

# Town of Sullivan Sanitary District No. 1

## Meeting Minutes

Monday November 14, 2022 at 5:00pm

- I. Chairman Paul Goeglein called the meeting to order at 5:00 pm
- II. Attendance: Chairman Paul Goeglein, Commissioner Wayne Boos, Commissioner Ron Auerbach, and Clerk Bauer were all present.
- III. Approval of minutes: Wayne made a motion and Ron 2<sup>nd</sup> to approve the minutes from the regular October meeting, special meeting on 10/14, Public Budget Hearing and Special Meeting on 11/3. **MOTION CARRIED 3-0**
- IV. Financial Report: Clerk Dawn Bauer had the Financial Report along with a list of bills to pay to present to the Commissioners. Ron made a motion and Wayne 2<sup>nd</sup> to approve the report and the payment of the bills **MOTION CARRIED 3-0**
- V. Clerk Correspondence: NONE
- VI. Chairman Correspondence: Paul received an email from Nate that was forwarded from the DNR. It states that from Nov 10<sup>th</sup> through the 14<sup>th</sup>, the Town Sanitary District had a temporary bypass pump from the plant lift station shut off by the Contractors working at the plant and not returned to service at the end of the day. All was checked over by the DNR and Nate had to fill out a compliance report and everything was returned to normal working conditions.
- VII. Town & Country Engineering Report: Ben was not present
- VIII. Operators Report: Nate was not present. Dean from the Village was present.
- IX. New Business:
  - a. **Approval of Pay Request #19:** After looking at the pay request information, and discussion, Ron made a motion and Paul 2<sup>nd</sup> to pay the Commission for Pay Request 19. **MOTION CARRIED 3-0.**
  - b. **Verification of Oaths of Office:** Commission President, Paul Goeglein stated that all 3 Commissioners, and the Deputy Clerk/Secretary took, signed, and filed their Oaths of Office with the Town Clerk. Attorney Jared Smith stated that filing the Oaths of Office on the dates stated does not impact any prior action taken by the Commissioners. WI Supreme Courts have stated that any action taken prior to filing the Oaths are valid and cannot be attacked collaterally.
  - c. **Verification that Indemnity Bonds are not required for District officials:** Attorney Smith stated that WI Law does not require that Sanitary District officials execute indemnity bonds. WI Statutes 19.01(2) does not require that every WI official file an indemnity bond. Subchapter 9 in Chapter 60 governs the operation of the District. The District is not governed by the general Town statutes found elsewhere in Chapter 60. Chapter 60.772 states that the Sanitary District No.1 is a separate governmental body than the Town of Sullivan and is not governed by other subchapters in Chapter 60.
  - d. **Discussion of Public Comment as an agenda item at District Meetings:** Attorney Smith stated that according to WI law, Public Comment is not required for regular District meetings. It is not a time for the Board to answer questions, or respond. It is just a forum to hear concerns from citizens. Also, the agenda is set by the Chairman and the Clerk, so there are no requirements that a specific agenda item raised in Public Comment needs to be placed on the agenda.

- X. Old Business:
  - a. **2023 Budget has been adopted and Tax Levy has been approved:** Attorney Smith stated that if the Board wanted to, they could amend the budget in the future if they feel there may be additional costs in certain areas such as consulting and legal fees.
- XI. Public Comment: NONE
- XII. The next meeting will be Monday, December 12<sup>th</sup> at 5:00pm
- XIII. Wayne made a motion with Ron 2<sup>nd</sup> to adjourn the meeting at 5:37pm. ***MOTION CARRIED 3-0***

Respectfully submitted, Dawn Bauer, Clerk