MARCH 9, 2004

Regular meeting of the Common Council was called to order by Mayor Meyers at 7:00 p.m., in the Council Chambers, City Hall Plaza.
PRESENT: Michael Feirer, Brad Parks, Gerald Nelson, Tim Kraus, Jerry Bennington, Sr., Russell Stauber, Don Krueger, Ray Gougeon, Tom Buttke and Edward Beaudry, Jr.
ABSENT: None

The flag was saluted and the pledge given.

No invocation was given.

RECOMMENDATIONS FROM MAYOR
None

CC04-050 Motion by Nelson, second by Bennington to approve the minutes of the Common Council meeting of February 24, 2004. All Ayes
Motion carried

No items were added to the agenda.

Dr. Chuck McCauley, Joe Krasne and Lois Testrake gave a presentation on Healthy Lifestyles regarding the overall program and the proposed walking routes within the City.

Mayor welcomed Boy Scout Troops #345, #385 and #392 to the meeting.

CITIZEN COMMENTS
None

COMMUNICATIONS
Alderman Kraus stated that there are a lot of municipalities that are passing broadband along power lines and we have a nice infrastructure owned by the City. He would like to see the feasibility cost that would go with that. He requested the Utility Commission to come up with some cost analysis or feasibility study to even see if this is something we could look for.

Alderman Nelson said that the Wood County Transportation Economic Development Committee would be meeting the next day and will be discussing the Hewitt trail. He invited the members of the Healthy Lifestyles Coalition to attend. Hopefully they will have some success in advancing the trail along Galvin Avenue.

Alderman Stauber reminded the voters about the school referendum. There will be three informational sessions held and he urged the voters to take advantage of these sessions and become educated as to what is needed in the public schools.

MINUTES OF GOVERNING BOARDS AND COMMISSIONS
CC04-051 Motion by Parks, second by Buttke to receive and place on file the minutes of the Library Board of February 10, 2004. All Ayes
Motion carried

MINUTES OF ADVISORY BOARDS, COMMISSIONS AND COMMITTEES
CC04-052 Motion by Feirer, second by Bennington to approve the minutes of the Historic Preservation Committee of February 9, 2004.

Alderman Nelson is concerned about how individuals or a group that is not affiliated with the City can commit buildings or areas to a historical preservation commitment. The City doesn't have an opportunity or chance to address it or to express if that is the proper direction we would like to go or not. We have to be very careful in the future. It is nice to get a designation of something but we should look at the ramifications and look ahead to the future of what might happen or could happen.

Director of Planning and Economic Development Miller responded that the only body in the City that can put a building on the local historic register would be the Historic Preservation Committee. Under the current guidelines, a property can be added to that list without the owner's consent. The practice has been in the past for the committee that if the owner is not interested in nominating their building that the committee will not pursue such nomination. As the Director of Planning, she would not feel comfortable nominating a property without an owner's consent or recommending the nomination of a property without the owner's consent.

Mayor Meyers corrected the minutes to reflect the correct spelling of his name. On page 2, paragraph 2, his name is spelled Myers, should be Meyers.

Vote on motion **CC04-052 as amended**; All Ayes
Motion carried

MINUTES OF COUNCIL COMMITTEES

CC04-053 Motion by Feirer, second by Buttke to approve the minutes of the Airport Committee of February 19, 2004. All Ayes
Motion carried

CC04-054 Motion by Bennington, second by Feirer to approve the minutes of the Cable TV Committee of February 24, 2004. All Ayes
Motion carried

CC04-055 Motion by Parks, second by Kraus to approve the minutes of the Board of Public Works of March 1, 2004. All Ayes
Motion carried

CC04-056 Motion by Stauber, second by Gougeon to approve the minutes of the Finance, Budget and Personnel Committee of March 2, 2004.

Alderman Stauber recognized the work of the Library Systems Analyst Marco Fortini. Some of the things that he accomplished in the last 1 1/2 years with the City are: (1) a new logo for the Library; (2) creating a remote access database; (3) implemented Telus software; (4) advanced some of the purchasing agreements; (5) left detailed records for the next person to take charge in that role; and (6) helped amend the job description for his own position. Marco is leaving the Library for a new position. He will be missed and his work is appreciated.

Vote on motion **CC04-056**; All Ayes
Motion carried

CC04-057 Motion by Bennington, second by Feirer to approve the minutes of the Judiciary, License and Cemetery Committee of March 2, 2004. All Ayes
Motion carried

MINUTES OF COMMUNITY ASSOCIATIONS

CC04-058 Motion by Gougeon, second by Buttke to receive and place on file the minutes of the Central Wisconsin State Fair Board of February 16, 2004. All Ayes
Motion carried

Second reading of Ordinance No. 1008, providing for administrative corrections to the Marshfield Municipal Code (sign code).

CC04-059 Motion by Stauber, second by Gougeon to approve Ordinance No. 1008. All Ayes
Motion carried

Second reading of Ordinance No. 1009, pertaining to a zoning change for property located at 201-423 West McMillan Street (excluding 403 West McMillan Street) from 'R-5' Residential (Medium Low Density - Single & Two Family) to 'B-2' Shopping Center District.

CC04-060 Motion by Nelson, second by Buttke to approve Ordinance No. 1009. All Ayes
Motion carried

Second reading of Ordinance No. 1010, pertaining to a zoning change for property located at 1008 S. Cedar Avenue from 'R-6' Residential (Medium High Density) to 'B-1' Neighborhood Business District.

CC04-061 Motion by Parks, second by Stauber to approve Ordinance No. 1010. All Ayes
Motion carried

Second reading of Ordinance No. 1011, pertaining to a zoning change for property located at 611 and 615 North Walnut Avenue from 'R-5' Residential (Medium Low Density Single and Two Family) to 'R-8' Residential (Very High Density Multifamily) District.

CC04-062 Motion by Beaudry, second by Feirer to approve Ordinance No. 1011. All Ayes
Motion carried

Second reading of Ordinance No. 1012, amending Chapter 18, General Zoning Ordinance.

CC04-063 Motion by Kraus, second by Feirer to approve Ordinance No. 1012. All Ayes
Motion carried

First reading of Ordinance No. 1013, amending Section 10-34 of the Municipal Code relative to the responsibility for animals.

Discussion was held on allowing dogs to run at large on the greenways.

Police Chief Stroik said that they have been judicious and flexible to that regard. He has seen dogs running around at large at the fairgrounds where they let them run, but he doesn't stop and do anything about it simply because there is no danger at that point. Under the circumstances, there is some flexibility, there is also discretion on the part of the officers as to whether or not they enforce it. No different than a speeding violation. Dogs running at large where it is not a danger, they don't necessarily write a citation however if someone is in danger, they will take some action.

First reading of Ordinance No. 1015, increasing the number of members of the Convention and Visitors Bureau from five to six and providing for the appointment of the sixth member from citizens at large.

CC04-064 Motion by Bennington, second by Nelson to approve revised Relocation Order Resolution 99-66, Veterans Parkway (Marshfield Boulevard) (Hume Avenue - Central Avenue). All Ayes
Motion carried

CC04-065 Motion by Buttke, second by Parks to refer Resolution No. 2004-07, vacating and discontinuing East Depot Street between Central Avenue and Maple Avenue to the Plan Commission for consideration. Stauber voted Naye, rest Aye.
Motion carried

CC04-066 Motion by Buttke, second by Nelson to approve Resolution No. 2004-08, authorizing the submittal of an application to the Wisconsin Department of Transportation for a Statewide Multi-Model Improvement Program (SMIP) grant for a pedestrian and bicycle trail along the west side of Veterans Parkway between 8th Street and 29th Street. All Ayes
Motion carried

CC04-067 Motion by Gougeon, second by Stauber to approve Resolution No. 2004-09, ordering construction of sidewalks on the south side of Upham Street from Peach Avenue to Central Avenue. All Ayes
Motion carried

CC04-068 Motion by Bennington, second by Parks to approve Resolution No. 2004-10, establishing a joint interim Commission to study the feasibility of creating a joint Dispatch Center. All Ayes
Motion carried

CC04-069 Motion by Bennington, second by Feirer to approve Resolution No. 2004-11, adopting a Citizen Participation Plan, as requested by the State of Wisconsin Department of Commerce and the U.S. Department of Housing and Urban Development for recipients of Community Development Block Grant monies. All Ayes
Motion carried

CC04-070 Motion by Nelson, second by Buttke to approve Resolution No. 2004-12, approving and authorizing the filing of an application for Community Development Block Grant Economic Development monies, specifically $61,162.00 for engineering and administration associated with the development for Dental Crafters, Inc. in the Mill Creek Business Park. All Ayes
Motion carried

Presentation of updated information relative to addressing the proposed recommendations from the Tier One of the "Fire Department Facility Needs Committee - Final Report" from April, 2002. The recommendations in the report include a three-tiered response to fully address the issue of fire and EMS response in Marshfield. Tier One includes five points:

1. Implementation of a fire sprinkler ordinance.
2. The City addressing existing problems regarding lack of through streets, and such things as dead-ends and cul-de-sacs.

3. Installation of fire hydrants in areas of the city where they do not exist.
4. All future developments must contain public fire hydrants for fire protection.
5. Appointment of a committee to address the issues of design and staffing of a second fire station.

Fire Chief Cleveland talked about positioning of fire hydrants both on new construction and where we may be lacking now. Generally, depending upon whether it is a residential, commercial or business area, there are certain recommended distances. Basically what dictates the distance between fire hydrants is the amount of hose and the operation that the local fire department operates with. We certainly want to have adequately spaced hydrants at intersections and in between blocks that exceed more than the 300-400 feet. We want them at intersections because intersections are generally lighted and are more visible at night when they approach them.

He also spoke about a fire sprinkler ordinance. This is something he would recommend to the Common Council that they pursue. What they are looking at is creating an ordinance that would require certain size businesses to install fire sprinklers. Basically they are trying to protect the property taxbase within the City. They are also trying to prevent or minimize business interruptions or continuity when a business does have a fire. The other big thing is the chances for fires in sprinklered buildings are greatly reduced and it does make a safer environment for the firefighters. The sprinkler ordinance would cover public commercial buildings. The buildings that would not be covered are 1 and 2 family homes, apartment buildings and accessory buildings. We are not talking about retrofitting all existing buildings. The State requires that when a building is more than 50% remodeled that it is brought up to the new code. If there is a significant change in occupancy, meaning if you go from a storage building to assembly type occupancy, etc. There is a whole lot of difference in terms of the building it was designed to store things and now what you are doing are putting large volumes of people in there or putting significant numbers in there. The building has to be designed in terms of the exiting and it may require a sprinkler system. There are a number of things that a developer can omit when they build a building if they install a sprinkler system. He would recommend to the Council, if there is support for an automatic fire sprinkler ordinance to be put in, he would like to see part of that mandatory training for the developers and people that build. Fire sprinklers do save lives.

Alderman Stauber stated that as this progresses, if the committee is formed, he wants the members of the BID District to receive copies of the meeting minutes as talks take place so that they are kept in the loop.

CC04-071 Motion by Kraus, second by Bennington to authorize the Mayor to form a committee consisting of developers, citizens-at-large, business people, fire personnel and city staff to develop a fire sprinkler ordinance and bring back to the Common Council for consideration. All Ayes
Motion carried

Mayor Meyers said that at the Common Council meeting of May 28, 2002, a motion was made and passed and it read, "to go with Tier 1 including the appointment of a committee to address the issues of design and staffing of a second fire station, and the best available option for the potential fire station". One Alderman voted no on the matter. So now he is asking the Common Council to approve a committee which would be made up of respected members of the community who have offered their services to assist the Council in making a determination on a number of yet unanswered factors. The committee will be referred to as "The Mayor's Select Committee on Fire Department Facilities Needs". They will be charged with the following:

1. They will have to answer the question, "has the recently completed Highway 13/Veterans Parkway, as well as the new Oak Avenue and Peach Avenue underpasses had any affect on the response time for fire and EMS personnel?
2. After review of present day response data and growth trends, the Committee will be charged with:
   a. Revalidating the need for a second fire station.
   b. Determine the type of building and the best possible location for a second fire station in the City, if needed.
   c. Determine the anticipated manpower and equipment needed to accomplish uniform fire and EMS response in the future.
   d. Make recommendations to the Fire & Police Commission and Common Council regarding anticipated needs and a possible timeline for implementation and inclusion in the CIP and responsible budgets.

If approved, the "Mayor's Select Committee on Fire Department Facilities Needs" would be comprised of: Kenneth Krahn, Richard Meyers, Donald Nystrom, William Penker, Duane "Duke Schueller, Jane Treglowne and Diane Wolf.

CC04-072 Motion by Buttke, second by Parks to approve the "Mayor's Select Committee on Fire Department Facilities Needs" as recommended.

Alderman Stauber would like copies of the two previous presentations; one given by Chief Cleveland and the other was given by the Study Committee; given to the Study Committee as a starting point so they know what some of the questions were at that time.

Vote on motion **CC04-072**; All Ayes
Motion carried

Discussion was held on deer within the City limits.

Police Chief Stroik stated that enforcement is going to be almost impossible with feeders. How do you determine if it is for the squirrels, rabbits, chipmunks, what is it for? Deer are going to munch on virtually any type of foliage and fruit that they can get their teeth on. Currently if someone would make a complaint about deer to the police department, they would not respond. It is not illegal for deer to be there. It is not a criminal activity or civil. Ordinance Control will respond to situations where an animal is in trouble. For example a deer was caught in a fence by the fairgrounds and they responded and were able to free the deer.

Alderman Kraus recommended working with the local media to put out a survey as to what people see and want regarding the deer within the City limits.

Motion by Stauber, second by Beaudry to adjourn at 9:11 p.m. All Ayes
Motion carried

Deb M. Hall
City Clerk