

MINUTES

MEETING: REGULAR MEETING OF THE VILLAGE BOARD
DATE: TUESDAY, JANUARY 31, 2017
PLACE: OLIVER VILLAGE HALL
2125 E STATE ST
SUPERIOR, WI 54880

1. CALL TO ORDER/ROLL CALL

Village President Gary Abraham called the meeting to order at 6:00 p.m.

Officials Present: President Abraham, Trustee Rude and Trustee Rowe. A quorum was present.
Clerk-Treasurer Julie Abraham was also present.

2. CORRESPONDANCE FOR JANUARY

- A. Ivan Hohnstadt, a letter requesting that the Village waive his rental unit's monthly sewer fee. Received and put on file.

3. CONSENT AGENDA

- A. Approval of December 27, 2016, regular meeting minutes.
- B. Approval of January 10, 2017 caucus meeting minutes.
- C. Approval of the payment of bills and claims.
 - General Fund Check #8144 to #8173 = \$129,199.85 (\$130,148.00 tax account transfer)
 - Sewer Fund Check #3054 to #3065 = \$29,483.47 (\$1,500.00 in account transfers)
 - Water Fund Check #2246 to #2249 = \$1,767.69
- D. Approval of Treasurer's Financial Report for the General, Sewer and Water Checking Funds for December.

REPORT:	GENERAL	SEWER	WATER
Balance January 1	\$109,071.68	\$66,262.93	\$4,358.28

After review, Trustee Rude made the motion, and Trustee Rowe seconded the motion, to approve the Consent Agenda. ROLL CALL VOTE - Ayes: Abraham, Rude and Rowe. No: none. MOTION CARRIED

4. WATER LEAK. Discuss funding source.

President Abraham stated that there was a water leak at the intersection of Chicago Avenue and Hwy 105. He said it was a costly project and that the water utility fund had minimal funds in the account, and that the village needed to come up with revenue to pay Stack Bros. for the digging and repairs to the water main. He also stated that there were excess funds in the Sewer Debt Fund after the loan was paid off, and that it was decided to use those funds to help pay for repairs.

5. RESOLUTION

- A. Resolution 2017-1, Amending the 2017 Budget. A resolution authorizing the use of unassigned 2017 budget revenue for the purchase of TownHall Municipal Software.
- B. Resolution 2017-2, Amending the 2017 Water and Sewer Operating Budgets. A resolution authorizing the carryover and transfer of unexpended funds from the 2016 Debt fund to the 2017 Water and Sewer Funds.

The Clerk/Treasurer shall cause notice of the budget amendments to be published as a Class 1 notice pursuant to §65.90(5)(a), Wis. Stats. within 10 days of adoption.

President Abraham made the motion, and Trustee Rowe seconded the motion, to adopt Resolution 2017-1 and Resolution 2017-2. ROLL CALL VOTE - Ayes: Abraham, Rude and Rowe. No: none. MOTION CARRIED

6. PLANNING COMMISSION REPORT

A. No agenda items for January.

7. WISCONSIN DEPARTMENT OF TRANSPORTATION (Contacted the Village regarding a railroad crossing concern)

President Abraham announced the village received a call regarding the concern that flashing lights and gates are not installed at the crossings with the volume and speed of trains. President Abraham stated that Anna Davey, from the Wisconsin Department of Revenue, had contacted him and forwarded information on how to move forward to petition the Office of Commissioner of Railroads (OCR) for the review and determination of the adequacy of warning devices. The concern was from Randy Metcalf. Randy was present at the meeting to discuss his concerns at the Minneapolis Avenue crossing. The board agreed that the safety at all the crossings should be reviewed.

President Abraham made the motion, and Trustee Rude seconded the motion, to move forward to petition the OCR. VOTE - Ayes: Abraham, Rude and Rowe. No: none. MOTION CARRIED

8. WLSSD AGREEMENT. Discuss and take possible action on creating a lift station meter agreement.

President Abraham explained that WLSSD was willing to take over the ownership and maintenance of the metering device located in the main lift station at 2025 E. Union Street. There would be no cost to the village, just a signed agreement that the village will continue all other repairs and upkeep at the lift station.

President Abraham made the motion, and Trustee Rowe seconded the motion, to move forward with the agreement. VOTE - Ayes: Abraham, Rude and Rowe. No: none. MOTION CARRIED

9. IVAN HOHNSTADT. Discuss and take possible action on rental unit sewer fee.

Ivan stated that he had done a lot of review of the sewer ordinance after he received a note from Clerk Julie Abraham in his August 5, 2016, sewer bill. He said the note said he needed to start paying a sewer fee for his rental unit. His points of concern relating to him having to pay the extra bill were: His tenant moved out in August; in his Duluth, MN rental he only pays a meter fee when there is no tenant; he only has one lateral to his home and only he and his son are there; and the ordinance description of family and non-family living in a single-family home. He said that he could have his tenants fill out a service application and when they moved out the bill goes away. He said his suggestion would be that if the rental was unoccupied there should be one sewer bill.

Don Krisak explained that when he was in office at the time the sewer system was installed the discussion then was how to determine how to charge for usage. He said it was decided to charge per unit because there were no meters installed. He also stated that residents are responsible for lateral fees even when not connected to the premises.

President Abraham told Ivan that he does have a rental unit. He stated that the unit is advertised as a rental and that the rent is revenue to him. He also informed Ivan that all the rental units in the village had only one sewer lateral to each building, but that they all paid lateral fees for each unit. President Abraham then asked Assessor Brad Theien how it is usually handled. Brad stated that if a person is paid any income then it should be a rental and submitted as that on taxes.

Trustee Rude made the motion, and President Abraham seconded the motion, to deny the request of paying for only one unit.. VOTE - Ayes: Abraham, Rude and Rowe. No: none. MOTION CARRIED

10. PRESIDENT REPORT

- A. WLSSD annual meeting update. Announced he had the annual meeting and all went well.
- B. February 21, 2017, Primary Election. (Purpose for the primary is because there are 3 people running for State Superintendent.)
- C. Salt/Sand (Using a lot this year.) With the early season rain and thawing, the village needed to order a second load. He said to please call with any concerns.

8. COUNTY BOARD SUPERVISOR'S REPORT (Pat Ryan)

Pat discussed Superior Days, the half of a percent sales tax that Douglas County is requesting and mental health issues to be discussed.

9. PUBLIC COMMENT

No public comment.

10. NEXT REGULAR MEETING DATE: **Announced-** Tuesday, February 28, 2017, at 6:00 p.m.

11. ADJOURNMENT: The meeting was adjourned at 6:25 p.m. **Motion by President Abraham and seconded by Trustee Rude. VOICE VOTE 3-0, MOTION CARRIED.**

Respectfully submitted,

Julie C. Abraham
Village Clerk-Treasurer

Approved this 28st day of February, 2017.

BY: _____
Gary Abraham, President

ATTEST:

Julie Abraham, Clerk-Treasurer