

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
AUGUST 19, 2003**

The Tuesday, August 19, 2003, meeting of the City of Jefferson Common Council was called to order at 7:30 p.m. by Mayor Brawders. Members present were: Ald. Coffman, Ald. Wagner, Ald. Bare, Ald. Carnes, Ald. Gang, Ald. Stewart, Ald. McGrath and Ald. Stevens. Also present were, City Attorney Brantmeier, City Engineer Ludwig and City Clerk/Treasurer Stewart.

PUBLIC PARTICIPATION

Charlotte Goers-Nevin, 122 North Pleasant Avenue, then addressed the Council. Ms. Goers-Nevin then read a letter from Ms. Cheryl Higgins, 776 North Jackson Avenue. Ms. Higgins stated that she had contacted Mayor David and the City Clerk of the City of Watertown. She stated that they both felt that Walmart was a good influence on Watertown, as a whole. They stated that some people only come to Watertown to shop at Walmart, however some shop at other stores in Watertown as part of their trip. They consider Walmart a drawing card. Mayor David encouraged Ms. Higgins to check with any community organization in Watertown. He stated that they had been a very generous community partner and that he was not just talking a few dollars here and there he was talking megabucks. Ms. Higgins then stated that she asked the Clerk what the "cost was to the City of Watertown" for Walmart to locate there. Mr. Hoppenrath, City of Watertown Clerk stated that the cost was not just for Walmart, it was done for several businesses. He indicated that the entire project cost 9 million. He stated that the infrastructure improvements have in turn increased property values. He stated that it is now time to sit back and reap the harvest. They stated that Walmart pays a lot in taxes and they also offer other benefits. Ms. Higgins stated that she did not agree with Mr. Berg's assessment that Walmart is bad for Watertown. Mayor David stated that a decision for Walmart may be a decision of whether or not a City will be progressive. Ms. Goers-Nevin stated that Walmart is the state's largest employer. She questioned if it was all "big box" stores that were being opposed to or just Walmart. She stated that Kmart also has controversy and lawsuits pending, similar to Walmart. She reminded the public that when Kmart moved to Fort it closed our dime store. She encouraged the Council to take a healthy look at the City's declining tax structure and questioned why the Council would want to encourage shopping out of town. She also noted that she has found several of the opponents of Walmart shopping at other big box stores. Ms. Goers-Nevin stated that at the last Council meeting a rezoning request was denied because 11 people signed a petition opposing the change. The Council stated that they could not support the rezoning because of the petition. She stated that obviously not every petition is honored in the same light, as a petition with thousands of signatures supporting Walmart has been largely ignored. She stated that we should all be working for a better Jefferson.

PRESENTATION: WCMA EXECUTIVE DIRECTOR EDMUND M. HENSCHEL

Mr. Henschel addressed the Council regarding the different types of government that a City can employ. He stated that his background is biased towards a City Administrator format. He indicated that more municipalities are switching to the Administrator type of government than any other format. Mr. Henschel stated that a municipality benefits from the professionalism that an Administrator can bring to a municipality. He stated that Administrator's typically specialize

in budgetary and fiscal issues, personnel management, and economic development and service delivery.

Mr. Henschel stated that in a study done 10 years ago, which compared tax rates in municipalities with populations greater than 15,000, the Administrator form of government showed lower tax rates overall.

Mr. Henschel stated that the three types of governments that are available are the: Administrator, FT Mayor, and a Commission form of government. He stated that there are no commission forms of government left in Wisconsin. He stated that while Administrator government is growing, abandonment of the Administrator form of government has been few. He stated that South Milwaukee and Portage had abandoned the Administrator format and after a few years went back. He stated that some communities are not a good fit for an administrator and that a Mayor format of government has been able to provide good direction and economic development opportunities, etc.

Mayor Brawders asked what the educational requirements for full-time Mayor are? Mr. Henschel stated that the statutes states that you must be a resident of the municipality and you must be 18, however there are no educational requirements.

Ald. Coffman questioned what the requirements are for a City Administrator. Mr. Henschel stated that the requirements are up to the City Council. He stated that usually a bachelors degree (masters preferred) and 3-5 years prior municipal experience at supervisory level are the primary requirements. He stated that any administrator who joins the State or International Administrator Association also agrees to abide by the Code of Ethics. Mr. Henschel stated that these are preferences, but these standards are not required. He stated that there is no "standard" like there is for a doctor and lawyer.

Ald. Coffman asked if you have a City Administrator do you have to have a City Clerk? Mr. Henschel stated that by Statutes each municipality must have a clerk. He asked if the positions could be combined into the same position? Mr. Henschel stated yes, and that any number of combinations are legal.

Ald. Carnes asked Mr. Henschel what the difference is between City Managers and Administrators. He stated that this question has a legal answer. He stated that a "Manager" is governed under a separate statute which significantly grants broader powers. He continued by stating that no communities in Wisconsin have adopted a PURE manager position (in the last 20 years). He stated that to the best of his knowledge the City Manager & Mayor format is only found in 12 municipalities in Wisconsin.

Ald. Wagner then asked for a further clarification between a City Administrator and City Manager position. Mr. Henschel indicated that in Wisconsin municipalities, 9 out of 10 are the administrator format.

Ald. McGrath asked if the City would be able to hire an individual for a contracted period. Mr. Henschel stated that the trend towards having fixed term contracts (which are renewable) are gaining popularity in School Districts.

Nancy Haberman asked what the procedure would be to change the administration of the City. It was indicated that a referendum would most likely be required to change this. It was also clarified that the City Manager does not have veto power.

Ald. Bare questioned if the City would need a referendum to change the indefinite term of the City Administrator.

CONSENT AGENDA

Ald. Wagner introduced Resolution No. 55.

CITY OF JEFFERSON RESOLUTION NO. 55

BE IT RESOLVED by the Common Council of the City of Jefferson that the consent agenda for August 5, 2003 is hereby adopted.

The consent agenda for tonight includes:

- ❖ Vouchers Payable for July and August 2003 in the amount of \$2,289.15 and \$267,518.10 and Payroll Summary for August 8, 2003 in the amount of \$111,664.73.
- ❖ Council Minutes from the August 5, 2003 Regular Session Meeting of the Common Council.
- ❖ 2003 American Legion Subsidy - \$1,088.

Ald. Wagner, seconded by Ald. Gang moved to recommend Resolution No. 55. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE PAYMENT OF FUNDS TO THE JEFFERSON COUNTY ECONOMIC DEVELOPMENT CONSORTIUM AND DESIGNATION OF FUNDING SOURCE

Ald. Stevens introduced Resolution No. 50.

CITY OF JEFFERSON RESOLUTION NO. 50

BE IT RESOLVED, by the Common Council of the City of Jefferson that the 2003 funding for the Jefferson County Economic Development Consortium be expended from **FUND 20—ECONOMIC DEVELOPMENT FUND**.

BE IT FURTHER RESOLVED, that the 2003 budget line item 20-50000-70-700 is hereby amended to reflect the expenditure of \$5,193.65.

Ald. Carnes stated that the Finance Committee's preference was to designate Fund 20 as the funding source.

Ald. Stevens, seconded by Ald. Carnes moved to recommend Resolution No. 50. On call of the roll, motion carried by a vote of 7 to 1. Ald. Stewart cast the dissenting vote.

RESOLUTION AUTHORIZING A REPRESENTATIVE TO FILE APPLICATIONS FOR FINANCIAL ASSISTANCE FROM THE STATE OF WISCONSIN ENVIRONMENTAL IMPROVEMENT FUND

Ald. Bare introduced Resolution No. 56.

**CITY OF JEFFERSON
RESOLUTION NO. 56**

WHEREAS, it is the desire of the City of Jefferson, Wisconsin, a municipal corporation, to file several applications for state financial assistance for its water storage and distribution facilities under the Wisconsin Environmental Improvement Fund (ss. 281.58, 281.60, and 281.61, Wis. Stats.);

WHEREAS, it is necessary to designate a representative for filing said applications;

BE IT FURTHER RESOLVED, by the Common Council of the City of Jefferson that the City Engineer Ludwig is hereby appointed as the authorized representative for the City of Jefferson Sewer Utility for the purpose of filing these applications, and that the representative is further authorized and empowered to do all things necessary in connection with said applications.

Ald. Bare, seconded by Ald. Stevens moved to recommend Resolution No. 56. On call of the roll, motion carried unanimously.

RESOLUTION REASSIGNING TEMPORARY AUTHORITY FOR ADMINISTRATIVE DUTIES

Ald. Stewart introduced Resolution No. 57.

**CITY OF JEFFERSON
RESOLUTION NO. 57**

BE IT RESOLVED, by the Common Council of the City of Jefferson that due to the vacancy created by the resignation of City Administrator Schornack that the following duties be temporarily reassigned: approval of timesheets and spending authority for budgeted purchases up to \$5,000

BE IT FURTHER RESOLVED that the above duties are hereby assigned to the position of City Clerk/Treasurer Stewart until an interim administrator is named.

Ald. Coffman stated that at last meeting of the Finance Committee, the Committee unanimously recommended the City Clerk/Treasurer for the assignment. Ald. Coffman stated that he is not always available for these duties. Therefore, he had recommended that the Resolution was placed back upon the agenda for reconsideration.

Ald. Stewart, seconded by Ald. Coffman moved to recommend Resolution No. 57. On call of the roll, motion carried unanimously.

AGREEMENT WITH VIRCHOW KRAUSE FOR WASTEWATER TREATMENT PLANT PROJECT CLOSE-OUT

Ald. Carnes introduced Resolution No. 58.

**CITY OF JEFFERSON
RESOLUTION NO. 58**

BE IT RESOLVED, by the Common Council of the City of Jefferson hereby authorizes the City Engineer to enter into an agreement with Virchow Krause and Company for the Wastewater Treatment Plant Project Close-Out.

BE IT FURTHER RESOLVED that the cost for said agreement shall not exceed \$13,200.

Ald. Carnes, seconded by Ald. Stevens moved to recommend Resolution No. 58. On call of the roll, motion carried unanimously.

Ald. Wagner, seconded by Ald. Stewart moved to adjourn to Closed Session of the Wisconsin State Statutes Pursuant to Section 19.85(1)(c) and 19.85(1)(g) to Discuss Employment and Litigation. On call of the roll, motion carried unanimously.

Ald. Stevens, seconded by Ald. McGrath moved to reconvene to Open Session. On call of the roll, motion carried unanimously.

HIRE OF SENIOR ACTIVITY LEADER

Removed from the agenda.

Ald. Stevens, seconded by Ald. McGrath moved to adjourn the August 19, 2003 meeting of the Jefferson Common Council. Motion to adjourn carried on a voice vote.

The minutes of the August 19, 2003, meeting of the Common Council are uncorrected. Any corrections made thereto will be noted in the proceedings at which time the minutes are approved.