

VILLAGE OF FREDONIA
VILLAGE BOARD MEETING
March 1, 2007

UNAPPROVED

The regular village board meeting was called to order at 7:00 p.m. by President Pro Tem Larry Waskiewicz. Present: Larry Waskiewicz, Don Dohrwardt, Chris Kunstmann, Larry Palm, and Joe Short. Also present: Village Marshal Mike Davel, Mark Jaeger, Allen Neumann, and Jo Ann Wagner.

Approve Minutes

Minutes of the February 15, 2007, village board meeting were approved as presented on a **MOTION** by Short, seconded by Kunstmann, and carried.

Payment of Bills

With the additional list presented, the General Fund, Water and Sewer bills were approved for payment on a **MOTION** by Short, seconded by Waskiewicz, and carried.

Treasurer and Sewer Utility Report

The January Treasurer and Sewer Utility reports were approved as presented on a **MOTION** by Waskiewicz, seconded by Short, and carried.

Public Safety Committee

UPDATE - SQUAD CAR: Village Marshal Mike Davel presented a printout showing the design for the new squad. The decals will cost about \$400 with an additional \$100 to \$200 to apply them. Anticipated arrival is sometime next week. Equipment will then be added. Davel noted that when the other car is replaced, the same design will be used, or the other squad could possibly be painted to match the new squad. A **MOTION** was made by Kunstmann, seconded by Dohrwardt, to approve the design for the squad car as presented, with the village marshal completing this within the budgeted amount. Motion carried.

LIABILITY: Davel stated that he attended the Port Washington Police and Fire Commission meeting on February 12, 2007, as they discussed the issue of possible police liability. (Some full time City of Port Washington police officers work part time for the Village of Fredonia.) He has researched the issue and found that liability mainly consists of three items – equipment, training, and under whose authority you are working. The Village of Fredonia provides the equipment used by officers working in Fredonia, training is provided by Fredonia on this equipment, and the officers are working under the authority of the Village of Fredonia. Therefore, any liability rests with the Village. Davel noted that officers are required to take 24 hours of in-service training each year for re-certification. The cost for training is \$68 per officer. He felt it would be reasonable to have Fredonia contribute towards the training cost. The question of allegiance was discussed. Davel noted that if an officer's full time agency called the officer, the officer needed to respond to that agency. The village board understood this. Possible injury to an officer was also discussed. Davel noted that he bow hunts from a tree stand, rides a motorcycle, and cuts trees down. Injury could occur to an officer from leisure activities or from part time jobs. He did not see this to be an issue. Davel also noted that the Port Washington Police and Fire Commission received an anonymous letter. He commented that generally the reason stated in an anonymous letter is not the real reason for the letter. Waskiewicz thanked Davel for the information and commented that an anonymous letter is a cowardice way of trying to address an issue. Waskiewicz also noted that nothing has surfaced in the Village of Fredonia in regards to safety, personnel, or liability issues with the Fredonia Police Department. He stated that the village would be glad to discuss issues of training, cost sharing and liability, or any other issue, with Port Washington. Short commented that the service of the village marshal has been, and he is sure it will continue, on a high level. Dohrwardt noted that he looks forward to continuing the intergovernmental cooperation with employee service. Davel noted that he has also learned things while working in Fredonia that he has put to use in Port Washington.

NIMS: The Public Safety Committee has recommended that the Fire Chief, First Assistant Chief, Second Assistant Chief, Captain of Safety, and Lieutenant of Safety, be trained up to and including ICS-400. In addition, another five officers would be trained up to and including ICS-300. The village marshal should also be trained up to and including ICS-400. A **MOTION** was made by Dohrwardt, seconded by Palm, to approve

training of the fire department members as recommended by the Public Safety Committee (five officers up to and including ICS-400 and an additional five members up to and including ICS-300). Palm noted that the pay issue for training and training of other village employees should be reviewed by the Personnel Committee. After discussion, motion carried with Kunstmann recused. A **MOTION** was made by Short, seconded by Dohrwardt, to send to the Personnel Committee the request for NIMS training pay as requested by the Public Safety Committee and to review training requirements for other village employees. Motion carried with Kunstmann recused.

Parks Committee – February 22, 2007 Meeting

Palm reported that the committee met and discussed possible involvement of other organizations with Celebrate Fredonia. Each group would work a two or three hour shift and the profits would be divided among the various groups. Each organization would be asked to contribute an “up front” amount of perhaps \$400. This would be used for the initial food and beverage purchase. The use of the beer license by all groups was discussed and Palm stated they would like an opinion from the village attorney on the legality of this. Waskiewicz stated that the chairperson of a committee could request an opinion from the village attorney. Kunstmann suggested that the village could make a donation to each club that participates instead of “sharing” the profits. Palm stated the Celebrate Fredonia budget is about \$7,000. The committee is working on getting marching bands, and would like to send letters to local businesses asking for donations to the event and participation in the parade. Waskiewicz asked if agreements have been made with the various organizations. Palm stated that representatives were at the last meeting and they were taking the information back to their group. Final commitments will not be made until the groups approve it. After further discussion a **MOTION** was made by Kunstmann, seconded by Short, to instruct staff to send letters to businesses requesting donations for Celebrate Fredonia with the Parks Committee chairperson providing the letter and addresses, and to also have the Park Committee chairperson transfer the Celebrate Fredonia account from last year to the current Celebrate Fredonia event, with any donations received being deposited into the Celebrate Fredonia account. Waskiewicz again expressed concern because no commitment has been received from other organizations. Motion carried.

Shared Building Committee

Short reported that the committee met and reviewed the suggestions from the village attorney. Changes that have been made include:

- The current value of the land will be established in the agreement.
- The commission governing the building will be changed to a four person commission, with two members appointed by the town and two members appointed by the village.
- The formula for arriving at the cost share percentage is included in the document, along with a copy of the handout from the November 1, 2006, public informational meeting.
- The current version of the document needs a change in No. 12 – noting two member of the commission will be from the Town.
- The committee felt No. 13 – No Power to Tax should be left in the document to emphasize the commission does not have the power to levy a tax.
- A section was added setting up officers and governance for the committee.
- “Emergency” was defined.
- The initial agreement is for fifteen years (had been five, attorney had suggested twenty).
- It was clarified that the intent of No. 19 – B. Determination of Price if Sold to Other Party is that if the property is sold, the land value established at the start of the agreement (as stated in No. 4) would be returned to the village. Any increase in the value of land would be divided between the town and the village based on the percent (currently estimated at 47% town and 53% village)
- Construction language was added defining a time frame for action by each municipality.

The committee recommended approval of the document with the change to No. 12 (two residents of the Town appointed to the committee) and the clarification of No. 19 – B. Discussion followed on obtaining the current land value of the property – should the village assessor assign a value or would an outside appraisal be needed. Kunstmann

expressed concern with the village giving the land to the town, as the town will then benefit in the increase in land value. Palm stated that the town will also be paying for a part of the driveway, parking area and also maintenance on the property. Therefore, they should benefit from the increase in land value. After further discussion, a **MOTION** was made by Short, seconded by Palm, to table the agreement until the next meeting when a completed document will be presented. Motion carried with Palm, Waskiewicz, and Short voting aye, and Dohrwardt voting nay.

Report from Director of Public Works

Neumann reported that the village crew has spent lots of time dealing with the recent snowstorms. They have also started installing radio read water meters. Training on the new meters and software is set for the end of March. Brush has been cleared from the Martin Drive right of way to allow for soil borings.

School for Water Certification

A **MOTION** was made by Short, seconded by Dohrwardt, to approve registration and mileage for Jason Nelsen to attend the Water Class at Moraine Park Technical College in Fond du Lac in April and write the DNR test for water certification in May. Motion carried.

Neumann also noted that a Water and Sewer Committee meeting needs to be held before the next board meeting.

Report from Clerk-Treasurer

The report from the Clerk-Treasurer was reviewed.

Treasurer's Conference

Approval was given for the Clerk-Treasurer to attend the April 25, 2007, class in Appleton at a cost of \$110 plus mileage, and the Clerk-Treasurer and Deputy Clerk-Treasurer to attend the Treasurer's Conference in Appleton on April 26th and 27th, with lodging on April 26th and mileage for both on a **MOTION** by Dohrwardt, seconded by Palm, and carried.

Correspondence

Correspondence received includes:

- WE Energies letter on electric consumption – time of use savings.
- Wisconsin Main Street Annual Report 2005 to 2006.
- Newburg Plan Commission – March 1, 2007.
- Town of Saukville Resolution No. 2007-3 regarding boundary agreement.
- Town of Saukville Plan Commission meeting – March 13, 2007

Items for Future Consideration by Village Board

Dohrwardt questioned if a resolution is needed to exercise our extra-territorial jurisdiction.

Neumann noted that proposals have been received to purchase a roller.

A Public Works Committee meeting will need to be scheduled.

The meeting adjourned at 8:40 p.m. on a **MOTION** by Short, seconded by Dohrwardt, and carried.