

**City of Stevens Point
REGULAR COUNCIL MEETING**

**Council Chambers
County-City Building
1516 Church St**

**November 16, 2015
7:00 P.M.**

ROLL CALL: Ald. Doxtator, Mrozek, Oberstadt, Van Stippen, Slowinski, Kneebone, Patton, McComb, Phillips, Morrow.

EXCUSED: Ald. Ryan.

ALSO

PRESENT: City Attorney Beveridge, C/T Ladick, City Clerk John Moe; Fire Chief Finn, Interim Police Chief Skibba; Directors Lemke, Ostrowski, Schatschneider, Schrader, H.R. Manager Jakusz, City Assessor Shepro, Mayoral Assistant Pazdernik; Nate Enwald, Portage County Gazette; Brandi Makuski, City Times; Larry Lee, WSAW.

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

Mayor Wiza asked for a moment of silence to reflect on the recent terrorist attacks and honor the people affected by the attacks in France.

Mayor Wiza introduced Sydney Clark, a member of the Portage County Teen Leadership Program, who will be learning firsthand about City government.

Mayor Wiza reminded everyone of the Holiday Parade November 20, 2015. He added all of the Alderpersons will be participating in the event. Mayor Wiza added the Salvation Army bell ringers have begun their campaign. Patti Drier, Portage County Executive, Dan Mahoney, Village of Plover and the Mayor will be ringing bells December 3, 2015.

Mayor Wiza stated the Police Chief rankings have been finalized and there will be a formal offer made to Interim Chief Skibba to become the City of Stevens Point new Police Chief.

Mayor Wiza stated the Evergreen Community Initiative has worked very hard raising funds for a warming center in the City of Stevens Point. He stated this would be an overflow facility for the Salvation Army, which is at capacity. Mayor Wiza stated due to the November meeting cycle, the conditional use permit for the Evergreen Community Initiative warming center was delayed until December. He said arrangements have been made to accommodate most of the families and individuals at the Salvation Army and added the Police Department has a small contingency fund to assist in this endeavor.

3. *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.

Mayor Wiza requested those citizens wishing to address the Mayor and Council to register at this time.

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

Leonard Szymkowiak, 3119 Martha’s Lane, stated the Canadian National Railroad has not maintained the right-of-way and has allowed weeds, garbage and debris to accumulate. He said ordinary citizens must follow ordinances concerning property maintenance and asked that these ordinances be enforced for the Canadian National Railroad.

5. Presentation by Carl Rasmussen on U.W. Stevens Point building history.

Carl Rasmussen, Director of Facilities and Planning, provided a building history of the University of Wisconsin Stevens Point from 1893 through the current planning phase of 2018. Mr. Rasmussen stated UWSP has seen several name changes over the years, first as the Normal School, a Teacher’s College, the Wisconsin State College and finally as part of the UW System. He added the total economic impact to local and State government is \$420 million.

Consideration and Possible Action on the Following:

6. Minutes of the Regular Common Council meeting of October 19 and the Special Common Council meeting of October 13, 2015.

Ald. Phillips **moved**, Ald. Morrow seconded, to approve the minutes of the Regular Common Council meeting of October 19, 2015 and the Special Common Council meeting of October 13, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

7. Minutes and actions of the Plan Commission meeting of November 2, 2015.

Ald. Morrow **moved**, Ald. Oberstadt seconded, to approve the minutes and actions of the Plan Commission meeting of November 2, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

8. Ordinance Amendment – amend the Official Street Map of the City of Stevens Point to widen Maria Drive by approximately 33 feet northward, between First Street and Second Street, a distance of approximately 247 feet.

Ald. Oberstadt **moved**, Ald. Doxtator seconded, to approve the Ordinance Amendment to amend the Official Street Map of the City of Stevens Point to widen

Maria Drive by approximately 33 feet northward, between First Street and Second Street, a distance of approximately 247 feet.

Call for the Vote: Ayes: Ald. Morrow, Phillips, McComb, Patton, Kneebone, Slowinski, Van Stippen, Oberstadt, Mrozek, Doxtator.
Nays: None. Motion adopted.

9. Resolution – Conditional Use Permit – 172 West Clark Street and 1201 West Whitney Street – to construct a parking lot.

Ald. Doxtator **moved**, Ald. Mrozek seconded, to approve the Conditional Use Permit – 172 West Clark Street and 1201 West Whitney Street to construct a parking lot.

Call for the Vote: Ayes: Ald. Doxtator, Mrozek, Oberstadt, Van Stippen, Slowinski, Kneebone, Patton, McComb, Phillips, Morrow.
Nays: None. Motion adopted.

10. Minutes and actions of the Public Protection Committee meeting of November 9, 2015.

Ald. Doxtator **moved**, Ald. Morrow seconded, to approve the minutes and actions of the Public Protection Committee meeting of November 9, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

11. Minutes and actions of the Board of Public Works meeting of November 9, 2015.

Ald. McComb **moved**, Ald. Kneebone seconded, to approve the minutes and actions of the Board of Public Works meeting of November 9, 2015.

Call for the Vote: Ayes: Ald. Morrow, Phillips, McComb, Patton, Kneebone, Slowinski, Van Stippen, Oberstadt, Mrozek, Doxtator.
Nays: None. Motion adopted.

12. Ordinance Amendment – Amending Chapter 7 Health and Sanitation - Collection of Garbage, (Section 7.06 of the RMC).

Mayor Wiza stated this ordinance was very outdated.

Ald. Slowinski **moved**, Ald. Phillips second, to approve the Ordinance Amendment Chapter 7 Health and Sanitation – Collection of Garbage.

Call for the Vote: Ayes: Ald. Doxtator, Mrozek, Oberstadt, Van Stippen, Slowinski, Kneebone, Patton, McComb, Phillips, Morrow.
Nays: None. Motion adopted.

13. Minutes and actions of the Finance Committee meeting of November 9, 2015.

Ald. Slowinski **moved**, Ald. Morrow seconded, to approve the minutes and actions of the Finance Committee meeting of November 9, 2015.

Call for the Vote: Ayes: Ald. Doxtator, Mrozek, Oberstadt, Van Stippen, Slowinski, Kneebone, Patton, McComb, Phillips, Morrow.
Nays: None. Motion adopted.

14. Resolution relative to the authorization of Worker's Compensation Self-Insurance.

C/T Ladick stated this resolution gives the authorization to move forward with a Worker's Compensation Self-Insurance Plan.

Ald. Phillips asked if there was a 2018 sunset clause.

C/T Ladick replied yes. He added this would have to come back before Council for reauthorization in three years.

Ald. Phillips **moved**, Ald. Van Stippen seconded, to approve the resolution relative to the authorization of Worker's Compensation Self-insurance.

Call for the Vote: Ayes: Ald. Morrow, Phillips, McComb, Patton, Kneebone, Slowinski, Van Stippen, Oberstadt, Mrozek, Doxtator.
Nays: None. Motion adopted.

15. Ordinance Amendment – Repealing two-thirds majority requirement for resolutions appropriating funds and Council Action regarding demands against the City (Sections 2.19 and 2.23 of the RMC)

Mayor Wiza stated this was brought up through the Comptroller-Treasurer's office.

Ald. Mrozek stated the two-thirds majority vote ordinance has been in effect for decades and has served the City and its citizens well. She stated the City Council has never had a problem passing a budget with the current ordinance and questioned why the change to a simple majority.

Ald. Mrozek **moved**, Ald. Phillips seconded, to deny the request to repeal the two-thirds majority requirement for resolutions appropriating funds and Council Action regarding demands against the City.

Mayor Wiza stated ordinances are periodically reviewed and updated. He added a good example of this would be the garbage ordinance that was just brought before City Council.

Barb Jacob, 1616 Depot Street, stated she was in favor of this change because a simple majority is a straight forward vote. She encouraged Alderpersons to pass this ordinance.

Mayor Wiza stated if there are any questions or concerns on any agenda item, Alderpersons can vote to postpone and request additional information before it comes back to the City council. He stated he has strived for transparency in government and there are no ulterior motives behind this item.

Ald. Patton requested this be postponed and discussed under closed session.

Mayor Wiza stated discussion of this item in closed session would be inappropriate.

Ald. Patton stated information could be brought forth under closed session that might not otherwise occur. He added he would be more comfortable discussing this in closed session.

Mayor Wiza stated if there were any reservations about this item, to discuss them now.

City Attorney stated the ability to hold closed sessions is not to protect members of the governing body from the discomfort of saying things that might be personal or sensitive in an open session. He added it is to protect the public's interest in matters where there is a genuine need for confidentiality from being made public in order that the interests of the community as a whole can be furthered.

Ald. Morrow stated he would encourage repeal of the two-third majority ordinance.

Ald. Kneebone agreed with Ald. Morrow and added this will allow for partisanship to arise.

Ald. Phillips stated there is no need to change an ordinance that works.

Mayor Wiza stated because there hasn't been a problem in the past with the ordinance does not mean there wouldn't be a problem in the future.

Ald. McComb stated the current ordinance allows for a loophole which could cause problems in the future.

Mayor Wiza stated to keep the ordinance as it is currently, the vote would be yes. To oppose the denial the vote would be no.

Call for the Vote: Ayes: Ald. Mrozek, Slowinski, Patton, Phillips.
 Nays: Ald. Doxtator, Oberstadt, Van Stippen, Kneebone,
 McComb, Morrow. Motion failed.

Ald. Kneebone **moved**, Ald. Van Stippen seconded, to approve the ordinance amendment repealing the two-thirds majority requirement and demands against the City.

Ald. Patton stated the reason he requested closed session was due to second-hand information concerning denying appropriating funds for the grade separation on the Hoover Road project.

Ald. Mrozek stated when she spoke with C/T Ladick there was concern about the Hoover overpass project appropriation being denied.

Mayor Wiza requested staff members with information regarding this project to either confirm or deny the allegation.

C/T Ladick replied if there are grants or design dollars involved with the project, the City would not want to see funding denied at the last minute and ultimately jeopardize a project and reflect negatively on the City. He stated a two-third majority would include all Alderpersons and if two Alderpersons were absent at the time of the vote, technically, two Alderpersons could vote against the appropriation and the project would be jeopardized. C/T Ladick stated staff makes recommendations not decisions. He added that a simple majority is the final decision and allows everyone to move on whatever the outcome.

City Attorney Beveridge cautioned City Council on discussing opinions and merits of a specific project.

Mayor Wiza stated if there was any collusion among Alderpersons, he needs to be made aware of this.

Mayor Wiza stated a vote of yes would repeal the current ordinance and a vote of no would keep the current two-thirds ordinance.

Call for the Vote: Ayes: Ald. Morrow, McComb, Kneebone, Van Stippen, Oberstadt, Doxtator.
Nays: Ald. Phillips, Patton, Slowinski, Mrozek. Motion adopted.

16. Minutes and actions of the Personnel Committee meeting of November 9, 2015.

Mayor Wiza stated the administrative policy change would not be up for consideration tonight as additional time was requested by the Alderpersons. He added this would be on the Personnel Committee agenda for next month.

Ald. Phillips **moved**, Ald. Mrozek seconded, to approve the minutes and actions of the Personnel Committee meeting of November 9, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

17. Minutes and actions of the Board of Water and Sewerage Commissioners meeting of November 9, 2015.

Ald. Slowinski **moved**, Ald. Doxtator seconded, to approve the minutes and actions of the Board of Water and Sewerage Commission meeting of November 9, 2015.

Call for the Vote: Ayes: Ald. Doxtator, Mrozek, Oberstadt, Van Stippen, Slowinski, Kneebone, Patton, McComb, Phillips, Morrow.
Nays: None. Motion adopted.

18. Minutes and actions of the Board of Park Commissioners meeting of November 3, 2015.

Ald. McComb **moved**, Ald. Kneebone seconded, to approve the minutes and actions of the Board of Park Commissioners meeting of November 3, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

19. Assignment and Amendment of Real Property Lease Agreement for Cellphone Antennae at Zenoff Park.

City Attorney Beveridge reported the agreement also included the addition of approximately 6 square feet for the cellphone tower.

Ald. Morrow asked if this meant more money for the City.

City Attorney replied yes.

Ald. Van Stippen asked if there was a foreseeable termination to the cell phone tower contract.

City Attorney Beveridge replied no.

Director Lemke stated the contract is terminated when a buyout occurs.

Ald. Phillips asked if no payment is received, can the tower be taken down.

City Attorney Beveridge replied yes.

Ald. Van Stippen **moved**, Ald. Oberstadt seconded, to approve the amendment of Real Property Lease Agreement for Cellphone Antennae at Zenoff Park.

Call for the Vote: Ayes: Ald. Morrow, Phillips, McComb, Patton, Kneebone, Slowinski, Van Stippen, Oberstadt, Mrozek, Doxtator.
Nays: None. Motion adopted.

20. Minutes and actions of the Police and Fire Commission meeting of October 6, 2015 and the Special Police and Fire Commission meetings of October 1, and 27, 2015.

Ald. Morrow **moved**, Ald. Doxtator seconded, to approve the minutes and actions of the Police and Fire Commission meeting of October 6, 2016 and the Special Police and Fire Commission meetings of October 1 and 27, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

***21. Ratification of EMS/Ambulance Contract with Portage County for 2016-2018.**

Mayor Wiza stated the negotiation with the County on this contract went very smoothly. He added one additional new hire will occur which will allow for three full crews of 13 responders.

Ald. Doxtator **moved**, Ald. Phillips seconded, to approve the ratification of EMS/ Ambulance Contract with Portage County for 2016-2018.

Call for the Vote: Ayes: Ald. Doxtator, Mrozek, Oberstadt, Van Stippen, Slowinski,
Kneebone, Patton, McComb, Phillips, Morrow.
Nays: None. Motion adopted.

22. Minutes and actions of the Transportation Commission meeting of October 15, 2015.

Ald. Kneebone **moved**, Ald. McComb seconded, to approve the minutes and actions of the Transportation Commission meeting of October 15, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

23. Minutes and actions of the Airport Commissioners meeting of November 9, 2015.

Ald. Phillips **moved**, Ald. Doxtator seconded, to approve the minutes and actions of the Airport Commissioners meeting of November 9, 2015.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

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

Ald. Slowinski **moved**, Ald. Oberstadt seconded, to accept and place on file the Statutory monthly financial report of the Comptroller-Treasurer.

Call for the Vote: Ayes: All.
Nays: None. Motion adopted.

25. Adjournment.

The meeting was adjourned at 8:23 p.m.