

**MAY 10, 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, Ed Wagner, Rich Reinart, Jason Zaleski, Rebecca Spiros, Tom Buttke and Peter Hendler.

**EXCUSED:** None

The flag was saluted and the pledge given.

No items were added to the agenda.

### **PUBLIC COMMENT PERIOD**

The Mayor recognized Boy Scout Troop #392 from Zion Methodist Church.

#### Those speaking in favor of E-Cigarettes/Vaping:

1. Patti Arnold, owner of Central City Vapors, 817 S. Central Avenue. She submitted some written testimonials from people that were not able to make the meeting that have used this to quit smoking.
2. Ray Kesler, M331 State Hwy 97
3. Phil Maguire, 2301 S. Madison Avenue

#### Comments:

- Vaping has saved people from cigarettes; helps people quit smoking
- Healthier alternative
- Important for vape shops to be able to use the vaporizers in the store because the people that come in that are using these to quit smoking need to be able to try the devices, flavors and find what they need. They can change the hit on it and find what they are looking for from the cigarettes and then change to vaping.
- At Central City Vapors they have a wall of success that was put up in November. Currently they have over 30 signatures on that wall. In order to get your name on the wall you have to be 30 days tobacco free or more.
- Businesses should be able to choose if they want to ban this or not.
- Vaping is subjective.

#### Those speaking against E-Cigarettes/Vaping:

1. Dave Wille, 512 S. Cypress Avenue
2. Tammy Neumann, 716 S. Oak Avenue
3. Dr. Yakub Ellias, 1123 W. Onstad Drive.
4. Destinee Coenen, Central WI Tobacco Free Coalition Coordinator.

#### Comments:

- E-Cigarettes should be treated the same as regular cigarettes.
- Health Hazard
- Nicotine delivery system
- Falling into the hands of children because of the different flavors (bubblegum, cotton candy, etc.)
- Safety of e-cigarettes is not well documented yet so at this time it should be restricted.
- E-Cigarettes are not labeled with the ingredients.
- FDA Study found cancer causing substances in half of the e-cigarette samples tested.
- Public shouldn't have to breathe these substances.

- Requested that the City include E-Cigarettes into Marshfield's Clean Indoor Air Ordinance.
- Last week the FDA issued the regulations for e-cigarettes and will be implemented on August 8, 2016. Minimum sales age will be 18 which are the same for cigarettes and other tobacco products. There will also be a prohibition against free samples.

**CC16-088** Motion by Feirer, second by Spiros to approve the minutes of the Common Council meeting of April 26, 2016.

**Motion carried**

Vickie Schnitzler, Chair of the Historic Preservation Committee, presented the City of Marshfield Stewardship Award to the North Wood County Historical Society.

Angie Eloranta, Executive Director of Main Street Marshfield, presented the John Christner Historian Award to Lori Belongia and Lorraine Markee.

### **STAFF UPDATES**

City Administrator Barg handed out the budget calendar.

Mayor's breakfast will be held on Friday, June 3<sup>rd</sup>. They are still looking for volunteers.

### **MAYOR'S COMMENTS**

None

### **COUNCIL COMMENTS**

Jason Zaleski thanked everyone for speaking during citizen comments.

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

None

### **CONSENT AGENDA**

**CC16-089** Motion by Feirer, second by Hendler to receive and place on file, approving all recommended actions for the items listed on the consent agenda. Meeting Minutes/Reports: Main Street Board of March 2, 2016; Cable TV Committee of March 28, 2016; Community Development Authority of March 29, 2016; Main Street Board of April 6, 2016; Airport Committee of April 21, 2016; Joint Review Board of April 27, 2016; Board of Public Works of May 2, 2016; Historic Preservation Committee of May 2, 2016; Judiciary and License Committee of May 3, 2016; Main Street Board of May 4, 2016; and Board of Public Works Special Meeting of May 10, 2016 as read by the Director of Public Works.

**Motion carried**

No items were removed from the consent agenda.

**CC16-090** Motion by Wagner, second by Hendler to instruct the City Attorney to draft an ordinance amending the Clean Indoor Air Ordinance to ban e-cigarettes/vaping and exempt the vape shops. Ayes – 9; Nay – 1 (Reinart)

**Motion carried**

An overview of the City's Insurance Benefits was given by Dennis Tweedale from the League of Wisconsin Municipality Mutual Insurance.

**CC16-091** Motion by Jockheck, second by Reinart to approve the assignment of the City's Cable Access Coordinator's Agreement to Branden Bodendorfer, Tri-Media. Ayes – 6; Nays – 4 (Feddick, Wagner, Zaleski and Hendler)

**Motion carried**

**CC16-092** Motion by Buttke, second by Jockheck to approve the preliminary floor plan for the Community Center, and authorize staff to work with the construction manager (Boson) to develop cost estimates.

**CC16-093** Motion by Jockheck, second by Hendler to call the question.

**Motion carried**

Vote on Motion **CC16-092**; Ayes – 8; Nays – 2 (Feddick and Wagner)

**Motion carried**

**CC16-094** Motion by Buttke, second by Spiros to suspend the rules and vote on the appointment of Ken Bargender to the Board of Review. Ayes - 10

**Motion carried**

**CC16-095** Motion by Spiros, second by Wagner to approve the appointment of Ken Bargender, 206 Hawthorn Ave. to fill the vacant position on the Board of Review. This appointment will expire in 2021.

**Motion carried**

Recessed at 9:21p.m.

Reconvened at 9:28 p.m.

**CC16-096** Motion by Buttke, second by Wagner to postpone the 2017-2021 Capital Improvement Program until the next Council meeting. Ayes – 3 (Feddick, Buttke and Hendler); Nays - 7

**Motion failed**

**CC16-097** Motion by Wagner, second by Buttke to approve the CIP with Plan B with the exception of the \$1million for the Community Center. Ayes – 8; Nays – 2 (Jockheck and Earl)

**Motion carried**

**CC16-098** Motion by Buttke, second by Hendler to approve Option #1; Municipal tax rate to be increased (one-time) by \$1 per \$1000 of assessed value, for a period of 5 years, which is expected to generate approximately \$6.8 million, to be used exclusively for major street projects (reconstructions and overlays). Ayes – 8; Nays – 2 (Feddick and Wagner)

**Motion carried**

**CC16-099** Motion by Buttke, second by Zaleski 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."

- Negotiation for sale of City Hall to Gorman & Company
- Negotiations for purchase of Forward Financial building

Roll call vote, all ayes. (Time: 9:48 p.m.)

**Motion carried**

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

**CC16-100** Motion by Buttke, second by Hendler to return to open session. Roll call vote, all ayes. (Time: 9:59 p.m.)

**Motion carried**

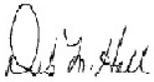
**CC16-101** Motion by Wagner, second by Feirer to approve the Agreement with Forward Financial to purchase the Forward Financial building.

**Motion carried**

Future Agenda Items

None

There being no further business the Mayor adjourned the meeting at 10:01 p.m.



Deb M. Hall  
City Clerk