

Algoma Sanitary District #1
Minutes – January 11, - 6:00 p.m.

Commission President Earl Lawrence, with Commissioners Alexander Irvine and Michael Gelhar present called the meeting to order at 6:00 p.m. Also present was Kevin Mraz, Ray Edelstein, Rose Mraz, Steven Ruedinger. Steven Coleman arrived a little later.

- 1) Call to order.
 - a) Earl noted that the District is using a tape recorder. No one else is using a recorder.
 - b) **Mike made a motion to approve the minutes from the regular monthly meeting for December/second-Alex/carried unanimously.**
 - c) **Alex made a motion to approve the cash receipts & investments for Sanitary & Water/second-Mike/carried unanimously.**
 - d) **Alex made a motion to approve the pending bills as submitted/second-Mike/carried unanimously.**
- 2) Director's Report
 - a) The repairs are completed on Highland Shores for the 75' of sewer main. The District found one .5 gpm leak just beyond where the new sewer pipe was laid. This would not have been found during construction due to the de-watering as it would not have been bubbling up.
 - i) The District will hire Great Lakes to come and repair this as soon as they are available. They can repair this internally without any excavations. Alex saw the leak on the video tape and said you could see it squirting up about straw size. Sometimes Great Lakes is booked out 2 months. Worst case scenario for scheduling would be that Great Lakes delay until after the District does jetting this spring and then the District does a number of repairs at the same time. This would keep down on the mobilization charge.
 - b) The District has the radium results for the water treatment at facility #2. The District has been adjusting the addition rate of HMO and received some data from the State Lab for radio nucleides. The District will be working with the DNR to reduce (dial down the Manganese Oxide) and dilute the product to save some money. Kevin is working with Mark Nelson in Madison and a regional rep in Green Bay.
 - c) The water service is installed to the parcel owned by Rob Wallace on Highland Shores. This was bored in prior to the sewer going in and then both were brought into the foundation. The sewer main on Highland Shores is 15' deep and the contractor did a fine job tapping the main.
 - d) The District put in the culvert by Well No. 1 for \$1,000.00. This allowed all the water to drain out. The District will be working with the Developer to receive reimbursement for this. This needed to be completed prior to Spring to avoid any water damage due to flooding.
 - e) Another sewer extension project is on Witzel to get a lateral up to a proposed house. It is shorter from Wyldeberry than Thackery. There is no sewer main along Witzel past this parcel.
 - f) Kewaunee – The District tapped a lateral into the main on Tuesday. Kevin had a picture of the sewer pipe underground which was installed in 1979 and it looked in good condition.
 - g) Town of Omro, City of Omro new claim from their insurance carrier. Ray said he doesn't believe it's a new claim. Ray did receive a copy of the answer that was filed on behalf of Omro. Ray said he does not believe there is a claim against our District. Ray will get a copy of this to the District. Ray said he is like a clearing house position as the insurance carriers have separate legal staff.
- 3) Public Forum
 - a) No public input on subjects not on agenda.
- 4) Report from Committees
 - a) The Water Advisory did not meet this month so there is no report.
- 5) Old Business
 - a) City of Oshkosh Washburn sewer and water relocation update. Kevin said the City approved the most recent draft for the intergovernmental agreement which included verbage regarding the approval of the sewer metering station near Highway 21. Originally the location move needed approval by the District. The City wanted this to say City and District. Kevin said this was now agreed to say "mutually agreed to by the City and the District".
 - i) Ray is fine with the agreement as the District has a separate payment agreement with the DOT.
 - (1) Kevin said Pat Rank touched base with the head Green Bay DOT person to be sure the DOT had no concerns with any changes to this construction. Warren Laduke asked Pat to send him an e-mail on Monday to verify and remind. The DOT had no concerns.
 - ii) **Alex made a motion to approve resolution 1-2007 intergovernmental agreement with the City of Oshkosh for payment of sewer in relation to contract No. 06-08/second-Mike/carried unanimously.** The contractor is currently ordering the metering station for this project and should be starting this work within the next week or so.
 - (1) Kevin received the DNR approval of the changed revision in plans.
 - (a) Ray said the District now actually has some plans which the District requested previously and never saw. Kevin said they arrived today. Ray asked the Commissioners if the District could ignore Kevin's previous request for the open records and they agreed to this rather than argue.
 - iii) Kevin said the District should touch on the injunction and Ray said that nothing will happen on this as there has not been any scheduling for this. Ray would just as soon leave this there until everything is in the ground and in the right

- spot. Kevin just wanted to see if something had to be completed on this and Ray said nothing will happen until at least February.
- b) Update on claim from Kim Hanson.
 - i) They have now received a burden of proof from the District's carrier which includes the insurance's reply. This has many questions for Kim Hanson to answer. Ray said this is in the stage of discovery.
- 6) New Business:
- a) Petition for addition to the Sanitary District for Parcel No. 002-011601 – This is informational at this time. The owner of the parcel did the application directly to the Town of Algoma and the public hearing is being set.
 - b) David and Sally Coleman's water assessment on parcel no. 002-2634. The Commissioners received a packet regarding this and there were no additional questions. Earl said they requested to change to not participating.
 - i) Ray said this type of request was not an erroneous action on the District's part to be corrected. The owner is asking for a change of elections. Ray said this is well past the protest point and the District has no authority to make the change. It was not an error to fix.
 - (1) Mr. Coleman arrived at this time. Earl asked Ray to explain what was discussed as this request is not for an error or appeal of the amount of the assessment but rather the election.
 - (a) Ray explained to Mr. Coleman that the District does not have the legal authority to change an assessment status. Mr. Coleman asked if everyone has the same assessment. Ray said everyone affected has the assessment, but the method to pay could be different. Some paid up front, some deferred, and some over the payment plan.
 - ii) Mr. Coleman said he didn't make an election and doesn't understand how he can have a contract without a signature so Ray explained assessments. The concept is that this is a public improvement and the cost is levied against the beneficiaries of the improvement (property owners).
 - iii) Mr. Coleman said if everyone else has the assessment then it is fine. Mr. Coleman asked about the 2nd charge on his property tax bill, thinking it was for usage. Rose told him that the amount on the 2nd line is interest on the assessment.
 - (1) Mr. Coleman said he was under the impression that some are paying and some are not paying. Ray said everyone is charged; however, some may not be paying at this time. These deferred assessments increase yearly.
 - (2) Earl said if there is a water main in front of a property, the property has been assessed.
 - iv) Mr. Coleman thought it would be mandatory down the road. Earl told him that would be a Town decision and not the District's.
 - v) Mr. Coleman also asked about wells, and Earl told him the District allows people to keep their wells.
 - vi) Mr. Coleman asked if there is any arsenic in the District's water and Kevin explained the testing requirements and said the District has no trace of arsenic in the raw or treated distribution water. The District's wells are 650' and 700' deep. The District's system is designed to remove arsenic, but there is no trace.
 - c) David Hildebrandt – This is a similar situation where they want the election changed and the answer is the same as 6 (b).
 - d) Steven & Peg Ruedinger – Earl said the District received their request to be reimbursed for the interest on their assessment. Kevin said this is the interest that would have been waived if they paid by November 1, 2006.
 - i) Mr. Ruedinger said that they attended the public meetings and didn't hear that to pay without interest it was due by November 1 of year levied. Mr. Ruedinger said his wife talked to someone at the District and was told to send a letter to the commissioners explaining their situation. The District has their check for the balance due on the assessment.
 - ii) **Alex made a motion to approve the request for the Ruedinger's and upon clearing of the check for \$8, 841.65 and verification of the county taxes being paid, the District would reimburse the interest amount of \$244.40/second-Mike/carried unanimously.**
 - iii) Mr. Ruedinger thanked the Commissioners and also wanted to tell the District that the Contractors this summer were fantastic. They were decent with no problems arising. The road was blocked once in a while, but he knew it was coming and happy with the work.
 - iv) Kevin asked Mr. Ruedinger to verify if he received a notice of the meeting this evening so he knew the time and date from staff. Mr. Ruedinger did receive it and had the notice with him.
 - e) Authorize Strand to draft perpetual water easement document for Waldwic Lane.
 - i) Kevin has received calls from residents on Waldwic saying they are changing their mind and are interested in water now. The District is trying to develop a method to get all the residents of Waldwic Lane on board prior to spending monies and going through a large financial commitment on this. Kevin said he will sit down with 5 or 6 of the people that really want the water and have them talk to their neighbors. Kevin said he will show the homeowners what the District needs and they can attempt to get it for the District.
 - (1) This easement is a first step and is up to the residents. Ray said to check the properties to be sure all property owners would have access without needing an easement.
 - (2) The southern boundary of the sewer easement will be the northern boundary of the water easement. Kevin is having Strand verify that the sewer easement includes water. A lot of the old easements were sewer, water, and storm. The easement is estimated to cost around \$500.00 to \$600.00. The Commissioners asked Kevin to get the preliminary design of water mains done also.
 - f) Publication of emergency after hour numbers. Kevin called the sheriff to give them the current numbers to call. Kevin would like to get some magnetic cards with the District's numbers or some zip ties or stickers on the meters so people

know who to call. Kevin was asked to check into the price for these magnetic cards. The Commissioners said to do the stickers and come back with a price of the magnetic plates.

- i) Earl said he received a call on Christmas from the 911 caller as a homeowner needed the water shut off. Earl dialed the beeper number and called Kevin. The leak was in the homeowner's basement prior to the meter valve.
 - (1) Kevin said the original well driller had the poly pipe coming into the house and now they connected to the poly pipe outside so they didn't have to drill a new hole or dig the basement wall. However, the plumber didn't change to brass to connect to the copper; but kept the old galvanized pipe there which was ready to break through already. The galvanized metal to a copper connection acted like an anode and gave its material away and this started dripping.
 - (2) The homeowner didn't need water that day so the District just shut the water off and they had a plumber come Tuesday. Bob went out and offered bottled water or whatever they may have needed. They were very appreciative.
 - ii) Mike said the town has magnetic cards and perhaps the District can incorporate with them. Earl thinks it'll be inexpensive for these.
 - g) Discuss possible water and sewer service to the new CSM that will be portioned off from parcel 002-3301 also recognized as 3326 Witzel Ave. Kevin said there shouldn't be concerns about elevation.
 - h) Discuss possible water service in Bellhaven Estates.
 - i) Kevin received a call from Gary Decker who is looking at purchasing one of the houses. There are about 6 homes that did not want water service previously. The District does not need another Fire Hydrant there and does not need the loop as there is a service loop through Omro.
 - (1) Kevin said you could install main or run long services. The Commissioners discussed this, took a vote and decided on a water main and not long services. The water main is more expensive and you would also need a flushing hydrant if not installed all the way. Assessments will be around \$10,000.00. Kevin will discuss this with the buyer. With the installation of a water main you need all the homeowners to agree to the special assessment.
 - i) Review of City of Oshkosh 30-year intergovernmental agreement.
 - i) The Commissioners had the opportunity to go to a closed door session to discuss the 30 year intergovernmental agreement, but decided not to at this time. This will be put back on next months agenda. Kevin will work with Ray to put together a letter to the City.
 - j) **Mike made a motion to go to closed session to discuss staff, appointed, and elected employment and compensation matters/second-Alex/carried unanimously.**
 - k) **The Commissioners returned from closed session and have now completed the discussions on compensation matters. There was no further business at this time.**
- 7) **Mike made a motion to adjourn/second-Alex/carried unanimously.**

Respectfully submitted,

Rose Mraz, Office Manager

Approved:

Alexander Irvine