AUGUST 24, 2010

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, Dave LaFontaine, Gordon H. Earll, Ed Wagner, Gary Cummings, John Spiros, Tom Buttke, Pete Hendler and Alanna Feddick (arrived at 5:02 p.m.).
ABSENT: Russell Stauber

The flag was saluted and the pledge given.

Invocation was given by Reverend Georgeanne Cusic, St. Alban's Episcopal Church.

Employee Milestone Recognition

Amy Beauchamp, Parks & Recreation	August 28, 2000	10 years

Proclamations

Fall Prevention Awareness Month; September 2010
City of Marshfield Employee Appreciation Day; Monday, September 6, 2010

CC10-326 Motion by Hendler, second by Feirer to approve the minutes of the Common Council meeting of August 10, 2010.
Motion carried

Item T-1 was added to the agenda; closed session to discuss the "Inspection Report and Orders" for demolition of property located at 2822 West Huetter Street. Item N-8; Plan Commission minutes of August 17, 2010 was moved and renumbered to item M-2.

PUBLIC COMMENT PERIOD

Fire Chief Schmidt invited the public to a Fire Station Dedication and Hose Uncoupling Ceremony on Wednesday, September 8th at 1:00 p.m. and an Open House Ceremony on Saturday, September 11th from 1:00-4:00 p.m.

Mayor Meyer encouraged the public to get tickets for the ODC Locals on Stage which will be held at the Marshfield Senior High School on September 11th. It is a benefit for the Opportunity Development Center here in Marshfield.

CC10-327 Motion by Feirer, second by Buttke to grant the request from the Viaduct Bar for a variance of noise levels as permitted by Chapter 10-33 (7) for a benefit for a 2 year old burn victim on Saturday, August 28th from 1:00 p.m. – 2:30 a.m. on Sunday, August 29th to be held at the Viaduct Bar, 1701 West McMillan Street.
Motion carried

MINUTES OF GOVERNING BOARDS AND COMMISSIONS

CC10-328 Motion by LaFontaine, second by Wagner to receive and place on file the minutes of the Community Development Authority of July 1, 2010; Community Development Authority Personnel Committee of July 12, 2010; Fire & Police Commission Special meeting of July 22, 2010; Community Development Authority Personnel Committee of July 22, 2010; Business Improvement District Board of July 28, 2010; Community Development Authority Personnel Committee of July 29, 2010; Fire & Police Commission Special meeting of August 2, 2010; Marshfield Utility Commission of August 9, 2010; Library Board of August 10, 2010; Fire & Police Commission of August 12, 2010 and the Business Improvement District Board of August 17, 2010.
Motion carried

Mayor Meyer said there have been discussions about the consent agenda which will speed up the Council meetings. He hopes to have a presentation at the next Common Council meeting in September with a consent agenda at the second Common Council meeting in September.

CC10-329 Motion by Cummings, second by Hendler to approve Marshfield Utility Job Order No. 17505, Stoney River Assisted Living 3ph underground primary extension at a cost of $37,577 ($37,577 deposit).
Ayes-9
Motion carried

CC10-330 Motion by Cummings, second by Feirer to approve Marshfield Utility Job Order No. 5603, replacing 375' of 6" with 8" watermain West 7th, Central to Chestnut at a cost of $26,422.99.
Ayes-9
Motion carried

MINUTES OF ADVISORY BOARDS, COMMISSIONS AND COMMITTEES
CC10-331 Motion by LaFontaine, second by Spiros to approve the minutes of the Historic Preservation Committee Special meeting of August 3, 2010.
Motion carried

CC10-332 Motion by Buttke, second by Wagner to approve the minutes of the City Plan Commission of August 17, 2010.
Motion carried

MINUTES OF COUNCIL COMMITTEES
CC10-333 Motion by Wagner, second by Feirer to approve the minutes of the Cable TV Committee of July 26, 2010.
Motion carried

CC10-334 Motion by Wagner, second by Earll to approve the minutes of the Committee on Health of August 9, 2010.
Motion carried

CC10-335 Motion by LaFontaine, second by Feddick to approve the minutes of the Sustainable Marshfield Committee of August 10, 2010.
Motion carried

CC10-336 Motion by Buttke, second by Spiros to approve the minutes of the Parks, Recreation and Forestry Committee of August 12, 2010.
Motion carried

C**C10-337** Motion by Feirer, second by LaFontaine to approve the minutes of the Board of Public Works of August 16, 2010.

CC10-338 Motion by Feddick, second by Wagner to vote on motion PW10-115 separately.
Aye-9 (Feirer, Feddick, LaFontaine, Earll, Wagner, Cummings, Spiros, Buttke and Hendler); Nay-0.
Motion carried

PW10-115 Motion by Buttke, second by Cummings to recommend denying the request to refund special assessments for Center City Church at 2209 West Spencer Street.
Feirer, Buttke, Cummings & LaFontaine voted 'Aye', Wagner voted 'No' Motion Carried

CC10-339 Motion by Feddick, second by Spiros to approve the request to refund special assessments from Center City Church for the property located at 2209 West Spencer Street. Aye-3 (Feddick, Wagner and Spiros); Nay-6 (Feirer, LaFontaine, Earll, Cummings, Buttke and Hendler)
Motion failed

or

to refund Center City Church's special assessments for the property located at 2209 West Spencer Street and allow them to continue to pay the amount on special assessments over the time period they had originally set forth however that needs to work within the system the City has.

Vote on motion **CC10-337**.
Motion carried

CC10-340 Motion by Wagner, second by Hendler to approve the minutes of the Judiciary, License and Cemetery Committee of August 17, 2010.
Motion carried

CC10-341 Motion by Hendler, second by Spiros to approve the minutes of the Finance, Budget and Personnel Committee of August 17, 2010.
Motion carried

CC10-342 Motion by Feirer, second by LaFontaine to approve the minutes of the Board of Public Works of August 24, 2010 as read.

Alderperson Wagner asked that the following be added to the Board of Public Works minutes of August 24, 2010:
Money from the South Central Avenue project will be transferred and that a policy will be brought back to the Board of Public Works with a recommendation for the disposition of the rest of those funds at the September 7th meeting.

Vote on motion **CC10-342** as amended.
Motion carried

MINUTES OF COMMUNITY ASSOCIATIONS
CC10-343 Motion by LaFontaine, second by Spiros to receive and place on file the minutes of the Main Street Marshfield Board of July 7, 2010 and the Main Street Marshfield Board of August 4, 2010.
Motion carried

CC10-344 Motion by Cummings, second by Spiros to receive and place on file the MACCI Business Plan Benchmark Report of July 2010.
Motion carried

CC10-345 Motion by LaFontaine, second by Feirer to approve Resolution No. 2010-43, adopting the 2011 Operating Plan and setting a BID assessment rate for the Downtown Marshfield Business Improvement District. Aye-3 (Feirer, LaFontaine and Spiros); Nay-6 (Feddick, Earll, Wagner, Cummings, Buttke and Hendler).
Motion failed

Alderperson Wagner asked the Planning Department to begin the process of preparing the creation of another Business Improvement District from Veterans Parkway to 14th Street to expand the façade program and to be prepared to present that to the Plan Commission for consideration within a month.

CC10-346 Motion by Buttke, second by Spiros to approve Budget Resolution No. 21-2010, transferring $350 for a donation to Recreation Programs Operating Supplies for soccer equipment. Ayes-9
Motion carried

CC10-347 Motion by Hendler, second by Cummings to approve Budget Resolution No. 22-2010, transferring $49,300 from the TIF #4 Downtown Public Improvement Fund, Fund Balance Account to the Public Facilities Capital Outlay Fund Blue Sky Project Budget. Aye-7 (Feirer, LaFontaine, Earll, Wagner, Cummings, Buttke and Hendler); Nay-2 (Feddick and Spiros).
Motion carried

CC10-348 Motion by Buttke, second by Earll to suspend the rules and vote on the appointment of Michael Meyers. Aye-8 (Feirer, LaFontaine, Earll, Wagner, Cummings, Spiros, Buttke and Hendler); Nay-1 (Feddick).
Motion carried

CC10-349 Motion by Hendler, second by Spiros to approve the appointment of Michael Meyers, 2316 Madison Avenue to the Fire and Police Commission to fill the unexpired term of Jerry Cleveland who has resigned.
Motion carried

CC10-350 Motion by LaFontaine, second by Earll to go into closed session pursuant to Wisconsin Statutes, chapter 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Specifically City Administration had requested a closed session to discuss the "Inspection Report and Orders" for demolition of property located at 2822 West Huetter Street. Roll call vote, all Ayes. (Time: 7:50 p.m.)
Motion carried

Present in closed session: Alderpersons Feirer, Feddick, LaFontaine, Earll, Wagner, Cummings, Spiros, Buttke and Hendler, Mayor Meyer, City Attorney Hutchinson, Finance Director Strey, Public Works Director Knoeck, Director of Planning and Economic Development Angell, Zoning Administrator Miller, Building Services Supervisor Pokorny, City Engineer Turchi and Deputy City Clerk Panzer.

CC10-351 Motion by Wagner, second by Spiros to return to open session. Roll call vote, all Ayes. (Time: 8:13 p.m.)
Motion carried

CC10-352 Motion by Feirer, second by Hendler to go into closed session pursuant to Wisconsin Statutes, chapter 19.85(1)(g) conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Specifically City Administration had requested a closed session to discuss the "Inspection Report and Orders" for demolition of property located at 2822 West Huetter Street. Roll call vote, all Ayes. (Time: 8:42 p.m.)
Motion carried

Present in closed session: Alderpersons Feirer, Feddick, LaFontaine, Earll, Wagner, Cummings, Spiros, Buttke and Hendler, Mayor Meyer, City Attorney Hutchinson, Finance Director Strey, Public Works Director Knoeck, Director of Planning and Economic Development Angell, Zoning Administrator Miller, Building Services Supervisor Pokorny, City Engineer Turchi and Deputy City Clerk Panzer.

CC10-353 Motion by Feier, second by LaFontaine to return to open session. Roll call vote, all Ayes. (Time: 9:22 p.m.)
Motion carried

CC10-354 Motion by Wagner, second by LaFontaine to direct the City Attorney to draft an agreement with the Machtans agreeing to allow the City to do an inspection of the property using a third party inspector. The costs of which will need to be reimbursed by the Machtans to the City. The inspector will provide a detailed report listing deficiencies of what needs to be done to bring the building into compliance. This will all need to be completed by the 14th of September which will be the next Common Council meeting.

Alderperson Buttke added the agreement will need to be signed by both property owners.

Vote on motion **CC10-354** as amended; Aye-9
Motion carried

Motion by LaFontaine, second by Spiros to adjourn at 9:27 p.m.
Motion carried

Lori A. Panzer
Deputy City Clerk
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