

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
TUESDAY, JANUARY 19, 2010**

The Tuesday, January 19, 2010 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. Tully, Ald. Carnes, Ald. Peachey, Ald. Cross, Ald. Brandel, Ald. Endl and Ald. Oppermann. Also present were: City Administrator Freitag, City Engineer Weiss, City Clerk/Treasurer Stewart and City Attorney Brantmeier.

PUBLIC PARTICIPATION

Traci Skolaski, introduced herself to the Council as the new Chamber President. She reminded the Council that the Annual Dinner is on January 25th.

RDA APPOINTMENTS

Ald. Brandel, seconded by Ald. Beyer moved to appoint Ron Michaelis to fill the term of Mary Haag (5/1/2014) on the Jefferson Redevelopment Authority. On call of the roll, motion carried unanimously.

AN ORDINANCE TO AMEND SECTION 300-19 B. OF THE MUNICIPAL CODE OF THE CITY OF JEFFERSON RELATED TO REZONING

Ald. Tully introduced Proposed Ordinance #1-10 for its first reading.

**CITY OF JEFFERSON
PROPOSED ORDINANCE #1-10**

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 deleting the following area from B-C (Central Commercial) and changing to RM (Multi-Family).

Description: Lot 5, Blk 7, Ex E46Ft, Sanborn's Addition.

Parcel #: 241-0614-1121-068

Address: 152 North Main Street

Proposed Permanent Zoning Designation: RM (Multi-Family)

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.

This was a first reading.

CONSENT AGENDA

Ald. Oppermann introduced Resolution No. 91.

**CITY OF JEFFERSON
RESOLUTION NO. 91**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for January 19, 2010 is hereby adopted.

The consent agenda for tonight includes:

- ◆ Vouchers Payable for December 2009 and January 2010 in the amounts of \$37,698.92, \$55,104.56 and \$113,123.28 and Payroll Summary for January 1, 2010 in the amount of \$140,980.25.
- ◆ Council Minutes from the January 5, 2010 Meeting of the Common Council.
- ◆ Licenses as Approved by the Regulatory Committee.
 - ◆ Operator's Licenses
 - ◆ Special Class B Licenses

Ald. Oppermann, seconded by Ald. Cross moved to recommend Resolution No. 91. On call of the roll, motion carried unanimously. Ald. Endl abstained from the approval of the minute due to his absence.

**RESOLUTION AUTHORIZING THE PURCHASE OF A PUMPER TRUCK
(FIRE ENGINE)**

Ald. Peachey introduced Resolution No. 92.

**CITY OF JEFFERSON
RESOLUTION NO. 92**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin, that the Fire Chief and City Administrator are authorized on behalf of the City of Jefferson to purchase one (1) Pierce Impel Pumper (fire engine) from Reliant Fire Apparatus, Inc., of Cedarburg, Wisconsin for a final contract amount of \$499,180.00. The purchase of the new fire engine will replace a 1980 Pierce Pumper that is being removed from service due to age and obsolesce.

BE IT FURTHER RESOLVED, by the Common Council of the City of Jefferson that the 1980 Pierce Pumper is declared surplus property and the Fire Chief is herein authorized to sell or trade or otherwise dispose of the 1980 Pierce Pumper subject to City of Jefferson surplus property disposal policy and procedures.

Assistant Chief Dorn explained the process that the Department had followed to get to this point. He stated that he (and the other firepersons/staff) feels that they have been able to put together a really good truck which will serve the community well.

Dawn Gunderson of Ehlers and Associates then explained the proposed debt issuance which, in part, would be used to fund the purchase of the new truck. She stated that several different financial scenarios were presented to the Finance Committee for their consideration. After their analysis they recommended the Non-Rated, BAB issue. This saves the City the most time and money in the long run, but does require an investment of between \$7,500-\$8,000 upfront.

Ald. Peachey, seconded by Ald. Carnes moved to recommend Resolution No. 92. On call of the roll, motion carried unanimously.

**RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED \$825,000
GENERAL OBLIGATION PROMISSORY NOTES**

Ald. Endl introduced Resolution No. 93.

**CITY OF JEFFERSON
RESOLUTION NO. 93**

**RESOLUTION PROVIDING FOR THE SALE OF NOT TO EXCEED
\$825,000 GENERAL OBLIGATION PROMISSORY NOTES**

WHEREAS the City of Jefferson, Jefferson County, Wisconsin (the "City") is presently in need of not to exceed \$825,000 for public purposes, including financing the construction of street improvements and acquisition of a fire truck; and

WHEREAS it is desirable to borrow said funds through the issuance of general obligation promissory notes pursuant to Section 67.12(12), Wis. Stats.;

NOW, THEREFORE, BE IT RESOLVED that:

Section 1. The Notes. The City shall issue its General Obligation Promissory Notes in an amount of not to exceed \$825,000 (the "Notes") for the purposes above specified. The City may, by further action of the Common Council, determine to issue the Notes as tax-exempt notes designated "General Obligation Promissory Notes" or as taxable Build America Bonds designated "Taxable General Obligation Promissory Notes (Build America Bonds - Direct Payment)".

Section 2. Sale of Notes. The Common Council hereby authorizes and directs that the Notes be offered for sale. At a subsequent meeting, the Common Council shall consider such bids or proposals for purchase of the Notes as may have been received and take action thereon.

Section 3. Official Statement. The City Clerk shall cause an Official Statement or Offering Statement concerning this issue to be prepared by the City's financial advisor,

Ehlers & Associates, Inc. The appropriate City officials shall determine when the Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Statement, such certification to constitute full authorization of such Statement under this resolution.

Ald. Endl, seconded by Ald. Beyer moved to recommend Resolution No. 93. On call of the roll, motion carried unanimously.

AUTHORIZATION TO WRITE OFF DELINQUENT PERSONAL PROPERTY BILLS

Ald. Carnes introduced Resolution No. 94.

**CITY OF JEFFERSON
RESOLUTION NO. 94**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the City Administrator is hereby authorized to delete the following Personal Property bills from the accounts receivable:

<u>YEAR</u>	<u>PERSONAL PROPERTY</u>	<u>TOTAL DELINQUENT PRINCIPAL</u>
2008		
	Bon Ton Bakery	\$ 585.81
	Budget Rent a Car	\$ 17.01
	Erie Insurance	\$ 188.97
	Esenberg Chiropractic	\$ 56.69
	GW Services	\$ 35.90
	Hemp Photography	\$ 115.27
	JKV Rental	\$ 39.68
	Legacy Custom	\$ 14,684.92
	Morgans	\$ 188.97
	NES Equipment	\$ 188.97
	P&R Production Machine	\$ 181.41
	Salon De Selleza	\$ 188.97
	Sara Lee	\$ 7.56
	Slammin Ink	\$ 51.02
	The Depot	\$ 188.97
	Tonys Fiber Care	\$ 188.97
	Subtotal	16,909.09
	TOTAL	<u>\$16,909.09</u>

Ald. Carnes, seconded by Ald. Brandel moved to recommend Resolution No. 94. On call of the roll, motion carried unanimously.

RESOLUTION ACCEPTING BID FOR 2010 TREE TRIMMING

Ald. Beyer introduced Resolution No. 95.

CITY OF JEFFERSON

RESOLUTION NO. 95

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the City Administrator is hereby authorized to contract with Two Guys Trimming to perform pruning and with Beaver Tree Service to perform tree removal for 2010. \$8,900.00 has been budgeted in 2010 for this service.

Ald. Beyer, seconded by Ald. Peachey moved to recommend Resolution No. 95.

Ald. Beyer stated that she could not support the Resolution as recommended by the Finance Committee. She stated that she would recommend that both the pruning and removals be given to 2 Guys Trimming because they were the overall low bidder and they also are a local business. Ald. Beyer then made an amendment to authorize the contract with Two Guys Trimming for pruning and tree removal. Ald. Endl seconded the motion. On call of the roll, motion carried by a vote of 5 to 3. Ald. Carnes, Ald. Oppermann and Ald. Peachey cast the dissenting votes.

Roll was then called on Amended Resolution No. 95. On call of the roll, motion carried by a vote of 5 to 3. Once again, Ald. Carnes, Ald. Oppermann and Ald. Peachey cast the dissenting votes.

AUTHORIZING PURCHASE OF A 2010 MARKED SQUAD VEHICLE

Ald. Beyer introduced Resolution No. 96.

CITY OF JEFFERSON RESOLUTION NO. 96

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the City Administrator is hereby authorized to purchase a 2010 Ford Crown Victoria Police Package vehicle from Capitol Ford Sales for an amount of \$22,377.00.

Lt. Lutz indicated that five bids were sent out, but only one was returned. He noted that the 2010 bid came back less than the 2009 bid.

Ald. Beyer asked if they would need to purchase all new equipment when the Crown Victorias are no longer made. Lutz stated that we would, but we would only need to outfit one vehicle at a time.

Ald. Beyer, seconded by Ald. Peachey moved to recommend Resolution No. 96. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BT2, INC. TO COMPLETE GROUNDWATER SAMPLING AND ANALYSIS

Ald. Cross introduced Resolution No. 97.

**CITY OF JEFFERSON
RESOLUTION NO. 97**

Authorizing the Execution of Agreement with BT² to Complete Groundwater Sampling and Analysis at the Old Underground Fuel Tank Location near the Wastewater Treatment Plant

WHEREAS, BT², Inc. has provided professional environmental services for the City of Jefferson since it was initially determined that the underground fuel storage tanks leaked near the Wastewater Treatment Plant, and

WHEREAS, the City of Jefferson has removed the underground storage tanks, removed contaminated soils, installed monitoring wells with assistance from BT², Inc., and

WHEREAS, BT², Inc. provided the City of Jefferson with a not-to-exceed contract for \$1,500 to complete groundwater sampling and analysis at the monitoring wells that are installed near the site of the underground fuel storage tanks, and

WHEREAS, the Wisconsin Department of Natural Resources has accepted the completion of groundwater sampling and analysis at the monitoring wells as an acceptable next step for the City of Jefferson to be in compliance with Section 292, Wisconsin Stats., and

WHEREAS, the City of Jefferson has budgeted funds to address the contamination near the Wastewater Treatment Plant in the 2010 budget through the Capital Outlay Fund and the City of Jefferson will allocate funds for the professional services through these funds.

NOW, THEREFORE, BE IT RESOLVED, that the City of Jefferson authorizes and directs the City Engineer to enter into an agreement with BT², Inc. of Madison, Wisconsin in the amount not to exceed \$1,500 to complete groundwater sampling and analysis.

City Engineer Weiss then provided the Council with an explanation of Resolution No. 97 & 98.

Ald. Cross, seconded by Ald. Peachey moved to recommend Resolution No. 97. On call of the roll, motion carried unanimously.

RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH BT² TO COMPLETE SITE INVESTIGATION AND CLOSURE REQUEST REPORT

Ald. Brandel introduced Resolution No. 98.

**CITY OF JEFFERSON
RESOLUTION NO. 98**

Authorizing the Execution of Agreement with BT² to Complete Site Investigation and Closure Request Report for the Contaminated Site known as 220 East Racine Street

WHEREAS, BT², Inc. has provided professional environmental services to the City of Jefferson since the site known as 220 East Racine Street was discovered as part of the State Trunk Highway 18 project in 2008, and

WHEREAS, BT², Inc. provided the City of Jefferson with a not-to-exceed contract for \$4,500 to complete the final site investigation and closure request report for the 220 East Racine site, and

WHEREAS, the City of Jefferson will need to submit \$950 to the Department of Natural Resources (DNR) to review the Closure Request Report and to maintain the GIS Registry of the site as required by the DNR, and

WHEREAS, BT², Inc. will submit a Petroleum Environmental Cleanup Fund Act (PECFA) claim on behalf of the City of Jefferson upon DNR closure approval for monies spent by the City of Jefferson exceeding the \$10,000 deductible, and

WHEREAS, the City of Jefferson has budgeted funds to address the contamination at this site in the 2010 budget through the Capital Outlay Fund and the City of Jefferson will allocate funds for this professional work through these funds.

NOW, THEREFORE, BE IT RESOLVED, that the City of Jefferson authorizes and directs the City Engineer to enter into an agreement with BT², Inc. of Madison, Wisconsin in the amount not to exceed \$4,500 to complete the site investigation and closure request report, and further authorizes and directs the City Engineer to submit \$950 to the DNR to review the Closure Request Report and to maintain the GIS Registry of the site as required by the DNR.

Ald. Brandel, seconded by Ald. Endl moved to recommend Resolution No. 98. On call of the roll, motion carried unanimously.

Ald. Peachey seconded by Ald. Beyer moved to adjourn the January 19, 2010 meeting of the Common Council. On call of the roll, motion carried unanimously.

The minutes of the Tuesday, January 19, 2010, 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