

**MINUTES OF A REGULAR MEETING OF THE COMMON COUNCIL
OF THE CITY OF FENNIMORE, GRANT COUNTY, WISCONSIN
HELD ON MONDAY, AUGUST 13, 2018**

This meeting was called to order by Mayor Ryan Boebel at 6:03 p.m.

Roll call was taken with the following alderpersons answering present: Ashley Walker, Jonah Roth, Jessie Strack, Dave Streif, Jeff Hagen, Pete Adam, and Greg Ashmore. Sara Brodt was absent. Others Present were: DPW Dennis Biddick, Clerk Misty Molzof, and Fennimore Times Editor Erin Martin, David Stenner, Ann Stenner, Jeff Jackson, Tom Chappell, Tony Bausch, Matthew Baute, and Dr. Eric Stader.

Agenda: Proof in the form of a certificate of public notice given as required by Section 19.84, Wis. Stats., as to the holding of this meeting, was presented by the Clerk. Motion by Streif, second by Strack to approve the proof of posting and agenda. Carried 7-0.

Public Hearing regarding proposed amendments to Chapter 19 of the Municipal Code regarding zoning: Mayor Boebel opened the Public Hearing at 6:04 pm and asked if anyone present would like to speak regarding the proposed amendments to Chapter 19. There was no citizens present who wished to speak regarding the proposed amendments to Chapter 19 regarding swimming pools and conditional use. Mayor Boebel closed the public hearing at 6:06 pm.

Consent agenda.

Operator's License(s): Motion by Streif, second by Adam to approve operator license for Bobby Jo Rodenberg and Shannon Nugent. Carried 7-0.

Food in Auditorium: Motion by Hagen, second by Strack to approve request from Kwik Trip, Inc. for Food in Gym on August 16, 2018 for employee meeting. Carried 7-0.

Facility Use Agreement: Request received for Swimming Pool Facility Use Agreement (Not-for-Profit) for fundraising event on August 24, 2018, "Create to Educate". No Action necessary, no action taken.

Minutes (7/23/2018). Motion by Ashmore, second by Walker to approve the July 23, 2018 regular meeting minutes as presented. Carried 7-0.

Comments for pre-registered citizens. None.

Semi-Monthly Claims: Streif, member of Finance and Progress Committee presented total claims of \$548,073.25, including City general fund - \$149,557.07; Electric and Water Utility - \$188,400.43; Wastewater - \$210,115.75; and 8/3/2018 payroll \$66,284.77, including City general fund - \$44,945.91; Electric and Water Utility - \$15,214.96; Wastewater - \$6,123.90. Motion by Streif to approve claims as presented, second by Strack. Upon roll call vote, all alderpersons present voted aye. Carried 7-0.

CDBG – TIF Project claims: Streif, member of Finance and Progress Committee presented CDBG claims of \$1,083.75. Motion by Streif to approve claims as presented, second by Strack. Upon roll call vote, all alderpersons present voted aye. Carried 7-0.

Committee reports.

Personnel & Administrative Committee (8/13/2018). Adam reported that this committee just met and discussed excess funds paid by FEMA that the city just received. The city paid the wages as they would

have been paid under our rate structure, and are now making that employee whole.

Unfinished business from previous meeting(s).

Update on Cardboard Recycling Truck. Biddick reported that it is difficult to find a truck. He has had Barry and Mike assisting him with finding a truck, and in order to get a truck the appropriate size and new enough to get parts for, we are going to have to search outside of 450 mile radius of Fennimore. Boebel asked about using a fire truck chassis, and Biddick reported that the box is rusted out as well and needs to be replaced. Biddick stated that he can find trucks for \$60,000 but not at the \$25-40,000 within 450 mile radius, and that will cost us additional monies for travel and time. Streif asked if the truck leaves town, and Biddick stated that it does not. Ashmore stated that time is of the essence and that we need to pursue quickly because of the condition of our truck. Council was agreeable to sending an employee to look at trucks outside. Council agreed that the sooner the better. No action taken.

New business.

Right-of-way encroachment request from High Point Family Medicine. Biddick reported that we have had several conversations with Attorney Eileen Brownlee; Building Inspector, Dennis Hampton; and Clerk, Misty Molzof regarding the proper process, and it is recommended that the Council approve the request; however, the attorney suggested that Council approve the concept and require final approval before permit is issued. Stader stated that Hi-Point rents the building and Grant Regional owns the building and the reason for the request is because the front stoop is falling away from the building, the sidewalk is in rough shape, it is not handicap accessible by today's code, and it needs to be redone for compliance and the safety of the patients. Stader is wondering if the Council is open to the idea of moving forward with these plans that will result in an encroachment into city right-of-way. Biddick stated that current encroachment is 11.5" and with the buildout, it would end up a 20" encroachment. Biddick stated that the West side is an inch or two off of property line, but the East side has about 3'. Bausch stated there will be no encroachment to the East, but the West will be encroaching. Biddick stated that option #1 is to rebuild as is, and Option #2 is to allow encroachment as presented so that they can build ramp to meet handicap accessible requirements. Strack asked if the pharmacy is ok with it. Bausch stated that John Wells owns the building and he is ok with the proposal. Biddick stated that they would actually widen the sidewalk to the curb and get rid of the grass. Motion by Streif to approve the concept plan as presented; however, requires final plans to be brought back to council before permit is issued, second by Adam. Carried 7-0.

Wayfaring Signs Group to use City of Fennimore as submitter/designee for Fennimore Area Foundation Grant request. Walker stated that she has been in discussion with Adam about grant funds, and is wondering if the Wayfaring Signs group can use the City of Fennimore as their non-profit requestor for the grant funding. Boebel stated that these signs will be of benefit to the city and our residents. Motion by Adam to approve using City of Fennimore as the requestor/designee for the grant, second by Hagen. Carried 7-0.

Ordinance #2018-07 to amend Chapter 19 of the Municipal Code pertaining to conditional uses and swimming pools. Motion by Adam to approve Ordinance #2018-07 amending Chapter 19 of the Municipal Code of the City of Fennimore, Grant County, Wisconsin, pertaining to conditional uses and swimming pools, second by Streif. Upon roll call vote, all members present voted aye, carried 7-0.

2018 Street and Utility Improvement Contract #1-#4 Bids. Biddick reported that the bids are attached with some alternates in an attempt to find the best solution and the cheapest cost and are detailed in the memo under each contract. The 12' Sewer main that runs down Madison Street is a 12' clay tile interceptor main that needs to be replaced and is causing the project to go over budget. Biddick stated that the option of paving 4th street with concrete would add \$35,000 to the budget and without we are already over. Biddick recommends to go with Milestone and pick up materials with our city crews. Biddick reported that we

could do thin overlay on a couple of streets. Underground includes stripping of asphalt off of streets as part of the contract. Biddick stated that they mill off the outer 4' about ¾" and then apply a 1" overlay, which saves about \$10,000 and extends the street life. Streif stated that if it works out, we should look at this for other streets in the city that are less traveled. The addition of the 400' of sanitary sewer on Madison Street that was not originally planned for caused increases in the bids that will put us over budget. Biddick stated that there is about \$423,000 in collection system fund in the Wastewater that we could use to cover some of the sewer main replacement. Adam moved to approve the recommended base bids – Contract #1-Lawinger @ \$42,935.00, Contract #2-Milestone @ \$35,400.00, Contract #3-Iverson @ \$91,163.00, Contract #4-G-Pro Excavating @ \$130,055.00, second by Walker. Upon roll call vote, all members present voted aye, Carried 7-0.

2018 Street and Utility Improvement Material Quotes. Biddick stated that we have bid materials separate from the contracts for the last several years and has saved us from overpaying by purchasing direct rather than through the contractor. Deadline was 2:00 pm last Friday, and Core & Main was received at 3:30 pm. Council has the right to waive the deadline and accept the low bid, or to reject the bid for not meeting the deadline. Streif asked who we usually use, and Biddick stated that we have used all three; however, Core & Main, formerly HD Supply has been used the last couple. Hagen moved to award bid to First Supply @ \$20,299.98 and County Materials @ \$2,939.50, second by Streif. Upon roll call vote, all members present voted aye, Carried 7-0.

Petition of Appropriation for the Improvement of a Highway (County Aid Petition for 2019 Project). Biddick stated that this is an annual request for \$2,000.00 from the county for highway aid. Motion by Streif, second by Adam to proceed with the petition of appropriation for the Improvement of Highway Aid. Carried 7-0.

Comments and suggestions from citizens present.

1. David Stenner sent a letter regarding the property at 13th and Jackson. The police department is there a lot and there is a child sex offender living at this property. There is a daycare on this block. WI ABK6083 is the license number. Can BB guns, pellet guns and 22's be fired in the City of Fennimore? If so, please change this ordinance. On the corner of 12th and Jackson, there are unlicensed vehicles. If there is no ordinance, can you please pursue enacting one. Thank you for listening and please come see the neighborhood. Dave Stenner submitted photos for the councils viewing.
2. Ann Stenner stated that a lot of us grew up poor, but we stayed clean and respectful. Slum landlords and police department are adding to the drug problem in Fennimore. There has been nothing done after multiple calls and no one gets back to them. She is frightened because of the actions of these neighbors.
3. Boebel stated that over the last few years there has been some housekeeping with violations and unfortunately we cannot take care of everything at one time. Boebel will continue to discuss with the police and make sure that the violations are being addressed. Boebel referenced Chapter 17 of the public nuisance code and discussed the 72-hour rule and misconception. Boebel stated that we will look at the ordinance and state law.
4. Roth stated that according to the website, there is a sex offender living at 1325 Jackson Street.
5. Jeff Jackson asked about the ATV/UTV ordinance and if they have to be licensed. Boebel stated that we adopted state statute and ATV/UTV's have to comply with DNR regulations.

MEUW Mutual Aid Agreement and employee compensation.

Consideration of and action on adjourning to closed session as authorized by Wis. Stats. 19.85(1)(c) for the

purpose stated in agenda item #11(f). Motion by Streif, second by Roth to adjourn to closed session per Wis. Stats. 19.85(1)(c) to discuss employee compensation at 7:15 pm. Upon roll call vote, all members present voted aye, Carried 7-0.

Adjourned to closed session at 7:15 p.m.

Motion by Roth, second by Adam to return to open session at 7:19 pm. Upon roll call vote, all members present voted aye, Carried 7-0.

Return to open session at 7:19 pm.

Action, if any on closed session matter(s).

Motion by Adam to recommend to Council to pay Gary Smith all of the proceeds over the expenses incurred that we received from FEMA, second by Streif. Upon roll call vote, all members present voted aye, Carried 7-0.

Communications and recommendations of the Mayor.

Motion by Boebel, second by Streif to adjourn at 7:20 p.m. Carried 7-0.

This meeting was adjourned at approx. 7:20 p.m.



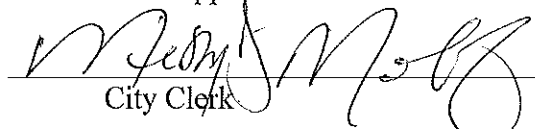
City Clerk

I hereby approve all actions of the City Council except _____



Mayor

I certify that I have submitted the above minutes for approval.



City Clerk