

**CITY COUNCIL MINUTES  
FORT ATKINSON, WISCONSIN  
November 21, 2006**

1. CALL MEETING TO ORDER

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

2. ROLL CALL

On call of the roll, members present were:

LaVerne Behrens  
John Mielke  
Jim Simdon  
Steve Tesmer  
Mark Zastrow

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

3. APPROVAL OF MINUTES OF NOVEMBER 9, 2006 REGULAR COUNCIL MEETING

Cm. Mielke moved to approve the minutes of the November 9, 2006 regular Council meeting. Cm. Tesmer seconded the motion. The motion carried on a voice vote.

4. PUBLIC HEARINGS

a. PUBLIC HEARING ON 2007 BUDGET.

President Simdon opened the public hearing on the 2007 budget and stated if anyone wished to speak on this topic, he or she should come to the podium and state his or her name and address for the record.

After three calls and hearing no comments, President Simdon closed the public hearing on the 2007 budget.

1. ADOPTION OF 2007 CITY, SEWER AND WATER BUDGETS.

The City Manager reviewed graphs outlining where tax dollars go, where revenues are derived, tax levies and rates and the proposed tax rate by fund.

Cm. Zastrow, seconded by Cwmn. Behrens, moved to adopt the 2007 City, Sewer and Water budgets. On call of the roll, the motion carried unanimously.

2. APPROVE RESOLUTION CONFIRMING LEVY FOR CITY PURPOSES.

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

**CITY OF FORT ATKINSON  
RESOLUTION NO. 1103**

WHEREAS, the financial requirements for 2007 municipal operations and estimated revenues have been determined as follows:

EXPENDITURES:

Government	\$ 782,484.00	
Public Safety	2,897,975.00	
Health & Social Services	25,100.00	
Public Works	2,018,625.00	
Culture & Recreation	1,487,885.00	
Conservation & Development	148,525.00	
Public Service Enterprises	<u>40,000.00</u>	
	\$7,400,594.00	+0.01%
Outlay Expenses	<u>\$591,500.00</u>	
	\$7,992,094.00	+4.59%
Debt Service	<u>\$ 557,497.00</u>	
(Less: Gen'l Fund Advance)		
TOTAL GEN'L FUND EXPENDITURES	\$8,549,591.00	+1.39%
Less Revenues (Other than Property Taxes)	<u>\$3,242,815.00</u>	
	\$5,306,776.00	
Capital Project – Road Improvements	<u>\$ 350,000.00</u>	
	\$5,656,776.00	
Plus Tax Increment for TIF Districts	<u>\$ 120,230.00</u>	
Net Expenses Over Revenues	\$5,777,006.00	
<b>TAXES LEVIED FOR CITY PURPOSES</b>	<b>\$5,777,006.00</b>	<b>+3.32%</b>

**SUMMARY OF PROPOSED TAX RATE BY FUND**

<u><b>GENERAL FUND</b></u>	<u><b>LEVY</b></u>	<u><b>RATE</b></u>
Revenues (excluding property tax, debt service & capital projects)	\$3,242,815	
Expenditures	<u>(7,992,094)</u>	
Net Surplus (Deficit)	(\$4,749,279)	
<b>NET TAXES - GENERAL FUND</b>	<b>\$4,415,843.00</b>	<b>\$5.525693*</b>
 <u><b>DEBT SERVICE FUND</b></u>		
Revenues	\$ -0-	
Expenditures - Principal & Interest	<u>(557,497)</u>	
	\$ (557,497)	
<b>TOTAL DEBT SERVICE FUND</b>	<b>\$557,497.00</b>	<b>\$0.648637*</b>
<b>**TOTAL GENERAL FUND &amp; DEBT SERVICE</b>	<b>\$5,306,776.00</b>	<b>\$6.174330*</b>
 <u><b>CAPITAL PROJECTS – AIRPORT &amp; ROAD IMPROVEMENTS</b></u>		
Revenues	\$ -0-	
Expenditures	<u>\$ (350,000)</u>	
<b>**TOTAL CAPITAL PROJECTS**</b>	<b>\$350,000.00</b>	<b>\$0.407218*</b>
 <u><b>TAX INCREMENT FUND</b></u>		
Increment	<b>\$120,230.00</b>	<b>\$0.139990*</b>
<b>TOTAL GENERAL FUND, DEBT SERVICE &amp; CAPITAL</b>	<b><u>\$5,777,006.00</u></b>	<b><u>\$6.721538</u></b>

\* Based on assessed value of \$859,490,200.

Cwmn. Behrens, seconded by Cm. Zastrow, moved to approve the resolution confirming the levy for City purposes. On call of the roll, the motion carried unanimously.

3. APPROVE RESOLUTION CONFIRMING TOTAL LEVY TO BE COLLECTED AND APPROVING OVERALL GROSS TAX RATE.

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

**RESOLUTION NO. 1104**

WHEREAS, the financial requirements of the various taxing districts have been determined as follows:

<b><u>TAXING UNIT</u></b>	<b><u>TOTAL LEVY</u></b>	<b><u>2006 RATE/M</u></b>
State	\$ 150,803.48	\$ 0.175456893
County	\$3,259,528.28	\$ 3.792397261
School District	\$7,706,583.68	\$ 8.966459047
Vocational School	\$1,041,004.43	\$ 1.211188249
City	<u>\$5,777,005.61</u>	<u>\$ 6.721432787</u>
	\$17,934,925.48	\$20.866934237

RESOLVED that the City Council hereby approves and confirms the amounts proposed to be appropriated to the several taxing districts for the year ending December 31, 2006.

BE IT FURTHER RESOLVED that the City Clerk is hereby authorized and directed to spread against the total assessed valuation of property in the City of Fort Atkinson heretofore determined to total the amount of \$859,490,200 upon the General Tax Roll for 2006 a tax rate of \$20.866934237 per thousand of assessed valuation.

Cm. Tesmer, seconded by Cwmn. Behrens, moved to approve the resolution confirming the total levy to be collected and approving the overall gross tax rate. On call of the roll, the motion carried unanimously.

4. MOTION TO APPROVE SPECIAL ASSESSMENTS AND DELINQUENT BILLS TO BE INCLUDED IN THE 2006 TAX ROLL.

The City Manager reviewed the special assessments and delinquent bills with the Council.

Cm. Zastrow, seconded by Cm. Mielke, moved to approve the special assessments and delinquent bills to be included in the 2006 tax roll. On call of the roll, the motion carried unanimously.

5. APPROVE ORDINANCE AMENDING SEWER USE CHARGES.

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

## **ORDINANCE NO. 642**

### **2007 Rate**

The City Council of the City of Fort Atkinson does hereby ordain as follows:

That Chapter XXI, Section 21.09(D)(9), be amended as follows:

In accordance with the procedures outlined in the City Ordinance No. 21.09(D), SEWER USE CHARGES, shall be as follows:

BOD	0.585 per pound
S.S.	0.727 per pound
TKN	1.558 per pound
Phosphorus	1.723 per pound

The charges for BOD, S.S., TKN and Phosphorus will be used for surcharging users that discharge higher than domestic strength wastes.

The equivalent rate for domestic strength wastewater shall be \$4.40 per thousand gallons.

In addition, the charges to Jones Dairy Farm for domestic strength waste, BOD, S.S. and TKN will be in accordance with the 1991 contract.

The annual fixed rate charge will be \$60.00 per year per sewer hook-up.

All ordinances or parts of ordinances in conflict herewith are hereby repealed.

This ordinance shall take effect and be in force for meter consumptions beginning in November and billable in January, 2007 for non-sampled customers (Class A), and January 1, 2007 for sampled customers (Class B, C and D).

Cm. Tesmer, seconded by Cm. Zastrow, moved to suspend the rules and pass the ordinance to amend the sewer use charges through its second and third readings. On call of the roll, the motion carried unanimously.

Cm. Mielke, seconded by Cwmn. Behrens, moved to approve the ordinance amending the sewer use charges. On call of the roll, the motion carried unanimously.

#### **5. PETITIONS, REQUESTS AND COMMUNICATIONS**

- a. **REQUEST BY HISTORICAL SOCIETY TO REZONE MUSEUM PROPERTY AT 407 MERCHANTS AVENUE FROM R-2 TO C-2.**

Cm. Tesmer, seconded by Cm. Mielke, moved to refer the item to the Planning Commission. The motion carried on a voice vote.

b. PETITION FOR ANNEXATION BY JONES DAIRY FARM OF 3.716 ACRES.

Cm. Mielke, seconded by Cwmn. Behrens, moved to refer the item to the Planning Commission. The motion carried on a voice vote.

6. RESOLUTIONS AND ORDINANCES

None.

7. REPORTS OF OFFICERS, BOARDS AND COMMITTEES

Cm. Mielke, seconded by Cm. Tesmer, moved to accept and file the minutes of the Dwight Foster Public Library Board meeting held October 2, 2006; the minutes of the Planning Commission meeting held November 14, 2006; and the minutes of the Historic Society Board meeting held October 19, 2006. The motion carried on a voice vote.

8. UNFINISHED BUSINESS

a. REPORT ON HOTEL FEASIBILITY MARKET STUDY PREPARED BY HOSPITALITY MARKETERS INTERNATIONAL, INC.

Greg Hanis, President of Hospitality Marketers International, gave a summary of the Phase I Community Overview Market Study Report to the Council via telephone conference call.

Cm. Zastrow, seconded by Cwmn. Behrens, moved to accept and file the hotel feasibility market study report. The motion carried on a voice vote.

9. NEW BUSINESS

a. OFFER TO PURCHASE LOT 2 IN ROBERT L. KLEMENT BUSINESS PARK FROM LARRY STARKWEATHER.

Cm. Zastrow, seconded by Cwmn Behrens, moved to approve the offer to purchase Lot 2 in the Robert L. Klement Business Park from Larry Starkweather, to authorize the proper officials to sign the offer to purchase and to begin proceeding to vacate the street. On call of the roll, the motion carried unanimously.

10. MISCELLANEOUS

a. CITY, SEWER AND WATER FINANCIAL STATEMENTS AS OF OCTOBER 31, 2006.

The City Manager briefly reviewed the financial statements for the City, Sewer and Water funds.

Cwmn. Behrens, seconded by Cm. Tesmer, moved to accept and file the City, Sewer and Water Financial Statements as of October 31, 2006. The motion carried on a voice vote.

b. GRANTING OPERATOR LICENSES.

None.

11. CLAIMS, APPROPRIATIONS AND CONTRACT PAYMENTS

a. VERIFIED CLAIMS.

Cm. Zastrow, seconded by Cm. Tesmer, moved the bills in the amounts of \$268,487.76 for the City (Fund 1), \$41,222.29 for the Sewer Utility (Fund 2); \$55,034.77 for the Water Utility (Fund 3); \$6,747.15 for City Debt Service (Fund 4); \$1746.70 for Downtown Economic Development (Fund 13); \$117,368.98 for Sewer Utility Debt Service; \$1,983.31 for Water Utility Debt Service; and \$126,446.28 for payroll #23 as per Schedule N-34 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. Tesmer, seconded by Cwmn. Behrens, moved to adjourn the November 21, 2006 regular City of Fort Atkinson Council meeting at 7:57 p.m. The motion carried on a voice vote.

/s/ Matt Trebatoski  
City Clerk/Treasurer