JULY 22, 2008

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, Dave LaFontaine, Scott Noble, Ed Wagner, Josh Hansen, Donald Krueger, John Spiros, Tom Buttke and Pete Hendler.
ABSENT: None

The flag was saluted and the pledge given.

Invocation was given by Pastor Peter Ruggles, Good Shepherd Lutheran Church.

Employee Milestone Recognition

Kris Hawley, Engineering	July 27, 1998	10 years of service
Roland Donath, Building Services	August 7, 1978	30 years of service

CC08-259 Motion by Feirer, second by Krueger to approve the minutes of the Common Council regular meeting of July 8, 2008. All Ayes
Motion carried

No items were added to the agenda.

PUBLIC COMMENT PERIOD
William Penker of 600 S. Sycamore Avenue. He commented on proposed Ordinance No. 1130, regulating the sale and application of certain fertilizers. It has not been demonstrated that the sale or use of certain fertilizers poses a threat to the health, safety and general welfare of the citizens. The wording of section 3(b) and 3(c) implies surface water issue rather than a groundwater issue as defined in the ordinance. Section 5(c) could also be viewed as dealing with surface water rather than groundwater. Phosphorous lawn fertilizer may still be sold so how will the sale be treated? Enforcement of the ordinance is questionable and perhaps not easily possible. The ordinance becomes another layer of regulation and control of benign activities. Is the proposed ordinance a necessity or is it simply a demonstration that we are sustainable and aware of the environment. He urged the Council to reject Ordinance No. 1130. The case simply has not been made in the public forum.

Gary Gray of 507 W. Park Street. He agreed with 99% of the comments made by William Penker.

State Senator Julie Lassa presented a check to the City in the amount of $47,542 to help offset manufacturing tax base loss.

CC08-260 Motion by Feddick, second by Wagner to grant the request from the Marshfield Clinic for a variance of noise levels as permitted by Chapter 10-33 (7) for the Annual Marshfield Clinic Fall Employee Appreciation activity on Saturday, October 11, 2008 at the Marshfield Fairgrounds. All Ayes
Motion carried

MINUTES OF GOVERNING BOARDS AND COMMISSIONS
CC08-261 Motion by Feddick, second by Hansen to receive and place on file the minutes of the Zoning Board of Appeals of June 10, 2008; Fairgrounds Commission of June 16, 2008 and the Marshfield Utility Commission of July 14, 2008. Wagner was not present to vote, rest Aye.
Motion carried

MINUTES OF ADVISORY BOARDS, COMMISSIONS AND COMMITTEES
CC08-262 Motion by Spiros, second by Buttke to approve the minutes of the Plan Commission of July 15, 2008. Wagner was not present to vote, rest Aye.
Motion carried

MINUTES OF COUNCIL COMMITTEES
CC08-263 Motion by Hansen, second by Buttke to approve the minutes of the Sustainable Marshfield Committee of July 1, 2008. Wagner was not present to vote, rest Aye.
Motion carried

CC08-264 Motion by Buttke, second by Noble to approve the minutes of the Parks, Recreation and Forestry Committee of July 10, 2008. Wagner was not present to vote, rest Aye.
Motion carried

CC08-265 Motion by Feirer, second by Noble to approve the minutes of the Board of Public Works of July 14, 2008. All Ayes
Motion carried

CC08-266 Motion by Feddick, second by Hendler to approve the minutes of the Finance, Budget and Personnel Committee of July 15, 2008. All Ayes
Motion carried

CC08-267 Motion by Feddick, second by Spiros to approve the minutes of the Judiciary, License and Cemetery Committee of July 15, 2008. All Ayes
Motion carried

Second reading of Ordinance No. 1130, defining and regulating the use and sale of fertilizers in the City of Marshfield.

CC08-268 Motion by Buttke, second by Feirer to approve Ordinance No. 1130. Feirer, LaFontaine, Hansen, Buttke and Hendler voted Aye; Feddick, Noble, Wagner, Krueger and Spiros voted Naye; Mayor voted Aye.
Motion carried

Second reading of Ordinance No. 1132, requiring the Finance, Budget & Personnel Committee to review and make specific recommendations relating to the creation or elimination of any permanent full-time or permanent part-time staff position prior to any decision of the Common Council.

CC08-269 Motion by LaFontaine, second by Hansen to approve Ordinance No. 1132. Feirer, LaFontaine, Hansen, Krueger and Buttke voted Aye; Feddick, Noble, Wagner, Spiros and Hendler voted Naye; Mayor voted Aye.
Motion carried

First reading of Ordinance No. 1133, amending Section 18-64 (4)(c) of the Municipal Code to add "Professional Services" as a conditional use in the 'M-3' General Industrial Zoning District.

CC08-270 Motion by Hendler, second by Wagner to suspend the rules and vote on Ordinance No. 1133. All Ayes
Motion carried

CC08-271 Motion by Wagner, second by Spiros to approve Ordinance No. 1133. All Ayes
Motion carried

First reading of Ordinance No. 1134, amending Section 8-77 (2)(b) of the City Code regarding unmetered parking lots.

First reading of Ordinance No. 1135, amending Chapter 17, Electrical Code, regarding permit fees.

CC08-272 Motion by Feddick, second by LaFontaine to approve Budget Resolution No. 6-2008, transferring $594 from Fire Donations/Contributions (including a donation from WE Energies) to the Fire Protection budget for purchase and update of combustible gas detection meters. All Ayes
Motion carried

CC08-273 Motion by Feddick, second by Hansen to approve Budget Resolution No. 7-2008, transferring $436 from State of Wisconsin Funding Assistance Act 102 grants to the Emergency Medical Services Fund for the purchase of a multiple battery charger and conditioner unit. All Ayes
Motion carried

CC08-274 Motion by Wagner, second by Feirer to approve the appointment of Mr. Michael Meyers, 2316 Madison, to the Airport Committee to fill the unexpired term of Mr. Jim Merwin who has resigned. All Ayes
Motion carried

CC08-275 Motion by LaFontaine, second by Noble to approve the appointment of Mr. Dale Yakaites, 1612 N. Jean, to the Cable TV Committee to fill the unexpired term of Mr. Scott Kenneth Noble who has been appointed Alderperson for the 4th District. Hendler voted Naye, rest Aye.
Motion carried

Motion by LaFontaine, second by Feddick to adjourn at 8:10 p.m.
Motion carried

Deb M. Hall
City Clerk