

Meeting of: **COMMON COUNCIL OF THE CITY OF STOUGHTON**
Date/Time: Tuesday, June 12, 2018 @ 7:00 p.m.
Location: Council Chambers (2nd Floor of Public Safety Building)
321 South Fourth Street, Stoughton, Wisconsin
Members: Mayor Tim Swadley, Matt Bartlett, Sid Boersma, Phil Caravello, Denise Duranczyk, Regina Hirsch, Greg Jenson, Kathleen Johnson, Tom Majewski, Pat O'Connor, Lisa Reeves, and Nicole Wiessinger

CALL TO ORDER

Mayor Swadley called the meeting to order at 7:00 p.m.

Roll Call, Communications, and Presentations:

Clerk Licht called the roll and noted there were 10 alders present. Boersma was absent and excused.

Swadley congratulated Jamin Friedl of Stoughton Utilities on completing the Stoughton Leadership training.

Majewski announced that the amplified music ordinance is dead at committee and will not be coming back to council.

Gary Becker presented the RDA Update regarding amending TID 5 and creating TID 8.

Rob and Samantha White presented on the Stoughton Fair Board.

Minutes and Reports: The following minutes were entered into the record.

- A. Library Board (4/18/2018), Finance Committee (5/8/2018), Public Safety Committee (4/25/2018), Seniors in Need Committee (4/18/2018), Personnel Committee (5/7/2018)

Public Comment Period:

Gary Gommestad, 2175 Colladay Pt. Rd., spoke regarding "Love Stoughton Area", a program supported by the First Lutheran Church.

Jim Halbach, owner of Rev. Jims, addressed the council and encouraged them to approve his liquor license as he has been remodeling his building and plans to reopen when all the work is complete. He added that he will be open this Saturday.

CONSENT AGENDA

- A. May 22, 2018 Council Minutes
- B. **R-109-2018** – Resolution Authorizing and directing the proper city official(s) to issue Operator Licenses to various applicants.
- C. **R-110-2018**—Resolution Authorizing and directing the proper city official(s) to renew various Operator Licenses for the 2018-2020 license term

Motion by Jenson, second by Duranczyk to approve the consent agenda. Motion carried 10-0.

OLD BUSINESS

R-78-2018- Resolution Authorizing and directing the proper City official(s) to adopt a policy related to the use of personal computing devices for elected officials

Motion by Wiessinger, second by Hirsch, to approve R-78-2018 Authorizing and directing the proper City official(s) to adopt a policy related to the use of personal computing devices for elected officials.

Motion by Bartlett, second by Johnson to amend the resolution to include language on maintaining antivirus software. Motion carried 10-0.

Original motion as amended carried 10-0.

O-15-2018- Ordinance amending the zoning classification for a parcel of land located along the Yahara River and behind Stoughton Hospital, 900 Ridge Street, Stoughton, WI

Motion by Bartlett, second by Jenson to approve O-15-2018 amending the zoning classification for a parcel of land located along the Yahara River and behind Stoughton Hospital. Motion carried 10-0.

NEW BUSINESS

R-111-2018- Resolution directing the proper City official(s) to adopt a policy relating to interview guidelines for Alderpersons

Motion by Wiessinger, second by Hirsch to approve R-111-2018 directing the proper City official (s) to adopt a policy relating to the interview guidelines for Alderpersons. Motion carried 10-0.

Aldermanic District 1 Appointment: Interviews; appointment, administration of oath, and seating of new alderperson

Clerk Licht read 4 interview questions to the following candidates: Brett Schumacher and Timothy Riley.

Schumacher sited his experience on the Stoughton School Board. He added that he served on several committees on the school board and had almost perfect attendance. Schumacher stated that he has also volunteered at schools and helped during Syttende Mai. He stated that Stoughton suffers from an identity crisis and needs to start moving in one direction.

Riley stated that he is an attorney. He added that his work experience has helped him to be a strong communicator and negotiator. He noted that his volunteer work with the Stoughton

Players Theater and Stoughton Youth Hockey. He said that Stoughton's biggest challenge is growing in a fiscally responsible way.

The Common Council voted by paper ballot. The results were as follows: Bartlett—Riley, Hirsch—Riley, O'Connor—Schumacher, Wiessinger—Schumacher, Johnson—Schumacher, Caravello—Riley, Reeves—Riley, Jenson—Riley, Majewski—Riley. Riley was appointed on a vote of 7-3.

Clerk Licht administered the oath of office to Alder Riley and Riley took his seat at the table.

R-112-2018-Confirming the Mayor's appointment of Ken Axe to the Library Board

Motion by Duranczyk, second by Johnson, to approve R-112-2018 confirming the Mayor's appointment of Ken Axe to the Library Board. Motion carried 11-0.

R-113-2018- Authorizing and directing the proper city official(s) to approve an expense not to \$58,500 from the Accounting Department payroll fund and possibly contingency fund for interim Finance Director Services from Baker Tilly

Motion by Duranczyk, second by Jenson to approve R-113-2018 Authorizing and directing the proper city official(s) to approve an expense not to \$58,500 from the Accounting Department payroll fund and possibly contingency fund for interim Finance Director Services from Baker Tilly.

Human Resources Director Gillingham presented the engagement letter. She added that approving the agreement was urgent as the City needed to start the budgeting process. Gillingham noted that if the City used Baker Tilly services for the full 13 weeks \$29,743.86 would need to come out of the contingency fund.

Duranczyk gave an update of the contingency fund. She noted that the City needed to spend this money on an interim Finance Director. She also said that the boiler at the Fire Department would need to be replaced this year and that would take another \$10,000. She stressed that the contingency fund was quickly diminishing and the council needed to keep that in mind when making financial decisions.

Motion carried 11-0.

O-16-2018- Ordinance Correcting the Voting Ward Designation Specified in Ordinance No. O-6-2018 Relating to the Direct Annexation of a Portion of the town of Dunkirk

Clerk Licht explained that the ordinance creates ward 14 because a portion of the annexed land is in a different Dane County Supervisory District. She noted that it needed to be recorded with Dane County Register of Deeds by June 30th.

Motion by O'Connor, second by Bartlett to waive the rules, order a first reading and approve O - 16-2018 Correcting the Voting Ward Designation Specified in Ordinance No. O-6-2018 relating to the Direct Annexation of a Portion of the Town of Dunkirk. Motion carried 11-0.

R-114-2018- Resolution approving the Lifting of Council-Imposed Demolition Moratorium for the East Park Historic District, East Side Historic District, Northwest Side Historic District and Southwest Side Historic District

Motion by Bartlett, second by Jenson to approve R-114-2018 approving the Lifting of Council-Imposed Demolition Moratorium for the East Park Historic District, East Side Historic District, Northwest Side Historic District and Southwest Side Historic District. Planning Director Scheel noted that this resolution does not remove the downtown district moratorium or the blacksmith shop moratorium. Motion carried 11-0.

O-17-2018- Ordinance Creating Chapter 2, Division 12 (Sections 2-324 through 2-325) of the Code of Ordinances Relating to the Assessor and Confidentiality of Income and Expense Information

Jenson offered O-17-2018 as a first reading. It will be back before the Council on June 26, 2018.

R-115-2018- Resolution authorizing and directing the proper City official(s) to approve the liquor license renewals for the period of July 1, 2018- June 30, 2019

Motion by Jenson, second by Johnson to approve R-115-2018 Authorizing and directing the proper City official (s) approve the liquor license renewals for the period of July 1, 2018- June 30, 2019.

Jenson noted that the Public Safety committee recommended that the Council not approve the licenses for Rev Jims and the Brickhouse. Clerk Licht noted that both establishments have been closed longer than 60 days. She added that section 14-41 of the code of ordinance states that nonuse of the license may be subject for nonrenewal or revocation. She noted that Brickhouse had been closed since a fire in August of 2017. Licht said that she and Mayor visited Rev Jim's on Monday and that they had done renovations and the owner plans to be open on Saturday.

Motion by Jenson, second by Majewski, to amend the motion and approve the license for Rev Jims. Motion carried 11-0

Original motion as amended carried 11-0.

R-116-2018- Resolution authorizing and directing the proper city official(s) to approve the outdoor consumption permits for the period of July 1, 2018-June 30, 2019

Motion by Jenson, second by O'Connor to approve R-116-2018 authorizing and directing the

proper city official (s) to approve the outdoor consumption permits for the period of July 1, 2018- June 30, 2019. Motion carried 11-0

R-117-2018- Authorizing and directing the proper City official (s) to issue an Operator License to Mitchel Rayfield

Motion by Jenson, second by O'Connor to approve R-117-2018 authorizing and directing the proper city official (s) to issue an operator license to Mitchel Rayfield. Motion failed on a vote of 0-11.

O-18 -2018- Ordinance Amending Chapter 70-176 of the City of Stoughton Municipal Code; Creating Sub Section (74) relating to parking restrictions on the Eastside of 7th Street. Street from E. Main Street south 450 feet

Jenson offered O-18-2018 as a first reading. It will be back before the Council on June 26, 2018.

O-19-2018- Amending Chapter 1, Section 3 (g) (2) of the City of Stoughton Municipal Code; Creating Sub Section (5) Chief of Police to those able to delegate citation Issuance

Motion by Jenson, second by O'Connor to suspend the rules and approve O-19-2018. Motion carried 11-0

R-118-2018-Resolution Approving a contract with Strang to develop a plan relating to the possible City uses of the McFarland State Bank Building

Duranczyk gave a summary of the contingency fund. She added that she was meeting with the interim Finance Director to go over City financials.

Hirsch asked if tabling the resolution would put the City in jeopardy of not getting the bank building. Duranczyk replied saying that the council would talk about in closed session as the City attorney had several concerns with the agreement.

Motion Duranczyk, second by Jenson to table the R-118-2018 Approving a contract with Strang to develop a plan relating to the possible City uses of the McFarland State Bank Building. Motion carried 11-0.

Discussion and possible action regarding Donation Agreement for McFarland State Bank Building ****The Common Council may convene in a closed session, as authorized by Wisconsin Statute 19.85(1) (e), for the purpose of deliberating or negotiating the purchase of public properties, the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons deem a closed session necessary. The Council may reconvene in an open session to discuss and take action on the subject matter discussed in the closed session.* ***

Motion by Duranczyk, second by Hirsch to go into closed session at 9:09 p.m. On roll call vote, motion carried 11-0.

Motion by Jenson, second by Majewski to go back into open session at 9:42 p.m. Motion carried 11-0

ADJOURNMENT

Motion by Jenson, second by O'Connor to adjourn at 9:43 p.m. Motion carried 11-0.