

## **Regular Village Board Meeting** – July 13, 2009 (Corrected)

The following media were noticed relative to this meeting per the Open Meetings Law of the State of Wisconsin: The Ozaukee Press, Port Washington, WI; The Milwaukee Journal-Sentinel (Ozaukee-Washington Desk), Milwaukee, WI; The Sheboygan Press, Sheboygan, WI. In addition, a copy of the agenda was also posted at the following locations within the Village of Belgium: Belgium Village Hall, Belgium Post Office, Port Washington State Bank (Belgium Office), Harris Bank (Belgium Office), and Belgium Hardware and Beverage.

### **Call to Order, Roll Call, Establishment of a Quorum:**

President Kevin Kowalkowski called the meeting to order at 7:01 p.m. In attendance were Trustees John Thiele, Tom Vodicka, Ron Weyker, Jeff Ritter, Dale Pfeifer, Clem Gottsacker. A quorum was declared established. Also in attendance were Patrick G. Wester – DPW Staff, Neil R. Anderson – Wastewater Superintendent, Daniel E. Birenbaum – DPW & Water Superintendent, Scott A. Brinkman – Village Marshal, Edwin Jr. & Judy Buechler, Mark Cecil, John Gasper – Workhorse Software, Verdun Cecil, Brian Schrap, Scott Wirtz-Olsen, Carol Pomeday – The Ozaukee Press, Fred Utecht – Belgium Area Chamber of Commerce, Frank Mayer – Building Inspector, Robert Andrzejewski, Christine Ungs, Tom Winker – Ozaukee County Supervisor, Joan Gottsacker, Jeff Thiel, Roger Rachuba, Mitan Arya – Applied Biotech Industries, Jamie Cecil – Deputy Clerk-Treasurer, Stephen L. Werner, Rachel Eixenberger and Naomi Weisgerber - Stephen L. Werner C.L.U. & Associates.

### **Open Meeting Law Compliance Check**

This meeting is in compliance.

### **Pledge to Flag, Moment of Silence**

### **Announcement of Closed Session (if any)**

None

### **Clerk-Treasurer's Reports:**

- **Minutes:** Approval of minutes of previous meeting(s). A motion was made by Trustee Pfeifer and seconded by Trustee Gottsacker to approve the following minutes per the Clerk-Treasurer's Report: May 11, 2009 (as corrected), May 18, 2009 (as corrected), June 8, 2009, and June 15, 2009. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.
- **Financial reporting:** Financial Statements for First Quarter, 2009, were distributed in the Village Board packets and Financial Statements for Second Quarter, 2009 were distributed at tonight's meeting. Trustee Thiele commented about this meeting being recorded so that everyone knew of that fact. Review comments were heard. Corson, Peterson & Hamann, S.C., our CPA's are asked to come to a meeting of the entire Village Board to answer questions. Allocation needs to be reviewed. A motion was made by Trustee Gottsacker and seconded by Trustee Ritter to table this topic until we get input from our CPA's. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.

### **Review of Recent Correspondence:**

None

### **Announcements/Input:**

The following announcements and input will be discussed and possible action taken:

- **Chamber of Commerce Input:**
  - **Participation in ad.** Chamber President Fred Utecht requested Village of Belgium participation in advertisement for the Lakeshore Life Spring-Summer 2009 and Lakeshore Life – Summer 2009. The Village had donated \$300.00 last year for this project. President Kowalkowski suggested that we donate \$400.00 as he is in favor of tourism. Clerk-Treasurer Mueller warned the Village Board that Room Tax is not being paid and there may not be ample funds. A motion was made by Trustee Weyker and seconded by Trustee Gottsacker to contribute \$400.00 from the Room Tax Account to the Belgium Area Chamber of Commerce for the ads. The Village Board was polled:

ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Pfeifer, Gottsacker; noes – none; abstain – none. Motion carried.

President Utecht outlined the Bike Ride for the Rockets Football Team. Currently \$795.00 has been raised.

The last meeting of the Belgium Area Chamber of Commerce took place at the Luxembourg American Cultural Center.

August 15 is the anticipated opening day of the campgrounds at Harrington Beach State Park.

- **1<sup>st</sup> Impressions with New Glarus, WI.** Andrew Krueger was not in attendance. He is working on this project.

Trustee Thiele indicated that Roger Rachuba is establishing a new webpage and a link to the Chamber of Commerce will be established on our website.

Fred Utecht brought cookies for everyone in attendance at this meeting.

- **Village Marshal/Ozaukee County Sheriff's Department Input.**

No one appeared on behalf of the Ozaukee County Sheriff's Department. Village Marshal, Scott A. Brinkman, was in attendance. He indicated that the equipment he ordered came in at the cost approved. Agenda item 10)d) - the Deputy Village Marshal candidate background check was okay.

- **Building Inspector Input:**

There is little activity this past month. 14 permits (8 re-roof permits) were issued at a total cost of \$1,904.13.

- **Village Engineer Input:**

Matthew Greely, P.E. of McMahan, was in attendance to address issues on the agenda:

- Status – I & I Metering. Brief overview was explained by Matt. The meters responded to rain events. Main- Victory Street base flow was 17% overall. Capacity increase to 35%. Steps that may assist in the I & I correction include 1) conduct home inspections, 2) dye test with flooding of storm sewers, 3) manhole inspections, 4) smoke testing and/or 5) televising. The highest I & I project priorities are: Liberty Street and South Avenue, North Street and Elm Street. These streets have storm sewers but no storm laterals to homes. Neil Anderson recommended storm sewer laterals.

Supervisor Winker indicated he had no knowledge of the Highway D (Main Street) Project.

It was indicated that 47 million gallons of clear water were received at the Wastewater Treatment Plant in 2008 (conservative estimate) at a cost of \$45,000.00 per year with 22 million gallons over six months in 2009. I & I correction will help with the flows with no wastewater Treatment Plant expansion. This does not take into consideration the wear and tear or life of the facility. The life of our facility is at 7 years with a possible 25 year maximum.

Discussion took place relative to tightening up on I & I. Flow meters were pulled on June 20, 2009. A draft copy of the report was distributed. When the final report is ready, Village Board and staff will receive one. New cost estimates are to be arrived at upon review of the final report.

President Kowalkowski noted that the Village needs to watch what we are expending funds on in order to address the I & I issue at hand.

Trustee Gottsacker suggested that Ozaukee County Supervisor agenda item be addressed at this time. A motion was made by President Kowalkowski and seconded by Trustee Thiele to alter the agenda from item 8) d) to 8) e) Ozaukee County Supervisor Input. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.

- **Ozaukee County Supervisor Input:** Supervisor Tom Winker was in attendance. He shared the status of the Lasata expansion project. The \$10 million project has 60 units with an expected opening date of June or July, 2010. The project has come in under estimated cost.

Supervisor Winker also noted the controversy of the Covered Bridge Park at 5 Corners. (Cedarburg). The Town of Cedarburg wants ownership of the park after Ozaukee County has restored it. Supervisor Winker does not support giving it away. It is not good to give an asset away.

Other items reviewed were the Bike Bridge over I-43 which is scheduled to open in mid-September. Breakfast on the Farm was a good success this year. The Highway A bridge status is unknown.

A motion was made by Trustee Ritter and seconded by Trustee Thiele to move agenda items 8)f), g), and 9)c) to be discussed at this time. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Pfeifer, Gottsacker; noes – none; abstain – none. Motion carried.

- **Cedar Grove-Belgium Area School Board Input:** Jeff Thiel reported nothing.
- **ESLS Board Input:** Roger Rachuba reported on behalf of his wife, Amy. Joint Planning Committee Information: In 2008 55.7% of the Belgium residents have a Library Card. Sheboygan supports libraries by 90% while Ozaukee supports between 83-85% per the formula. Relative to the Bookmobile, the Belgium area has the highest non libaried area approval rate. The average circulation between 2003-2008 has a 17.7% increase with the Village of Belgium's increase rate being 17.4%. The Bookmobile is in pretty good condition. Eastern Shores Library System usage increased and they are looking for various funding. The Bookmobile will be part of the parade with an open house after the Luxembourg Fest Parade.
- **Action Items - Health Insurance Renewal:** The Dental Insurance and Life Insurance had no rate increase. Stephen Werner explained the Health Insurance rates and they are solid rates and have gone through underwriting. Age changes affected the group this year. If we went with HUMANA, the rate increase is 4.9% over where we are with today's numbers. Various plans were reviewed. Coverage was reviewed. If we use HUMANA, West Bend Synergy and St. Francis facilities could not be utilized. The Village employees currently use Aurora facilities. The Reimbursement Plan currently is August 1 to July 31 while HUMANA is on the calendar year January 1 – December 31. The listing of employee deductibles to January 1, 2009 through July 31, 2009 will be requested of UHC to be forwarded to HUMANA to credit the employee. Stephen Werner believes in the odds of 80%-20%. The Village would have to join HUMANA Preferred Network with a one time fee of approximately \$100.00 with a \$10.50 per employee charge per year. Approximately \$170 could save \$9,000.00. Humana would need one week to get the ID cards. A special Village Board Meeting will be scheduled for July 20, 2009 at 6 p.m. for action on Health Insurance.
- **Village Engineer Input (Continued):**
  - **Status Stimulus Plan – Clean Water Fund Program:** McMahon is in the process of providing cost estimates on proposed projects.
  - **Status – Maple Lawn Modification Project:** The water draw down on the pond took place. The elevation is not low enough to accommodate drainage to the ditch. The proposal is for \$1,500.00. No other option. There is a need to drawn down another 1'. The property owner is to meet on site with the representative. Clerk-Treasurer Mueller brought what Scott Wirtz-Olsen spoke to her about a concern that this construction was taking place over his property line. Daniel Birenbaum noted that this project was 5'-6' off of the property line. President Kowalkowski was concerned that we would not get as far with the project as we had hoped with this added expense. 2-1/2' of draw down is needed to the desired level. Sediment concerns were expressed. The expense would be for the drainage way to allow flow for a better relief of drainage. There will never be a 100% guarantee for washout. Measures being done to prevent erosion rip-rap will be installed at the outlet. Seeding includes the ditches. No action needed as this is an on-going expense. Kettle Lakes Cooperative is providing the oats and grass blend for our type of soil. Roger Rachuba voiced concerns relative to the

properties on the south side of Main Street. This project should take two weeks from start-up which should be in the first part of August.

- **Status – Well #2:** A letter of July 9, 2009, was reviewed. Completion has taken place with liquidated damages between \$1,800 - \$2,400. Repairs being made to correct the situation. No action to be taken. This information is for up-date purposes only. Approximately \$1,700.00 is being requested from the contractor for the leaky pipes, etc. Action nor payment is not necessary at this time.
- **Status – Maple Street Sanitary Sewer Relay Project:** This project is completed and waiting for quantity and final report. A progress payment is requested. An Engineering Report is needed for Special Assessment purposes. A Corrective Action Report has been requested of Jerry Broekman of Advance Construction, Inc. and not received to date.

Trustee Ritter questioned the Maple Lawn Pond Modification seeding without watering. Watering is not part of their scope of work. A 1 year warranty is required.

- **Certificate for Payment #1.** A motion was made by Trustee Thiele and seconded by Trustee Vodicka to approve payment of Certificate #1 in the amount of \$105,195.97 to Advance Construction. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Pfeifer, Gottsacker; noes – none; abstain – none. Motion carried.

A motion was made by Trustee Vodicka and seconded by Trustee Weyker to move agenda item Miscellaneous Matters 10) o) to this point in the agenda. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Pfeifer, Gottsacker; noes – none; abstain – none. Motion carried.

#### **Miscellaneous Matters:**

- **Algae on CMIC and LACC Ponds:** Mitan Arya of Applied Biotech Industries was in attendance. His company is located in Belgium and produces environmental products for cleaning up the pollution in waterways and produces products for control of algae. He came to offer his services and products that control algae. Ponds that have algae include the Maple Lawn (CMIC) pond, Luxembourg American Cultural Center (LACC) ponds and ponds within the Ardennes. The Village owns Kleckner Pond and the Ardennes ponds. It was noted that the Luxembourg American Cultural Center and Maple Lawn ponds were private. A meeting is to be facilitated with the property owners relative to this topic. Trustee Vodicka questioned Mr. Arya what it would take to reduce the algae in the ponds. And how many applications would it take. It would take ten pounds per surface acre with an application requirement of two to three times per season. Trustee Vodicka also questioned if this was something that the Village employees could do. Village employees could spread the product. It is in water soluble pouches. By boat go into a body of water and start pitching pouches. Phosphates, nitrates are neutralized by these products. Sunlight assists in making the food source for algae. Algae can promote toxins and harm animals, fish and birds. It is important to control algae. Geese add to the problem. Trustee Vodicka questioned the cost. The cost for a one acre pond is \$30 for three applications. We need to do this process before it becomes obnoxious. For algae control do not wait for foul odor. We should contact the owners of the ponds and obtain buy-in from the owners. The cost is minimal. Village ponds that have algae are Kleckner Pond (slight), and the ponds in the Ardennes. Trustee Vodicka suggested an on-going Maintenance Program for the ponds for algae control. The Village has a Storm Water Maintenance Fund for maintenance of ponds. A motion was made by Trustee Vodicka and seconded by Trustee Pfeifer for Daniel Birenbaum to work with Mr. Arya to evaluate our ponds and if it is less than \$200.00 to proceed with it. The Village Board was polled: ayes – Thiele, Vodicka, Weyker, Kowalkowski, Ritter, Pfeifer, Gottsacker; noes – none; abstain – none. Motion carried.

#### **Announcements/Input:**

- **DPW & Water Superintendent/Wastewater Superintendent Input:** Daniel Birenbaum noted that today we had Energy Solutions come in and perform an energy audit on all of our lighting. We could be eligible for a grant of up to \$225,000 to change our lighting. This change could cut down our costs 40-50%. The proposal is free. The application would be required by the end of August. We can purchase the lights and have someone install

them. We own about 100 street lights that we could change over at about \$200.00 per fixture. Daniel is to obtain a quote. This topic should be brought before the Streets and Electric Committee. WE Energies is not a participant but is to be approached to see if they have a program in place. President Kowalkowski encouraged obtaining grants. The ball park lights do not qualify as they are not used much.

#### **Action Items:**

- **Operator's Licenses:** Operator License Applications were received were held for additional information. Background checks and what is relevant to licenses were discussed.
- **Temporary Class "B" Picnic License – Belgium American Legion Post #412 for Luxembourg Fest and The American Legion Corn Roast events and Luxembourg American Cultural Center:** A motion was made by Trustee Pfeiffer and seconded by Trustee Weyker to approve a Temporary Class "B" Picnic License to Belgium American Legion Corn Roast events and Luxembourg American Cultural Center. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.
- **Deputy Village Marshal:** A motion was made by Trustee Ritter and seconded by Trustee Thiele to approve Candidate "C" and offer it to Candidate "A" if he will not take it. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried. Carol Pomeday of the Ozaukee Press questioned why names were not released of the candidates. Discussion followed.
- **Ordinance #19-09 Ordinance Renaming Street within the Village of Belgium (Peter Thien Avenue).** A motion was made by Trustee Pfeifer and seconded by Trustee Ritter to approve Ordinance #19-09 renaming street within the Village of Belgium. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.
- **Employee Insurance reimbursement:** A motion was made by Trustee Weyker and seconded by Trustee Thiele to approve the reimbursement of \$93.54. The Village Board was polled: ayes – Gottsacker, Pfeifer, Ritter, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.

#### **Miscellaneous Matters:**

The following matters will be discussed and possible action taken:

Trustee Jeffery Ritter left the meeting at 9:45 p.m.

- **John Gasper – Workhorse Software.** His company only does municipal software and only in the State of WI. We have been his customer for 20 years. Records go to our accounting processing. Most of his clients complete the process and have an annual audit. Time investment is required by staff. Maintenance fee is \$2,000.00 annually was under \$1,200.00. Initial cost in 1988 was under \$3,000.00. Information from the CPA may be delayed. Reduction of cost is sought. User conferences. John Gasper would come in for the training. Trustee Vodicka questioned Mr. Gasper how much time this would take as he indicated that clerks have accused him of not having enough time. Clerk-Treasurer Mueller indicated that we have many accounts. President Kowalkowski accused Clerk-Treasurer Mueller of not using the software. Clerk-Treasurer Mueller explained why the Due To and Due From are needed quarterly. John Gasper concurred that Due to and Due From are needed. Time allocation was questioned. The user of the software has to know the Chart of Account for intelligent keyboarding. Training is to take place as soon as possible. A motion was made by Trustee Thiele and seconded by Trustee Gottsacker to approve Workhorse Software training to maximum the utilization of the software. Beginning balances are needed. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.
- **Clerk-Deputy Treasurer / Treasurer-Deputy Clerk positions.** Because Lila's workloads are causing her to fall behind with her workload with some essential duties President Kowalkowski proposed that Lila Mueller would become the Clerk/Deputy Treasurer and Jamie Cecil would become the Treasurer/Deputy Clerk. Discussion took place. Each person could back up each other. We would have to recommend and approve a Charter Ordinance that would require 5 out of 7 votes. Takes effect 60 days after adoption.

Budgeting concerns need to be addressed. Two ordinances 1) separate the Clerk and Treasurer and 2) an ordinance to separate the Deputy Clerk-Treasurer. The Clerk-Treasurer history was discussed. Lila Mueller stated that she has been 28 years penny perfect in tax collection. Trustee President Kowalkowski noted that our office is staffed appropriately and that if we use our software appropriately we are over staffed. Trustee Thiele has a concern of our CPA doing our books and doing an annual audit. Lila Mueller noted the checks and balance required by the insurance company.

- **Proposed webpage – Roger Rachuba.** Roger Rachuba prepared a presentation for the Village Board to see on proposed website changes. The meeting moved to the Fire Department Meeting Room. Trustee Vodicka questioned use of our current “logo”.
- **Status – The Ardennes II Subdivision.** Daniel Birenbaum contacted Jim Duerrwaechter of Master Craft Builders relative to the road settling of the water main trench. Lila Mueller is to attempt contact with Mr. Duerrwaechter.
- **Status – Maple Lawn, Phase #5 & #6 Subdivision:** Matt Greely had previously reported on the Maple Lawn Pond. Weed control is a concern.
  - **CMIC Interest reduction request.** In a letter dated June 15, 2009, Scott Puchtel, Vice President requested that the Village Board would waive the late fees on their invoice (\$344.02). Clerk-Treasurer Mueller noted that she did not cash the check due to the terms in the letter. A motion was made by Trustee Pfeifer to cash the check and run. Trustee Pfeifer modified his motion to cash the check and bill one-half of the late fees. Trustee Gottsacker seconded the motion. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker; noes - Vodicka, Thiele; abstain - none. Motion carried.
- **Status – Heritage Park:** The fields are being used.
  - **Fertilize and weed spray.** Daniel Birenbaum explained why this is needed on the ball diamonds at Heritage Park. A motion was made by Trustee Weyker and seconded by Trustee Vodicka to proceed with Kettle Lakes Coop for \$333.00 for weeds and \$1,105.83 for fertilizer. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.
  - Bench is up at Heritage Park. Signs are to be in soon. The Ingelse are cutting the grass.
- **Status – Heritage Park Subdivision:**
  - **Final lift of asphalt postponement request.** Neil Tiziani requested a postponement until some of the houses can get done. Potholes were to be fixed. Scheduling was discussed. A motion was made by Trustee Vodicka and seconded by Trustee Weyker to approve the second lift of asphalt by August 1, 2010. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes - none; abstain - none. Motion carried.
- **Status – Luxembourg American Cultural Center & Development.** Daniel noted that the handicapped ramps on the sidewalks did not meet DOT standards and it was corrected. Paving was anticipated to be paved by August 8<sup>th</sup>. Barricade moving was also discussed.
- **Status – 106 Lar-Ann Street, fire, property damage.** The foreclosure has been lifted. Insurance money is out there but project still is not completed. Atty. Antoine issued a memorandum dated July 8<sup>th</sup> relative to this property with options outlined. Discussion took place relative to the options noted. Village Marshal Scott Brinkman to personally approach the owners of this property.
- **Status – 2009 Maple Street Sanitary Sewer Project.** Already covered.
- **Status – Sanitary Sewer Manhole repair.** Great Lakes Clean and Seal is staff selected as Visu-Sewer is not capable of performing the work needed. Park Street and N. Royal Avenue (Hwy. LL) needs to be demolished and rebuilt. Nine to ten repair sites have been identified by staff. The staff would like to hire Great Lakes Clean and Seal for one day at a time. They could repair six to eight per day. A quote has not been obtained. The Village Board has not seen the quote.
- **Status – Sidewalk at 317 LaRoche Lane.** This has been taken care of.
- **Verizon Cell Phone – Governmental.** Trustee Thiele wants to have three (3) cell phones – one for Daniel E. Birenbaum, one for Neil R. Anderson and one traveling. Lila Mueller is to obtain quotes from Verizon and U.S. Cellular.
- **Right-of-way – Ed Buechler.** He has an easement that exists over part of lots in Maple Lawn, Phase #5. Ed paid for part of the sewer in the project to gain access to his

property. The developer was to have access to his property through the development that has not materialized. Matt Greely, P.E. is to be invited to review this situation. Item to remain on the agenda.

- **Chipping brush restrictions.** This item is to be monitored and returned to the agenda when necessary.
- **Recycling Manager and Substitute.** Robert Andrzejewski will take over additional hours from the other Recycling Manager that resigned. Discussion took place with Bob relative to not taking items from the dumpster and that everything entering the fence is Village property. President Kowalkowski stated he received a letter from a resident stating that he had taken something from the dumpster. Bob understood that anything entering the bin he was unable to take. This is not true. Due to relocation of residents a spot check of ID should take place.
- **Laser Transit purchase.** Daniel Birenbaum was using one on trial today. It is more cost effective to replace the unit than to repair it. Daniel Birenbaum received several quotes. General discussion took place. The desired equipment is a David White AutoLaser®3100 Series Automatic Electronic Self-Leveling Laser at a cost of \$795.00. A 2-year warranty comes with the unit. A motion was made by Trustee Vodicka and seconded by Trustee Pfeifer to purchase the David White AutoLaser®3100 Series Automatic Electronic Self-Leveling Laser at a cost of \$795.00. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.
- **Webpage – agenda and minutes.** Lila Mueller questioned what the Village Board wanted. Put everything on the website.
- **Standing Committee Meeting dates.** President Kowalkowski noted that the Road Concerns on our webpage need to be acted on timely. Dick Lear started this program for no cost. If anyone has a problem, go on to the webpage. Atty. Antoine noted that if people tell you about stuff and you do not do it, you are subject to liability. Village of Saukville chose not to do it contrary to what Mr. Lear told Daniel. The concept is neat but you need to have prompt follow-up. President Kowalkowski would like to see all committees to meet once a month.
- **Storm damage lawsuit.** The insurance company has provided an attorney which we will be meeting with soon. Emile Banks & Associates, LLC.
- **Road Concern process – computer. Already discussed.**
- **Seal coat the blacktop parking lots at the Village Hall and Municipal Garage #1.** Quotations were received from Poblocki Paving Corporation for \$2,150.00 (Village Hall/Belgium Fire Department Lot) and \$425.00 (Municipal Garage Lot) and from N R Asphalt & Paving Maintenance for \$2,750.00 (Village Hall/Belgium Fire Department Lot) and \$375.00 (Municipal Garage Lot). A motion was made by Trustee Gottsacker and seconded by Trustee Weyker to approve the quotations from Poblocki Paving Corporation. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.
- **Discussion of Sewer and Water Committee and Streets and Electric Committee responsibilities.** Trustee Thiele suggested that storm sewer should be included with the Sewer and Water Committee. Lila Mueller noted that the sanitary sewer, water and storm sewer has to be separated for accounting purposes. A motion was made by Trustee Vodicka and seconded by Trustee Thiele that the Sewer and Water Committee be responsible for stormwater. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.
- **Weeds and tall grasses.** Trustee Gottsacker asked about this remaining on the agenda. He had some complaints relative to tall grasses and weeds on the left side of the former grocery store. Discussion took place. Patrick Wester sent a letter to them. Concern was expressed about the rough terrain and harming our equipment.
- **Keith Schueller – Cropland paperwork (WWTP site [partial]).** Village staff allowed Keith Schueller to work up and plant a portion of the Wastewater Treatment Plant site. Neil Anderson explained why this took place. Atty. Antoine indicated that we should have a hold harmless lease. Mr. Schueller needs this by July 15<sup>th</sup>. The Village Board was not aware of this situation. Keith is requesting a simple hold-harmless agreement to protect him regarding crop damage. A motion was made by Trustee Gottsacker and seconded by Trustee Thiele to approve the cropland paperwork with the understanding that a simple lease with Mr. Schueller is required. The Village Board was polled: ayes – Gottsacker,

Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.

### **Committee/Staff Reports:**

- Clerk-Treasurer Input: We have been served today. CDG Belgium, LLC has sued the Village for the 2008 Assessment. Lila Mueller passed out an agenda deadline which she would like the Village Board and staff to adhere to.
- DPW & Water Superintendent Input: Nothing
- General Government and Finance Committee: A motion was made by Trustee Pfeifer and seconded by Trustee Weyker to approve the minutes of the General Government and Finance Committee of April 20, 2009, as corrected. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried. A meeting will be scheduled for early August.
- Protection of Personnel and Property Committee: Nothing
- Health and Sanitation Committee: Jeff Ritter not in attendance
- Sewer and Water Committee: Meeting is the first Monday of the month.
- Streets and Electric Committee: Trustee Thiele has requested three years of Streets and Electric Committee Minutes for the walk through. Barricades that the Village own are not reflective. Daniel will place them in next year's budget.
- Parks, Recreation, and Forestry Committee: Football fields were laid out and Goal Posts are being installed for the Bronco Football Team. No interest thus far has been heard relative to Soccer.
- Plan Commission. Nothing to report
- School District Report. Trustee Thiele noted that on school board meetings on 7/7 and 7/8 and came out of that with a School Board Proposal for a new Middle School relative to costs, etc. Many exclusions exist. The proposal is \$22 million. Referendum inclusions were noted. Lakeshore Technical College was at the School Board Meeting of July 8<sup>th</sup>. The school Board is looking at a 14,000 sq. ft. We have a 20,000 sq ft facility that is "green" on eleven acres. Trustee Thiele spoke with representatives of LTC and would like to take a tour of the LTC facility in Cleveland this week. Trustee Gottsacker is interested in accompanying Trustee Thiele on a tour. Thursday at 3 p.m. was set. Discussion took place. School Board Member Jeff Thiel noted that he is against the referendum.
- Mid-Moraine Municipal Legislative Committee Report: Nothing
- Tree Board Report: Urban Forestry Grant money approved for grants. The grant is 50/50. A thank you was read thanking Daniel Birenbaum and staff for helping with the young trees at the water tower and Patrick Wester for being proactive when reading water meters and informing the Tree Board about trees.

### **Finances:**

- Approval of payment of bills:
  - Reimbursement on overpayment of salary. Former President Schommer was overpaid \$4,100.00 and repaid \$3,087.83 leaving a balance due to \$1,052.17. He has approached the President Kowalkowski seeking to be released of the balance due as, in the past; he has attended many functions for the Village and had never charged the Village back. A mistake was made but money needs to be repaid as it is taxpayer's money. Former President Schommer's health is not good at this time. A motion was made by President Kowalkowski to have Peanuts Schommer repay \$1,052.17 to the Village of Belgium for an overpayment of salary. No second. A motion was made by Trustee Thiele and seconded by Trustee Gottsacker to deny Peanuts request for reimbursement of \$1,052.17 to cancel the debt with the Village. Trustee Weyker requested that we allow him more time to repay this. Trustee Thiele sees no difference between CMIC and Peanuts as they both owe the Village finances. If we set precedence that will come back to haunt us. Trustee Pfeiffer questioned if we did not approve having payment reimbursed for miles that we never had done before. School Board Representative and any chair that would be reimbursed from work to the Village. Trustee Vodicka noted that he doesn't have funds for his medication, do we have a chance of getting the money. Discussion took place on extension of time for repayment. Trustee Thiele amended his motion to extended the payment period to the end of October. Trustee Gottsacker also amended his second. The Village Board

was polled: ayes – Thiele, Weyker, Kowalkowski, Gottsacker; noes – Pfeifer, Vodicka ; abstain - none. Motion carried.

- Mileage reimbursement. President Kowalkowski has seen mileage come through on some non-village related business. June 10<sup>th</sup> to McMahon. It was an open house. Daniel and Lila went as Village representatives in Daniel's personal truck as it was clean. The entire Village Board was invited. A motion was made by Trustee Vodicka and seconded by Trustee Thiele that we pay this and we put together a policy for future function attendance and personal vehicle mileage. Discussion took place on policy items. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.
- A motion was made by Trustee Gottsacker and seconded by Trustee Pfeifer to approve the payment of bills subject to the availability of funds. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.

**Other:**

Trustee Vodicka suggested that we have two Village Board Meetings on the second and third Mondays of the month and last no longer than three hours. Atty. Antoine noted that this was tried before. Extra meetings cost the taxpayers additional monies. Trustee Weyker supported the savings to the taxpayers. Committees should recommend to the Village Board for Action. Trustee Gottsacker was discussing two meetings a month with his wife also.

**Adjourn:**

A motion was made by Trustee Vodicka and seconded by Trustee Thiele to adjourn at 12:40 a.m. The Village Board was polled: ayes – Gottsacker, Pfeifer, Kowalkowski, Weyker, Vodicka, Thiele; noes – none; abstain - none. Motion carried.

Respectfully submitted,

Lila M. Mueller, CMC  
Village Clerk-Treasurer