

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
TUESDAY, MARCH 17, 2009**

The Tuesday, March 17, 2009 meeting of the City of Jefferson Common Council was called to order at 7:30 p.m. by Mayor Myers. Members present were: Ald. Beyer, Ald. Cross, Ald. Tully, Ald. Oppermann (arrived 7:40pm), Ald. Brandel, Ald. Endl, Ald. Carnes and Ald. Peachey. Also present were: City Administrator Freitag, City Attorney Brantmeier and City Engineer Zalar.

PUBLIC PARTICIPATION

Gary Boyanovsky, 715 South Center Avenue, addressed the Council regarding the lighting/site plan for the new Burger Corner.

GIRL SCOUT PROCLAMATION

Mayor Myers then read a Girl Scout Proclamation.

RESOLUTION THANKING FORMER STREET SUPERINTENDENT DAVE HAFELDER FOR HIS DEDICATED SERVICE TO THE CITY OF JEFFERSON

Mayor Myers then introduced Resolution No. 113.

**CITY OF JEFFERSON
RESOLUTION NO. 113**

BE IT KNOWN that the

CITIZENS OF THE CITY OF JEFFERSON, WISCONSIN,

wish to recognize and express their appreciation to

**DAVE HAFELDER
PUBLIC WORKS SUPERINTENDENT**

WHEREAS, since joining the department in 1985, Dave Haffelder served the City of Jefferson for more than 24 years as an extraordinarily effective of the leader in the Public Works Department;

Was instrumental in the design and construction of the City Public Works facility;

Obtained funding for, developed and coordinated the City's innovative composting and recycling programs;

Instituted a modern and effective equipment replacement program;

Was an active member and officer in Southern Wisconsin Association of Public Works Supervisors (SWAPS);

Coordinated uncountable street closures for parades, fires, detours and floods;

Was a frugal steward of taxpayer monies, effectively balancing spending priorities while maintaining a high level of service and citizen satisfaction;

Served the citizens of this community tirelessly and without complaint, on call twenty-four hours per day, seven days per week, diligently monitoring the weather radar and plowing untold mountains snow;

Served as an effective and sympathetic diplomat to concerned citizens in need;

Protected the public safety and led his team heroically and tirelessly during the Flood of 2008, and

Was a cheerful and selfless team player, always eager to assist in any undertaking, always keeping a cool head in times of crisis and stress.

THEREFORE, BE IT RESOLVED that the Common Council of the City of Jefferson expresses its deepest gratitude on behalf of our citizens, on this day, March 17, 2009.

Gary A. Myers
MAYOR

Timothy Freitag
CITY ADMINISTRATOR

COUNCIL MEMBERS

William R. Brandel
Dave Carnes
David Endl
Paul Peachey

Peggy M. Beyer
Steven Cross
Dale Oppermann
Toby Tully, Jr.

Ald. Brandel, seconded by Ald. Carnes moved to recommend Resolution No. 113. On call of the roll, motion carried unanimously.

Dave Haffelder thanked the City for a great 24 years and great co-workers during his tenure.

APPOINTMENT – ROOM TAX COMMITTEE

Ald. Beyer, seconded by Ald. Tully moved to recommend that Brian Armstrong replace Nicole Pankow on the Room Tax Committee. On call of the roll, motion carried unanimously.

PUBLIC HEARING AND ACTION ON AN ORDINANCE TO AMEND SECTION 300-19B. OF THE CITY OF JEFFERSON MUNICIPAL CODE RELATED TO REZONING

Mayor Myers called the public hearing to order.

City Administrator Freitag read the Notice of Public Hearing.

Holly Mersen from RSV Engineering and Architect Duane Anderson then gave an explanation of the proposed restaurant. The proposal would move the Burger Corner out of the flood plain. Anderson then addressed some of the neighborhood concerns such as screening/lighting.

Mayor Myers then announced that if any citizen wished to address the Common Council on this issue, they could stand and give their name and address and address the Council at this time.

Roger Renz, 710 South Main Street, stated that he was concerned about the potential noise and the drive thru. He also noted his concern over the alley becoming “one-way”.

John Anhalt indicated that he would be installing a 6’ wood fence and landscaping to help with the noise.

Gary Boyanovsky, 715 South Center Avenue, asked about a privacy fence in his back yard to shield the view.

Tanya Boyanovsky, 715 South Center Avenue, stated her concerns about traffic in the alleyway.

Hearing from no one else, Mayor Myers closed the public hearing.

Ald. Peachey introduced Proposed Ordinance #4-09 for its second reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE #4-09**

An Ordinance to Amend Section 300-19 B. of the Municipal Code of the City of Jefferson Related to Rezoning.

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

Section 1. Section 300-19 B. of the zoning map, City of Jefferson, Wisconsin, which is herein made a part, is amended to change district boundaries by designating a formal zoning designation of from R-M (Multi-Family) to BHN (Business Highway & Neighborhood).

Description: Existing Residential Lot 124’ L x 66’ W. Lot 2, CSM 4597, Vol. 23, Pg 223.

Parcel #: 241-0614-0221-000

Address: 718 South Main Street

Proposed Permanent Zoning Designation: BHN (Business Highway & Neighborhood)

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 district boundary changes incorporated herein the zoning map, City of Jefferson.

Ald. Peachey, seconded by Ald. Beyer moved to recommend Proposed Ordinance #4-09.

Ald. Brandel, seconded by Ald. Oppermann moved to amend the ordinance to include that the applicant must consummate the sale within one year or the zoning reverts back to R-M (Multi-Family). On call of the roll, motion carried unanimously.

On call of the roll, Amended Proposed Ordinance #4-09 was carried unanimously.

PUBLIC HEARING AND ACTION ON AN ORDINANCE TO AMEND SECTION 300-24.2 RELATED TO A MIXED USE ZONING DISTRICT

Mayor Myers called the public hearing to order.

City Administrator Freitag read the Notice of Public Hearing.

City Administrator Freitag gave an explanation of the proposed amendment to the official map.

Mayor Myers then announced that if any citizen wished to address the Common Council on this issue, they could stand and give their name and address and address the Council at this time.

Hearing from no one, Mayor Myers closed the public hearing.

Ald. Endl introduced Proposed Ordinance #5-09 for its second reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE # 5-09**

An Ordinance to Create Section 300-24.2 relating to a Mixed Use Zoning District.

The Common Council, of the City of Jefferson, Jefferson County, Wisconsin hereby ordains as follows:

Section 1. Section 300-24.2 of the City of Jefferson Municipal Code relating to a Mixed Use Zoning District is hereby created:

§ 300-24.2 MIXED USE (M-U)

A. The (M-U) mixed residential, business and industrial commercial district is intended to provide for a number of uses deemed appropriate in areas of historical significance with existing buildings or otherwise unique characteristics. These include residential, as well as business and industrial uses. This district is intended to be used for larger areas which require careful advanced planning and coordination to ensure the proper execution of development plans. It is also intended that this zoning district be used in conjunction with the requirements and procedures of a Planned Unit Development (§ 300-29(A)) and that plans to be developed in the mixed residential, and business and industrial district be subject to rezoning through the Planned Unit Development in the City zoning ordinance. This will give the developer the greatest flexibility in redeveloping these larger parcels and the City greatest control over the design of the development and the image it creates within the City.

(1) Permitted uses.

a. Due to the unique historical features and characteristics of areas designated for redevelopment within the City and the stated intent that this underlying zoning district be used in association with the Planned Unit Development provisions of this chapter, any

and all uses allowed in any residential business **or industrial** district are allowed as part of an approved Planned Unit Development.

- (2) Lot area and width. Lots shall contain sufficient area and width to implement Redevelopment Plans as determined and approved by the Plan Commission and the City Council for the City of Jefferson.
- (3) Building height and area.
 - a. There shall be no maximum height restriction for principal structures in the M-U mixed residential, **and business and industrial** district, however, adequate measures shall be provided to afford adequate fire protection.
 - b. No accessory building shall exceed 15 feet in height.
 - c. The sum total of the floor area of the principal building(s) and all accessory buildings shall not exceed 50 percent of the lot area.
- (4) Parking requirements.
 - a. Off-street parking and loading areas are required as described in Chapters 265 and 300 of the City zoning ordinance.
- (5) Erosion control.
 - a. State Law shall be observed. See Com. Ch.60-66; Uniform Dwelling Code Ch. 20-25; and NR151.
- (6) Land use density and other standards.
 - a. Land use density and other standards shall, insofar as possible, be maintained in compliance with the requirements set forth in the underlying basic zoning district which most closely, as determined by the Plan Commission and City Council for the City of Jefferson, approximates the uses in one (1) of the business and/or industrial districts.
 - b. It is the intent of the MU district to promote the maximum benefit from coordinated area site planning, diversified location of structures and mixed compatible uses. Any and all approved Planned Unit Developments (PUD) shall consider and provide for a safe and efficient system for pedestrian and vehicular traffic, attractive recreation and landscaped open spaces, economic design and location of public and private utilities and community facilities and insure adequate standards of construction and planning pursuant to section 300-29 (A) of this code and section 62.23 (7)(b) Wis. Stats. However, under no circumstances shall industry be a permitted use in any PUD that also contains a residential dwelling unit.
- (7) Plans and specifications to be submitted to the Plan Commission. To encourage a residential, **and business and industrial** environment that is compatible with the residential character of the City, building permits for permitted uses in the M-U mixed residential and business district shall not

be issued without review and approval of the City of Jefferson Plan Commission pursuant to the guidelines set forth in Chapter 300 of this code. Said review and approval shall be concerned with general layout, business plans, ingress and egress, parking, loading and unloading, landscaping, and open space utilization.

(8) When in the judgment of the Planning Commission it would be inappropriate to apply literally a provision of the code as the area in question is part of a larger “mixed-use” development, or because extraordinary hardship would result, it may waive or vary such provision, provided that the spirit and purpose of the code shall be observed and the public health, safety and welfare considered in the exercise of their discretion.

Section 2. This Ordinance shall take effect and be in full force after passage and publication as provided by law and notification and attestation.

Ald. Endl, seconded by Ald. Brandel moved to recommend Proposed Ordinance #5-09. On call of the roll, motion carried unanimously.

AN ORDINANCE TO AMEND SECTION 197-6 F OF THE CITY OF JEFFERSON MUNICIPAL CODE RELATED TO NOXIOUS WEEDS

Ald. Cross introduced Proposed Ordinance #6-09.

**CITY OF JEFFERSON
PROPOSED ORDINANCE #6-09**

An Ordinance to Amend Section 197-6 F Relating to Noxious Weeds.

The Common Council, of the City of Jefferson, Jefferson County, Wisconsin hereby ordains as follows:

Section 1. Section 197-6 F. of the City of Jefferson Municipal Code relating to Noxious Weeds is hereby amended:

§ 197-6. Public nuisances affecting health.

F. Noxious weeds.

- (1) Any weeds such as jimson, burdock, ragweed, thistle, cocklebur or other weeds of a like kind found growing on any lot or tract of land in the City are hereby declared to be a nuisance, and no person shall permit any such weeds to grow or remain in any such place.
- (2) No person shall permit any weeds, grass or plants, other than trees, bushes, flowers, and cultivated agricultural or other ornamental plants, to grow to a height exceeding **8 INCHES** ~~4 inches~~ anywhere in the City. Any such plants or weeds exceeding such height are hereby declared to be a nuisance.
- (3) The City shall notify property owners of a violation of this Subsection F by mail. Owners shall be given five days from receipt to cut all noxious weeds

and any other weeds, grass or plants which exceed **8 INCHES** ~~4 inches~~. [Added 8-20-2002 by Ord. No. 9-02]

- (4) If the owner fails to comply with the notice provided for in Subsection F(3) above, the work may be performed by the City, in which case the property owner shall be charged actual wages per hour for labor and machinery costs per hour. In addition, the owner will be subject to the penalty charge as stipulated in Chapter 1, § 1-4C of this Code. [Added 8-20-2002 by Ord. No. 9-02¹]

Section 2. This Ordinance shall take effect and be in full force after passage and publication as provided by law and notification and attestation.

Mayor Myers indicated that the original ordinance called for 4inches, but was changed to 8 inches in Committee.

Ald. Peachey stated that he was in favor of the change, simply from a City Park perspective.

Ald. Cross, seconded by Ald. Beyer moved to recommend Proposed Ordinance #6-09. On call of the roll, motion carried unanimously.

AN ORDINANCE TO AMEND SECTIONS 286-5 B (1), 286-5 B (2)(A), 286-5 B (2)(B), 286-16 B, 286-21 B (4), 286-21 B (5), 286-23 C (3), 286-23 B (2)(G), 286-23 B (2)(H) AND 286-34 OF THE CITY OF JEFFERSON MUNICIPAL CODE RELATING TO FLOODPLAIN ZONING

Ald. Beyer introduced Proposed Ordinance #7-09 for its first reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE # 7-09**

An Ordinance to Amend Sections 286-5 B (1), 286-5 B (2)(a), 286-5 B (2)(b), 286-16 B, 286-21 B (4), 286-21 B (5), 286-23 C (3), 286-23 B (2)(g), 286-23 B (2)(h) and 286-34 Relating to the Floodplain Zoning Ordinance.

WHEREAS, the City of Jefferson adopted its current Floodplain Ordinance on August 15, 2005.

WHEREAS, on December 2, 2008, the City received a Letter of Final Determination (LFD), from the Federal Emergency Management Agency (FEMA), notifying the City that the new Flood Insurance Rate Maps (FIRMs) and Flood Insurance Study (FIS) would become effective within six months and notified the City of the requirement that the local Floodplain Ordinance must be amended by that date.

WHEREAS, the City's Ordinance must be amended no later than June 2, 2009 or the City will be suspended from the National Flood Insurance Program (NFIP).

WHEREAS, the Floodplain Amendment and adoption process includes reviews by the DNR and FEMA to insure the Ordinance is compliant with the minimum standards of 44 CFR 60 Chapter NR 116, Wisconsin Administrative Code.

THEREFORE, the City of Jefferson Common Council hereby amends its Floodplain Zoning Ordinance, §286 as follows:

Section 1. Sections 286-5 B (1), 286-5 B (2)(a), 286-5 B (2)(b), 286-16 B, 286-21 B (4), 286-21 B (5), 286-23 C (3), 286-23 B (2)(g), 286-23 B (2)(h) and 286-34 of the City of Jefferson Municipal Code relating to Floodplain Zoning Ordinance is hereby amended:

§286-5. GENERAL PROVISIONS

B. Official maps and revisions.

(1) The boundaries of all floodplain districts are designated as floodplains or A zones on the maps listed below and the revisions in the City of Jefferson's Floodplain Appendix. Any change to the Base Flood Elevations (BFE) in the Flood Insurance Study (FIS) or on the Flood Insurance Rate Map (FIRM) must be reviewed and approved by the DNR and FEMA before it is effective. No changes to Regional Flood Elevations (RFEs) on non-FEMA maps shall be effective until approved by the DNR. These maps and revisions are on file in the Office of the Zoning Administrator or City Engineer. If more than one map or revision is referenced, the most **restrictive** information shall apply.

(2) Official maps based on FIS, approved by DNR and FEMA:

(a) Flood Insurance Rate Map (FIRM), panel numbers **55055C0189E, 55055C0193E, 55055C0195E, 55055C0302E, 55055C0306E and 55055C0310E**, dated **June 2, 2009**, with corresponding profiles that are based on the Jefferson County Flood Insurance Study (FIS) Volume # 55055CV000A, dated **June 2, 2009**.

(b) (Delete)

**ARTICLE IV
Flood Fringe District (FF)**

§286-16 Standards for development in Flood-Fringe areas...

B. Accessory Structures or Uses. An accessory structure which is not connected to the principal structure and which is less than 600 square feet in size and valued at less than \$10,000.00 may be constructed with its lowest floor no

more than 2 feet below the Regional Flood Elevation if it is subject to flood velocities of no more than 2 feet per second and it meets all the provisions of §286.12(b)(1)(2)(3)(4) and sub section F below.

ARTICLE VI NONCONFORMING USES

§286.21. Applicability; conditions for continued use.

- B.(4) No modification or addition to any nonconforming structure or any structure with a nonconforming use which over the life of the structure would **equal or exceed** 50% of its present equalized assessed value shall be allowed unless the entire structure is permanently changed to a conforming structure with a conforming use in compliance with the applicable requirements of this chapter. Contiguous dry land access must be provided for residential and commercial uses in compliance with § 286-16A. The costs of elevating a nonconforming building or a building with a nonconforming use to the flood protection elevation are excluded from the fifty-percent provisions of this subsection.
- B.(5) Damaged structures.
- (a) Except as provided in Subsection B(5)(b), if any nonconforming structure or any structure with a nonconforming use is destroyed or is substantially damaged, it cannot be replaced, reconstructed or rebuilt unless the use and the structure meet the current requirements of this chapter. A structure is considered substantially damaged if the total cost to restore the structure to its pre-damaged condition **equals or exceeds** 50% of the structure's present equalized assessed value.

§ 286-23. Flood-fringe areas.

C (3) In combination with other previous modifications or additions to the building does not **equal or exceed** 50% of the present equalized assessed value of the building.

§ 286-25. Zoning Administrator

B (2) Site Development Plan. A site plan drawn to scale shall be submitted with the permit application form and shall contain:

- g. The elevation of the lowest floor of proposed buildings and any fill using **vertical datum from the adopted study – either National Geodetic Vertical Datum (NGVD) or North American Vertical Datum (NAVD)**;
- h. Data sufficient to determine the regional flood elevation in NGVD **or NAVD** at the location of the development and to determine whether or not the requirement of s. Article III or Article IV.

ARTICLE X

DEFINITIONS

§ 286-34. Word usage and definitions
(following to be alphabetically inserted)

“NAVD” or North American Vertical Datum” – Elevations referenced to mean sea level datum, 1988 adjustment.

Section 2. This Ordinance shall take effect and be in full force after passage and publication as provided by law and notification and attestation.

This was a first reading.

CONSENT AGENDA

Ald. Oppermann introduced Resolution No. 104.

CITY OF JEFFERSON RESOLUTION NO. 104

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for March 17, 2009 is hereby adopted.

The consent agenda for tonight includes:

- ◆ Vouchers Payable for February and March 2009 in the amounts of \$99,153.60 and \$212,389.16 and Payroll Summary for February 27, 2009 in the amount of \$135,442.44.
- ◆ Council Minutes from the March 3, 2009 Regular and Closed Session Meetings of the Common Council.
- ◆ Greenwood Cemetery Association Subsidy for 2009 - \$16,525.
- ◆ Licenses as Approved by the Regulatory Committee.
 - ◆ Operator’s Licenses
 - ◆ Special Class B Licenses

Ald. Peachey indicated that the Greenwood Cemetery subsidy was unanimously approved at Finance Committee and that this was a budgeted expenditure.

Ald. Oppermann, seconded by Ald. Tully moved to recommend Resolution No. 104. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING A CONTRACT WITH LIFEQUEST COMPANY FOR EMS BILLING AND COLLECTION SERVICES

Ald. Brandel introduced Resolution No. 105.

CITY OF JEFFERSON RESOLUTION NO. 105

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the EMS Director and the City Administrator are herein authorized to enter into a contract with LifeQuest Company of Wautoma, Wisconsin for EMS billing and collection services on behalf of the City of Jefferson. Said contract to commence on or about May 1, 2009.

BE IT FURTHER RESOLVED, that the EMS Director and City Administrator are herein authorized to give a 30 day Notice of Service Cancellation to the existing billing service, American, Accounts and Advisors, Inc.

Ald. Beyer thanked EMS Director Reinen for doing a good job of keeping on top of the billings.

Ald. Brandel, seconded by Ald Peachey moved to recommend Resolution No. 105. On call of the roll, motion carried unanimously.

RESOLUTION ACCEPTING PROPOSAL FOR 2009 FIREWORKS DISPLAY ON JULY 3

Ald. Carnes introduced Resolution No. 106.

**CITY OF JEFFERSON
RESOLUTION NO. 106**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the Parks, Recreation and Forestry Director is hereby authorized to accept the proposal from Five Star Fireworks in the amount not less than \$5,000 for the services to provide a firework display on July 3 at Pitzner Parkway in the City of Jefferson.

Ald. Carnes commented that \$4,500 was budgeted and that another \$500 would be provided thru donations.

Ald. Carnes, seconded by Ald. Brandel moved to recommend Resolution No. 106. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE DEMOLITION OF THE BAKERTOWN MUSEUM

Ald. Peachey introduced Resolution No. 107.

**CITY OF JEFFERSON
RESOLUTION NO. 107**

BE IT RESOLVED by the Common Council of the City of Jefferson that the Parks, Recreation and Forestry Director is herein authorized to take steps necessary to raise the Bakertown Museum. These steps include utilizing the building for practice firefighter training drills.

BE IT FURTHER RESOLVED that the Parks, Recreation and Forestry Director is authorized to enter into a contract with Jaeckel Brothers in an amount not to exceed \$10,000 for the cleanup of the site. This amount will be allocated from the Parks Development Fund.

BE IT FURTHER RESOLVED that the demolition of the Bakertown Museum not take place prior to May 1, so that interested parties may contact the Parks, Recreation and Forestry Director to arrange for the relocation of the structure to another location. It is the City's intent to offer this building free for parties paying to relocate it.

Ald. Beyer moved to amend the resolution to include that the City pay up to \$500 to help with relocation costs for the building. Ald. Tully seconded the motion.

Ald. Beyer then explained that \$500 carrot may be enough to save the historic building. On call of the roll, motion carried unanimously.

Ald. Endl suggested that the City put a time limit on the individual to move it.

City Attorney Brantmeier stated that the City would also want an indemnification.

City Park, Recreation and Forestry Director Keller stated that the City would still have the basement and the cleanup costs.

Ald. Peachey asked how much it would cost to move the building. Keller commented that she had tried to offer the building, but has had no takers.

Ald. Oppermann suggested getting it moved by July 1, 2009.

Ald. Peachey, seconded by Ald. Brandel moved to recommend Resolution No. 107. On call of the roll, motion carried unanimously.

**RESOLUTION AUTHORIZING THE EXECUTION OF AN
INTERGOVERNMENTAL AGREEMENT FOR THE CREATION AND
OPERATION OF A STORMWATER EDUCATION PROGRAM**

Ald. Tully introduced Resolution No. 108.

**CITY OF JEFFERSON
RESOLUTION NO. 108**

**Authorizing the Execution of Agreement and for the City of Jefferson to become a
Member of the Rock River Stormwater Group**

WHEREAS, educating, encouraging, and motivating individuals to adopt sustainable stormwater practices is necessary to promote better water quality and to fulfill future obligations of the MS4 Permit, and

WHEREAS, by entering into a Rock River Stormwater Group members could achieve new efficiencies through regionally coordinating public outreach and education programs, and

WHEREAS, Section 66.0301(2) of the Wisconsin Statutes authorizes cooperation between municipalities, and allows municipalities to contract with each other for the receipt or furnishing of services or the joint exercise of any power or duty required or authorized by law, and

WHEREAS, the Rock River Stormwater Group would provide materials, reports and an education program sufficient to fulfill the public education and outreach requirements of the Wisconsin Department of Natural Resources Municipal Storm Sewer System General Permit, and

WHEREAS, it is in the best interests of the City of Jefferson to join the Rock River Stormwater Group and enter into the Rock River Stormwater agreement.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Jefferson does APPROVE that the City of Jefferson become an associate member of the Rock River Stormwater Group, and

BE IT FUTHER RESOLVED, that the City Council of the City of Jefferson authorizes to pay from the Stormwater Utility Fund the \$1,000.00 membership fee to join the Rock River Stormwater Group, and

BE IT FUTHER RESOLVED, that the City Council of the City of Jefferson authorizes and directs the City Engineer, or her designee, to be designated as the City of Jefferson's official representative to the Rock River Stormwater Group, and

BE IT FUTHER RESOLVED, that the City Council of the City of Jefferson authorizes and directs the City Administrator to enter into the Rock River Stormwater Group Agreement relating to the creation and sustainment of the Rock River Stormwater Group.

City Engineer Zalar indicated that this would set up Jefferson to be a permitted community – which we will need in the future.

Ald. Brandel stated that the Streets Committee is encouraging the joining of it and the fee of \$1,000 is less than those forced to join.

Ald. Tully, seconded by Ald. Beyer moved to recommend Resolution No. 108. On call of the roll, motion carried unanimously.

RESOLUTION APPROVING THE 2009 CITY OF JEFFERSON SCHEDULE OF FEES FOR THE EROSION CONTROL FEE AND THE EROSION CONTROL AND STORMWATER MANAGEMENT FEE

Ald. Endl introduced Resolution No. 109.

**CITY OF JEFFERSON
RESOLUTION NO. 109**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the Council hereby adopts the Erosion Control fee and the Erosion Control and Stormwater Management fee.

Erosion Control Fee	\$25 base fee + \$0.0025 per ft ² of disturbed area
Erosion Control and Stormwater Management Fee	\$50 base fee + \$0.0025 per ft ² of disturbed area + \$0.010 per ft ² of impervious area

City Engineer Zalar indicated that the previously adopted Schedule of Fees included a “To Be Determined” amount for these fees. She stated that after review Engineer Jenkins and herself have determined the recommended fees to be fair and in-line with other communities.

Ald. Endl, seconded by Ald. Brandel moved to recommend Resolution No. 109. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT FOR WITH WISDOT TO PURCHASE SODIUM CHLORIDE ON WISDOT BID

Ald. Cross introduced Resolution No. 110.

**CITY OF JEFFERSON
RESOLUTION NO. 110**

Authorizing the Execution of Agreement with WisDOT to Purchase Salt under the WisDOT Bid

WHEREAS, purchasing salt for snow and ice control is necessary as a deicing agent for the 2009-2010 winter season, and

WHEREAS, the Wisconsin Department of Transportation (WisDOT) has contacted the City of Jefferson to participate in their salt bid, and

WHEREAS, the WisDOT agreement provides for an Guaranteed Early Fill, Guaranteed Season Fill, and Vender Reserve that is limited to 15 percent of the total amount contracted, and

WHEREAS, under the agreement the City of Jefferson would be required to purchase the fill amounts included in the agreement at the bid prices, and

WHEREAS, the City of Jefferson has purchased 700 tons of salt for the 2007-2008 winter season and purchase 700 tons of salt for the 2008-2009, and

WHEREAS, it is in the best interests of the City of Jefferson enter into the Municipal Agreement to Purchase Sodium Chloride on WisDOT Bid.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Jefferson does APPROVE that the City of Jefferson participating in the WisDOT Bid for the purchase of salt, and

BE IT FUTHER RESOLVED, that the City Council of the City of Jefferson authorizes the Guaranteed Early Fill of 350 tons, a Guaranteed Seasonal Fill of 350 tons, and a Vendor Reserve of 105 tons, and

BE IT FUTHER RESOLVED, that the City Council of the City of Jefferson authorizes and directs the City Administrator to enter into the Municipal Agreement to Purchase Sodium Chloride on WisDOT Bid.

City Engineer Zalar stated that since the salt shortage, prices on salt have gotten outrageously high – if you can get it at all. She stated that the City has an opportunity to get in on the State bid – which should secure salt for the upcoming season and provide a fairly decent savings for the City.

Ald. Oppermann asked when we would know how much per ton the salt would be. Zalar indicated around the middle of April. She noted that the City has \$28,000 budgeted for salt.

Ald. Cross, seconded by Ald. Carnes moved to recommend Resolution No. 110. On call of the roll, motion carried unanimously.

CANCELLATION COMMON COUNCIL MEETING

Ald. Oppermann introduced Resolution No. 111.

CITY OF JEFFERSON RESOLUTION NO. 111

BE IT RESOLVED by the Common Council of the City of Jefferson that the regular Common Council meeting night of April 7th, 2009 is hereby cancelled.

Ald. Oppermann, seconded by Ald. Peachey moved to recommend Resolution No. 111.

Ald. Oppermann, seconded by Ald. Carnes moved to reschedule the meeting by March 31st. On call of the roll, motion carried unanimously.

RESOLUTION NAMING THE NEW STREET BETWEEN WEST MILWAUKEE STREET AND WEST RACINE STREET

Ald. Brandel introduced Resolution No. 112.

**CITY OF JEFFERSON
RESOLUTION NO. 112**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the official name of the new avenue that runs between West Milwaukee Street and West Racine Street is Eagle Drive.

Ald. Oppermann commented that it was Ald. Carnes idea.

Ald. Brandel, seconded by Ald. Carnes moved to recommend Resolution No. 112. On call of the roll, motion carried unanimously.

Ald. Peachey, seconded by Ald. Beyer moved to adjourn the March 17, 2009 meeting of the Common Council. On call of the roll, motion carried unanimously.

The minutes of the Tuesday, March 17, 2009, 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