

**CITY OF STEVENS POINT
REGULAR COUNCIL MEETING**

Council Chambers
County-City Building
1516 Church St.

May 21, 2018
7:00 P.M.

Mayor Mike Wiza, Presiding

PRESENT: Ald. Jennings, Nebel, Johnson, Slowinski, Kneebone, Dugan, McComb, Phillips, Morrow.

EXCUSED: Ald. Shorr, Oberstadt.

OTHERS

PRESENT: Clerk Moe, Attorney Beveridge, C/T Ladick, Chief Finn, Asst. Chief Zenner, Dir. Ostrowski, Dir. Lemke, Dir. Beduhn, Dir. Schrader, Asst. Pazdernik, Joe Bachman – Stevens Point City Times, Alan Hovorka – Stevens Point Journal.

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

Mayor Wiza congratulated Ald. Oberstadt on graduating and obtaining her Master's Degree. He said the Governor's Office declared the week of May 20th Public Works Week and thanked Dir. Beduhn and his team for all their hard work.

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. Jennings invited everyone to the Cycling Without Age Stevens Point Ribbon Cutting Ceremony on May 30th at noon at the Aging and Disability Resource Center (ADRC) located at 1519 Water Street. She said if anyone is interested in becoming a Cycling Without Age Pilot or wants a ride to contact her at cwa.stevenspoint@gmail.com.

Ald. Dugan thanked the Mayor, Council, and all those who attended the Special Common Council Meeting last week. She said she received emails from constituents who said it was well organized.

Mayor Wiza said on June 7th the City of Stevens Point will be turning 160 years old. He said after the music festival there will be a display and celebration.

5. Presentation by Senior Poppy Princess Gabriella Raczek.

Gabriella Raczek said she is the 2018 Poppy Princess as well as the Junior President for the Department of Wisconsin American Legion Auxiliary. She said the Poppy Program raises funds to support the veterans, active military and their families. She said the project this year is to raise money for the Patriot K-9 partners, which is dedicated to helping veterans train their own service dogs. Ms. Raczek said she is also a part of distributing poppies which are assembled by veterans in Milwaukee. She read the poem, "In Flanders Field", by John McCrae.

Mayor Wiza said in honor of this event he is declaring May 26th, American Legion Auxiliary Poppy Day in the City of Stevens Point and urged the citizens to wear their red poppies on that day.

6. Presentation by Kelley Adlington and Chelsea Huckbody on a Volunteer Compost Program in the City.

Chelsea Huckbody said since the last presentation in August, the group changed the direction of their program and is now doing a curbside collection program.

Kelly Adlington, representing Rising Sand Organics, said the curbside collection program will start in about three weeks. She said each participant will receive a five gallon bucket with a screw lid which can be picked up weekly or bi-weekly and will be replaced with a new bucket. Ms. Adlington said the rates start as low as \$11.50 per month. She said there will be a free drop off location that is still being determined. Ms. Adlington said they are looking for volunteers for this project and can be reached through Facebook or at risingsand.com. Ms. Adlington said all compostable food waste can go in the bucket including meat and dairy.

Mayor Wiza said the program will save the City money because we pay per ton for putting garbage in a landfill. He said he talked with C/T Ladick and because the City will be saving money they are going to invest \$500 into the program.

Consideration and Possible Action on the Following:

7. Consent Agenda:

- **Minutes of the Common Council meeting of April 16, and the Special Common Council meetings of April 5, April 17, and May 7, 2018.**
- **Actions of the Police and Fire Commission meeting of April 10, 2018.**
 1. Confirmation of bills.
- **Actions of the Parks Commission meeting May 2, 2018.**
 3. Final Design of Phase 2 expansion to Skateboard Park.
 4. Election of Officers.
- **Actions of the Transportation Commission meeting of May 14, 2018.**
 2. Approval of the April 2018 financial/claims report.
- **Actions of the Plan Commission meeting of May 7, 2018.**
 8. Request from Keller Inc. for site plan review in the Planned Industrial Development District (East Park Commerce Center) to construct an industrial

- building at an unaddressed parcel (a portion of Parcel ID 281230801210004) on E.M. Copps Drive, east of Week Street.
 - 9. Request from the University of Wisconsin Stevens Point for site plan review to construct above ground fuel oil storage tanks at 1848 Maria Drive (Parcel ID 281240829140001).
 - 10. Request from Altmann Construction Company, Inc. for site plan review in the Planned Industrial Development district (East Park Commerce Center) to construct a gymnastics building at an unaddressed parcel (a portion of Parcel ID 281230801210004) on E.M. Copps Drive, east of Week Street.
- **Actions of the Special Plan Commission Meeting of May 14, 2018.**
 - 2. Request from the Stevens Point Public Utilities Department for site plan review of improvements, including modifications to existing buildings and the installation of new equipment at 301 Bliss Avenue / Mason Street (Parcel ID 281230805200016).
- **Actions of the Board of Water and Sewerage Commissioners of May 14, 2018.**
 - 2. Approval of Department claims.
 - 6. Allowing the Park Ridge property north of 4 Park Ridge Dr. (Airport Bar), to connect to municipal water.
 - 7. Purchase of 5 dehumidifier units.
 - 8. Inspection services for the Water St. tower.
 - 11. Purchase of mixing pump replacement parts.
 - 12. Purchase of 3 new sludge storage mixers.
- **Actions of the Special Board of Water and Sewerage Commissioners of May 16, 2018.**
 - 1. Awarding the City of Stevens Point Wastewater Treatment Plant Digestion, Dewatering and Drying Improvements Project #18-07. Bid tabulations will be presented at the meeting.
- **Actions of the Airport Commission meeting of May 14, 2018.**
 - 2. Department claims.
- **Minutes and actions of the Personnel Committee meeting of May 14, 2018.**
 - 2. Request to promote employee at the Central Transportation (Transit) Division, per City Administrative Policy 2.06.
 - 3. Amendment to Administrative Policy 2.04 – Authorization for new Positions.
- **Minutes of the Special Personnel Committee meeting of April 17, 2018.**
 - 1. Election of Committee Chair.
 - 2. Election of Committee Vice-Chair.
- **Minutes and actions of the Board of Public Works meeting of May 14, 2018.**
 - 2. To purchase a 2019 Ford F-550 from Scaffidi Motors, Inc. to be used as an alley plow truck for the Streets Department in the amount not to exceed \$67,500.00.
- **Minutes of the Special Board of Public Works meeting of May 1, 2018.**
 - 1. To select a Chairperson for the Board of Public Works.
 - 2. To select a Vice-Chairperson for the Board of Public Works.
- **Minutes and actions of the Public Protection Committee meeting of May 14, 2018.**
 - 2. License List.
 - 3. Request to Hold an Event/Street Closings.
- **Minutes of the Special Public Protection Committee meeting of April 17, 2018.**
 - 1. Election of Committee Chair.
 - 2. Election of Committee Vice-Chair.
- **Minutes and actions taken at the Finance Committee meeting of May 14, 2018.**

Ald. Jennings elaborated on the qualifications of those who applied for the Bicycle-Pedestrian Street Safety Commission. She said she did not write the ordinance to unseat anyone who served when the ordinance was adopted and said there is overlap between the members for their qualifications. Ald. Jennings proposed a list including everyone who was on BPAC and asked Mayor to appoint those members.

Ald. McComb said Bill Fehrenbach had training experience and thought he would have been the best fit for the training position.

Ald. Johnson asked if the Council could recommend someone for the open positions.

Mayor Wiza replied the Council could; however, the authority lies within the Mayor's office for those positions.

Ald. Jennings asked the City Attorney if he could clarify if the individuals are not qualified or if the wording of the ordinance needs to be changed.

Attorney Beveridge said on Friday he talked with the Mayor and thought the ordinance stated that the individuals had to have the qualifications as stated. He said he reviewed the ordinance again and now believes there is some flexibility built into it.

Ald. Johnson said the verbiage to the extent practicable is used to allow for flexibility within the ordinance.

Mayor Wiza said he sees this differently. He said he had a hard time making qualified people fit the verbiage in the ordinance. Mayor Wiza said he sought second opinions from others in regards to the verbiage of the ordinance and appointments. He recommended changing the verbiage so the ordinance can be more workable. Mayor Wiza requests the Council approve the appointments and the wording can be changed and approved next month. He said when the Bicycle-Pedestrian Street Safety Commission was created, BPAC did not serve a purpose and was dismantled. Mayor Wiza said due to BPAC being dismantled, the City has already missed out on one grant opportunity.

Ald. Phillips **moved**, Ald. Slowinski seconded, to approve the Mayoral Appointments for the Bicycle-Pedestrian Street Safety Commission.

Call for the Vote: Ayes: Slowinski, Phillips, Morrow.
 Nays: Jennings, Nebel, Johnson, Kneebone, Dugan,
 McComb. Motion fails.

Per request of the applicant, and with no objections from Council, Agenda Item 22 was discussed next.

22. Authorization for the Mayor to execute an agreement assigning the Developer's Agreement with Service Cold Storage, LLC to Lineage Logistics, LLC or an affiliated entity.

Nays: None. Motion adopted.

10. Resolution – Conditional Use Permit – Operate a small-scale alcohol production facility (brewery) at 200 Division Street.

Ald. Morrow **moved**, Ald. Jennings seconded, to approve the resolution for a conditional use permit to operate a small-scale alcohol production facility or a brewery at 200 Division Street.

Dir. Ostrowski said the Plan Commission had three recommendations that he suggests be included in the resolution, which are: all improvements shall obtain pertinent building permits prior to construction; patio area events or activities shall end by 11:00 p.m.; and minor changes may be approved by staff.

Ald. Morrow **moved**, Ald. Nebel seconded, to amend the motion to the conditions stated by the director.

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

Ald. Morrow **moved**, Ald. Jennings seconded, to approve the resolution for a Conditional Use Permit to operate a small-scale alcohol production facility or a brewery at 200 Division Street as amended.

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

11. Resolution – Conditional Use Permit – Utilize the reduced setbacks for a School Use to construct a parking lot at 2201 Rice Street.

Joe Klopotic, 2209 Rice Street, asked for an amendment to the resolution to remove the snow from the site when practical so it does not melt and create ice on his property.

Ald. Johnson **moved**, Ald. Kneebone seconded, to approve the resolution for the reduced setback, Stevens Point Area School District construction of a parking lot at 2201 Rice Street.

Ald. Morrow asked if the current resolution addresses the concern of the snow removal.

Mayor Wiza replied no.

Ald. Nebel **moved**, Ald. Dugan seconded, to amend the motion to add the condition that snow be removed from the site when practicable.

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

Ald. Phillips said this was in front of the Council a number of years ago and was turned down because it is an available lot being turned into a parking lot. He said if approved, the Council is opening this up so anyone can do this. Ald. Phillips raised the concern that if the owner decides to purchase the neighboring houses as they come available, will this go back to the original setbacks.

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

12. Ordinance Amendment –Uniform Sign Code – Amend the requirements for off-premise signs / billboards (Sections 25.03 and 25.04 of the RMC).

Ald. Nebel **moved**, Ald. McComb seconded, to approve the Ordinance amendment for uniform sign code to amend the requirements for off-premise signs / billboards (Sections 25.03 and 25.04 of the RMC).

Ald. Dugan asked Dir. Ostrowski if he could clarify the maximum amount of allowable signage.

Dir. Ostrowski said when a sign is put on a property, the property is allocated a certain number of linear footage.

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

13. Ordinance Amendment – Zoning Code – Amend the requirements for off-premise signs / billboards (Section 23.02(2)(a), 23.02(3)(a) and 23.04 of the RMC).

Ald. Nebel **moved**, Ald. Kneebone seconded, to approve the ordinance amendment zoning code, amending the requirements for off-premise signs.

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

14. The sale of approximately two acres of City-owned land within the East Park Commerce Center and right of first refusal on the remaining acreage at an unaddressed parcel (a portion of Parcel ID 281230801210004) on E.M. Copps Drive, east of Week Street.

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

Dir. Ostrowski said the right of first refusal on the adjacent property was pulled.

Ald. Morrow asked why it was pulled.

Mayor Wiza said he could ask Dir. Ostrowski after the meeting.

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

15. Request from the Wisconsin Department of Transportation to Quit Claim property and approve a temporary utility easement for the purpose of reconstructing a portion of Business Highway 51, adjacent to 3501 Minnesota Avenue (Parcel ID 191-29-02201F).

Ald. McComb **moved**, Ald. Kneebone seconded, to approve the Quit Claim Deed and approve a temporary utility easement for the purpose of reconstruction of a portion of Business Highway 51, adjacent to 3501 Minnesota Avenue.

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

16. Resolution Introduction – Vacation of a Portion of Vincent Street.

Ald. Slowinski **moved**, Ald. Phillips seconded, to introduce the resolution vacating a portion of Vincent Street.

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

17. Jurisdictional Transfer – A segment of the I-39 interchange ramp as part of the reconstruction for the North Point Drive and Division Street Intersection roundabout project.

Tom Barten, 2367 N. Second Drive, said he is concerned with the City installing a roundabout. He asked how many crashes and fatalities have been at this location over the past year to justify putting in a roundabout. Mr. Barten said he is concerned about semi drivers and their load in a roundabout.

Mayor Wiza said he does not have the numbers in front of him but can get them for him. He said all of this information was reviewed before approving the roundabout.

Ald. Jennings **moved**, Ald. Morrow seconded, to approve the jurisdictional transfer for a segment of the I-39 ramp as part of the reconstruction for the North Point Drive and Division Street intersection roundabout project.

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

18. Possible uses for the former Emerson School site.

Mayor Wiza said the City has signed the paperwork to formally acquire the former Emerson School site but the Council has not discussed what they want to do with the site. He said Ald. Slowinski asked about the possibility of redeveloping part of the site. Mayor Wiza said he thought it was worth talking about all of their options.

Ald. Slowinski said when Council made the decision to purchase the former Emerson School site there was no discussion of what would be done with the land. He thought this would be a prime opportunity to create single-family homes, or buildable lots, so the City can re-coupe their investment.

Neil Prendergast, 1924 Plover Street, said he is opposed to Ald. Slowinski's proposal. He asked City staff to look into how much a partial Emerson Park will increase property taxes compared to a larger size Emerson Park.

Danielle Weaver, 1708 Clark Street, said she moved to Stevens Point two years ago from Chicago and loves being downtown and in walking distance of everything. Ms. Weaver said there are a lot of younger families in that area and believes it would be a great use of resources to make the space into a park.

Ginger Keymer, 1816 Lincoln Avenue, said it is a nice large area for a variety of sports that cannot be played in a small lot. Ms. Keymer said there are eight schools within a mile of the Emerson Park area with no playgrounds.

Cory Rusch, 1200 Reserve Street, said he often goes there with his friends who have young families. Mr. Rusch said he feels like a lot of people go there because it is so spread out and everyone has an area to do things.

Ann Whipp, 2016 Main Street, said she likes to take her young grandsons to this area. She said they fly kites, throw frisbees and a large styrofoam airplane.

Rick Whipp, 2016 Main Street, read a poem called "Catch" he wrote and spoke in support of keeping the park. He said he and his sons would go down to Emerson Park to play and asked Council to solidify Emerson as a park.

Darlene Spreda, 1741 Ellis Street, said her children often went down to Emerson Park to play and developed friendships that they still have today. She said District 5 is the only district without a park and asked why the City would want to take this away from the kids in Districts 3 and 5.

Michael O'Meara, 1805 Clark Street, said Emerson School was built in 1892 and in 1983 the City transferred all properties to the School District for \$1. He said in 2002 the school

was razed and the debris buried because it was found structurally unsound. Mr. O'Meara said the site has been in constant use as a park from 1892 until today.

Nicole Batzel, 2100 Ellis Street, said her lot is the smallest in the area and said Emerson in her mind has been and is a park. She said having more green space will help with mental health.

Michael Daniels, 2008 Clark Street, said he would like to see Emerson officially become a park. He said the amount of space allows numerous people to use it for a variety of activities without interfering with others. Mr. Daniels urged Council to keep this as a park.

Mayor Wiza said he worked with three different superintendents to bring this back into the City. He asked Council to make this into a park and thanked the Friends of Emerson Park for all of their hard work.

Ald. Nebel passed out a map showing how little yard space there is in District 3 and District 5. She said she appreciates this coming forward and for the work of Friends of Emerson Park. Ald. Nebel said with the land becoming a park it will encourage people to buy homes in the area rather than building new.

Ald. Nebel read a letter from Dorothy O'Connor who said she is in favor of have the former Emerson School Site be a park. She said teachers at Jefferson School use the Emerson site as a park.

Ald. Nebel read letters from Michael Bialas and Nicole Lysne who wrote in favor of using the former Emerson School site as a park.

Ald. Dugan said she is for following the Park Plan and read portions of it which pertained to the former Emerson School site.

Ald. Johnson said she appreciates the idea to find money to make things work, but does not think developing parks is the answer. She said it is going to cost a lot of money to remove the buried brick. Ald. Johnson said it was a fair ground before it became a park. She said the land was intended to serve the public.

Attorney Beveridge said he and the Community Development Director believes this needs to be referred to the Plan Commission for their recommendation.

Ald. Johnson **moved**, Ald. Nebel seconded, to refer the matter to the Plan Commission with the recommendation that this site be dedicated as park land.

Ald. McComb said she is in favor of using all of the former Emerson School site as park land. She complemented Ald. Slowinski for his creative thinking and options. She said the City needs that kind of thinking.

Ald. Phillips said the City has an opportunity to pay for the park rather than having the taxpayers pay for it. He suggested using no more than a third of the property as

residential which would pay for the park, all of the equipment and have tax money for years to come.

Ald. Slowinski said he wanted to come up with a plan to recover some of the investment. He said he is not anti-park but feels like the City is missing out.

Ald. Nebel said the yards are very small in the neighborhood. She said if the City is looking at recouping the money, to use a park in an area with large yards which has at least two parks. Ald. Nebel said if the City takes away any part of the park, they are taking away what makes that space special.

Ald. Johnson said she understands that parks have to be paid for and said the neighbors should not have to make it all work. She gave the tax dollar amounts for a home in the Emerson Park area and one for the same size lot in a suburb area. Ald. Johnson said the tax on the Emerson Park homes is higher than the one in the suburbs.

Ald. Slowinski asked for clarification on Ald. Nebel's comments about taking a park from another district to re-coup costs.

Mayor Wiza said Council needs to keep on the topic of the former Emerson School site.

Call for the Vote: Ayes: Jennings, Nebel, Johnson, Kneebone, Dugan,
McComb, Morrow.

Nays: Slowinski, Phillips. Motion adopted.

19. Ordinance Amendment – Maintenance and Occupancy – Creation of a Voluntary Rental Inspection Program (Section 21.11 of the RMC).

Ald. Johnson **moved**, Ald. Dugan seconded, to approve the ordinance amending the Revised Municipal Code of the City of Stevens Point Voluntary Residential Rental Inspection Program.

Ald. Johnson complemented Ald. Nebel for thinking of the idea and for all of the research she did.

Mayor Wiza said state law changed where power was taken from local municipalities and there are more restrictions.

Call for the Vote: Ayes: Morrow, Phillips, McComb, Dugan, Kneebone,
Slowinski, Johnson, Nebel, Jennings.

Nays: None. Motion adopted.

20. Ordinance Amendment – Peace and Offenses – Add entries to the bond schedule for Social Host, Sexting, and Prostitution violations (Section 24.27 Exhibit A of the RMC).

Ald. Phillips **moved**, Ald. Nebel seconded, to approve the ordinance amendment.

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

21. Resolution – Authorizing and Providing for the Sale and Issuance of \$1,200,000 General Obligation Promissory Notes, Series 2018A, and All Related Details.

C/T Ladick said the money is going to be used for the purchase of land and development in TIF District 9, specifically for the O'SO development.

Ald. Johnson **moved**, Ald. Morrow seconded, to approve the resolution authorizing and providing for the sale and issuance of \$1.2 million in General Obligation Promissory Notes, Series 2018A, and all related details.

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

22. Authorization for the Mayor to execute an agreement assigning the Developer's Agreement with Service Cold Storage, LLC to Lineage Logistics, LLC or an affiliated entity.

This was covered after Agenda Item 7.

23. Mortgage satisfactions for property located at 1600 East Avenue.

Mayor Wiza said due to a financial settlement the City is asked to settle for less and needs the Council's approval.

Ald. Johnson **moved**, Ald. Kneebone seconded, to approve the mortgage satisfactions for property located at 1600 East Avenue.

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

24. Adjournment.

Adjourned at 8:52 p.m.