

**APRIL 12, 2016**

Regular meeting of the Common Council was called to order by Mayor Meyer at 7:00 p.m., in the Council Chambers, City Hall Plaza.

**PRESENT:** Michael Feirer, Alanna Feddick, Chris Jockheck, Gordon H. Earll, Rich Reinart, Gary Cummings, Rebecca Spiros, Tom Buttke and Peter Hendler.

**EXCUSED:** Ed Wagner

The flag was saluted and the pledge given.

No items were added to the agenda.

### **PUBLIC COMMENT PERIOD**

None

**CC16-053** Motion by Hendler, second by Reinhart to approve the minutes of the Common Council Special meeting of February 23, 2016.

**Motion carried**

**CC16-054** Motion by Buttke, second by Jockheck to approve the minutes of the Common Council Regular meeting of March 22, 2016.

**Motion carried**

**CC16-055** Motion by Cummings, second by Hendler to grant the variance request from Nutz Deep II, 809 S. Central Ave. for a variance of noise levels as permitted by Chapter 10-33(7) for an outside beer garden and live music on Saturday, June 4<sup>th</sup> from 11 a.m. - 11 p.m.

**Motion carried**

### **STAFF UPDATES**

None

### **MAYOR'S COMMENTS**

Employee recognitions:

Joel Binder, Street Division, April 21, 1986, 30 years

Michael Topness, Police Department, April 26, 2006, 10 years

Recognized the AmeriCorps members and program.

### **COUNCIL COMMENTS**

Alderperson Jockheck thanked the Clerk's office and the pollworkers for their hardwork on making sure elections run smoothly.

### **REPORTS FROM COMMISSIONS, BOARDS AND COMMITTEES**

None

### **CONSENT AGENDA**

**CC16-056** Motion by Buttke, second by Cummings to receive and place on file, approving all recommended actions for the items listed on the consent agenda. Meeting Minutes/Reports: Zoning Board of Appeals of February 9, 2016; Community Development Authority of February 25, 2016; Cable TV Committee of February 29, 2016; Committee on Aging of March 3, 2016; Community Development Authority Finance & Strategic Planning Committees of March 15, 2016; Airport Committee of March 24, 2016; Historic Preservation of April 4, 2016; Board of Public Works of

April 4, 2016; Judiciary and License Committee of April 5, 2016; and Finance, Budget, and Personnel Committee of April 5, 2016 (Revised Policy 3.800, Compensation; employee merit pay).

**Motion carried**

No items were removed from the consent agenda.

Bob Trussoni, Mike Eberl, John Magitti and George Holck from the Marshfield Utilities presented information on the current value of the Marshfield Utilities and presented the annual PILOT and dividend checks to the City.

First reading of Ordinance No. 1330, Municipal Code Amendment Request by the City of Marshfield to amend Chapter 10, Public Peace and Good Order, Section 10-132 and Chapter 13, Public Works, Section 13-66, allowing exceptions to the regulations pertaining to use of sidewalks as well as obstructions and encroachments of public sidewalks and public spaces when valid Public Right-of-Way Enhancement Program (PROW) permit is issued.

**CC16-057** Motion by Feirer, second by Earll to approve Budget Resolution No. 03-2016, transferring \$8,336 within the Cable Television Fund from Fund Balance to Capital Outlay to purchase camera equipment and accessories. Ayes – 9

**Motion carried**

**CC16-058** Motion by Hendler, second by Cummings to approve Budget Resolution No. 04-2016, transferring a total of \$585,000 consisting of \$529,800 from a State Trust Loan and \$55,100 of unused 2014 State Trust Loan proceeds from TID #9 to the TID #10 mall expansion project. Ayes - 9

**Motion carried**

**CC16-059** Motion by Buttke, second by Reinart to approve Budget Resolution No. 08-2016, transferring a total of \$90,000 within the Economic Development Fund consisting of \$85,000 of Fund Balance Applied and \$5,000 Donations to offset a \$50,000 reduction in Dividend transfer revenue budget and increase the Façade Improvement budget by \$40,000. Ayes - 9

**Motion carried**

**CC16-060** Motion by Earll, second by Cummings to approve Budget Resolution No. 05-2016, transferring \$11,000 from State Trust Loan proceeds to the TID #11 Urban Development budget for the creation of TID #11. Ayes – 9

**Motion carried**

**CC16-061** Motion by Hendler, second by Jockheck to approve Budget Resolution No. 07-2016, transferring \$155,000 within the TID #4 Downtown Redevelopment Fund from Fund Balance Applied (unexpended Maple Avenue Project funds) to the Omaha Parking Lot project. Ayes – 9

**Motion carried**

**CC16-062** Motion by Feirer, second by Cummings to approve Budget Resolution No. 09-2016, transferring \$150,000 within the TID #4 Downtown Redevelopment Fund for improvements on 2<sup>nd</sup> Street from Chestnut Avenue to Maple Avenue and the 1<sup>st</sup> & Cedar intersection projects. Ayes – 9

**Motion carried**

**CC16-063** Motion by Buttke, second by Feirer to approve Budget Resolution No. 10-2016, transferring \$16,210 from Donations and the Room Tax fund to the Jack Hackman Field Storage Building Project budget to construct Hackman Field Storage Building. Ayes – 9

**Motion carried**

**CC16-064** Motion by Buttke, second by Jockheck to approve Resolution No. 2016-21, Creating Tax Incremental Finance District #11. Ayes - 9  
**Motion carried**

**CC16-065** Motion by Feddick, second by Earll to postpone until the next Common Council meeting the discussion/approval to increase compensation for Council members, effective May 1, 2018.  
**Motion carried**

The Mayor thanked Alderperson Cummings for his years of service to the Council and the City.

**CC16-066** Motion by Reinart, second by Jockheck to go into closed session pursuant to Wisconsin Statutes, chapter 19.85 (1)(e) “Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.”

- Development agreement for property located in TID #7
- Negotiation for sale of City Hall to Gorman & Company
- Negotiations for purchase of Forward Financial building

And Wisconsin Statutes, chapter 19.85(1)(g) “Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved”

- Tax/fee delinquencies – Completion Industrial Minerals
- Litigation involving liquor license issue - Rear End

Roll call vote, all ayes. (Time: 7:50 p.m.)

**Motion carried**

Present in closed session: Alderpersons Feirer, Feddick, Jockheck, Earll, Reinart, Cummings, Spiros, Buttke, and Hendler, Mayor Meyer, City Administrator Barg, City Attorney Wolfgram, Public Works Director Knoeck, City Engineer Turchi, Finance Director Strey, Human Resources Manager/Assistant to the City Administrator Rachu, Development Services Director Angell, Alderperson Elect Zaleski and City Clerk Hall.

**CC16-067** Motion by Cummings, second by Reinhart to return to open session. Roll call vote, all ayes. (Time: 8:42 p.m.)

**Motion carried**

**CC16-068** Motion by Buttke, second by Cummings to approve the Development Agreement with BWV Investments, LLC.

**Motion carried**

**CC16-069** Motion by Hendler, second by Feirer to direct staff to proceed with settlement discussions regarding the lawsuit with Circle K Industries.

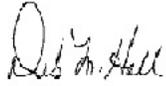
**Motion carried**

#### Future Agenda Items

Strategic Planning Session will be held on Tuesday, May 10<sup>th</sup> at 5:30 p.m.

The Organizational Meeting will be held on Tuesday, April 19<sup>th</sup> at 6:15 p.m.

Motion by Cummings to adjourn at 8:44 p.m.

A handwritten signature in cursive script, appearing to read "Deb M. Hall".

Deb M. Hall  
City Clerk