

\*\*\*CONDUCTED AS A ZOOM MEETING\*\*\*  
COLBY COMMON COUNCIL  
TUESDAY, APRIL 21, 2020 - 6:30 PM  
RE-ORGANIZATIONAL MEETING AGENDA

Join Zoom Meeting

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Meeting ID: 968 2380 1443

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1. Call to Order
2. Roll Call
3. Minutes – April 7<sup>th</sup> Meeting
4. Report from Mayor Schmidt
5. Citizens and/or Delegations
6. Adjournment of the Old Council  
\*\*\*\*\*
1. Call to Order - New Council
2. Roll Call
3. Election
  - A. President
  - B. Vice-President
4. Designation Of
  - A. Public Depositories
  - B. Official Newspaper
5. Appointments of Mayor
  - A. Committees
  - B. Legal Counsel
  - C. Board of Review Members
  - D. Clark County Econ Development Representative
  - E. Board of Appeals Members
  - F. Zoning Administrator
  - G. Central Fire Members
6. Other Matters
  - A. Hire Summer Lawn Mowing Help
  - B. Committee Meetings
7. Adjourn

Upon reasonable notice, efforts will be made to accommodate the needs of individuals with disabilities. Please contact the City Clerk's Office at (715) 223-4435 or e-mail: [clerk@cityofcolby.org](mailto:clerk@cityofcolby.org).

The regular meeting of the Colby Common Council was called to order at 6:30 P.M. by Mayor James Schmidt via Zoom. On roll call: Solberg, O'Brien, T Schmidt, Kolden, Hesgard, Oestreich, Hederer and Kaiser. Also present were Clerk Gurtner, DPW Harland Higley Jr, and Engineer Mike Voss.

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

**Minutes** of the March 3<sup>rd</sup> council meeting were pre-read and reviewed. Motion was made by T Schmidt, seconded by O'Brien to approve the minutes as presented. Motion carried with a voice vote.

**Financial Statement and Bills** were discussed. Motion was made by Hesgard, seconded by Hederer to approve the bills. The amounts approved are as follows: General Fund \$135,519.23; Water Department \$99,564.52; Sewer Department \$28,575.80; TIF Fund \$66,471.74; Net payroll \$20,795.86. Motion carried with a voice vote.

**Colby-Abbotsford Police Commission** met on March 9<sup>th</sup>.

The commission approved minutes and expenditures.

Chief's Report: Bauer said the K-9 was deployed six times in February resulting in one arrest. There were 878 activities reported for the month of February. Year-to-date activities were 1,956, compared to 1,664 activities through February 2019. Bauer said two suspects are being sought in an attempted homicide. He said the Clark County Sheriff's Department helped with a neighborhood canvass and search warrants. Bauer said it took one officer a full week to complete a sexual assault investigation. There was a \$1,000 expense to repair a vehicle due to a fuel filter problem. A water heater was replaced. Bauer said as the cities of Abbotsford and Colby continue to grow, the CAPC should look at ways to fund an additional officer in the 2021 budget. Schmidt said the school districts must be contacted about increasing their funding share for the School Resource Officer. Schmidt noted the 2021 budget would be tight, as 2020 expenditures are being offset by a significant reduction in the fund balance. Bauer said negotiations should begin in August 2020 for a new contract with the police union. He said a 3-year contract had been working out pretty well in the past. The commission accepted the chief's report.

**Central Fire & EMS District** met on March 19<sup>th</sup>.

Nancy O'Brien reviewed the activities of the Central Fire & EMS District with the board.

**Mayor James W Schmidt:** Mayor Schmidt reported that Deputy Clerk Polivka has received her Wisconsin Municipal Clerk's Certification and her pay will be increased by \$2.00/hour from \$19.55/hr to \$21.55/hr. Mayor Schmidt thanked the city staff for their work to make the election safe.

**Clerk Gurtner:** Clerk Gurtner reported that the city elections were going well and that 242 absentee ballots for this election. She also reported that we will not have results for this election until Monday, April 13 since the clerk's office has to wait for absentee ballots to be returned that are postmarked today.

**DPW Higley:** The following building permits were issued: Mary Ann Uerling, 309 N 3<sup>rd</sup> St, relocate washer/dryer & new rain gutter.

DPW Higley reported on the precipitation and flows for March 2020 at the STP. He also reported on the pumpage of water for March 2020.

The city parks are closed due to COVID 19.

**Mike Voss:** Mike Voss did provide the change order to the contractor for the replacement of the nitrate analyzer with the Chemsan.

**Operator's Licenses:** The city received the following applications for operator's licenses: Mary Ann Jensen, 904 Pine St, Lot #1, Withee – Motion was made by Kaiser, seconded by Hederer to approve. Isaac Karl, 507 N 2<sup>nd</sup> St, Colby – Motion was made by Hederer, seconded by Hesgard to approve. Motion carried with a voice vote.

**Picnic License for Colby Lions Club Smelt Feed:** The Colby Lion's Club is planning on a take-out only smelt feed in April, but will possibly do another smelt feed this summer. This license would be for the date that they do that event. Motion was made by Hederer, seconded by Solberg to approve a picnic license for Colby Lion's Club Smelt Feed for a date to be determined at the Colby Lion's Shelter. Motion carried with a voice vote.

**Crack Sealing Bids:** The city received four bids for crack sealing:

<b>Bidder</b>	<b>1st Street</b>	<b>W Jefferson</b>	<b>N 3rd St</b>	<b>W Adams St</b>	<b>N 2nd St</b>	<b>Total</b>
Lakes Asphalt Maintenance	\$2,755.00	\$627.00	\$1,956.00	\$1,395.00	\$2,927.00	\$9,660.00
Fahrner Asphalt Sealers	\$2,446.00	\$672.00	\$2,587.00	\$1,652.00	\$3,199.00	\$10,556.00
Scott Construction	\$6,920.10	\$1,567.50	\$5,370.75	\$5,445.00	\$4,654.65	\$23,958.00
Solutionz - withdrew bid	-	-	-	-	-	-

DPW Higley recommended going with Lakes Asphalt Maintenance. Motion was made by Kolden, seconded by O'Brien to approve the bid from Lakes Asphalt Maintenance for \$9,660.00. Motion carried with a voice vote.

DPW Higley reported that he has received some complaints about the chip sealing on N 6<sup>th</sup> Street. There are loose chips and some up on the lawns on that street. The company is going to come in and take a look at it.

**Summer Hire Interviews/Process:** Mayor Schmidt is asking how the city should proceed with the hiring of summer help since it will be difficult to interview with COVID 19. Motion was made by Kolden, seconded by Hesgard to allow DPW Higley to interview candidates and bring his recommendation to the next the council meeting. Motion carried with a voice vote.

**Resolution 2-2020 to Ratify the Emergency Proclamation of the Chief Executive Officer Pertaining to the COVID-19 Pandemic & Declaration of Emergency:** Motion was made by T Schmidt, seconded by Kolden to approve Resolution 2-2020 as follows. Motion carried with a voice vote.

**RESOLUTION NO. 2-2020  
CITY OF COLBY, CLARK/MARTHON COUNTY, WISCONSIN**

**RESOLUTION TO RATIFY THE EMERGENCY PROCLAMATION  
OF THE CHIEF EXECUTIVE OFFICER PERTAINING TO  
THE COVID-19 PANDEMIC AND DECLARATION OF EMERGENCY**

**WHEREAS**, an emergency, namely the COVID-19 pandemic, has impacted or is anticipated to impact the City of Colby; and

**WHEREAS**, because of such emergency conditions, the City Council was unable to meet with promptness; and

**WHEREAS**, pursuant to Wis. Stats. §§323.11 and 323.14(4)(b), the chief executive officer of the City of Colby proclaimed a state of emergency in effect from March 19, 2020 until the City Council could meet.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Colby does hereby ratify the City Mayor's Emergency Proclamation due to the COVID-19 pandemic, and

**BE IT FURTHER RESOLVED** that the City Council of the City of Colby hereby declares a state of emergency, which continues and extends the powers granted by the City Mayor's Proclamation dated March 19, 2020 to such other date and time as the City Council may hereafter determine the cessation of the state of emergency.

**IN WITNESS WHEREOF**, said Resolution was duly adopted by the City Council of the City of Colby.

Mayor James W Schmidt

*Clerk Connie L Gurtner*

**Committee meetings for April:** Colby-Abbotsford Police Commission will not meet in April. Central Fire & EMS District may meet on April 16, 2020 - still to be determined. Re-Organization meeting will be by Zoom on April 21, 2020 at 6:30 PM.

**Adjourn:** Motion was made by Hederer, seconded by Solberg to adjourn at 6:55 PM. Motion carried with a voice vote.

Approved \_\_\_\_\_  
James W Schmidt, Mayor

Attest \_\_\_\_\_  
Connie Gurtner, Clerk

Finance/Budget: Mayor and entire Council

City Planning/Econ Dev/RLF: T Schmidt – O’Brien – Oestreich - Kolden

Parks/Recreation/Recycling: Kaiser – O’Brien – Solberg - Oestreich

Personnel/Labor Relations: Kolden – Hesgard – O’Brien

Public Works: Hederer – Kaiser – Solberg - Schmidt

Police: Schmidt - Hederer – Hesgard