

**Council Chambers, Municipal Building, Baraboo, Wisconsin
Tuesday, September 24, 2019 – 7:00 p.m.**

Mayor Palm called the regular meeting of Council to order.

Roll call was taken.

Council Members Present: Wedekind, Kolb, Sloan, Petty, Ellington, Alt, Kierzek, Thurow

Council Members Absent: Plautz

Others Present: Chief Schauf, Clerk Zeman, Adm. Geick, Atty. Truman, M. Hardy, C. Haggard, T. Pinion, members of the press and others.

The Pledge of Allegiance was given.

Moved by Wedekind, seconded by Ellington and carried to approve the minutes of September 10, 2019.

Mayor Palm noted that the agenda is amended to include “Mayor’s Business” before the Consent Agenda. Moved by Ellington, seconded by Petty and carried to approve the agenda as amended.

Compliance with the Open Meeting Law was noted.

PRESENTATIONS *(None Scheduled)*

PUBLIC HEARINGS

The Mayor announced that this is the published date and time to hear public comment concerning: Approval of PUD (Planned Unit Development) for Karla and Josh Reinhardt to convert property formerly D&S Dental Lab to a Family Day Care Center located at 1208 9th Street.

No one spoke and the Mayor closed the Public Hearing.

PUBLIC INVITED TO SPEAK – No one spoke.

MAYOR’S BUSINESS

The Mayor presented Police Chief Schauf with recognition for Employer Support of the National Guard & Reserve.

CONSENT AGENDA

Resolution No. 19-89

THAT the Accounts Payable, in the amount of \$381,670.54 as recommended for payment by the Finance/Personnel Committee, be allowed and ordered paid.

Resolution No. 19-90

THAT the City Clerk be authorized to issue the following Picnic Licenses:

- St. Joseph Catholic Parish, 10/11/2019 & 11/08/2019

Moved by Kolb, seconded by Wedekind and carried that the Consent Agenda be approved-8 ayes.

NEW BUSINESS - RESOLUTIONS

Resolution No. 19-91

THAT the South Central Cyclones Hockey Association lease for use of the Pierce Park

Pavilion be approved for the 6-month term of October 15, 2019-April 14, 2020.

Moved by Sloan, seconded by Petty and carried that **Resolution No. 19-91** be approved-8 ayes.

Resolution No. 19-92

THAT the 2020 Park and Recreation Seasonal Wage Rates be approved as presented for consideration by the Parks and Recreation Commission.

Moved by Sloan, seconded by Petty and carried that **Resolution No. 19-92** be approved-8 ayes.

Resolution No. 19-93

THAT Pierce Park field #5 be named "Don Pierce Field" in recognition of a \$25,000 donation made by the Pierce family to the Baraboo Thunder Softball Club to be used for expenses in developing the softball field.

Moved by Wedekind, seconded by Ellington and carried that **Resolution No. 19-93** be approved-8 ayes.

Resolution No. 19-94

That the City of Baraboo award the Shared Ride Taxi Service contract, once received and approved to form by the City Attorney, to Abby Vans, Inc. The hourly service rates are as follows:

Year 2020: \$29.44 (Base Period 1 of 2)

Year 2021: \$29.44 (Base Period 2 of 2)

Year 2022: \$29.73 (Option Year 1)

Year 2023: \$30.03 (Option Year 2)

Year 2024: \$30.33 (Option Year 3)

That the taxi vehicles owned by the City of Baraboo be leased to Abby Vans, Inc. for the term of the contract.

Moved by Petty, seconded by Sloan and carried that **Resolution No. 19-94** be approved-8 ayes.

Resolution No. 19-95

A Resolution approving a contract with Waste Management of Wisconsin, Inc., for disposal of residential refuse and recyclables.

Resolved, by the Common Council of the City of Baraboo, Sauk County, Wisconsin:

The Mayor and the City Clerk are authorized to enter into a 5-year Industrial Waste Disposal Services Agreement with Waste Management of Wisconsin, Inc., for the transport and disposal of residential refuse and recyclables based upon the attached Agreement.

Moved by Wedekind to approve the contract not to exceed \$120 per ton for recycling, seconded by Sloan and carried that **Resolution No. 19-95** be approved-8 ayes.

Resolution No. 19-96

WHEREAS, the Parchems, residing on the property on the south side of Canepa Street, recently purchased the vacant 6.12-acre parcel at the west end Canepa Street, and hope to subdivide that property and create as many as six buildable lots on that vacant land; and

WHEREAS, the Parchems have petitioned the City to pay for and install the improvements

on the currently unimproved Canepa Street right-of-way for the purpose of creating a subdivision on the vacant land at the end of Canepa Street, and

NOW, THEREFORE, BE IT RESOLVED that the Common Council hereby approves the petition of Jaren and Rhonda Parchem and directs staff to take action on the following steps:

- City Engineering would develop the plans and corresponding cost estimates and follow the statutory procedure for levying special assessments, which includes a requisite public hearing.
- The cost to the City would be *approximately* \$160,000 and will need to be budgeted for by the City accordingly. The City would then recoup its costs as a Special Assessment levied to the benefiting property owners.

Moved by Wedekind, seconded by Ellington and carried that **Resolution No. 19-96** be approved-8 ayes.

NEW BUSINESS - ORDINANCES

Moved by Sloan, seconded by Petty and carried unanimously to approve the 1st reading of **Ordinance No. 2530** approving the PUD (Planned Unit development) for 1208 9th Street.

1. Section 17.18(4)(d), Code of Ordinances, is amended as follows:

17.18 ESTABLISHMENT OF DISTRICTS AND INCORPORATION OF ZONING DISTRICT MAP

- (4) DISTRICT BOUNDARIES AND MAP AMENDMENTS.

(d) Planned Unit Developments. The following Planned Unit Development is approved and incorporated into the zoning map: 2019-02.

2. The attached General Development Plan/Specific Implementation Plan is approved as Planned Unit Development 2019-02.
3. This Ordinance shall take effect upon passage and publication as provided by law and have an effective date commensurate with the sale of said property.

Moved by Sloan, seconded by Petty and carried unanimously to approve the 1st reading of **Ordinance No. 2531** creating creating §7.09(20)(a)(1) relating to a parking restriction in the Municipal Parking Lot located on the southeast corner of 5th Avenue and Birch Street.

THE COMMON COUNCIL OF THE CITY OF BARABOO, WISCONSIN, DO ORDAIN AS FOLLOWS:

1. Section 7.09(20) is hereby revised as follows:

7.09 Parking Restrictions

- (20) CITY PARKING LOT REGULATIONS. Except by permits issued by the City, and except for reserved parking spaces for public officials and agencies, and except as specifically

otherwise provided

in this Code, no person shall park, stop or leave standing any vehicle, whether attended or unattended, for a continuous period longer than the period hereinafter specified in one place in or upon the following City public parking lots: (1840 11/28/95, 1845 12/12/95, 1928 01/13/98)

(a) Two Hours.

~~The City parking lot located at the southeast corner of the intersection of 5th Avenue and Birch Street (behind the Public Library).~~²¹ The City parking lot located on the south side of 4th Street between Oak Street and Ash Street Ash Street.

(b) Four Hours.

1. The City parking lot located at the southeast corner of the intersection of 5th Avenue and Birch Street (behind the Public Library).

(~~b~~c) 24 Hours.

1. All City parking lots not identified under sub. (a) above, except that no person shall park, stop, or leave standing any vehicle, whether attended or unattended between the hours of 2 a.m. and 6 a.m. in any of the parking lots within the following City parks: (2048 02/21/2001)

Attridge Park
Upper Ochsner Lot
Campbell Park Auxiliary Lot (tennis courts)
Northeast Park Lot
Campbell Park Main Lot (pool)
Pierce Park Lot
Lower Ochsner Lot
Mary Rountree Lot

2. This Ordinance shall take effect upon passage and publication as provided by law.

Moved by Kolb, seconded by Sloan and carried unanimously to approve the 1st reading of **Ordinance No. 2532** revising the City of Baraboo Code of Ordinances §7.02 (2)(b)2 to provide for:

- a. No Parking Any Time on the north side of 9th Avenue between Oak Street and Birch Street.

THE COMMON COUNCIL OF THE CITY OF BARABOO, WISCONSIN, DO ORDAIN AS FOLLOWS:

1. The City of Baraboo Code of Ordinances § 7.02(2)(b)2, the Official Traffic Map, is revised to provide for:
- a. No Parking Any Time on the north side of 9th Avenue between Oak Street and Birch Street.

2. This Ordinance shall take effect upon passage and publication as provided by law.

Moved by Wedekind, seconded by Kolb and carried unanimously to approve the 1st reading of **Ordinance No. 2533** creating an ordinance requiring gun shops to have a video surveillance system.

THE COMMON COUNCIL OF THE CITY OF BARABOO, WISCONSIN, DO ORDAIN AS FOLLOWS:

1. That Section 9.31 of the Municipal Code of the City of Baraboo is hereby created to read as follows:

9.31 GUN SHOP SURVEILLANCE SYSTEM REQUIREMENT.

1. Purpose. The Common Council recognizes the limitations placed on municipalities regarding the regulation of the sale of firearms, while also recognizing these limitations do not preclude a municipality from having a requirement that gun stores, as defined in this section, have and maintain a viable video surveillance system. The Common Council further finds that there are many benefits to requiring gun shops having a viable video surveillance system including, but not limited to, enhancing the safety of its citizenry by deterring crime and assisting with police investigations.
2. Definitions. As used in this section, the following words and phrases shall have the following meanings:
 - a. "Firearm" has the meaning assigned to it by §167.31(1)(c), Wis. Stat.
 - b. "Gun shop" or "shop" means a person, firm, corporation, or other legal entity that engages in the retail or wholesale business of selling, leasing, or otherwise transferring firearms and/or the retail business of repairing, manufacturing or modifying firearms.
 - c. "Person" has the meaning assigned to it by §25.01(3), City Code.
3. Surveillance System Required.
 - a. A person who owns or operates a gun shop with one or more permanent physical locations within the City of Baraboo and which is open to the public shall equip said location(s) with a video surveillance system sufficient to monitor the critical areas of the location(s) including, but not limited to, all places where firearms are stored, handled, sold, transferred, or carried.
 - b. The video surveillance system shall operate without interruption whenever the location(s) are open to the public. Whenever the locations(s) are not open to the public, the system shall be triggered by a motion detector and begin recording immediately upon detection of any motion within the monitored area.
 - c. The stored images shall be maintained by the gun shop for a period of not less than 90 days from the date of recording.
4. Effective Date. The requirements of this ordinance shall go into effect 60 calendar days from the date of passage by the Common Council.

ADMINISTRATOR AND COUNCIL COMMENTS - None.

REPORTS, PETITIONS, AND CORRESPONDENCE

The City officially acknowledges receipt and distribution of the following:

- **Reports**: August, 2019 – Treasurer & Building Inspection

- **Minutes from the Following Meetings:**

Finance/Personnel Committee – Dennis Thurow Committee Room, #205

September 10, 2019

Members Present: Petty, Thurow, Sloan**Absent:****Others Present:** Mayor Palm, Adm. Geick, E. Truman, B. Zeman, C. Haggard, K. Stieve, J. Bergin, T. Pinion, M. Hardy, Ald. Ellington, Pat Cannon, MSA, Rob Nelson, Lacey Steffes, Doug Mering, Rebekah Stelling, Kilton Holmes, Beth Persche

Call to Order –Ald. Petty called the meeting to order at 6:00 p.m. noting compliance with the Open Meeting Law. Moved by Sloan, seconded by Thurow to approve the minutes of August 27, 2019 and carried unanimously. Moved by Sloan, seconded by Thurow to approve the agenda. Motion carried unanimously.

Action Items

- a) **Accounts Payable** – Moved by Sloan seconded by Thurow to recommend to Council for approval of the accounts payable for \$991,197.64. Motion carried unanimously.
- b) **MSA Professional Services & CR Architecture + Design for the Fire & EMS Building project for the purpose of (i) Site Selection and (ii) Preliminary Design, with a contract price not to exceed \$725,000, not inclusive of reimbursables** Adm. Geick explained that this is the preliminary steps to the site study and other work on this project. T. Pinion confirmed that this agreement can be terminated at any time by either party. Ald. Sloan questioned if the agreement with MSA was unanimous among the selection committee. Adm. Geick noted that the decision was not unanimous at the beginning but this was certainly the committee's recommendation. He also explained that the committee considered not only the experience of the firms, but the work they have generally one within this area as well as other communities. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.
- c) **Approve 2020 Parks, Recreation & Forestry Department fee schedules** M. Hardy presented the 2020 fee schedule. He noted that they do look at increasing Civic Center rent fees by the inflation index; therefore, the rent does include an increase of 1.5%. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.
- d) **Approve the 80% Rent Discount for Boys & Girls Club 2020 Civic Center Lease** M. Hardy noted that the Parks Commission has recommended to continue with the reduction in rent for the Boys & Girls Club. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.
- e) **Approve the 80% Rent Discount for Senior Center 2020 Civic Center Lease** M. Hardy noted that the Parks Commission has also recommended continuing with the reduction in rent for the Senior Center. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.
- f) **Approve Resolution providing for the sale of approximately \$1,255,000 taxable obligation refunding bonds** C. Haggard noted that this was presented by Dawn Gunderson at a prior Finance meeting and the savings. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.
- g) **Approve the purchase of a 2015 Chevy Equinox squad car for \$15,000 and \$2,000 for police vehicle equipment** It was noted that the police department recently sold a truck to the fire department; the funds from the sale of that vehicle will be used to purchase this vehicle. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.
- h) **Approve the purchase of a replacement taxi vehicle** C. Haggard explained that because the taxi service has requested a larger passenger van, which is a vehicle that is not included in the State's contract, we were required to go out for bids. Moved by Sloan, seconded by Thurow to recommend to Council. Motion carried unanimously.

Informational Items

- Finance Director C. Haggard presented a financial analysis of future debt
- City Attorney's report on insurance claims – None.
- Review & Discussion of RFP's for Agenda & Minutes Management Software – Att. Truman will schedule presentations for the 3 lowest bids received.

Adjournment – Moved by Sloan, seconded by Thurow and carried to adjourn at 6:44pm.

Administrative Committee

September 5, 2019

Present: Alderpersons John Alt, John Ellington and Heather Kierzek**Absent:** None**Also Present:** Mayor, Mike Palm; City Administrator, Ed Geick; City Attorney, Emily Truman, Finance Director, Cynthia Haggard and City Clerk, Brenda Zeman.**Citizen Present:** None

The meeting was called to order by Chairman John Alt at 8:00AM CDT., with roll call and noting compliance with the Open Meetings Law.

Moved by Ellington to approve the minutes of August 19, 2019, seconded by Kierzek and unanimously carried.

Motion by Ellington to approve amended agenda, seconded by Kierzek and unanimously carried.

Review and recommendation to the Council - Liquor Licenses.

Motion to recommend to approve and move on to Council the Bella Vita Café, LLC liquor license by Ellington, seconded by Kierzek and unanimously carried.

Motion to recommend to deny and move on to Council the Red Shed Garden & Gifts Liquor license by Kierzek, seconded by Ellington and unanimously carried.

Motion to recommend to approve and move on to Council the St. Joseph Catholic Parish, Fish Fry, 10-11-2019 and St. Joseph Catholic Parish, Fish Fry, 11-08-2019 picnic licenses by Ellington, seconded by Kierzek and unanimously carried.

Consider Operator's Licenses

Motion to approve and move on to Council Autumn Moritz, Quindt's Towne Lounge; Chelsey Riley, Baraboo Burger Company and Paul Fuller, Barabrew operator licenses by Kierzek, seconded by Ellington and unanimously carried.

Motion to deny and move on to Council Michelle Glaser, Red Shed Garden & Gifts operator license by Ellington, seconded by Kierzek and unanimously carried.

Motion to approve and move on to Council William Moorman, Rogues & Ruffians Renaissance Faire, 10-12-2019 & 10-13-2019; John Bak, Rogues & Ruffians Renaissance Faire, 10-12-2019 & 10-13-2019; Ousia Whitaker-Devault, Rogues & Ruffians Renaissance Faire, 10-12-2019 & 10-13-2019 and Joseph Baird, Rogues & Ruffians Renaissance Faire, 10-13-2019 temporary operator licenses.

Member comments

The next meeting will be October 7, 2019 at 8:15AM CDT. Meeting location will be 101 South Boulevard. Moved by Ellington, seconded by Kierzek and unanimously carried.

Motion to adjourn by Kierzek, seconded by Ellington and unanimously carried. Meeting adjourned at 8:08AM CDT.

- **Copies of these meeting minutes are on file in the Clerk's office:**

Police & Fire Comm.	08-19-19, 08-23-19	CDA	08-27-19
Library Board	08-14-19, 08-20-19	Public Arts	08-22-19
UW Campus	08-15-19	Ambulance	07-24-19

- **Petitions & Correspondence Being Referred:** Letter from citizen regarding the Council Meeting of September 10, 2019.

ADJOURNMENT

Moved by Petty, seconded by Ellington, and carried on voice vote, that the meeting adjourn at 7:48pm.

Brenda Zeman, City Clerk