

VILLAGE OF BROOKLYN

June 1, 2010 SPECIAL MEETING

The Special Village Board meeting was called to order by President Walsten on June 1, 2010 at 6:37 pm. Trustees present were Tim Belter, Steve Lust, Dean Van Den Eng, Todd Klahn. Trustee Natzke was absent. Others present were Clerk Strause, PW Director Anderson, Chief Barger, Josh Straka, Strand Engineering, Dan Rokicki.

Preliminary Resolution 2010-08 declaring **intent to levy special assessment** under municipal police power pursuant to section 66.07 of Wisconsin Statutes was presented and approved per motion by Trustee Bruner, second Klahn, and unanimously carried.

A **PUBLIC HEARING** was held at 6:38 pm under Wis Stats 66.07 to **Levy Special Assessments** upon property within the following area for benefits conferred upon such property by the replacement of curb and gutter: 201 Church St., 109 Hotel St., 104 Lincoln St., 202 N. Rutland Ave., 302 N. Rutland Ave., 204 N. Rutland., 308 N. Rutland Ave., 310 N. Rutland Ave., 312 N. Rutland Ave., 314 N. Rutland Ave. Residents present for the hearing are Nick Kramer, Cleo Tilley, Dorothy Frandy. Dane County last fall told the Village they would be repaving N. Rutland to the intersection with Church St. When the street is done, Dane County will be turning over jurisdiction to the Village. Nick Kramer stated he called the building inspector today because he wants to extend his driveway approach 6' to the north during this reconstruction project because he is unable to enter his driveway when entering with a trailer from the south. He understood this would add to the cost of his assessment. The inspector said it would be OK and he agreed to pay the entire cost of removing the existing apron staying the same width with the extension. Engineer Straka stated he will relay the message to the contractor about the 6' extension. Dorothy Frandy, 106 Bowman St., requested to close up one of her driveways. This is not a part of the contracted project area; however, Dorothy stated she has a low area where water sits in two spots. Cleo Tilley, representing the Methodist Church asked if the figure calculated for cost was a final figure. Engineer Straka stated it would depend on the exact amount of curb and gutter removed/replaced so the figure could be a little more or less. The Church has requested a sidewalk ramp that is not being used be removed. All special assessments will have a ten year payment plan for this project. Straka also stated there is a steep crown on N. Rutland in some areas and the County may be able to lower it a little. There being no other comments. Trustee Bruner moved, second Klahn, carried to close the public hearing at 6:50 pm.

The Board reviewed the **plans and specs for curb and gutter installation for N. Rutland** including the addresses as stated previously including the request by Nick Kramer to extend his driveway by 6' to the north during this project. Trustee Bruner called attention to the total curb and gutter cost on the engineer's spreadsheet of \$23 per L.F. x footage with totals calculated at \$22 per L.F. Josh stated he would correct the spreadsheet and the Clerk will send letters to property owners explaining the error along with a copy of the final resolution. Final calculations still could change based on final footage measured after the project is complete. A request by a property owner at 104 Lincoln St. to hire a private contractor to do their curb and gutter work was discussed. There would be no warranty on the work if a private contractor installed the c&g. The contractor the Village hires is responsible for the grade if there is a problem or the c&g is not installed property. The Village has more control over the contractor they hire. Warranty would also cover other properties that may be added to this contract upon individual request. Any other property requesting to have c&g work done would need to pay the Village rather than pay directly to the contractor. Trustee Klahn moved, second Bruner, carried to deny the request to hire a separate contractor for c&g work at 104 Lincoln. Anderson will call the owner to explain the denied request. Trustee Bruner moved, second Lust, carried to approve the plans and specs for curb and gutter work on N. Rutland noting the corrections to the pricing.

Final Resolution 2010-09 was presented in accordance with the Village of Brooklyn's police power, pursuant to section 66.07 of the Wis. Stats, and pursuant to section 32.13 of the Village's ordinances, authorizing curb and gutter removal and replacement, and **levy of special assessments** upon certain property in the village benefited by the improvements. Trustee Bruner moved, second Klahn, carried unanimously to approve the Resolution with corrections to cost.

Trustee Bruner moved, second Klahn, carried to **award the contract for storm water project on Hotel St and curb and gutter on N. Rutland Ave to R&K & Sons Construction**, Evansville, at a cost of \$162,971.00 which includes alternates 1 & 2.

Trustee Belter reported on loan proposals received from Bank of Brooklyn, Brooklyn Community Bank, and Board of Commissioners of Public Lands. Trustee Belter moved, second Klahn, carried to approve the committee's recommendation to **finance the Hotel Street storm water project and N. Rutland curb and gutter** work through the low bidder Brooklyn Community Bank at 3.94% for ten years not to exceed \$180,000 including engineering. Green County matching road fund money will be used on this project. Clerk will ask the bank about prepayment penalties, closing fee costs, and borrowing schedule so that there would be no payment due this year. Contract work is required to be completed by Aug 15th. Dane County has not awarded their contract yet for the repaving; not sure when they will start their road project.

Allowing **other properties that have requested to have their curb and gutter replaced**, to be included in the N. Rutland and Hotel Street project was discussed. The properties are 306 Second St., 224 Hotel St., and 106 Bowman St. These properties would have the same payment schedule as the properties included in the project. Dorothy Frandy would like to remove a driveway, replace curb & gutter only if it will correct the standing water problem. Straka stated there may be low spots left after the installation as this area on Bowman St. is not a part of the street project. Contract price is an advantage to property owners that have problems with drainage. Frandy stated her area has been dug up a couple of times but the problem persists. Anderson stated it probably is not a water leak but unsure why area settles. The street will be fixed in the area of the curb and gutter spots. Cost would be billed at \$23 per L.F. with a ten year pay back and interest accruing as all other special assessments for the Hotel St. project. Trustee Klahn moved, second Bruner, carried to allow three extra properties that have requested replacement of their curb & gutter under the Hotel St. contract providing the contractor agrees to this arrangement.

Trustee Bruner moved, second Klahn, carried to appoint **Trustee Natzke to the Recreation Committee**.

President Walsten moved, second Van Den Eng, carried to approve the Lions Club, Cub Scouts Pack 352, Methodist Church, Stoughton FFA, and Mighty Mites as **food vendors for the Bluegrass Festival**. All organizations are non-profits.

Trustee Bruner moved, second Van Den Eng, carried to approve **the job description for the part-time seasonal public works employee**.

Trustee Van Den Eng moved, second Lust, carried to approve **Chapter 33, Disposal of Village Property**. Finance committee reviewed this Chapter many times and recommended approval.

Discussion continued regarding **lawn meters** for outside summer use to reduce sewer charges. President Walsten referred to a water/sewer rate report done by MSA showing Brooklyn at the second highest in the State within our population range. Trustee Bruner stated the Public Works Committee recommends a pilot program using old/tested meters that have been removed from homes for lawn meters, limiting the number to five for this year to determine how much the administrative cost would be to do this in addition to Public Works employee time, and hardware to adapt. The charge suggested was \$15 per month. Analysis would be done at year end to see if the rate should be raised or lowered to make it cost effective. Based on this formula, a resident would need to use more than 200 cf in order to save anything on the \$15 per month charge. Residents filling their swimming pools have been calling in the reading before and after the filling. Anderson felt it would cost less than \$10 for each meter to be set up. Sewer credit would not be given until the meter is brought back to the Clerk's office. Dan Rokicki stated he has a pool to fill and likes to keep his grass green. He further stated he does not really know how much he uses outside but would not want to pay more in a rental fee than he would gain in sewer credits. Trustee Van Den Eng stated if the cost for set up of the meter is minimal, we should keep the rental fee minimal. Rokicki said he may put in a permanent deduct meter based on how much he uses outside when this year's metering is done.. Deposit for the meter will be \$100 or whatever the

actual cost of the meter is. Pilot program would end in September. Walsten stated this would give a small relief to property owners. Trustee Van Den Eng Dean stated we should charge a reasonable monthly fee. Trustee Van Den Eng moved, second Klahn, carried to set up 20 temporary lawn meters (sewer deduct) with deposit (returned when meter is brought back) to be the actual cost of a new meter in addition to a \$5 per month rental fee with Sept 30th being the last day for meters to be returned to the Clerk's office, and sewer credit given on the next billing after return of the meter. Meter checked in and out will be done at the Clerk's office.

Trustee Bruner moved, second Van Den Eng, carried to adjourn at 8:12 pm.

Carol A. Strause, Village Clerk-Treas.