

CITY OF FORT ATKINSON
City Council Minutes ~ August 6, 2019

CALL MEETING TO ORDER.

Pres Kotz called the meeting to order at 7:00 pm.

ROLL CALL.

Present: Cm. Becker, Cm. Johnson, Cm. Scherer, Cm. Hartwick and Pres. Kotz. Also present: City Manager, City Attorney, City Clerk/Treasurer, City Engineer and Police Chief.

APPROVAL OF MINUTES OF JULY 16, 2019 REGULAR COUNCIL MEETING.

Cm. Hartwick moved, seconded by Cm. Johnson to approve the minutes of July 16, 2019. Motion carried.

PUBLIC HEARINGS

None.

PUBLIC COMMENT

Curtis Abendroth, 1000 N. Main Street spoke on the Ordinance regarding the speed limit on Janesville Avenue. He opposed the change to lowering the speed limit. He positioned himself near Jones Park and watched drivers and pedestrians at several different times in the vicinity of Jones Park and Jones Market. He witnessed more drivers than pedestrians.

PETITIONS, REQUESTS AND COMMUNICATIONS

a. *Notification from Bird City Wisconsin of City being designated as a Bird City.*
Dan Schneider presented the City with the Bird City notification.

Cm. Becker moved, seconded by Cm. Hartwick to accept and file the Notification from Bird City Wisconsin of City being designated as a Bird City. Motion carried.

RESOLUTIONS AND ORDINANCES

a. *Ordinance designating five parking stalls in Lot 5, west of Post Office and east of Main Street as two-hour parking from 9:00 a.m. to 5:00 p.m. weekdays.*

Manager Trebatoski stated this is the third and final reading. No comments or concerns were presented.

Cm. Hartwick moved, seconded by Cm. Johnson to approve and adopt Ordinance designating five parking stalls in Lot 5, west of Post Office and east of Main Street as two-hour parking from 9:00 am to 5:00 pm weekdays. Motion carried on a roll call vote.

b. *Ordinance restricting two-hour parking on McMillen Street from East Sherman Avenue to North Fourth Street on the east side only.*

Manager Trebatoski stated this is the third and final reading. No comments or concerns were presented.

Cm. Hartwick moved, seconded by Cm. Becker to approve and adopt Ordinance restricting two-hour parking on McMillen Street from East Sherman Avenue to North Fourth Street on the east side only. Motion carried on a roll call vote.

c. Ordinance amending speed limit on Janesville Avenue from 35 m.p.h. to 25 m.p.h. from South Fourth Street to Rockwell Avenue.

Manager Trebatoski stated this is the third reading. Engineer Selle presented the results of a speed study conducted. The highest percentage of travelers were at a speed limit between 35 and 40 mph.

Pres. Kotz shared his experience traveling at 35 mph and was passed by many vehicles in this section of street.

Selle discussed the 'Hawk' system which is a pedestrian activated light. The protection for pedestrians was good, however the issue was with drivers being confused or frustrated with the lights. The DOT does not recommend this type of light systems.

Cm. Hartwick inquired on stopping distances. At 25 mph-85 feet to stop, 35 mph-146 feet to stop and 45 mph-196 feet to stop.

Cm. Johnson brought up the public popularity and does not think the citizens would appreciate a speed decrease. He also asked about increased paint on the street to alert drivers. Selle stated they are looking into different options for various intersections that may or may not include Janesville Avenue.

Cm. Becker referenced an email he received from a resident supporting the reduction and providing more safety measures. Selle discussed different safety lighting options and the considerations made for each suggestion on Janesville Avenue. Becker supports the reduction and shared percentages of injuries between vehicles and pedestrians.

Chief Bump added the suggestion for a reduction has nothing to do with speeding, but has to do with increased safety for everyone in that area whether driving, walking, biking, etc. This change is to prevent a dangerous situation and improve safety measures.

Cm. Becker moved, seconded by Cm. Hartwick to send the ordinance to a fourth reading. Motion carried.

REPORTS OF OFFICERS, BOARDS AND COMMITTEES

a. Minutes of Plan Commission meeting held July 23, 2019.

b. Minutes of Historical Society Board meeting held June 20, 2019.

c. Minutes of Economic Development Commission meeting held July 30, 2019.

d. Minutes of Police & Fire Commission meeting held August 1, 2019.

e. Building, Plumbing and Electrical Permit Report for July, 2019.

Cm. Scherer moved, seconded by Cm. Becker to accept and file the Reports of Officers, Boards and Committees. Motion carried.

UNFINISHED BUSINESS

a. 2019 call data update on adult care facilities.

Chief Bump shared the call history/volume from January 1st to June 30th 2019. Call volume appears to be steady or increasing and confirms that the best run facility will still require a base level of emergency services for their population. There are facilities that are not interested in working with the City or FACC in reducing calls or adopting best practices.

Cm. Becker moved, seconded by Cm. Scherer to accept and file the 2019 call data update on adult care facilities. Motion carried.

b. Recommendation from Economic Development Commission to approve Listing Contract for the Klement Business Park.

Manager Trebatoski reviewed the recommendation from the Economic Development Commission. Mike Herl, agent with Madison Commercial, has success with filling the Creamery Building and would be a good fit to have in locating new and expanding businesses into the business park. The negotiated contract was provided to Commissioner members for review. This is a one-year contract. Commission is 6% of the sale price. An additional commission of 3% would apply to a cooperating firm.

Cm. Hartwick moved, seconded by Cm. Johnson to approve the one-year exclusive listing contract for the Klement Business Park with Madison Commercial Real Estate. Motion carried.

c. Review and approve purchase of one acre of land from School District for Haumerson's Pond parking area.

Engineer Selle discussed the land owned by the School District adjacent to the Haumerson's Pond and land owned by the City. The final design of the parking lot proposes placing the new asphalt pavement parking, turn around and ADA area to the south of the existing warming house, a portion of which is located on what is now School District lands. District officials have expressed an interest and would entertain an offer to purchase a portion of land south of the current city owned land. The area needed to complete the proposed parking would be one acre in size and would be purchased by the City for the sum of \$1.00.

Cm. Hartwick moved, seconded by Cm. Johnson to prepare an Offer to Purchase the one acre of land, as shown in the exhibits presented in the amount of one dollar (\$1.00) and including the same provisions as the previous land purchase at the Haumerson Pond site. Motion carried on a roll call vote.

d. Recommendation from Plan Commission to approve updated site plan for Haumerson's Pond.

Engineer Selle shared the updated site plan for the parking lot. Planning Commission reviewed and recommended approval with the contingencies as followed:

1. Remove issues with vehicle lights shining on houses on Zida Street.
2. Allow for a parking at grade with the warming house and closer handicap access.
3. Allow the existing drive at the end of Fourth Street to be closed and converted to grass.

Cm. Hartwick moved, seconded by Cm. Becker to approve the site plan contingent upon City Council and School District approval of the land transfer. Motion carried on a roll call vote.

e. Recommendation from Plan Commission to approve Certified Survey Map creating three lots on Buena Vista Road (Extra-Territorial).

Engineer Selle presented the recommendation from Planning Commission without concerns.

Cm. Becker moved, seconded by Cm. Hartwick to approve the Certified Survey Map creating three lots on Buena Vista Road (extra-territorial). Motion carried.

NEW BUSINESS

a. Request to designate dates for Trick or Treat and Trunk or Treat.

Chief Bump presented the option for two dates to celebrate the holiday.

Cm. Becker moved, seconded by Cm. Hartwick to designate Sunday, October 27th as Trick or Treat from 1:00 pm to 4:00 pm and Thursday, October 31st from 6:00 pm to 8:00 pm as Trunk or Treat. Motion carried.

b. Annual report on Identity Theft Prevention Program.

Clerk Ebbert reviewed the annual report. No concerns have been presented by Staff or Management.

Cm. Scherer moved, seconded by Cm. Johnson to approve, accept and file the Annual Report on Identity Theft Prevention Program. Motion carried.

MISCELLANEOUS

a. Set dates for Capital Improvement Program (C.I.P.) and Budget Workshops and Public Hearing.

Meeting dates set as presented.

b. Agent change for license for Pizza Hut, 1550 Madison Avenue.

Clerk Ebbert presented the agent change. A successful background was performed.

Cm. Becker moved, seconded by Cm. Johnson to approve the Agent change for license for Pizza Hut, 1550 Madison Avenue. Motion carried.

c. Granting operator license.

Cm. Hartwick moved, seconded by Cm. Becker to approve the granting of operator licenses. Motion carried.

d. City, Sewer, Water and Stormwater Utility Financial Statements as of June 30, 2019.

Cm. Hartwick moved, seconded by Cm. Scherer to approve, accept and file the City, Sewer, Water and Stormwater Utility Financials as of June 30, 2019. Motion carried.

e. Move into closed session after Council meeting pursuant to Section 19.85(1)(g), Wisconsin Statutes, to confer with legal counsel with respect to litigation the City may become involved.

Cm. Becker moved, seconded by Cm. Scherer to move into closed session after Council meeting pursuant to Section 19.85(1)(g), Wisconsin Statutes, to confer with legal counsel with respect to litigation the City may become involved. Motion carried by a unanimous roll call vote.

The council will not be returning to open session.

CLAIMS, APPROPRIATIONS AND CONTRACT PAYMENTS

a. Verified claims.

Cm. Becker moved, seconded by Cm. Hartwick to approve the list of verified claims submitted by the Director of Finance and authorize payment. Motion carried on a roll call vote.

ADJOURNMENT

Cm. Hartwick moved, seconded by Pres Kotz to adjourn. Meeting adjourned at 8:27 pm.

Michelle Ebbert, City Clerk/Treasurer

APPROVED:

PRESIDENT OF THE COUNCIL