

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
TUESDAY, NOVEMBER 20, 2007**

The Tuesday, November 20, 2007 meeting of the City of Jefferson Common Council was called to order at 7:30 p.m. by Mayor Myers. Members present were: Ald. Oppermann, Ald. Beyer, Ald. Cross, Ald. Tully, Ald. Brandel, Ald. Havill and Ald. Peachey. Absent was: Ald. Endl. Also present were: City Administrator Freitag, City Engineer Ludwig and City Clerk/Treasurer Stewart.

PUBLIC PARTICIPATION

Janet Werner, N4018 Highway Y, addressed the Council regarding the holiday parade. She reminded them that the parade is December 1st with a tree lighting ceremony and festivities to follow at the American Legion.

Kevin Wenzel, N5059 Thrush Lane, addressed the Council regarding Proposed Ordinance #17-07. He stated that he wanted to clear up the misnomer that everyone in Riverview Heights has failing septic and that they wish to be annexed – because that is just not true. He then stated that he wanted to touch on three different points: 1) No costs were included with the petition when it was circulated – some that signed thought there was no associated cost. 2) Not everyone's sewer is failing and the City is not needed in that regard. 3) Six lots were intentionally left out of the petition because they would not agree to annexation and that doesn't seem right. Wenzel concluded by stating that he wanted the Council to have these facts prior to acting on the proposed annexation.

EAGLE SCOUT PRESENTATION

Not held.

OVERVIEW OF THE 2008 BUDGET

Administrator Freitag then reviewed the proposed 2008 Budget with the Common Council and the public. He then indicated that the budget public hearing would be held on December 4, 2007.

AN ORDINANCE TO ANNEX TERRITORY FROM THE TOWNSHIP OF AZTALAN FOR PARCELS LOCATED IN THE RIVERVIEW HEIGHTS SUBDIVISION

Ald. Cross introduced Proposed Ordinance #17-07 for its first reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE #17-07**

ANNEXING TERRITORY FROM THE TOWNSHIP OF AZTALAN

SECTION 1. Annexation Petition. In accordance with s. 66.0217(3)(a) of the Wisconsin Statutes of 2004, the Notice of Intent to Circulate an Annexation Petition was filed with the City Clerk on the 2nd day of October, 2007. A Petition for Annexation was

presented to the City Clerk of the City of Jefferson on the 18th of October, 2007 under statutory authority of Section 66.0217(3) of the Wisconsin State Statutes. The petition was signed by a majority of electors and property owners of at least one-half of the proposed area for annexation (to the best of our knowledge); and, said Petition for Annexation and Notice contain a legal description of the territory proposed to be annexed sufficiently accurate to determine its location, designates the area to be annexed to the City of Jefferson, designates the area as being proposed to be detached from the Town of Aztalan. And, the proposed petition for annexation was submitted to the State of Wisconsin Department of Administration for review; and, the State of Wisconsin Department of Administration has found the proposed annexation to be in the public interest.

SECTION 2. Territory Annexed. In accordance with s. 66.0217(3) of the Wisconsin Statutes of 2004, the Petition for Annexation described the following territory as being detached from the Town of Aztalan, Jefferson County, Wisconsin, and annexed to the City of Jefferson, Wisconsin:

Legal description and map attached

SECTION 3. Effect of Annexation. From and after the date of this ordinance, the territory described in Section 2 shall be a part of the City of Jefferson for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Jefferson.

SECTION 4. Ward Designation. The territory described in Section 2 of this ordinance is hereby made a part of the 3rd Ward of the City of Jefferson, subject to the ordinances, rules and regulations of the City governing wards.

SECTION 5. Zoning Classification. The Plan Commission is directed to prepare an amendment to the zoning ordinance setting forth permanent classifications and regulations for zoning of the annexed area and submit its recommendations to the council.

SECTION 6. Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION 7. Effective Date: This ordinance shall take effect upon passage and publication as provided by law.

This was a first reading.

CONSENT AGENDA

Ald. Peachey introduced Resolution No. 71.

**CITY OF JEFFERSON
RESOLUTION NO. 71**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for November 20, 2007 is hereby adopted.

The consent agenda for tonight includes:

- ◆ Vouchers Payable for October and November 2007 in the amounts of \$4,239.40 and \$214,573.14 and Payroll Summary for November 9, 2007 in the amount of \$133,888.09.
- ◆ Council Minutes from the Regular Session Meeting of the November 6, 2007 Common Council Meeting.
- ◆ Licenses as Approved by the Regulatory Committee.
 - ◆ Operator's Licenses
 - ◆ Special Class B Licenses

Ald. Peachey, seconded by Ald. Tully moved to recommend Resolution No. 71. On call of the roll, motion carried unanimously. Ald. Havill abstained from the approval of the minutes due to his absence.

RESOLUTION HONORING RETIRMENT OF JAMES SULLIVAN

Ald. Beyer introduced Resolution No. 72.

**CITY OF JEFFERSON
RESOLUTION NO. 72**

BE IT RESOLVED that the Common Council of the City of Jefferson, Wisconsin hereby thanks Mr. James Sullivan for his 36 years of dedicated service to the City of Jefferson Wastewater Utility, and

THEREFORE, BE IT FURTHER RESOLVED that the Common Council wishes him well in his retirement.

Ald. Beyer, seconded by Ald. Oppermann moved to recommend Resolution No. 72. On call of the roll, motion carried unanimously.

Ald. Brandel, seconded by Ald. Peachey moved to adjourn to Closed Session Pursuant to Section 19.85(1)(e) and 19.85(1)(c) of the Wisconsin State Statutes Related to Competitive Bargaining with the AFSCME City Hall Unit (EMS portion), the Potential Purchase of the Former Schweiger Property and to Discuss the Hire of Lead WWTP Operator. On call of the roll, motion carried unanimously.

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

**RESOLUTION AUTHORIZING THE HIRE OF TODD CLARK AS LEAD
WWTP OPERATOR**

Ald. Havill introduced Resolution No. 73.

**CITY OF JEFFERSON
RESOLUTION NO. 73**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the Common Council approves the promotion of Todd Clark to the position of LEAD Wastewater Treatment Plant Operator.

Ald. Havill, seconded by Ald. Brandel moved to recommend Resolution No. 73. On call of the roll, motion carried unanimously.

**RESOLUTION AUTHORIZING THE APPROVAL OF THE AFSCME CITY
HALL UNIT (EMS PORTION) BARGAINING AGREEMENT**

Ald. Cross introduced Resolution No. 74.

**CITY OF JEFFERSON
RESOLUTION NO. 74**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the City Administrator is authorized to approve and sign the AFSCME Tentative Agreement covering EMS personnel on behalf of the City of Jefferson at the beginning of the next payroll period.

Ald. Cross, seconded by Ald. Havill moved to recommend Resolution No. 74. On call of the roll, motion carried unanimously.

**RESOLUTION AUTHORIZING A BUDGET ADJUSTMENT AND ACCEPTING
AN ENVIRONMENTAL STUDY AND WAIVER OF ENVIRONMENTAL
CONTINGENCY ON OFFER TO PURCHASE FOR THE FORMER
SCHWEIGER PROPERTY**

Ald. Tully introduced Resolution No. 75.

**CITY OF JEFFERSON
RESOLUTION NO. 75**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the City Council hereby authorizes the following budget adjustment for an environmental study by Liesch Environmental Company, Madison, WI for a Phase I & II Environmental Assessment Update on the Schweiger Property.

BUDGET ITEM	ACCOUNT #	CURRENT BUDGET	BUDGET ADJUSTMNT	REVISED AMOUNT
Consultant Fees	19-50000-20-224	\$8,500.00	\$36,000.00	\$44,500.00

BE IT FURTHER RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the Common Council accepts the Phase No. 1 and No. 2 Environmental Assessment findings for the former Schweiger Property and waives any environmental contingencies as relating to the “Offer to Purchase” Agreement entered into between the City of Jefferson and the owner of the property.

Ald. Tully, seconded by Ald. Beyer moved to recommend Resolution No. 75. On call of the roll, motion carried unanimously.

Ald. Peachey, seconded by Ald. Beyer moved to adjourn the Tuesday, November 20, 2007 meeting of the Common Council. On call of the roll, motion carried unanimously.

The minutes of the Tuesday, November 20, 2007, 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