

**VILLAGE OF TURTLE LAKE
REGULAR BOARD MEETING MINUTES
JULY 19TH, 2010**

CALL TO ORDER: Village President Laurie Tarman called to order a meeting of the Turtle Lake Board of Trustees at 6:30p.m. on Monday, July 19th, 2010.

ROLL CALL: PRESENT: Tarman, Becker, Koenig, Itzin, Morton, and Hall. Others present were Administrator Gary Hanson, Clerk Danielle Maxwell, Police Chief Al Gabe, Public Works Director Cory Davis, Dave Carlson of SEH, Randy Paulson of Lake Country Dairy, Tom Stark of GreenWhey Energies, Ryan Brastad, resident, Rick Phillips, business owner, and Jill Quade of Halco Press.

REVIEW OF CONSENT AGENDA: It was moved by Koenig and seconded by Becker to approve the consent agenda, as presented.

Roll call vote: Yeas – all present. Nays – none. Motion carried.

PUBLIC COMMENT: None.

COMMITTEE REPORTS: Administrator Hanson reported that a Special Board meeting was scheduled for July 26th to conduct the second five-year financial planning workshop with Ehlers.

DEPARTMENTAL REPORTS:

Administration – Administrator Hanson stated that he has spoken to a local business owner who is looking at establishing a business in the industrial park. This would result in local ownership, local employees and additional staff. Installing a wind turbine is also being considered.

Legal – Administrator Hanson stated that he would address legal items during closed session.

Police – Chief Al Gabe reported that the Fair went smoothly and that the Northwoods Bike Tour was okay with one incident, a bicyclist was hit by a person opening a car door. During the weekend of the Fair, one of the squads hit a deer on Highway 8 near the strip mall and resulting in \$5,000 worth of damage. Gabe continued to report on the recent drug bust on Pine Street that had been in process for six months; no arrests have been made as of yet but will be charged with a federal offense. Gabe stated that there was an arrest downtown of a man exposing himself, second offense. The Department also recovered a stolen vehicle out of Minnesota. They have been working with the Village of Almena on the Moving Wall, Vietnam War Memorial replica; they anticipate 30,000 to 40,000 attendees over the four day duration, beginning August 26, 2010.

Gabe continued describing the upcoming event, National Night Out in Turtle Lake, scheduled August 3rd; he has been working with Maxwell on activities and planning. He explained that is a good family and community orientated event with lots of good venues which are not just law enforcement or safety. The ATV restroom project is nearing completion and is waiting on bathroom fixtures and painting of lines. There was a question regarding the trail going south of the Village; Gabe replied that Barron County to wait one year before moving forward to open the trail.

Public Works – Director Cory Davis reviewed the status of the new water tower. The water main is left to install and the final completion is scheduled for July 25, 2010 and samples are to be taken once the tower has been filled. Davis stated that the Fair went well and commended the Boy Scouts on how well they clean up the park each morning. He reported that there were numerous complaints regarding the bathroom closure and said it should be revisited next year. He continued that the storm sewer drains have been slower during recent weather and he plans to inspect them. Davis will be looking at older meters that cannot be read electronically. He informed the Board that the EPA, Environment Protection Agency, is passing mandates to the DNR regarding cross connection control for both residents and businesses which involve inspections of all plumbing in all homes. Backflow prevention equipment is required. Davis explained that this will be a time consuming effort to inspect each residential home every ten years and commercial properties every year. He stated that some work must be done by a plumber and there is a forty hour certification training available. Davis is to bring more info to the next meeting.

The WWTP is getting high on sludge. Hartzell Field donations raised approximately \$8,900 for the concession stand/restroom improvements. They are working on getting the building completed. Some questions were asked regarding filling the new tower. Davis explained that it should take about four hours to fill and there should not be a noticeable drop in pressure.

ENGINEER STATUS REPORT: None.

UNFINISHED BUSINESS: None.

NEW BUSINESS:

Resolution 10-05, “2009 Compliance Maintenance Annual Report” – It was moved by Tarman and seconded by Becker to approve Resolution 10-05, “2009 Compliance Maintenance Annual Report,” as presented.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

New Smoking Prohibited Ordinance, 11-2-10 and addition to 11-1-1 – There was discussion on the municipalities ability to be more restrictive on the ban. Fines are set by the Statute; the adoption of the Ordinance allows for enforcement. Smoking is prohibited in enclosed buildings in parks. Gabe stated that people have been smoking outside and businesses have been compliant; casinos are exempt but the Casino Hotel is now smoke-free.

It was moved by Morton and seconded by Itzin to approve the new Smoking Prohibited Ordinance, 11-2-10, and addition to 11-1-1, adopting Wisconsin State Statutes sec. 101, 123 Act 12, regarding new smoking laws, as presented.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

GreenWhey Digester Project Status Update – Tom Stark addressed the Board on behalf of GreenWhey Energies regarding the status of the digester. He stated that the current issue is pinning down funding but they are very close to securing money. He said they are just two documents away from money being placed into accounts once the documents are finalized. Stark continued that they have spoken with subcontractors and do not have a contract yet but the expectations are known. He explained that they will be up against the weather for the deadline to pour the three feet thick concrete for the facility. Stark explained further that the financial institution is requiring long term contracts to ensure high strength waste for long term project feasibility. GreenWhey is looking at a partnership being a good opportunity especially if they do not acquire contracts. They anticipate running near capacity by late summer/fall of

2011. There were questions regarding a pipeline between Kerry, Lake Country Dairy and the Digester. The pipeline would eliminate trucks off of the roads and Main Street. It was asked if the Village has passed the window of opportunity for a municipal owned digester. Dave Carlson of SEH, responded and stated that there is still an opportunity for the Village but stimulus funds are gone.

There was discussion of the process the Village took during the Phase 1 study and consideration of Phase 2, costs and potential losses and gains. GreenWhey said that they got involved because they felt they could move more quickly than the Village. It was asked at what point will GreenWhey give up and no longer pursue the digester project in Turtle Lake. Stark stated that they have worked hard on this project and have gone through many hoops and are dedicated to the project. Hanson stated that once the land is deeded over to GreenWhey, they will have one (1) year to commence the project. Randy Paulson, Lake Country Dairy, was asked if they have any comments or questions; Paulson expressed the concerns they have prior to signing a contract. President Tarman asked Stark to keep the Village informed by communicating with Administrator Hanson and Director Davis.

B Plant Building, Prosser Properties LLC – Hanson distributed the Phase 2 Environmental Study, information compiled by SEH. He stated that most Phase 2 studies must be completed before applying for a Brownfield Site Assessment Grant. The B Plant study will cost an estimated \$18,000. Hanson presented options to the Board. The raze/repair order has prepared and is ready to be issued upon direction from the Board of Trustees. Hanson expressed the safety hazard but said he was not advocating taking over and demolishing the building. He explained that the Village would need to have access for the Grant but it is not necessary that the Village have ownership or liability in order to receive the Brownfield Grant. Carlson explained that there are certain stepping stones and thresholds that keep the Village not liable and offered examples in which the Village would hold liability. Hanson stated that Prosser Properties LLC would provide \$100,000 in kind contribution. Chief Gabe recommended issuing the raze/repair order since there is a history of sluggish responses from the family. There was discussion of options and questioned at which point the Village applies for the grant. Hanson stated that he would discuss the matter with Attorney Harrington.

It was moved by Koenig and seconded by Becker to issue a raze/repair order to Prosser Properties LLC ordering the building to come into compliance by August 16, 2010 or provide a signed contract for Phase 2 to be completed.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

EXECUTIVE/CLOSED SESSION: It was moved by Tarman and seconded by Becker to enter into Executive/Closed Session as allowable under Wisconsin State Statutes 19.85(1)(c) at 7:45p.m.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

The following items were discussed in Executive/Closed Session: Consideration of Union Contract Negotiations and Salaried Exempt Employee Policies.

It was moved by Becker and seconded by Itzin to exit Executive/Closed Session as allowable under Wisconsin State Statutes 19.85(1)(c) at 8:17 p.m.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

It was moved by Becker and seconded by Morton to permit exempt employees to not use sick time, vacation or personal time for hours less than four hours per day if they are trading off hours worked over forty-five (45) hours per week.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

BILLS AND CLAIMS:

It was moved by Becker and seconded by Hall to approve the bills and claims for the Village as presented.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

ADJOURNMENT:

It was moved by Tarman and seconded by Becker to adjourn this meeting of the Turtle Lake Board of Trustees at 8:19 p.m.

Roll call vote: Yeas – all present. Nays – None. Motion carried.

Prepared by:
Danielle E. Maxwell
Village Clerk