

**RESOLUTION 15-08**  
**DUTIES AND AUTHORITY OF UTILITY DISTRICT**

**WHEREAS**, pursuant to Wis. Stats. Sec. 66.0827, upon due notice, a hearing was held before the Town Board of the Town of Liberty Grove, Wisconsin on November 5, 2008, regarding creating a Utility District; and,

**WHEREAS**, the Town Board at that hearing heard public comment regarding the establishment of such Utility District, and reviewed information and advice regarding the establishment of such Utility District by Town Staff and consultants, and thereupon adopted a Resolution creating Utility District No. 1 of the Town of Liberty Grove; and,

**WHEREAS**, the authority of utility districts in Wisconsin is not specifically defined in the law, and it was and is the intent of the Town Board that the Utility District Commissioners have certain specific authority and powers, and that to the extent powers have not been specifically granted to the Utility District Commissioners it is the intent of the Town Board that they have no such powers; and,

**WHEREAS**, it was and is the intent of the Town Board that the Utility District administer the special needs arising from the provision of utility services within the Utility District resulting from the fact that the area of the Town lying within the Utility District is serviced by sewer and water lines;

**NOW THEREFORE, IT IS HEREBY RESOLVED** by the Town Board of the Town of Liberty Grove, Wisconsin, that the Commissioners of Utility District No. 1 of the Town of Liberty Grove shall have the following duties and authority within the Utility District:

1. To prepare a budget for the Utility District, and recommendations for the assessment and imposition of fees and taxes within the Utility District, and to submit them to the Town Board for approval.
2. Meet at a minimum quarterly to administer the District affairs.
3. Pay bills related to the maintenance and repair of utility improvements within the Utility District, and maintain books and records regarding the receipt and payment of funds by the Utility District.
4. To open and maintain bank accounts for the preservation and payment of funds to be devoted to maintaining and repairing utility improvements with the Utility District.
5. To enter into construction contracts as may be necessary for the maintenance and repairing of utility improvements within the Utility District, and as necessary to allow access to such improvements by properties within the Utility District.
6. To provide advice and recommendations to the Commission of the Town of Liberty Grove Sanitary District No. 1 and the Town Board concerning the provision of utility services within the Town and regarding agreements between the Sanitary District and the Town Board and the Village of Sister Bay related thereto.
7. To have such other duties and authority as may in the future be expressly granted by the Town Board by Resolution.
8. A Utility District representative shall attend each Liberty Grove Sanitary District meeting.

Motion to approve: Ann Miller      Second: Robert Tidball

Vote: Aye: 3 Nay: 0 Absent: 2

Dated this 3rd day of December, 2008

*I Walter L. Kalms, Clerk/Administrator for the Town of Liberty Grove, hereby certify that the foregoing resolution was duly adopted at a properly noticed meeting of the supervisors of the Town of Liberty Grove on December 3, 2008.*

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*Walter L. Kalms*

