

**REGULAR CITY COUNCIL
MEETING
Minutes**

August 22, 2005

City of Brillion Council Chambers

7:00 PM

CALL TO ORDER:

Mayor Mathiebe called the meeting to order at 7:00 PM with the Pledge of Allegiance recited by those in attendance.

ROLL CALL:

Present were Mayor Robert Mathiebe, Alderpersons T.J. Bastian, Mel Edinger, Tammy Fischer, Larry Maciejewski, Betty Nies, Butch Reif, Gilbert Schneider, Gerald Sonnabend, and Gaylord Unbehaun. Also present were City Administrator/Clerk-Treasurer Lori Gosz, Police Chief Scott Kaphingst, City Librarian Chris Moede, and Deputy Clerk/Treasurer Joy Buboltz. Absent were Park & Rec Director/Aquatic Coordinator Chad Hoerth and Community Development Director/Zoning Administrator Heather Zander.

APPROVAL OF AGENDA:

Motion – Maciejewski moved to approve the agenda as presented. Seconded by Edinger. Call vote taken. Motion carried unanimously.

APPROVAL OF MINUTES – JULY 25, 2005 AND JUNE 30, 2005:

Motion – Sonnabend moved to collectively approve the minutes of the July 25, 2005 City Council meeting and the June 30, 2005 Special City Council meeting as printed and circulated. Seconded by Nies. Call vote taken. Motion carried unanimously.

CITIZEN INPUT:

None.

GUESTS:

Beth Wenzel from Zander Press, Monica Schmidt, and Police Officer David Jaeger.

DEPARTMENT HEAD REPORTS:

A. Police Department:

Police Chief Kaphingst reported on the following:

- Overtime for the Police Department is/will be high due to Officer Mike Alt out with an injury and Officer JoAnn Mignon out for a week.
- The hiring process for part-time Police officers is almost complete. The four (4) candidates will be going through fitness training and physicals.

B. Park & Recreation:

No report.

C. Library:

Library Director Moede reported on the following:

- The Library Board has agreed to go with Birschbach Architects for the basement access project.
- The Library lost two (2) trees in the front of the Library.
- The new Friends Group has decided, as its first project, to replace the sign in the front of the Library.

- She encourages the City Council to take a stand against the proposed Maintenance of Effort language change.
- The Library Board approved a schedule for high school student aide wages.

Aldersperson Maciejewski asked how much of a decrease was seen in the school age summer program. Moede stated that at the last count the number of sign ups was down by 10 for school age youth, but that final numbers aren't in yet. Moede also stated that reading also decreased.

D. Community Development:

No report.

E. Fire Department:

No report.

COMMITTEE REPORTS:

A. Finance and Purchasing Committee:

1. Vouchers Payable:

A. General Fund Vouchers:

Motion – Nies moved to approve the general fund vouchers in the amount of \$318,567.35. Seconded by Sonnabend. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

B. Payroll:

Motion – Nies moved to collectively approve the August 5, 2005 payroll in the amount of \$41,940.34 and the August 19, 2005 payroll in the amount of \$41,387.73. Seconded by Edinger. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

C. Reserves:

Motion – Nies moved to approve a DPW Reserve expenditure to Brillion True Value in the amount of \$72.22, a DPW Reserve expenditure to Fastenal in the amount of \$39.29, a DPW Reserve expenditure to Kempen Excavating in the amount of \$437.50, a DPW Reserve expenditure to Lorrigan Construction in the amount of \$1,700.00, a DPW Reserve expenditure to Michiels Materials in the amount of \$1,662.25, a DPW Reserve expenditure to Krueger Electric in the amount of \$5,500.00, a Street Department Reserve expenditure to McMahon Associates in the amount of \$436.00, a DPW Reserve expenditure to Menards in the amount of \$124.46, a Landfill Reserve expenditure to Robert E. Lee in the amount of \$788.00, and a DPW Equipment Reserve expenditure to Weyers Equipment in the amount of \$11,895.00. Seconded by Reif. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

D. Contingency:

Motion – Nies moved to approve an expenditure from the City's Contingency Fund, in the amount of \$459.00, to Zander Press. Seconded by Sonnabend. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

2. License Applications:

A. Operator Licenses – New and Renewal:

Motion – Nies moved to collectively grant operator licenses to Michael T. Lesselyong, Abby C. Wirth, Amie Bundy, Nichole J. Schmidt, Sarah Ott, Samantha R. Sommers, and Dawn K. Dietrich. Seconded by Reif. Call vote taken. Motion carried.

3. Bond Schedule for Municipal Court:

Motion – Nies moved to approve the amended Municipal Court Bond Schedule as printed. Seconded by Edinger. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

4. Fee Schedule – City Clerk’s Office:

Motion – Nies moved to increase the fees for real estate inquiry letters from \$10.00 to \$25.00. Seconded by Sonnabend.

It was stated that this change will go into effect September 1, 2005.

Gosz stated that letters will be sent to title companies informing them of this increase.

Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

7:20 PM – PUBLIC HEARING – R-MH MOBILE HOME PARK ORDINANCE-CANCELLED:

Mayor Mathiebe stated that this public hearing is being cancelled due to an error in publication of the notice.

7:25 PM – PUBLIC HEARING – RECREATIONAL FIRE ORDINANCE – CANCELLED:

Mayor Mathiebe stated that this public hearing is being cancelled due to an error in publication of the notice.

B. Protection of Persons & Property Committee:**1. Chamber of Commerce Harvestfest Activities:**

Motion – Unbehaun moved to approve the Chamber of Commerce’s request to be exempt from the excessive noise ordinance until 1:00 AM on Sunday, October 2, 2005. Also to approve the request for no parking along the west side of Main Street from the HUB parking lot south to the front of the old Brandt parking lot on Saturday, October 1, 2005 during the Harvestfest activities. Seconded by Maciejewski.

Bastian asked if this really is an exemption. Gosz stated that the City Council is going on record recognizing the activities as an exempt event.

Mayor Mathiebe stated that he feels that no parking along Main Street during the activities is a good idea.

Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

C. City Affairs Committee:**1. Salt Shed – Award Bid:**

Sonnabend stated that the City Affairs Committee received two (2) bids for the proposed salt shed. It is the recommendation of the City Affairs Committee to go with the low bid from Lorrigan Construction

Motion – Sonnabend moved to award the bid for the construction of a salt shed to Lorrigan Construction. Seconded by Maciejewski.

Mayor Mathiebe stated that the salt shed will be constructed by the new DPW garage. Edinger asked what will happen to the old salt shed by Peters Park. Gosz stated that the City will ask for sealed bids to remove the old DPW garage and salt shed or to buy the old DPW garage and salt shed and removing it from the site.

Schneider asked what timeframe is being considered to have this done. Gosz stated not until the new DPW garage and salt shed has been completed. Gosz stated that she was informed by Lorrigan Construction that it will take two (2) to three (3) weeks to get the material for the salt shed. Gosz stated that she will be advertising for bids in September.

Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

D. Personnel:

No report.

E. Community Development Committee:

No report.

REPORTS OF OTHER BOARDS AND COMMISSIONS:

A. Plan Commission:

No report.

B. Park & Recreation:

1. Lock-In Fees:

Schneider stated that the Park & Recreation Commission unanimously approved the two (2) different levels for lock-ins. Mayor Mathiebe stated that the fee was based on the hours the building is being used. Maciejewski asked when these fees would go into effect. Schneider stated as soon as possible.

Bastian asked if the six (6) hour fee for \$200 was something different. Schneider stated that the Park & Recreation Commission wanted to keep the fee simple.

Motion – Maciejewski moved to approve a \$200 lock in fee for rentals less than 6 hours and a \$400 lock-in fee for a 6-12 hour rental. Seconded by Edinger. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

C. Library Board:

1. Library Systems Maintenance of Effort:

Maciejewski stated that the proposed bill (AB483) involves repealing a provision that requires municipalities and counties to fund public libraries at not less than the average of the three (3) previous years in order to remain members of a public library system. He stated that without the Library System and in order to retain the present services at public libraries, more staff would need to be hired.

Maciejewski stated that with the proposed legislation library systems may start to fold.

He stated that at the present time no other solution has been obtained to support library boards. He feels that this proposed legislation is not in the best interest of the City's public library.

Unbehaun asked why the League of Municipalities is in favor of the proposed legislation, and suggested that the City contact the League to find out why they are in favor of it.

Maciejewski stated that this proposed change would make a difference in already tight budgets.

Motion – Maciejewski moved to go on record in supporting the Manitowoc-Calumet Library System Board of Trustees in opposing the removal of Maintenance of Effort from the State Statutes and to send a

letter to the League of Wisconsin Municipalities asking them why they are in support of this proposed legislation change. Seconded by Unbehaun. Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

D. Utility Commission:

No report.

E. Redevelopment Authority Commission:

1. Redevelopment District Amendment:

Maciejewski stated that the Redevelopment Authority Commission (RDA) would like to recommend this item to the City Affairs Committee for their review. He stated that the RDA would like to have First Right of Refusal of potential properties.

ACCEPTANCE OF MINUTES:

Motion – Unbehaun moved to collectively place the following minutes on record: the Finance and Purchasing Committee meeting of 7/25/05, the Park & Recreation Commission Meeting of 8/4/05, the Redevelopment Authority Commission meeting of 8/4/05, the Personnel Committee meeting of 8/8/05, the City Affairs Committee Meeting of 8/8/05, the Brillion Public Library Board meeting of 8/10/05, and the Water and Sewer Commission meeting of 8/15/05. Seconded by Fischer. Call vote taken. Motion carried unanimously.

OLD BUSINESS:

A. R-MH Mobile Home Park Ordinance:

B. Recreational Fire Ordinance:

Motion – Unbehaun moved to set a Public Hearing for the proposed R-MH Mobile Home Park Ordinance for September 26, 2005 at 7:25 PM and a Public Hearing for the proposed Recreational Fire Ordinance for September 26, 2005 at 7:30 PM. Seconded by Sonnabend. Call vote taken. All in favor. Motion carried unanimously.

NEW BUSINESS:

A. Resolution – State Elections Board/Statewide Voter Registration:

Gosz stated that this resolution would authorize the City Clerk to enter into agreements mandated by the State Elections Board relating to the Statewide Voter Registration.

Motion – Unbehaun moved to adopt Resolution RE05-08 supporting agreements between the City of Brillion and the Wisconsin State Elections Board regarding use of the Statewide Voter Registration System. Seconded by Bastian.

Schneider asked how many eligible voters are in the City of Brillion. Gosz stated approximately 2,100.

Maciejewski suggested that Calumet County offer one (1) location for special needs voters and to provide transportation to that location to those individuals.

Gosz and Buboltz updated the City Council on the new laws regarding Statewide Voter Registration.

Ballot vote taken. 9 votes cast. All in favor. Motion carried unanimously.

COMMUNICATIONS – CITY ADMINISTRATOR/CLERK-TREASURER'S OFFICE:

Gosz reported on the following:

- Due to Governor's Doyle tax levy limit, the City of Brillion is unable to increase their 2006 Budget more than 2% or approximately \$25,000. The City's contracted wage increases are approximately \$26,000.
- The League of Wisconsin Municipalities Conference is scheduled for October 26th-28th at Green Bay. Any Alderperson interested in attending should let her know.
- The Park & Recreation Commission meeting on the September calendar has been changed from September 1st at 4:00 PM to September 8th at 4:00 PM.

MAYOR'S REPORT:

A. Appointments:

1. Brillion Public Library Board – Mark Murphy:

Mayor Mathiebe stated that he would like to appoint Mark Murphy to the Brillion Public Library Board. Mathiebe stated Murphy is the Principal at Trinity Lutheran School.

Motion – Sonnabend moved to confirm the Mayor's appointment of Mark Murphy to the Brillion Public Library Board. Seconded by Edinger. Call vote taken. Motion carried unanimously.

2. Fire Fighter – Jeff Vogt:

Mayor Mathiebe stated that he would like to appoint Jeff Vogt as a member of the Brillion Fire Department.

Motion – Fischer moved to confirm the Mayor's appointment of Jeff Vogt to the Brillion Fire Department. Seconded by Sonnabend. Call vote taken. Motion carried unanimously.

PRESS TIME:

No questions.

ADJOURNMENT:

Motion – Sonnabend moved to adjourn. Seconded by Maciejewski. Call vote taken. Motion carried unanimously. The meeting adjourned at 7:59 PM.

Robert Mathiebe, Mayor

Joy L. Buboltz, Deputy Clerk/Treasurer