

**City of Stevens Point
REGULAR COUNCIL MEETING**

Council Chambers
County-City Building

September 16, 2013
7:00 P.M.

Mayor Andrew J. Halverson, presiding

Roll Call: Ald. Doxtator, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Patton, R. Stroik, Phillips, Moore

Also Present: City Atty. Beveridge, Clerk Moe, C/T Ladick, Directors Schatschneider, Schrader, Ostrowski, Emergency Mgt. Director McGinty, Police Chief Ruder, Fire Chief Kujawa, Human Resources Manager Jakusz, Chris Jones-Stevens Point Journal, Nathanael Enwald-Portage County Gazette, Brandi Makuski-Stevens Point City Times

2. Salute to the Flag and Mayor's opening remarks.

Mayor Halverson said the budgets are moving forward and meetings are scheduled to discuss capital and operations budgets with the departments. He said the budget will not be as challenging as past budgets in terms of major reductions or new things and the operations of the City are expected to be quite stable moving through this budget process.

Mayor Halverson also discussed conversations with the leadership of St. Stephen's Parish in reference to the convent. He explained all perspective views were discussed but aside from a major financial gift over the next 30 days, he will be placing their appeal for demolition back on the agenda for October. Mayor Halverson stated the parish has no angle nor do they have the financial means to move forward to save the convent. He further explained that a large investment would be essential to get the building back to be habitable.

3. Consideration and possible action of the minutes of the Regular Common Council meeting of August 19, 2013 and the Special Common Council meeting of September 9, 2013.

Ald. Moore **moved**, Ald. Phillips seconded, to approve the minutes of the Regular Common Council meeting of August 19, 2013 and the Special Common Council meeting of September 9, 2013.

Roll Call: Ayes: All.
Nays: None. Motion carried.

4. *Persons who wish to address the Mayor and Council on specific agenda items other than a "Public Hearing" must register their request at this time. Those who wish to address the Common Council during a "Public Hearing" are not required to identify themselves until the "Public Hearing" is declared open by the Mayor.

Mary Ann Laszewski, 1209 Wisconsin Street

Item #5 – Persons who wish to address the Mayor and Council

Item #17 – Preliminary Resolution -- Special Assessment for the engineering, design and construction of a concrete seawall to meet federal emergency management agency (FEMA) freeboard requirements.

Mary Pickelmann, 1300 Briggs Court #202

Item #5 – Persons who wish to address the Mayor and Council

Mackenzie Kinney, 1300 Briggs Court #308

Item #5 – Persons who wish to address the Mayor and Council

5. Persons who wish to address the Mayor and Council for up to three (3) minutes on a non-agenda item.

Mary Ann Laszewski, 1209 Wisconsin Street, spoke regarding an article in the *Stevens Point Journal* in which the article references UWSP traffic and the students leaving campus zipping through the neighborhood, ignoring stop signs and creating hazards. She continued saying that 25 violations in one day at an intersection is too many and questioned if the violations were being addressed.

Mary Pickelmann, 1300 Briggs Court #202, spoke about ADA, FHA and HUD rights being ignored by the City in regard to living accommodations at the Hi-Rise.

Mackenzie Kinney, 1300 Briggs Court #308 spoke regarding her displeasure of the administration and the overall environment of the Hi-Rise. She also spoke about the no smoking policy not being enforced, failed maintenance repairs and tenants' rights being overlooked.

Consideration and Possible Action on the Following:

6. Minutes of the Plan Commission meeting of September 3, 2013.

Ald. Patton **moved**, Ald. Moore seconded, to approve the minutes of the Plan Commission meeting of September 3, 2013.

Roll Call: Ayes: All.

Nays: None. Motion carried.

7. Public Hearing – Zoning – Rezone 3640 North Point Drive (Parcel ID: 2408-22-3300-02) from “R-5” Multiple Family II Residence District to “B-4” Commercial District.

Mayor Halverson declared the public hearing open.

As no one wished to speak, Mayor Halverson declared the public hearing closed.

8. Ordinance Amendment on the above.

Ald. Patton **moved**, Ald. Moore seconded, to approve the Ordinance Amendment.

Roll Call: Ayes: Ald. Moore, Phillips, R. Stroik, Patton, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Doxtator
Nays: None. Motion carried.

9. Public Hearing –Official Street Map Amendment – add a 50 foot wide extension of Third Street starting approximately at the intersection with Main Street and continues north to its intersection with CenterPoint Drive.

Mayor Halverson declared the public hearing open.

As no one wished to speak, Mayor Halverson declared the public hearing closed.

10. Public Hearing – Official Street Map Amendment – add a 60 foot wide extension of Strongs Avenue starting approximately at the intersection with Main Street and continues north to its intersection with CenterPoint Drive.

Mayor Halverson declared the public hearing open.

As no one wished to speak, Mayor Halverson declared the public hearing closed.

11. Ordinance Amendment on the above.

Ald. Moore **moved**, Ald. Slowinski seconded, to approve the Ordinance Amendment.

Roll Call: Ayes: Ald. Doxtator, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Patton, R. Stroik, Phillips, Moore
Nays: None. Motion carried.

12. Minutes and actions of the Public Protection Committee meeting of September 9, 2013.

Ald. R. Stroik **moved**, Ald. Trzebiatowski seconded, to approve the minutes and actions of the Public Protection Committee meeting of September 9, 2013.

Roll Call: Ayes: All.
Nays: None. Motion carried.

13. Ordinance Amendment – Licensed Premises of Grocery Stores for Display and Sale of Intoxicating Liquor and Fermented Malt Beverages.

Ald. Slowinski **moved**, Ald. Trzebiatowski seconded, to approve the Ordinance Amendment.

Ald. O'Meara stated he objects to this ordinance as he feels it is not an improvement to anyone's quality of life. He further stated there are alcohol problems in the community and to make it easier for impulse does not help the issue.

Roll Call: Ayes: Ald. Moore, R. Stroik, Patton, Trzebiatowski, Slowinski, Wiza, Doxtator
Nays: Ald. Phillips, M. Stroik, O'Meara, Suomi. Motion carried.

14. Minutes and actions of the Finance Committee meeting of September 9, 2013.

Ald. Moore **moved**, Ald. Wiza seconded, to approve the minutes and actions of the Finance Committee meeting of September 9, 2013.

Roll Call: Ayes: Ald. Doxtator, Suomi, O'Meara, Wiza, M. Stroik, Trzebiatowski, Patton,
R. Stroik, Phillips, Moore
Nays: None. Motion carried.
Abstained: Ald. Slowinski (conflict of interest)

15. Resolution Designating Public Depository and Authorizing Withdrawal of City Monies.

Ald. Wiza **moved**, Ald. Moore seconded, to approve the Resolution.

Roll Call: Ayes: Ald. Moore, Phillips, R. Stroik, Patton, Trzebiatowski, M. Stroik, Wiza,
Suomi, Doxtator
Nays: None. Motion carried.
Abstained: Ald. O'Meara, Slowinski

16. Minutes and actions of the Board of Public Works meeting of September 9, 2013.

Ald. Patton **moved**, Ald. R. Stroik seconded, to approve the minutes and actions of the Board of Public Works meeting of September 9, 2013.

Roll Call: Ayes: Ald. Doxtator, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski,
Patton, R. Stroik, Phillips, Moore
Nays: None. Motion carried.

17. Preliminary Resolution – Special Assessment for the engineering, design and construction of a concrete seawall to meet federal emergency management agency (FEMA) freeboard requirements.

Mary Ann Laszewski, 1209 Wisconsin Street, addressed the special assessment proposed to be billed to City residents who live in the current flood plain in regard to the addition of the seawall. She asked the Director of Public Works to explain the cost and impact to the community in the event of a flood and she questioned how large of an area in the city depends on the Wisconsin Street line to drain.

Ald. R. Stroik stated he has taken many calls on the matter and cost is becoming a discussion point. He stated he would like to see a breakdown of the cost. He then asked for clarification that this resolution does not have anything to do with who is going to pay and what amount.

Mayor Halverson stated the preliminary resolution is the first important step in the process and will be followed by the final resolution when the associated costs are known.

Ald. R. Stroik referenced section 1A to be the quadrant which will be levied the special assessment.

Mayor Halverson said correct.

Ald. R. Stroik said he would like Directors Schatschneider and Lemke to speak in regard to the ramifications to the City in the event of a flood.

Mayor Halverson clarified that there is a storm sewer running through Wisconsin Street and it is not a sanitary sewer. He said there are sanitary sewers in the same area, but the more important component is that this was not added for anything related to structural integrity of the seawall. He continued saying it was added specifically for wave or high wind action during a flood event. Mayor Halverson said the point of this being pursued as a special assessment is those homes in the 100 year flood plain, as it stands today, are going to get the financial benefit of being able to sell their homes for more money and those property owners will see the shift of having to pay flood insurance to paying the special assessment -- which will be less. He stated a special assessment in this case is appropriate because it is so financially targeted to the benefit of those properties.

Ald. R. Stroik questioned Directors Schatschneider and Lemke if that area flooded, would the potential for sewer back-up be noticed on other sides of the City. He felt it could be a city-wide issue and wanted more of an explanation.

Director Lemke explained that during any storm, water could back up the Wisconsin Street pipe which sits below the dam, and it could create more local flooding. He also said minor issues have been experienced with the sanitary sewer collection system during heavy rainfall and not due to the level of the river.

Director Schatschneider stated the idea of the seawall is to take the properties that are in the 100 year flood plain elevation out of the flood plain. He said this seawall benefits those people directly.

Ald. R. Stroik asked if the river flooded this area, due to it being the lowest level in the city, is the rest of the City in any eminent danger of a backed up sewer that will affect other parts of the City or is this an issue just for the Wisconsin Street residents.

Mayor Halverson said the difference is the financial gain in property value and the non-existent requirement for flood insurance that will go away for these residents once the project is approved by FEMA. He reiterated the seawall extension was not built for structural integrity and safety of the City as a whole. He further stated it was built to get the flood insurance burden off the property owners' shoulders and to increase property values.

Ald. Moore **moved**, Ald. Doxtator seconded, to approve the Preliminary Resolution.

Roll Call: Ayes: Ald. Moore, Phillips, R. Stroik, Patton, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Doxtator
Nays: None. Motion carried.

18. Ordinance Amendment – Traffic –Correction of Ordinance Numbering --Stop sign for northbound Traffic on Third Street at CenterPoint Drive.

Ald. Trzebiatowski moved, Ald. Phillips seconded, to approve the Ordinance Amendment.

Roll Call: Ayes: Ald. Doxtator, Suomi, O’Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Patton, R. Stroik, Phillips, Moore

Nays: None. Motion carried.

19. Minutes and actions of the Personnel Committee meeting of September 9, 2013 and the minutes of the Special Personnel Committee meeting of August 19, 2013.

Ald. O’Meara moved, Ald. M. Stroik seconded, to approve the minutes and actions of the Personnel Committee meeting of September 9, 2013 and the minutes of the Special Personnel Committee meeting of August 19, 2013.

Roll Call: Ayes: All.

Nays: None. Motion carried.

20. Minutes and actions of the Board of Water & Sewerage Commissioners meeting of September 9, 2013.

Ald. M. Stroik moved, Ald. Moore seconded, to approve the minutes and actions of the Board of Water & Sewerage Commissioners meeting of September 9, 2013.

Roll Call: Ayes: Ald. Moore, Phillips, R. Stroik, Patton, Trzebiatowski, Slowinski, M. Stroik, Wiza, O’Meara, Suomi, Doxtator

Nays: None. Motion carried.

21. Minutes and actions of the Police and Fire Commission meeting of September 10, 2013.

Ald. Wiza moved, Ald. R. Stroik seconded, to approve the minutes and actions of the Police and Fire Commission meeting of September 10, 2013.

Roll Call: Ayes: All.

Nays: None. Motion carried.

22. Metro Fire Protection District Agreement with the inclusion of the Township of Hull.

Ald. R. Stroik moved, Ald. Slowinski seconded, to approve the Agreement.

Roll Call: Ayes: Ald. Doxtator, Suomi, O’Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Patton, R. Stroik, Phillips, Moore

Nays: None. Motion carried.

23. Minutes and actions of the Transportation Commission meeting of August 22, 2013.

Ald. O'Meara **moved**, Ald. M. Stroik seconded, to approve the minutes and actions of the Transportation Commission meeting of August 22, 2013.

Roll Call: Ayes: All.

Nays: None. Motion carried.

24. Minutes and actions of the Board of Park Commissioners meeting of September 4, 2013.

Ald. Slowinski **moved**, Ald. Wiza seconded, to approve the minutes and actions of the Board of Park Commissioners meeting of September 4, 2013.

Mayor Halverson mentioned the generosity of Sentry Insurance in which they have provided a gift in the amount of \$35,000 in the name of Annette and Dale Schuh for the renaming of the Riverfront Arts Center.

Roll Call: Ayes: All.

Nays: None. Motion carried.

25. Statutory Monthly Financial Report of the Comptroller-Treasurer.

Ald. Moore **moved**, Ald. O'Meara seconded, to accept the report and place it on file.

Roll Call: Ayes: All.

Nays: None. Motion carried.

26. Adjournment.

Adjournment at 7:40 p.m.