

Meeting of: **COMMON COUNCIL OF THE CITY OF STOUGHTON**  
Date/Time: Tuesday, September 13, 2016 @ 7:00 p.m.  
Location: Council Chambers (2<sup>nd</sup> Floor of Public Safety Building)  
321 South Fourth Street, Stoughton, Wisconsin  
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, Scott Truehl, Vacant

### **CALL TO ORDER**

Council President Swadley called the meeting to order at 7:02 p.m.

#### **Roll Call, Communications, and Presentations:**

Clerk Kropf called the roll and noted that 10 alderpersons were present, with Truehl being absent and excused.

#### **Moment of Reflection for the 15<sup>th</sup> Anniversary of 9/11**

Council President Swadley asked all to take a moment of silence to reflect on the 15<sup>th</sup> anniversary of 9/11.

Jenson offered condolences to the families of Oscar Forton and Rick Scheel on their recent passing.

Boersma thanked everyone for the thoughts when he served in Louisiana with the flood victims.

Clerk Kropf announced that, for the November General Election, In-Clerk's Office absentee voting will be commencing on October 3, 2016 in City Hall during normal business hours.

Swadley thanked former alderperson Tom Selsor for his years of service on the Council.

Swadley announced that he had talked with Dennis Steinkraus recently and that Dennis had sent an email to the DOT to schedule a meeting on the KPW access concerns.

#### **Minutes and Reports: The following minutes were entered onto the record:**

- Personnel Committee (7/25/2016), Public Safety Committee (7/27/2016), Redevelopment Authority (6/8/2016), Commission on Aging (8/2/2016), Library Board (7/20/2016), Police & Fire Commission (4/25/2016), Public Works Committee (7/19/2016), and Tree Commission (6/8/2016)

Public Comment Period:

Eric Nelson; 1417 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Mark Johnson; 509 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Roy Paton; 1225 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Ryan Friedrich; 843 Devonshire Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Nancy Hagen; 3505 Halverson Rd; Spoke in favor of the bike lane addition on Kings Lynn Rd.  
Nathan Falk; 1317 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Elizabeth Friedrich; 843 Devonshire Rd; Spoke in opposition of the bike lane addition on Kings Lynn.  
Susan Badtke; 915 Kings Lynn Rd; Spoke in favor of the bike lane addition on Kings Lynn Rd.  
Richard MacDonald; 524 Kings Lynn Rd; Spoke indifferently of the addition on Kings Lynn Rd.  
Cheryl Schumacher; 1324 N Page St; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Stacy Ellingson- Falk; 1317 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Christa Westerberg; 333 W McKinley St; Spoke in favor of the bike lanes in Stoughton as a whole.  
Steven Albrechtsen; 908 Kings Lynn Rd; Spoke in favor of the bike lane addition on Kings Lynn Rd.  
Karen Barak; 908 Kings Lynn Rd; Spoke in favor of the bike lane addition on Kings Lynn Rd.  
Brian Heimsoth; 1416 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Staci Heimsoth; 1416 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Greg Menting; 916 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Toni Boeger; 1408 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Scott Boroughs; 901 Hillcrest Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Rose Boroughs; 901 Hillcrest Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Sara Slager; 701 Paradise Dr; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Tim Solberg; 1116 Kings Lynn Rd; Spoke in opposition of the bike lane addition on Kings Lynn Rd.  
Anglea Lawrence; Opposition

CONSENT AGENDA

A. August 23, 2016 Council Minutes

Motion by Jenson, to approve the consent agenda, second by Lawrence. Motion carried 10-0.

OLD BUSINESS

**R-96-2016-** Authorizing and directing the proper City officials to enter into an agreement with K and M Tie and Lumber, Inc. for construction on the Yahara River Streambank Project.

Motion by Hirsch, to approve R-96-2016, second by Lawrence. Hirsch explained that this project has been ongoing for many years. She noted that funds have been saved over the years for the project and payment will be aided with the addition of a \$15,000 grant from the Wisconsin DNR. She explained how the project will benefit the riverbank restoration with stone and vegetation.

Majewski explained that he is opposed to the project for the purpose and cost. Engelberger noted that he is in favor of the project and would like to explore other methods at a later time. Johnson asked what had been done in the past to control the erosion and Lynch explained past procedures of using rip rap in the past. Lynch stated that this contract is asking to use \$41,000 to start this project immediately. Lynch

explained that he did go through the bid process and that K and M Tie and Lumber, INC was the lowest bidder. Motion carried 8-2, with Majewski and Boersma voting noe.

## **NEW BUSINESS**

**O-13-2016-** An ordinance amending the zoning classification of certain lands located east of existing Carl Avenue and north of Greig Trail in the City of Stoughton from RH – Rural Holding to SR-5 – Single Family Residential, SR-6 – Single Family Residential, TR-6 – Two Family Residential and I – Institutional.

Engelberger noted that this ordinance is a first reading and will be available for Council's consideration on September 27, 2016.

Council took a break at 8:07 p.m.

Council reconvened at 8:15 p.m.

Planning Director Scheel explained the area that would be rezoned with the passing of this ordinance. He further explained what each zoning classification could be used for. He noted that this is a first reading and that before the next Council meeting if anyone should have any questions to contact him.

**O-14-2016-** An ordinance amending the zoning classification for properties (indicated in ordinance) owned by Skaalen Sunset Home from SR-6 Single Family Residential, PD- Planned Development and I- Institutional to PD- Planned Development (General Development Plan).

Engelberger noted that this ordinance is a first reading and will be available for Council's consideration on September 27, 2016.

Planning Director Scheel explained that the Skaalen Home plans to add another residential facility along with combining multiple existing parcels.

**O-15-2016-** Amending Chapter 70-42 of the City of Stoughton Municipal Code; relating to designation of Bicycle Lanes on Kings Lynn Road.

Engelberger noted that this ordinance is a first reading and will be available for Council's consideration on September 27, 2016.

Planning Director Scheel explained the current bike lane ordinance and where the addition of a bike lane might be. He further explained the current plat of this area. Planning Director Scheel explained that this ordinance amendment would not change any restrictions on Kings Lynn Rd south of Roby Road. Chief Leck explained that a request had come from a citizen to remove the parking restriction and bike lane on Kings Lynn in its entirety. He also noted that this ordinance

amendment had passed the Public Safety committee 3-1. Jenson explained that while he was in favor of this change at the committee level, but now is having second thoughts.

Planning Director explained that if the Council were to have a change in the ordinance he would need direction at the next meeting to move forward with the striping of the street.

**O-16-2016-** Amending Chapter 70-176 of the City of Stoughton Municipal Code; relating to parking restrictions on Kings Lynn Road for Bicycle Lanes.

Engelberger noted that this ordinance is a first reading and will be available for Council's consideration on September 27, 2016.

Chief Leck explained that if the Council would vote against the previous ordinance it would create problems for this ordinance, as they go together.

**R-103-2016-** Resolution by the Common Council of the City of Stoughton Conditionally Approving the Preliminary Plat of Arnett's Addition to Norse View Heights.

Motion by Engelberger, to approve R-103-2016, second by O'Connor. Planning Director Scheel explained that this is a preliminary plat of the area and the purpose of the plat. He also explained the conditions of the preliminary plat prior to a final plat being approved and signed. He explained that all of the conditions are within the resolution and further explained them. Utilities Director Kardasz explained that there wouldn't be any issues with the electric or water infrastructure, but did see an issue with the sanitary sewer and stormwater. Planning Director Scheel explained that this is a preliminary plat and that the developer has not completed all of the requirements of the City. Motion carried on a roll call vote 7-3, with Engelberger, Johnson, and Kittleson voting no.

**R-102-2016-** Authorizing and directing the proper city official(s) to appoint Erica Heinrich as the agent for PDQ Store #132.

Motion by Engelberger, to approve R-102-2016, second by Jenson. Engelberger explained that everything is in order for this new manager to be appointed as the new agent on the license. Motion carried 10-0.

**R-81-2016-** Authorizing and directing the proper city official(s) to issue an Operator License to Mathew York.

Motion by Engelberger, to approve R-81-2016, second by O'Connor. Engelberger explained that this applicant had been originally denied for a license in June 2016 and had failed to be present at the June, July, and August Public Safety meetings. Motion failed 0-10.

**Council discussion and action regarding filling the aldermanic vacancy in District #4**

Attorney Dregne explained that this is a vacancy due to the resignation of Alderperson Selsor. He explained that the Council could leave the spot vacant until next April when his term would expire or the Council could appoint someone in the interim and then that person would have to run for re-election in April.

Motion by Lawrence, to advertise the vacancy and bring applications to the Council at the October 25, 2016 meeting for consideration, second by Engelberger. Motion carried 10-0.

**ADJOURNMENT**

Motion by Lawrence, to adjourn the meeting of the Common Council, second by Johnson. Motion carried 10-0. The meeting of the Common Council adjourned at 9:36 p.m.