

MONONA CITY COUNCIL MINUTES  
March 7, 2016

The regular meeting of the Monona City Council was called to order by Mayor Miller at 7:42 p.m.

Present: Mayor Robert Miller, Alderpersons Brian Holmquist, Kathy Thomas, Jim Busse, Doug Wood, Chad Speight, and Mary O'Connor

Also Present: City Administrator April Little, City Attorney William Cole, Library Director Erick Plumb, Public Works Director Dan Stephany, Operations Lieutenant Curt Wiegel, Recreation Director Jake Anderson, and City Clerk Joan Andrusz

ROLL CALL AND PLEDGE OF ALLEGIANCE

APPROVAL OF MINUTES

A motion by Alder Thomas, seconded by Alder Holmquist to approve the Minutes from the February 15, 2016 City Council meeting, was carried.

APPEARANCES

The following individuals registered against the Schluter Park dredging assessment:

- Marjory Kravitz and Jeff Barsness, 4400 Outlook Street
- John Van Arsdale, 4507 Winnequah Road

The following individuals appeared before the Council and spoke against the Schluter Park dredging assessment:

- Nancy Moore, 4505 Winnequah Road
- Rob Kalejta, 4402 Outlook Street

Alder Wood reported this item was referred back to the Public Works Committee by the Finance & Personnel Committee based upon data residents presented.

Library Director Plumb provided information Regarding Amending the Library's Internet Use Policy. The South Central Library System is pursuing Federal funds for technology options. Usage continues to increase. On February 18 and again on March 24 the Library Board, along with other municipalities, held discussions on the filtering that is required. The Monona Library is a pilot site for software that has been improved to avoid over-filtering. Members are invited to test the software and report back to Library Director Plumb. Alder O'Connor stated adults can ask to have this filter removed as long as it is for an approved site.

PUBLIC HEARING

There was no Public Hearing.

## CONSENT AGENDA

A motion by Alder Wood, seconded by Alder Speight to approve the following, was carried:

1. Application for a Temporary Operator License:
  - a. Michael W. O'Brien, Lake Monona 20K
2. Applications for 2015/2016 Operator Licenses:
  - a. Erin L. White, East Side Club
  - b. Bryon D. Sande, Joe's Fire Station
  - c. Rudy A. Garcia, Speedway – Royal Avenue
  - d. Marco A. G. Ramirez, Speedway – Royal Avenue
3. Applications for 2015/2017 Operator Licenses:
  - a. Eric J. Pledl, East Side Club
  - b. Teresa C. Schwerin, East Side Club

## UNFINISHED BUSINESS

A motion by Alder Thomas, seconded by Alder Holmquist to approve Resolution 16-2-2081 Approving a Contract with Schmidt's Auto, Inc. to Provide Towing and Impound Services, was carried.

Alder Wood reported the Ordinance regarding sidewalk assessments was tabled by the Finance & Personnel Committee for Public Works Committee review. It needs to follow State statute, and the Public Works Committee didn't have all of the City Attorney's information. There wouldn't be a policy statement included. The City Attorney could draft an "intent" section and remove Section E.

City Attorney Cole stated the Statute is part of the Ordinance unless the Council determines otherwise and gives the Council leeway to change the assessment formula based upon a particular project depending upon benefits to residents. He suggests the Council follow the Statute; his memo came in after the Public Works Committee review.

Alder Speight questioned whether the basic standard leaves the City more susceptible to litigation than a case by case policy. City Attorney Cole responded the Statute avoids a pre-determined benefit and makes it easier for the City to defend its position. Alder Speight stated Section E should be removed and a statement of intention should be declared. City Attorney Cole stated a prefatory section could be part of the Ordinance so that future Councils would know the process and actions to be taken. Proof is required to deviate from the defacto standard in the Ordinance.

Alder Thomas reviewed the Public Works Committee's actions. She doesn't want to burden a future Council, but a future Council is free to amend the Ordinance. City Attorney Cole will work with Alder Speight to put together a draft Ordinance for Public Works Committee review prior to final Council action. A motion by Alder Speight, seconded by Alder O'Connor to approve Ordinance 2-16-675 Amending Section 6-1-4 of the Code of Ordinances Regarding Sidewalk Assessments was withdrawn.

A motion by Alder Busse, seconded by Alder Thomas to table Ordinance 2-16-675 Amending Section 6-1-4 of the Code of Ordinances Regarding Sidewalk Assessments, and refer it to the Public Works Committee for work with the City Attorney on language, was carried.

A motion by Alder Speight, seconded by Alder Thomas to approve Resolution 16-2-2079 Amending the Contract with Strand Associates for Bridge Road Reconstruction Design and Construction Administration Services. On a roll call vote, all members voted in favor of the motion.

### NEW BUSINESS

A motion by Alder Holmquist, seconded by Alder Busse to suspend the rules and take action on Resolution 16-3-2083 Approval of Participation in a Wisconsin Bureau of Transportation Safety Grant Titled "2016 Seatbelt Task Force Grant", was carried.

Lieutenant Wiegel reported this grant was received by ten communities. Monona will receive \$12,500 with a 25% match cost covered by on-duty personnel so there is no budget impact.

A motion by Alder Holmquist, seconded by Alder O'Connor to approve Resolution 16-3-2083 Approval of Participation in a Wisconsin Bureau of Transportation Safety Grant Titled "2016 Seatbelt Task Force Grant", was carried.

A motion by Alder Thomas, seconded by Alder Speight to suspend the rules and take action on Resolution 16-3-2082 Award of Bid for Schluter Beach Improvement Project, was carried.

Public Works Director Stephany reported this is a joint project and costs will be split between the Public Works and Parks Departments. A \$330,000 stormwater grant has been awarded. Recreation Director Anderson reported there is a \$100,000 surplus possible in the Parks side of the costs.

A motion by Alder Thomas, seconded by Alder Speight to approve Resolution 16-3-2082 Award of Bid for Schluter Beach Improvement Project. On a roll call vote, all members voted in favor of the motion.

Public Works Director Stephany reported Resolution 16-3-2085 Establishing a Special Assessment Schedule for Dredging of the Schluter Beach Channel was referred back to the Public Works Committee by the Finance & Personnel Committee based upon information provided by residents. Mayor Miller stated he wants to allow residents to share their new information with the Committee. Alder Busse stated the proposed cost of \$184 per foot is well above the \$100 per foot for Belle Isle dredging. He wants the per foot figure recalculated. Mayor Miller stated the bid is good for 60 days, so the project can go forward. Alder Wood stated the shoreline frontage method includes the City paying for its property. Alder Thomas stated if reports can show the City caused 90% of the erosion this could impact the cost share calculation. City Attorney Cole stated the Council can consider arguments but in court the analysis is based upon benefit to property owners. Culpability is not taken under consideration in court. Alder Speight suggested shoreline maintenance should be enforced in future and referenced the Pirate Island project under consideration.

Public Works Director Stephany provided information on Ordinance 3-16-676 Amending the Official Traffic Map of the City of Monona for the Establishment of "No Parking This Side" and "No Parking Between Arrows" on Bridge Road. Residents have reported safety concerns at Bridge Road Park. Letters were sent to residents. Of those that responded, one was against this change and six were in favor. The area was described and crosswalks were discussed. Bicycle lanes would be installed.

A motion by Alder Speight, seconded by Alder O'Connor to Convene in Closed Session under Wisconsin Statute section 19.85(1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever

competitive or bargaining reasons require a closed session (Wisconsin Professional Police Association contract update and Metropolitan Lane real estate purchase) and section 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility (Recreation/Aquatic Supervisor).

Upon reconvening in Open Session:

No action was taken on Resolution 16-3-2086 A Resolution to Exercise an Option to Purchase Real Estate Located at 6320 & 6321 Metropolitan Lane. City Attorney Cole stated the property owner is present and is aware this was not on the Agenda for action tonight.

No action was taken on Resolution 16-3-2084 Revising the Title and Salary for the Recreation/ Aquatic Supervisor.

### REPORTS

Alder Thomas asked Public Works Director Stephany to provide an update on projects and grants. Public Works Director Stephany reported \$12,304,000 in grants have been received.

City Clerk Andrusz reminded residents that requests for an Absentee Ballot by mail must include a copy of Voter ID. Voters who wish to vote in person at City Hall prior to Election Day must show a Voter ID. In person absentee voting begins in two weeks.

City Administrator Little outlined projects she has completed and will be working on, including recodification and the Waterfront project.

Recreation Director Anderson reported the Parks & Recreation Board is reviewing Chapter 12 of the Ordinances regarding leashed dogs in the parks. This will be reviewed and input will be received at public hearings for Council consideration. The Easter Egg Hunt and Breakfast will be early this year on March 26. Volunteers are welcome.

Mayor Miller complimented City Administrator Little on the common report form for Department Heads. It is easier to read and gain information. He will be out of the country until mid-April and thanks Council President Thomas for serving as Acting Mayor in his absence.

### APPOINTMENTS

A motion by Alder O'Connor, seconded by Alder Speight to approve the following, was carried:

1. Election Inspectors, January 1, 2016 – December 31, 2017:
  - a. Bob Derry
  - b. Mary Murell

### ADJOURNMENT

A motion by Alder Speight, seconded by Alder Wood to adjourn, was carried. (10:12 p.m.)

Joan Andrusz  
City Clerk