

REGULAR COUNCIL MEETING

**Council Chambers
County-City Building**

**February 21, 2011
7:00 P.M.**

Mayor Andrew J. Halverson, presiding

Roll Call: Present: Ald. Mallison, 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; Police Chief Ruder, Fire Chief Zinda, Assessor Siebers, Personnel Manager Jakusz, 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 thanked the voters who participated in this last referendum so the City is able to move forward with the downtown project. He said there is a lot of work that will be going on in the next few months.

Mayor Halverson said the State is in a tough financial predicament. He said the City of Stevens Point will also feel the effects of this in terms of shared revenue reduction. The Mayor feels the employees paying their share of WRS contribution is appropriate; however, he would prefer to see that increase spread over a 24 or 36 month period of time to lessen the impact. He disagrees with the complete abolishing of collective bargaining for public employees.

Mayor Halverson extended his condolences to the family of Bill Bablitch for their great loss.

3. Consideration of the minutes of the Common Council meeting on January 17, 2011.

Ald. R. Stroik **moved**, Ald. O'Meara seconded, approval of the minutes.

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.

Barb Jacob, 1616 Depot Street, Stevens Point, WI 54481:

Item #5 – Persons who wish to address Mayor and Council

Item #6 – Consideration on Bernard Coerper’s Petition for Referendum

Item #13 – Board of Public Works meeting of February 14, 2011

Jennifer Collins, 2908 McCulloch Street, Stevens Point, WI 54481:

Item #5 – Persons who wish to address Mayor and Council

Seth Hoffmeister, 219 Knutzen Hall, Stevens Point, WI 54481:

Item #5 – Persons who wish to address Mayor and Council

Bernard Coerper, 1400 W. River Drive, Stevens Point, WI 54481:

Item #6 – Consideration on Bernard Coerper’s Petition for Referendum

Ald. Slowinski, District #6:

Item #5 – Persons who wish to address Mayor and Council

Ald. Brooks, District #10:

Item #5 – Persons who wish to address Mayor and Council

Ald. Suomi, District #2:

Item #5 – Persons who wish to address Mayor and Council

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

Ald. Slowinski announced that work will begin at Iverson Park clearing the shoreline on March 26, 2011. He is looking for any volunteers.

Ald. Suomi announced she will be holding two district meetings at the Parks and Recreation Department on March 12, 2011 and April 9, 2011 from 10:00 a.m. to 12:00 p.m.

Ald. Brooks asked how the Code Red system works and what it costs.

Mayor Halverson said Code Red is an emergency notification system which is either determined by a geographic area and/or phone numbers. He said the cost is split between a variety of different users.

Chief Ruder said Code Red is set up for a geographical area for the City of Stevens Point. He said the weather alert system is a system that residents can

opt into. The Chief said some of the funding partners for Code Red are the school district, Stevens Point Police Department and the Portage County Sheriff's Department.

Ald. Trzebiatowski asked how a person can opt out of the system.

Mayor Halverson stated they cannot opt out of the Code Red system. He said they could opt out of the weather system.

Dave Schleihs, President of Police and Fire Commission, introduced and welcomed Sally McGinty as the new Director of Emergency Management.

Barb Jacob, 1616 Depot Street, is concerned that some of the handouts for meetings are not available to the public.

Jennifer Collins, 2908 McCulloch Street, is concerned with the impact of the budget repair bill. She is concerned with the future of the university system and the community. Ms. Collins stated Eau Claire prepared a resolution opposing the bill. She suggested the City of Stevens Point do the same.

Seth Hoffmeister, 219 Knutzen Hall, urged the Council to also create a resolution opposing the budget repair bill.

Ald. Wiza stated he has a copy of Eau Claire's resolution and he is working on one for the City of Stevens Point.

6. Consideration and possible action of Bernard Coerper's Petition for Referendum.

Bernie Coerper, 1400 W. River Drive, said he does not feel the February 15 vote on the referendum was legitimate or binding. He said he submitted a petition to ask that the referendum be included on the April 5 ballot. Mr. Coerper is disappointed that the City did not do as the people had asked.

Barb Jacob declined her opportunity to speak.

City Attorney Molepske said Wisconsin state statutes outline the requirements for a referendum on municipal borrowing. He noted that Mr. Coerper was soliciting signatures at the same time the City Council decided to have a referendum on this issue setting the date for February 15, 2011. He said there is nothing in the statutes that would authorize a second referendum on the bond issue after it has been passed. He said the City Clerk had the duty to present this petition to the Council. The City Attorney stated a vote was taken and there is nothing further the Council needs to do. He said the burden is on Mr. Coerper and his

associates to request, through the court, to direct the Clerk and Council to have another referendum on this issue assuming the court finds it in proper order.

O'Meara **moved**, Ald. Suomi seconded, to move to item #7 of the agenda.

Ald. Wiza would like clarification if this should be postponed until the courts decide if there is any merit.

City Attorney Molepske said the petition does not have any merit in this case. He said if the Council does not take action on this, Mr. Coerper could proceed with the court process if he wishes.

Ald. Wiza reiterated that if no action is taken this evening, it would allow Mr. Coerper to go through the proper legal channels. He asked if the top of the petition noted anything about April 5, 2011.

Clerk Moe read the statement on top of the petition.

Ald. Wiza asked if there was any mention of February 15 or April 5 on the petition.

Clerk Moe replied no.

Ald. Trzebiatowski asked if the City has been served papers.

City Attorney Molepske said the Clerk and Mayor were served on February 11, 2011 but it was not signed by a judge.

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

7. Consideration of the minutes of the Plan Commission meeting of February 7, 2011.

Ald. Moore **moved**, Ald. R. Stroik seconded, to affirm the actions and place the minutes on file.

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

8. Consideration of Resolution on the final subdivision plat for Carol's Lane Subdivision, located at the southwest quadrant of Carol's Lane and Woodward Drive.

Ald. Trzebiatowski **moved**, Ald. Slowinski seconded, to adopt the resolution.

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

9. Public Hearing – Conditional Use – for the Stevens Point Water Department to construct a well pumping station, water treatment plant and parking area at 5431 Highway 66.

The public hearing was declared open by the Mayor.

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

10. Consideration of Resolution on the above.

Ald. Molski **moved**, Ald. Moore seconded, to adopt the resolution.

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

11. Consideration of the minutes and actions taken at the Public Protection Committee meeting of February 14, 2011.

Ald. R. Stroik **moved**, Ald. Suomi seconded, approval of the minutes and actions.

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

12. Consideration of the minutes and actions taken at the Finance Committee meeting of February 14, 2011.

Ald. Moore **moved**, Ald. M. Stroik seconded, to affirm the actions and place the minutes on file.

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

13. Consideration of the minutes and actions taken at the Board of Public Works meeting of February 14, 2011.

Barb Jacob, 1616 Depot Street, is concerned with the new brine mixing station. She questioned why another building is being developed in Bukolt Park when the City decided to move the buildings out of the park.

Mayor Halverson clarified that the Council decided to build a new transit facilities adjacent to the railroad for future growth not to get buildings out of the park. He noted that the building will require a conditional use because it is in a conservancy zone.

Ald. Trzebiatowski noted the new salt shed at Bukolt Park is a permanent building.

Mayor Halverson stated the stop signs being considered are all within the city jurisdiction.

Ald. Trzebiatowski **moved**, Ald. Mallison seconded, to approve and affirm the actions of the Board of Public Works meeting of February 14, 2011 and include that all three stop signs at the intersection of Mary's, Carol's and Woodward Drive are on city property and the city will install all three stop signs.

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

14. Consideration of Resolution – Maintenance Agreement between the City of Stevens Point and the Village of Park Ridge.

Ald. O'Meara **moved**, Ald. Slowinski seconded, to adopt the resolution.

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

15. Consideration of Ordinance Amendment – Place a stop sign at the intersection of Carol's Lane, Mary's Drive and Woodward Drive – Place 4-way stop signs at Franklin and Prentice Streets – Place a 2 hour parking zone on the north side of Simonis Street from Michigan Avenue to Clayton Avenue.

Ald. Mallison **moved**, Ald. Suomi seconded, approval of the ordinance amendments.

Ald. O'Meara would like to pull the Carol's Lane and Mary's Drive intersection and divide the question.

Mayor Halverson asked if there were any objections to pull this for further consideration.

Ald. Trzebiatowski objected.

Ald. O'Meara **moved**, Ald. Brooks seconded, to divide the question and pull out the stop signs for further consideration.

The following is the vote on the motion to remove the stop signs for further consideration:

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

Ald. Trzebiatowski noted that the Town of Hull and Spectra Print are in support of placing the stop signs at this location.

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

16. Consideration of the minutes and actions taken at the Special Board of Public Works meeting of February 21, 2011.

Clerk Moe read the minutes of the Special Board of Public Works meeting of February 21, 2011.

Ald. Mallison noted that did not ask the first question as the Clerk had read.

Mayor Halverson said the tape will be reviewed.

Ald. Wiza said this is an inappropriate time to beautify the square.

Ald. Mallison **moved**, Ald. O'Meara seconded, approval of the minutes and actions.

Roll Call: Ayes: Ald. Brooks, R. Stroik, Molski, Trzebiatowski, Slowinski, M. Stroik, O'Meara, Suomi, Mallison.
Nays: Ald. Moore, Wiza.
Ayes – 9. Nays – 2. Motion carried.

17. Consideration and possible action to award Contract "A" to Maglin in the amount of \$18,760.00 including Alternate #1.

Ald. O'Meara **moved**, Ald. Brooks seconded, to award all the contracts relating to agenda items 17, 18, 19, 20 and 21 and approve them in one motion.

Ald. Brooks stated the wrong amount is stated in item #21. He said the correct amount is \$27,450 awarded to Maglin.

Roll Call: Ayes: Ald. Mallison, Suomi, O'Meara, M. Stroik, Slowinski,
Trzebiatowski, Molski, R. Stroik, Brooks.
Nays: Ald. Wiza, Moore.
Ayes – 9. Nays – 2. Motion carried.

18. Consideration and possible action to award Contract “B” to Graybar Electric in the amount of \$45,080.00.

Action on this item was included with item #17 of the agenda.

19. Consideration and possible action to award Contract “C” to Neenah Foundry in the amount of \$9,619.00.

Action on this item was included with item #17 of the agenda.

20. Consideration and possible action to award Contract “D” to The Fountain People in the amount of \$46,415.00.

Action on this item was included with item #17 of the agenda.

21. Consideration and possible action to award Contract “E” to Reliance Foundry in the amount of \$32,275.00.

Action on this item was included with item #17 of the agenda.

22. Consideration of the minutes and actions taken at the Personnel Committee meeting of February 14, 2011.

Ald. Molski **moved**, Ald. M. Stroik seconded, approval of the minutes and actions of the Personnel Committee.

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

23. Consideration of the minutes and actions taken at the Special Personnel Committee meeting of February 21, 2011.

Clerk Moe read the minutes of the Special Personnel Committee meeting of February 21, 2011.

Ald. Slowinski **moved**, Ald. Brooks seconded, approval of the minutes and actions at the Special Personnel Committee of February 21, 2011.

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

24. Ratification of the 2011-2012 Stevens Point Police Officers Organization Labor Agreement.

Ald. O'Meara **moved**, Ald. Molski seconded, to ratify the labor agreement with the Stevens Point Police Officers Organization for 2011-2012.

Chief Ruder stated the Police Officers Organization did approve the tentative agreement.

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

25. Consideration of minutes and actions taken at the Transportation Commission meeting of January 12, 2011.

Ald. M. Stroik **moved**, Ald. Wiza seconded, to affirm the actions and place the minutes on file.

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

26. Consideration of the minutes and actions taken at the Board of Water & Sewage Commissioners meeting of February 14, 2011.

Ald. Moore **moved**, Ald. Molski seconded, approval of the actions and place the minutes on file.

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

27. Consideration of the minutes and actions taken at the Police and Fire Commission meetings of January 20, and February 1, 2011.

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

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

28. Consideration of the Statutory Monthly Financial Report of the Comptroller-Treasurer.

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

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

29. Adjournment.

Adjournment at 8:07 p.m.