

CITY OF STOUGHTON
OFFICIAL MEETING MINUTES OF THE
COMMON COUNCIL

Date/Time: Tuesday, August 26, 2014 @ 7:00 P.M.

Location: Council Chambers/Public Safety Building

Members Present: Michael Engelberger, Sonny Swangstu, Tim Swadley, Ron Christianson, Paul Lawrence, Greg Jenson, Eric Hohol, Tom Majewski, Tricia Suess, Pat O'Connor

Absent and Excused: Tom Selsor, Mayor Olson

Council President Engelberger 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 August 26, 2014, convening at 7:00 P.M.

Call to Order: President Engelberger called the meeting to order at 7:00 P.M.

Roll Call, Communications, and Presentations: Finance Director Sullivan called the roll and noted 10 Alderpersons present. Selsor was absent and excused.

Communications: President Engelberger commended Alderperson Suess on her work bringing the summer music programs to the gazebo.

Proclamations: President Engelberger presented proclamations for Spinal Cord Injury Awareness month and for Children's Vision and Learning month.

Minutes and Reports: The following minutes and reports were entered into the record - Public Works 07/15/14, Tree Commission July 2014, Housing Authority 04/23/2014, Landmarks 07/10/14, Planning 07/14/14, Public Safety 07/23/14, City of Stoughton Treasurer Report- July 2014, Utilities Claims and Financial Summary- June 2014

Public Comment Period: Angelique Housaka appeared to speak regarding her liquor license. Dennis Kittleson, 109 E Taft St, submitted a statement regarding filling the vacant council seat.

Consent Agenda: Motion by Lawrence, seconded by Hohol to approve the consent agenda. The motion carried unanimously by acclamation.

OLD BUSINESS:

O-15-14: Proposed ordinance amendments to the City of Stoughton Municipal Code of Ordinances, Chapter 30 Floodplain Zoning. Second Reading
Motion by Christianson, second by Jensen to approve O-15-14. This is an update to the flood insurance rate map done by FEMA and the DNR. Motion carried unanimously by acclamation.
10-0

O-16-14: Consider creating Chapter 32, Shore land Zoning of the City of Stoughton Municipal Code of Ordinances. Second Reading

Motion by Christianson, second by Jenson to approve O-16-14. This is a new state law for cities to enact local shore land zoning. Motion carried unanimously by acclamation. 10-0

O-17-14 : Proposed amendments to municipal code section 31-8 of the City of Stoughton Shore land-Wetland Zoning Ordinance. Second Reading

Motion by Christianson, second by Jenson to approve O-17-14. This is a new state law for cities to enact a local shore land zoning ordinance. Motion carries unanimously by acclamation. 10-0

O-18-14: Stoughton Hospital requests to rezone the properties at 718 and 726 Ridge Street from SR-6 Single Family Residential to I – Institutional. Second Reading

Motion by Christianson, second by Jenson to approve O-18-2014. This is to change the zoning of two residential properties to institutional. Motion carries unanimously by acclamation. 10-0

O-19-14: Proposed amendments to municipal code sections 78-206(4)(g)1g; 78-405(4)(b)1; 78-502; 78-908(3)(d) and 78-908(3)(j) of the City of Stoughton Zoning Ordinance. Second Reading.

Motion by Christianson, second by Jensen to approve O-29-2014. This ordinance is to clean up discrepancies within the zoning code. Motion carries unanimously by acclamation. 10-0

O-20-14: John Peterson, Farrell Homes LLC, requests rezoning 1117 Hamilton Street from PD – Planned Development to PD-SIP – Planned Development-Specific Implementation Plan to amend the previous SIP approval requirements. Second Reading

Motion by Christianson, second by Jenson to approve O-20-2014 as amended. This is to amend the SIP approval requirements to change the landscaping requirements, but to leave in the requirement for fencing.

Motion by Hohol, second by Jensen to amend the motion to read: approve the ordinance O-20-2014 (landscaping plan) and to direct staff to enforce the fence and landscape plan so that it is implemented before December 31, 2014.

Motion to amend carries unanimously by acclamation. 10-0

Main motion carries unanimously by acclamation. 10-0

R-66-14: Stoughton Hospital requests discontinuance of a segment of Ridge Street and a segment of Church Street.

Motion by Christianson, second by Jensen to approve R-66-14 allowing a discontinuance of a segment of Ridge Street and a segment of Church Street. Additional safety features will be addressed and installed in this area, such as no truck traffic and additional stop signs in the neighborhood. The Public safety committee and the planning commission met jointly to put together a traffic plan for the area. Hohol stated that at the joint meeting the residents were invited to speak, there will be additional neighborhood meetings to address parking. Motion carries unanimously by acclamation. 10-0

R-86-2014: Approving a Certified Survey Map (CSM) for Stoughton Hospital to combine the contiguous lots owned by Stoughton Hospital at 900 Ridge Street, Stoughton, WI

Motion by Christianson, second by Hohol to approve R-86-14. Motion carries unanimously by acclamation. 10-0

R-99-14 : Stoughton Hospital requests a conditional use permit (CUP) for the reconfiguration and reconstruction of their parking areas at 900 Ridge Street including associated properties. Motion by Christianson, second by Jensen to approve R-99-14. Motion carries unanimously by acclamation. 10-0

NEW BUSINESS

PUBLIC HEARING: to consider sidewalk, driveway, sanitary sewer laterals, water service laterals and curb and gutter assessments for 2014/2015 Williams Drive Reconstruction Project, within the City of Stoughton and levying of special assessments to pay for same.

Council President Engelberger opened the Public Hearing at 7:35 pm

No one was present to speak.

Council President Engelberger closed the Public hearing at 7:36 pm and resumed Council business.

R-93 -14: Resolution Authorizing improvements and levying special assessments against benefited properties: Williams Drive.

Motion by Christianson, second by Hohol to approve R-93-14. Staff has met with Property owners and they are aware of this construction and the costs.. Motion carried unanimously by acclamation. 10-0

R-97-14 : Paul Meier requests a conditional use permit to install a pier along the Yahara River at 220 W. Main Street.

Motion by Christianson, second by Jensen to approve R-97-14. This is to put in a pier at 220 W main street. Motion carries unanimously by acclamation. 10-0

R-102-14: Approving the construction of a retaining wall at 103 Manilla St/Brickson St 16” into city right-of-way.

Motion by Majewski, second by Christianson to approve R-102-14. This is to install a retaining wall that will encroach upon the city right of way. New information has been obtained since the date of the meeting that shows that the encroachment is actually 7 feet into the city right of way. The investment by the residents would be \$10K. Majewski is no longer in favor of construction of the retaining wall. Lawrence inquired whether the City would be able to order the retaining wall be taken down in the future. City attorney Dregne advised that if the City were to allow the retaining wall that a License agreement should be drafted to protect the City’s rights.

Motion by Christianson, second by Lawrence to refer item back to committee for further discussion. Motion passes unanimously by acclamation. 10-0

R-103-14: Approving the installation of small cell antenna’s on the Dane County Siren pole on North Street.

Motion by Majewski, second by Lawrence to approve R-103-14. Dane county is doing this in

multiple communities. Motion carries unanimously by acclamation. 10-0

R-104-14: Authorizing and directing the proper city official(s) to issue an Operator's License to George Mann.

Motion by Swadley, second by Lawrence to approve R-104-14 to issue an Operator License to George Mann. Swadley and Hohol support the Chief's recommendation to deny. Motion carries 8-2 with Swadley and Hohol voting no.

R-105-14: Authorizing and directing the proper city official(s) to issue an Operator's License to Shannon Moungey .

Motion by Swadley second by Lawrence to approve R-105-14 to issue an operator License to Shannon Moungey. There is an unpardonable felony conviction , Chief Leck recommended denial of the license. No further offenses in the last 7 years. Motion carries 9-1 with Swadley voting no.

R-106-14: Authorizing and directing the proper city official(s) to issue an Operator's License to Acadiarose McGovern.

Motion by Swadley second by Lawrence to approve R-106-14 to issue an operator license to Acadiarose McGovern. The applicant did not attend the meeting. Motion fails 9-0 by acclamation. Alder Swangstu abstained.

R-107-14: Authorizing and directing the proper city official(s) to approve a Temporary Class "B"/Class "B" Retailer's License to Center Ice Club.

Motion by Swadley second by Lawrence to approve R-107-14 to approve a Temporary Class B license to Center Ice Club. Motion carries unanimously by acclamation. 10-0

R-108-14: Authorizing and directing the proper city official(s) to issue an Operator's License to Angelique Houska.

Motion by Swadley second by Seuss to approve R-108-14 to issue an Operator license to Angelique Houska. Motion carries 9-1 with alder Hohol voting no.

R-109-14: Approving the Mayor's appointment of Mike Heger to the Food Pantry Committee. Motion by Christianson, second Hohol to approve. Motion carried unanimously by acclamation. 10-0

R-110-14: Resolution approving the EMS Operations Support Specialist position.

Motion by Seuss, second by Lawrence to approve R-110-14 creating the EMS Operations support specialist position. This replaces the previous EMS Administrative assistant position. EMS Director Schimelpfenig addressed the council to review the changed job duties of this position. Motion carries unanimously by acclamation. 10-0.

R-111-14: Resolution approving the Police Department Restructure.

Motion by Suess, second by Lawrence to approve R-111-14 to approve the Police Department restructure. This will eliminate one of the Sergeant positions and create another Lieutenant position. This divides supervision of patrol and supervision of detectives and School Resource Officer to balance out staff supervision. Motion carried unanimously by acclamation. 10-0

R-112-14: Resolution approving the Utilities updated job description-Utilities Finance and Administrative Manager.

Motion by Suess, second by Lawrence to approve R-112-14 to approve the updated job description for the Utilities Finance and Administrative manager. Motion carries unanimously by acclamation. 10-0

R-113-14: Resolution approving the Utilities new position – Lead Operator II.

Motion by Seuss, second by Swangstu to approve R-113-14 to create a new Utilities position- Lead operator II. Motion carries unanimously by acclamation. 10-0

O-22-14 : Proposed ordinance amendments to the City of Stoughton Municipal Code of Ordinances, Chapter 78, Section 78-210, Nonconforming Use Regulations.

Aldersperson Christianson introduced O-22-14 for a first reading.

O-23-14: Proposed ordinance amendments to the City of Stoughton Municipal Code of Ordinances, Chapter 78, Section 78-408, Nonconforming Structure Regulations.

Aldersperson Christianson introduced O-23-14 for a first reading.

Council discussion and action regarding filling a vacancy in the office of Alderman.

Motion by Seuss, second by Lawrence to fill the vacant Council seat for the remainder of the term (April 2015) under the same conditions as the Council has previously to appoint a vacant seat. Motion carried by unanimously by acclamation. 10-0

ADJOURNMENT: Motion by Lawrence second by Swangstu to adjourn at 8:19 p.m. Motion carries by acclamation 10-0.

Respectfully submitted,

Laurie Sullivan
Finance Director/Treas.