

DECEMBER 7, 2009

REGULAR VILLAGE BOARD MEETING

Call to Order/Roll Call. Village President Neil Michek called this regular Village Board meeting to order at 6:00 p.m. Roll call was taken with the following members present: Neil Michek, Dennis Richgels, Deb Wolfe, John Kreul, Tom Cody and Mike Aide. Excused: Teresa Bomkamp.

Certification/Compliance. Clerk certified that notice of meeting was posted on December 4, 2009. Dennis Richgels motioned as to compliance with open meeting law. Deb Wolfe seconded. Motion carried.

Kowalski-Kieler Easement. Kowalski-Kieler has not responded to the Village of Highland on the possibility of extending the road easement. The temporary construction road will be closed.

STH 80 Update. Safe Drinking Water Loan close out documents -- Dennis Richgels motioned to approve the Environmental Improvement Fund (EIF) Project Acceptance Certification for Terra Engineering & Construction and Iowa Grant Trucking. John Kreul seconded. Motion carried. Tom Cody motioned to accept the EIF Contract Utilization of Disadvantaged Business Enterprises (DBE) for Terra Engineering & Construction and Iowa Grant Trucking. Mike Aide seconded. Motion carried. The maximum SDWL is \$322,322 – we have used \$319,217.97. Neil Michek motioned to approve the SDWL financial disbursement request for \$3,104.03 if it can be used for DOT expenditures. Deb Wolfe seconded. Motion carried. There is about \$5,100 left from the Community Development Block Grant (CDBG) which will be used to reimburse the Village Water Account.

ITA and PERF. The Village Board decided not to file the Intent to Apply (ITA) and Priority Evaluation/Ranking Form (PERF) for Safe Drinking Water (SDW) or Clean Water Fund (CWF). The Village has no major water or sewer projects in mind that would utilize those funding options.

STH Bills. Neil Michek motioned to approve WIS DOT invoice #L03090 for \$124,879.89 and Delta 3 Engineering invoice #3687 for \$336.00. Dennis Richgels seconded. Motion carried.

Contaminated Fill. Tadd Owens and Bill Oliva were present to represent WIS DOT. The Board reviewed the correspondence between WIS DOT and the Village of Highland dated from October 30, 2009 to December 4, 2009. The STH 80 construction project exposed some contaminated soil. A special problem arises when petroleum contaminated soil is also contaminated with naturally occurring lead. After the petroleum is removed the remaining soil can only be spread on similar land with naturally occurring lead on it. The total estimated cost of loading, hauling, stabilizing and landfilling approximately 1,200 ton of this material is \$210,562. WIS DOT estimates that the Village of Highland is responsible for 10-20% of this total waste material. If the Dept. is able to use the Wastewater Treatment Plant (WWTP) location, the costs will be far less than the cost to landfill the soils (approximately \$65,000). WI DOT would assume this cost.

The Village disputes the 10-20% volume which DOT claims was generated from the additional work required to relocate and install a waterline and sanitary line on Diagonal St. The Village maintains that the additional work was permitted – not requested -- by the Village Board, allowing the contractor to save time by blasting rock instead of cutting rock. The Village

believes it is therefore not a Village expense. The Village Board requested an audit on the amount of contaminated soil.

The Village proposed that storing the lead and petroleum contaminated soil at the WWTP raises a concern for public safety because the soil would be stored just upstream from the headwaters of the Big Spring Branch which is a popular trout stream. The Village insists that adequate protections be in place for future use of the land and the safety of current and future users.

WIS DOT will send a binding contract with information discussed at this meeting. The Village board will have a Special Meeting in December to accept or reject the terms of the contract.

Building Inspection Service. Amanda McDonald (WI Municipal Building Inspections for Michael Reuter) and Michael Fenley (Vierbicher Associates) presented their building inspection services. The services are comparable but there is a cost savings with Vierbicher Associates. The Board expressed it's appreciation to Michael Reuter and Amanda for their past years of service. Tom Cody motioned to approve building inspections services with Vierbicher Associates for one year, beginning January 1, 2010. Deb Wolfe seconded. Roll call vote "Aye": Dennis Richgels, Deb Wolfe, John Kreul, Tom Cody, Mike Aide and Neil Michek. Absent: Teresa Bomkamp. Motion carried.

Town & Country Sanitation Contract. Businesses have received their individual contracts for garbage and recycling service from Town & County Sanitation. The Village will continue to bill the businesses thru the utility billing system, using the contracted amounts. Neil Michek motioned to approve garbage and recycling contract with Town & Country Sanitation. Mike Aide seconded. Motion carried.

Truck Bids. Four bids were received for the sale of the Village 1993 Ford F600 – Phillip Scales \$200; Charles Miess \$587.50; Rod Meier \$1,255.50; Fillback Ford \$1,500. Deb Wolfe motioned to award bid to Fillback Ford for \$1,500. Tom Cody seconded. Motion carried.

Sewer User Ordinance. Neil Michek motioned to adopt Ordinance 2009-3 --- Ordinance Amending Article VI of the User Charge System and Sewer User Ordinance (Sewer Rate Increase). John Kreul seconded. Roll call vote "Aye": Dennis Richgels, Deb Wolfe, John Kreul, Tom Cody, Mike Aide and Neil Michek. Absent: Teresa Bomkamp. Motion carried.

Memo of Understanding. Mike Aide motioned to approve Memo of Understanding with Iowa County for Statewide Voter Registration System. Dennis Richgels seconded. Motion carried.

Election Inspectors. John Kreul motioned to approve appointment of Chief Election Inspectors and Election Workers for 2010-2011. Deb Wolfe seconded. Motion carried.

Caucus & January Board Meeting Date. Village Board decided to hold Village Caucus on Tuesday, January 5 at 6:00 p.m. Village Board meeting will follow the Caucus.

USDA- Rural Development. Board approved submitting a grant application to USDA – Rural Development for a brush chipper.

County Assessment Proposal. WI DOR is holding Town Hall meetings on the feasibility of adopting County Assessment.

Approve Minutes/Pay Bills. Dennis Richgels motioned to approve minutes as amended. Mike Aide seconded. Motion carried. Mike Aide motioned to approve payment of bills as presented: General Account \$31,579.44; Sewer Account \$12,986.69; Water Account \$31,612.76; TID #2 Account \$3,635.00. Dennis Richgels seconded. Motion carried. Neil Michek motioned to give the following Christmas gratuities: Full-time employees \$100; Part-time employees \$25; \$15 Grandma's Kitchen Gift Certificates – Employees, Fire Board, Plan Commission, Board of Zoning Appeals, CDBG Committee, Brent Harris, Brad Tucker, Tom Pinch; \$100 performance bonus to Tom Hebgen on STH 80 project. John Kreul seconded. Motion carried. Neil Michek motioned to pay John Adametz \$150 for the horse & wagon rides for Holidays in Highland. Tom Cody seconded. Motion carried.

Utility Easement. John Kreul motioned to gift a Utility Easement to Alliant Energy for Progressive Way Subdivision. Deb Wolfe seconded. Motion carried.

Adjournment. Deb Wolfe motioned to adjourn at 10:05 p.m. Mike Aide seconded. Motion carried.

Respectfully Submitted,

Theresa C. Michek, Clerk-Treasurer

DECEMBER 16, 2009

SPECIAL VILLAGE BOARD MEETING

Call to Order/Roll Call. Village President Neil Michek called this Special Village Board meeting to order at 6:00 p.m. Roll call was taken with the following members present: Neil Michek, Dennis Richgels, Teresa Bomkamp, John Kreul, Tom Cody and Mike Aide. Excused: Deb Wolfe.

Certification/Compliance. Clerk certified that notice of meeting was posted on December 14, 2009. Neil Michek motioned as to compliance with open meeting law. Teresa Bomkamp seconded. Motion carried. Village Board agreed to waive Special Meeting Fees.

Accept/Reject WIS DOT Conditions. A WIS DOT letter dated December 11, 2009 on the conditions for soil remediation was discussed. If the remedial action at the WWTP is not successful, the soil would ultimately have to be remediated at a landfill facility. Only the soil that remains contaminated would have to be removed. The cost would be based on the current estimate and would not be adjusted for increased cost due to inflation, landfill fees etc. WIS DOT is relatively confident that the remedial action will be successful and that the Village of Highland will not have any financial responsibility for this effort. Neil Michek motioned to approve the terms of the letter which is a binding agreement between WIS DOT and the Village of Highland and to request a copy of the audit results. Dennis Richgels seconded. Roll call vote "Aye": Dennis Richgels, Teresa Bomkamp, John Kreul, Tom Cody, Mike Aide and Neil Michek. Absent: Deb Wolfe. Motion carried

Adjournment. Teresa Bomkamp motioned to adjourn at 6:30 p.m. Tom Cody seconded. Motion carried.

Respectfully Submitted,

Theresa C. Michek, Clerk-Treasurer