



Minutes of the Special Board Meeting and Public Hearing
November 26, 2019, 6:00 PM
Held at Maple Lake Township Hall

The special meeting of the Maple Lake Township Board was called to order by Chairman Tom Neumann at 6:00 PM.

Supervisors Greg Gindele and Ron Wolff, Treasurer Judy Neumann, Clerk Orin Manuel were present. Others Present: Mike Couri, Township Attorney and Mr. Gerald Gapinski, Township Maintenance

At the October 15, 2019 regular meeting a request was made of the Township to perform maintenance on Culver Avenue NW by adding some gravel and smoothing out the road surface. The Township Board had discussions about whether Culver Avenue NW was a road maintained by the Township. The Township attorney advised the Board that adding gravel to the road would put the Township in the position of having to maintain the road going forward. The Township attorney also advised that a constructive abandonment of the road would exist if it has not been maintained by the Township for 25 years. A motion was made by Neumann, seconded by Wolff to not provide maintenance to Culver Avenue NW as the Township historically has not maintained the road. Motion carried 3 to 0.

Heard from the Township attorney regarding a claim filed by the Mr. Gapinski, Township Maintenance for back overtime pay. The Township attorney advised the Board that there is a two-year statute of limitation for employment claims and stipulated that overtime needs to be calculated based on a 40-hour work week. The Township attorney advised the Board to compromise on the claim submitted by Mr. Gapinski. The Township attorney noted that if a compromise was obtained between Mr. Gapinski and the Township, it would settle all claims and contains a provision that neither side can speak negatively regarding the claim or the settlement. Wanting to bring an end to the claim, the Board began negotiations with Mr. Gapinski to settle the claim for back overtime. A motion was made by Neumann and seconded by Gindele to approve the Release of Claim Agreement with Mr. Gapinski for \$45,000 and to authorize the Township Clerk to issue payment to Mr. Gapinski upon the expiration of the revocation clause on December 12, 2019. Motion carried 3 to 0.

As no additional business was scheduled for the Special Meeting, a motion was offered by Supervisor Wolff and seconded by Gindele to adjourn the meeting at 7:47 PM. Motion carried 3 to 0.

Attest,

/s/ Orin M. Manuel
Orin M. Manuel
Clerk, Maple Lake Township

/s/ Thomas Neumann
Thomas Neumann
Board Chairman, Maple Lake Township