

**VANGUARD ELECTRIC COMMISSION AGENDA**  
**BLACK EARTH • MAZOMANIE**  
**6:30 PM • Tuesday • 5/19/2020**

- 1) Call to order
- 2) Roll call
  - Troy Esser—Black Earth
  - Rod Howard—Black Earth
  - Kyle Kepler—Mazomanie
  - Peter Huebner—Mazomanie
  - Gary Harrop—Mazomanie
  - Mike Krawczyk—Citizen at Large
- 3) Proof of posting (Village of Black Earth, Village of Mazomanie, Star News)
- 4) Approval of minutes
- 5) Financial Report
- 6) Discussion/Action—Superintendent’s Report
- 7) Discussion/Action—Amendment to Intermunicipal Agreement
- 8) Items for discussion at next meeting
- 9) Set date of next Vanguard Electric Commission Meeting
- 10) Adjourn

**PLEASE NOTE:** This meeting will be conducted remotely via Webex; those who wish to attend can do so via computer or phone. If you do not have access to a computer or phone, please call 608-767-2561 at least 24 hours before the meeting time so that accommodations can be made.

*To join by computer:*

<https://lcaminiti.my.webex.com/lcaminiti.my/j.php?MTID=mb2856c371c4901af4bf0d11623ce8934>

Meeting number (access code): 959 725 910

Meeting password: CjBSYtxU433

*To join by phone:*

+1-650-215-5226 United States Toll

Meeting number (access code): 959 725 910

Meeting password: 25279898

Vanguard Electric Commission  
Peter Huebner, President

Dated: 5/15/20

## VANGUARD ELECTRIC COMMISSION

### BLACK EARTH • MAZOMANIE

Held remotely via Webex

May 19, 2020 6:30 p.m.

### MINUTES

1. **Call to Order:** Vanguard Electric Commission President Peter Huebner called the meeting to order at 6:36 p.m.
2. **Roll Call:** Those in attendance upon roll call were Troy Esser, Rod Howard, Kyle Kepler, Peter Huebner, Gary Harrop, Mike Krawczyk. Mitch Hodson was also present as the new Black Earth member taking Tom Parrell's position. There was a quorum.
3. **Proof of Posting:** A copy of the notice was posted May 15, 2020 to the Village of Mazomanie and the Village of Black Earth. It was also transmitted to Star News.
4. **Approval of Minutes dated March 31, 2020:** *Motion by Harrop/Esser to approve March minutes. Motion passed.*
5. **Financial Report:** Bank sweep accounts were set up in April—two new accounts on balance sheet. Received first payment of RESCO capital credits issued in 2011. Net loss for April due to minimal vehicle hours charged out. Also, interest income dropped significantly.
6. **Discussion/Action—Superintendent's Report:** Cardinal and Plastic Ingenuity projects underway. Waiting for material, but still on track with timeframes. Some new customer work. Overhead to underground conversions in Black Earth on Mickelson and Reeve Rd. Looking at back feed options in Black Earth. Guys went through required flagger training. Zak Bloom will be doing year-end review soon. Significant decrease in comp time since 2017.
7. **Discussion/Action—Amendment to Intermunicipal Agreement:** Of the 4 parts to the original amendment, Mazo approved all four, and Black Earth approved parts 1-3. Concern in Black Earth over having a non-elected individual (village administrator) serve on the Commission. A revised 6<sup>th</sup> amendment was drafted, omitting Part 4. *Motion by Krawczyk/Esser to approve the revised 6<sup>th</sup> amendment and send back to both villages for approval. Motion passed.*

Discussion on Part 4 of the original amendment. Mazo will do some restructuring of personnel in order to comply with the agreement, so no amendment is needed.
8. **Items for discussion at the next meeting:** None
9. **Set date of next Vanguard Electric Commission Meeting:** July 21 at 6:30 p.m., via Webex or in Black Earth.
10. **Adjourn:** *Kepler, Krawczyk motion to adjourn. Motion passed.*

**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 \_\_\_\_\_.

Last paragraph of proposed 6<sup>th</sup> amendment:

Section 3.1.1 of the First Amendment, falling under part two (2), and titled "Appointments," is amended (1) to correct the names of the utility committees for both villages, and (2) to allow the Village President to designate the Village Administrator to serve on the Commission in his or her stead. To accomplish these changes, Section 3.1.1 of the Commission Agreement shall be replaced with the following:

- 3.1.1 Appointments. The Vanguard Commission shall have a total of seven (7) members. The Chair of the Mazomanie Utility Commission (or his or her designee from the Mazomanie Utility Commission), the Village President of Mazomanie (or his or her designee from the Village Board, or the Village Administrator), a citizen appointed by the Mazomanie Village Board, the Chair of the Black Earth Public Works and Utility Committee (or his or her designee from the Black Earth Public Works and Utility Committee), the Village President of Black Earth (or his or her designee from the Village Board, or the Village Administrator), and a citizen appointed by the Black Earth Village Board shall be appointed to the Vanguard Commission. Appointments meeting these criteria shall be made and confirmed by the respective Village Boards in the same manner as each Village makes appointments to other standing committees. The six commissioners thus appointed shall, by majority vote, appoint and approve an additional at-large commission member who shall be a resident of one of the Villages. The residency of the at-large commission member may alternate from one Village to the other every two (2) years.