

July 7, 2015 **July Council**

Public Hearing on Special Assessments for Public Improvements to Washington/S 3rd /S 5th
6:00 PM

Citizens from the assessment district were given the opportunity to voice their concerns. Motion was made by Hederer, seconded by O'Brien to close the public hearing. Motion carried with a voice vote.

Public Hearing to Consider Amending Section 14-1-51 of the City of Colby Code of Ordinance – Land Division and Subdivision
6:30 PM

Mayor Schmidt called the public hearing to order at 6:30 PM. No citizens were in attendance with questions regarding this amendment. Motion was made by Hederer, seconded by Kaiser to close the public hearing. Motion carried with a voice vote.

The regular meeting of the Colby Common Council was called to order at 6:35 P.M. by Mayor James Schmidt. On roll call: Hamm, O'Brien, T Schmidt, Thieme, Oestreich, Hederer and Kaiser. Lynn was absent. Also present were Mayor James Schmidt, Clerk Connie Gurtner, DPW Higley and Engineer Mike Voss.

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

Minutes of the June 2, 2015 council meeting were pre-read and reviewed. Motion was made by T Schmidt, seconded by Hederer to approve the minutes as presented. Motion carried with a voice vote.

Financial Statement and Bills were discussed. Motion was made by Hederer, seconded by Oestreich to approve the bills in the amounts as follows: General Fund \$283,899.56; Water Department \$53,529.31; Sewer Department \$19,211.60; Net payroll \$16,272.52. Motion carried with a voice vote. Motion was made by Hederer, seconded by Thieme to approve Pay Request #1 for Kasner Excavating & Trucking in the amount of \$233,405.24. Motion carried with a voice vote.

Public Comment: Bill Sweda asked what the timeline and plans are for Adams Street milling. He also informed the council that he attended the Marathon County Sheriff's Department Citizen's Law Enforcement Academy.

Colby-Abbotsford Police Commission met on June 8th.

The commission approved minutes and expenditures.

Under hourly pay rate for part-time officers, it was stated the current rate is \$12.50 per hour. Chief Bauer recommended this rate be increased to an amount between \$14 to \$15 per hour. It was stated that the area departments are in the range of \$12 to \$19 per hour. Currently the Commission employees two part time officers and there is \$2,500 budgeted for these wages. It was stated it costs the department \$120 per shift every time a part time officer is scheduled. It was stated that volunteer firefighters make \$15.00 per hour. Motion was made by T Schmidt, seconded by Hederer to increase the part-time officer rate to \$15.00 per hour. Motion carried without negative vote. This will go into effect the first payroll after approval by both city councils.

Under Chief's report, Chief Bauer reported that the Department is busy. Last week they dealt with a serious new born baby injury and are currently still involved in several investigations. Chief Bauer stated the new hire is doing well.

Under Purchase Department policies from Lexipol an interactive presentation was provided by Lexipol. The cost is \$495/year per officer. It was suggested that Chief Bauer obtain pricing from Lexipol for assistance with the setup process. The Commission discussed keeping statistics on the usage of the policies every two years and reporting back to the Commission. It was stated that use of this system would be required as mandatory training for the officers. The policies would be available through Wi-Fi connections, but not through the air card connections. Chief Bauer stated that officers feel unprotected with not having current policies in place and stressed this would be a protection for the Department as well. Bauer will provide exact costs to the Commission next month including the assistance options.

Under discuss schedule changes/switching to 12 hour shifts, a draft union proposal was reviewed. It was stated that some officers are in favor of the 12 hour shifts, and some are not in favor. It was stated when officers are on call they are at home or in the community ready to respond. Discussion was held on how benefits would be handled; it was felt that a sick day would equal 12 hours of sick time. It was suggested that if this was implemented it would begin the first day of 2016 to allow time for officers to adjust their vacation schedules, etc. It was stated that adjustments in line items would be necessary on the budget; overtime costs would increase, but on call costs would decrease. It was stressed that this is a draft only and there has been no union approval of this language.

Chief Bauer will suggest the following changes to the Union:

- 25 ½ floating holiday would change to 24
- On-Call language needs to be addressed
- Vacation in blocks would need to be eliminated
- Effective date should read January 1, 2016.

Personnel/Labor Relations Committee met on June 10th and 15th.

The meeting were held in CLOSED SESSION Per State Statute 19.85 (1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.

Purpose: Review and Interview Candidates for the WWTP Operator Position

The committee has selected Clint Smith as the candidate for the WWTP Operator. Motion was made by O'Brien, seconded by Thieme to approve the hiring of Clint Smith at a wage of \$18.00/hour. This wage includes \$1.00 for his current sewer certification and the remainder of wages increases determined by the contract. He will also get a \$.50/hour raise at 6 month. Motion carried with a voice vote.

Public Works Committee met on July 6th.

Public Comment:

Scott Oestreich asked what the progress is as far as the pulling track location. He is wondering when the ruts on the grounds will be fixed. He also asked if the city could look at the electrical work on the property, the building is in poor condition.

Request for 2nd Driveway for Glenn Lavin at 314 S 3rd Street:

Lavin's would like to build a second garage on their property. They are limited to the area that they can build a garage because of utility easements. So they would like to build it on the South side of the property. Motion was made by Hederer, seconded by Oestreich to approve the request for a second driveway to Glenn Lavin at 314 S 3rd Street. Motion carried with a voice vote.

Well #14 and Well #15 Construction Project:

Mayor Schmidt and DPW Higley updated the committee on the well projects.

5 Year Street Plan:

DPW Higley had a listing of streets that require improvements and are still gravel. The committee discussed how to prioritize the projects. The committee asked DPW Higley to get estimates for the projects to help them decide what we can afford.

Projects discussed for the 5 year street plan include:

S 4th from W Spence to W Broadway (Water, Sewer and Storm)

W Broadway from S 4th to S 3rd (Water, Sewer and Storm)

S 3rd from W Spence to W Clark St (Water, Sewer and Storm)

N 2nd St from W Spence to W Adams (Water, Sewer and Storm) This could be done in three parts - stopping at Jefferson, then Salter and at W Adams

W Broadway from S Division St (Hwy 13) to S 3rd St (Water and Storm)

S 2nd St from W Spence St to W Broadway (Sewer, Water, Storm)

Gravel Streets:

S 4th from Washington St to Disposal Rd

Disposal Rd (Water, Sewer)

E Broadway St (Storm, Road)

E Graves St (Road)

E Clark St (Road and Water)

S East St (Sewer, Storm)

E Park St (Road)

N 4th St (Road, Sewer, Water) there is no sewer or water on the street now.

Sealing of the Sewer Plant Parking Lot:

DPW Higley got two estimates for sealing the parking lot at the sewer treatment plant. The quotes are - Meigs at a cost of \$1,960 and Lakes Asphalt Maintenance at a cost of \$1,567. The committee approved the sealing with Lakes Asphalt Maintenance at a cost of \$1,567. This item will be on the July 15th council meeting for approval.

Parks/Rec/Recycling Committee met on June 10th.

Banners: Clerk Gurtner has 12 different designs that were created by Temple Display - generally different varieties of three banners: a historic banner with an old picture of downtown; a green banner with Colby's location pointed out with cheese and the abbycolby crossing logo; and a third banner without the abbycolby crossings logo. The committee discussed many variations to the banners. The committee agreed on three banners and Clerk Gurtner will contact Temple to get the designs completed.

South 6th Street Park Shelter - Bathrooms/Cooler: We have had people renting the shelter and asking to have the bathrooms opened. The bathrooms have been locked since we had vandalism. The committee is trying to decide if we should take the risk and open it again. The committee decided to open that bathroom back up from 8 AM to 7 PM and see how it goes. Also the city will turn on the cooler on Friday's before the shelter is rented.

Tree Plantings: The city received a \$100 donation in memory of Mildred Juedes to purchase and plant a tree. The family would like to have the tree near a tree that they purchased in memory of Ray Juedes. DPW Higley will try and find a spot.

Mengel Bill for Painting of Shelter in North 1st Street Park: The council had approved Mengel to paint the shelter at a cost of \$800, but the wood was dry and they used more paint than they anticipated, so the bill was \$1,200. The committee felt that he should have come to us and explained that it took more paint before he turned in the bill. They are willing to pay a little extra for the extra materials but not the labor cost. Motion was made by Thieme, seconded by Hederer to approve \$1,000 to Mengel. Motion approved with a voice vote.

Other 2015 Projects: DPW Higley said that there will be some new chips needed in the playground.

City Planning Committee met on July 6th.

Capital Improvement Plan:

The committee discussed what departments may have capital projects coming in the future. The five year street plan will be reviewed by the Public Works Committee tonight. The possibility of a library expansion will be talked about tomorrow night at the council meeting in closed session. The Fire Commission meets the beginning of August and Mayor Schmidt should have any capital projects from them at that time.

Ordinance 2015-4 Bow and Crossbow Hunting in the City:

Alan Harvey of Community Code Service recommended an update to our ordinance Section 11-2-1 to comply with 2013 Wisconsin Act 71 regulating hunting with a crossbow or bow and arrow within municipal borders. Motion was made by T Schmidt, seconded by O'Brien to approve Ordinance 2015-4 Bow and Crossbow Hunting in the City as presented. Motion passed with a voice vote.

Ordinance 2015-5 Changes to Subdivision Code Regarding Infrastructure Security and Performance Guarantees:

This ordinance requires a public hearing of the committee and that is scheduled for tomorrow night's council meeting. The committee will review it before the meeting. The hearing was held tonight and there were no citizens in attendance to be heard on the issue. Motion was made by T Schmidt, seconded by Oestreich to approve Ordinance 2015-5 Changes to Subdivision Code Regarding Infrastructure Security and Performance Guarantees. Motion carried with a tax vote.

Post-Issuance Tax Compliance Policy:

This policy was recommended by Quarles and Brady and spells out post issuance policies for the city. Motion was made by T Schmidt, seconded by Hederer to approve the Post-Issuance Tax Compliance Policy as presented from Quarles & Brady LLP. Motion carried with a voice vote.

Mayor Schmidt: Mayor Schmidt appoints committees as follows.

Fire Commission Mayor Schmidt, Jason Lindeman, Bill Tesmer

City Planning Committee Todd Schmidt-Chairman, Nancy O'Brien, Mark Kaiser, Jeremy Hamm

Parks/Rec/Recycle Committee Mark Kaiser – Chairman, Jeremy Hamm, Jason Thieme, Lony Oestreich

Personnel/Labor Relations Committee Jason Thieme – Chairman, Nancy O'Brien, Ken Lynn

C/A Police Commission Todd Schmidt – Chairman, Dan Hederer, Ken Lynn

Public Works Committee Dan Hederer – Chairman, Mark Kaiser, Lony Oestreich, Todd Schmidt

Finance/Budget Mayor and entire council

Motion was made by T Schmidt, seconded by Hederer to approve the appointments. Motion carried with a voice vote.

Clerk Gurtner: Clerk Gurtner informed the council that Deputy Clerk Polivka is attending the UW Green Bay academy next week.

DPW Harland Higley: The following building permits were issued: Glenn Lavin, 314 S 3rd Street, new roof and 24' x 48' garage/shop; Jason Bauer, 304 S 6th Street, detached 24' x 30' garage and driveway extension; Leane Hodd, 408 N 4th Street, bathroom remodel.

DPW Higley reported on the pumpage of water and well levels for June 2015

Engineer Mike Voss: Mike Voss reported on the progress of Well #14 and Well #15 project.

Operator's License: Motion was made by Hederer, seconded by Kaiser to approve the operator's license list dated July 7, 2015. Motion carried with a voice vote.

Picnic Licenses: The city received two picnic license applications: Colby Abbotsford Area Chamber of Commerce, south shelter and north shelter/fenced area. Motion was made by T Schmidt, seconded by Thieme to approve the picnic licenses. Motion carried with a voice vote.

Resolution 8-2015 CMAR for 2014 Compliance Maintenance Resolution: Motion was made by Hederer, seconded by Kaiser to approve the Resolution 8-2015 as follows. Motion carried with a voice vote.

COMPLIANCE MAINTENANCE RESOLUTION 8-2015

RESOLVED that the City of Colby informs the Wisconsin Department of Natural Resources that the following actions were taken by the Colby Common Council.

Reviewed the Compliance Maintenance Annual Report which is attached to this resolution.

Set forth the following actions necessary to maintain effluent requirements contained in the WPDES Permit:

(a) Decrease TSS, Increase RAS and monitor the strength and amount of waste that haulers haul in

Passed by a unanimous vote of the Colby Common Council on July 7, 2015.

Signed: Mayor James Schmidt

Attest: Connie Gurtner, Clerk

Committee meetings for July: Colby-Abbotsford Police Commission will meet on July 13, 2015 at 6:30 P.M. at the Police Department. Special Council meeting will be held on July 15, 2015 at 6:30 P.M.

Closed Session: Motion was made by O'Brien, seconded by Hederer to go into closed session per State Statute 19.85(1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. PURPOSE: Discuss the Purchase of 110 S 2nd Street

Roll Call Vote: Ayes – Hamm, O'Brien, T Schmidt, Thieme, Oestreich, Hederer, Kaiser. Noes – none. Lynn was absent. Motion carried.

Adjourn in closed session: Motion was made by Hederer, seconded by O'Brien to adjourn at 8:11 P.M. Motion carried with a voice vote.

Approved _____
James W Schmidt, Mayor

Attest _____
Connie Gurtner, Clerk