

Meeting of: **COMMON COUNCIL OF THE CITY OF STOUGHTON**
Date/Time: Tuesday, July 26, 2016 @ 7:00 p.m.
Location: Council Chambers at the Public Safety Building
Members: Mayor Donna Olson, Tim Swadley, Sid Boersma, Michael Engelberger, Regina Hirsch, Greg Jenson, Kathleen Johnson, Dennis Kittleson, Paul Lawrence, Tom Majewski, Pat O'Connor, Tom Selsor, Scott Truehl

CALL TO ORDER

Mayor Olson called the meeting of the Common Council to order at 7:00 p.m.

Roll Call, Communications, and Presentations:

Clerk Kropf called the roll and noted that nine alderpersons were present, with Lawrence, Majewski, and Boersma being absent and excused.

August 9, 2016 and November 2016 Council Meetings Reschedule

Mayor Olson asked that the August 9, 2016 meeting be moved to August 10, 2016 to accommodate the upcoming election. She also requested to move the November meetings to the first and third Tuesdays of the month to accommodate the November General Election.

Proclamation to the People of Gjovik, Norway

Mayor Olson explained that she and Mr. Olson will be traveling to Norway for the celebration of their Sister City agreement. She proclaimed to the people of Gjovik and thanked them for their hospitality.

Wisconsin Athletic Directors Association's (WADA) local Wisconsin Athletic Service Award presentation by the Stoughton Schools Athletic/Activities Director Mel Dow

Mel Dow, the Athletic Director from the Stoughton Area School District, presented the Wisconsin Athletic Service Award for Stoughton to the Parks & Recreation Director, Tom Lynch, and thanked him for his years of service to the Stoughton Athletic Programs.

Net New Construction and City Revenues Presentation by Finance Director Sullivan

Finance Director Sullivan gave a detailed presentation regarding net new construction, City revenues, and how these factors affect the City's tax levy. She explained that net new construction is the amount of new construction in the City minus the removal of buildings.

Boersma and Majewski joined the meeting at 7:10 p.m.

She then explained what revenues the City has from a local level and from the State level as well. Finance Director Sullivan explained that the City cannot increase the levy limit more than the net new construction percentage for the City to generate more revenue. She also noted that if the City were to add another fee to try to increase revenues, then the City would have to deduct that same amount collected from their levy limit, so in essence it would be a wash.

Kettle Park West Presentation

Dennis Steinkraus, from Forward Development Group, gave a presentation on the updates occurring at the Kettle Park West Development. He explained the different intersections for the development and how they are addressing the concerns of the access points.

Minutes and Reports: The following minutes have been entered onto the record:

- Redevelopment Authority (5/5/2016), Library Board (5/18/2016), Tree Commission (12/9/2016, 2/10/2016, and 3/9/2016), and Public Works Committee (6/21/2016)
- Utilities Financial Reports

Public Comment Period:

Nelson Sundby; 9727 N Blackhawk Dr, Edgerton; Spoke in favor of the Eugster Outdoor Consumption Area.

Mark Schroeder; 300 S Water St; Spoke in favor of the Eugster Outdoor Consumption Area.

CONSENT AGENDA

June 28, 2016 Council Minutes

Motion by Jenson, to approve the consent agenda, second by Boersma. Motion carried 11-0.

OLD BUSINESS

Motion to reconsider ordinance O-11-2016, amending the City of Stoughton Municipal Ordinance Section 14-40(6)(b)- Operation by licensee under Class A or B license; additional city regulations; *relating to outdoor consumption areas*

Motion by Engelberger, to reconsider ordinance O-11-2016, amending the City of Stoughton Municipal Ordinance Section 14-40(6)(b)- Operation by licensee under Class A or B license; additional city regulations; *relating to outdoor consumption areas*, second by Truehl. Engelberger explained that the committee has suggested new language for a new ordinance pertaining to outdoor consumption areas. Motion to reconsider carried 11-0.

O-11-2016- Amending the City of Stoughton Municipal Ordinance Section 14-40(6)(b) - Operation by licensee under Class A or B license; additional city regulations; *relating to outdoor consumption areas*

Motion by Engelberger, to approve O-11-2016, second by Truehl. Engelberger recommended that this ordinance be denied, as there is new language before the Council in the next ordinance for Council consideration. Motion failed 0-11, with Hirsch, Truehl, Selsor, Johnson, Swadley, Majewski, Jenson, Boersma, Kittelson, Engelberger, and O'Connor voting no.

O-12-2016- Amending the City of Stoughton Municipal Ordinance Section 14-40(6)(b) - Operation by licensee under Class A or B license; additional city regulations; *relating to outdoor consumption areas*

Motion by Jenson, to suspend the Council rules that require the Council to have a second reading on an ordinance, second by Boersma. Motion carried 11-0.

Motion by Engelberger, to approve O-12-2016, second by Truehl. Attorney Dregne gave an overview of what O-12-2016 would allow for a capacity for an outdoor consumption area and that the permit holder could ask for that capacity to be exceeded if a special event is to be held. Attorney Dregne explained that the capacity of the building would serve as the capacity of the combined indoor and outdoor area.

Chief Leck explained that he didn't feel that current permit holders would be in violation of the ordinance with how their current outdoor areas are constructed.

Truehl explained that the new ordinance would allow for the sale of alcohol in the outdoor area whereas the existing ordinance does not. He also noted that the new ordinance has clear language on when an outdoor consumption area may not be open.

Engelberger stated that he is in favor of the ordinance, but he is not in favor of the special event language.

Chief Leck explained that this ordinance would have a different special event permitting process than the City's current special event permit process. The difference is due to the fact that the special event process is currently meant for those applicants who also wish to obtain a temporary Class "B"/ "Class B" retailer's license for an event that only lasts a few days.

Original motion to approve O-12-2016 carried on a roll call vote 10-0 with Boersma abstaining.

R-79-2016- Approving an Outdoor Consumption Permit to Vikester Holdings, LLC, Dave Eugster, agent, d/b/a The Nauti Norske located at 324 S Water St

Motion by Engelberger, to approve R-79-2016, second by Truehl. Engelberger explained that this outdoor area exceeds the size of the previous ordinance language and that the new ordinance language was brought forward to allow this business to have the outdoor area. Truehl noted that he is in support of this project and that this project will be good for the City moving forward. Motion carried 10-0 with Boersma abstaining.

NEW BUSINESS

R-83-2016- Approving a Conditional Use Permit request by Forward Development Group for a Hotel and Convention Center located at 2500 Jackson Street, Stoughton, Wisconsin.

Motion by Truehl, to approve R-83-2016, second by O'Connor. Truehl explained that this permit would be for a new hotel and convention center located in the Kettle Park West Development. Dennis Steinkraus gave a presentation to the Council regarding the "Tru" by Hilton hotel concept and plan.

Kevin Yeska from JSD Professional Services gave an overview of the site plan for the convention center to be attached to the hotel.

Josh Johnson, from ADCI, gave an overview of the proposed patio area and structure of the convention center. He also talked in detail about the methods being used to make the hotel "green".

Boersma expressed concerns with the accessibility of pedestrians to the downtown area from the KPW development.

Mark Quinn from S & L Hospitality discussed that the hotel does have a plan to allow a shuttle to and from the hotel for guests to use. He further explained that this shuttle would have scheduled stops to local restaurants and would allow people to explore Stoughton versus driving to another town to dine.

Mayor Olson called for a recess at 9:38 p.m.

Council reconvened at 9:49 p.m.

The Council discussion included the allowing of music on the outdoor area of the convention center. Planning Director Scheel explained that the current City ordinance only restricts amplified music in an outdoor area that is covered by a liquor license.

Motion to amend by Hirsch to add provisions to the resolution to include not less than 5 parking recharge areas for electric vehicles, and to use water efficient water heads, second by Kittleson.

Engelberger stated that these are the types of things that will be included in the City's Comprehensive Plan and that the Planning Commission is in the process of reviewing that plan.

Motion to amend failed on a roll call vote of 2-9, with O'Connor, Engelberger, Boersma, Jenson, Majewski, Swadley, Johnson, Selsor, Truehl voting no.

Motion by Majewski, to call the question, second by O'Connor. Motion carried 11-0.

Original motion carried on a roll call vote 9-1, with Johnson voting no and Selsor abstaining.

R-84-2016- Authorizing and directing the proper city official(s) to amend the 2016 Budget and make use of contingency funds for \$9,000 to install equipment and purchase a radio portal position on an existing Gateway device.

Motion by O'Connor, to approve R-84-2016, second by Engelberger. O'Connor explained that this would allow the City's emergency services to utilize the County's DaneCom system. Motion carried 11-0.

R-85-2016- Approving a Conditional Use Permit for Ben Di Salvo to operate an indoor commercial entertainment establishment (Restaurant) at 819 N. Page Street, Stoughton, Wisconsin.

Motion by Truehl, to approve R-85-2016, second by Engelberger. Truehl explained that this space would be used as a new deli. Motion carried 11-0.

R-86-2016- Resolution by the City of Stoughton Common Council approving a Certified Survey Map for property located at 1300 Nygaard Street and 1248 Nygaard Street, City of Stoughton.

Motion by Truehl, to approve R-86-2016, second by Engelberger. Truehl explained that this is for the First Choice Dental office. Motion carried 11-0.

R-87-2016- Approving an extra-territorial jurisdictional (ETJ) Certified Survey Map (CSM) request by Julie Manke for property located at 815 Bass Lake Road, Town of Rutland, Wisconsin.

Motion by Truehl, to approve R-87-2016, second by Engelberger. Truehl explained that this would be splitting the lot that the house is on from the tillable land surrounding it. Motion carried 11-0.

R-88-2016- Approving an extra-territorial jurisdictional (ETJ) Certified Survey Map (CSM) request by Keith and Susan Slinde for property located at 2614 County Highway B, Town of Pleasant Springs, Wisconsin.

Motion by Truehl, to approve R-88-2016, second by Engelberger. Truehl explained that this is also a home splitting the lot lines. Motion carried 11-0.

R-89-2016- Officially Renaming Aasen Drive to Markens Gate Road, Nordic Ridge Subdivision, City of Stoughton, WI.

Motion by Truehl, to approve R-89-2016, second by Engelberger. Truehl explained that this renaming would be necessary to avoid any unwanted mispronunciations. Motion carried 11-0.

ADJOURNMENT

Motion by Jenson, to adjourn the meeting of the Common Council, second by Majewski. Motion carried 11-0. The meeting of the Common Council adjourned at 10:23 p.m.