

MISHICOT VILLAGE BOARD

Regular Meeting

May 5, 2020

The May 5, 2020 regular meeting of the Mishicot Village Board was called to order by President Samz at 7:00p.m. at the VFW. Roll call indicated Trustees Becker, Beranek, Franz, Haack, Kliment, and Samz. Chief Paul Granger and John Tulachka were also present. Guest present were Jeff Ribley, Calvin LaFlash, Brenda Yauger, Tiffany Graubner, and Judy Ferry.

President Samz led everyone in attendance in the Pledge of Allegiance.

A motion was made by Trustee Kliment to approve the April 21, 2020 meeting minutes with correction of date and also approval of the April 29, 2020 Board of Review minutes, seconded by Trustee Beranek. All in favor, motion carried.

Newly appointed Trustee Judy Ferry recited her Oath of Office. President Samz welcomed Trustee Ferry to the village board.

Calvin LaFlash a convicted sex offender that has served 15 years in prison in Michigan has requested to live in the village at 415 E Main Street to help care for his father Duayne LaFlash. The Village of Mishicot has an Ordinance prohibiting registered sex offenders to establish a temporary or permanent residence within areas that children regularly congregate in concentrated numbers, such as a playground, school, and or a dance academy. At this time Duayne LaFlash is residing in Texas. Trustee Ferry asked Calvin La Flash if he was currently employed and he is not working due to Covid 19. Tiffany Graubner who is Calvin LaFlash's fiancé spoke on behalf of Calvin LaFlash and stated that Duayne LaFlash will need 24 hour care when he returns to Mishicot as he needs help with his meals, medications, and assistance to get to his medical appointments. Trustee Beranek asked if Chief Granger could do an investigation. Chief Granger stated that the Mishicot Police Department has already had numerous contacts with Calvin LaFlash. In 2015 Chief Granger stated that he spoke with Duayne LaFlash as his son Calvin was preparing to be released from prison. Chief Granger made Duayne aware of the sex offender residency restriction at that time. Chief Granger was told that Duayne didn't actually plan on living there, only wanted to give the address to MI DOC before his release from prison. Chief Granger provided examples of contacts with Calvin LaFlash going back a couple of years and including their most recent contact a few weeks ago in which the Mishicot Police Department has arrested him for a felony. Chief Granger noted that Calvin has shown a pattern of being untruthful and obstructing officers on numerous occasions, including most recently this year. Chief Granger stated that by making an exception for Calvin LaFlash to live in a protected zone would go against the ordinance in place and cause a precedence. Tiffany Graubner made reference to obtaining court case files for the village board to review because she thinks he's innocent. Chief Granger advised that the board should not be determining innocence or guilt that is the courts responsibility, especially since there's already been a conviction and a full 15 year prison term served. Chief Granger's recommendation is that the village does not create a waiver for Calvin. The board did not take any action on this matter.

Jeff Ribley approached the board and President Samz asked him if the sign could be put on Washington Street by the lift station. Jeff Ribley agreed to the location. A motion was made by Trustee Haack to approve State Athletic Champion sign to be installed on village property on Washington Street and that the village or MAGIC would help pay a portion of the cost of the sign which will cost \$684.00, seconded by Trustee Franz. All in favor, motion carried. Jeff Ribley was instructed by President Samz to coordinate with John Tulachka to get sign installed.

Trustee Becker stated that due to Covid 19 that the MAGIC committee has not met in 2 months. No decision was made when the historical marker would be installed. Dedication for the historical marker will be delayed and may not happen until Pumpkin Fest. There has been no ambulance committee meetings due to Covid 19.

Chief Granger asked about Riverfest and Trustee Becker said that the Riverfest Committee has not met lately and that if Riverfest is held it would be the second weekend in August.

Trustee Kliment expressed that because of the Mishicot School District has suspended all activities on school premises until August 1, 2020, that the Mishicot 2020 Summer Concerts will need to find another location or not hold any concerts until after August 1, 2020.

Update was given on work that has been done on the building permit fees and no update was given on open records fees and further discussion will be held at the May 19, 2020 meeting.

East Church Street repairs have been almost completed and grass has been planted and covered by straw.

Room tax ordinance was discussed and the Village Trustees feel that if the 8% is charged and collected then it needs to be paid quarterly to the village.

There are no license applications.

President Samz introduced general fund claims in the amount of \$3,007.72, water utility fund claims in the amount of \$312.53 and sewer utility fund claims in the amount of \$830.27 for Board Action. A motion was made by Trustee Kliment to accept the claims as presented and posted, seconded by Trustee Beranek that claims totaling \$4,150.52 to be approved and the Treasurer to be authorized to issue the same. Roll call indicated as follows: Ayes -7; Nays-0; motion carried.

President Samz asked Trustee Ferry if she would be the Progress Lakeshore representative and she agreed.

President Samz reviewed all of the committee positions and made requests of the trustees to join committees to fill vacancies.

A motion was made by Trustee Beranek to approve and sign Certified Survey Map for parcel #035-404-001-001.00 thru parcel #035-404-029-004.00 and parcel # 035-402-007-001.00 and parcel #035-402-007-008.00 as an outlot, seconded by Trustee Franz. All in favor, motion carried.

John Tulachka discussed with the trustees about some damage done to W Samz Road by a local farmer that received approval from the Town of Mishicot but not the Village of Mishicot as weight signs are posted on W Samz Road. John Tulachka has contacted Manitowoc County

Highway Department and they will do repairs to W Samz road when they have County Road B resurfaced and the local farmer will pay half of the cost of repairs. John Tulachka is working on getting information to the local farmers of what road routes they can use when traveling in the Village of Mishicot and also would like the farmers to provide him with information of amounts of manure that are being applied to land within the Village of Mishicot so he can document application amounts per acre.

A motion was made by Trustee Haack to accept the engineering cost proposal of \$4,500.00 from Ruekert & Mielke for Washington Street overlay project, seconded by Trustee Beranek. Roll call indicated as follows: Ayes -7; Nays-0; motion carried.

A motion was made by Trustee Haack to accept the proposal from Northern Pipe, Inc. for \$25,795.00 to do sewer repairs and grouting and was seconded by Trustee Kliment. Roll call indicated as follows: Ayes -7; Nays-0; motion carried.

Estimate was received from Kintgen and Son Construction Inc. to replace Buchanan Street garage roof with asphalt shingles for \$5,620.00 or steel for \$6,940.00, discussion was tabled until the May 19, 2020 board meeting.

Motion was made by Trustee Kliment to adjourn at 8:32p.m., and seconded by Trustee Beranek. All in favor motion carried.

Respectfully Submitted by:



Carol Paider
Village Clerk