

Date/Time: Tuesday, May 10, 2016 @ 7:00 p.m **The Common Council meeting will commence at 7:00 PM, or as soon thereafter as the Committee of the Whole meeting is adjourned.**

Location: Council Chambers at the Public Safety Building

Members: Mayor Donna Olson, Tim Swadley, Sid Boersma Michael Engelberger, Regina Hirsch, Greg Jenson, Kathleen Johnson, Dennis Kittleson, Paul Lawrence, Tom Majewski, Tom Selsor, Pat O'Connor, Scott Truehl

CALL TO ORDER

Mayor Olson called the meeting to order at 7:25 p.m.

Roll Call, Communications, and Presentations:

Clerk Kropf called the roll and noted that 11 alderpersons were present, with Kittleson being absent and excused.

The Stoughton color guard posting the Colors and lead the pledge of the allegiance.

Mayor Olson proclaimed the week of May 15, 2016 through May 21, 2016 as National Police Week.

Municipal Clerks Week Proclamation

Mayor Olson proclaimed that the week of May 1, 2016 through May 7, 2016 as Municipal Clerks Week.

National Public Works Week Proclamation

Mayor Olson proclaimed that the week of May 15, 2016 through May 21, 2016 as National Public Works Week.

National Nursing Home Week Proclamation

Mayor Olson proclaimed that the week of May 8, 2016 through May 14, 2016 as National Nursing Home Week.

Syttende Mai Proclamation

Mayor Olson proclaimed that the Syttende Mai celebration in the City of Stoughton will be held on May 13, May 14, and May 15, 2016.

Kettle Park West Update

Nothing to report at this time.

Mayor Olson asked that new business items be discussed before Old business on the agenda.

Minutes and Reports:

- Minutes: Commission on aging (4/5/2016), Public Safety Committee (3/30/2016), Finance Committee (4/12/2016), Personnel Committee (2/11/2016), and Public Works Committee (3/15/2016)
- Reports: Treasurer's Report First Quarter 2016

Public Comment Period:

Laura Trotter; 2156 Fallen Oak Trl; Spoke in favor of the Kettle Park West- Phase II Development.

Sharon Mason-Boersma; 243 E McKinley St; Spoke in opposition of the Kettle Park West- Phase II Development.

Bev Mansfield; 1509 Oak Opening Dr; Spoke as a private citizen and spoke in favor of the Kettle Park West- Phase II Development.

John Morgan; 101 S Fifth St; Spoke to the parking ordinance (O-6-2016), to amend the parking on Main Street.

Kay Weeden; 126 Manilla St; Spoke to the parking ordinance (O-6-2016), to amend the parking on Main Street.

CONSENT AGENDA

- A. April 26, 2016 Council Minutes
- B. ~~R-63-2016~~- Confirming the Mayor's Committee Appointments to various Committees

Motion by Lawrence, to approve the consent agenda, second by Jenson. Motion carried unanimously by acclamation 11-0.

NEW BUSINESS

~~R-59-2016~~- Authorizing and directing the proper City official(s) to approve the Stoughton Utilities 2015 Audit Report and Management Letter.

Motion by Jenson, to approve R-59-2016, second by Engelberger. Jodi Dobson, from Baker Tilly, Virchow & Krause, gave the Council an overview of the 2015 Stoughton Utilities annual audit report. She explained that overall the Stoughton Utilities is in a strong financial position as it has been in the past. Motion carried unanimously by acclamation 11-0.

R-62-2016- Authorizing and directing the proper City official(s) to enter into an agreement with Payne & Dolan Inc. for the 2016 Street Pulverization Projects.

Motion by Majewski, to approve R-62-2016, second by Engelberger. Streets Superintendent gave an overview of the streets that will be part of the pulverization project and that the lowest bidder was Payne & Dolan, Inc at \$884,755.26. Motion carried on a roll call vote of 11-0.

R-60-2016- Authorizing and directing the proper City officials to approve the concept plan for improvements to Rotary Park.

Motion by Selsor, to approve R-60-2016, second by Lawrence. Hirsch explained that the plan, included in the packet, is a preliminary idea and is subject to change. Mark Schubring, from the Stoughton Rotary Club, addressed the Council regarding the possible proposed changes to Rotary Park. Motion carried unanimously by acclamation 11-0.

O-6-2016- Amending Chapter 70-195 of the City of Stoughton Municipal Code; relating to parking restrictions on the 200 Block of East Main Street.

Engelberger offered O-6-2016 as a first reading and noted that this ordinance will be available for Council consideration at the next meeting. Council discussion encompassed the need for the Council to have a discussion regarding parking downtown in general. Police Chief Leck also explained that he was concerned with the ability to enforce the restrictions and that without enforcement the violations will still occur.

Motion by Jenson, to waive the Council rules to allow a second reading of an ordinance at the current meeting, second Majewski. Motion failed on a voice vote 4-7, with Swadley, Boersma, Lawrence, Majewski, Truehl, Selsor, and O'Connor.

The ordinance will be available for Council consideration at the next Council meeting on May 24, 2016.

O-7-2016- To amend Section 10-2 Construction Standards- Chapter 10-2(d) Street Tree Installation related to *the planting of parkrow trees by developers.*

Majewski offered O-7-2016 as a first reading and noted that this ordinance will be available for Council consideration at the next meeting.

O-8-2016- To remove Section 66-904 (13) from the City of Stoughton Municipal Code relating to the installation of Street Trees.

Majewski offered O-8-2016 as a first reading and noted that this ordinance will be available for Council consideration at the next meeting.

R-61-2016- Authorizing and directing the proper city official(s) to appoint Terra Hanson as the agent for Wal-Mart Store #1176

Motion by Engelberger, to approve R-61-2016, second by Truehl. Engelberger explained that the current agent for that business had left and this would allow a new agent to be appointed to the store. Motion carried unanimously by acclamation 11-0.

OLD BUSINESS

R-45-2016- Resolution by the Common Council of the City of Stoughton Conditionally Approving the Preliminary Plat of Kettle Park West

Motion by Truehl, to approve the amended resolution for the Kettle Park West Preliminary Plat last revised on April 26, 2016, second by O'Connor. Truehl noted that the amended resolution would allow the development to continue with "Phase A" of the second phase of this development.

Motion to amend by Selsor, to say that "an amended Preliminary Plat will be fully completed by Forward Development Group and approved by the City prior to start of Phase II of Kettle Park West, showing the development of a public access road extending from Phase II to Highway 138. This amended plat will be used in the further development of Kettle Park West unless the City and Forward Development Group agree otherwise", second by Swadley.

Jeff Held from Strand Associates, addressed the Council regarding the Traffic Impact Analysis study for Kettle Park West- Phase II. He explained that the connection at Oak Opening and Highway 138 would be to benefit Highway 51. He further explained Council's questions regarding communication with the Wisconsin DOT about the Highway 138 connection.

Planning Director Scheel explained that the current resolution would allow for these three provisions:

1. The developer must be obligated to install all of the streets, utilities, sidewalks, street lighting, and other public improvements required to serve those areas
2. A plan or agreement, acceptable to the City, must be in place for the completion of street improvements within the Town of Rutland, including bike/pedestrian accommodations and traffic signals at Roby Road/Deer Point Drive and USH 51
3. The connection of Oak Opening Drive to Highway 138 has been resolved to the City's satisfaction.

Hirsch questioned why Phase E wasn't included in the resolution. To that, Attorney Dregne explained that Phase E is not a part of the current preliminary plat. Attorney Dregne further explained that the Developer hopes to approve the preliminary plat for Phase A and then would offer plats for the remaining sections in several phases.

Amendment to the motion was withdrawn by Selsor and seconded by Swadley.

Council discussion encompassed the language in the amended resolution pertaining to the provisions that would allow Phase A to move forward with development.

Engelberger explained to Council his concerns with the Traffic Impact Analysis and the traffic concerns around the development in general.

The original motion was then reread. Motion carried on a roll call vote 8-3, with Johnson, Selsor, and Majewski voting no.

O-5-2016- An ordinance amending the zoning classification of certain lands located west of US Highway 51 and north of State Highway 138 in the City of Stoughton from RH – Rural Holding to SR-5 – Single Family Residential, SR-6 – Single Family Residential, MR-10 – Multi-Family Residential, MR-24 – Multi-Family Residential, I – Institutional and PB – Planned Business

Motion by Truehl, to approve O-5-2016, second by Lawrence. Truehl explained that this ordinance would change the various zoning classification for it's potential uses.

Attorney Dregne offered language to the current ordinance. He noted that the language in section 2 references a section 5 and that it should reference section 4.

Also change section 3 of the ordinance to state: “The changes to the zoning classifications of the lots within the preliminary plat attached as Exhibit A shall not be effective until the applicant has obtained approval of and recorded a final plat of such lots in substantially the same form as the preliminary plat. The zoning classifications provided for in Section 2 shall conform to the final configuration of lots in the recorded final plat. Approval of this ordinance does not constitute approval of the Preliminary Plat.”

Motion carried on a roll call vote of 10-1, with Johnson voting no.

ADJOURNMENT

Motion by Lawrence, to adjourn the meeting of the Common Council, second by Jenson. Motion carried unanimously by acclamation 11-0. The meeting of the Common Council adjourned at 10:19 p.m.