

CITY OF FORT ATKINSON
City Council Minutes ~ November 21, 2017

CALL MEETING TO ORDER.

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

ROLL CALL.

Present: Cm. Kotz, Cwmn. Gehred, Cm. Lescohier, Cm. Hartwick and Pres Becker. Also present: City Manager, City Attorney, City Clerk/Treasurer and City Engineer.

APPROVAL OF MINUTES OF NOVEMBER 7, 2017 REGULAR COUNCIL MEETING.

Cm. Hartwick moved, seconded by Cwmn. Gehred to approve the minutes of November 7, 2017 regular Council meeting. Motion carried.

PUBLIC HEARINGS

a. Public hearing on 2018 budget.

After three calls and no comments, Pres. Becker closed the public hearing.

Adoption of 2018 City, Sewer, Water and Stormwater budgets.

Cm. Lescohier moved, seconded by Cm. Hartwick to adopt the 2018 City, Sewer, Water and Stormwater budgets. Motion carried on a unanimous roll call vote.

Approve Resolution confirming levy for City purposes.

Cm. Hartwick moved, seconded by Cm. Lescohier to approve Resolution confirming levy for City purposes. Motion carried on a unanimous roll call vote.

Approve Resolution confirming total levy to be collected and approving overall gross tax rate.

Cwmn. Gehred moved, seconded by Cm. Hartwick to approve Resolution confirming total levy to be collected and approving overall gross tax rate. Motion carried on a unanimous roll call vote.

Approve Resolution adopting Stormwater rates for 2018.

Cm. Hartwick moved, seconded by Cm. Kotz to approve Resolution adopting Stormwater rates at \$42.00 per year for 2018. Motion carried on a unanimous roll call vote.

Motion to approve special assessments/charges and delinquent bills to be included in the 2017 tax roll.

Cm. Lescohier moved, seconded by Cwmn. Gehred to approve special assessments/charges and delinquent bills totaling \$13,893.79 to be included in the 2017 tax roll. Motion carried on a unanimous roll call vote.

PUBLIC COMMENT

None.

PETITIONS, REQUESTS AND COMMUNICATIONS

None.

RESOLUTIONS AND ORDINANCES

None.

REPORTS OF OFFICERS, BOARDS AND COMMITTEES

a. *Minutes of Tourism Commission meetings held May 18, 2017 and August 17, 2017.*

b. *Minutes of Planning Commission meeting held November 14, 2017.*

c. *Minutes of Historical Society Board meeting held October 19, 2017.*

d. *Minutes of Dwight Foster Public Library Board meeting held September 18, 2017.*

Cm. Kotz moved, seconded by Cm. Hartwick to accept and file the reports of officers, boards and committees. Cwmn. Gehred noted a few corrections on the Historical Society minutes. Frances Highsmith's name was misspelled and the heading was erroneously omitted naming the Historical Society Board. Motion carried.

UNFINISHED BUSINESS

a. *Progress report on adult care facilities.*

Chief Bump presented the progress on the facilities through September 30th. He reviewed the breakdown on charts that showed the first three quarters of 2017 and compared them to prior years. Call volumes remain constant and do not reveal a drastic decrease.

Cm. Hartwick inquired on calls that compare to private residence or group homes calls. Bump replied that group homes have paid employees that could assist their residents and deter from having emergency personnel assist.

Cm. Hartwick noted the initial hope was to reduce call volumes for preventable calls by 5% with the moratorium however it does not seem to be an attainable goal after reviewing several quarters of calls.

Andrew Logan spoke on behalf of the FACC and their recommended purpose statement. He also provided a moratorium exemption recommendation from FACC: a residential care CBRF or AFH applicant may be granted an exemption from the Adult Care moratorium on new assisted living beds, provided they:

1. Have actively participated in at least 75% of meetings over the past 12 months.
2. Have taken steps to implement an emergency action plan.
3. Have plans to provide staff with emergency response training on at least an annual basis.
4. Have agreed to meet any of the requirements of any future licensing or permitting required by the City for Adult care facilities.

Attorney Westrick mentioned grandfathering existing and laying groundwork for new applications. An ordinance could be drafted that spells out the requirements. A license could be created and required by the City.

Cwmn. Gehred discussed the recommendation of a fine that was originated from the consortium. Engineer Selle stated there was a work group that recommended the fine. The consortium was formed from members of the work group.

Troy Hanson, Abilities Inc. stated their business impacts the City through their employees and residents. He commented on the call volumes of the ambulance and police services. He added the consortium is a productive workgroup.

Cm. Kotz shared concern for lifting the moratorium without adding personnel to emergency services. Staffing levels have not changed yet CBRF/AFH facilities have grown.

The Council shared consensus on the recommended exemption provided by FACC.

Chief Bump stated this is the group's initial draft of an exemption. The group does not include Fire or Police and recommends review of the provided exemptions by Fire, Police and Staff.

Cm. Hartwick moved, seconded by Cm. Kotz to continue the moratorium for three months. Motion carried.

b. Recommendation from Planning Commission to approve Preliminary Certified Survey Map creating two new lots at the intersection of East Highland Avenue and Whitewater Avenue, and to rezone those parcels from C-1 (Service Business District) to R-2 (Two Family Residential).

Engineer Selle reviewed the recommendation from Planning Commission to create two lots and to rezone the property. The Commission reviewed utility laterals and requirements at their meeting.

Cm. Lescohier moved, seconded by Cm. Kotz to approve recommendation from Planning Commission to approve Preliminary Certified Survey Map creating two lots at the intersection of East Highland Avenue and Whitewater Avenue, and to set public hearing on rezoning request for Dec. 19, 2017. Motion carried.

c. Review and approve option for stormwater on Rockwell Avenue project.

Engineer Selle discussed the project of the corridor. Only one option presented a realistic combination of cost, constructability and drainage improvements and was investigated further. The option includes the following four elements:

- a. Installing a 54" stormwater pipe on Rockwell between Peterson and Gail Place that would carry flow to the north and into the head of the Nasco ditch.
- b. Installing a 98" elliptical stormwater pipe along Grove Street to carry water from Rockwell to the wetland area.
- c. Installing a 60" stormwater pipe and improved culvert at Park Street to carry water from the Nasco ditch under the road and into the existing stormwater manhole gallery on the north side of Park Street.
- d. Excavate and improve the Nasco ditch and wetland property along Grove Street to accommodate the increased stormwater discharge.

Cm. Hartwick asked if there are any houses in the area that are affected when the streets flood. Selle confirmed he has not received complaints from homeowners however it does affect those at the schools when trying to reach their vehicles/buildings during school hours. Selle added that

the flooding and draining of excess water could take up to an hour before the water is filtered out.

Cwmn. Gehred suggested increased communication to the public during heavy rain versus a multi-million dollar project for an occurrence several times a year. Pres. Becker agreed, with budget constraints this is a costly improvement in response to a low occurrence issue. Discussion continued on options and guidance from the Council on whether to pursue the project or not.

Cm. Hartwick moved to table this item until December 5th. Discussion continued to constituent a second to the motion. Motion fails – Kotz, Lescohier and Becker opposed, Gehred and Hartwick for the motion to table.

Cm. Kotz moved, seconded by Cm. Hartwick to allow Staff to use discretion in selecting the appropriate alternative for the stormwater on Rockwell Avenue. Motion carried.

d. Review and approve Rockwell Avenue design contract amendment.

Engineer Selle reviewed the contracts and amendments to date. The total contract prior to this proposed amendment is \$146,430. The amendment for discussion is for \$49,707 which covers additional work surrounding the historic designation of one of the homes in the project area as well as additional coordination and effort related to the stormwater challenges within the project. The amendment will take the project through the bidding phase which will complete the design. The expected total for the design phase would be \$196,137. The work is being paid for in part by issuance of debt and in part through the \$1M grant from the State. The planning level budget for the design phase of the project expected costs to be below \$200,000.

Cm. Kotz moved, seconded by Cwmn. Gehred to approve Rockwell Avenue design contract amendment in the amount of \$49,707 taking the approved contract amount for design with MSA Professional Services to \$196,137. Motion carried on a unanimous roll call vote.

e. Review and approve Municipal Financial Agreement with Department of Transportation for Whitewater Avenue mill and overlay project slated for 2023.

Engineer Seller viewed the history of the agreement. The original complete reconstruction was to be done in October 2016 by the DOT. DOT then requested the project be minimized to mill and overlay. The City replied with the adjustment of the project to extend it to South Third Street. There is concern from the Staff on the existing utilities underground including lead services. The existing footprint of the road will remain.

Cm. Hartwick moved, seconded by Cm. Lescohier to approve Municipal Financial Agreement with Department of Transportation for Whitewater Avenue mill and overlay project slated for 2023. Motion carried on a unanimous roll call vote.

NEW BUSINESS

a. Review and approve Inter-Governmental Agreement for Police School Resource Officer Program.

Chief Bump discussed the program that has existed since early 1990s. The SRO provides an improvement of safety, increases positive interactions and to better collaborate with the Schools.

The cost has been fully funded by the City. The contract is for three years and details the agreement. The first year of the contract is fully funded by the City. The second year beginning July 1, 2018 will be funded by the District at 25% and the third year beginning July 1, 2019 will be funded by the District at 50%.

Cm. Lescohier moved, seconded by Cm. Kotz to approve Inter-Governmental Agreement for Police School Resource Officer Program. Motion carried on a unanimous roll call vote.

MISCELLANEOUS

a. City, Sewer, Water and Stormwater Utility Financial Statements as of October 31, 2017.

Cm. Kotz moved, seconded by Cm. Hartwick to accept and file the City, Sewer, Water and Stormwater Utility Financial Statements as of October 31, 2017. Motion carried.

b. Granting operator license.

Cm. Lescohier moved, seconded by Cm. Hartwick to approve the granting of operator license as presented. Motion carried.

CLAIMS, APPROPRIATIONS AND CONTRACT PAYMENTS

a. Verified claims.

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

ADJOURNMENT

Cm. Kotz moved to adjourn the November 21, 2017 regular Council meeting. Motion seconded by Cm. Hartwick and adjourned at 9:15 pm.

Respectfully submitted

Michelle Ebbert
City Clerk/Treasurer