

REGULAR SPOONER CITY COUNCIL AGENDA

March 2, 2010

5:00 PM

1. **CALL MEETING TO ORDER;** Called to order by Daryl Gabriel in Mayor Cuskey's absence.
2. **ROLL CALL;** Basgall, Dohm, Everroad, Dunn, Gabriel, Mortier, Schluter, Stelter, Cuskey present.
Absent: 0
3. **PLEDGE OF ALLEGIANCE;**
4. **PUBLIC COMMENTARY;**
The local IRPC leases property from City of Spooner Dohm noted that he was at an NRA state convention & IRPC received a \$9,000 grant from NRA.
5. **Mayor's Comments;**
 - a. **National Guard Deployment, March 8, 2010, 10:45 AM.** About 100 National Guard will be parading through town on March 8th. Invited a crowd for send off.
 - b. **Centennial Year.** Everroad –whole year will be celebration. Kick it off in April 24th with picnic in City Hall parking lot.
 - c. **DNR has gotten the approval to build their \$4.9 million building**
6. **Approval of Agenda;**
Motion (Mortier/Schluter) to approve the agenda. Passed.
7. **CONSENT AGENDA:**
All items listed with an asterisk (*) are considered routine & will be enacted by one motion. There will be no separate discussion of items unless Council member requests item to be removed.
 - a) *Accept Minutes from February 2, 2010 Regular Council Meeting;
 - b) *Accept Finance Committee Recommendation to approve payables February 1-28, 2010;
 - c) *Accept Finance Committee Recommendation to adopt Resolution 10-02, 03/02/10, Resolution opposing state mandated change from municipal to county assessment;
 - d) *Accept Finance Committee Recommendation to adopt Resolution 10-03, Resolution to Support Repeal of ACT 28 of 2009, Requiring Maintenance of Effort for Emergency Services;
 - e) *Accept Municipal Operations Recommendation to grant exclusive use of Front Street parking lot to Spooner Farmers Market based on review of revised rules;
 - f) *Accept Municipal Operations Recommendation to proceed with College Street relocation project south of Elm Street - Estimated cost \$25,000;
 - g) *Accept Municipal Operations Recommendation to adopt Resolution 10-04, 03/02/10, Resolution to support the establishment of Northland Drive at grade crossing with Wis. Great Northern Railroad & concurrent abandonment of Rustic Lane Crossing;
 - h) *Approve Municipal Operations Committee Recommendation to accept low bids for Centennial Park Renovation
 - i. Contract 1:CDD Construction, Hayward, WI Base Bid Labor \$20,151 add Alternates \$9,604, Total \$29,755;
 - ii. Contract 2 Lucas Electric, Osceola, WI Base Bid Labor \$9,042.70; City to direct purchase materials estimated at \$47,233.84;
 - i) *Approve Municipal Operations Committee to Pass Resolution 10-05, 03/02/10 , Final Resolution Authorizing Public Improvements & Levying Special Assessments Against Benefited Property in Spooner, WI ;
 - i. Oak St - south side curb & gutter - Summit to High
 - ii. Benjamin St - sanitary sewer, watermain - curb & gutter - Smith to Rusk
 - j) *Approve Safety & License Recommendation to Adopt Resolution 10-06, 03/02/10, Resolution to Amend Section 46-31 (4)(a) Municipal Code of Ordinances;
 - k) *Approve Safety & License Recommendation to Approve Operator's License for Amy E. Rohloff - March 2, 2010 - June 30, 2011;
 - l) *Approve Personnel Committee Recommendation to Ratify Contract with AFSCME, 2-year contract, 3% increase January 1, 2010 2% January 1, 2011, 1% July 1, 2011, Change Job Titles for Administrative Assistants to Administrative Assistant/Deputy Clerk-Treasurer;
 - m) *Approve Personnel Committee Recommendation to deny request to reimburse for prescription safety glasses;
 - n) *Approve Personnel Committee Recommendation to accept resignation of Kelly Cable as Street Superintendent effective May 1, 2010;
 - o) *Approve Personnel Committee Recommendation to appoint Scott Thompson as interim Street Superintendent, beginning March 8, 2010 until May 1, 2010 to appoint as Street Superintendent with 180-day probationary period beginning May 1, 2010, salary to change March 8, 2010;

- p) *Approve Personnel Committee Recommendation to offer Equipment Operator 2 position to Mark Christman at 80% of the journeyman rate pending pre-employment physical and drug screen beginning April 5, 2010;
- q) *Approve Property Planning & Development Committee Recommendation to allow creation of Green Space in parking area at Canoe Museum;
- r) *Approve Plan Commission Recommendation to adopt Resolution 10-07, 03/02/10, A Resolution to Create Division 12 of Article III, Chapter 86 of the City Ordinance Creating and Adult Entertainment Zoning District;
- s) *Approve Plan Commission Recommendation to adopt Resolution 10-08, 03/02/10, A Resolution to Amend Section 86-768 of the City Ordinance (Political Signs);
- t) *Approve Plan Commission Recommendation to Create Article X of Chapter 86 Exterior Lighting Ordinance;

Dunn pulled j, s, r & t. Stelter pulled e.

Motion (Mortier/Dohm) to approve the remainder of consent agenda (items a through i, k through q). Passed.

Item e. Stelter asked to move farmers market item back to committee because there is talk that the Chamber has ideas & may run it.

Motion (Stelter/Basgall) to move review of farmers market back to committee. Passed.

Joann Martin was sponsored by Dunn to speak on farmers market. Martin has spoken with Van sluyts & is not sure what problem is with City.

Item J - Dunn would like it to be further explained. Marx walked through some of changes. There was a paragraph that allowed City to waive open container outside. This was changed to reflect state law. Also added a statement of findings of fact describing that we are doing this to come into compliance.

Motion (Schluter/Stelter) to approve item j. Passed.

Item r. Language that discusses some magazines would not be allowed. Take out wording on offered & replace with regularly featured & other language changes.

Motion (Everroad/Schluter) to approve item r. Passed. (one opposed)

Item s. Sign size is t issue & time political signs are left out. This is also to comply with state statutes. Not tied to a specific election.

Motion (Dohm/Mortier) to approve item s on political sign size & time. Passed.

Item t. Plan Commission has been working on lighting in City for at least 2 years. There has been a joint meeting with council along with a professor regarding dark sky. Discussed cut off of lights, to allow some dispersion out. Existing properties will have 10 years to come into compliance – Commercial & Residential. Some commercial lighting may have to be extinguished after 11:00. Other lighting may have to be changed out; light must stay on premises.

Schluter noted City was replacing lights as they are changed out for repair.

Motion (Schluter/Dunn) to approve t. Passed. (one opposed)

8. **DISCUSSION/ACTION ITEMS:**

- a) Finance recommendation to fund city portion of local share of TE (trail) project from fund balance if funds (currently estimated at \$45,000) are required in 2010 & to budget for funds remaining in 2011;

This will be taken from fund balance if it is done in 2010 or budget for it if it is in 2011.

Motion (Dunn/Schluter) to approve local share from fund balance in 2010 or budget for 2011. Passed. (one opposed)

Dohm noted that he is receiving many calls of concern. There are many questions not answered, like who will maintain etc. People are quite upset about trail. It will be bid out in Madison. But also thinks this money will be a great asset for City & also understands can't designate where money can be spent. Snow removal is one issue.

- b) Finance recommendation to fund Centennial Park renovation at \$87,300 with \$40,000 from fund balance & \$47,300 from Park Capital Outlay Budget;

Dunn addressed this issue. She likes that \$40,000 is coming from fund balance & that is a good use for fund balance, as it is a one time expense.

Motion (Dunn/Stelter) to approve \$40,000 come from fund balance. Passed. (one opposed)

- c) Accept Finance Committee Recommendation to share cost (\$11,000) of recent loss of server & data recovery equally between city, water, electric and sewer;
- Dunn discussed this item. Costs will be shared equally between four entities, City, Electric, Water & Sewer.

Marx contacted City's insurance carrier. City has a boiler policy that covers equipment loss. There may be some money to be recouped.

Motion (Mortier/Everroad) to approve payment of server & data loss/recovery to be split equally between City, Electric, Water & Sewer. Passed.

- d) Accept Personnel Committee Recommendation to amend Article II of 2008-2010 Agreement between City of Spooner & IBEW Local 953 (Street Department) by adding classification Lead Equipment Operator;
Lead Equipment Operator was added to Utility Department, but not for Street Department. Good to have in place. There is a better line of authority in place with this plan.
Motion (Mortier/Schluter) to amend Article II of the 2008-2010 Agreement between City of Spooner & IBEW Local 953 (Street Department) by adding classification Lead Equipment Operator. Passed.
Motion (Mortier/Dohm) to appoint John Scalzo Lead Equipment Operator as of March 8, 2010. Passed.
- e) Consider Change in Interest Rate Charged for Special Assessments;
Item I & public hearing for special assessments on Oak Street & Benjamin Street. Hearing was well attended. Municipal Operations approved resolution for special assessment. Interest has been 18% & was lowered to 12%. People can normally borrow for less at banks. But some people can't get a loan & therefore it creates a hardship. Looking at 8%.
Motion (Basgall/Mortier) to change rate to 8%. Passed.
- f) Ratify Clerk/Treasurers Appointment of Krista J. Lyons & Pati Parker as Deputy Clerk-Treasurer's;
City ordinance says the Clerk can appoint Deputy's with approval of council.
Motion (Schluter/Dohm) to approve appointment of Lyons & Parker as Deputy Clerk/Treasurer. Passed.
- g) Resolution # 10-09, 03/02/10, Resolution to Support Construction of a Watermain Loop & Well 6 in Tax Increment District Four;
A request to Sen. Obey's office to fund a watermain loop. Marx has met with Obey's representative & they have requested a resolution to show office City is in agreement with project.
\$900,000 project. Stag program 55%/45% local. \$495,000 would be federal money. Loop would be first if only get partial money. Also have applied through Safe Drinking Fund. Marx spoke with DNR today & City may be qualified for some of this funding. Together City may be able to do some of these projects. Our request will be on congressman's website to show transparency.
Motion (Basgall/Mortier) to approve Resolution 10-09, 03/02/10. Passed.
10. **STAFF REPORTS/COMMENTS/REQUESTS:**
- a) Financial Report February;
Motion (Basgall/Mortier) to approve January financial report. Passed.
- b) Chief's Report - incidents during February 2010;
Chief Andrea reported on police department. New patrol car is nearly completed. Swearing in ceremony at last council was a good thing. New digital radios are nearly setup. The federal government is requiring this change. Officers began in-service training. Officer Carol did a good job with a search warrant & took children out of a bad situation. 980 calls. Old car will go out to auction.
- c) BID Report;
Centennial Park has already been discussed. More banners this summer. Planning for flowers & expanding them up & down River Street.
11. **ADJOURNMENT:**
Motion (Mortier/Everroad) to adjourn. Passed. Meeting adjourned at 5:58 p.m.

ATTEST:

Debbie Koehn

Daryl Gabriel