

Meeting of: **COMMON COUNCIL OF THE CITY OF STOUGHTON**
Date//Time: Tuesday, April 14, 2020 @ 7:00 p.m.
Location: The meeting of the Common Council will be conducted virtually due to COVID-19. You can join the meeting from your computer tablet or smartphone: <https://global.gotomeeting.com/join/668671461>. You can also dial in using your phone: United States: +1 (312) 757-3117 Access Code: 668-671-461.
Members: Mayor Tim Swadley, Matt Bartlett, Sid Boersma, Phil Caravello, Ozzie Doom, Ben Heili, Regina Hirsch, Greg Jenson, Jean Ligocki, Tom Majewski, Lisa Reeves, and Brett Schumacher

CALL TO ORDER

Roll Call, Communications, and Presentations:

Mayor Swadley called the meeting to order at 7:06 p.m.

Clerk Licht called roll and noted that there were 11 alders present.

- Volunteer of the Year Proclamation—Tricia Suess Charleston
- Volunteer of the Year Proclamation—Sharon Mason-Boersma
- Stoughton’s Friend of Youth Proclamation—Cynthia Shlegel
- Stoughton’s Business Person of the Year—Kendall & Trish Gulseth, Koffee Kup
- Election Update

Minutes and Reports:

Public Comment Period:

None

CONSENT AGENDA

A. March 10, 2020 Council Minutes

Motion by Jenson, second by Hirsch to approve the consent agenda. Motion carried 11-0.

OLD BUSINESS

NEW BUSINESS

HEARING: Discussion and possible decision on the complaint seeking Revocation of the “Class B” Reserve Combination License held by Shaker Saloon, LLC d/b/a Shakers Saloon located at 111 Chalet Dr.

Motion by Jenson, second by Heili to revoke the “Class B” Reserve Combination License held by Shaker Saloon, LLC d/b/a Shakers Saloon located at 111 Chalet Dr. Attorney Watt presented his objection to the report, noting that the agent and the corporation are the same person. He added that

there was a presumption of “intent to deliver” and Mr. Kittleson has not yet been convicted of any crime. He stated that Shakers would not take further legal action if the council agreed to a suspension until June 1, 2020. Rick Manthe stated that Shakers, LLC knowingly allowed Mr. Kittleson on the premise with 2.5 ounces of cocaine. He noted that Mr. Kittleson and Shakers Saloon, LLC are 2 different entities. He argued that on the day of the hearing, Shakers had taken no steps to remove Kittleson from the LLC.

Motion by Ligocki, second by Hirsch to suspend the license for 48 days with June 8 being the effective end date. Motion carried on a vote of 6-5 with Boersma, Caravello, Doom, Jenson and Reeves voting no.

Original motion as amended carried 7-4 with Doom, Jenson, Reeves, and Boersma voting ‘no’.

R-49-2020- Possible action to approve the appointment of Chatta Huffman as agent for Shakers Saloon, LLC d/b/a Shakers Saloon, located at 111 Chalet Dr.

Motion by Heili, second by Bartlett to approve R-49-2020 Possible action to approve the appointment of Chatta Huffman as agent for Shakers Saloon, LLC d/b/a Shakers Saloon, located at 111 Chalet Dr. Motion carried 11-0.

Discussion and possible action regarding Mayor Swadley’s Emergency Declaration

Motion by Reeves, second by Jenson to ratify Mayor Swadley’s Emergency declaration. Motion carried 11-0.

R-50-2020- Approving City of Stoughton employees, volunteers and vendors that are deemed essential during the COVID-19 Pandemic

Motion by Jenson, second by Schumacher to approve R-50-2020 Approving City of Stoughton employees, volunteers and vendors that are deemed essential during the COVID-19 Pandemic. Motion carried 11-0.

R-51-2020- Authorizing City of Stoughton Department Heads to generate and make changes to emergency polices on an as needed basis for the duration of the COVID-19 pandemic

Motion by Hirsch, second by Reeves to approve R-51-2020 Authorizing City of Stoughton Department Heads to generate and make changes to emergency polices on an as needed basis for the duration of the COVID-19 pandemic. Motion carried 11-0.

R-52-2020- Authorizing and approving a Memorandum of Understanding with the Stoughton Professional Police Association regarding schedule changes

Motion by Reeves, second by Schumacher to approve R-52-2020 Authorizing and approving a Memorandum of Understanding with the Stoughton Professional Police Association regarding schedule changes. There will be an approximate cost of \$87,000 to make the changes to 12 hours per week. Motion carried 11-0.

R-53-2020- Identifying Emergency Responders for the purposes of the Families First Coronavirus Response Act

Motion by Reeves, second by Caravello to approve R-53-2020 Identifying Emergency Responders for the purposes of the Families First Coronavirus Response Act. Motion carried 11-0.

R-54-2020- Approving the Interim Compensation Plan through April 30, 2020 as outlined in the March 19, 2020 Memo

Motion by Reeves, second by Ligocki to approve R-54-2020 Approving the Interim Compensation Plan through April 30, 2020 as outlined in the March 19, 2020 Memo. Council agreed that we should stay with this plan until the Safer at Home Order has been lifted.

Motion by Ligocki, second by Heili to amend the interim compensation plan as outlined in the March 19, 2020 to be ratified through the expiration of the until Safer at Home Order or as otherwise modified by the council. Motion carried 11-0.

Original motion as amended 11-0.

R-55-2020- Authorizing and directing the proper City official(s) to enter into an agreement with Parisi Construction Co., Inc. for the 2020 Street and Utility Reconstruction Contract 1-2020

Motion by Schumacher, second by Hirsch to approve R-55-2020 Authorizing and directing the proper City official(s) to enter into an agreement with Parisi Construction Co., Inc. for the 2020 Street and Utility Reconstruction Contract 1-2020. Boersma expressed concerns about COVID-19 policies that the construction company would be following and the costs of residents during this time. Motion carried 11-0.

R-56-2020- Authorizing and directing the proper City official(s) to amend the 2020-2024 City of Stoughton Capital Improvements Plan (CIP) Budget in relation to the Street and Construction contract 1-2020

Motion by Schumacher, second by Reeves to approve R-56-2020 Authorizing and directing the proper City official(s) to amend the 2020-2024 City of Stoughton Capital Improvements Plan (CIP) Budget in relation to the Street and Construction contract 1-2020. Motion carried 11-0.

Discussion and possible action regarding recovery of Unlawful Tax Request from Ryan Tax Compliance on behalf of Aldi, Inc. to refund taxes of \$1,543.90

Motion by Schumacher, second by Reeves to pay the unlawful tax \$1,543.90 to Aldi, Inc. Motion carried 11-0.

R-57-2020- Authorizing the submittal of a Wisconsin DNR Stewardship Local Units of Government, Federal Land and Water Conservation Fund, and Recreational Trails Grant Programs grant application by the Parks & Recreation Director for Yahara Riverfront Development Project

Motion by Hirsch, second by Reeves to approve R-57-2020 Authorizing the submittal of a Wisconsin DNR Stewardship Local Units of Government, Federal Land and Water Conservation Fund, and Recreational Trails Grant Programs grant application by the Parks & Recreation Director for Yahara Riverfront Development Project. Motion carried 11-0.

R-58-2020- Authorizing the Participation in the Department of Natural Resources Municipal Dam Grant Program

Motion by Hirsch, second by Reeves to approve R-58-2020 Authorizing the Participation in the Department of Natural Resources Municipal Dam Grant Program. Motion carried 11-0.

R-59-2020- Authorizing and directing the proper city officials to amend the 2020-2024 City of Stoughton Capital Improvements Plan (CIP) Budget

Motion by Schumacher, second by Reeves to approve R-59-2020 Authorizing and directing the proper city officials to amend the 2020-2024 City of Stoughton Capital Improvements Plan (CIP) Budget. Motion carried 10-1 with Boersma voting 'no'.

R-60-2020- Annual Report-Municipal Separate Storm Sewer System (MS4) Permit

Motion by Heili, second by Reeves to approve R-60-2020 Annual Report-Municipal Separate Storm Sewer System (MS4) Permit. Motion carried 11-0.

R-61-2020- Approving a Conditional Use Permit by Zink Power at 2443 County Highway A, Stoughton, WI

Motion by Caravello, second by Majewski to approve R-61-2020 Approving a Conditional Use Permit by Zink Power at 2443 County Highway A, Stoughton, WI. Motion carried 11-0.

Discussion and possible action regarding recommendation to rebid 1-2020 Alternate Bid No.1 for Sanitary Sewer Work as a Separate Contract

Motion by Hirsch, second by Schumacher to re-bid 1-2020 alternate bid no. 1 for sanitary sewer works as a separate contract. Motion carried 11-0.

Approval of a Communication Cabinet Easement Located at Stoughton Utilities Well No. 4 at 921 N. Van Buren Street

Motion by Hirsch, second by Schumacher to approve a communication cabinet easement located at Stoughton Utilities Well. No. 4 at 921 N. Van Buren St. Motion carried 11-0.

Adjournment:

Motion by Reeves, second by Jenson to adjourn at 10:19 p.m. Motion carried 11-0.

Respectfully Submitted,

Holly Licht, City Clerk