

September 14, 2015
5:30pm Washburn City Hall

CITY OF WASHBURN COMMON COUNCIL MEETING

Present: City Council Members: Linda S. Barnes, Kristy M. Jensch, Christine M. Kelly, Mary McGrath, Jennifer Maziasz, Mary C. Nowakowski, Jeremy P. Oswald

Municipal Personnel: Mayor Scott A. Griffiths, City Administrator Scott J. Kluver, Treasurer Tammy DeMars, City Attorney David Siegler

Excused Absence:

Call to Order - Meeting called to order at 5:30PM Mayor Griffiths. Roll call attendance depicted all seven members of the Common Council in attendance. Quorum of the Council recognized. **Pledge of Allegiance.**

Approval of Minutes – City Council Meeting August 10th and August 27, 2015 - Barnes moves to approve the minutes of August 10th and August 27, 2015, second by Nowakowski. Motion carried.

Approval of Expenditures – a motion to approve the monthly expenditure vouchers made by Finance Committee Member Nowakowski, and seconded by Finance Committee Member Maziasz. Motion unanimously carried on roll call vote of all seven councilors in attendance.

Public Comment – John Baregi HPC member thanked all of the business that made the Historic Preservation Memorial Park Community Picnic a success. Dave & Marlene Farrar, Daughter Becca Hughes – 2014 Fortier Road, Sheree Bye- 209 Fortier Rd, Paulette Embertson – 302 Fortier Rd, Russ Sargent – 324 Hillside Drive, Darryl Fenner – 201 Hillside Drive, Dee Kittleson -Bayfield County Board Supervisor all spoke in opposition of the Tower, Colleen Geisen – 610 Hillside Drive spoke opposed to Cell Phone Tower but supports Emergency Service upgrade at this site.

Mayoral Announcements, Appointments, or Proclamations – Griffiths announces his recommendation to appointment Renee Albert to the Washburn Housing Authority Board. Moved by Jensch to confirm the appointment of Renee Albert, to the Washburn Housing Authority Board, second by Barnes. Motion carried unanimously.

Jon Wheeler has resigned for the Washburn Development Authority Board. Anyone interested should fill out an application.

Discussion & Action on Request to Provide Reduced Camping Rates at Memorial Park to Participants of Ashland Cares, Inc. – Chairman of the board Bill Vinneau Jr. gave a brief overview of their services. He reports as of today they have never had any problems with the individuals placed in any campground. They work with other agencies and volunteers to meet the various needs of these individuals. Background checks are done, the camping equipment is supplied by Ashland Cares and these individuals are monitored. In Washburn, Marlin and Vern Jager will assist with this. Moved by McGrath to extend the agreement made last month through the end of the Camping season, this included one site at Memorial Park for up to seven days with no fee. Prior to the 2016 season a formal agreement will be drawn up and put into place, second by Jensch. Motion carried unanimously.

Continued Discussion & Action on Conditional Use Permit Application for Communications Tower on City Property, Begley Wireless Consulting Services, LLC (C/O Bayfield County and Verizon Wireless)-Petitioner, and on Draft Agreement with Bayfield County for Placement of Communications Tower on City Property - City Attorney David Siegler summarized the Councils options, if you don't want the tower placed you need to deny the lease; without the lease there can be no CUP issued. If you want the Tower placed on this property approve the CUP and negotiate the terms of the lease. Lengthy discussion assumed. Councilors feel there are many questions that have been unanswered and are not comfortable making a decision. Nowakowski moves to deny easement, second by McGrath. Discussion; by denying the entire process would need to start over, if no action taken once the 90 day period has expired the CUP would automatically be approved unless the parties involve agree to an extension. County Administrator Abeles-Allison, Verizon representative Begley and City official agree to a one day extension, this was put in writing and signed giving an extension until midnight on October 13, 2015. Nowakowski withdraws her motion to deny easement, McGrath withdraws her second. Councilors asking for further written documentation from the county, such things as the engineer report on the condition of current tower along, what the difference would be with an emergency tower vs. emergency/cell phone tower and other various information. This issue needs to be settled at the October 12, 2015 meeting, Councilors who have questions should submit them to Kluver within 24 to 36 hours. Kluver will submit them to the County to give them time to prepare. Moved by Jensch to table the decision until the October 12, 2015 meeting, second by Barnes. Motion carried unanimously.

Kelly moves to hold a special meeting with County participation prior to the October 12th meeting to review documents supplied by the County, second by Jensch. Motion carried.

8:25pm 10 minute brake taken. 8:35pm meeting called back to order by Griffiths; roll call depicts all seven Council Members present.

Discussion & Action On Resolution 15-008 Preliminary Resolution Declaring Intent to Levy Special Assessments Under Municipal Police Power Pursuant to Statute 66.0703 – Verville Utility Connection – McGrath moves to approve Resolution 15-008 Preliminary Resolution Declaring Intent to Levy Special Assessments, second by Barnes. Motion carried unanimously.

Discussion & Action on Resolution 15-09 Final Resolution for Special Assessments Under Municipal Police Power Pursuant to Statute 66.0703 – Verville Utility Connection – Moved by Barnes to approve Resolution #15-09 Final Resolution for Special Assessments Under Municipal Police Power, second by McGrath. Motion carried unanimously.

Discussion & Action on WDA Recommendation to Enter into Agreement with Cedar Corporation for Professional Planning/Economic Development and Engineering Services for the Redevelopment of City-Owned Property South of Omaha Street and the Continued Involvement of the WDA on that Project – Correction needed on the memo, the total cost wouldn't exceed \$13,250.00 it was incorrectly stated \$9,500.00. Kelly gave brief overview of the proposed contract. Nowakowski, the Comp Plan must included in the existing documents, under Planning Services line three, as defined by Comp Plan should be added and they should also have copies of the agreement with Bayfield County and the Weinels to move the snowmobile/ATV trail. Moved by Oswald to enter into a contract with Cedar Corporation for the professional planning/economic development and engineering services for the redevelopment of the City-owned property south of Omaha Street and have the WDA administer the project with monthly reports given to the Common Council, second by Jensch. Motion carried unanimously.

Discussion & Action on Harbor Commission Recommendation to Take Action Regarding Fishing Concerns at the Washburn Marina- Earlier this year some concerns were brought forward to the Harbor Commission about damage being done to boats and injuries occurring because of fishing lures being cast and snagged onto boats from fishermen on the break walls. Attorney Siegler looked into the issue and has advised that it's the Council that would have the authority to set the rules regarding fishing. The Chief legal counsel from the DNR has recommended that a work group be established to look at the issue in detail. Kelly moves to approve creating a work group to address fishing at the marina, second by Nowakowski. Motion carried unanimously. Kelly moves to have Nowakowski sit on this work group as a representative of Council, have the Mayor appoint the others. This group should meet no later than March 15, 2016 and report back to the Council By April 2016 their recommendation, second by Maziasz. Motion carried unanimously.

Discussion & Action on Five-Year Fire and Ambulance Service Contracts with the Towns of Barksdale, Bayview, and Washburn Moved by McGrath to approve Five Year Fire and Ambulance Service Contracts with the Towns of Barksdale, Bayview and Washburn, second by Barnes. Motion carried unanimously

September 14, 2015 Council Meeting Continued

Discussion & Action on Preparation of Thompson's West End Park Dock and Bulkhead Repair Project – West End Boat Launch is in serious disrepair, Kluver is recommending the City ask Smithgroup JJR for a proposal for the project. Kluver feels they have extensive waterfront engineering capabilities, and have obtained over two million dollars in grants for the City on the past five years; were he is unsure of what experience Marek Landscaping and Ruekert & Mielke have in waterfront projects. Moved by McGrath to contract with Smithgroup JJR for study, second by Barnes. Kelly argues that JJR is overly expensive and that all three should be given a chance on a proposal. Barnes withdraws second. Oswald moves to extend invitation to Smithgroup JJR, Marek Landscaping and Ruekert & Mielke for proposals on the West End Park Dock and Bulkhead Repair Project, second by Kelly. Motion carries 6 to 1 with McGrath Opposed.

Discussion & Action on Disposition of Northernmost Willow Tree at Thompson's West End Park Beach – Moved by Nowakowski to remove northernmost willow tree at Thompson's West End Park Beach, second by McGath. Discussion held. Motion carried with Barnes and Jensch abstaining.

Discussion & Action on Acceptance of Bid and Award of Contract for Bigelow Street Culvert Project – We received one bid from Northwoods Paving. We had anticipated the project cost of \$27,800.00 but the bid came in higher than expected at \$38,725.00, but since this is a LRIP project it is still affordable and needs to be done. Moved by McGrath to approve the contract for Bigelow Street Culvert Project to Northwoods Paving, second by Jensch. Motion carried unanimously.

Discussion & Action on Ordinance 15-013 Amending Section 10-1-13(r) to Restrict Parking on Both Sides of First Avenue East between Bayfield Street and the Southern Alley. – McGrath moves to approve Ordinance #15-013 Amending Sections 10-1-13(r) to restrict parking on both sides of First Avenue East between Bayfield Street and the Southern Alley, second by Barnes. Motion carried unanimously.

Discussion & Action on Adoption of Wellhead Protection Policy – McGrath moves to approve the Wellhead Protection Policy, second by Nowakowski. Motion carried unanimously.

Presentation and Referral of Proposed 2016 Operating, Debt Service, and Capital Budgets – Moved by Barnes to refer to Finance/Personnel Committee, second by Nowakowski. Motion carried unanimously.

Discussion & Action on Withdrawal from Local Government Property Insurance Fund and Joining Municipal Property Insurance Company – Barnes moves to withdraw from the Local Government Property Insurance Fund and Join the Municipal Property Insurance Company, second by Nowakowski. Motion carried unanimously.

Alcohol Licensing Matters - Bartender License Applications – #41-17 through #43-17 McGrath moves to approve Bartender License Applications – 41-17 through 43-17, second by Barnes. Motion carried unanimously.

Closed Session Items Discussion and Action on Agreement with Bayfield County for Placement of Communications Tower on City Property Moved by Barnes to go into closed session pursuant to Wisconsin State Statute 19.85(1)(e) for negotiation of the terms of a proposed agreement following which the Council may reconvene in open session to take any action that may be necessary on the closed session items, second by Kelly. Motion carried unanimously on a roll call vote of all seven councilors. Council convened in closed session at 9:32PM. Roll call attendance revealed Councilors Linda S. Barnes, Kristy M. Jensch, Christine M. Kelly, Mary McGrath, Jennifer Maziasz, Mary C. Nowakowski, Jeremy P. Oswald, Mayor, City Attorney, City Administrator/Clerk, and City Treasurer present

Adjourn – Council adjourned in closed session 10:16pm on motion of Barnes, seconded by Maziasz. The motion unanimously carried.

Tammy L. DeMars
Treasurer

FINANCE COMMITTEE MEETING 4:30PM

Committee Members Jennifer Maziasz, Mary McGrath and Mary Nowakowski reviewed monthly expenditure vouchers.