

**VILLAGE OF ARENA**

**Arena, WI 53503**

**Minutes – May 7, 2024**

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**DATE: TUESDAY, MAY 7, 2024**

**TIME: 7:00 PM**

**PLACE: 345 West St, Arena, WI 53503**

**PURPOSE: REGULAR MONTHLY BOARD MEETING WITH THE FOLLOWING AGENDA:**

- 1. Call to Order** at 7 p.m.
- 2. Roll Call:** Kate Reimann, Kathy Stoltz, Melissa Bandell, Britney Carney, Matthew Schroeder, Becca Raven Uminowicz
- 3. Pledge of Allegiance**
- 4. Motion** made by Stoltz to **Accept Village Trustee James Doerflinger Resignation**. Seconded by Schroeder. Motion carried.
- 5. Appointment to open Village Trustee seat (4/25); oath.** Motion made by Reimann to appoint Kristen Shea to the **Village Trustee seat**. Seconded by Stoltz. Motion carried 4-2 with Schroeder and Uminowicz opposed. Oath given.
- 6. Motion** made by Bandell to **Approve May 7, 2024 agenda**. Seconded by Stoltz. Motion carried.
- 7. Consent Agenda:** *Items listed under the consent agenda will be approved in one motion without discussion unless any Board member requests that an item be removed for individual discussion.*
  - a. Approval of minutes from the April 9, 2024 Regular Board Meeting; April 22 & 30, 2024 Special Board Meeting**  
Motion made by Stoltz to approve above consent agenda with corrections made to Special Board meeting minutes. Seconded by Shea. Motion carried. Name spelling, 6-1 should be 5-1 and correct wording 'use out of current budget'.
  - b. Approval of monthly invoices and biweekly payroll**  
Motion made by Stoltz to approve above consent agenda with corrections made to Special Board meeting minutes. Seconded by Shea. Motion carried. Name spelling, 6-1 should be 5-1 and correct wording 'use out of current budget'.
- 8. Public Comment** – Please be advised per State Statute section 19.84(2), information will be received from the public; be further advised that there may limited discussion on the information received; however, no action will be taken under public comments. It is the policy of the Village that there is a two-minute time limit per person. Time extensions may be granted by the President. Please register your name on the sign-in sheet prior to the start of the meeting.  
*Steve Wilkinson* – With the resignations of three police officers, will have a hard time finding as good as ones we have now. Encouraged not to accept their resignations and work with them.  
*Jim Favreau* – Appreciates the board, Police, and Fire/EMS. Don't accept the resignations and communicate better with them. It's not a win win situation. Have three good police officers, negotiate with them, and keep them on staff.  
*Paul Pustina* – Agree with the previous two statements. Urged not to accept the resignations of the officers. Start communicating with them for which the board has been terrible at doing.  
*Chad Johnson* – In regard to the police department, congratulations for accepting their resignations. They run businesses out of town. Move forward, start a clean slate, decrease the budget.
- 9. PRESENTATION:** Lifetime Achievement Award to David Forseth – Brittany Carney presented the award.
- 10. SPEAKERS:**
  - 1. Zach Adams MSA: Update on Projects – Interceptor Sewer-** Alleviating the drainage issue at the end of Sharon St. **Wellhouse#2** – everything is ready to go online, awaiting approval from DNR on wellhead protection plan. Generator to arrive beginning of June for Wellhouse#2 and lift station. Paving Park parking lot and Washington St. next week, crew was delayed due to weather. There is 25 feet of street from Sharon St to the railroad that should be paved. Talked with railroad and they indicated they would provide a flagger and the

Village can pave right up to the tracks. Estimated cost is \$1,500 for the paving. Have funds in current budget to cover the \$1,500. Will be paving it next week as well. Verbal ok given, agenda item for next month for formal approval.

**Village Edge Rd** – punch list items are completed, grass established well; owner of sewer lateral issue forgot to submit another invoice, will have deducted from S&L retainage.

- a. Motion made by Bandell to approve **CCJ Construction Wellhouse Pay App (#11)** in the amount of \$110,200.00. Seconded by Schroeder. Motion carried.

Bandell stepped out of the meeting for an emergency phone call at 7:28 p.m.

- b. Motion made by Stoltz to approve **JI Construction Interceptor Sewer and Lift Station Improvements Pay App (#11)** in the amount of \$182,851.74. Seconded by Carney. Motion carried. Manhole issue change order to come to the board next month – needed to get DNR approval.

Bandell returned to the meeting at 7:30 p.m.

- c. **Wellhouse #1 DNR Approved Rehab** – In the 2023 DNR Sanitary Survey report recommended repairing the floor where the plastic lines leaked, and the chemicals corroded the floor – quote from Grote for epoxy floor system \$5,200. Also prep and paint water piping in the main pump room for the sum of \$2,480. DNR approved both under the loan. Motion made by Bandell to approve the quote in the amount of \$7,680 to Grote to perform the Wellhouse#1 rehab repairs. Seconded by Schroeder. Motion carried.
- d. **Wellhead Protection Plan** – DNR has not approved it yet. Motion made by Stoltz to lay on the table until DNR approves. Seconded by Schroeder. Motion carried.

**11. President's Report:**

**12. Monthly Maintenance Report** – Andrea Jo sent a text indicating the Arena Archery Park did not receive the tourism grant through Iowa County. They had \$219,953 in projects and only had \$50,000 to give out.

**13. Clerk/Treasurer Report – PSC reply to Town of Arena Hydrant Service Charge**

**14. OLD BUSINESS:**

1. **Ordinance #2024-0507 Repeal and Recreate Chapter 2.10.040(a) (3) and 2.10.040(b)(2) of the Municipal Code for the Village of Arena, Iowa County, WI relating to Public Safety Committee.** Uminowicz was unsure of the need to change the ordinance to allow board members. Feels heavy handed and betrayal to the volunteers on the committee. Feels the job they were doing was working. Schroeder indicated the ordinance doesn't indicate that village board members need to be on the committee. Motion made by Stoltz to lay on the table, send ordinance back to village attorney for clarification on two board members. Seconded by Bandell. Motion carried.
2. **Temporary Agreement with the Town of Arena for Fire & EMS services through the end of 2024.** Per Village Attorney this agreement with Town of Arena is to extend the existing Fire/EMS agreement until December 31, 2024 to give the parties time to negotiate a new agreement. If a new agreement is reached, the current agreement will expire. If no agreement is reached, the current agreement will die. Town of Arena received a letter of termination. Have not heard a response from the Town of Arena. It was noted it is in the best interest for the Town of Arena to work with the Village as the Township is required to have EMS services where the Village is not. Motion made by Bandell to approve the temporary agreement with the Town of Arena for Fire & EMS services through the end of 2024. Seconded by Stoltz. Motion carried.
3. **Statue 66.0513 Police – Attorney review.** Paul Johnson stated: "I think the provisions of this statute apply to any time there is a request for assistance, be it large crowd control situations or a routine traffic stop. If there is a written mutual aid agreement, that would supersede the statute, but if there is no agreement the municipality should be able to invoice the requesting agency. In the case of a drone or a dog, I don't think this statute allows the municipality to charge for the use of those things. It does allow the municipality to charge for the officer using those things, and it would cover damage to the drone or injury to the dog." Questions were asked if the Village has been charged in the past and in the agreement with the Town of Arena any stipulations that the village would be paid. The answer was no to both questions. No action was taken.
4. **Water Tower Maintenance Drain & Clean Out Inspection quotes.** The last full draw down and inspection was completed in 2019 by Water Tower Clean and Coat, done every five years. Half draw down of the water tower

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will be done for this inspection to inspect the coating to see if full replacement of the coating is needed or if just the anodes need to be replaced at an estimated cost of \$7,500. In the 2019 report it was recommended to add a mixer to keep the water moving to avoid ice formation and rubbing against the coating. If full coating is needed it is estimated to cost \$200,000 and if it needs to be sand blasted upwards to \$400,000. Work will be completed in the next couple of weeks. James Orr quoted \$2,500 but did not include pressure values, village would need to rent them. Water Tower Clean and Coat quoted \$2,800 which included the pressure values. Motion made by Stoltz to approve quote from Water Tower Clean and Coat for \$2,800 for the water tower inspection. Seconded by Schroeder. Motion carried.

### 15. NEW BUSINESS:

1. Motion made by Bandell to approve **Resolution 2024-04 Acceptance of Certain Improvements – Hodgsons Development**. Seconded by Shea. Motion carried unanimously via roll call vote.
2. Motion made by Bandell to accept **2024-2025 Standing Committees** except for Public Safety and move Public Works to 6 pm vs 5 pm and Finance to 5 pm vs 6 pm. Seconded by Stoltz. Motion carried.
3. Motion made by Shea to approve **Code of Conduct for Elected Officials**. Seconded by Stoltz. Motion made by Shea to amend motion to include change in 7.a. from twelve to seven in the Code of Conduct for Elected Officials. Seconded by Stoltz. Motion carried 6-1 with Uminowicz opposed.
4. Motion made by Bandell to approve **Resolution 2024-05 Rules for Board Meetings**. Seconded by Stoltz. Roll call vote: Bandell -l; Stoltz-l; Shea-l; Uminowicz-l; Schroeder-abstained; Carney-l; Reimann-l. Motion carried 6-0-1.

### Discussion and possible action regarding reports from the following Committees:

#### 16. Public Works

1. **Scott Construction quote for seal coating** – Following streets to be seal coating in 2024 include: Sharon St (Village Edge Rd to Lois Lane); Lois Lane (Village Edge Rd to end); Thomas Place (Village Edge Rd to end); Sharon St (Village Edge Rd to Christina St); Lynn St (Sharon St to end); Adeline St (Sharon St to end); Oak St (Railroad to Brown St); and High St (Willow St to Washington St) for a total of \$49,400. Willow St (VWF to railroad tracks) to be seal coated as well with JI Construction covering cost due to damage done to streets during construction. Awaiting to do Village Edge Rd (Sharon St to end) until next year due to added costs to build up the shoulders. Motion made by Shea to approve the quote from Scott Construction for seal coating in the amount of \$49,400. Seconded by Carney. Motion carried.

#### 17. Finance, Technology, Licensing

1. Motion made by Bandell to approve **Original Class ‘B’ fermented malt beverage license to ACES Home Talent, Agent Nicholas Larson from May 18, 2024 – November 18, 2024 from 11 am – 11 pm at the Arena Community Park Concession Stand**. Seconded by Stoltz. Motion carried.

#### 18. Dane-Iowa/Wastewater

#### 19. Emergency Response

#### 20. Fire/EMS – Minutes of the May 2, 2024 meeting were reviewed.

#### 21. Personnel

#### 22. Plan Commission

1. Motion made by Shea to approve **Resolution #2024-03 Approving CSM to divide parcel into two lots for Melissa Plumley, parcel#101 0097**. Seconded by Schroeder. Motion carried unanimously via roll call vote.

#### 23. Police/Public Safety – Report

1. **Consider accepting the resignation of one or more village police officers**. Two trustees requested to retain the current part-time officers until the long-term plans have been determined. Others felt the current officers have other full-time positions elsewhere, can not compete with pay/benefits, need to move on and hire new

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ones. Motion made by Stoltz to accept all three officer resignations (Chief Stroik, Sgt. Miller, Officer Benisch). Seconded by Bandell. Motion carried 5-2 with Schroeder and Uminowicz opposed.

2. Motion made by Stoltz to approve the **Adoption Agreement for Arena Police Department K-9 Cougar**. Seconded by Bandell. Motion carried.
3. Motion made by Bandell to approve **temporary agreement with the Iowa County Sheriff's Department to provide police protection services to the Village** through December 2024 with an amendment that hours coincide with clerk hours so communication can be done with ordinances/background checks/etc. Seconded by Shea. Motion carried 5-2 with Schroeder and Uminowicz opposed.

**24. Informational/Education: County Comprehensive Plan Public Hearing; Roberts Rule and Parliamentary motions**

25. Motion made by Shea to **Adjourn**. Seconded by Bandell. Motion carried at 9:06 p.m.