

REGULAR COUNCIL MEETING

Council Chambers
County-City Building

May 16, 2011
7:00 P.M.

Mayor Andrew J. Halverson, presiding

Roll Call: Present: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore
Also Present: City Attorney Molepske, Clerk Moe, Comptroller-Treasurer Schlice, Directors Schrader, Halverson, Lemke, Ostrowski, McGinty; Assistant Chief Kudronowicz, Interim Fire Chief Kujawa, Assistant Fire Chief Finn, Assistant to the Mayor Pazdernik, Kari Yenter, Matt Brown (Portage County Gazette), B. C. Kowalski (Stevens Point Journal)

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

Mayor Halverson reviewed some of the goals and objectives for the City of Stevens Point to produce a positive future for the city. The Mayor said he is proud to be the Mayor of this city for the next four years.

3. Consideration and possible action of the minutes of the Common Council meeting on April 18, the Reorganization meeting of April 19, and the Special Council meetings of May 3, and May 9, 2011.

Ald. R. Stroik moved, Ald. Moore seconded, approval of the minutes and actions of all four meetings.

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.

Reid Rocheleau, 408 Cedar W, Whiting, WI:
Item #5 – Persons who wish to address Mayor and Council
Item #25 – Board of Public Works minutes

Bruce Woboril, 710 Fourth Street, Plover, WI 54467:
Item #5 – Persons who wish to address Mayor and Council

Mary Ann Laszewski, 1209 Wisconsin Street, Stevens Point, WI 54481:
Item #15 – Public Hearing for 823 Main Street
Item #25 - Board of Public Works meetings

Sarah Robinson, 1600 Fremont Street, Stevens Point, WI 54481:
Item #21 – Public Protection Committee meeting of May 9, 2011

Daniel Mielke, 2550 Cty Rd II, Rudolph, WI:
Item #25 - Board of Public Works meetings

David J. Ritland, 1756 Water Street, Stevens Point, WI 54481:
Item #25 - Board of Public Works meetings

John Reichert, 707 Arlington Place, Stevens Point, WI 54481:
Item #25 - Board of Public Works meetings

Joan Ouellette, 1716 Water Street, Stevens Point, WI 54481:
Item #25 - Board of Public Works meetings

Jeff Vaughter, 418 Cedar Street W., Stevens Point, WI 54481:
Item #25 - Board of Public Works meetings

Tim Sullivan, 1555 Water Street, Stevens Point, WI 54481:
Item #25 - Board of Public Works meetings

Barb Jacob, 1616 Depot Street, Stevens Point, WI 54481:
Item #25 - Board of Public Works meetings

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

Reid Rocheleau, 408 Cedar Street W, voiced his concerns on who the Mayor is appointing to certain committees and how many committees certain alderpersons are on.

Bruce Woboril, 710 Fourth Street, voiced his concerns on the placement of the dumpster enclosure on the square. He said the dumpster will only be 12 feet away for the front of his business.

6. Presentation of Commendations - Police Officers Dana Williams, Aaron Yenter, Lieutenant JB Moody, Firefighter/Paramedic Trevor Howard.

Mayor Halverson commended Firefighter/Paramedic Trevor Howard and Lieutenant JB Moody for their efforts and bravery and presented them with commendations and bravery medals. The Mayor commended Police Officer Dana Williams and Officer Aaron Yenter for their efforts and bravery and also presented them with commendations.

7. ~~Consideration and possible action on Resolution – in support of state investment in the arts and creative economy through the Wisconsin Arts Board as an essential state agency.~~

8. Presentation by Senior Poppy Princess Ellen Rathe.

Senior Poppy Princess Ellen Rathe recited a poem, "In Flanders Field".

Mayor Halverson thanked Ellen for her leadership.

9. Consideration and possible action of the reports from the Plan Commission and the Historic Preservation / Design Review Commission public input meetings of March 3, 16, and 26, 2011.

Ald. Moore **moved**, Ald. Brooks seconded, approval of the meetings.

Roll Call: Ayes all.
Nays none. Motion carried.

10. Consideration and possible action of the minutes of the Plan Commission meeting of May 2, 2011.

Ald. Moore **moved**, Ald. M. Stroik seconded, approval.

Roll Call: Ayes – majority.
Nays - minority. Motion carried.

11. Public Hearings – Conditional Use – Requests to Operate a Tavern at the following:

- A. 1001 Amber Ave. – Holiday Inn / Amber Grille**
- B. 1320 Strongs Ave. – Arbuckle’s Eatery**
- C. 2301 Church St. – Middletown Grille and Tavern**
- D. 200 Division St. - Pete’s Sports Bar**

The public hearing was declared open by the Mayor.

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

12. Consideration and possible action of Resolutions on the above.

Ald. R. Stroik **moved**, Ald. Trzebiatowski seconded, to adopt the resolutions.

Roll Call: Ayes: Ald. Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Beveridge.
Nays: None.
Ald. Moore abstained. Motion carried.

13. Public Hearing – Conditional Use – 1036 Main St. - to operate an electronic amusement business.

The public hearing was declared open by the Mayor.

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

14. Consideration and possible action of Resolution on the above.

Ald. Brooks **moved**, Ald. R. Stroik seconded, approval of the conditional use at 1036 Main Street to operate an electronic amusement business.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: None. Motion carried.

15. Public Hearing – Conditional Use – 823 Main St. – to construct two second floor apartment units.

The public hearing was declared open by the Mayor.

Mary Ann Laszewski, 1209 Wisconsin Street, voiced her concerns against the development of apartments on the second floor of the former Blue Cross building.

Rand Erbach, property owner, asked the Council to reconsider the green space for his parking lot. He said it would be a great loss of parking spaces to add landscaping along Clark Street and Water Street.

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

16. Consideration and possible action of Resolution on the above.

Ald. O'Meara **moved**, Ald. Brooks seconded, to approve the conditional use resolution and refer back the landscaping element back to the Plan Commission for their June meeting.

Ald. Brooks noted that the resolution requires landscaping not green space.

Ald. Beveridge said there are already apartments above businesses downtown and this will only be a small increment to what is already there.

Ald. Trzebiatowski said he verified with other apartment owners and most of them are at full occupancy.

Ald. Brooks said the apartments will not necessarily be student housing.

Roll Call: Ayes: Ald. Moore, Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Beveridge.
Nays: None. Motion carried.

17. Public Hearing – Zoning - change the minimum number of required parking spaces for several uses (Section 23.01(14)(d)of the RMC).

The public hearing was declared open by the Mayor.

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

18. Consideration and possible action on an Ordinance Amendment on the above.

Ald. Slowinski **moved**, Ald. Moore seconded, to approve the ordinance amendment.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: None. Motion carried.

19. Public Hearing – Zoning - reduce the minimum setback requirement in the B-4 Commercial district when a lot is abutted by two or more public right-of-ways (Section 23.02(2)(d) of the RMC).

The public hearing was declared open by the Mayor.

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

20. Consideration and possible action on an Ordinance Amendment on the above.

Ald. Moore **moved**, Ald. M. Stroik seconded, approval of the ordinance amendment.

Ald. O'Meara stated that we need to be careful with the setbacks for high traffic and visual areas.

Roll Call: Ayes: Ald. Moore, Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Beveridge.
Nays: None. Motion carried.

21. Consideration and possible action of the minutes and actions taken at the Public Protection Committee meeting of May 9, 2011.

Sarah Robinson, 1600 Fremont Street, stated that the request for the arts walk has been withdrawn.

Ald. R. Stroik **moved**, Ald. Trzebiatowski seconded, approval of the minutes and actions with the addition of not closing Main Street for the arts walk.

Roll Call: Ayes all.
Nays none. Motion carried.

22. Consideration and possible action of the minutes and actions taken at the Finance Committee meeting of May 9, 2011.

Ald. Moore **moved**, Ald. Molski seconded, to approve the actions and place on file the minutes of Finance Committee meeting of May 9, 2011.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: None. Motion carried.

23. Consideration and possible action on designation of official newspaper.

Mayor Halverson said the City received a competitive bid between the Portage County Gazette and the Stevens Point Journal.

C/T Schlice added that the bids are extremely close.

Mayor Halverson reviewed the rates between the Portage County Gazette and Stevens Point Journal for the different ads.

City Attorney Molepske said the statutes refer to legal publications.

Mayor Halverson asked C/T Schlice to clarify the difference between legal and display ads in terms of size so the Council has a better understanding.

C/T Schlice said legal print is the narrow column with narrow print and a display ad can be shaped in any way to determine the size ad that you want.

Mayor Halverson asked if it is correct that the only legal requirement according to the statute for the official newspaper is the legal print.

City Attorney Molepske reviewed the state statute regarding publications. He said the publication of Council minutes is cheaper with the Stevens Point Journal and the ordinances are cheaper with the legal print.

Mayor Halverson asked if the official newspaper for agendas and meetings can be awarded to the Stevens Point Journal and all other types of notifications to the Portage County Gazette.

City Attorney said the City can have one official newspaper.

Ald. R. Stroik asked if this could be further reviewed until next month.

Mayor Halverson said there are timelines that must be met.

Ald. O'Meara **moved**, to authorize the Mayor and City Attorney to determine which bid is most advantageous to the City and award the official newspaper to the one that they determine.

Mayor Halverson determined the motion was not in order.

Ald. Wiza asked if circulation can be considered when determining the official newspaper. He also asked if those numbers were available.

City Attorney Molepske said they both qualify under the state statute.

Mayor Halverson suggested researching this further.

Ald. Trzebiatowski asked if there is a figure for the square area of each print.

Mayor Halverson feels that we should take these types of suggestions under advisement and work with the Journal and the Gazette. He noted that they did give the papers literal dimensions that the City would want to run. He said he

believes the best thing to do is not act on this tonight and call a special Common Council in May and have a more specific recommendation. He said we shall move on and have no action on the Designation of the Official Newspaper, but he would need a motion as such.

Ald. R. Stroik **moved**, Ald. Trzebiatowski seconded, to take no action on the Designation of the Official Newspaper.

Roll Call: Ayes all.
Nays none. Motion carried.

24. Consideration and possible action of Resolution - Implementing City Pick-up of Employee Retirement Contributions Pursuant to IRC Sec. 414(h)(2).

Ald. Slowinski **moved**, Ald. Molski seconded, approval of the resolution.

Roll Call: Ayes: Ald. Moore, Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Beveridge.
Nays: None. Motion carried.

25. Consideration and possible action of the minutes of the Special Board of Public Works meetings of April 18, and May 3, 2011 and the minutes and actions taken at the Board of Public Works meeting of May 9, 2011.

Mary Ann Laszewski, 1209 Wisconsin Street, is against the proposed truck route on Water Street.

Reid Rocheleau, 408 Cedar Street W, voiced his concerns against the truck route on Water Street.

Dan Mielke supports the decisions regarding the farmer's market.

Dave Ritland, 1756 Water Street, is opposed to the truck route on Water Street.

Tim Sullivan, 1555 Water Street, opposes the truck route on Water Street.

Jeff Vaughter, 418 Cedar Street W, is against the truck route on Water Street because of increased safety risks and noise.

Joan Ouellette, 1716 Water Street, opposes the truck route on Water Street. She said she is concerned that the property owners were not notified and the increased noise that will be created by the trucks.

Barb Jacob, 1616 Depot Street, is against the truck route on Water Street. She said she is concerned with safety issues of trucks traveling through this residential area.

John Reichert, 707 Arlington Place, said starting in June, the mill will receive pulp by truck from Wisconsin Rapids. He said the shortest and most direct route would be to extend the truck route on Water Street to Wisconsin Street.

Ald. Wiza asked if the minutes and actions of each of the meetings could be acted on separately.

Mayor Halverson asked if there were any objections. There were no objections.

Ald. Wiza **moved**, Ald. Beveridge seconded, to place the minutes on file and affirm the actions of the Board of Public Works meeting of April 18, 2011.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: None. Motion carried.

Ald. R. Stroik **moved**, Ald. M. Stroik seconded, to place the minutes on file and the actions affirmed of the Special Board of Public Works meeting of May 3, 2011.

Roll Call: Ayes: Ald. Moore, Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, O'Meara, Suomi, Beveridge.
Nays: Ald. Wiza.
Ayes – 10. Nays – 1. Motion carried.

Ald. Trzebiatowski **moved**, Ald. Suomi seconded, to approve the minutes of the Board of Public Works meeting of May 9, 2011, with #5 pulled for further discussion.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: Ald. Wiza.
Ayes – 10. Nays – 1. Motion carried.

Ald. O'Meara **moved**, Ald. R. Stroik seconded, approval of the actions of the Board of Public Works and open Water Street to truck traffic for a 90 day trial period and include two signs on Water Street and Wisconsin Street stating "Slow, Children at Play".

Ald. O'Meara said the current truck route has more adverse impacts than what is being proposed on Water Street. He said the proposed route is a reasonable approach.

Ald. Trzebiatowski said the trucks do not obey the truck routes. He said he is against the proposed truck route.

Ald. Wiza asked what is hoped to be accomplished with the three month trial period.

Mayor Halverson said it was for a variety of factors such as safety and noise.

Ald. Wiza asked if there will be stricter enforcement for trucks deviating from the designated route.

Mayor Halverson said it will for the entire city.

Ald. Beveridge said the environmental and safety benefits of the proposed route are largely an illusion. He would like to see additional possible truck routes.

Ald. Moore said the logical route to use is the Highway HH route.

Ald. R. Stroik said he contacted 30 residents that could be possibly affected by the truck route. He said of the 30, 13 had concerns but supported New Page's business, 3 were absolutely against it and 14 did not return his call.

Ald. R. Stroik would like to amend the motion to include two signs on Water Street and Wisconsin Street stating "Slow, Children at Play".

Ald. O'Meara agreed to amend the motion to include the signs.

Ald. Slowinski said there was a lot of time previously spent to get trucks off of Water Street.

Mayor Halverson said the proposed truck route will be more profitable for the mill. He stated the natural flow of traffic is to take Highway 66 from Wisconsin Rapids and turn right after crossing the bridge.

Roll Call: Ayes: Ald. Brooks, R. Stroik, Wiza, O'Meara.
Nays: Ald. Moore, Molski, Trzebiatowski, Slowinski, M. Stroik, Suomi,
Beveridge.
Ayes – 4. Nays – 7. Motion failed.

26. Consideration of the actions taken at the Special Board of Public Works meeting of May 16, 2011.

Mayor Halverson reviewed the actions taken at the Special Board of Public Works meeting.

Ald. Moore **moved**, Ald. Brooks seconded, to place the minutes on file and affirm the actions of the Special Board of Public Works meeting.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: None. Motion carried.

27. Consideration and possible action of Ordinance Amendment – Traffic - 9.05(L)(1) of the RMC - allow special exemptions for overnight parking violations.

Ald. Beveridge commended city staff and the Board of Public Works for addressing this issue.

Ald. Beveridge **moved**, Ald. Brooks seconded, to adopt the ordinance amendment.

Roll Call: Ayes: Ald. Moore, Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, Wiza, O'Meara, Suomi, Beveridge.
Nays: None. Motion carried.

28. Consideration and possible action of the minutes and actions taken at the Board of Water & Sewage Commissioners meeting of May 9, 2011.

Ald. Molski **moved**, Ald. Slowinski seconded, to place the minutes on file and affirm the actions of the Board of Water and Sewage Commissioners.

Roll Call: Ayes: Ald. Beveridge, Suomi, O'Meara, Wiza, M. Stroik, Slowinski, Trzebiatowski, Molski, R. Stroik, Brooks, Moore.
Nays: None. Motion carried.

29. Consideration and possible action on Resolution - implementation of connection fees for new 24" sewer main.

Mayor Halverson stated no action will be taken this evening on this item.

30. Consideration and possible action of minutes and actions taken at the Transportation Commission meeting of April 26, 2011.

Ald. M. Stroik **moved**, Ald. Slowinski seconded, approval.

Roll Call: Ayes all.
Nays none. Motion carried.

31. Consideration and possible action of the minutes and actions taken at the Board of Park Commissioners meeting of May 4, 2011.

Ald. Slowinski **moved**, Ald. Moore seconded, approval of the minutes and actions.

Roll Call: Ayes all.
Nays none. Motion carried.

32. Consideration and possible action of the minutes and actions taken at the Police and Fire Commission meetings of April 18, and May 3, 2011.

Ald. Brooks **moved**, Ald. R. Stroik seconded, to accept the minutes and affirm the actions taken at both meetings.

Roll Call: Ayes all.
Nays none. Motion carried.

33. Consideration and possible action of the Statutory Monthly Financial Report of the Comptroller-Treasurer.

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

Roll Call: Ayes all.
Nays none. Motion carried.

34. Mayoral Appointments – Redistricting Committee.

Ald. Molski asked if this is done primarily by computer.

Mayor Halverson replied a lot of GIS mapping is used with automatic population numbers.

Ald. Molski **moved**, Ald. R. Stroik seconded, approval.

Roll Call: Ayes - majority.
Nays - minority. Motion carried.

35. Adjournment.

Adjournment at 9:13 p.m.