

**CITY OF STEVENS POINT  
REGULAR COUNCIL MEETING**

Council Chambers  
County-City Building  
1516 Church St.

April 16, 2018  
7:00 P.M.

**Mayor Mike Wiza, Presiding**

**PRESENT:** Ald. Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.

**EXCUSED:** Ald. Nebel, McComb.

**OTHERS**

**PRESENT:** Clerk Moe, C/T Ladick, Attorney Beveridge, Chief Finn, Chief Skibba, Dir. Ostrowski, Dir. Lemke, Dir. Beduhn, Dir. Schrader, Asst. Pazdernik, Assessor Shepro, Alan Hovorka – Stevens Point Journal, Gene Kemmeter – Gazette.

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

Mayor Wiza asked citizens to take the snowfall the best they can by clearing their sidewalks, taking care of their neighbors, checking roof and dryer vents, check on the elderly, and making sure fire hydrants are clear.

**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 reminded citizens 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.**

Ald. Shorr said in the Portage County Gazette it said the City of Stevens Point decided on a new proposal for Stanley Street. He said a decision has not been made yet and can see from the meeting where the misunderstanding came from due to specific recommendations and no options given at the meeting. Ald. Shorr spoke in favor of a 4 to 3 street conversion and addressed questions and arguments against its conversion.

**5. Presentation by Susan Lemke, Transit Manager: overview and update regarding Transit.**

Manager Susan Lemke was out ill so Dir. Joel Lemke gave the presentation.

Dir. Lemke said the implementation of Central Transportation began in January. He said they are staying within budget and are on track for this time of year. Dir. Lemke said the Transit Department is now going to be working on a software change to make things more effective. He said the Transportation Development Plan will be completed in May.

Cindy Piotrowski, ADRC Director, said she has not had a single complaint from a senior or adult with a disability in regards to the update with Transit.

## Consideration and Possible Action on the Following:

### 6. Consent Agenda:

- Minutes of the Common Council meeting of March 19, 2018.
- Actions of the Police and Fire Commission meeting of March 6, 2018.
  1. Confirmation of bills.
  2. Request for out of state travel for Officer Jeremiah Ballew and Officer Austin Lee to attend training in Indiana (k9 handler.)
  3. Request for approval to pay for Officer Shawn Fritsch's meals (Wausau Police Officer assisting with K9 selection in Indiana.)
  4. Request for out of state travel – Fire Department (FDIC training in Indianapolis).
- Actions of the Parks Commission meeting April 4, 2018.
  3. Land transfer adjacent to PJ Jacobs to Stevens Point School District.
- Actions of the Transportation Commission meeting of April 9, 2018.
  2. Approval of the March 2018 financial/claims report.
- Actions of the Plan Commission meeting of April 2, 2018.
  4. Site Plan Review - Planned Development District - 525 Fourth Avenue (Parcel ID 281240830402401).
  6. Site Plan Review - Planned Development District - 111 Division Street North (Parcel ID 281240829140017 & 281240829140018).
  9. Site Plan Review - Planned Industrial Development - Unaddressed parcel near the northeast intersection of Venture Drive and County Highway HH (Parcel ID 281230801340001).
  13. Transfer of land, approximately 0.23 acres, on the southwest side of 2442 Sims Avenue (Parcel ID 281240833200105) from the City of Stevens Point to the Stevens Point Area School District at 2400 Main Street (Parcel ID 281240833200104).
  17. Discussion on detachment of Portage County property (2.76 acres) from the City of Stevens Point to the Town of Hull, north of Canadian National railroad and west of Brilowski Road (Parcel ID 281230802100018), for the purpose of distributing property to adjacent landowners.
  18. Request from Northern Construction Inc. for an access easement on the Jefferson Street right-of-way, northwest of the intersection of Schiller Drive and Jefferson Street.
  19. Community Development department monthly report for March 2018.
- Minutes and actions of the Board of Public Works meeting of April 9, 2018.
  6. To approve the contract for Design Consultant Services (TAP Grant) from Short, Elliott, Hendrickson, Inc. in an amount not to exceed \$54,125.53.
  7. To approve the consultant services agreement from AECOM for contract administration regarding the roundabout construction in an amount not to exceed \$162,468.13.
- Minutes and actions of the Public Protection Committee meeting of April 9, 2018.
  2. Request to Hold an Event/Street Closings.
  3. License List.
- Minutes taken at the Special Public Protection Committee meeting of March 19, 2018.
  1. License List.
  2. Request to Hold an Event/Street Closings.
- Minutes and actions taken at the Finance Committee meeting of April 9, 2018.
  2. Transfer of the Arts Endowment investments from the Room Tax Fund (Fund 202) to the Arts Center Fund (Fund 251).
  3. Timing of health savings account contributions related to the wellness incentive for City employees.
  5. Contract with First Weber Realtors (Ward Wolff) for the listing and sale of 3049 Church Street.
  6. Authorization to apply for a Community Development Investment Grant.

10. **Authorization to apply for a Wisconsin DNR Stewardship Grant for the establishment of a bicycle and pedestrian trail.**

11. **Approval of Claims Paid.**

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

Jeff Rice, 117 Edgewood Road N, Custer WI, representing Origin Family Homebuilders, said he and his company are excited to do some infill and feels it is a positive for the neighborhood and he does not see any downside.

Ald. Johnson **moved**, Ald. Slowinski seconded, to approve the consent agenda as presented.

Dir. Ostrowski said at the last Plan Commission meeting they looked at detaching a piece of land to the Town of Hull in order to align with other properties in the Township. He said Ald. Jennings asked about a potential bike trail and the City is looking at the land to see if it is an option.

Call for the Vote:      Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson,  
Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**7. Resolution - Acquiring or developing lands for public outdoor recreation.**

Dir. Schrader said this is a grant through the Stewardship Program for acquisition of the rail property. He said he the grant is for funding up to 50% of the cost of the property within the City.

Ald. Slowinski **moved**, Ald. Morrow seconded, to approve acquiring or developing lands for public outdoor recreation.

Call for the Vote:      Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone,  
Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**8. Resolution - Outdoor recreation grant application.**

Ald. Oberstadt **moved**, Ald. Kneebone seconded, to approve of the resolution for an outdoor recreation grant application.

Call for the Vote:      Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson,  
Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**9. Public Hearing - Amend the City of Stevens Point Comprehensive Plan future land use map (Map 8.3) for the purposes of amending the future land use designation from institutional/government to residential at 525 Fourth Avenue (Parcel ID 281240830402401).**

Mayor Wiza declared the public hearing open.

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

**10. Ordinance Amendment – Amend the City of Stevens Point Comprehensive Plan future land use map (Map 8.3) for the purposes of amending the future land use designation from institutional/government to residential at 525 Fourth Avenue (Parcel ID 281240830402401).**

Ald. Jennings **moved**, Ald. Shorr seconded, to approve the ordinance amendment on the Comprehensive Plan Future Land Use Map, (Map 8.3) for the purposes of amending the future land use designation from institutional/government to residential at 525 Fourth Avenue.

Call for the Vote:      Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**11. Ordinance Amendment – Zoning – Rezone 525 Fourth Avenue (Parcel ID 281240830402401) from "R-3" Single and Two-Family Residence District to "PD" Planned Development District and site plan review.**

Ald. Phillips **moved**, Ald. Morrow seconded, to approve the ordinance amendment regarding zoning to rezone 525 Fourth Avenue from "R-3" Single and Two-Family Residence District to "PD" Planned Development District and site plan review.

Ald. Dugan said she has some reservations because of the proposed density and because of neighborhood complaints. She read from the Planned Development District requirements and gave her thoughts on where this plan deviates from the requirements which are: higher quality development, the proposed PD is not consistent with the plans and uses of the context neighborhood, and the proposed PD will reinforce the existing character of the neighborhood. She suggested cutting the number of buildings down by one building to allow for more green space.

Ald. Oberstadt said even though she is a big advocate for green space, she knows a lot of people looking for zero lot line homes and believes they will sell well. She said she believes this development will be an asset to that neighborhood.

Ald. Jennings said the variation in different styles is what makes structures interesting and she advised going against the cookie cutter home designs. She said she supports density and believes it is a good use of space.

Ald. Morrow said he agrees with Ald. Oberstadt and Ald. Jennings and believes this will be a great asset. He said a huge upside with this development is that the houses will be bought and not rented.

Ald. Oberstadt thanked the developer for coming to so many meetings and listening to her neighbors and incorporating their recommendations and suggestions.

Ald. Dugan asked if the developer could give a nod to the architecture around the neighborhood and incorporate gables or two story buildings.

Ald. Phillips said he typically sides with the Alder of that district because he would hope they would do the same if he had a similar situation in his district.

Call for the Vote:      Ayes: Morrow, Phillips, Kneebone, Slowinski, Johnson, Oberstadt, Shorr, Jennings.



**14. Resolution – Conditional Use Permit – Construct apartments at 111 Division Street North (Parcel ID 281240829140017 & 281240829140018).**

Ald. Morrow **moved**, Ald. Johnson seconded, to approve the resolution for a conditional use permit to construct apartments at 111 Division Street.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**15. Resolution – Conditional Use Permit – Operate a manufacturing, bottling, and distribution of alcoholic beverages (brewery) use at an unaddressed parcel near the northeast intersection of Venture Drive and County Highway HH (Parcel ID 281230801340001).**

Ald. Oberstadt **moved**, Ald. Phillips seconded, to approve the conditional use permit resolution to operate a manufacturing, bottling, and distribution of alcoholic beverages, also known as a brewery at an unaddressed parcel near the northeast intersection of Venture Drive and County Highway HH.

Call for the Vote: Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson, Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**16. Ordinance Amendment – Zoning – Rezone 2220 Minnesota Avenue (Parcel ID 281240833302226 & 281240833302227) from "M-2" Heavy Industrial District to "M-1" Light Industrial District.**

Ald. Johnson **moved**, Ald. Kneebone seconded, to approve the ordinance amending the zoning at 2220 Minnesota Avenue and the adjacent parcel.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**17. Resolution – Conditional Use Permit – Utilize reduced street yard setbacks to construct mini-warehousing at 2220 Minnesota Avenue (Parcel ID 281240833302226 & 281240833302227).**

Ald. Johnson **moved**, Ald. Oberstadt seconded, to approve the conditional use permit.

Call for the Vote: Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson, Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**18. Resolution – Conditional Use Permit – Utilize the Traditional Neighborhood Development Overlay District standards for reduced setbacks to allow a home to be constructed at 101 Georgia Street (Parcel ID 281240830400103).**

Ald. Oberstadt **moved**, Ald. Dugan seconded, to approve the conditional use permit to utilize the Traditional Neighborhood Development Overlay District standards for reduced setbacks to allow a home to be constructed at 101 Georgia Street.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**19. Sale of approximately three acres of City-owned land within the East Park Commerce Center at an unaddressed parcel (a portion of Parcel ID 281230801210004) on E.M. Copps Drive, east of Week Street.**

Ald. Morrow **moved**, Ald. Kneebone seconded, to approve the sale of approximately three acres of City-owned land within the East Park Commerce Center at an unaddressed parcel on E.M. Copps Drive, east of Week Street.

Call for the Vote: Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson, Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**20. City of Stevens Point purchase of approximately three acres of land from Lands' End Inc. encompassing the eastern 100 feet of the parcel addressed 5700 Lands' End Way (Parcel ID 281230801230001).**

Dir. Ostrowski said at the last Finance meeting and Plan Commission meeting there was not a signed option from Land's End. He said, assuming this is approved, the City will move forward with the terms stated previously.

Ald. Shorr **moved**, Ald. Kneebone seconded, to approve the request from the City of Stevens Point to purchase approximately three acres of land from Land's End Inc. encompassing the eastern 100 feet of the parcel addressed 5700 Lands' End Way.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**21. City of Stevens Point purchase of abandoned railroad right-of-way (approx. 1.66 miles) from Canadian National, spanning from the Village of Whiting to the City of Stevens Point.**

Trevor Roark, 601 Washington Avenue, President of the Bicycle and Pedestrian Advisory Committee, said the Committee supports this purchase.

Ald. Jennings **moved**, Ald. Shorr seconded, to approve the request from the City of Stevens Point to purchase abandoned railroad right-of-way approximately 1.66 miles from Canadian National spanning from the Village of Whiting to the City of Stevens Point, also known as Rails to Trails.

Call for the Vote: Ayes: Morrow, Dugan, Kneebone, Slowinski, Johnson, Oberstadt, Shorr, Jennings.  
Nays: Phillips. Motion adopted.

**22. Resolution – Certified Survey Map Approval and Acceptance of Land Dedication for Right-of-Way Purposes (O'so Brewing).**

Ald. Phillips **moved**, Ald. Slowinski seconded, to approve the resolution for a certified survey map approval and acceptance of land dedication for right-of-way purposes.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**23. Ordinance Amendment – Officials, Boards, Employees – Creation of Section 3.55, Bicycle-Pedestrian Street Safety Commission.**

Trevor Roark, 601 Washington Avenue, thanked Mayor Wiza for creating the Bicycle and Pedestrian Committee, Ald. Jennings for creating this ordinance, Associate Planner Kyle Kearns for drafting the memo, and Dir. Ostrowski for his support. He said the ordinance will create a more accountable, transparent, and effective Bicycle Pedestrian Committee.

Ald. Shorr **moved**, Ald. Jennings seconded, to approve the ordinance amendment regarding officials, boards, and employees the creation of Section 3.55, Bicycle-Pedestrian Street Safety Commission.

Ald. Jennings said this ordinance is an effort in accountability and responsible government. She said it ensures a process everyone is aware of as well as transparency.

Ald. Oberstadt read a letter she received speaking in favor of the creation of the Bicycle and Pedestrian Street Safety Commission.

Ald. Johnson read a letter from Ald. McComb in favor of the creation of the Bicycle and Pedestrian Street Safety Commission.

Ald. Johnson said on the Stevens Point website there is a section as to why someone would want to move to Stevens Point and one reason is a bicycle friendly community. She also read a quote from Andy Clark, President of the League of American Bicyclists supporting the adoption of the Ordinance Amendment.

Ald. Phillips asked why this is under the supervision of the Inspection/Community Development Office. He said he thought it should be under the Streets or Board of Public Works Departments.

Ald. Jennings said the Commission is a bridge between the two departments as well as the Police Department.

Attorney Beveridge said Associate Planner Kyle Kearns is in the Community Development Office and is acting as a staff liaison for the existing commission.

Ald. Shorr said this is about livability and walkability. He said there is research that says there are connections between higher economic growth and development and walkability.

Ald. Kneebone said one thing that is not mentioned is safe routes to school. She said there is a school in her neighborhood and in order to put in a bicycle path there would need to be major road reconstruction. Ald. Kneebone said a Bicycle and Pedestrian Committee can incorporate in planning.

Mayor Wiza said he created the Bicycle and Pedestrian Advisory Committee to get different perspectives. He said he values their opinions and recommendations even if the answer is “no”. He said he has met with past and current members of BPAC, and Kyle Kearns in regards to issues. Mayor Wiza said the concerns brought fourth were: authority of the group, directors not attending meetings, meetings not being recorded, not being involved early enough in projects, and not being taken seriously. He said this will not help enhance the green tier status, and this current committee already follows Robert’s Rules of Order and it is open to the public. He said the ordinance will not address the concerns listed above.

Call for the Vote: Ayes: Morrow, Phillips, Dugan, Kneebone, Johnson, Oberstadt, Shorr, Jennings.  
Nays: Slowinski. Motion adopted.

**24. Ordinance Amendment – Municipal Court – Removal of the requirement for a surety bond from the Municipal Court Judge (Section 33.03(e) of the RMC).**

Mayor Wiza asked Attorney Beveridge to explain surety bonds.

Attorney Beveridge said a surety bond makes someone whole if they are wronged by a wrongful act of a public official or other person. He said the statue changed so the bonds can be rolled into an insurance policy.

Ald. Phillips **moved**, Ald. Oberstadt seconded, to approve the ordinance amendment for the Municipal Court for the removal of the requirement for a surety bond from the Municipal Court Judge Section 33.03(e) of the RMC.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**25. Settlement Agreement with 5001 Joerns Drive, LLC.**

Attorney Beveridge said this is a settlement for an unfair tax assessment claim that was dropped by the former owner of the former Joerns building. He said he, the Comptroller, and Assessor discussed this and feel it is an appropriate settlement.

Ald. Johnson **moved**, Ald. Kneebone seconded, to approve the settlement agreement.

Call for the Vote: Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson, Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**26. To award the Street Seal Coating Project #18-04 to Fahrner Asphalt Sealers, LLC out of Plover, WI in the amount not to exceed \$320,560.20.**

Ald. Kneebone **moved** Ald. Oberstadt seconded, to award the street seal coating project #18-04 to Fahrner Asphalt.

Call for the Vote: Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone, Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**27. Ordinance Amendment – Traffic – Parking Limits, No Parking Restrictions on EM Cops Drive and Hoover Road, No Parking here to corner on Sixth Avenue (Section 9.05, 9.05(g) 9.12(q), and 9.05(j) of the RMC).**

Ald. Slowinski **moved**, Ald. Morrow seconded, to approve the ordinance amendment regarding traffic and parking limits, no parking restrictions on EM Cops Drive and Hoover Road, no parking here to corner on Sixth Avenue Section 9.05, 9.05(g), 9.12(q), and 9.05(j) of the RMC.

Call for the Vote:      Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson,  
Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**28. Revised Relocation Order – Division Street and North Point Drive Roundabout Project.**

Dir. Beduhn said this and the next agenda item are revisions as the Surveyor found mainly typographical errors.

Ald. Morrow **moved**, Ald. Oberstadt seconded, to approve the revised relocation order.

Call for the Vote:      Ayes: Jennings, Shorr, Oberstadt, Johnson, Slowinski, Kneebone,  
Dugan, Phillips, Morrow.  
Nays: None. Motion adopted.

**29. Revised Right-of-Way Plat – Division Street and North Point Drive Roundabout Project.**

Ald. Morrow **moved**, Ald. Shorr seconded, to approve the revised right-of-way plat for the Division Street and North Point Drive roundabout project.

Call for the Vote:      Ayes: Morrow, Phillips, Dugan, Kneebone, Slowinski, Johnson,  
Oberstadt, Shorr, Jennings.  
Nays: None. Motion adopted.

**30. Review of action to hire Bray Architects to study potential relocation of Engineering Department to the Streets Garage.**

Mayor Wiza said this is on the agenda because the Council voted to spend approximately \$7,500 to explore the possibility of moving the Engineering Department to the Streets garage in conjunction with the development of the new City Hall. He said the Council also upheld the Parks Commission action not to move the Engineering Department to the Streets Department.

Ald. Slowinski said initially he voted to support to do the study but has since changed his mind. He said at some point the Council needs to decide what they are going to do with the Streets garage. Ald. Slowinski said he fears putting Engineering in the Streets Department as it will lock them in there for the long term.

Ald. Oberstadt said she agreed with Ald. Slowinski. She said the Parks Board was unanimous in saying they do not want to do the study for the re-location of the Engineering Department to the Streets garage.

Mayor Wiza said he spoke with Dir. Beduhn and was told that the study was already underway; however, it would not seem unreasonable to tell them to stop the study and try to get most, if not all, of the \$7,500 back.

Ald. Johnson questioned if the current place for the Streets Department is the best place for it long term. She said she agrees with Ald. Slowinski and supports and respects the Park Commission's recommendation.

Ald. Dugan said she is supportive of starting a plan to get the Streets Garage moved.

Ald. Morrow said one of his concerns is the costs associated with moving the Streets Department.

Mayor Wiza said he does not like the idea of having the Street's Department in or near the park or river. He said a lot of maintenance has been done on the buildings and it does not seem like anything is moving anytime soon. Mayor Wiza said there is no money to build a new Streets Department and Council needs to be careful with how close they are to the borrowing limit. He said this is being brought forth because the Public Works Director asked to be closer to the people he supervises and to make his job more convenient. Mayor Wiza said if the Engineering Department does move to the Streets garage, it does not mean Council is locked into having the Streets garage there for the next 20 years.

Ald. Jennings said the discussion seems really inappropriate because the agenda item is not whether or not the Streets Department should be moved.

Ald. Dugan said she would like to hear what the Parks, Public Works, and Finance Directors have to say regarding this issue.

Ald. Jennings raised a point of order, saying the discussion has to stick with the agenda item and asked Attorney Beveridge if this was appropriate.

Attorney Beveridge said this is related to the broader, long term topic as the Council is looking at relocating facilities and making further investments on that site.

Dir. Schrader said in the past the City added onto the facility but never relocated because the cost always came up. He said he would object to adding on more facilities to that area because then it becomes another reason why Streets cannot be moved.

Dir. Bedhun said he thought he would try to improve inefficiencies within the departments. He thought the \$7,500 would be well spent to look at the options and see what they were. Dir. Bedhun said if Engineering does move over, it does not mean the Department would be there forever.

C/T Ladick said the City's debt is growing in 2018 and expects it to peak in 2019 and then start to decrease. He said it is dependent upon TIF District projects. C/T Ladick said there are a lot of large capital projects going on in the next couple of years including the new City Hall and the Willett Ice Arena renovations.

Ald. Johnson said C/T Ladick built a sustainable Capital Plan. She said if it is Council's goal to move Streets to a more appropriate setting, Council should build a plan for that. Ald. Johnson

