

**VILLAGE OF FALL RIVER  
BOARD MEETING  
Wednesday, July 14, 2021 ~ 6:00 PM  
MINUTES**

**President Slotten called the meeting to order.**

Trustees present: Ninmann, Gould, Robbins, Dykstra and Pawlsich. Absent: Birr.

Village representatives: Craig Schultz (DPW), Marie Abegglen (C-T), Kory Anderson and Ben Upward (GEC), Jesse Spankowski (Vlg Attorney), Brent Van Gysel (PD)

**Approve Agenda** – A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Pawlsich to approve the agenda. All Members present – aye – motion carried.

**Closed Session – Per WI Stat 19.85(1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session – Discuss the sale of Industrial Park Property** - A MOTION WAS MADE BY Trustee Pawlsich and second by Trustee Ninmann to convene to closed session per the required statute. Roll call vote was taken with All Members present – yes – motion carried.

**Reconvene to Open Session – Per Wi Stat 19.85(2)** – A MOTION WAS MADE BY Trustee Dykstra and second by Trustee Pawlsich to reconvene to open session per the required statute. Roll call vote was taken with All Members present – yes – motion carried.

**ENGINEERING/ATTORNEY/FINANCIAL ADVISOR**

**ROW Purchase Agreement Schumann Printers** – A price of \$15,250.00 was reached with Mark Schumann to purchase 0.61 acres from Schumann Printers for the Quality Court ROW. Attorney Spankowski prepared an agreement for the purchase. A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Gould to move forward with the agreement with Schumann Printers as presented. - All Members present – aye – motion carried.

**ROW Purchase Agreement JDSG Group LLC** – A MOTION WAS MADE BY Trustee Gould and second by Trustee Pawlsich to move forward with the proposal for JDSG property as discussed in closed session. Roll call vote was taken with All Members present – aye – motion carried.

**Letter of Intent from JDSG regarding Quality Court/Industrial Property** – A MOTION WAS MADE BY Trustee Robbins and second by Trustee Gould to present a response to the Letter of Intent as discussed in closed session. Roll call vote was taken with All Members present – aye – motion carried.

**Preliminary Plans for the CD Intersection and storm water pond** – Kory presented a proposed site plan for an entrance from County CD and a storm water pond. We are still weeks out from having a final plan and a CSM. We do not have county approval for the entrance. It may take a few weeks before we would hear their response. We need the ROW documents and purchase before the CSM can be drafted. There is an easement that would be needed from JDSG for a drainpipe from the new storm pond to their existing pond. This drains under Quality Court to the pond on the Badger Pallet property and then under CD. At this point it is unsure if this will get done this year or not. Kory will keep moving forward as he can.

**PUBLIC INPUT**

**PUBLIC WORKS**

**Watermain under RR Tracks/United Coop** – The location of the watermain on the United Coop property was dug up today. MSA is the engineer for United Coop. They were on site to take record the data. The pipe is ductile and about 7.5' down which were very important finds. A temporary easement document was found from early 2000s. To try to relocate the watermain would be a major and lengthy process. A meeting is set up to meet with representatives from United Coop on next Tuesday, July 20<sup>th</sup>.

**Village Hall window replacement bid Hometown Glass \$33,320.00** – There is \$35,000 in the budget for replacing windows. A price from 2019 was \$41,000 to replace all windows. This price is for all windows except the shop area. A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Pawlsich to install new windows by Hometown Glass for \$33,220. All Members present – aye – motion carried.

**Chip Seal Bid – Fahrner \$41,500** – This project was budgeted for. A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Pawlsich to approve the Bid from Fahrner for the chip sealing project. All Members present – aye – motion carried. This type of work can produce a lot of dust. Residents will be notified ahead of time.

## **POLICE DEPARTMENT**

The monthly report was emailed. There are three new officers and three quit. Brent provided a proposed policy for the canine. One area that needs work is the expense after the dog is retired. This should not be a Village expense. He is asking for help with a decision from the Board. What will happen to the dog at retirement? The policy asks for financial compensation if the dog is requested for assistance out of a 15-mile radius. All officers need to be trained when interacting with the K9 Officer and the dog. They are looking to get a grant every year for \$2,500 to \$5,000. There were two documents provided. One is a policy the other is a MOU (Memorandum of Understanding). The Board would be fine with just one document – the policy – as long as it covers everything needed. One part of the policy has the K9 Officer working 7.5 hours a day but get paid for 8 hours. One half hour each day is to take care of the dog. President Slotten had this figured out to @ \$3,000 that the Village would pay for time not given to the department and may cause more overtime for the K9 Officer. Brent discussed a stipend. That could be taken from the K9 fund.

**Closed Session – Per WI Stat 19.85(1)(c) Considering employment, promotion, compensation, or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility – Discuss promotion of a police officer.** President Slotten stated that Brent requested a closed session and that the clerk be excluded from the closed session. President Slotten spoke to the Village Attorney and was told that it would be very unusual but could be done. They would need to appoint someone to take the minutes. The Clerk is the keeper of all records. The Clerk asked why she was being asked to be excluded. It was stated that Brent wanted to talk about himself. The Clerk stated that it was not on the agenda and if they were to exclude her, she would request a roll call vote. A MOTION WAS MADE BY Trustee Dykstra to exclude the clerk from the closed session. President Slotten asked two more times for a second. Being none, the motion failed. A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Dykstra to convene to closed session per the required statute to discuss the promotion of an officer. Roll call vote was taken with All Members present – aye – motion carried.

**Reconvene to Open Session – Per WI Stat 19.85(2)** A MOTION WAS MADE BY Trustee Gould and second by Trustee Ninmann to reconvene to open session per the required statute. Roll call vote was taken with All Members present – aye – motion carried.

## **OLD BUSINESS**

**New Software for Utility Billing – Jayhawk \$12,523.00 (reduce by \$1,500) \$11,023.00  
Workhorse \$7,500**

The Clerk reported that both programs would work. Jayhawk is a bit more sophisticated. Workhorse is a Wisconsin based program and the representatives from Beacon are familiar with Workhorse. The Clerk would recommend the Workhorse software. A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Pawlsich to approve the Software from Workhorse for \$7,500. All Members present – aye – motion carried.

**Disconnect Notices for W/S Utility customers** – The Clerk has gone thru the survey from the PSC and can now disconnect water service for unpaid bills.

**Dept of Workforce Development - Unemployment for Officer Moczynski - \$127.56** – We had considered paying this just to get it taken care of. The Clerk recently received notification from the DWD that Executive Order 72 could credit a qualifying entity. They will start crediting employers later this year. The Clerk has appealed the charge, but the hearing has not yet been set up. We will hold off doing anything for right now.

## **NEW BUSINESS**

**Bartender Applications on file: Andrew Nowak, Stephanie Banegas** – A MOTION WAS MADE BY Trustee Robbins and second by Trustee Ninmann to deny the application from Andrew Nowak based on the background check information and approve the application from Stephanie Banegas. All Members present – aye – motion carried.

**ARPA Funds \$91,113.98 – Transferred from Shared Revenue to ARPA LGIP #15 - 07/07/21** – This is to inform the Board that funds have been received and a separate account has been set up at the LGIP.

**FYI – We have not applied for a Simplified Rate Case for a water increase for quite some time. Is this something we should think about for later in the year?** – The Clerk should check to see if we qualify for the SRC. Possibly January 2022 as an effective date.

**WI DOA Contract for Services – Low Income Household Water Assistance Program** – Participation in this program is not mandatory. The Clerks have reviewed and believe this seems to be a very complicated program and could be a lot of special work. A MOTION WAS MADE BY Trustee Robbins and second by Trustee Dykstra to deny participation in the LIHWAP. All Members present – aye – motion carried.

**Concert In the Park** – the Board felt we should wait until next year.

## **MINUTES, BILLS, FINANCIAL REPORT**

**Minutes from 06/09/21** – A MOTION WAS MADE BY Trustee Robbins and second by Trustee Dykstra to approve the minutes from 06/09/21. All Members present – aye – motion carried.

**Bills for Payment** – A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Pawlsich to pay the bills as presented. All Members present – aye – motion carried.

**Financial Report from June 2021** – A MOTION WAS MADE BY Trustee Ninmann and second by Trustee Robbins to approve the Financial Report from June. All Members present – aye – motion carried. The Clerk provided the 06/30/21 YTD Profit/Loss vs. Budget. A Finance Meeting can be set up soon.

**PRESIDENT’S REPORT** – Marie has put together a letter for the Know Box request from the Fire Dept. He suggests that the letter be given to the Fire Dept., and they can run with it.

**ANY OTHER BUSINESS**

**ADJOURNMENT** – A MOTION WAS MADE BY Trustee Robbins and second by Trustee Pawlisch to adjourn. All Members present – aye – motion carried. Meeting adjourned @ 9:30 PM.

Marie Abegglen