

MINUTES
CITY OF JEFFERSON COMMON COUNCIL
AUGUST 17, 2004

The Tuesday August 17, 2004, meeting of the City of Jefferson Common Council was called to order at 7:30 p.m. by Mayor Stevens. Members present were: Mayor Stevens, Ald. Wagner, Ald. Coffman, Ald. Bare, Ald. Olsen, Ald. McGrath, Ald. Benka, Ald. Gang and Ald. Stewart. Also present were: City Administrator Bierma, City Attorney Brantmeier, and City Clerk/Treasurer Stewart.

PUBLIC PARTICIPATION

John Powell, 111 North High, informed the Council that the ISO had recently completed an audit of the Fire Station. He stated that the ISO has changed the Fire Department's classification from 5 to 4. He stated that for a volunteer department this is excellent. He stated that the City of Jefferson, City residents and those who are in the contract area within 5 miles of the department will all see a decrease in insurance rates starting on November 1st when the new classification becomes effective.

ORDINANCE TO AMEND SECTION 8.01 OF THE CITY OF JEFFERSON MUNICIPAL CODE AMENDING THE OFFICIAL MAP

Ald. McGrath introduced Proposed Ordinance #11-04 for its first reading.

CITY OF JEFFERSON
PROPOSED ORDINANCE #11-04

An Ordinance to Amend Section 8.01 of the Municipal Code of the City of Jefferson, Wisconsin Amending the Official Map.

The Common Council of the City of Jefferson, Wisconsin, do ordain as follows:

Section 1. Section 8.01(6) of the Official Map, City of Jefferson, Wisconsin, which is herein made a part, is amended to add the street layout for Meadow Springs Golf Estates, July 22, 2004:

Owner I.: Harry Schiferl Trust and Ester Schiferl Trust
Address: North and East of 1304 South Whitewater Avenue
Parcel Number: 241-0614-1233-014
Description: Beginning 907.5' South of the West ¼ corner; thence East, 1998.15'; thence South, 1188'; thence East, 336.76'; thence South, 345.83'; thence West, 2306.50'; thence South, 10'; thence West, 104.50'; thence North, 150'; thence West, 275' to the West Section Line; thence North to the point of beginning. Except 0.22 acres described in Document 761-702, except CSM 4193-20-280, and except lands described as follows: Beginning at the Southwest corner of said CSM; thence East, 275' to the point of beginning; thence East, 18.36'; thence North, 90.80'; thence South 68degrees 13 minutes

East, 112.53'; thence South, 198.10' along the extension and Schiferl Drive; thence West, 112.92'; thence, North 3degrees 48minutes West, 149.60' to the point of beginning. Said lands contain 70.916 acres (net acres).

Owner 2.: Florence M. Hamilton Trust LE
Address: 1034 South Whitewater Avenue
Parcel Number: 241-0614-1144-000
Description: That part of the Southeast ¼ of the Southeast fractional ¼ lying Northeast of County Highway N.

Section 2. This ordinance shall take effect and be in full force after passage and publication as provided by law and notification and attestation of the changes incorporated herein the Official Map, City of Jefferson.

This was a first reading.

PROPOSED ORDINANCE TO AMEND THE TRAFFIC CODE RELATED TO NO PARKING ZONES ON NORTH JACKSON AVENUE

Ald. Benka introduced Proposed Ordinance #12-04 for its first reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE #12-04**

An Ordinance to Amend Section 7.03(4)(h) of the Municipal Traffic Code Related to No Parking Zones on North Jackson Avenue.

The Common Council of the City of Jefferson, Wisconsin do ordain as follows:

Section 1. Section 7.03(4)(h) is hereby amended to add the following no parking zones:

585' North of the Centerline of West Puerner Street and 1,115' South of the Centerline of West Puerner Street along the west side of North Jackson Avenue;
and

885' South of the Centerline of West Puerner Street along the east side of North Jackson Avenue

Section 2. This ordinance shall take effect upon passage and publication as required by law.

This is a first reading.

CONSENT AGENDA

Ald. Wagner introduced Resolution No. 43.

**CITY OF JEFFERSON
RESOLUTION NO. 43**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for August 17, 2004 is hereby adopted.

The consent agenda for tonight includes:

- ◆ Vouchers Payable for July and August 2004 in the amounts of \$2,666.93 and \$180,887.26 and Payroll Summary for August 6, 2004 in the amount of \$111,152.00.
- ◆ Council Minutes from August 3, 2004 Regular and Closed Session Meetings of the Common Council.
- ◆ 2004-2005 Facilities Use Agreement with the School District
- ◆ 2004 Legion Band Subsidy \$6,000.
- ◆ Licenses as Approved by the Regulatory Committee
 - ▣ Operator's Licenses
 - ▣ Special Class B Licenses

Ald. Wagner, seconded by Ald. Gang moved to recommend Resolution No. 43. On call of the roll, motion carried unanimously.

**RESOLUTION APPROVING A DOWNTOWN REDEVELOPMENT PLAN
APPLICATION FROM CRAIG ELLSWORTH**

Ald. Bare introduced Resolution No. 44.

**CITY OF JEFFERSON
RESOLUTION NO. 44**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the City of Jefferson Redevelopment Project Plan is hereby amended to include the Craig Ellsworth Redevelopment Project (109 East Milwaukee Street); and

BE IT FURTHER RESOLVED, that the City of Jefferson by approving this amendment authorizes the City Administrator to place \$68,000 for the redevelopment of the building and storefront at 109 East Milwaukee Street from the Redevelopment Fund on demand deposit at the Premier Bank per the conditions of the Redevelopment Project Plan.

Ald. Bare asked for a clarification on the loan. Craig Ellsworth then provided the Council with a rundown of his request and the loan procedure.

Ald. Coffman stated that the JDC had discussed the loan and were in favor of it. He stated that this loan works best in time of high interest rates, but would still help offset some of the interest cost for this project.

Ald. Olsen stated that he was excited for this project, seeing the other work that Mr. Ellworth had done in the community.

Ald. Gang stated that he had stopped by the site and was also excited about the work being done.

Ald. Bare, seconded by Ald. Olsen moved to recommend Resolution No. 44. On call of the roll, motion carried unanimously.

RESOLUTION ADOPTING A STRATEGIC PLANNING PROPOSAL

Ald. Olsen introduced Resolution No. 45.

**CITY OF JEFFERSON
RESOLUTION NO. 45**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the City Administrator is hereby authorized to contract with Kuehl Payer of Storm Lake, Iowa for strategic planning services in an amount not to exceed \$5,045.

BE IT FURTHER RESOLVED, that the following budget adjustment is hereby adopted:

BUDGET ITEM	ACCOUNT #	CURRENT BUDGET	BUDGET ADJUSTMENT	REVISED AMOUNT
Professional Services	01-51410-20-270	\$0.00	\$5,045.00	\$5,045.00
Contingencies	19-50000-30-310	\$30,000.00	-\$5,045.00	\$24,955.00

Ald. McGrath stated that he would not support this request because contingencies funding is for emergencies and not something that should be a planned service. He stated that this should be budgeted for in the 2005 budget and then another department should be reduced by the amount of the service.

Ald. Wagner questioned why we couldn't do this ourselves.

Ald. Gang stated that the Finance Committee had approved the Resolution. He stated that Administrator Bierma is comfortable with the firm and that is why an out of state firm is being recommended. He added that the Council is "broken" right now and is not working together as well as they should be.

Ald. McGrath stated that he didn't think it was a bad idea, it should just be budgeted for.

Ald. Bare stated that he felt that this was the role of the City Administrator, not a consulting firm. He questioned why the Administrator shouldn't be directing the Council towards a common goal.

Ald. Olsen stated that when he worked for the Chamber he had the opportunity to attend training sessions which indicated the importance of strategic planning. He stated that if you are not setting goals and working towards them you are selling yourself short.

Ald. Bare questioned if this should be put out to bid to give other facilitators a chance. He also questioned why we needed to go out of state for this service.

Ald. McGrath asked when the planning sessions would take place. It was explained that it would be a Friday and Saturday.

Ald. McGrath asked about people who have to work for a living that work 5 or 6 days a week.

Ald. Bare then asked again why the City Administrator could not perform this planning.

Ald. Olsen stated that strategic planning is a specialized thing and that if we want it done well we need to go outside of staff.

Ald. Gang stated that the purpose of the planning is for the Council to come together for a common goal.

Ald. Olsen, seconded by Ald. Benka moved to recommend Resolution No. 45. On call of the roll, motion carried by a vote of 5 to 3. Ald. Bare, Ald. McGrath and Ald. Wagner cast the dissenting votes.

RESOLUTION ESTABLISHING A RELOCATION ORDER FOR THE RELOCATION AND ACQUISITION OF RIGHT-OF-WAY ON EAST RACINE STREET AND WEST RACINE STREET

Ald. Gang introduced Resolution No. 46.

**CITY OF JEFFERSON
RESOLUTION NO. 46**

A Resolution establishing the Relocation Order for the relocation and acquisition of right-of-way on East Racine Street and West Racine Street, City of Jefferson.

WHEREAS, to properly establish, layout, widen, construct, reconstruct, improve, or maintain a portion of the highway hereinafter described, it is necessary to relocate or change and acquire certain lands or interests in lands, as shown on the Right-of-Way plat required for East Racine Street, City of Jefferson. Project I.D. 3080-06-21, dated June 28, 2004; and as shown on the

Right-of-Way plat required for West Racine Street, City of Jefferson. Project I.D. 3080-07-21, dated June 11, 2004; and

WHEREAS, the termini of the East Racine Street project is more particularly described as follows:

Beginning at a point 17.06 feet North and 0.14 feet West of the Southwest corner of the Southeast $\frac{1}{4}$ of Section 2, T6N, R14E, Jefferson County, thence continuing to a point 0.00 feet North and 0.00 feet East of the Southeast corner of the Southwest $\frac{1}{4}$ of Section 1, T6N, R14E, Jefferson County; and

WHEREAS, the termini of the West Racine Street project is more particularly described as follows:

Beginning at a point 46.45 feet North and 1060.60 feet West of the Northeast corner of the Southeast $\frac{1}{4}$ of Section 10, T6N, R14E, Jefferson County, thence continuing to a point 27.48 feet North and 0.02 feet East of the Northwest corner of the Southwest $\frac{1}{4}$ of Section 11, T6N, R14E, Jefferson County.

NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Jefferson, pursuant to authority granted under Section 62.22, Wisconsin Statutes, the City of Jefferson orders that:

- 1) The said local street is laid out and established to the lines and widths as shown on the plat.
- 2) The required lands or interests in lands as shown on the plat shall be acquired by the City of Jefferson in accordance with said plat; and
- 3) This order supersedes and amends any previous order issued by the City of Jefferson, Wisconsin.

City Engineer Ludwig then provided the Council with an explanation of the Resolution.

Ald. Gang, seconded by Ald. McGrath moved to recommend Resolution No. 46. On call of the roll, motion carried unanimously.

Ald. Gang, seconded by Ald McGrath moved to adjourn to closed session pursuant to Section 19.85(g) of the Wisconsin State Statutes to Confer with Legal Counsel. On call of the roll, motion carried unanimously.

Ald. Benka, seconded by Ald Gang moved to reconvene to open session. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING PAYMENT AND APPROPRIATING FUNDS FOR A SETTLEMENT TO WESLEY TENNYSON

Ald. Stewart introduced Resolution No. 47.

**CITY OF JEFFERSON
RESOLUTION NO. 47**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the City Administrator is hereby authorized to enter into a settlement with Wesley Tennyson in the amount of \$4,250.

BE IT FURTHER RESOLVED, that this disbursement shall be funded out of the Contingency Line Item 01-51910-75-789.

Ald. Stewart, seconded by Ald. Benka moved to recommend Resolution No. 47. On call of the roll, motion carried unanimously.

Ald. McGrath, seconded by Ald. Benka moved to adjourn the August 17, 2004 meeting of the Common Council. Motion carried unanimously on a voice vote.

The minutes of the August 17, 2004, meeting of the Common Council are uncorrected. Any corrections made thereto will be noted in the proceedings at which time the minutes are approved.

Please Publish: ASAP

Need an affidavit

Not in the legal section