

**Common Council
Regular Meeting**

Tuesday, October 15, 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 (arrived at 6:34 p.m.), Joy Morrison, Jon Senn, and Erika Stuart. Others present: City Administrator/Finance Director Ian Rigg, City Clerk/Treasurer Judy Walton, City Attorney Mark Kopp, Brian Berquist and Nick Bubolz from Town & Country Engineering, Emma Davis - Christchurch, New Zealand, Jeremy Kruk - owner Crushin It, and Jeremy Hurst-3324 N Old 92, Evansville.
3. **Approval of Agenda.** Brooks made a motion, seconded by Dobbs to approve the agenda. Motion approved 7-0.
4. **Approval of Minutes.** Brooks made a motion, seconded by Duggan to waive the reading of the minutes of September 10th and 12th, 2019 and approve as presented with the following corrections to the September 12th minutes: Item 6B2 – calculation that included ineligible WRS recipients in the amount at first. Item 6B6 – Other concerns are the continued maintenance ~~to the~~ to the tower and wells. Motion approved 7-0.
5. **Civility reminder.** Recognition of the commitment to civility and decorum at Council meetings.
6. **Citizen appearances**
 - A. Public Hearing: Final Assessments for Jackson Street, Franklin Street, Kinsey Court, and Montgomery Court Parking Lot Alley.
 - (1) Berquist reported the project was completed last year but they postponed finalizing it until the water laterals were completed. Rigg added that since the water crisis in Flint, Michigan the city has been offering property owners the option of replacing their lead water laterals when street improvements are being done. The property owner is responsible for the cost but the city finances it and places the installment payments on the tax roll.
 - (2) Hurtley opened the public hearing at 6:38 p.m. There were no public comments. Hurtley closed the public hearing at 6:39 p.m.
 - (3) Cole asked what the lead laterals were replaced with and Berquist stated it was copper. Brooks questioned the interest rate and Rigg explained it is the effective interest rate we are charged.
 - (4) Brooks made a motion, seconded by Dobbs to adopt Resolution 2019-16, A Final Resolution Authorizing Public Improvements and Levying Special Assessments Against Benefitted Property In Evansville, Wisconsin. Motion approved 7-0.
 - B. Public Hearing: Final Assessments for 2nd Street, Grove Street, Centennial Parking Lot, and Allen Creek Path.
 - (1) Berquist reported the project is almost done, the assessable portion is complete. There is some work to be completed at the Centennial parking lot off Maple St and also the path from Main to Church needs asphalt.

- (2) Hurtley opened the public hearing at 6:43 p.m. There were no public comments. Hurtley closed the public hearing at 6:44 p.m.
- (3) Cole asked what was done with the lead lateral services and Berquist replied that almost always it's left in place. If it is removed it is lawfully disposed of. Dobbs commended Berquist for the wonderful job he is doing for the city and for making himself available to our residents for any questions or concerns.
- (4) Brooks made a motion, seconded by Duggan to adopt Resolution 2019-17, A Final Resolution Authorizing Public Improvements and Levying Special Assessments Against Benefitted Property In Evansville, Wisconsin. Motion approved 8-0.

7. Reports of Committees

A. Library Board Report. Rigg read a written report prepared by Library Director Megan Kloeckner as follows:

Programming: We are offering 2 new programs this fall: Hands on Fun and Loose Parts Play Time. Hands on Fun has seen a total of 23 people (over 3 events) and Loose Parts had 15 at the September event. New staff have settled into their roles at the desk and are interested in trying some new programs this winter. Keep an eye out for our winter program brochure for details.

Expansion: We are working on our donor sign order. Eloise met with the sign company last week to finalize the design. We will be working on proofing the drawings over the next few weeks. We hope to have them here and installed by the end of November/early December.

B. Youth Center Advisory Board Report. Brooks reported the averages for the first 6 weeks are down a bit from last year, averaging 20/night, 8 girls and 12 boys. They were told the sixth grade class is especially small this year which is affecting their numbers. There are 23 fifth graders, 16 sixth graders, 20 seventh graders, and 8 eighth graders signed up. The October 14th field trip was cancelled due to low sign up; and the Halloween Party needs volunteers. The big news is with the siting work group, they will meet on Monday night at Creekside 6:00 p.m. to talk about alternative sites for the youth center.

C. Plan Commission Report.

- (1). Cole made a motion, seconded by Stuart to approve the extraterritorial land division to divide parcel 6-20-171 into two lots located at 16326 W County Road C, 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. Cole stated they are separating the residential structure and accessory buildings from the ag land. Motion approve 8-0.
- (2). Cole made a motion, seconded by Stuart to approve the extraterritorial land division to divide parcel 6-20-235 into two lots located at 16415 W County Road C, 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. Cole stated this is similar to the previous motion where they are separating the residential structure and accessory buildings from the ag land. Motion approved 8-0.

D. 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 \$1,374,065.94. Motion approved 8-0 on a roll call vote.
- (2). Review of budget updates and discussion. Rigg directed Council to his budget update document. We are off by about \$5,400 and he has reached out to department heads for cuts.

E. Public Safety Committee Report. Duggan reported they approved 3 operator licenses; EVPD calls are down a bit and EMS calls continue to go up. The new ambulance is getting set up with its needed equipment and should be operational in early November.

A. Duggan made a motion, seconded by Dobbs to approve Joint Powers Agreement between City of Evansville and Rock County for 911 services. Duggan commented that this is an annual agreement. Motion approved 8-0 on a roll call vote.

F. Municipal Services Report. Brooks reported the intergovernmental agreement with the Town of Union that the city passed was not passed by their Board. There is a real possibility that our DPW employees have figured out the brown water problem – there was some work that had not been completed on the street project. For the first time this month the Municipal Services Committee used a consent agenda to approve sewer credits. There has been an increase in the number of credits and now the office staff prepares a document with the credits calculated and the committee can approve them all at once.

Rigg added that the discoloration of the water was from the manganese due to valves not being opened. We had an independent water quality assessment done and the report came back showing the water quality improved in the last 6-12 months.

Rigg added that part of the increase in sewer credits is staff utilizing reports better to catch increased water usage. By working with the resident and using the information available with the new meters they are able to see if there is a potential problem or just increased usage.

Brooks reported that back in August a ratepayer in the township reached out to the Council with a customer concern about some employees of the utility. This is still being worked on and he expects this individual to be at the next Council meeting.

Morrison questioned if there was a water rate increase the same time as when the new meters were installed that could account for some of the increase in the utility bills? Rigg replied that there wasn't an increase but what might be happening is that some of the older meters may have slowed down and weren't recording the full amount of usage. Hurtley added that he attended the Public Power Event and there was a good crowd despite the weather and office staff was on hand to answer questions.

G. Economic Development Committee Report.

- (1). Ladick made a motion, seconded by Stuart to approve the Economic Development Revolving Loan Fund Agreement between the City of Evansville, WI and Crushin It LLC. Ladick stated the revolving loan fund doesn't get much use and this is the largest loan we've had in the program. Jeremy Kruk explained the equipment needs of his business and stated they are moving to an industrial site on Water Street. Motion approved 8-0 on a roll call vote.

Brooks stated the Tourism Committee is down 2 members and asked anyone on Council to contact the Mayor if they are interested.

H. Redevelopment Authority Report. No report.

I. Parks and Recreation Board Report. Morrison reported that on October 21st Fellows Circle in the park (in memory of David Fellows) will be dedicated by the scouts; fish stocking was completed on October 8th; creek walls on the south side are complete; duck house will be worked on this week; new oak trees have been planted; the entrance at 2nd street has a new look; crabapple trees were planted, one in memory of Dick Schwartz; the pool will be winterized this week; the soil borings that were done at the current pool indicate that this area is a possible suitable site; and the lights in the lower shelter needed to be replaced due to vandalism.

J. Historic Preservation Commission Report. Morrison reported they approved applications for repair of exterior stairs at 16 W Mill St, 23 W Mill St, 137 W Church St, and 30 Garfield Ave. The application for repair of exterior stairs at 18 W Main St was tabled due to needing more information. They approved applications for window replacement at 208 W Main, reconstruction of exterior stairs at 123 S 3rd St and at 115 S Madison with conditions. They discussed the duck house repair, discussed developing an end of the year report, and staff issued a certificate of appropriateness for 15 W Main St.

K. Fire District Report. Brooks reported they adopted an injury pay policy; they received a \$120,000 grant for self-contained breathing apparatus, new backpacks and all new face plates. They are still discussing the tender and the committee working on this needs to choose a chassis size in order to proceed. The district will be developing a purchasing policy.

L. Police Commission Report. No report.

M. Energy Independence Team Report. Brooks reported they had an offline meeting with Rigg, Renly, Sergeant and himself and discussed carbon independence.

N. Board of Appeals Report. No report.

8. Unfinished Business

A. Cole presented the second reading and made a motion, seconded by Brooks to approve Ordinance 2019-05 and the annexation agreement, finding the annexation is consistent with the Comprehensive Plan, annexing territory to the City of Evansville, with the following conditions:

1. DOA approves annexation
2. The applicant signs and accepts the Annexation agreement

Motion approved 8-0 on a roll call vote.

B. Cole presented the second reading and made a motion, seconded by Brooks to approve Ordinance 2019-06, Rezoning Parcel 6-20-301.1A from Temporary Agriculture (A) to Community Business District (B-3), finding that the public benefits of the proposed rezoning outweigh any and all potential adverse impacts of the proposed rezoning, as identified in Section 130-174(3)a-c of City ordinances, with the following conditions:

1. Ordinance 2019-05 is approved by Common Council.
2. Conditions of Approval for Application A-2019-01 are met.
3. Applicant signs Annexation Agreement

It was noted that the parcel number was incorrect in the motion. Cole made a motion, seconded by Brooks to amend the motion changing ~~6-20-301.1~~ to 6-20-302.1A. Amendment approved 8-0. Main motion, as amended, approved 8-0.

- 9. Communications and Recommendations of the Administrator.** Rigg reported he spoke with a board member from the Town of Union regarding the intergovernmental agreement that did not pass and he may be meeting formally with the board to answer any questions they may have; the paperwork is being wrapped up for the sale of 317 Cherry St; he will be leaving for the ICMA Conference in Nashville on Thursday; and the Racial Justice conference is coming up. He introduced Emma Davis, here from New Zealand through the ICMA Exchange Program, and gave a recap of their activities. He will be giving a presentation of his time in New Zealand to the Council and at the ICMA Conference next year.

Emma Davis stated she has had lovely hospitality given to her, there has been a number of conversations and ideas shared, and although there is a difference in size of our communities we still share many of the same issues

- A.** Brooks made a motion, seconded by Duggan to approve amendment to the Redevelopment Agreement of Lot on Main and Maple Street. Motion approved 8-0 on a roll call vote.

- 10. Communications and Recommendations of the Mayor.** Hurtley reported that Officer Matt Nankee received the 45th Assembly District First Responder of the Year Award on October 10th at the State Capitol for his life saving role of a kayaker in the Badfish Creek.

- A.** Brooks read aloud the Mayoral proclamation in recognition of Evansville Veteran's Participation in the Badger Honor Flight Program.
- B.** Brooks presented the Mayoral proclamation in recognition of Hunger and Homelessness Awareness Week, November 16-24, 2019.
- C.** Brooks read aloud the Mayoral proclamation in recognition of First Responders Day, October 28th, 2019.

- 11. New Business.** None.

12. Introduction of New Ordinances.

- A.** Brooks presented the first reading of Ordinance 2019-10, 2020 Operational and Capital Budget
- B.** Brooks presented the first reading of Ordinance 2019-08, Ordinance to Rezone 630 Windsor Lane and 42 Gunther Drive from Residential District One (R-1) to Residential District Two (R-2)
- C.** Brooks presented the first reading of Ordinance 2019-09, Amending Chapter 122 – Traffic and Vehicles

13. Meeting Reminders.

- A.** The next regular Council meeting is scheduled for November 12, 2019, 6:30 p.m., City Hall

- 14. Adjournment.** Cole made a motion, seconded by Dobbs to adjourn at 8:07 p.m. Motion approved 8-0.

Judy Walton, City Clerk/Treasurer