

**JULY 28, 2015**

Regular meeting of the Common Council was called to order by Mayor Meyer at 7:03 p.m., in the Council Chambers, City Hall Plaza.

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

**EXCUSED:** Peter Hendler

The flag was saluted and the pledge given.

No items were added to the agenda.

**PUBLIC COMMENT PERIOD**

Lori Belongia, Library Director extended an invitation to the public for the groundbreaking for the new Everett Roehl Marshfield Public Library & Community Center to be held on Friday, July 31<sup>st</sup> at 11:00 a.m.

**CC15-162** Motion by Spiros, second by Cummings to approve the minutes of the Common Council strategic planning meeting of June 23, 2015.

**Motion carried**

**CC15-163** Motion by Jockheck, second by Spiros to approve the minutes of the Common Council meeting of July 14, 2015 regular meeting.

**Motion carried**

**STAFF UPDATES**

None

**MAYOR'S COMMENTS**

None

**COUNCIL COMMENTS**

None

**CC15-164** Motion by Jockheck, second by Spiros to approve the request from the High Street Salon for a variance of noise levels as permitted by Chapter 10-33(7) for a fundraiser to be held in the parking lot behind High Street Salon on August 14<sup>th</sup> and 15<sup>th</sup> for a movie both nights, beginning at 8:00 p.m. and ending around 10:00 p.m.

Aldersperson Wagner asked what the noise variance was for and where the fundraiser monies would be going to. If the fundraiser monies are not for a nonprofit organization he would like the request brought back to the Common Council on August 11<sup>th</sup>.

City Administrator Barg will contact the High Street Salon for clarification.

Aldersperson Buttke asked that city staff check to see if this variance would have really been needed because of the time frame of the event. There is no sense bringing future requests like these to the Common Council if they are not going against any ordinance that we have.

Vote on motion **CC15-164**; Ayes - 9

**Motion carried**

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

Aldersperson Feirer, Fairgrounds Commission said that all of the projects are done at the Fairgrounds and they are ready for the Fair. The Round Barn concrete is in and it looks really great.

### **CONSENT AGENDA**

**CC15-165** Motion by Buttke, second by Feirer to receive and place on file, approving all recommended actions for the items listed on the consent agenda. Meeting Minutes/Reports: Community Center Leasing Committee of April 27, 2015; Library & Community Center Committee of May 6, 2015; Library Board of May 19, 2015; Fire & Police Commission of June 4, 2015; Library Board of June 16, 2015; Economic Development Board of July 2, 2015; Utility Commission of July 13, 2015; (1. Job Order #17823, replace failed U/G Blodgett to Fillmore at a cost of \$57,308); Library Finance Committee of July 14, 2015; Business Improvement District Board of July 15, 2015; Airport Committee of July 16 2015; Economic Development Board of July 20, 2015; Board of Public Works of July 20, 2015; Utility Commission Special Meeting of July 21, 2015; Judiciary and License Committee of July 21, 2015; Finance, Budget, and Personnel Committee of July 21, 2015; Plan Commission of July 21, 2015 (1. Resolution No. 2015-34, CUP by Ministry Saint Joseph's Hospital to allow a building addition; 2. Resolution No. 2015-35 by Arlon Haessly to grant a parking exception to allow a single apartment unit to be converted into two separate units; 3. Resolution No. 2015-36 by John Peters to allow a reduction to the required vision triangles and setback requirements; and 4. Resolution No. 2015-37 CUP by Rogers Cinema, Inc. to allow an exception to reduce the setback for a fence.); and Airport Committee of July 23, 2015.

#### **Motion carried**

No items were removed from the consent agenda.

Bob Haight, Fire Chief, gave a presentation on the communication study performed by the City's emergency management team.

Second reading of Ordinance No. 1307, amending section 13-126 (7) maintenance of trees and shrubs.

**CC15-166** Motion by Feirer, second by Jockheck to approve Ordinance No. 1307. Ayes - 9  
**Motion carried**

First reading of Ordinance No. 1312, amending Chapter 10 of the Municipal Code, Regulation of noise and vibrations.

First reading of Ordinance No. 1308, amending Section 4-38 of the Municipal Code pertaining to Room Tax.

Aldersperson Wagner explained the two funds that deal with the Convention and Visitors Bureau. Both funds have some pretty large balances in them. He asked for clarification as to why we need to increase the room tax.

City Administrator Barg explained that it is getting tighter and tighter for the city to fund capital projects. It is going to be very difficult to continue to make these improvements if we don't have the funds to do it. Going forward these monies are going to be essential for us to keep up the facilities that we believe are the amenities that hopefully promote people coming to town.

Matt McLean, Director of Convention and Visitors Bureau said one of the things that they are really looking forward to doing is helping improve sporting facilities which is a huge driver to tourism. We want to have facilities that will bring in sporting tournaments and events which in turn bring visitors and dollars to our community.

Alderson Wagner said he would like to see a lot more transparency. These are tax dollars of the sort that we are responsible for levying. We would like to know what your plan is and how you plan on spending it. If the current formula hasn't changed, the city keeps about 30% of the revenue which can go to non-tourism activities and that is the amount that the city has and uses for Parks and Recreation and that is not going to change. We are still going to have that money to use and spend in future years, so we aren't taking anything away by not granting 2%.

Alderson Feirer pointed out that not all of the Convention and Visitors Bureau's funds were room tax oriented. Some of the profits came from Fall Fest and different events that the Convention and Visitors Bureau ran.

Matt McLean, Director of Convention and Visitors Bureau will distribute a report prior to the August 11<sup>th</sup> Common Council meeting that will summarize what the account is, where the money comes from and what the balances are for both the cities' components as well as the Convention and Visitors Bureau's components.

First reading of Ordinance No. 1306, detachment and attachment request by the City of Marshfield, in accordance with the Cooperative Boundary Plan and Agreement between the Town of Cameron and the City of Marshfield, dated April, 2000, the following described territory in the Town of Cameron, Wood County, Wisconsin, for that portion of the "City Growth Area" lying outside the "No Contest Area" as identified in said plan, to be detached from the Town of Cameron and attached to the City of Marshfield, and zoned "CMU" Community Mixed Use Zoning and "LI" Light Industrial Zoning, located south of 29th Street, east of Central Avenue, north of Heritage Drive, and west of Business Park Avenue: That part of Section 20, Township 25 North, Range 3 East, in the Town of Cameron, Wood County, Wisconsin, and more particularly described as follows:

1. Beginning at the SW corner of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 20, T25N, R3E; thence East on the South line of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 20, T25N, R3E to the East line of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 20, T25N, R3E; thence north on the east line of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 20, T25N, R3E, to the North line of the Heritage Drive (formerly known as United States Highway 10); thence West along the North line of Heritage Drive for a distance of 30.09 feet; thence N 00°21'13" E for a distance of 783.04 feet; thence N 89°03'35" W on a line extended to the west line of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 20, T25N, R3E; thence south on the west line of the SW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , Section 20, T25N, R3E, to the point of beginning; EXCEPT

The following parcels and road right-of-way which are contained within the above described real property in paragraph 1 of the above legal description shall be excluded from the property subject to detachment from the Town of Cameron and attachment to the City of Marshfield due to these parcels and right of way having previously been annexed by the City of Marshfield:

- a. Road right-of-way for Central Avenue (formerly known as State Highway 13 and Maple Avenue), described as follows:

That portion of South Central Avenue road right-of-way from the center of the intersection of Commerce Drive to a point approximately 300 feet south of the intersection of Heritage Drive further described as follows: Part of the NE ¼ of the SE ¼ and the SE ¼ of the SE ¼ of Section 19; the NW ¼ of the SW ¼ and the SW ¼ of the SW ¼ of Section 20; the NW ¼ of the NW ¼ of Section 29; and the NE ¼ of the NE ¼ of Section 30, all in Town 25 North, Range 3 East, Wood County, Wisconsin, described as follows:

Commencing at the West quarter corner of said Section 20, the Point of Beginning; thence S 88°36'11" E along the North line of the SW ¼ of said Section 20, 60.00 feet to the East Right of Way Line of Central Avenue; thence S 00°24'47" W along the East Right of Way Line of Central Avenue, 1,314.07 feet; thence S 00°24'08" W along the East Right of Way Line of Central Avenue, 638.35 feet; thence S 01°45'48" E along the East Right of Way Line of Central Avenue, 531.25 feet, thence S 48°06'55" E, 120.79 feet; thence S 02°46'31" E, 130.28 feet; thence S 48°44'30" W, 147.36 feet; thence S 02°25'35" E 99.73 feet; thence N 89°52'08" W, 152.69 feet; thence N 15°55'24" W, 236.18 feet; thence N 00°43'45" W, 66.01 feet; thence N 23°31'20" E, 224.60 feet to the West Right of Way Line of Central Avenue; thence N 00°21'00" E along the West Right of Way Line of Central Avenue 1,079.04 feet; thence N 00°26'14" E along the West Right of way Line of Central Avenue, 1,314.14 feet to the North line of the SE ¼ of said Section 19; thence S 89°53'29" E, 60.00 feet along the North line of the SE ¼ of said Section 19, to the Point of Beginning; and

2. Beginning at the southeast corner of Wood County Certified Survey Map Number 3785; thence north along the east line of the said Wood County Certified Survey Map Number 3785 to the south line of 29<sup>th</sup> Street; thence east along with south line of 29<sup>th</sup> Street to the northwest corner of Wood County Certified Survey Map Number 2404; thence south along the west line of Wood County Certified Survey Map Number 2404 to the southwest corner of Wood County Certified Survey Map Number 2404; thence east along the south line of Wood County Certified Survey Map Number 2404 to the southeast corner of Wood County Certified Survey Map 2404, being the northwest corner of the SE ¼ NW ¼, Section 20, T25N, R3E; thence east long the north line of the SE ¼ NW ¼, Section 20, T25N, R3E to the east line of the west ½ of the SE ¼ NW ¼, Section 20, T25N, R3E; thence south along the east line of the west ½ of the SE ¼ NW ¼, Section 20, T25N, R3E; to the south line of the SE ¼ NW ¼, Section 20, T25N, R3E; thence S 00°10'08" W for a distance of 33.01 feet; thence N 88°41'03" W for a distance of 650.63 feet; thence N88°41'03" W for a distance of 878.80 feet; thence S 00°21'13" W for a distance of 360 feet; thence N 88°41'03" W on a line extended to the west line of the NW ¼ SW ¼, Section 20, T25N, R3E; thence north on the west line of the NW ¼ SW ¼, Section 20, T25N, R3E to the southwest corner of the SW ¼ NW 1/4, Section 20, T25N, R3E; thence north along the west line of the SW ¼ NW ¼, Section 20, T25N, R3E to the north line extended on that property described in Volume 312 of deeds, Page 521, Wood County records; thence east along the north line of the property described in said deed a distance of 270.6 feet, more or less; thence south along the east line of the property described in said deed, a distance of 100 feet, more or less; thence east at right angles a distance of 273.77 feet, more or less, to the centerline of proposed Cedar Avenue, extended; thence north a distance of 1,235 feet, more or less, along the centerline of said proposed street; thence west at right angles to said proposed street, a distance of 544.5 feet more or less to the west line of the NW ¼ NW ¼, Section 20, T25N, R3E; thence north along the west line of the NW ¼ NW ¼, Section 20, T25N, R3E, to a point which is the extension of the south line of Wood County Certified Survey Map Number 3785; thence east along the south line

of Wood County Certified Survey Map Number 3785 to the point of beginning; EXCEPT

The following parcels and road right-of-way which are contained within the above described real property in paragraph 2 of the above legal description shall be excluded from the property subject to detachment from the Town of Cameron and attachment to the City of Marshfield due to these parcels and right of way having previously been annexed by the City of Marshfield:

- a. Lot 1 of Wood County Certified Survey Map No. 8547, recorded in Volume 29 of Survey Maps, Page 147, located in part of the NW1/4 of the NW1/4 of Section 20, Township 25 North, Range 3 East, and adjacent right of way of Cherry Avenue, City of Marshfield, Wood County.
- b. Part of the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section Twenty (20), Township Twenty-Five (25) North, Range Three (3) East, in the Town of Cameron, Wood County, Wisconsin, described as follows:

Commencing on the South line of the South Half (S1/2) of the Northwest Quarter (NW1/4) of Section Twenty (20), Township Twenty-Five (25) North, Range Three (3) East at a point where said South line intersects with the East line of Central Avenue (formerly known as State Trunk Highway 13), thence East 916.65 feet, thence North 462 feet to the point of beginning, thence North 294 feet, thence East 498 feet, thence South 294 feet, thence West 498 feet back to the point of beginning.

- c. Road right-of-way known as 35<sup>th</sup> Street (formerly known as Nikolay Drive) described as follows:

Commencing at the west ¼ corner of Section Twenty (20), Township Twenty-Five (25) North, Range Three (3) East, thence South 88°41'03" east along the east-west quarter line of said Section 20, a distance of 60 feet to the east right-of-way line of Central Avenue (formerly known as State Trunk Highway 13), the point of beginning; thence north 00°21'13" east along said east right-of-way line of Central Avenue, a distance of 33.01 feet to the north line of 35<sup>th</sup> Street; thence south 88°41'03" east along said north right-of-way line of 35<sup>th</sup> Street, a distance of 1,892.22 feet; thence south 00°10'08" west a distance of 66.01 feet to the south right-of-way line of 35<sup>th</sup> Street; thence north 88°41'03" west along said south line of 35<sup>th</sup> Street to the east right-of-way line of Central Avenue; thence north 00°21'13" east along said east line of Central Avenue to the point of beginning.

- d. Road right-of-way for Central Avenue (formerly known as State Highway 13 and Maple Avenue), described as follows:

That portion of road right-of-way described above in paragraph 2 that also falls within the area described below:

That portion of South Central Avenue road right-of-way from the center of the intersection of Commerce Drive to a point approximately 300 feet south of the intersection of Heritage Drive further described as follows: Part of the NE ¼ of the SE ¼ and the SE ¼ of the SE ¼ of Section 19; the NW ¼ of the SW ¼ and the SW ¼

of the SW ¼ of Section 20; the NW ¼ of the NW ¼ of Section 29; and the NE ¼ of the NE ¼ of Section 30, all in Town 25 North, Range 3 East, Wood County, Wisconsin, described as follows:

Commencing at the West quarter corner of said Section 20, the Point of Beginning; thence S 88°36'11" E along the North line of the SW ¼ of said Section 20, 60.00 feet to the East Right of Way Line of Central Avenue; thence S 00°24'47" W along the East Right of Way Line of Central Avenue, 1,314.07 feet; thence S 00°24'08" W along the East Right of Way Line of Central Avenue, 638.35 feet; thence S 01°45'48" E along the East Right of Way Line of Central Avenue, 531.25 feet, thence S 48°06'55" E, 120.79 feet; thence S 02°46'31" E, 130.28 feet; thence S 48°44'30" W, 147.36 feet; thence S 02°25'35" E 99.73 feet; thence N 89°52'08" W, 152.69 feet; thence N 15°55'24" W, 236.18 feet; thence N 00°43'45" W, 66.01 feet; thence N 23°31'20" E, 224.60 feet to the West Right of Way Line of Central Avenue; thence N 00°21'00" E along the West Right of Way Line of Central Avenue 1,079.04 feet; thence N 00°26'14" E along the West Right of way Line of Central Avenue, 1,314.14 feet to the North line of the SE ¼ of said Section 19; thence S 89°53'29" E, 60.00 feet along the North line of the SE ¼ of said Section 19, to the Point of Beginning.

First reading of Ordinance No. 1309, Campus Master Plan Amendment request by Marshfield Municipal Airport to amend the five year Master Campus Plan, addressing when Federal Aviation Administration approval is needed for non-aeronautical uses, located at 210, 320, 324, and 400 West 29th Street, including all parcels owned by the City of Marshfield under the Airport's jurisdiction zoned "CD" Campus Development District.

City Planner Miller distributed a handout with corrected Master Plan maps for the hangars.

First reading of Ordinance No. 1310, Municipal Code Amendment Request to amend Chapter 18, General Zoning Ordinance, Section 18-72 to allow the front and street side yard setbacks to be adjusted by averaging adjoining properties in all districts and to clarify language pertaining to such adjustments.

First reading of Ordinance No. 1311, Municipal Code Amendment Request to amend Chapter 18, General Zoning Ordinance, Sections 18-25 through 18-33, 18-54, and 18-65 (1) & (2), allowing Minor Home Occupations as a permitted accessory use and Conditional Home Occupations as a conditional accessory use in all residential zoning districts and to clarify the requirements for a home occupation.

**CC15-167** Motion by Buttke, second by Feddick to approve Budget Resolution No. 16-2015, transferring \$5,000 from Safe Routes to School Program donations to the Planning & Economic Development Budget for event prizes and awards. Ayes - 9

**Motion carried**

**CC15-168** Motion by Wagner, second by Feirer to approve Budget Resolution No. 18-2015, transferring \$11,900 from TID #9 Fund Balance Applied to TID #9 Urban Development Budget for the TID #9 amendment. Ayes - 9

**Motion carried**

**CC15-169** Motion by Feddick, second by Cummings to approve Budget Resolution No. 19-2015, transferring \$8,334 within the General Fund Airport Budget from Repairs and Maintenance operating expense to Land capital outlay expense. Ayes - 9

**Motion carried**

**CC15-170** Motion by Jockheck, second by Reinart 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.

- Possible purchase of land near Marshfield Fairgrounds Park.

Roll call vote, all ayes. (Time: 8:03 p.m.)

**Motion carried**

Present in closed session: Alderpersons Feirer, Feddick, Jockheck, Earll, Wagner, Reinart, Cummings, Spiros and Buttke, Mayor Meyer, City Administrator Barg, City Attorney Wolfgram, Deputy City Clerk Panzer, Director of Parks & Recreation Casperson.

**CC15-171** Motion by Buttke, second by Wagner to return to open session. Roll call vote, all ayes. (Time: 8:23 p.m.)

**Motion carried**

There was no action taken in open session regarding the closed session items.

Future Agenda Items

None

Motion by Feirer to adjourn at 8:24 p.m.

Lori A. Panzer  
Deputy City Clerk