6 PM.

PUBLIC WORKS

Charter/Spectrum Plans – Charter is building lines in Fall River. They have moved into the village to start their work. They will begin on Jennifer Lane, on to Dykstra Dr. and continue thru town. Alliant Energy is not giving them permission to use poles. They are running into several problems. They like to follow the electric lines as much as possible.

Nature's Trail Street light replacement project – The Village has had to pay for any of the repairs that have been necessary for these lights. They are decorative poles not meant for street lighting. Craig has a price from Alliant to put in the typical street lights that are in the rest of the village at a cost of \$6,391. He has a proposal from Kevin Theel to remove the existing poles and underground wiring of \$3,097. A MOTION WAS MADE BY Trustee Miller and second by Trustee Ninmann to go ahead with both proposals to replace the existing street lights

on Nature's Trail. All members – aye – motion carried. Alliant must be paid in advance of the work. A letter to inform the property owners of the change will be sent.

Park shelters will be open when there is no longer a chance of freezing.

POLICE DEPARTMENT

The PD had a virus in their computers. They have lost the last 20 years of reports. They are struggling to get it back. Zack is looking at moving out of state.

Levi Barske Resignation – A MOTION WAS MADE BY Trustee Birr and second by Trustee Miller to accept the resignation of Officer Levi Barske. All Members – aye - motion carried. The Rotary is looking for a community project to do. If there is anything for the Village, they should submit a request. If there is a bigger project, they may be able to raise funds.

President Slotten complimented the PD and Columbia Co Sheriff's Dept for the active shooter presentation done at the FR School.

Chief Van Gysel will be going back to the Doctor on the 23rd after his back surgery.

The PD is looking for applicants. He has received 10 applications with 4 of them not acceptable already.

OLD BUSINESS

Ordinance regarding Traffic Forfeitures and Restitution – A MOTION WAS MADE BY Trustee Robbins and second by Trustee Miller to table this until the next meeting. All Members – aye – motion carried.

School Band Concert (In The Park) – A MOTION WAS MADE BY Trustee Gould and second by Trustee Ninmann to hold the concert on June 4th with a rain date of June 5th. Trustees Ninmann, Gould, Robbins, Schmiechen, Miller and Birr – yes, Slotten – no – motion carried.

NEW BUSINESS

Set date for Clean-up – Saturday, June 16th will be the date for the Clean-up.

Appoint representative for Columbia County Economic Development Corp – A MOTION WAS MADE BY Trustee Gould and second by Trustee Schmiechen to appoint Trustee Robbins as the representative from Fall River. All members – aye – motion carried.

Bartender Applications on File: Laura Mundt, Paige Plummer, Ashley Guenther, Aaron Genske – A MOTION WAS MADE BY Trustee Birr and second by Trustee Ninmann to approve the applications for Laura Mundt and Ashley Guenther. All Members – aye – motion carried. A MOTION WAS MADE BY Trustee Birr and second by Trustee Ninmann to deny the applications for Paige Plummer and Aaron Genske. Roll call vote was taken with all Members – yes – motion carried.

Workers Compensation Policy separate for Village and FR Community Fire District – The Clerk should investigate separate policies.

VFW flags – Dave and Betty Wright started a Memorial row of flags at the FR Cemetery. A combined effort of the Wrights, members from the Cemetery Association, residents of FR and the VFW worked to get the flags put on and off the poles and folded for storage. Now that Dave and Betty have both passed, a new home for the flags needs to be found. Trustee Miller is a member of the VFW. He has presented a Memorandum of Understanding to

continue this tradition. Not all Members have had time to review the MOU. He includes the school, the Cemetery Association, the VFW and the Village in the MOU. No action taken yet.

MINUTES, BILLS, FINANCIAL REPORT

Minutes from 03/14/18 – A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Miller to approve the minutes of 3/14/18. All Members – aye – motion carried.

Bills for payment – A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Robbins to approve the bills for payment including the bill from TriTech. All Members – aye – motion carried.

Financial Report from March – A MOTION WAS MADE BY Trustee Birr and second by Trustee Schmiechen to redeem the CDAR Sewer Reserves and move it into #04 at LGIP. All Members – aye – motion carried. A motion was made by Trustee Birr and second by Trustee Ninmann to redeem the CDAR Capital Improvement #2 and transfer to #12 at LGIP. We will look at the CDAR rates at next month's meeting. All Members – aye - motion carried.

A MOTION WAS MADE BY Trustee Birr and second by Trustee Ninmann to approve the Financial Report from March 2018. All Members – aye - motion carried.

PRESIDENT'S REPORT – President Slotten has been contacted by a resident on Hilltop Drive about the backyard drainage between Hilltop and Sunrise. Most lots accumulate a lot of water in the back yards. Kory had looked at this about a year ago. This is a private property issue. The Board does not want to get involved but would be willing to help if possible. The best solution is to have both streets reconstructed with curb, gutter and storm sewers. But it sounds like the residents don't want to pay for that.

He asked John Ninmann, Marie Abegglen and Zack Fredrickson to review the applicants for the Brayton Scholarship and choose their top three choices.

ANY OTHER BUSINESS – Andy Schmiechen was thanked for his service on the Village Board. Tonight is his last meeting. He chose not to run again.

ADJOURNMENT – A MOTION WAS MADE BY Trustee Schmiechen and second by Trustee Miller to adjourn. All Members – aye – motion carried. Meeting adjourned @ 9:15 PM.