

AMENDED
City of Stevens Point
REGULAR COUNCIL MEETING

Council Chambers
County-City Building

August 20, 2012
7:00 P.M.

1. Roll Call.
2. Salute to the Flag and Mayor's opening remarks.
3. Consideration and possible action of the minutes of the Common Council meeting of July 16, 2012 and the Special Common Council meetings of July 16, and August 7, 2012.
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.
5. Persons who wish to address the Mayor and Council for up to three (3) minutes on a non-agenda item.

Consideration and Possible Action on the Following:

- *6. Motion to reconsider the request to Amend Conditional Use Permit – 940 Maria Dr – to remove landscaping for the parking lot screening and possible action thereafter.
7. Minutes and actions of the Plan Commission meeting of August 7, 2012.
8. Ordinance - Annexation of Northeast Quadrant of the Intersection of Badger Avenue and Highway 10 East.
9. Public Hearing – Zoning – Zone Northeast Quadrant of the Intersection of Badger Avenue and Highway 10 East as "B-5" Highway Commercial District.
- *10. Ordinance amendment on the above.
11. Minutes and actions of the Public Protection Committee meeting of August 13, 2012.
12. Minutes and actions of the Finance Committee meeting of August 13, 2012 and the minutes of the Special Finance meeting of July 16, 2012.

13. Resolution – Transfer of Funds from the General Fund to the McDill Lake Management Fund, Library Repair, Lincoln Center Repair and Airport Fuel Clean Up accounts.
14. Minutes and actions of the Board of Public Works meeting of August 13, 2012.
15. Minutes and actions of the Personnel Committee meeting of August 13, 2012.
16. Minutes and actions of the Special Committee/Appointment Process Review meetings of July 26, August 2, and August 8, 2012.
- *17. Charter Ordinance Amendment – Changing the method of selection of the City Attorney and Comptroller/Treasurer from Elected to Appointed and submittal to referendum.
18. Minutes and actions of the Board of Water & Sewage Commissioners meeting of August 13, 2012.
19. Minutes and actions of the Board of Park Commissioners meeting of August 1, 2012.
20. Minutes and actions of the Special Police and Fire Commission meeting of July 31, 2012.
21. Statutory Monthly Financial Report of the Comptroller-Treasurer.
22. Mayoral Appointment:
Community Development Authority – Appoint Marge Molski, 800 St. Paul St. Unexpired term of Walther (Expires 6/19/14)
23. Adjournment.

RMC – Revised Municipal Code

Persons who wish to address the Common Council may make a statement as long as it pertains to a **specific** agenda item. Persons who wish to speak on an agenda item will be limited to a five (5) minute presentation. Any person who wishes to address the Common Council on a matter which is not on the agenda will be given a maximum of three (3) minutes and the time strictly enforced under the item, "Persons who wish to address the mayor and council on non-agenda items." Individuals should not expect to engage in discussion with members of the City Council and City staff.

Any person who has special needs while attending this meeting or needing agenda materials for this meeting should contact the City Clerk as soon as possible to ensure a reasonable accommodation can be made. The City Clerk can be reached by telephone at (715) 346-1569, TDD #346-1556, or by mail at 1515 Strongs Avenue, Stevens Point, WI 54481.

Copies of ordinances, resolutions, reports and minutes of the committee meetings are on file at the office of the City Clerk for inspection during the regular business hours from 7:30 A.M. to 4:00 P.M.

**AN ORDINANCE ANNEXING TERRITORY TO THE
CITY OF STEVENS POINT**

(Property at NE corner of U.S. 10 and Badger Avenue)

The Common Council of the City of Stevens Point,
Portage County, Wisconsin, do ordain as follows:

SECTION 1: Territory Annexed. Pursuant to Wis. Stat. §66.0217(2) the following described territory in the Town of Hull, Portage County, Wisconsin is annexed to the City of Stevens Point, Portage County, Wisconsin:

The legal description is attached hereto as Exhibit 'A' and a scale map is attached hereto as Exhibit 'B' and shall become a part of this ordinance.

SECTION II: Effect of Annexation. From and after the date of this ordinance, the territory described in Section I shall be a part of the City of Stevens Point for an and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Stevens Point and school district.

SECTION III: Zoning Classification. All such land shall be permanently zoned "B-5" Highway Commercial District, upon approval by the Common Council.

SECTION IV: Legislative Districts and Aldermanic District Designation. The territory described in Section I shall remain a part of the 7th Congressional District, remain a part of the 24th State Senate District and remain a part of the 70th State Assembly District and shall be designated and become a part of the 7th Aldermanic District and said territory in Section I shall be designated and become the 36th Ward of the City of Stevens Point subject to the ordinances, rules and regulations of the City, County, and State governing districts.

SECTION V: Population. The population of the annexed territory is zero (0).

SECTION VI: Severability. If any provision of this ordinance is invalid or unconstitutional or if the application of this ordinance to any person or circumstance is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect any provisions or application of this ordinance which can be given effect without the invalid or unconstitutional provision or application.

SECTION VII: Tax Payment. Pursuant to Wis. Stat. §66.0217 (14) the City of Stevens Point shall pay annually to the Town of Hull for a period of five years, an amount equal to the amount of property taxes that the Town levied for municipal purposes on the annexed territory, as shown by the tax roll under Wis. Stat. §70.65, in the year in which the annexation is final.

SECTION VIII: Review. The State of Wisconsin, Department of Administration, has favorably reviewed the annexation and found it not to be against the public interest.

SECTION IX: Effective Date. This ordinance shall take effect upon passage and publication as provided by law.

APPROVED: _____
Andrew J. Halverson, Mayor

ATTEST: _____
John Moe, City Clerk

Dated: August 20, 2012
Adapted: August 20, 2012
Published: August 24, 2012

**ORDINANCE AMENDING THE REVISED MUNICIPAL CODE
OF THE CITY OF STEVENS POINT, WISCONSIN**

[NORTHEAST QUADRANT OF THE INTERSECTION OF BADGER AVENUE AND HIGHWAY 10 EAST]

The Common Council of the City of Stevens Point, Portage County, Wisconsin, do ordain as follows:

SECTION I: That the Zoning Ordinance of the Revised Municipal Code of the City of Stevens Point shall be amended by the classification of the following described territory as "B-5" Highway Commercial District:

Part of the Northwest ¼ of the Northeast ¼ and part of the Southwest ¼ of the Northeast ¼ of Section 36, including all of Lot 1 of Certified Survey Map #8701, Volume 35, Page 81, all located in Township 24 North, Range 8 East, Town of Hull, Portage County, Wisconsin, described as follows:

Commencing at the North ¼ corner of Section 36, Township 24 North, Range 8 East; thence S 00°23'15"E along the West line of the Northwest ¼ of the Northeast ¼ of said Section 36, 557.32 feet; thence N 89°07'19"E, 33.00 feet to the point of beginning (POB) of the parcel to be described; thence N 89°07'19"E, 952.63 feet; thence S 00°23'15"E, 822.45 feet to the South line of U.S.H. "10"; thence S 89°00'02"W along the said South line of U.S.H. "10", 952.38 feet; thence N 00°30'17"W, 129.03 feet; thence N 00°23'15"W, 695.44 feet the point of beginning.

SECTION II: That this ordinance shall take effect upon passage and publication.

Approved: _____

Andrew J. Halverson, Mayor

Attest: _____

John Moe, City Clerk

Dated: August 20, 2012

Adopted: August 20, 2012

Published: August 24, 2012

RESOLUTION

BE IT RESOLVED by the Common Council of the City of Stevens Point that the following transfer of money be approved:

FROM:

100.59.99210.9500	Operating Transfer from General Fund	\$147,263
100.59.99401.9500	Operating Transfer from General Fund	\$ 19,852
100.59.99400.9500	Operating Transfer from General Fund	<u>\$137,500</u>
		\$304,615

TO: OPERATING TRANSFER ACCOUNT #'S

210.49.19100.59	McDill Lake Management Fund	\$147,263
401.49.19100.59	Library Repair	\$ 9,500
401.49.19101.59	Lincoln Center Repair	\$ 10,352
400.49.19100.59	Airport Fuel Clean Up	<u>\$137,500</u>
		\$304,615

APPROVED: _____
Andrew J. Halverson, Mayor

ATTEST: _____
John V. Moe, City Clerk

Dated: August 20, 2012
Adopted: August 20, 2012
Published:

A CHARTER ORDINANCE RELATING TO THE APPOINTMENT
OF THE CITY ATTORNEY AND COMPTROLLER/TREASURER
AND SUBMITTAL TO REFERENDUM

The Common Council of the City of Stevens Point do ordain as follows:

SECTION I: The City of Stevens Point hereby elects that pursuant to the provisions of Section 62.09(3)3 of the Wisconsin Statutes and of Section 66.0101 of the Wisconsin Statutes, the method of selection of the incumbents for the following City offices shall be as provided by this ordinance:

SECTION II: The incumbents for the City offices, namely City Attorney and City Comptroller shall be appointed by the Common Council of the City of Stevens Point and shall serve for a term of four (4) years. The first appointment for such position shall be held in April of 2013 and each four (4) years thereafter, and the persons appointed shall take office on May 1st next succeeding the appointment.

SECTION III: This is a Charter Ordinance and shall be submitted to a referendum of the electors voting therein without initiative petition and becomes effective when approved by a majority of the electors voting in the referendum pursuant to Wis. Stats. 9.20(4) to 9.20(6).

Approved: _____
Andrew J. Halverson, Mayor

Attest: _____
John V. Moe, Clerk

Dated _____

Passed _____

Published _____

COMPTROLLER-TREASURER REPORT
for the period ending June 30, 2012

	Bal June 1, 2012	Receipts	Disbursements	Bal June 30, 2012
GENERAL OPERATING CASH	\$1,552,195.54	\$3,698,393.14	\$2,046,652.07	\$3,203,936.61
WATER & SEWER (CASH & INVEST)	\$6,352,886.00	\$907,938.65	\$966,998.23	\$6,293,826.42

INVESTMENTS	Bal June 1, 2012	TRANSFER IN	TRANSFER OUT	Bal. June 30, 2012
GENERAL	\$25,041,441.66	\$0.00	\$3,000,000.00	\$22,041,441.66
SPECIAL REVENUE	\$701,179.69	\$0.00	\$0.00	\$701,179.69
DEBT SERVICE	\$17,822.21	\$0.00	\$0.00	\$17,822.21
CAPITAL PROJECTS	\$13,796,149.57	\$0.00	\$0.00	\$13,796,149.57
ENTERPRISE	\$918,234.65	\$0.00	\$0.00	\$918,234.65
TRUST	\$87,520.87	<u>\$0.00</u>	<u>\$0.00</u>	\$87,520.87
TOTALS	<u>\$40,562,348.65</u>	<u>\$0.00</u>	<u>\$3,000,000.00</u>	<u>\$37,562,348.65</u>

EXPENDITURES:	BUDGET	YTD	%	REVENUES	BUDGET	YTD	%
GENERAL GOVT	\$2,601,128.20	\$1,168,754.32	44.93%	GENERAL	\$21,937,007.00	\$14,409,797.31	65.69%
EMERGENCY GOVT	\$1,133,797.00	\$519,675.59	45.83%	TRANSIT	\$2,193,539.00	\$1,307,270.43	59.60%
POLICE	\$4,859,458.00	\$2,531,247.95	52.09%	AIRPORT	\$469,183.00	\$233,932.88	49.86%
FIRE	\$4,794,475.00	\$2,271,490.35	47.38%				
PUBLIC WORKS	\$5,791,871.00	\$2,688,968.87	46.43%				
PARK & REC	\$2,260,870.00	\$1,001,783.88	44.31%				
CAPITAL PROJECTS	\$459,108.00	\$100,925.54	21.98%				
TRANSIT	\$2,193,539.00	\$868,102.30	39.58%				
AIRPORT	\$469,183.00	\$264,766.75	56.43%				
DEBT SERVICE	\$4,475,293.00	\$2,384,907.82	53.29%				

