Common Council

Regular Meeting

Tuesday, April 09, 2019, 6:30 p.m.

City Hall, 31 S. Madison Street, Evansville, WI

Minutes

1. Call to order. The meeting was called to order by Mayor Bill Hurtley at 6:30 p.m.
2. Roll Call. Members present: Mayor Bill Hurtley, Alderpersons Jim Brooks, Rick Cole, Larry Dobbs, Dianne Duggan, Ben Ladick, James Montgomery, Joy Morrison, and Erika Stuart. Others present: City Administrator/Finance Director Ian Rigg, City Clerk/Treasurer Judy Walton, City Attorney Mark Kopp, Community Development Director Jason Sergeant, City Engineer Brian Berquist of Town & Country Engineering, and several members of the public.
3. Approval of Agenda. Brooks made a motion, seconded by Cole to approve the agenda. Motion approved 8-0.
4. Approval of Minutes. Brooks made a motion, seconded by Duggan to waive the reading of the minutes of March 12, 2019 and approve as presented. Morrison pointed out a typo in Item 7B to change ~~Quaking~~ to Quacking. Motion, with correction, approved 8-0.
5. Civility reminder. Recognition of the commitment to civility and decorum at Council meetings.
6. Citizen appearances
   1. Public Hearing for Assessments for 2nd Street, Grove Street, Centennial Parking Lot, and Allen Creek Path Improvements.
      1. Berquist introduced himself and explained the areas to be improved. He then gave an in-depth explanation of the 2nd Street portion of the project. Construction is scheduled to begin on Monday, April 15, at the south end. All work is scheduled to be completed by October. There will be periods of inconvenience which will include dusty and muddy times. There are “no zone” areas planned for the 4th of July time period.

He explained the phases of construction beginning with sewer main, water main, storm sewer, and laterals (from the mains up to the right-of-way line). Property owners can expect some water outages but there will be advanced warning. Laterals (from the right-of-way to the home) will be inspected and property owners will be notified if any are lead pipe or have noticeable damage. Replacement of this section of the lateral would be at the owner’s expense but the city would offer the same payment plan as the other improvements. The road construction follows with curb and gutter and the bottom layer of the paving. After one winter and any needed repairs the finish layer of paving is applied.

* + 1. Brooks received confirmation that if an individual wanted associated work done estimates would be available to them.
    2. Hurtley opened the public hearing at 6:55 p.m. The following individuals addressed the Council:
       - 1. Gary Cyrus, 138 W Main Street received confirmation that if he wanted to do away with his existing private water lateral he could have his own plumber do that. Berquist stated that if work is done privately the payment plan would not be offered. Additionally, his driveway is on Main Street so that portion of the preliminary assessment would be removed. He also complimented the city on the improvements being made.
         2. Katie McGuigan, 25 N 2nd Street stated she has a lead water lateral and wanted to know if the estimated cost would be included in the final assessment report and Berquist said yes it would be added as a separate column.
         3. Steve Hicks, 33 N 2nd Street, has a galvanized water lateral but it runs to the back of his home and then through the inside of the home which is a long distance resulting in a high cost. Berquist stated they should talk more about that and options that might be available including moving the lateral.
         4. Jason Grover, 144 W Liberty, stated he doesn’t believe 2.7% interest should be charged. Rigg responded that this rate equals the loan interest rate. Mr. Grover asked why the city didn’t budget for this or use the vehicle registration fee or manage city money properly. Hurtley explained that the vehicle registration fee goes to street maintenance not new construction and to budget for this would mean increasing taxes. Cole pointed out that there are safety concerns with old infrastructure and with cuts in state aid the only way to afford these projects is through partial assessments to the property owner. Brooks stated a job like this costs about $585 per foot so the city needs to borrow for that.
         5. John Mayer, 116 S 2nd Street wanted to know who is responsible for his driveway which is actually the alley that is maintained by the city. Berquist stated he will look into that.
    3. Brooks stated the city wants to make replacing any lead laterals as easy as possible for residents by having it done during other construction and offering a payment plan.
    4. Cole made a motion, seconded by Stuart to adopt Resolution 2019-03, A Preliminary Resolution Declaring Intent to Levy Special Assessments Under Municipal Police Power Pursuant to §66.0703, Stats. Motion approved 8-0 on a roll call vote.

1. Reports of Committees
   1. Library Board Report. Rigg read a written report from Library Director Megan Kloeckner as follows:

Construction Update

* Exterior punch list items will be evaluated on Thursday.

Other Updates

* Megan joined the WPCL Author Contest judging panel for the 2019 contest. This contest is open to Wisconsin residents who are authors of self-published adult or young adult fiction. One winner will receive $1,000, inclusion in a full page spread in *Library Journal*, be honored at PLS 2020 in Nashville, and be recognized at the awards ceremony of the Wisconsin Library Association Annual Conference in October.
* Two author visits are coming up at the end of the month. Noelle Powers will be here on April 29 at 12:30 PM to discuss her book *Forest Through the Trees* and Nate Smith (author of *Today We Put the Phone Away)* will be here on April 29 at 3:30 PM to help with a special story time to celebrate National Screen-Free Week.
  1. Youth Center Advisory Board Report. Brooks reported they are averaging about 19 students per night which is typical this time of the year; the April 22nd field trip will be a community service project at the Manor, roller skating, lunch at Milio’s (which is donated) and an afternoon movie; fishing day today at Lake Leota; fundraising continues, the business campaign was the best yet raising $4,200, and Quacking raised $825, less expenses; and they have received a couple donations totaling almost $1,000.

Stuart asked if there have been any more communications with the school. Rigg stated discussions were on hold until the school had their final layout but it did not sound very promising. Stuart requested having Jerry Roth attend a meeting soon. Additional discussion continued about the school project and youth center.

* 1. Plan Commission Report.
     1. Cole made a motion, seconded by Stuart to approve the extraterritorial land division to divide parcel 6-20-199 (Tax ID 040037003) into two lots and merge a portion of parcel 6-20 380.01 (Tax ID 040078000) located at 8208 N Cemetery Road with the newly created lot, finding that the application is in the public interest and meets the objectives contained within Section 110-102(g) of city ordinances, with the following conditions:
        1. Applicant and City Staff identify a location for 66’ right of way easement for a future road connection across the newly created lot.
        2. Final CSM recorded with Rock County Register of Deeds.

Sergeant stated the only concern of staff was the 66’ right-of-way easement which is one of the conditions.

Motion approved 8-0.

* + 1. Cole made a motion, seconded by Stuart Motion to approve the extraterritorial land division to divide parcel 6-20-199.4 (Tax ID 04003700404) into two lots located at 8739 N Territorial Road, finding that the application is in the public interest and meets the objectives contained within Section 110-102(g) of city ordinances, with the condition the Final CSM is recorded with Rock County Register of Deeds.

Motion approved 8-0.

* + 1. Brooks made a motion, seconded by Duggan to approve Memorandum of Understanding for parcel 6-20-232. Sergeant explained the idea is to create a Memorandum of Understanding in which the city is communicating to the property owner here’s what our Comp Plan says, here is how your property would develop if it were to be annexed in and go through the subdivision process, and here are some basic points the city sees. He explained the individual requirements outlined in the Memorandum of Understanding. There was discussion regarding the percentage of the future pumping station costs allocated to the property owner (75%). Hurtley stated this is something that can be negotiated at the time of a future developer’s agreement. Dobbs suggested dropping the percentage slightly to 70%. Brooks agreed with the Mayor.

Motion approved 8-0 on a roll call vote.

* 1. Finance and Labor Relations Committee Report
     1. Cole made a motion, seconded by Duggan to accept the City bills as presented in the amount of $2,520,190.71. Motion approved 8-0 on a roll call vote.
     2. Cole made a motion, seconded by Duggan to approve travel, lodging, registration and additional courses for Ian Rigg at the 2019 ICMA Annual Conference in Nashville, TN not to exceed $4,100.

Rigg noted that last year’s budget was $3,500 and the full amount was not used. This is higher due to the venue and also includes an extra day of coursework which he missed last year.

Montgomery acknowledged that costs for these types of travel has gone up.

Motion approved 8-0 on a roll call vote.

* 1. Public Safety Committee Report. Montgomery reported there are notably more calls to the Evansville Manor for the EVPD and EMS. Dobbs stated this is being addressed. Montgomery reported they also approved an operator license.
  2. Municipal Services Report. Brooks reported they are preparing for the upcoming street construction project; Cory Neeley from WPPI is working on a public electric vehicle charging station at the Centennial Building; and they spent a considerable amount of time on the Cemetery Road concerns.
  3. Economic Development Committee Report. Ladick reported they reviewed reports; discussed gold shovel sites; and discussed buildings with second story access.

Brooks reported the Tourism Commission is planning a Pokemon Go Hunt in mid-August.

* 1. Redevelopment Authority Report. No report.
  2. Parks and Recreation Board Report. Morrison reported they had a request for a shelter rental for June 19th for a dance group’s fundraiser for a trip; Park Custodian Ray Anderson reported the playground equipment for Countryside Park should arrive April 12th; Easter egg hunt will be April 13th; they discussed pool revenues and expenses, attendance, and staffing; and they prioritized the list of park projects within the Master Plan.

Rigg stated there is more damage than originally thought to the roof at the pool.

* 1. Historic Preservation Commission Report. Morrison reported they approved applications for new gutters, soffits and fascia at 32 W Main Street, window replacement at 230 W Church Street, and window replacement at 111 W Main Street; discussed WI Act 280 which includes changes to the State Historic Preservation memo; and they made a motion to revise the certificate of appropriateness decision form.

Sergeant added that certain criteria was added to the certificate of appropriateness form so the applicant sees this information up front.

Morrison stated there will be a Wisconsin Association of Historic Preservation Commissions event in Oshkosh on Friday, April 12th that will be attended by herself, Jason, and Dan Stephans.

* 1. Fire District Report. Montgomery reported they discussed increased calls at the Evansville Manor. Rigg reported there are more firefighters participating with EMS and on emergency calls.
  2. Police Commission Report. No report but Rigg stated they have 7 applications for the part-time pool.
  3. Energy Independence Team Report. No report.
  4. Board of Appeals Report. No report.

1. Unfinished Business. None.
2. Communications and Recommendations of the Administrator. Rigg reported he is working on the 3 year operation budget plan/projection; a colleague of his from Clintonville will be arriving on Friday for a city operation comparison; MyView is up and running and he’s just working out some kinks; he talked with the Town of Union Chairman about Cemetery Road, connecting roads, pool, and utility collections.
   1. Brooks made a motion, seconded by Cole to approve Resolution 2019-04 Municipal Judge Salary. Rigg stated the annual increase is done by resolution.

Montgomery asked if we are required to have a Municipal Judge and Kopp replied that we are not required, it is a policy decision and was analyzed about 10 years ago. Brooks added that if this was re-visited by the Council he would advocate for keeping it because of the local control over the decisions of prosecution.

Motion approved 8-0 on a roll call vote.

* 1. Rigg updated Council on the 3rd Street – Shared project. He stated Jerry Roth is in favor of the project being turned over to the city for a 2021 project. The cost is between $430,000 and $450,000 which includes repairing a block of existing that the city owns and adding about a block and a half to connect. The school will contribute the remainder of what they have of the $300,000 and all engineering drawings. This will be brought to Council in May.

1. Communications and Recommendations of the Mayor
   1. Brooks read aloud the Mayoral Proclamation recognizing Municipal Clerks Week, May 5-11.
   2. Brooks directed Council’s attention to the Mayoral Proclamation Recognizing Arbor Day 2019
   3. Brooks made a motion, seconded by Montgomery to approve Resolution 2019-05 in Support of International Migratory Bird Day 2018. Motion approved 8-0.
   4. Brooks made a motion, seconded by Duggan to approve Resolution 2019-06 Stand Against Racism Day 2019. Motion approved 8-0.
   5. Brooks made a motion, seconded by Cole to approve Resolution 2018-07 Commendation of James Montgomery. Motion approved 8-0.
2. New Business. None.
3. Introduction of New Ordinances
   1. Brooks presented the first reading of Ordinance 2019 – 01, Amending Chapter 126; Article IV: Stormwater.
   2. Brooks presented the first reading of Ordinance 2019 – 02, Creating City of Evansville Ward #11 in Aldermanic District #2, Rock County Supervisory District #2.
4. Meeting Reminders
   1. Reorganization Meeting scheduled for Tuesday April 16, 2019 6:30 p.m., City Hall.
   2. The next Regular Council Meeting is scheduled for Tuesday May 14, 2019 6:30 p.m., City Hall.
5. Adjournment. Cole made a motion, seconded by Duggan to adjourn at 8:22 p.m. Motion approved 8-0.

Judy Walton, City Clerk/Treasurer