

Meeting of: **COMMON COUNCIL OF THE CITY OF STOUGHTON**
Date/Time: Tuesday, February 14, 2017 @ 7:00 p.m.
Location: Council Chambers (2nd Floor of Public Safety Building)
321 South Fourth Street, Stoughton, Wisconsin
Members: Mayor Donna Olson, Tim Swadley, Matt Bartlett, Sid Boersma, Michael Engelberger, Regina Hirsch, Greg Jenson, Kathleen Johnson, Dennis Kittleson, Paul Lawrence, Tom Majewski, Pat O'Connor, and Scott Truehl

CALL TO ORDER

Council President Swadley called the meeting of the Common Council at 7:02 p.m.

Roll Call, Communications, and Presentations:

Clerk Kropf called the roll and noted that all 12 alderpersons were present and Mayor Olson was absent.

Hirsch explained that there will be a Sustainable Stoughton meeting on March 2, 2017 at 6:30 p.m. held in the Stoughton Fire Department Training Room.

Engelberger announced that there will be an art walk in downtown Stoughton on June 10, 2017.

Johnson reached out to constituents regarding complaints she had received regarding the City's update of the Comprehensive Plan. She noted that any issues or concerns could be brought to alderpersons or City staff.

Minutes and Reports: The following minutes and reports were entered into the record:

- Public Safety Committee (9/28/2016 & 12/21/2016), and Library Board (11/16/2016 & 12/21/2016)

Public Comment Period:

Tom Selsor; 545 Kensington Sq; Spoke in opposition of the use of TIF for Kettle Park West Phase II.

CONSENT AGENDA

- A. January 24, 2017 Council Minutes

Motion by Boersma, to approve the consent agenda, second by Engelberger. Motion carried 12-0.

OLD BUSINESS

O-1-2017- Approving an Amended Specific Implementation Plan ("SIP") for Kwik Trip, 1359 US Highway 51, Kettle Park West, Lot 6 of CSM No. 14058, Stoughton, WI.

Motion by Truehl, to approve O-1-2017, second by Lawrence. Truehl explained that this would enlarge the Kwik Trip by 1,600 feet and would increase the value of the location by \$200,000. Motion carried 11-1, with Johnson voting noe.

Possible motion to reconsider (requested by Alderperson Jenson) the following motion adopted at the January 24, 2017 Common Council Meeting; “to request that the Landmarks Commission develop an ordinance for consideration by the council that would amend existing City ordinances such that no building in a historic district listed on the National Register of Historic Places may be demolished without review and recommendation by Landmarks Commission and a decision by the common council based on appropriate and lawful standards.”

Jenson explained that he requested this motion to be reconsidered only to discuss how the research for the ordinance changes would be funded.

Motion by Jenson, to reconsider the request that the Landmarks Commission develop an ordinance for consideration by the council that would amend existing City ordinances such that no building in a historic district listed on the National Register of Historic Places may be demolished without review and recommendation by Landmarks Commission and a decision by the common council based on appropriate and lawful standards, second by O’Connor. Motion to reconsider passed on a roll call vote 8-4, with Johnson, Engelberger, Majewski, and Hirsch voting noe.

Attorney Dregne noted that he reviewed previous work that he had done for Oregon and gave an estimate on the costs based on his time involved with the project. He gave details on what may be involved with changing the code and making it cohesive with other parts of the ordinances.

Majewski has asked that the Landmark Commission be able to work on the draft ordinance prior to determining funding. Kittleson is worried that there are so many ordinances that are intertwined that are not cohesive. Johnson explained that she is in favor of the Council being the final decider and that the money should be spent to research that the ordinances are correct.

Jenson has concerns with the dual approval from Landmarks and Planning. He noted that Landmarks would not allow for the demolition and that there needs to be standards for the commissions to follow. Kittleson agreed that there needs to be standards in the ordinances and there need to be definitions on local landmarks and historical overlay districts.

Peggy Vergein, from the Landmarks Commission, explained that the motion made at the previous Council meeting seemed very clear. She explained that no money would be spent on the ordinance creation/update. Once the Landmarks Commission had made its’ recommendations then the Council would be able to review it.

Motion carried 11-1, with Kittleson voting noe.

NEW BUSINESS

R-6-2017- Authorizing and directing the proper city official(s) to approve a Temporary Class “B”/Class “B” Retailer’s License and Special Event License to the Stoughton Chamber of Commerce.

Motion by Engelberger, to approve R-6-2017, second by Truehl. Engelberger explained that this is an annual license for Syttende Mai and that everything was in order. Laura Trotter explained that the layout of the entertainment and point of sale was slightly different from last year, but was reviewed by the Police Chief and Clerk with no issues. Motion carried 10-2, with Boersma and Johnson voting noe.

R-7-2017- Authorizing and directing the proper city official(s) to transfer the existing Class “A” Fermented Malt Beverage License for Wal-Mart Stores East, LP d/b/a Wal-Mart#1176 located at 1800 State Highway 51 to 2600 State Highway 138 effective March 15, 2017.

Motion by Engelberger, to approve R-7-2017, second by Truehl. Engelberger explained that this would allow the transfer of the Class “A” Fermented Malt Beverage License from the existing store location to the new one. The new premise is already licensed with a “Class A” Intoxicating Liquor. Motion carried 10-2, with Boersma & Johnson voting noe.

The council may convene in closed session pursuant to Wis Stat sec 19.85(1)(e), to consider strategy to be adopted in connection with negotiating an agreement to purchase certain property, and to consider strategy to be adopted in negotiating a development agreement relating to Kettle Park West Phase II.

Motion by Engelberger, to convene into closed session, second by O’Connor. Motion carried on a roll call vote of 9-3, with Boersma, Johnson, and Jenson voting noe. The Council convened into closed session at 8:33 p.m.