

**CITY COUNCIL MINUTES  
FORT ATKINSON, WISCONSIN  
January 20, 2009**

1. CALL MEETING TO ORDER

A regular meeting of the City Council was called to order by President Mielke at 7:00 p.m. in the Council Chambers of the Municipal Building.

2. ROLL CALL

On call of the roll, members present were:

John Mielke  
Jim Simdon  
Steve Tesmer  
Mark Zastrow

LaVerne Behrens was excused.

Also present were the City Manager, Attorney, Engineer, Clerk/Treasurer and Water Utility Supervisor.

3. APPROVAL OF MINUTES OF JANUARY 6, 2009 REGULAR COUNCIL MEETING

The minutes of the January 6, 2009 regular Council meeting were approved by unanimous consent.

4. PUBLIC HEARINGS

None.

5. PETITIONS, REQUESTS AND COMMUNICATIONS

None.

6. RESOLUTIONS AND ORDINANCES

- a. RESOLUTION COMBINING WARDS FOR FEBRUARY 17, 2009 SPRING PRIMARY ELECTION.

The following Resolution was displayed on the overhead projector at this time:

RESOLUTION NO. 1144

BE IT RESOLVED by the City Council of the City of Fort Atkinson pursuant to Section 5.15(6)(b), Wisconsin Statutes, that the wards in the City of Fort Atkinson shall be combined as follows for the February 17, 2009 Spring Primary Election:

WARDS 1 - 9

BE IT FURTHER RESOLVED that each group of combined wards shall use one ballot box and separate voter counts will not be maintained for the combined wards, however separate ballots shall be maintained as needed for each ward as required under State Statute Section 5.60 and 5.655.

The City Clerk informed the Council he is expecting a low turnout for the Spring Primary Election with only the State Superintendent of Public Schools and Circuit Court Judge for Branch 1 on the ballot. He is planning on having one table with three poll workers per shift with all nine wards combined.

Cm. Zastrow, seconded by Cm. Simdon, moved to approve and adopt the Resolution combining wards for the February 17, 2009 Spring Primary Election. On call of the roll, the motion carried unanimously.

7. REPORTS OF OFFICERS, BOARDS AND COMMITTEES

Cm. Simdon, seconded by Cm. Tesmer, moved to accept and file the minutes of the Library Fundraising Sub-Committee meeting held December 1, 2008; the minutes of the Dwight Foster Public Library Board meeting held December 1, 2008; the minutes of the Historic Preservation Commission meeting held December 2, 2008; the minutes of the Planning Commission meeting held January 13, 2009; the minutes of the Parks & Recreation Advisory Board meeting held January 12, 2009; the minutes of the Historical Society Board meeting held December 18, 2008; the minutes of the Closed Finance Committee meeting held December 1, 2008; the minutes of the Closed Finance Committee meeting held December 22, 2008; and the minutes of the December 29, 2008. The motion carried on a voice vote.

8. UNFINISHED BUSINESS

- a. RECOMMENDATION FROM PLANNING COMMISSION TO APPROVE THE PRELIMINARY CERTIFIED SURVEY MAP CREATING ONE PARCEL FOR A RESIDENTIAL BUILDING SITE AT N2640 KUNZ ROAD, EXTRA-TERRITORIAL.

The City Manager said the Survey has been reviewed and approved by the Planning Commission.

Cm. Zastrow, seconded by Cm. Tesmer, moved to approve the Preliminary Certified Survey Map creating one parcel for a residential building site at N2640 Kunz Road, extra-territorial. The motion carried on a voice vote.

- b. RECOMMENDATION FROM PLANNING COMMISSION TO APPROVE THE PRELIMINARY CERTIFIED SURVEY MAP CREATING ONE PARCEL FOR A RESIDENTIAL BUILDING SITE EAST OF N1085 GROELER ROAD, EXTRA-TERRITORIAL, AND RECOMMEND THAT ONLY A TEMPORARY RESIDENTIAL STRUCTURE BE PLACED ON THE PARCEL.

The City Manager said the Survey has been reviewed and approved by the Planning Commission. He said the Planning Commission did put a condition on the approval which is due to the fact that this property is in the vicinity of the potential Highway 12 Bypass, and they did not want a permanent structure there. It is believed that the proposed structure would be a mobile home for a worker on the farm. This condition will be noted on the final Survey before the City Clerk will sign it as being approved by the City. The City Attorney indicated he would speak to the Surveyor to make sure this notation is placed on the original Survey.

Cm. Tesmer, seconded by Cm .Simdon, moved to approve the recommendation of the Planning Commission to approve the Preliminary Certified Survey Map creating one parcel for a residential building site east of N1085 Groeler Road, extra-territorial, with the stipulation that only a temporary residential structure be placed on the parcel. The motion carried on a voice vote.

- c. RECOMMENDATION FROM FINANCE COMMITTEE TO APPROVE RENEWAL OF CONTRACT WITH TEAMSTERS LOCAL NO. 695.

The City Manager indicated the items that have changed in this Contract include the following: Changing the work days during the summer months for the Wastewater Utility employees to 6:00 a.m. to 3:30 p.m. Monday through Thursday, and 7:00 a.m. to 11:00 a.m. on Friday.

Another matter addressed was the overtime allowed to employees at the Water Utility. The employees of that department would like their compensatory time off to be consistent with other Departments with the understanding that due to the size of the Department, they may be denied time off.

This Contract is being proposed as two, two-year Contracts. Wages for 2009 will be increased by 2-3/4%; for 2010 wages will be increased 2-1/2% unless the State levy limits are revised and allow expenditures for the City to increase by 3% or greater, in which case the wage increase would be 3%. The same wage increase provision for 2010 will be used for 2011 and 2012.

Sick leave was changed to granting four hours sick leave per payday instead of eight hours sick leave per month, which entails one additional day of sick leave per year.

Another change is to the usage of an employee's sick leave bank. Previously they had to use 12 days of sick leave before being allowed to use from their bank, which has now been changed to five 5 days. Also, for any employee that has completed 20 consecutive years of service, this requirement is waived. Also in sick leave Section 13.05, the addition of brother or sister was included for using sick leave.

A new category in the longevity section is the addition of employees having 25 years of service will earn \$625.00 in longevity pay.

For holidays, Christmas Eve was changed to having off eight hours instead of four hours.

The City will be looking at providing, at the employees' expense, a short-term disability plan.

The duration of the Contract will be January 1, 2009 through December 31, 2012.

The City Manager again thanked the Finance Committee for all their work in achieving a good deal for both sides through these labor negotiations.

Cm. Zastrow, seconded by Cm. Simdon, moved to approve the Contract with the Teamsters Local Union No. 695. On call of the roll, the motion carried unanimously.

9. NEW BUSINESS

a. REVIEW AND APPROVE QUOTES FOR NEW SERVICE VEHICLE FOR WATER UTILITY AS BUDGETED.

Two bids were received for a service vehicle equipped with a utility box. Those bids were as follows:

Havill-Spoerl	\$34,975.00
Smith Motors	\$37,293.00

There is \$45,000 budgeted for this purchase. The Water Utility Supervisor is recommending the low bid from Havill-Spoerl. There will also be the addition of the Electrical Department installing a radio at a cost of approximately \$750.00, bringing the total vehicle price to \$35,725.00.

Cm. Simdon, seconded by Cm. Tesmer, moved to approve the bid from Havill-Spoerl at \$34,975.00, and installing a radio in the vehicle at a cost of approximately \$725.00, for a total not to exceed \$35,725.00. On call of the roll, the motion carried unanimously.

10. MISCELLANEOUS

a. REQUEST TO SET PUBLIC WORKS COMMITTEE MEETING DATE.

The City Manager said there are quite a few items that need to be discussed by the Public Works Committee, and he is suggesting a meeting date of Monday, February 16, 2009 at 4:00 p.m. The members of the Public Works Committee concurred that this date will work with their schedules.

b. GRANTING OPERATOR LICENSES.

Cm. Tesmer, seconded by Cm. Simdon, moved to approve the following list of applicants for operator licenses for the 2008-2010 license period:

Regular:

Hannah Fager

Velvet Lips Lounge

The motion carried on a voice vote.

11. CLAIMS, APPROPRIATIONS AND CONTRACT PAYMENTS

Cm. Zastrow, seconded by Cm. Simdon, moved the bills in the amounts of \$23,516.62 for the City (Fund 1); \$14,018.04 for the Sewer Utility (Fund 2); \$1,272.35 for the Water Utility (Fund 3); \$3,665.00 for Klement Business Park (Fund 12); \$19,100.00 (estimate) to Brown Cab Service for the December subsidized taxi service; and \$16,300.00 (estimate) to the Chamber of Commerce for the fourth quarter room tax allotment as per Schedule N-86 on file in the office of the City Clerk/Treasurer and as audited and approved by the Finance Committee be allowed and orders be authorized drawn on the proper funds for their payment. On call of the roll, the motion carried unanimously.

12. ADJOURNMENT

Cm. Zastrow, seconded by Cm. Simdon, moved to adjourn the January 20, 2009 regular City of Fort Atkinson Council meeting at 7:18 p.m. The motion carried on a voice vote.

/s/ Matt Trebatoski  
City Clerk/Treasurer