

PELL LAKE SANITARY DISTRICT #1

P.O. BOX 388

(414) 279-5020

PELL LAKE, WI 53157

SEPTEMBER 22, 1997 GENERAL MEETING MINUTES

Meeting was called to order by Ed Nosalski at 7:02 PM with Ed Nosalski, Bill Markut, and Eileen Stefanski present.

Agenda posting was verified by Bill Markut.

Minutes of the July general meeting, August 18, August 27, and September 12 were read. Motion by Nosalski, seconded by Markut to approve these minutes. ***Motion passed unanimously.***

The treasurer's report was read and a motion was made to approve \$123,381.70 in disbursements by Stefanski, seconded by Markut. ***Motion passed unanimously.***

Stefanski gave a quick synopsis on the status of the conditional use permit which has been tabled by the Walworth County Planning & Zoning Committee until October 30.

Motion by Stefanski, seconded by Markut to approve the revised Odor Abatement Plan which adds the Bloomfield Town Board as a mediator. ***Motion passed unanimously.***

Motion by Markut, seconded by Stefanski to approve the Property Value Guarantee. ***Motion passed unanimously.***

Motion by Markut, seconded by Stefanski to purchase a Gateway 2000 G5-200 computer, HP694C printer, and HP5Pse scanner for the district. ***Motion passed unanimously.***

Motion by Stefanski, seconded by Nosalski to purchase a Canon NP-3050 copier with service plan. ***Motion passed unanimously.***

Jim Johnson gave the engineer's report and stated that the driveway for the tower is all staked out and should be completed soon; the foundation for the water treatment site will be done next week. Harold Foreman brought up a concern as for the purpose of the manhole in front of his house.

Dave Wagner presented the financial report. Motion by Stefanski, seconded by Markut to approve the refinancing of \$165,000 in General Obligation notes. ***Motion passed unanimously by roll-call vote.***

Motion by Stefanski, seconded by Markut to amend last month's policy concerning parcel splits to include "the past payments shall be shared between the parcels that are split." ***Motion passed 2 to 1, with Stefanski and Markut voting Aye and Nosalski voting Ney.***

The attorney will bring a developer's agreement to our next meeting for us to model an agreement with Dennis Unbehaun in reference to his property.

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Motion by Stefanski, seconded by Markut to appoint Ed Nosalski the PLSD representative on the Bloomfield Planning & Zoning Committee. ***Motion passed unanimously.***

Stefanski will request salary requirements from neighboring plant operators to discuss part-time operator work at the water treatment site until it goes full-time.

Treasurer's report: Thanks to John Dirks for assisting us in getting a trailer; newsletter will be sent out in October sometime.

Secretary's report: Pictures of trailer were taken for insurance purposes; questioned if we had to absorb the extra cost of moving the electric after the township had initially told us to tap into their breaker box.

Motion by Stefanski and seconded by Markut to go into **CLOSED SESSION** in compliance with Section 19.85(1)(g) to:

Discuss and take action on commencing litigation against Walworth County

Negotiate Phase 1 collection system contracts

Motion passed unanimously.

Motion by Markut, seconded by Stefanski to close Closed session. ***Motion passed unanimously.***

Motion by Markut, seconded by Stefanski to adjourn at 10:20 PM. ***Motion passed unanimously.***

Respectfully submitted,

*Bill Markut, Secretary
Pell Lake Sanitary District #1*

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Minutes from tonight's CLOSED SESSION (not for public viewing)

Roll call, all commissioners present.

Motion by Markut, seconded by Stefanski to authorize the attorney to file a claim with Walworth County for \$7.5 million. ***Motion passed unanimously.***

Motion by Stefanski, seconded by Nosalski to authorize the attorney to find another law firm to pursue and conduct litigation with Walworth County. ***Motion passed unanimously.***

Motion by Markut, seconded by Stefanski to adopt the following resolution:

The Pell Lake Sanitary District hereby reserves \$2,716,347.50 of its General Obligation borrowing capacity for payment of liabilities which may incur as a result of awarding the sewer portion of the contract and Phase 1 of the wastewater and water collection system to Mann Bros., Inc. of Elkhorn, Wisconsin.

Motion passed unanimously.

Motion by Stefanski, seconded by Markut to award the contract to Mann Bros., Inc. for both water and wastewater collection systems for \$4,632,730.40 and authorize the notice to proceed for the water portion only. ***Motion passed unanimously.***