

VILLAGE OF BLACK EARTH - VILLAGE BOARD MEETING

Black Earth Municipal Building, 1210 Mills St.

Tuesday, July 7, 2020

6:30 p.m.

VILLAGE BOARD AGENDA

THIS MEETING WILL BE AVAILABLE FOR THE PUBLIC PER OPEN MEETINGS LAW VIA REMOTE ACCESS BY DIALING: 1-855-947-8255 (US TOLL FREE) WITH PASSCODE: 8986 144#

- 1. Call Village Board meeting to Order/Roll Call.**
- 2. Pledge of Allegiance**
- 3. Proof of Posting:** A copy of the notice was delivered to the following on 07/2/2020 faxed to the Star News; posted at the Black Earth Municipal Building and Black Earth Post Office, posted on the Black Earth Web Page (www.blackearthwisconsin.com) and faxed for posting to the State Bank of Cross Plains – Black Earth Branch
- 4. Public Comments.** (No longer than 3 minutes)
- 5. Discussion/Action on Police Reports & Activities.**
- 6. Discussion/Action on Chicken Request – Curtis Johnson 822 Blue Mounds St.**
- 7. Discussion/action on Committee Reports:**
 - a. Vanguard Commission (Esser):
 - i. Discussion/Action on Vanguard 6th Amendment to Intermunicipal Agreement.**
 - b. Black Earth Fire District (Scott):
 - c. Dane-Iowa Wastewater Commission (Esser)
 - d. Economic Development Committee Report (Esser)
 - e. Emergency Management Committee (Hodson):
 - f. EMS Committee Report (Coyle):
 - g. Library Committee Report (Scott)
 - i. Library Director Report- Carolyn Shaffer
 1. Library Strategic Plan
 - h. Public Works Committee Report (Hodson)
 - i. Public Works Director Report- Brian Schultz
 - i. Parks Committee Report (Wahl)
 - i. Discussion/Action on Community Park project.**
 - ii. Discussion/Action on Pay request.**
 - j. Police Committee Report (Coyle)
 - i. Discussion/Action on Citizen Appointment to committee.**
- 8. Discussion/Action on Vacant Board seat.**
- 9. Discussion/Action on Resolution 2020-02 on 2019 Compliance Maintenance-Sewer.**
- 10. Discussion/Action on Resolution 2020-03 Borrowing of \$385000 for Capital Projects.**
- 11. Discussion/Action on Resolution 2020-04 for Fluoride Treatment Advisory Referendum.**
- 12. Discussion/Action on Ordinance changes.**
- 13. Discussion/information/action regarding: Village Board minutes of June 2, 2020.**
- 14. Discussion/Action Treasurer's Reports April & May, 2020**
- 15. Discussion/action on Invoices to be paid.**
- 16. Consideration/motion to enter into closed session pursuant to Wis. Stats. 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.(Deputy Clerk- office position) (Roll call vote)**
- 17. Consideration/motion to arise from closed session**
- 18. Consideration/motion on action from closed session.**
- 19. Any Other Business That May Be Brought before the Board on future agendas:**
- 20. Meeting Announcements:**
- 21. Adjournment of Village Board Meeting**

Please Note:

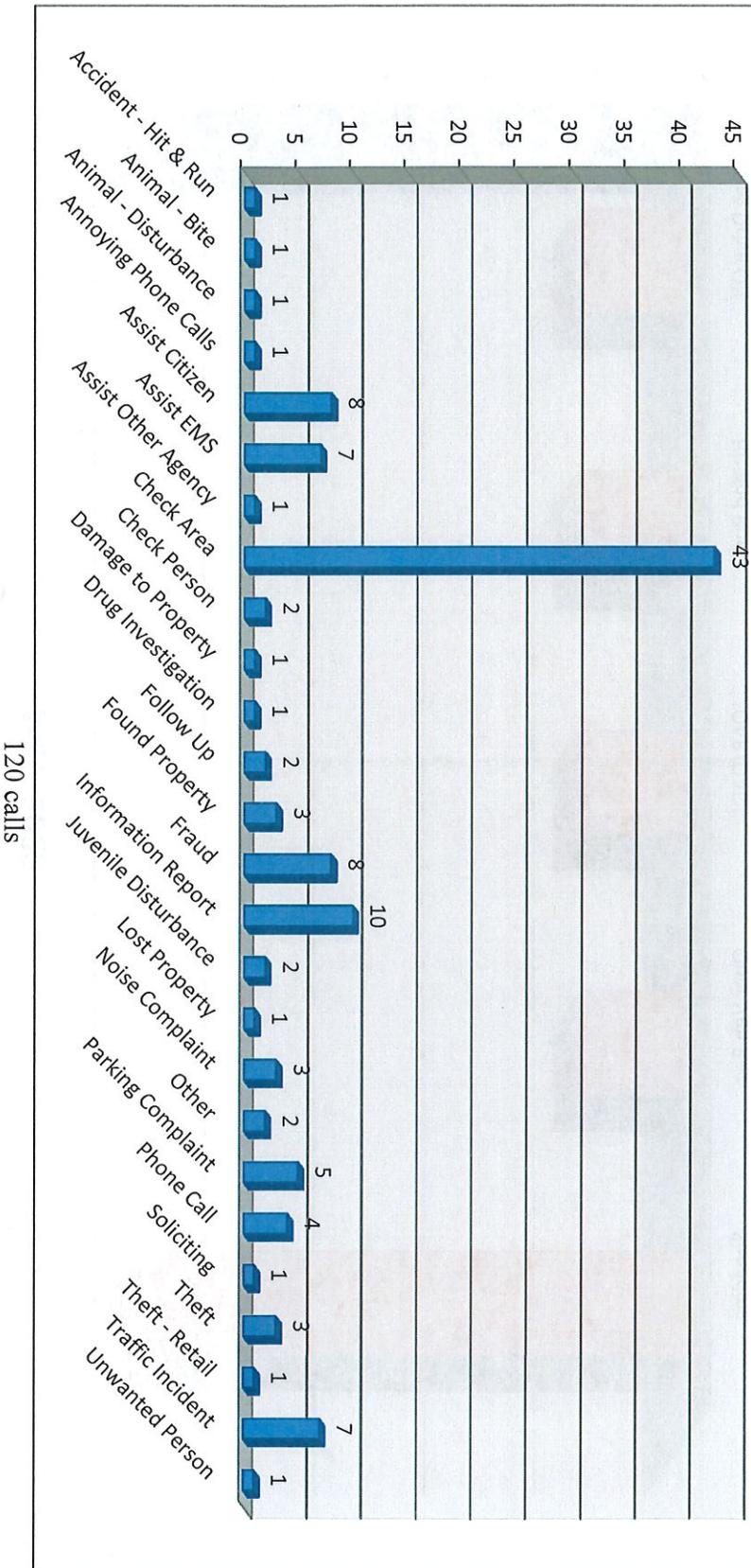
- Please note that upon reasonable notice all reasonable efforts will be made to accommodate the needs of individuals with disabilities through appropriate aids and services. For additional information or to request this service, contact the Municipal Clerk at 608-767-4901, or 1210 Mills Street., Black Earth, Wisconsin, or by fax at 608-767-2064. This notice may be amended in order to comply with Wisconsin's Open Meetings law. If this notice is amended, the final notice will be posted and provided to the media no later than 24 hours prior to the meeting or no later than 2 hours prior to the meeting, in the event of an emergency.

*Village Board Members: Troy Esser, James Coyle, Mitch Hodson, Josh Wahl, Matt Kahl, Mary Scott.. Open vacancy
Posted: July 2, 2020*

Shellie Benish, WCMC, Administrator/Clerk/Treasurer

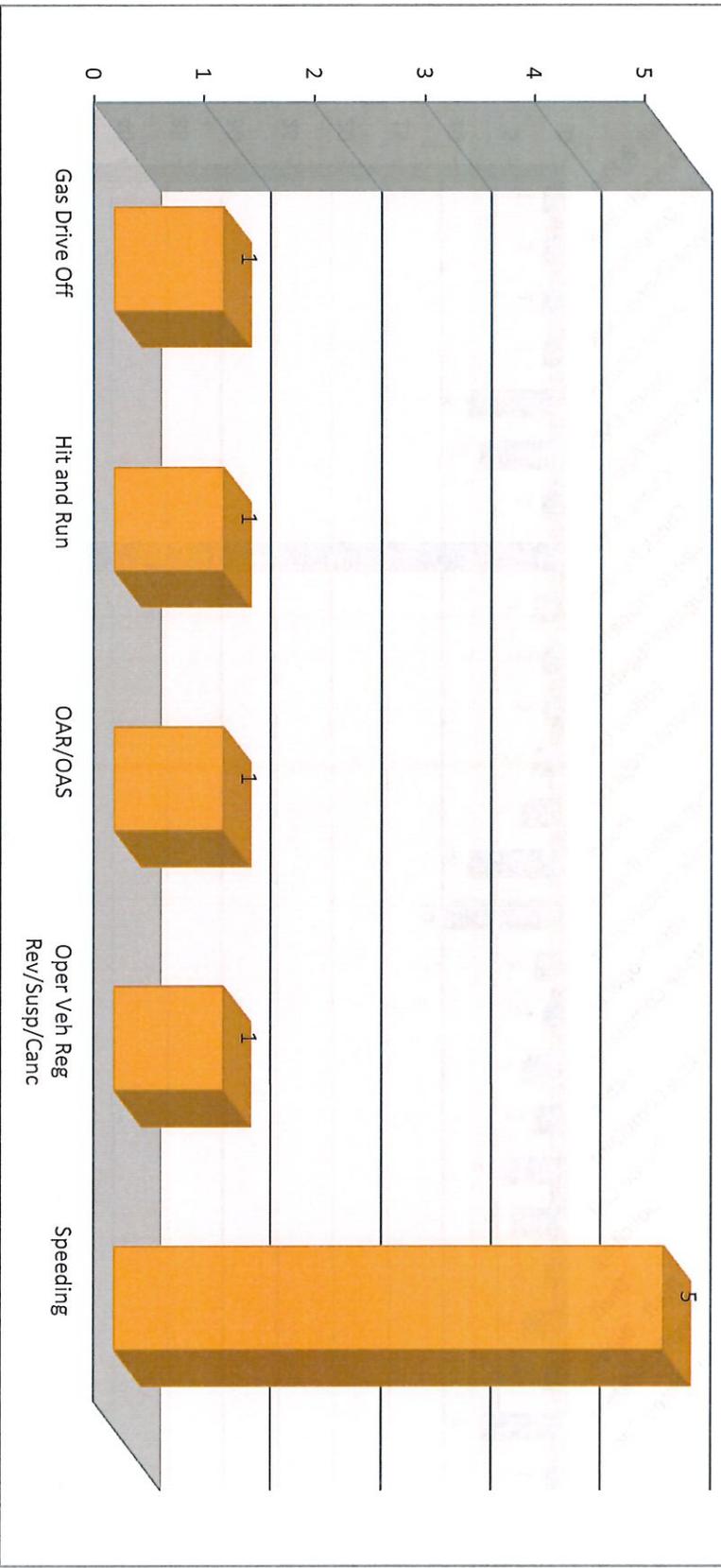


Village of Black Earth - Calls for Service May, 2020



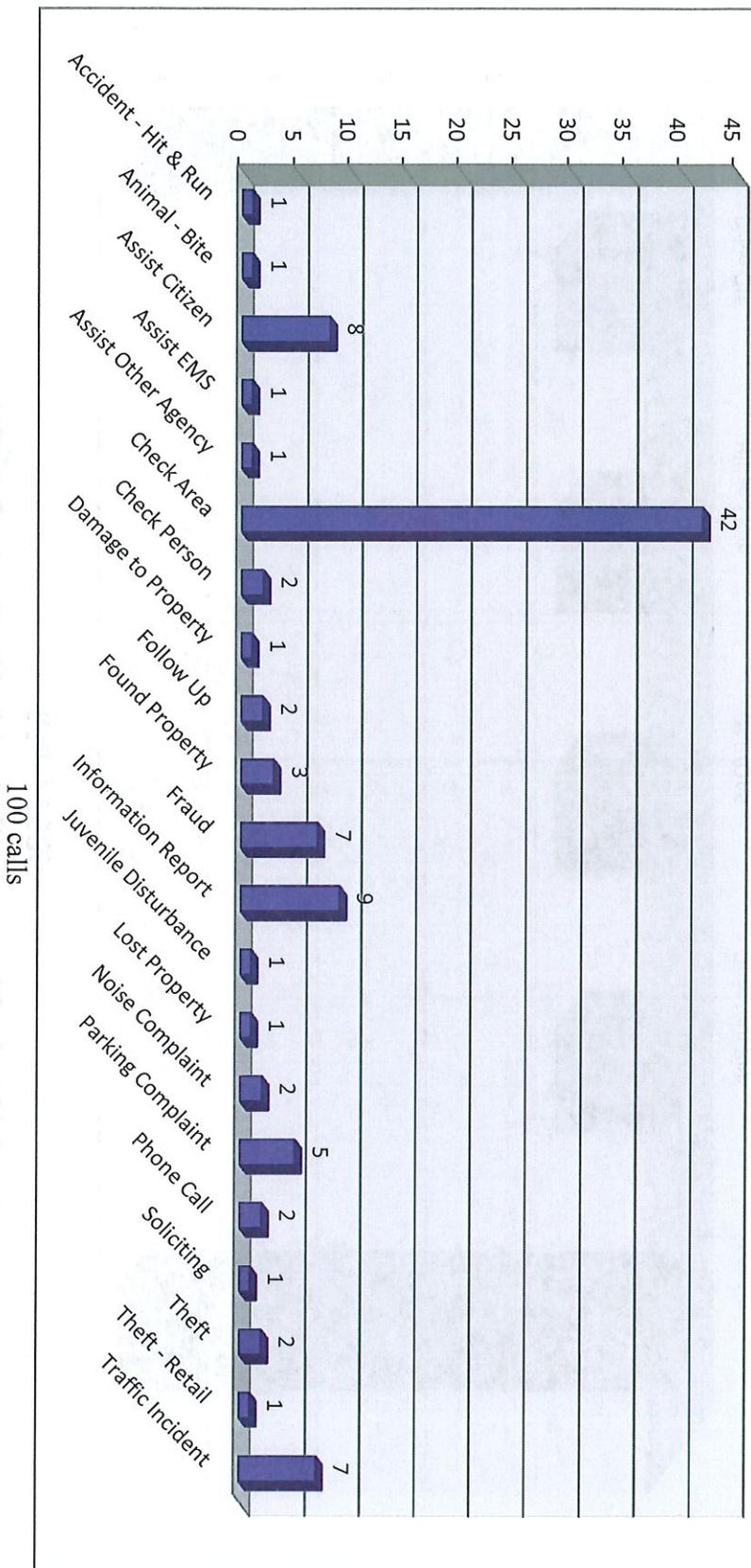


Village of Black Earth - Citations May, 2020





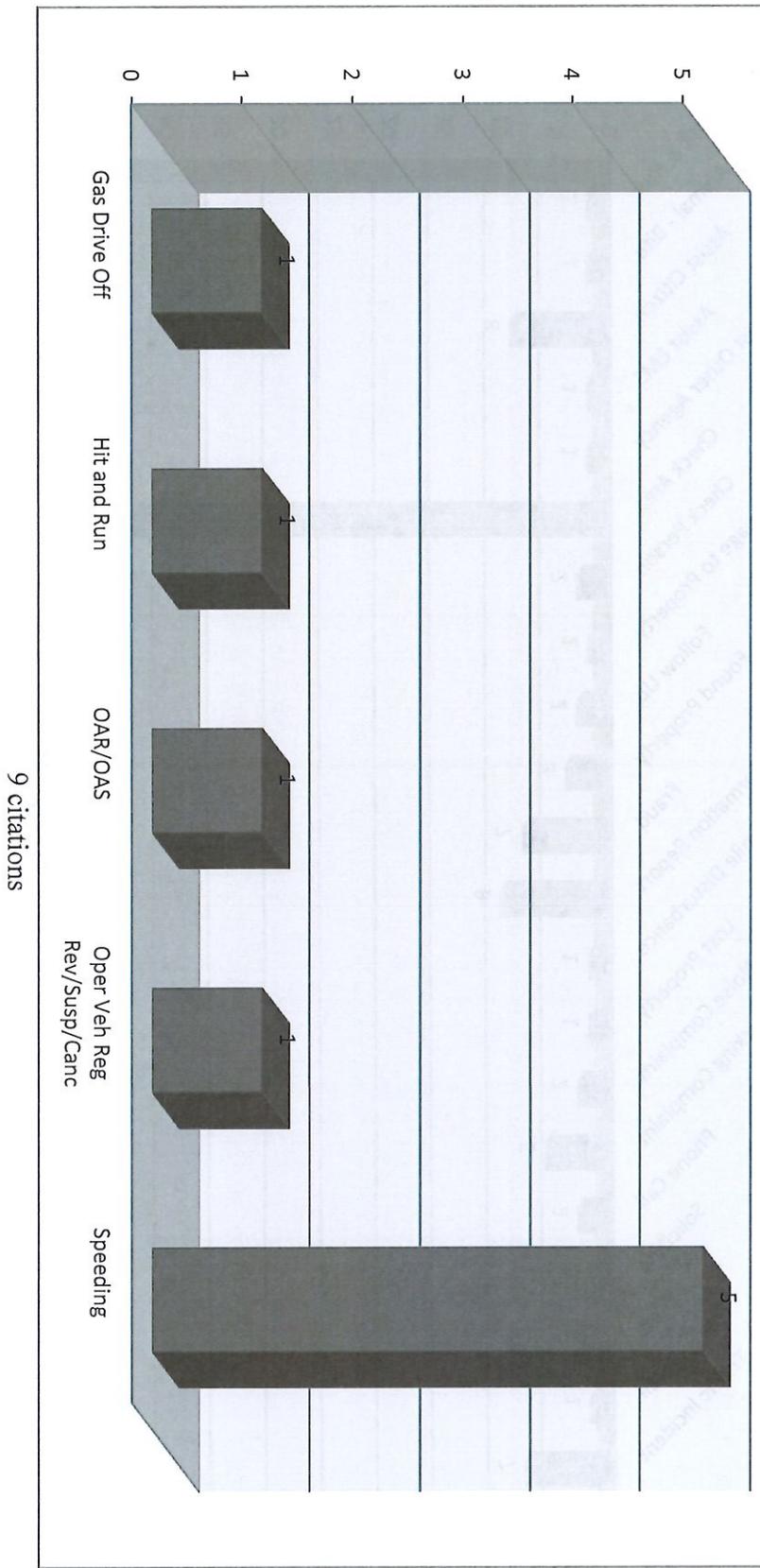
Village of Black Earth - Calls for Service - Contract Only May, 2020



100 calls



Village of Black Earth - Citations - Contract Only May, 2020





Village of Black Earth

1210 Mills St. * P.O. Box 347
BLACK EARTH, WI 53515



Application for Chicken License

New Renewal

Return this form with: plans for the coop (size, dimensions, and location), letter of approval (only if renting) and **\$25** annual fee to the Village office BEFORE acquiring chickens. If this is a renewal, the letter and plans for the coop are not needed. You can simply return this signed form with your payment to the Village office by January 31st of the current year. If this is a new application, chickens cannot be acquired until approved.

Read through each item then sign at the bottom.

- a) Keeping of up to four (4) hens are allowed as accessory use in R-1 and R-2 Family Residential Districts- Check your zoning before applying.
- b) Keeping of up to six (6) chickens is allowed as an accessory use to a museum, school or day care center.
- c) Keeping of roosters is **prohibited**.
- d) Slaughter of chickens is **prohibited** on site.
- e) Sale of eggs or chickens is **prohibited** without a conditional use permit.
- f) The chicken(s) shall be provided with a covered enclosure and must be kept in the covered enclosure or a fenced enclosure at all times. A building permit (separate application form) is required.
- g) The enclosure shall be located at least fifteen feet from any rear yard lot line on an adjacent lot.
- h) All residents of the property must be notified and the owner or operator of the property if the applicant is not the owner or operator. The owner of a rental shall submit a letter of approval with this application. The Village Clerk shall notify all residents within 200 feet of the applicant's address. If all the residents within 200 feet of the applicant's property and/or the land owner object in writing within 14 days of being notified, the license shall be denied by the Village Board. Notification is not required for renewal of a license.
- i) This license is valid from January 1 through December 31 of the current calendar year.

You can view the full ordinance for keeping of chickens at:
<https://ecode360.com/31205568?highlight=chicken,chickens#31205568>

By signing below I certify that I have read and understand the above conditions under which I may keep chickens and agree to abide by them. I further understand that the Zoning Administrator may revoke my license to keep chickens if, in any six-month period, I accumulate three or more violations of any ordinance regulating the keeping of chickens.

Curtis Johnson
Signature of applicant

Curtis Johnson
Printed name of applicant

822 Blue mounds st
Address of applicant

6-16-2020
Date submitted to Treasurer

For office use only:

\$25 Fee Paid: Date: _____ Check#: _____ or Cash: _____

Letter of **APPROVAL** OR **DENIAL** received from land owner? **YES** **NO** **N/A**

Phone: 608-767-2563

Fax: 608-767-2064

Website: www.blackearthwisconsin.com

Neighbors contacted within 200 ft. of the property address below

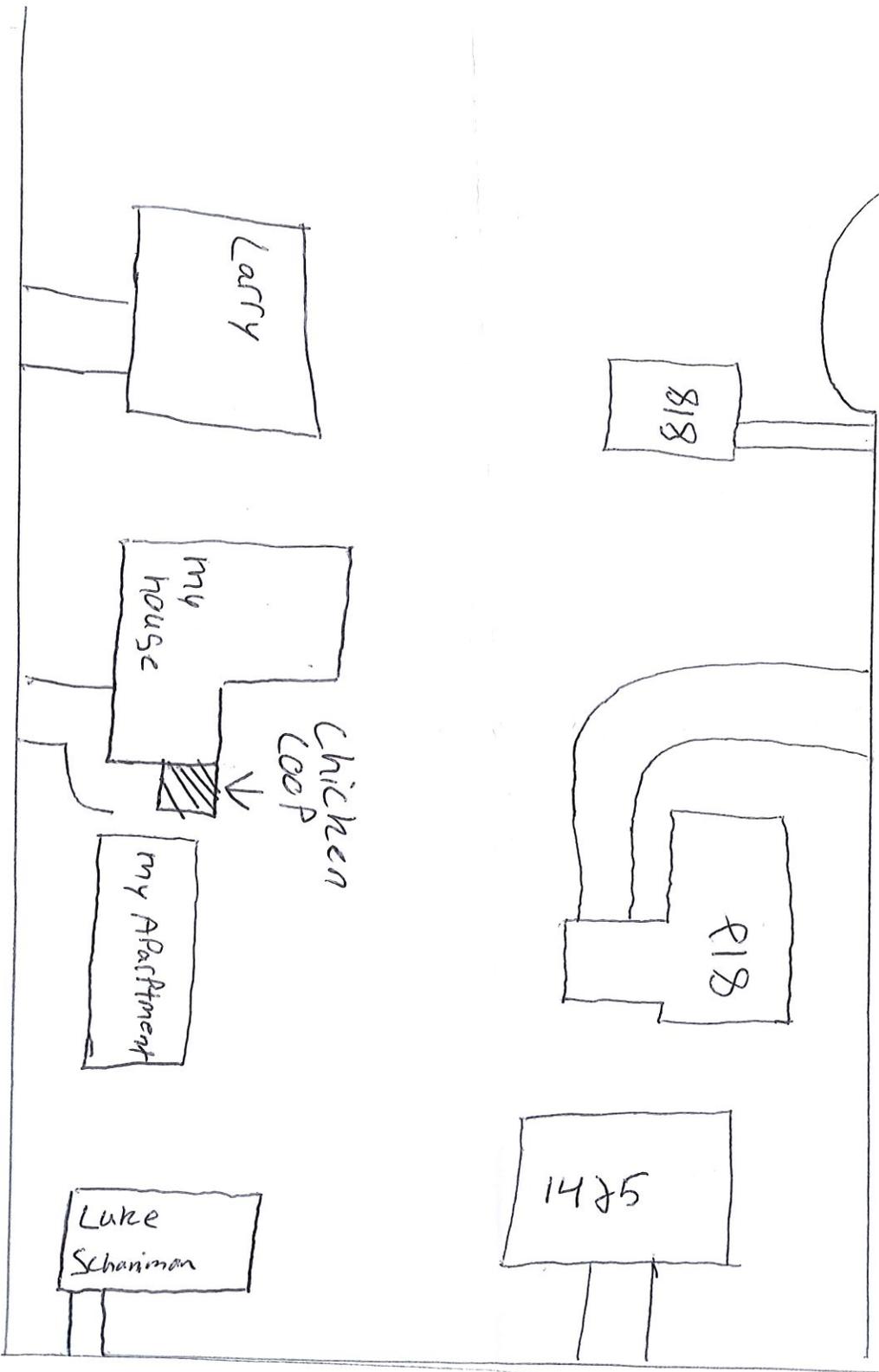
Chicken request for (Name):

At (Address):

Name of property owner	Address	Position on Chickens	Date contacted/ date returned
Larry Johnson		good	6-12-20
Larry Johnson	1409 River View Drive	They are fine	6-12-2020
Ron Adkins	518 Blue Mounds St. Black Earth	Good	6-12-2020
Merlin Rakow	814 Blue Mounds St. Black Earth	Good	6-12-2020
Andrew Zaslavsky	870 Blue Mounds St. Black Earth	Good	6-12-20
Millie Weitzel	1485 Riverview Drive	good	6-13-2020
Bonnie King	818 River Ct. B.E.	Good	6-13-20
Jessie Lambert	812 River Ct Black Earth	Good	6/13/20

Date of Approval / Denial: _____ License #: _____

Blue mounds st



river ct

river view Drive

Doskocil Mfg >

Precision Grey & Red Door Wooden Hen House II

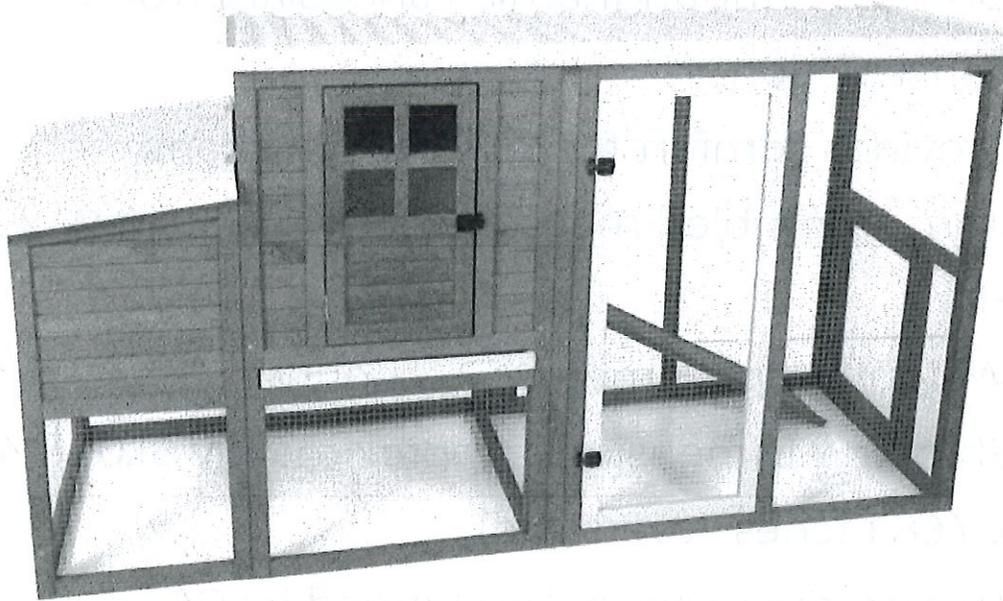


4.0 (1)

Write a review

Product #: 0000000305352 | SKU: 101107321 | Model #: 7029293D

~~\$269.99~~ **\$229.99 SALE**



Save

Tweet

Like 2

Share



Quantity

Quantity input field

ADD TO CART

[Add to Wish List](#)

Specifications

- Model # 7029293D
- The Precision Hen House II provides the back yard farmer with a shelter in raising happy and healthy chickens
- Durable Cunnunghamia Lanceolata wood construction
- Provides comfort for 4-5 adult chickens
- Item assembled measures 78 in L x 30 in W x 41 in H
- Weight: Approximately: 103 pounds
- Shipping Dimensions: Approximately 61.02 x 40.75 x 7.68 inches. (oversized)
- This product cannot be shipped to: CA

More Info

[Send to a Friend](#)

[Return policy](#)

[Warranty Info](#)

[Are you Tax Exempt?](#)



**SIXTH AMENDMENT TO INTERMUNICIPAL AGREEMENT BY AND BETWEEN THE VILLAGE
OF BLACK EARTH AND THE VILLAGE OF MAZOMANIE ESTABLISHING A JOINT
ELECTRIC UTILITY COMMISSION**

This Sixth Amendment ("Amendment") to the Intermunicipal Agreement by and between the Village of Black Earth and the Village of Mazomanie Establishing a Joint Electric Utility Commission ("Commission Agreement") is by and between the Village of Black Earth ("Black Earth") and the Village of Mazomanie ("Mazomanie") (collectively, "Villages") and shall be effective when approved and adopted by the Black Earth Village Board and the Mazomanie Village Board.

RECITALS

WHEREAS, Black Earth and Mazomanie approved and adopted the Commission Agreement to be effective on December 31, 2000, the First Amendment to the Commission Agreement effective January 8, 2002, the Second Amendment effective November 12, 2002, the Third Amendment effective February 11, 2003, the Fourth Amendment effective April 8, 2003, and the Fifth Amendment effective June 27, 2006; and

WHEREAS, based on the advice and recommendation of the Public Service Commission, the Villages wish to further amend certain portions of the Commission Agreement as set forth herein,

NOW, THEREFORE, in consideration of the above recitals, which are incorporated by reference, the mutual covenants and obligations hereafter set forth and other good and valuable consideration, the sufficiency of which is hereby acknowledged, the Villages agree as follows:

AGREEMENT

1. Section 3.2, paragraph 3, Secretary, shall be omitted from the agreement due to the Utility Office Manager fulfilling this role.
2. In Section 3.4, Meetings, the first sentence shall read "regular scheduled meetings" instead of "regular monthly meetings"; later in the same paragraph, the number of Commission members required to constitute a quorum shall be changed to four (4).
3. In Section 3.5, Compensation, the Commission salary shall be changed from \$35.00 per month to \$35.00 per meeting.

IN WITNESS WHEREOF, the Villages have duly approved and adopted this Amendment and directed their duly authorized representatives to bind the respective Villages hereto.

VILLAGE OF BLACK EARTH

By: _____
Troy Esser, President

Attest: _____
Shellie Benish, Clerk

Adopted by Resolution of the Black Earth Village Board on _____.

VILLAGE OF MAZOMANIE

By: _____
Gary Harrop, President

Attest: _____
Sue Dietzen, Clerk

Adopted by Resolution of the Mazomanie Village Board on 5-26-2020



Scott Patchin <scott.patchin@gmail.com>

Open Trustee Position

Scott Patchin <scott.patchin@gmail.com>

Thu, Jun 4, 2020 at 11:47 AM

Draft To: Shellie Benish <sbenish@blackearthwisconsin.com>

Hi Shellie,

I am retiring my full time position with Reinhart Foods effective 06-19-2020..... just read about the open seat and would like to throw my hat in the ring.

I have served two previous terms as Village Trustee in Black Earth. Served one term as Alderman at Large in Platteville, Wisconsin.

With the current events we have all experienced we need local decisions to reflect the economic downturn for everyone. In particular those on a fixed income...

If a full resume is required I would be happy to provide one.

Sincerely,

Scott Patchin
1221 Mills Street #1
Black Earth, Wisconsin 53515

Shellie Benish

From: TED PRITCHETT <teddana@tds.net>
Sent: Tuesday, June 23, 2020 7:43 PM
To: sbenish@blackearthwisconsin.com
Subject: Village Board Seat

Dear Village President and Board Members,

I recently read about the open seat on the Village Board and would like to express my interest in serving the community.

I have served several terms as Village Trustee from April of 2012 - April 2020 in Black Earth. During my time on the Village board I have sat as chair of the Economic Development committee and served on the Library Board Committee, Public Works Committee, EMS Committee, Plan Committee and Board of Review.

I look forward to serving the citizens of Black Earth and thank you for the consideration.

Sincerely,

Ted Pritchett

C-608-235-4433

H-608-767-2188

Shellie Benish

From: Z B <brammerjared@gmail.com>
Sent: Tuesday, June 30, 2020 2:52 PM
To: sbenish@blackearthwisconsin.com
Subject: OPEN TRUSTEE POSITION:
Attachments: To the Village of Black Earth Trustees, Office Administration, and anyone else in attendance.pdf

Hi Shellie,

Here is my letter of interest to join the village board. I have attached a PDF as well.

To the Village of Black Earth Trustees, Office Administration, and anyone else in attendance, I, Jared Brammerson, would like to express my interest in serving as a member of the Village of Black Earth - Board of Trustees.

As a community member with young children, I have a vested interest in the potential future for our community and it's citizens. I believe that my diverse background from my time within the military to my career within information technology and security will provide an excellent resource to the Village of Black Earth and it's Trustees. Through these experiences I will be able to offer an analytical approach to identifying risk tolerant solutions.

I appreciate the natural beauty that surrounds the Village of Black Earth and it's small town charm. I grew up in a village about the same size as Black Earth and understand the value that a small community can provide. I want to help maintain this environment for future generations from both an economic and a conservational point of view. I look forward to working with you all on a brighter future for all of our children and fellow community members.

Sincerely, Jared "Zephyr" Brammerson

Printed @ 3:09 pm Via email
RECEIVED
6-30-2020

To the Village of Black Earth Trustees, Office Administration, and anyone else in attendance,

I, Jared Brammerson, would like to express my interest in serving as a member of the Village of Black Earth - Board of Trustees.

As a community member with young children, I have a vested interest in the potential future for our community and it's citizens. I believe that my diverse background from my time within the military to my career within information technology and security will provide an excellent resource to the Village of Black Earth and it's Trustees. Through these experiences I will be able to offer an analytical approach to identifying risk tolerant solutions.

I appreciate the natural beauty that surrounds the Village of Black Earth and it's small town charm. I grew up in a village about the same size as Black Earth and understand the value that a small community can provide. I want to help maintain this environment for future generations from both an economic and a conservational point of view.

I look forward to working with you all on a brighter future for all of our children and fellow community members.

Sincerely,
Jared "Zephyr" Brammerson



Village of Black Earth

1210 Mills St. * P.O. Box 347
BLACK EARTH, WI 53515

RESOLUTION #2020-02

2019 COMPLIANCE MAINTENANCE RESOLUTION

WHEREAS, the Village of Black Earth, Dane County, Wisconsin, informs the Wisconsin Department of Natural Resources that the following action was taken by the Village of Black Earth at a regular meeting duly held on July 7, 2020;

WHEREAS, The Village Board has fully reviewed the 2019 Compliance Maintenance Annual Report prepared by Brian Schultz, Public Works Director, and;

NOW THEREFORE, BE IT RESOLVED that the Village Board of the Village of Black Earth, Dane County, Wisconsin approves this resolution to the Wisconsin Department of Natural Resources and that a copy of this resolution be kept on file with the Village of Black Earth records.

Passed this _____ day of _____, 2020.

VILLAGE OF BLACK EARTH

By: _____
Troy Esser, Village President

Attest: _____
Shellie Benish, WCMC
Administrator/Clerk/Treasurer

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

Financial Management

<p>1. Provider of Financial Information</p> <p>Name: <input style="width: 150px;" type="text" value="Brian Schultz"/></p> <p>Telephone: <input style="width: 150px;" type="text" value="608-767-2063"/> (XXX) XXX-XXXX</p> <p>E-Mail Address (optional): <input style="width: 300px;" type="text" value="bepublicworks@blackearthwisconsin.com"/></p>																
<p>2. Treatment Works Operating Revenues</p> <p>2.1 Are User Charges or other revenues sufficient to cover O&M expenses for your wastewater treatment plant AND/OR collection system ?</p> <p>● Yes (0 points) <input type="checkbox"/><input type="checkbox"/></p> <p>○ No (40 points)</p> <p>If No, please explain:</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div> <p>2.2 When was the User Charge System or other revenue source(s) last reviewed and/or revised? Year: <input style="width: 80px;" type="text" value="2018"/></p> <p>● 0-2 years ago (0 points) <input type="checkbox"/><input type="checkbox"/></p> <p>○ 3 or more years ago (20 points) <input type="checkbox"/><input type="checkbox"/></p> <p>○ N/A (private facility)</p> <p>2.3 Did you have a special account (e.g., CWFPP required segregated Replacement Fund, etc.) or financial resources available for repairing or replacing equipment for your wastewater treatment plant and/or collection system?</p> <p>● Yes (0 points)</p> <p>○ No (40 points)</p>	0															
<p>REPLACEMENT FUNDS [PUBLIC MUNICIPAL FACILITIES SHALL COMPLETE QUESTION 3]</p>																
<p>3. Equipment Replacement Funds</p> <p>3.1 When was the Equipment Replacement Fund last reviewed and/or revised? Year: <input style="width: 80px;" type="text" value="2018"/></p> <p>● 1-2 years ago (0 points) <input type="checkbox"/><input type="checkbox"/></p> <p>○ 3 or more years ago (20 points) <input type="checkbox"/><input type="checkbox"/></p> <p>○ N/A</p> <p>If N/A, please explain:</p> <div style="border: 1px solid black; height: 20px; width: 100%;"></div>																
<p>3.2 Equipment Replacement Fund Activity</p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 60%;">3.2.1 Ending Balance Reported on Last Year's CMAR</td> <td style="width: 5%; text-align: right;">\$</td> <td style="width: 35%; border: 1px solid black; text-align: right;">16,133.90</td> </tr> <tr> <td>3.2.2 Adjustments - if necessary (e.g. earned interest, audit correction, withdrawal of excess funds, increase making up previous shortfall, etc.)</td> <td style="text-align: right;">\$</td> <td style="border: 1px solid black; text-align: right;">0.00</td> </tr> <tr> <td>3.2.3 Adjusted January 1st Beginning Balance</td> <td style="text-align: right;">\$</td> <td style="border: 1px solid black; text-align: right;">16,133.90</td> </tr> <tr> <td>3.2.4 Additions to Fund (e.g. portion of User Fee, earned interest, etc.)</td> <td style="text-align: right;">\$</td> <td style="border: 1px solid black; text-align: right;">0.00</td> </tr> <tr> <td></td> <td style="text-align: right;">+</td> <td style="border: 1px solid black; text-align: right;">0.00</td> </tr> </table>	3.2.1 Ending Balance Reported on Last Year's CMAR	\$	16,133.90	3.2.2 Adjustments - if necessary (e.g. earned interest, audit correction, withdrawal of excess funds, increase making up previous shortfall, etc.)	\$	0.00	3.2.3 Adjusted January 1st Beginning Balance	\$	16,133.90	3.2.4 Additions to Fund (e.g. portion of User Fee, earned interest, etc.)	\$	0.00		+	0.00	
3.2.1 Ending Balance Reported on Last Year's CMAR	\$	16,133.90														
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3.2.3 Adjusted January 1st Beginning Balance	\$	16,133.90														
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	+	0.00														

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 **2019**

3.2.5 Subtractions from Fund (e.g., equipment replacement, major repairs - use description box 3.2.6.1 below*) - \$ 0.00

3.2.6 Ending Balance as of December 31st for CMAR Reporting Year \$ 16,133.90

All Sources: This ending balance should include all Equipment Replacement Funds whether held in a bank account(s), certificate(s) of deposit, etc.

3.2.6.1 Indicate adjustments, equipment purchases, and/or major repairs from 3.2.5 above.

3.3 What amount should be in your Replacement Fund? \$ 16,133.90

Please note: If you had a CFWP loan, this amount was originally based on the Financial Assistance Agreement (FAA) and should be regularly updated as needed. Further calculation instructions and an example can be found by clicking the SectionInstructions link under Info header in the left-side menu.

3.3.1 Is the December 31 Ending Balance in your Replacement Fund above, (#3.2.6) equal to, or greater than the amount that should be in it (#3.3)?

- Yes
- No

If No, please explain.

0

4. Future Planning

4.1 During the next ten years, will you be involved in formal planning for upgrading, rehabilitating, or new construction of your treatment facility or collection system?

- Yes - If Yes, please provide major project information, if not already listed below.
- No

Project #	Project Description	Estimated Cost	Approximate Construction Year
1	Grouting two manholes	2500	2020
2	Spot repair on sewer main. (a gasket is out of place.	5000	2020

5. Financial Management General Comments

ENERGY EFFICIENCY AND USE

6. Collection System

6.1 Energy Usage

6.1.1 Enter the monthly energy usage from the different energy sources:

COLLECTION SYSTEM PUMPAGE: Total Power Consumed

Number of Municipally Owned Pump/Lift Stations:

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

	Electricity Consumed (kWh)	Natural Gas Consumed (therms)
January	1,414	
February	1,189	
March	1,519	
April	1,579	
May	1,547	
June	1,932	
July	1,743	
August	1,942	
September	1,434	
October	2,209	
November	1,608	
December	1,392	
Total	19,508	0
Average	1,626	0

6.1.2 Comments:

6.2 Energy Related Processes and Equipment

6.2.1 Indicate equipment and practices utilized at your pump/lift stations (Check all that apply):

- Comminution or Screening
- Extended Shaft Pumps
- Flow Metering and Recording
- Pneumatic Pumping
- SCADA System
- Self-Priming Pumps
- Submersible Pumps
- Variable Speed Drives
- Other:

6.2.2 Comments:

6.3 Has an Energy Study been performed for your pump/lift stations?

- No
- Yes

Year:

By Whom:

Describe and Comment:

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 **2019**

6.4 Future Energy Related Equipment

6.4.1 What energy efficient equipment or practices do you have planned for the future for your pump/lift stations?

--

Total Points Generated	0
Score (100 - Total Points Generated)	100
Section Grade	A

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

Sanitary Sewer Collection Systems

1. Capacity, Management, Operation, and Maintenance (CMOM) Program

1.1 Do you have a CMOM program that is being implemented?

- Yes
- No

If No, explain:

1.2 Do you have a CMOM program that contains all the applicable components and items according to Wisc. Adm Code NR 210.23 (4)?

- Yes
- No (30 points)
- N/A

If No or N/A, explain:

1.3 Does your CMOM program contain the following components and items? (check the components and items that apply)

Goals [NR 210.23 (4)(a)]

Describe the major goals you had for your collection system last year:

Clean, maintain and monitor the whole sewer system throughout the year. fix and address any needs.

Did you accomplish them?

- Yes
- No

If No, explain:

Organization [NR 210.23 (4) (b)]

Does this chapter of your CMOM include:

- Organizational structure and positions (eg. organizational chart and position descriptions)
- Internal and external lines of communication responsibilities
- Person(s) responsible for reporting overflow events to the department and the public

Legal Authority [NR 210.23 (4) (c)]

What is the legally binding document that regulates the use of your sewer system?

Sewer Use Ordinance

If you have a Sewer Use Ordinance or other similar document, when was it last reviewed and revised? (MM/DD/YYYY) 2017-03-21

Does your sewer use ordinance or other legally binding document address the following:

- Private property inflow and infiltration
- New sewer and building sewer design, construction, installation, testing and inspection
- Rehabilitated sewer and lift station installation, testing and inspection
- Sewage flows satellite system and large private users are monitored and controlled, as necessary
- Fat, oil and grease control
- Enforcement procedures for sewer use non-compliance

Operation and Maintenance [NR 210.23 (4) (d)]

Does your operation and maintenance program and equipment include the following:

- Equipment and replacement part inventories
- Up-to-date sewer system map

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

- A management system (computer database and/or file system) for collection system information for O&M activities, investigation and rehabilitation
- A description of routine operation and maintenance activities (see question 2 below)
- Capacity assessment program
- Basement back assessment and correction
- Regular O&M training

Design and Performance Provisions [NR 210.23 (4) (e)]

What standards and procedures are established for the design, construction, and inspection of the sewer collection system, including building sewers and interceptor sewers on private property?

- State Plumbing Code, DNR NR 110 Standards and/or local Municipal Code Requirements
- Construction, Inspection, and Testing
- Others:

Overflow Emergency Response Plan [NR 210.23 (4) (f)]

Does your emergency response capability include:

- Responsible personnel communication procedures
- Response order, timing and clean-up
- Public notification protocols
- Training
- Emergency operation protocols and implementation procedures

Annual Self-Auditing of your CMOM Program [NR 210.23 (5)]

Special Studies Last Year (check only those that apply):

- Infiltration/Inflow (I/I) Analysis
- Sewer System Evaluation Survey (SSES)
- Sewer Evaluation and Capacity Management Plan (SECAP)
- Lift Station Evaluation Report
- Others:

0

2. Operation and Maintenance

2.1 Did your sanitary sewer collection system maintenance program include the following maintenance activities? Complete all that apply and indicate the amount maintained.

Cleaning	53	% of system/year
Root removal	10	% of system/year
Flow monitoring	0	% of system/year
Smoke testing	0	% of system/year
Sewer line televising	0	% of system/year
Manhole inspections	50	% of system/year
Lift station O&M	365	# per L.S./year
Manhole rehabilitation	2	% of manholes rehabbed
Mainline rehabilitation	0	% of sewer lines rehabbed
Private sewer inspections	0	% of system/year

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 **2019**

Private sewer I/I removal % of private services

River or water crossings % of pipe crossings evaluated or maintained

Please include additional comments about your sanitary sewer collection system below:

3. Performance Indicators

3.1 Provide the following collection system and flow information for the past year.

47.61	Total actual amount of precipitation last year in inches
29.75	Annual average precipitation (for your location)
9.38	Miles of sanitary sewer
2	Number of lift stations
0	Number of lift station failures
0	Number of sewer pipe failures
1	Number of basement backup occurrences
1	Number of complaints
.154	Average daily flow in MGD (if available)
6.896	Peak monthly flow in MGD (if available)
	Peak hourly flow in MGD (if available)

3.2 Performance ratios for the past year:

0.00	Lift station failures (failures/year)
0.00	Sewer pipe failures (pipe failures/sewer mile/yr)
0.00	Sanitary sewer overflows (number/sewer mile/yr)
0.11	Basement backups (number/sewer mile)
0.11	Complaints (number/sewer mile)
44.8	Peaking factor ratio (Peak Monthly:Annual Daily Avg)
0.0	Peaking factor ratio (Peak Hourly:Annual Daily Avg)

4. Overflows

LIST OF SANITARY SEWER (SSO) AND TREATMENT FACILITY (TFO) OVERFLOWS REPORTED **			
Date	Location	Cause	Estimated Volume (MG)
None reported			

** If there were any SSOs or TFOs that are not listed above, please contact the DNR and stop work on this section until corrected.

5. Infiltration / Inflow (I/I)

5.1 Was infiltration/inflow (I/I) significant in your community last year?

- Yes
- No

If Yes, please describe:

In 2019 we pumped approximately thirty two million gallons from our two wells. Our collection system handled fifty six million gallons in 2019.

5.2 Has infiltration/inflow and resultant high flows affected performance or created problems in your collection system, lift stations, or treatment plant at any time in the past year?

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

Yes

No

If Yes, please describe:

5.3 Explain any infiltration/inflow (I/I) changes this year from previous years:

I/I remains high, we will try and budget for extensive televising in 2021.

5.4 What is being done to address infiltration/inflow in your collection system?

We have a significant I/I problem. We are planning on grouting two manholes this year and repairing a gasket that is out of place in the sewer main. Also we will try and budget for extensive televising in 2021.

Total Points Generated	0
Score (100 - Total Points Generated)	100
Section Grade	A

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

Grading Summary

WPDES No: 0047341

SECTIONS	LETTER GRADE	GRADE POINTS	WEIGHTING FACTORS	SECTION POINTS
Financial	A	4	1	4
Collection	A	4	3	12
TOTALS			4	16
GRADE POINT AVERAGE (GPA) = 4.00				

Notes:

- A = Voluntary Range (Response Optional)
- B = Voluntary Range (Response Optional)
- C = Recommendation Range (Response Required)
- D = Action Range (Response Required)
- F = Action Range (Response Required)

Compliance Maintenance Annual Report

Black Earth Sewage Collection System

Last Updated: Reporting For:
6/22/2020 2019

Resolution or Owner's Statement

Name of Governing Body or Owner:	<input type="text" value="Village of Black Earth"/>
Date of Resolution or Action Taken:	<input type="text"/>
Resolution Number:	<input type="text"/>
Date of Submittal:	<input type="text"/>
ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO SPECIFIC CMAR SECTIONS (Optional for grade A or B. Required for grade C, D, or F):	
Financial Management: Grade = A	<input type="text"/>
Collection Systems: Grade = A (Regardless of grade, response required for Collection Systems if SSOs were reported)	<input type="text"/>
ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO THE OVERALL GRADE POINT AVERAGE AND ANY GENERAL COMMENTS (Optional for G.P.A. greater than or equal to 3.00, required for G.P.A. less than 3.00) G.P.A. = 4.00	
<input type="text"/>	



Village of Black Earth

1210 Mills St. * P.O. Box 347
BLACK EARTH, WI 53515

MEMO

Date: July 2, 2020

To: Village Board Members

From: Shellie Benish, WCMC

Re: Capital Borrowing

Hello,

After review of the projects identified by committees and board for Capital projects:

Cleary & Maple St.	\$270,000	(\$265k -Town & Country Eng. & \$5k Electrical)
Ford F550 replacement	\$70,000	(Truck plus box/equipment Quoted)
Village Hall Roof Replacement	<u>\$45,000</u>	(\$40,000 est. by Frey Construction)
TOTAL BORROWING	\$385,000	

I checked in with the following for interest on this amount:

Loan Term - Years	State Trust Fund	Bank of Prairie du Sac	State Bank of Cross Plains
3-5 Years	2.5%	2.6%	2.65%
6-10 Years	3%	2.8%	2.88%
11-20 Years	4%		2.98%

Ehler's, Village's financial advisors, recommended the State Trust versus open market due to rates. State Trust Fund for a 5 year term was favored.

In committee discussions, loan terms were not decided upon however, a short term was favored. Should the Village Board find the short term of interest, the State Trust Fund would be the lowest rate.

There is no prepayment penalties with any of the institutions above. It was expected the LRIP funds would be approximately \$48000 and the sale of the truck could be \$10000 to be applied towards the debt when received.



Village of Black Earth

1210 Mills St. * P.O. Box 347
BLACK EARTH, WI 53515

RESOLUTION #2020-03 Borrowing \$385,000 for Capital Projects

By the provisions set forth in Wisconsin State Statutes, the Village Board deems it necessary and in the best interest of the Village that, pursuant to the provisions of Section 67.12(12), Wisconsin Statutes, the sum of three hundred eighty five thousand dollars and no/100's (\$385,000) be borrowed for such purposes upon the terms and conditions hereinafter set forth:

THEREFORE, BE IT RESOLVED, that the Village of Black Earth, in the County of Dane, Wisconsin, borrows from the State Trust Fund Loan Program sum of three hundred eighty five thousand dollars and no/100's (\$385,000) for the purpose of Capital borrowing projects that include the following: Cleary & Maple Street project, replacement of Ford F550, replacement of roof on Village Hall Building located at 1210 Mills Street., Black Earth.

The loan is to be payable within 5 years from the date the loan is made. The loan will be repaid in annual installments with interest at the rate of 3% percent per annum from the date of making the loan and thereafter annually. No pre-payment penalties will be imposed should the Village pay loan in full prior to the 5 year term.

RESOLVED FURTHER, that no money obtained by the Village of Black Earth by such loan from the State Trust Fund Loan be applied or paid out for any purpose except the repayment of debt for Capital projects as identified above.

RESOLVED FURTHER, that the Village President and clerk of the Village of Black Earth, in the County of Dane, Wisconsin, are authorized and empowered, in the name of the Village to execute and deliver certificates of indebtedness, in such form as required for any sum of money that may be loaned to the village pursuant to this resolution. The Village and clerk of the Village will perform all necessary actions to fully carry out the provisions of this resolution.

RESOLVED FURTHER, that this preamble and this resolution and the aye and no vote by which they were adopted, be recorded, and that the clerk of this Village forward this certified record to the State Trust Fund Loan.

Passed this _____ day of _____, 2017.

VILLAGE OF BLACK EARTH

By: _____
Troy Esser, Village President

Attest: _____
Shellie Benish, WCMC – Administrator/Clerk/Treasurer



**VILLAGE OF BLACK EARTH
RESOLUTION No. 2020-04
Fluoride Treatment Advisory Referendum**

WHEREAS, The Village of Black Earth Public Works desires to discontinue the use of fluoride in the Village Water system; and

WHEREAS, the Village of Black Earth Board of Trustees recognizes the importance and impact of this decision in regards to the current and future residents of the Village; and

WHEREAS, the Village of Black Earth Board of Trustees supports open government and seeks the public's input.

NOW, THEREFORE, BE IT RESOLVED, that the following advisory referendum questions be placed on the November 3rd, 2020 General and Presidential Election ballot:

1. "Should the Village of Black Earth continue the use of fluoride treatment in the water system?"

Yes No

Passed and adopted this _____ day of _____, 2020.

VILLAGE OF BLACK EARTH

By: _____
Name: Troy Esser
Title: President

ATTEST:

By: _____
Name: Shellie Benish
Title: Village Clerk

VILLAGE OF BLACK EARTH - VILLAGE BOARD MEETING
Black Earth Municipal Building, 1210 Mills St.
Tuesday, June 2, 2020 6:30 p.m.

MINUTES

1. **Call Village Board meeting to Order/Roll Call.** Village President Esser called the meeting to order at 6:30 p. Upon roll call present: Esser, Kahl, Wahl, Coyle, Scott, and Hodson. One seat remains vacant. Also present: Admin. Benish, PWD Schultz, Elec. Super. Dilley, Brian Berquist from Town & Country Engineering, Library Director Shaffer. Quorum present.
2. **Pledge of Allegiance.** Recited.
3. **Proof of Posting:** A copy of the notice was delivered to the following on 05/29/2020 faxed to the Star News; posted at the Black Earth Municipal Building and Black Earth Post Office, posted on the Black Earth Web Page (www.blackearthwisconsin.com) and faxed for posting to the State Bank of Cross Plains – Black Earth Branch. Duly noticed.
4. **Public Comments.** (No longer than 3 minutes) No one present for public comment.
5. **Discussion/Action on Police Reports & Activities.** No one present to report.
Esser/Wahl motioned to table this item until July meeting. Motion approved.
6. **Discussion/Action on request from Shawn Stampfli-213 Osprey Lane, Red Hawk Subdivision on pool allowance outside covenant restrictions.** Request from home owners in Red Hawk subdivision to review pool allowance outside of covenant restrictions.
Esser/Kahl motioned to move this item to the Plan Commission to review. Motion approved.
7. **Discussion/Action on Gateway to Driftless appointment.** *Hodson/Wahl motioned to seat Scott to this committee appointment. Motion approved.*
8. **Discussion/Action on Community Park project.** Brian Berquist present from Town & Country Engineering to update Board on Park status. Nick Bubolz also present via phone. Block was touched up nicely, lintel replacement coming, landscaping work going on, electrical and plumbing inspections approved, Walk through scheduled for June 15th. Safety netting discussion and costs, contingency funds left of \$3-4k. Culvert shifting concern discussed and clarified.
9. **Discussion/Action on Street Projects.** Brian Berquist from Town & Country Engineering discussed 2 grants the Village currently has under the LRIP program and the DNR grants that can be available to the Village for street projects. Cleary St. and Maple St. have been on the Village radar to redo and with pricing/interest on loans pretty low at the moment, may be a good opportunity for the Village to consider getting them done. This would also help with inflow and infiltration problems on the sewer. Project estimate of \$265k plus \$3-5k in electrical work and includes engineering w/curb and gutter. Homeowners would be assessed for curb/gutter per Village Ordinance; grants are reimbursable after project. Timeline on LRIP is coming up for one of the grants. Village could include this project as part of the Capital borrowing being considered.
Esser/Hodson motioned to have Town & Country start engineering plans for proposed project on Cleary & Maple. Shellie to check on financing. Motion approved.
Esser/Wahl motioned to move item #12 up on the agenda. Motion approved.
10. **Discussion/Action on Parks opening due to COVID restrictions.** *Kahl/Hodson motioned to open bathrooms at this time. Allowed under Phase 2 stage in Dane County. Motion approved.*
11. **Discussion/Action on License Request:**
 - a. **Class A Liquor:** Kwik Trip, P & G Gas. *Wahl/Hodson motioned to approve all as presented. Approved.*
 - b. **Class B Liquor:** The Shack; BE Lanes; Macker Backer. *Wahl/Kahl motioned to approve all as presented. Approved.*
 - c. **Cigarette License:** Kwik Trip, P & G Gas. *Esser/Wahl motioned to approve all as presented. Motion approved.*
 - d. **Operators Licenses:** *Wahl/Kahl motioned to approve all as presented. Motion approved.*
 - i. **The Shack:** Debbie Allen (new); Brandon Weinberger; Joan Richter
 - ii. **P & G Gas:** Jagmit Pangli
 - iii. **Black Earth Lanes:** Bonnie Hering
 - iv. **Macker Backer LLC:** Rhea Helmenstine
 - v. **Kwik Trip:** Lauri Schroeder; Renee Adler; Bobby Sutter; Nicole Winkers; Angela Hamand; Adam Stucki; Johanna Geishirt; Destinee Schmidt; Jacob Pauley
12. **Discussion/Action on Electrical Substation proposal-Shawn Dilley present.** Shawn presented the need for

a study on backup power for the Village. Forester Electrical Engineering worked with the Village previously and is proposing to do a study for approximately \$5k. *Hodson/Wahl motioned to use existing Vanguard project funds for the study with Forester. Motion passed 5-1, majority.*

13. **Discussion/Action on Village Hall front door changes.** *Wahl/Hodson motioned to approve changing Village Hall front door locks to accommodate Chamber brochure racks in entryway. Village will pay for the lock changes, Chamber for the rack. Motion approved.*
14. **Consideration/motion to enter into closed session pursuant to Wis. Stats. 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.(Section 125 Plan Library personnel) (**Roll call vote**) *Esser/Hodson motioned to enter into closed session. Upon roll call: Kahl, Wahl, Coyle, Esser, Scott, and Hodson. Motion approved at 7:54 p.m.*
15. **Consideration/motion to arise from closed session.** *Wahl/Scott motioned to arise from closed session. Motion approved at 8:46 p.m.*
16. **Consideration/motion on action from closed session.** *Kahl/Hodson motioned to approve the Section 125 Plan for Library as presented. Motion approved.*
17. **Discussion/Action on consideration of a Section 125 Plan for Library.** *Not required due to closed session.*
18. **Discussion/Action on Weed Commissioner.** Hodson explained the need for a Weed Commissioner as outlined in Village Ordinance and discussed at Police Committee level. *Esser/Hodson motioned to appoint Public Works Director the Weed Commissioner. Motion approved.*
19. **Discussion/action on Committee Reports:**
 - a. Vanguard Commission (Esser): Met May 19, Vanguard staff is all back to work, Contract amendment work. Next meeting 7-21-20 at 6:30 pm
 - b. Black Earth Fire District. (Scott) Hasn't met. Meets next on 7-20-20
 - c. Dane-Iowa Wastewater Commission (Esser) Met on May 21. Comparison report = A; raises, budget, Employee insurance benefits discussed. Next meeting June 18, 2020 at 6:30 pm.
 - d. Economic Development Committee Report (Esser). Met on May 27. Literature rack at Village Hall discussed; developer discussion; Comprehensive Plan work continues. Next meeting June 17 at 6 p.m.
 - e. Emergency Management Committee (Hodson): Met on May 11. Roles approved, Operation Plan work continues, Emergency Plan work continues; generator discussion for budgeting. Next meeting June 8th at 6 p.m.
 - f. EMS Committee Report (Coyle): Next meeting July 9th at 7 pm.
 - g. Library Committee Report (Scott): Met on May 19th; next meeting questionable on date; Board changes with L. Colby taking President role, Friends of Library-grant for laptop, SLP, reinventing programs around COVID; COVID measures being discussed; Rogers celebrating 10 years; Hoopla/Kanopy digital issues; tabled budget item.
 - i. Library Director Report- Carolyn Shaffer: Left meeting prior to report.
 - h. Public Works Committee Report (Hodson) Met May 18th. Joint meeting with Parks Committee set for June 15th at Community Park; grants & streets discussed, electrical study with Forester; projects discussed-ditchwork; I-n-I for next year; sidewalk discussion; vehicle updates.
 - i. Public Works Director Report- Brian Schultz: tables ordered for Parks; trash bins ordered; old concession stand cleaned out; borrowed a chipper from Arena
 1. Truck Bids – Hallada recommended for an F550
 - i. Parks Committee Report (Wahl): Met on May 20th and discussed parks opening amid COVID; Community Park issues and extras; Lintel replacement discussion; hand dryers or towels. Next meeting joint with Public Works on June 15th.
 - j. Police Committee Report (Coyle): Met on May 26. Goals of committee; weed commission, ordinance discussion, Graduate parade discussion; time-off policy – no requirement of officers to notify Village of taking time off; citizen member at next meeting set for June 30th at 6 pm.
20. **Discussion/information/action regarding: Organizational Meeting minutes of April 21, 2020 and Village Board minutes of May 5, 2020.** *Wahl/Hodson motioned to approve minutes from both meetings. Motion approved.*
21. **Discussion/Action Treasurer's Reports April, 2020. Benish presented report.** *Esser/Scott motioned to table April report as the back side of reports were missing from packets. Motion approved. Benish to send full report.*
22. **Discussion/action on Invoices to be paid.** *Esser/Hodson motioned to approve invoices as presented with the exception of Premier Co-Op to be reviewed. Motion approved.*

23. **Any Other Business That May Be Brought before the Board on future agendas:** Fluoride referendum;
Village Board vacancy
24. **Meeting Announcements:** Village Board July 7, 6:30 p.m.
25. **Adjournment of Village Board Meeting.** *Esser/Kahl motioned to adjourn. Motion approved at 9:47 p.m.*

Respectfully Submitted,

A handwritten signature in cursive script, appearing to read "Shellie Benish".

Shellie Benish, WCMC
Administrator/Clerk/Treasurer