

TOWN BOARD/EAGLE LAKE SEWER UTILITY DISTRICT COMMISSION
PUBLIC MEETING MINUTES
WEDNESDAY, AUGUST 23, 2023 @ 6:00 PM
4110 SOUTH BEAUMONT AVE (TOWN HALL)
KANSASVILLE, WI RACINE COUNTY

1. **Call to order:** Chairman Sam Stratton called the meeting to order at 6:00pm.
2. **Roll Call:** Sam Stratton Chairman, Mike Shenkenberg Supervisor #1, Jared Guillien Supervisor #2, Jim Kieliszewski ELSUD Commissioner, Marie Frederick ELSUD Commissioner, Jeff Bratz ELSUD Superintendent, Will Hein Applied Tech Engineer, Ron Molnar Chief Kansasville Fire Department, Ben Peters Building Inspector
3. **Approval of Previous Meeting Minutes August 14, 2023:** Mike Shenkenberg made a motion to approve the August 14, 2023 minutes as presented, seconded by Jared Guillien. VOTE: 5/0 Motion carried.
4. **Approval of Payment Request Number Seven to PTS Contractors, Inc. \$633,895.44:** Jim Kieliszewski made the motion to pay Payment Request Number Seven for \$633,895.44 to PTS Contractors, seconded by Mike Shenkenberg. VOTE: 5/0 (Marie yes, Jim yes, Jared yes, Mike yes, Sam yes) Motion carried. Discussion occurred regarding utilizing loan monies versus Money Market savings account monies to fix other noticeable issues such as window maintenance, soffit, and fascia in the main building at the plant. The loan was borrowed at 2.145 percent. The current interest rate is holding around five percent in the sewer's main Town Bank account. A significant savings could be made by not spending the Sewer Department's own money and completing the lift station project with the loan dollars. Then other necessary items around the plant can be repaired with the dollars saved at Town Bank. It was decided to continue to use the loan dollars. A discussion occurred that the borrowed \$150,000 loan, which was paid back by the Town this week, plus an additional \$50,000 from the Community State checking account was moved into the Town Bank Money Market account to take advantage of the higher interest rate.
5. **Vacating of Premises and/or Discontinuance of Service Ordinance 13.04.140:** Mike Shenkenberg made the motion to approve the revised ordinance 13.04.140, seconded by Jared Guillien. (Marie yes, Jim yes, Jared yes, Mike yes, Sam yes) VOTE: 5/0 Motion carried.
6. **Sump Pump Inspector Update:** Jeff Bratz stated that he spoke with the applicant. She has been experiencing vehicle issues. She is still interested and was instructed to submit an application, which could be found online or obtained by visiting the Town Hall.
7. **Stump Removal Expense at the Island:** Jeff Bratz discussed that Charlie Usher submitted an estimate in the amount of \$375.00 for a tree stump removal. The tree was removed because it was causing communication issues. The stump was left as this was not a tree planted by ELS. Mr. Usher stated that if ELS agrees to pay to have the stump ground down, they will clean up the chips and add black dirt. Jim Kieliszewski made the motion to approve the stump grinding not to exceed \$375.00, seconded by Mike Shenkenberg. (Marie yes, Jim yes, Jared yes, Mike yes, Sam yes) VOTE: 5/0 Motion carried. Jeff Bratz noted that he believes this will be covered by the contractor contract allowance.
8. **2615 Lakeshore Drive Occupancy Discussion:** The Chairman moved this topic to the top of the agenda as the Building Inspector had another meeting to attend. Racine County Zoning issued a violation for 2615 Lakeshore Drive. Discussion occurred noting that the storm water drainage currently pools in front of the neighbor's, Mr. Kaminski's house, at which point it travels down his property to the lake. Discussion occurred that the silt fencing must be put back in place to protect the lake immediately and maintain the fencing until this situation is resolved. The homeowners agreed to have sod installed on the side of the home as soon as possible and grass planted on the other remaining portions as required by Racine County. The thought process is once there is grass in place at least there should be no, or little, dirt flowing. Installation of a retaining wall was discussed and may need to be added at a later date, pending if the sod/grass suggestion fixes the neighbor flooding issue. Engineer Will Hein noted that with the four to one grade, there is not enough room to install a swale, which would have been more

economical than a retaining wall. The owners suggested in addition to the sod/grass, installation of white rocks along the property line/fence area like Mr. Kaminski's to potentially assist with storm water drainage. Engineer Hein requested that if the County grants an extension, after the September 15th date, he would like to be notified. Chairman Stratton stated that the town now agrees with granting occupancy since the homeowners agree to complete these storm water drainage issues immediately. The neighbor, Mr. Kaminski, did arrive at the meeting not knowing that this topic was moved up on the agenda. Mr. Kaminski received an update on the agreed steps to hopefully resolve this issue. Mr. Kaminski stated that he fully understands and just wants this issue rectified so they can be friendly neighbors.

9. **Acceptance of Dover View Lane as a Town Road Requested by Sharon Smolensky:** Sharon Smolensky initially hired Kapur & Associates then changed to Lynch Engineering for this subdivision project. Engineer Will Hein has asked repeatedly for the necessary documentation to review how the road was constructed/installed. Will noted that the road had 2.5 inches of binder. Based on the areas by driveways that would need to be cut out, cracking along the edges, and rough spots, Will and the Dover Roads Superintendent suggested pulverizing and repaving since it has been seven years with just a base coat installed. Bob Kordus from Asphalt Contractors Inc. provided pictures of the road and driveways leading into the road. A discussion occurred that four homeowners have installed stamped concrete all the way to the road which will need to be trimmed back. Bob witnessed three to five percent cracking overall. If the discussed areas are cut out, he feels there will definitely be visible joints/cracks. Bob suggested utilizing a paving membrane called Petrotac Adhesive over the seams where the pavement is replaced. The final lift could then be applied over the top. Mr. Bob Kordus stated that his crew can have all the work completed within three days. The shouldering will be completed after the final lift is installed. The Town Board agreed to have the road completed, under the supervision of Engineer Hein, as discussed before October 15th. Engineer Hein and Mr. Kordus will meet to white paint the areas of concern. Sharon stated that she is aware she will need to pay for any time Engineer Hein spends on this project. Sharon Smolensky has been asked to inform the clerk when she would like on the Plan Commission agenda for final acceptance.
10. **Public Comments:** Marie Frederick asked how to contact or when Chief Martinson might be available. She noted that she hadn't seen the boat patrolling.
11. **Closed Session under Wisconsin State Statute 19.85(1) (c) considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility and under Wisconsin State Statute 19.85(1) (e) deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session and Wisconsin State Statute 19.85(1) (g) concerning legal advice related to litigation. Estimated time of closed session will be approximately ½ hour.:** Jared Guillien made the motion to go into closed session, seconded by Mike Shenkenberg at 7:06pm.
12. **Motion to Enter into Open Session:** Mike Shenkenberg made the motion to enter into open session at 7:29pm., seconded by Jared Gillien.
13. **All Business of Closed Session:** Mike Shenkenberg made the motion to have Chief Molnar work with an attorney to proceed with the Seagrave Fire Engine contract issue, seconded by Jared Guillien. VOTE: 3/0 Motion carried.
14. **Adjournment:** Mike Shenkenberg made the motion to adjourn at 7:30pm., seconded by Jared Guillien. All were in favor. Motion carried.