

July 5, 2011 **Council Minutes**

The regular meeting of the Colby Common Council was called to order at 6:30 P.M. by Mayor James Schmidt. On roll call: Beisner, T Schmidt, Raatz, Schraufnagel, Hederer and Kaiser. Holtzhausen and Lange were absent. Also present were Mayor James Schmidt, Deputy Clerk Jessie Polivka, Engineer Mike Voss and DPW Harland Higley Jr.

Agenda was posted by the clerk. The agenda will stand as the order of the meeting.

Minutes of the June 7, 2011 meeting were pre-read and reviewed. Motion was made by Schmidt, seconded by Hederer to approve the minutes as presented, with the noted change that Schraufnagel seconded the approval of the bills from the June meeting. Motion carried with a voice vote.

Financial Statement and Bills were discussed. The amounts approved are as follows: General Fund \$119,358.49; Water Department \$21,851.02; Sewer Department \$34,298.96; TIF Fund \$574.71; Net payroll \$19,016.91. Motion was made by Hederer, seconded by Beisner to approve the bills as presented. Motion carried with a voice vote.

Public Comment: none

Colby-Abbotsford Police Commission met on June 13th.

The commission approved expenditures and minutes.

Hiring of Christopher Brandner: Chief Gosse explained that he will be hired by the Colby/Abbotsford Police Department and the Spencer Police Department. Lange mentioned that he has to be certified before the Police Department can hire him. The commission approved the recommendation to both City Councils to hire Brandner on submittal of proof that he is certified by the State of Wisconsin.

Chief Gosse discussed the 10% cut in budget. Chief Gosse asked the Committee to take a look at the budget and tell him where they would like to see the budget cut. Lange stated that he felt the only place to take from would be labor.

The humidity is high in the new police building and they are running borrowed dehumidifiers from Marawood Structures.. Jakel is checking on the air condition unit.

The commission held the remainder of the meeting in closed session to discuss Sandy Kocian's discrimination complaint against the Colby/Abbotsford Police Department.

Motion was made by Hederer, seconded by Schraufnagel to approve the actions and expenditures for June. Motion carried with a voice vote.

City Planning Committee met on June 20th.

TIF Incentive Financing Policy: The committee reviewed the draft Tax Incremental Financial Assistance Policy as presented in the June 20th draft. The committee approved the policy. Motion was made by Beisner, seconded by Schmidt to approve the July 5, 2011 final copy of the Tax Incremental Financial Assistance Policy. Motion carried with a voice vote

City Ward Redistricting: Connie Gurtner reviewed the new Ward district lines with the committee. In order to get an equal amount of people in each ward the lines need to shift some. The presented changes include moving all of the west side of North Seventh Street into Ward 3 from Ward 4 and moving the block east of Third Street and west of Second Street from Salter Street to Adams Street into Ward 4 from Ward 3. With these changes the Wards in Clark County would be 489 for Ward 2, 437 for Ward 3 and 428 for Ward 4. Motion was made by Hederer, seconded by Schraufnagel to approve Resolution 4-2011 – City Ward Redistricting as follows:

City of Colby
RESOLUTION 4-2011

RESOLUTION TO ESTABLISH MUNICIPAL WARDS
AND TO COMBINE WARDS FOR VOTING PURPOSES

WHEREAS, Wisconsin Statutes Section 5.15, requires all cities, villages and towns with a population of 1,000 or more to establish municipal wards based on the results of the 2010 census,

AND WHEREAS, Section 59.10 (3)(b) of the Statutes requires that each county board adopt and transmit to each municipal governing body in the county a tentative county supervisory district plan dividing the county into districts and designating the approximate location and population of each ward proposed to effectuate the division of the county into districts,

AND WHEREAS, these laws require that each municipality designate by consecutive whole number, geographical description and population the various wards to be created within the municipality,

NOW, THEREFORE, BE IT RESOLVED, that the City of Colby has adopted the wards as described below and as set forth on the attached map.

Ward 1, with a population of 498, shall consist of all of the territory lying east of State Trunk Highway "13" in Marathon County, Wisconsin.

Ward 2, with a population of 489, shall consist of all of the territory lying west of State Trunk Highway 13 and south of Spence Street, Clark County, Wisconsin.

Ward 3, with a population 437, shall be bounded on the east by State Trunk Highway "13" on the north by the north line of Adams Street to Second Street, thence southerly along the easterly boundary of Second Street to the northerly boundary of Salter Street, thence westerly along the northerly boundary of Salter Street, thence southerly along the easterly boundary of Third Street to the northerly boundary of North Street, thence westerly along the northerly boundary of North Street to Seventh Street, thence northerly along the easterly boundary of Seventh Street to the northerly City limits, thence westerly along the northerly City limits to the westerly City limits, thence southerly along the westerly City limits to the North boundary of Spence Street, thence easterly to State Trunk Highway "13".

Ward 4, with a population of 428, shall consist of all the of balance of the City of Colby not described in Aldermanic Wards No. 1, 2 and 3.

BE IT FURTHER RESOLVED, that Wards which were created as set forth above are combined for voting purpose so as to share a common polling place and such combined wards shall use common ballot boxes and ballots or voting machines and separate returns shall not be maintained for the combined wards except where separate ballots are required under Section 5.58 to 5.64 of the Statutes. Separate ballots or voting machines shall be maintained for any electors of one or more of the combined wards who are ineligible to vote for any office or referendum for which other electors in the combined wards may vote,

BE IT FURTHER RESOLVED, that upon passage, a copy of this resolution shall be filed with the City Clerk who shall transmit a copy of this resolution to the County Clerk within five days of its adoption and that this resolution shall remain in effect for each election until modified or rescinded in accordance with state statute or until a new division is made following the next federal decennial census.

Signed: James W Schmidt, Mayor
Attest: Connie Gurtner, Clerk

Parks/Rec/Recycling Committee met on June 21st.

2011 Park Project Items:
Committee Chairperson Beisner thanked Raatz and the FFA for helping with planting in the parks.

There are seven dead or unhealthy trees in the parks so DPW Higley has contacted the nursery to replace those trees. We have some budgeted money to cover replacement costs if needed.

The gazebo will be stained this summer. The fence in the South Central Park is in progress. Diggers Hotline has been contacted and utilities have been located. The location of the three playground cars will be on the north side of the playground in the South Central Park. The seal coating is \$551.19 and that includes seal coating and painting. The committee approved the seal coating at a cost of \$551.91. Motion was made by Schmidt, seconded by Hederer to approve the seal coating of the tennis courts at a cost of \$551.91. Motion carried with a voice vote.

Discuss/Approve East Street Ball Field Project Details:
Costs Include: Dirt - \$5.50/yard totaling \$9,166.66, Red Ball Clay - 10 loads - \$9,487.50, plus seeding. An estimated total cost would be over \$30,000 for these items and this does not include a fence. \$6,000 has been approved for the preliminary work and that leaves approximately \$4,000 more in the budget for this project. The committee discussed approaching the Colby Booster Club to help with the funding of the field. The committee approved an additional expenditure of \$4,000. Motion was made by Hederer, seconded by Schmidt to approve the expenditure of \$4,000 in addition to the \$6,000 already approved for the purchase of black dirt to start the construction of the ball field. Motion carried with a voice vote.

Aldersperson Kaiser asked the committee to consider putting some handicapped parking near each of the fields at the ball park. He also asked about getting "no parking" on one side of Grave/Broadway/Clark Street.

Mayor Schmidt: Mayor Schmidt reported on the United Communities of Clark County meeting.

DPW Harland Higley: Building permits issued were: Devon and Cindy Wriedt, 503 W Washington Street, construct a 24' x 32' detached garage; Zion Lutheran Church, 302 N 2nd Street, re-shingle parsonage roof; Leonor Olvera, 306 N 2nd Street, re-roofing; Ashley Bender, 222 S 2nd Street, re-roof; Ray and Kathy Dassow, 511 N 4th Street, new roof and furnace; HG Holdings, 820 S Division Street, building expansion.

DPW Higley reported on the monthly flows at the sewer plant and the well pumping levels.

Engineer Mike Voss reported on the well projects, North 1st Street, and Adams Street design.
Operators' Licenses: Chadwick Kayhart, 104 S Marathon St, Colby, 14 day temporary license for Cheese Days - motion

was made by Kaiser , seconded by Hederer to approve; Joan Jensen, 302 S Main Street, Unity, WI – motion was made by Hederer, seconded by Schraufnagel to approve. Motions carried with a voice vote.

Picnic Licenses: Abbotsford-Colby Area Chamber of Commerce, July 14-18, 2011, S 1st Street Park – North Shelter and Fence Area – motion was made by Schraufnagel, seconded by Beisner to approve; Abbotsford-Colby Area Chamber of Commerce, July 14-18, 2011, S 1st Street Park – South Shelter – motion was made by Raatz, seconded by Schmidt to approve; Colby Pullers Club, August 11-15, 2011, pulling track location – motion was made by Schmidt , seconded by Beisner to approve. Motion carried with a voice vote.

Cooperative Agreement with the Village of Curtiss to Share Trav-L-Vac curb and valve box vacuum water jetter system: Curtiss has a USDA grant to purchase a jetter vac. They have to offer it to other Municipalities to use for \$50 per use. Motion was made by Beisner, seconded by Schmidt to approve the cooperative agreement with the Village of Curtiss as presented. Motion carried with a voice vote.

Permission to Allow Archery at Cheese Days per Ordinance 11-2-1: The chamber would like to hold a youth archery event in an enclosed trailer during cheese days. The company who holds the event does use carbon tipped arrows so the council needs to approve the event. Motion was made by Hederer, seconded by Beisner to allow archery at Cheese Days on July 15, 16, and 17. Motion carried with a voice vote.

Approval of Change Order #1 to Earth Inc for Well #9 and Well #12: Mike Voss handed out a copy of Change Order #1 from Earth Inc. The change order was for: a core drill, changing the size of the piping, a supply air release valve per DNR requirement, and 2 hours of overtime for Al Raatz to turn off a hydrant left on by Earth Inc. Motion was made by Beisner, seconded by Hederer to approve change order #1 for wells #9 & #12 in the amount of \$1,478.10. Motion carried with a voice vote.

Approval of Final Payment to Earth Inc for Well #9 and Well #12 and also Well #13 Projects: The city needs to close the CDBG so we need to approve the final application for Wells #9 and #12 disinfection to Earth. Motion was made by Hederer, seconded by Schmidt to approve the amounts of \$7,237.50 for Well #13 and final payment in the amount of \$97,585.30 for Wells #9 and #12 treatment project. Motion carried with a voice vote.

Approval of Holding Tank for the Colby Historical Society: The historical society wants to put in a holding tank and they need to apply for an application for a holding tank in order to get approved. They also want to put in a service for running water. The ordinance pertaining to this was read and reviewed by the council. Motion was made by Schmidt, seconded by Beisner to approve the application of the installation of a holding tank for the Historical society pending they get a letter of permission from the Clark County Historical Society. Motion carried with a voice vote.

Re-scheduling of August Council Meeting: The Mayor has a conflict with the regularly scheduled August council meeting and would like to have the August meeting on Monday, August 8, 2011 at 6:30 PM. The council agreed to this change. Committee meetings for July: Colby-Abbotsford Police Commission will meet on July 11, 2011 at 6:00 P.M. at the Colby-Abbotsford Police Department. Water/Sewer/Streets will meet on Tuesday, July 12 at 6:30. Parks & Recreation will meet on Wednesday, July 27 at 6:00.

Adjourn: Motion was made by Schmidt, seconded by Beisner to adjourn at 7:35 P.M. Motion carried with a voice vote.

Approved _____
James W Schmidt, Mayor

Attest _____
Connie Gurtner, Clerk