

**AUGUST 11, 2015**

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, Gary Cummings, Tom Buttke and Peter Hendler.

**EXCUSED:** Rebecca Spiros

The flag was saluted and the pledge given.

No items were added to the agenda.

**PUBLIC COMMENT PERIOD**

Clarence Mitten, 611 W. 29<sup>th</sup> Street. They had a very positive meeting with City Staff regarding the 2<sup>nd</sup> Street Corridor. He thanked City Administrator Barg for putting together the meeting. He feels positive things will come from this and with some minor tweaking they can make it work.

**CC15-172** Motion by Feirer, second by Cummings to approve the minutes of the Common Council strategic planning meeting of July 28, 2015.

**Motion carried**

**CC15-173** Motion by Buttke, second by Jockheck to approve the minutes of the Common Council meeting of July 28, 2015 regular meeting.

**Motion carried**

**STAFF UPDATES**

City Administrator Barg spoke about the proposed room tax rate increase, Ordinance No. 1308 which would increase the room tax rate from 6% to 8%. At the last meeting it was requested to bring back information on the room tax reserve balances for the Convention and Visitors Bureau and the City of Marshfield. The information is not ready but the report will be presented at the next Common Council meeting.

**MAYOR'S COMMENTS**

Employee Recognition

Todd Bruhn, Street Division	August 12, 1985	30 years
Jerry Esser, Street Division	August 12, 1975	40 years

**COUNCIL COMMENTS**

None

**CC15-174** Motion by Cummings, second by Hendler to approve the request from 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 8:30 p.m. and ending around 10:00 p.m.

**Motion carried**

**CC15-175** Motion by Feirer, second by Feddick to approve the request from Alexandre Sainterme for a variance of noise levels as permitted by Chapter 10-33(7) for a concert to be held in Columbia Park on August 21<sup>st</sup> from 5:00 p.m. – 10:30 p.m.

**Motion carried**

## REPORTS FROM COMMISSIONS, BOARDS AND COMMITTEES

None

### CONSENT AGENDA

**CC15-176** Motion by Wagner, second by Earll to receive and place on file, approving all recommended actions for the items listed on the consent agenda. Meeting Minutes/Reports: Convention & Visitor's Bureau of June 1, 2015; Community Development Authority of June 25, 2015; Community Development Authority Finance and Strategic Planning of July 21, 2015; Historic Preservation Committee of August 3, 2015; Utility Commission of August 3, 2015; Board of Public Works of August 3, 2015 (1. Resolution 2015-38, WWTP compliance; and 2. Allowing construction manager, Boson, to bid on the "Building Works" component of the library project); Judiciary and License Committee of August 4, 2015; and Finance, Budget and Personnel Committee of August 4, 2015.

Aldersperson Feddick requested that item F1 be removed from the consent agenda. This pertains to the 2<sup>nd</sup> Street Corridor project plan design.

Vote on motion **CC15-176 as amended.**

**Motion carried**

City Administrator Barg stated the recommended changes to the 2<sup>nd</sup> Street Corridor Plan Design.

- On the area between Central and Chestnut Avenue, there is a loading zone space in front of Charles Street apartments and that is currently planned to be 36'. The recommendation is to extend it to 40' or 42'.
- On the area between Central and Maple Avenue, there is a loading zone space that is shown right in front of Mitten's and there is a request to make that into a regular parking space that can be used by customers.
- To the east of this parking spot there is a tree that has been requested to be removed so that there is better visibility for those using the loading and drop off area.
- Victory Apparel was concerned about the landscaping in front of their business so it was recommended that the trees be staggered.

All of these recommended changes can be worked with at staff level as the Engineering Department works on the final design. If the Council approves the Design then it will be forwarded to the Engineering Department.

**CC15-177** Motion by Wagner, second by Buttke to approve the 2<sup>nd</sup> Street Corridor Plan Design. Ayes – 8; Nay – 1 (Feddick)

**Motion carried**

City Administrator Barg gave a presentation on the creation of a joint municipal court with the Village of Spencer.

**CC15-178** Motion by Buttke, second by Jockheck to refer the creation of a joint municipal court with the Village of Spencer to the Finance, Budget and Personnel Committee.

**Motion carried**

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

**CC15-179** Motion by Feddick, second by Buttke to approve Ordinance No. 1308.

**CC15-180** Motion by Wagner, second by Hendler to postpone this item until the August 25<sup>th</sup> Council meeting.

**Motion carried**

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

**CC15-181** Motion by Feirer, second by Reinart to approve Ordinance No. 1312. Ayes – 8; Nay – 1 (Wagner)

**Motion carried**

Second 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 ¼ SW ¼, Section 20, T25N, R3E; thence East on the South line of the SW ¼ SW ¼, Section 20, T25N, R3E to the East line of the SW ¼ SW ¼, Section 20, T25N, R3E; thence north on the east line of the SW ¼ SW ¼, 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 ¼ SW ¼, Section 20, T25N, R3E; thence south on the west line of the SW ¼ SW ¼, 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.

**CC15-182** Motion by Buttke, second by Wagner to approve Ordinance No. 1306. Ayes – 9  
**Motion carried**

Second 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.

**CC15-183** Motion by Jockheck, second by Cummings to approve Ordinance No. 1309. Ayes – 9  
**Motion carried**

Second 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.

**CC15-184** Motion by Feirer, second by Wagner to approve Ordinance No. 1310. Ayes – 9  
**Motion carried**

Second 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.

**CC15-185** Motion by Jockheck, second by Cummings to approve Ordinance No. 1311. Ayes - 9  
**Motion carried**

**CC15-186** Motion by Feddick, 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: 7:42 p.m.)

**Motion carried**

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

**CC15-187** Motion by Wagner, second by Feddick to return to open session. Roll call vote, all ayes. (Time: 7:57 p.m.)

**Motion carried**

**CC15-188** Motion by Wagner, second by Hendler to approve the recommendation to purchase land adjacent to Fairgrounds Park and direct the City Attorney to prepare an Offer to Purchase, subject to the following terms and conditions:

- Purchase Price - \$172,100
- Fair Board must use at least 50% of sale proceeds to pay down its debt to Forward Financial.
- Resolution must be reached on restrictions for future development, so the City isn't indefinitely prohibited from constructing buildings on, or making other uses of, this parcel.
- The use of the deeded property by the Central WI State Fair Association in the future shall be governed by the terms specified in the Joint Wood County and City of Marshfield Resolution governing the Marshfield Fairgrounds Park.

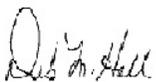
Ayes - 9

**Motion carried**

Future Agenda Items

None

Motion by Feddick to adjourn at 7:59 p.m.



Deb M. Hall  
City Clerk