

December 22, 2009

Common Council Minutes
Council Chambers, Public Safety Building

Mayor Jim Griffin presided at a Regular Meeting of the Common Council of the City of Stoughton, Dane County, Wisconsin, held in the Council Chambers, Public Safety Building, on Tuesday, December 22, 2009 convening at 7:00 p.m.

City Clerk Alme called the roll and the following Alderpersons were present: Carter, Christianson, Chenoweth, Jenson, Lawrence, McKichan, Olstad, Scovotti, Swangstu and Tone. Absent and excused: Alderpersons Odland and Weiss.

Moved by Tone, seconded by Carter, to table the City claims until the January 12, 2010 meeting. Motion carried unanimously by acclamation.

Moved by Lawrence, seconded by Chenoweth, to approve the Utilities claims, as recommended by the Utilities Committee, in the amount of \$2,376,373.88. Motion carried unanimously by acclamation.

Communications: Alderperson McKichan spoke in regards to the recent tax bills that were mailed out and the affect on property owners. Alderperson Chenoweth spoke in regards to a request by the Library Board to hold a joint committee of the whole meeting with the council and library board in May 2010.

Public Comment Period: Tom Matson, P.O. Box 333 – spoke in regards to the new zoning map ordinance.

Alderperson Tone requested that item number three, the November 2009 Treasurer's Report, be removed from the consent agenda.

Moved by Lawrence, seconded by Carter, to approve the following consent agenda items as presented: The minutes of the December 7, 2009 Special Joint Common Council and Planning Commission Meeting and December 8, 2009 Common Council Meeting; the following reports: Library Board, Redevelopment Authority, Utilities Committee, Finance Committee, Special Public Safety Committee(2), Planning Commission and Public Works Committee, Utilities Reports; Planning Commission's recommendation to approve a Certified Survey Map request by Mike Tachick of Dairyland Electric to combine lots 12 & 13, Business Park North (340 Business Park Circle); Public Safety Committee's recommendation to grant an operator's license to Alyssa Fortier; Public Safety Committee's recommendation to grant a Class "A" Beer only license to Walgreen's #07519, located at 1705 US Highway 51, Michael E. Kroes, Agent. Motion carried unanimously by acclamation.

Moved by McKichan, seconded by Carter, to adopt an ordinance to amend sections 78-105(2)(e), 78-105(4)(a), 78-512, 78-721 and 78 Appendix C – Table 5 of the

Zoning Ordinance that was adopted June 23, 2009, as presented. Motion carried unanimously on roll call.

Moved by McKichan, seconded by Scovotti, to adopt an ordinance to amend sections 78-205(12), 78-914 and 78 Appendix F of the Zoning Ordinance that was adopted June 23, 2009, as presented. Motion carried unanimously on roll call.

Moved by McKichan, seconded by Carter, to adopt an ordinance to amend sections 78-105(2)(f)7a.A, 78-105(2)(h)7a, 78-105(5)(a)8a, 78-407(1) and 78-407(2) of the Zoning Ordinance that was adopted June 23, 2009, as presented.

Moved by Chenoweth, seconded by McKichan, to table an ordinance to amend sections 78-105(2)(f)7a.A, 78-105(2)(h)7a, 78-105(5)(a)8a, 78-407(1) and 78-407(2) of the Zoning Ordinance that was adopted June 23, 2009, to the January 12, 2010 meeting. Motion carried unanimously by acclamation.

Moved by McKichan, seconded by Carter, to adopt an ordinance to repeal and recreate the City of Stoughton Zoning Map, as presented.

Moved by McKichan, seconded by Carter, to amend the zoning map to change parcel numbers 281/0511-052-9545-9 and 281/0511-052-7237-6 from SR-4, Single-Family Residential to MR-10, Multi-Family Residential. Motion carried 8-2 on roll call with Alderpersons Jenson and Lawrence voting no.

Original motion to adopt an ordinance to repeal and recreate the City of Stoughton Zoning Map as amended carried 9-1 on roll call with Alderperson Lawrence voting no.

Moved by McKichan, seconded by Scovotti, to adopt an ordinance to annex the property located at 3201 McComb Road (owned by Stoughton Utilities) from the Town of Rutland to the City of Stoughton, as presented. Motion carried unanimously on roll.

Moved by Tone, seconded by Christianson, to table the November 2009 Treasurer's Report. Motion carried unanimously by acclamation.

Moved by Lawrence, seconded by Tone, to reconsider the approval of an architectural services agreement for the EMS building renovation. Motion carried 6-4 on roll call with Alderpersons Carter, McKichan, Scovotti and Tone voting no.

Moved by Chenoweth, seconded by Lawrence, to approve the EMS Architectural services agreement with Strang and Associates in the amount of \$76,920.

Moved by Scovotti, seconded by Chenoweth, to refer the EMS architectural services agreement with Strang and Associates to a Committee of the Whole meeting

for discussion. Motion tied 5-5 on roll call with Alderpersons Christianson, Jenson, McKichan, Olstad and Tone voting noe. Mayor Griffin voted aye to break the tie.

Council President Chenoweth set a Committee of the Whole meeting for 6:00 p.m. on February 23, 2010.

Moved by Lawrence, seconded by Olstad, to adopt a resolution in support of WPPI Energy's Utility and Municipal Building Incentive Program, as presented. Motion carried unanimously on roll call.

Moved by Carter, seconded by Chenoweth, to set a Committee of the Whole Meeting for Tuesday, January 26, 2010 at 6:00 p.m. to discuss the Dane County Interoperability Radio System Agreement. Motion carried unanimously by acclamation.

The Council directed the Public Works Committee and Public Safety Committee to hold a joint meeting to discuss the Dane County Interoperability Radio System Agreement and to formulate questions prior to the Committee of the Whole Meeting on January 26, 2010.

Moved by Carter, seconded by Scovotti, to approve a reduction in the 2009 retaining wall assessment for the property located at 1220 S. Fourth Street in the amount of \$3,311.28.

Moved by Carter, seconded by Jenson, to table the reduction in the 2009 retaining wall assessment for the property located at 1220 S. Fourth Street and refer to the City Attorney for a written opinion. Motion withdrawn by Carter, second withdrawn by Jenson.

Moved by Christianson, seconded by Tone, to approve the 2010 City of Stoughton Furlough Day Policy, as presented. Motion carried unanimously on roll call.

Moved by Christianson, seconded by McKichan, to recess for five minutes at 8:10 p.m. Motion carried unanimously by acclamation.

Mayor Griffin called the meeting back to order at 8:15 p.m.

Moved by Carter, seconded by Scovotti, to withdraw the motion to approve a reduction in the 2009 retaining wall assessment for the property located at 1220 S. Fourth Street in the amount of \$3,311.28. Motion carried unanimously by acclamation.

Moved by Christianson, seconded by Tone, to close the meeting per State Statute 19.85(1)(e), deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, at 8:20 p.m. Motion carried unanimously by acclamation.

Moved by Carter, seconded by Christianson, to open the meeting for the regular course of business at 8:25 p.m. Motion carried unanimously by acclamation.

Moved by Lawrence, seconded by Carter, to adjourn the meeting at 8:25 p.m. Motion carried unanimously by acclamation.

Respectfully submitted,
Luann J. Alme
City Clerk/Personnel Director