



**MINUTES
JANUARY 29, 2019**

Present: Dan Vanden Berg, Eugene Klister, Chris Evers

Others Present: Terri Romitti, FSD; Sam VanHandel, FSD, Dean Zanon, Cedar Corp, Dennis Steigenberger, Cedar Corp, Tim Maass, Town of Freedom Board Member, Steve Frassetto, Town of Freedom Attorney

Meeting called to order at 6:07 p.m. at the Freedom Sanitary District Office

Verification of posting as indicated on the bottom of the agenda.

Motion by Eugene Klister to adopt the agenda. Second by Chris Evers. Motion Carried (3-0).

Approve Vouchers – None

Update on WWTF Equipment Replacement & Process enhancements, Contract B-18. Reviewed change order #2 for the change in paint choice and piping in vault. This change order does not reflect and change in schedule or dates. Substantial completion remains at the end of September. Also reviewed pay application #3.

Motion by Dan Vanden Berg to approve Change Order #2 for Contract B-18 for an increase of \$3,318.00. The new contract price is now \$3,764,476.00. Second by Chris Evers. Motion Carried (3-0).

Motion by Chris Evers to approve Pay Application #2 for Contract B-18 to August Winter and Sons for a total of \$98,893.83. Second by Eugene Klister. Motion Carried (3-0).

Discussed action by legal counsel in response to Town of Freedom Action to create Town Utility and dissolve Sanitary District. A letter was sent by Attorney Riffle to Town Attorney regarding the two positions that Chairman Lowney holds. Reviewed retainer agreement with Municipal Law and Litigation Group for Attorney Stan Riffle.

Motion by Eugene Klister to approve the Retainer Agreement with Municipal Law and Litigation Group for their services. Second by Chris Evers. Motion Carried (3-0).

Discussion continued on the Town's action with Tim Maass and Attorney Frassetto. The Commissioners discussed how the action occurred. The Commissioners also went over some of the miscommunication that they feel has happened between Town and Sanitary District and the reason for that miscommunication. Steve Frassetto again mentioned that the District did a good job with the informational meeting that we provided to our users. The Commissioners asked multiple times the reason for the action and development seemed to be the main cause. When asked where all these developers are that have been turned away, we were given the same two names. After the discussion, Frassetto mentioned that they would look into what was discussed with Tim and himself tonight as they were very unaware of some of the items.

No action on adjourn to closed session per WI Stats 19.85 (1)(c) considering employment, promotion, compensation or performances evaluation data of any public employee over which the governmental body has jurisdiction or exercise responsibility. – Closed Session Cancelled

Any action as a result of closed session – Closed session was cancelled.

Other Business Before the Board

Motion by Dan Vanden Berg to adjourn. Second by Eugene Klister. Motion Carried (3-0).

Adjourned at 8:45 p.m.

Dan Vanden Berg 2-6-19
Dan Vanden Berg Date:

Chris Evers 2-6-19
Chris Evers Date: