

COMMON COUNCIL PROCEEDINGS OF THE CITY OF LADYSMITH
March 14, 2016 6:30 p.m. Council Chamber

Roll Call. Members present: A. Hraban, M. Hraban, B. Morgan, J. Pearson, M. Platteter, M. Reynolds, B. Stoneberg. Absent: K. Brown.

Others present: R. Carlson, A. Christianson, D. Goin, K. Gorsegner, A. Lobermeier, A. Kenyon, L. Klink, D. Parker, D. Rasmussen, H. M. and M. Sabani, D. Tuma, D. Weiss, J. West.

Call to Order:

Mayor Reynolds called the meeting to order and served as chair.

Pledge of Allegiance:

Mr. Gorsegner led the Pledge of Allegiance.

Minutes:

Motion was made by A. Hraban, seconded by Morgan and carried by voice vote to approve the minutes of the February 22 and 24, 2016 Council meetings.

Agenda:

Motion was made by A. Hraban, seconded by M. Hraban and carried by voice vote to approve the evening's agenda, to include the posted Public Hearing regarding City use of CDBG assistance.

Hearings and Appearances:

Hieme Sabani appeared along with his wife and father to accept recognition of their Ladysmith Family Restaurant's annual fund raiser, which has generated over \$25,000 for local EMS, LFD and LPD in the past five years.

Ray Carlson appeared on behalf of the Corbett Lake Area Restoration Association (CLARA) to furnish copies of the Annual Summary for the Year 2015 of activities undertaken pursuant to the Corbett Lake Management Plan. After members have had an opportunity to review the Summary, he will return seeking approval to submit it to DNR and SEH.

Mayor Reynolds convened a Public Hearing in regard to a proposed ordinance amendment to remove chickens from a list of animals that are prohibited from being kept in the City and granting the Plan Commission authority to consider allowing chicken keeping on a case by case basis by Conditional Use Permit. Mr. Dan Goin made the sole public appearance. Mr. Goin noted experience with chicken keeping and noted several requirements that he feels he or anyone else keeping chickens in the City should be held to, and that he will accept responsibility for doing so. M. Hraban raised several concerns, which Mr. Goin responded to.

Light fixture vendor Dan Weiss appeared to recommend units that the City could space 10' apart along the top of the military mural to provide white light that will bring out the colors on the mural. He indicated these can be aimed nearly straight down, adding that they won't provide much light on the adjoining parking lot. He responded to a question by stating that he doesn't feel rope lighting will provide a sufficient amount of light. The units proposed have a 15 year life expectancy. And he made it clear that he sells fixtures, but does not do installation.

Mayor Reynolds next convened a dual purpose public hearing regarding City use of Community Development Block Grant (CDBG) dollars. MSA grant administration specialist Dave Rasmussen appeared to assist, explaining that the first part involved asking if there are comments about the near complete W. 8th St. and Roesler Ave. reconstruction, which he advised needs to be finalized by June 1st. There were no public appearances and no comments in regard to that project. He did note, however, that a recent monitoring visit by WEDC in regard to that project went well. And, he added, the project came in at about \$680,000; well below the \$750,000 budget.

The second part involved a general review of the CDBG program, and discussion of a proposed new project, during which he provided the following information:

*The CDBG program originated in about 1977 and has been used by Ladysmith on several times over the years since. Eligible uses include housing; planning (\$825,000); public facilities; economic development; and, public facilities for economic development.

*For 2016, new applications are due in May.

*From \$4.9-\$14 million will be available in Wisconsin.

*Eligible housing activities include the following:

- rehabilitation.
- homebuyer assistance
- special housing projects
- other

*By comparing lists of known underground utility project needs and street resurfacing needs with census maps indicating areas of the City where there seem to be more low and moderate income households, projects where need best meets opportunity have been identified. This was how a project involving water main upgrades and street surface reconstruction of the following were selected.

- E. 8th St. from Lindoo Ave. to 600' south.
- Center Ave. from E. 4th St. S. to E. 6th St. S.
- Pederson Ave. from W. 2nd St. N. to W. 5th St. N.

*Door to door income surveys will need to be conducted along all these street sections to verify that 51% or more of abutting owners are low or moderate income for the project to be eligible to receive CDBG assistance.

There were no public appearances at the hearing but Council members did ask detailed questions about the project selection process described above.

No other housing or community development projects were suggested by anyone present during the course of the hearing.

As the proposed project will be undertaken within existing public right of way no displacement of businesses or households is anticipated.

Resolutions and Ordinances:

Motion was made by Morgan, seconded by Stoneberg and carried by voice vote to adopt Ordinance #2016-02, with the provision that roosters be specifically prohibited in the City. Adoption enables approval of chicken keeping in the City by conditional use permit, which essentially puts the authority for decision making in the Planning Commission's jurisdiction.

District and Committee Reports:

District One, Mr. Platteter:

Mr. Platteter had nothing to report.

District Two, Mr. B. Morgan:

Mr. Morgan reported that the fellow from Minnesota who is exchanging vintage rail equipment with the City will be here later in the week to bring a motor and transmission for the RCHS' motorcar, and that the fellow will need the City's forklift and operator to load two hand cars he will be taking in exchange.

District Three, Mr. M. Hraban:

Mr. Hraban reported that, at 6:30 p.m. on April 4th a train derailment planning exercise will be held at Sheldon.

Mr. Hraban noted concern that closure of three log loading yards along CN lines to the north of here may increase use of the north yard in Ladysmith, worsening current issues with related blockages of the Highway 8 crossing and movement of log trucks on nearby City streets. He advised that the City stay on top of this matter and encourage one of a couple potential actions:

*For CN to begin using the County-owned rail yard at Tony for log loading.

*That CN build its proposed new rail yard at Sheldon so that log loading can be done there.

District Four, Mr. K. Brown:

Mr. Brown was absent.

District Five, Mrs. B. Stoneberg:

Mrs. Stoneberg reported that she and Mrs. Pearson will look into various fund raisers to help replace festive lights used along the river during Mardi Gras as they are quickly wearing out owing to plastic insulation coatings on the wire becoming brittle and falling off. These fund raisers include a dunk tank. Attention turned to how best to replace the wiring, which seems to have been made up just for this use. It is hoped that standard

incandescent bulbs can be replaced with LEDs. They want to know that they have Council support to proceed. Those present concurred that fund raising should proceed.

The two of them will also looking into use of volunteers to set up holiday displays in parks in hopes that the extent of displays can again be expanded.

District Six, Mr. A. Hraban:

Mr. Hraban reviewed items considered at the March 7, Public Works meeting.

Motion was made by A. Hraban, seconded by Morgan and carried by voice vote to table action on the Corbett Ave. reconstruction plans until the Public Works Committee meeting to be held Monday, March 21st.

Motion was made by M. Hraban and seconded by Stoneberg to authorize construction of a driveway into the military mural parking lot off Miner Ave. with the exit onto the alley on the north, at an estimated cost of \$1,800 to TIFD #8. Roll call vote: Platteter-yes; Morgan-yes; M. Hraban-yes; Brown-absent; Stoneberg-yes; A. Hraban-yes; Pearson yes. Motion carried.

It was also decided to hold off on seeking other equipment bids until after the PW Committee has seen another snow blower firsthand.

Motion was made by A. Hraban and seconded by Morgan to accept Hydro Clean's Proposal to rehabilitate 7 sanitary sewer manholes at a cost of \$34,746.68 to the sewer utility, and to rehabilitate 5 storm sewer manholes at an additional cost of \$18,563.32 to the 2016 general operations budget, a total of \$53,310, using its monoform technology. The City crew itself will rehab 3 other manholes that the contractor is not set up to do. Roll call vote: Morgan-yes; M. Hraban-yes; Brown-absent; Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-yes. Motion carried.

District Seven, Mrs. J. Pearson:

Mrs. Pearson advised that the next Library Board meeting will be on April 12th and that the Police and Fire Commission will meet March 16th at 3:15 p.m. She also advised that LPD may temporarily place a surveillance camera it has at the library to help curtail theft of videos.

Police and Fire Dept. Reports, A. Lobermeier:

Chief Lobermeier responded to a question about possible charges for recent use here of Barron County's armored vehicle by stating that it has been used here before without an invoice ever being sent. He expects that will also be the case this time. Because Barron County accepted grant funds to help purchase it there was an expectation it would be used in nearby communities without charge. Barron Co. also believes there are benefits to occasional deployment, which include keeping its task force focused.

Public Works Dept. Report, Mr. K. Gorseger:

At the DPW's request, motion was made by M. Hraban and seconded by A. Hraban to pay a final invoice from SEH, in the amount of \$5,200, for construction oversight on the WWTF upgrade project. Roll call vote: M. Hraban-yes; Brown-absent; Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes. Motion carried.

Motion was made by M. Hraban and seconded by A. Hraban to contribute \$75 to the Fine Arts Center Gallery toward its efforts to repair/repaint various holiday displays, which were in need of touching up. Photos were passed around to show the results. Roll call vote: Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes; M. Hraban-yes; Brown-absent. Motion carried.

Administrative Report, Mr. A. Christianson:

At Adm. Christianson's request motion was made by A. Hraban, seconded by Stoneberg and carried by voice vote to endorse a Proclamation of the principles of fair and open housing to all persons, which was read at the previous meeting and included with the agenda for this meeting.

After a mock up was passed around and viewed, motion was made by M. Hraban and seconded by Stoneberg to contribute \$525 for printing 1,000 copies and \$130 toward set up of new tri fold promotional flyers for the plow museum. It is anticipated that Mr. Tomasovich will pass the majority of these out at farm, tractor and steam engine shows over the summer, with the balance to be available for the taking from Rusk County businesses. It was noted, in response to a question that, even though both City and County have taken authorizing action, that the plow museum hasn't yet been formally conveyed. Roll call vote: A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes; M. Hraban-yes; Brown-absent; Stoneberg-yes. Motion carried.

It was reported that a donation check of \$2,136 was sent out the previous week to the City of Moore, OK, which, like Ladysmith before it, suffered a devastating tornado.

It was announced that there will be a "meet and greet" at Carnegie Hall for Dr. "Sam" Samaranayke, the new Administrator of North Cedar Academy, from 4-7 p.m. on Tuesday, March 15th. All present were encouraged to attend and show support for North Cedar, which hopes to become actively involved with the community.

Attorney's Report, Mr. A. Kenyon:

Atty. Kenyon had nothing to report.

Mayor's Forum, Mr. M. Reynolds:

Mayor Reynolds had no further comments.

Licenses and Permits:

Motion was made by A. Hraban seconded by M. Hraban and carried by voice vote to grant operator's licenses to Carissa R. Riel for Krist Food Mart and to Brenda J. Murphy and Tara N. Dreger, both for Ladysmith Motel and Suites.

Motion was made by Stoneberg, seconded by A. Hraban and carried by voice vote to grant temporary operator's licenses to Brian Eichner and Dana M. Duzy for Fire Dept. events on 04/02/16, 04/04/16 and 07/16/2016, contingent upon LPD approval.

Motion was made by A. Hraban, seconded by M. Hraban and carried by voice vote to approve a Temporary Class "B" Retailers License to the Ladysmith Fire Dept., Dave Tuma Agent, for the Fireman's Ball on 04/02 and 04/03/2016, and the Mardi Gras water fights on 07/16/2016.

Closed Session:

At 8:16 p.m. motion was made by A. Hraban and seconded by M. Hraban to go into closed session under authority cited in the Meeting Notice. Roll call vote: Pearson-yes; Platteter-yes Morgan-yes; M. Hraban-yes; Brown-absent; Stoneberg-yes; A. Hraban-yes. Motion carried.

Adjourn:

The meeting was adjourned from closed session at about 9 p.m. with no further action having been taken.

Recorded by: _____
Alan Christianson
Adm.-Deputy Clerk

Publication:

Date submitted: _____
Date published: _____

RESOLUTION #2016-05

RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF LADYSMITH
APPROVING THE ACQUISITION OF REAL PROPERTY BY GIFT

WHEREAS, the City of Ladysmith desires to acquire the following real property belonging to Allen F. and Julie A. Kenyon in order to enlarge the size of City's Greenwood Park and, possibly, to facilitate construction of a new trail access into it from U.S. Highway 8.

Lots 15-24 in Block 1 of Thomas' 2nd Addition to Ladysmith.

WHEREAS, the City Administrator has made a report to the Common Council of the City of Ladysmith that the Kenyons have offered to donate the aforesaid property to the City for addition to the City's Greenwood Park, which it abuts, and has further reported to the Council that on March 9, 2016, the City's Park Board went on record as recommending to the Council that it accept this donation for the many benefits it may provide to Greenwood Park and to the City, one of which benefits will be to create potential for adding a north entrance or trailhead into the Park off U.S. Highway 8.

WHEREAS, the Kenyons will bring any real estate taxes owing on the aforesaid Lots current before they are conveyed to the City.

WHEREAS, the Common Council of the City of Ladysmith deems it advisable and to be in the best interests of the inhabitants of the City to accept the generous offer of the above described lots, currently located in the Rusk County Town of Flambeau.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City of Ladysmith, that such body accepts the donation of the above described lots on behalf of City and that the Administrator, Attorney and Mayor of the City of Ladysmith are hereby authorized on behalf of the City of Ladysmith to enter into such contracts for acceptance of said gift as provided for by law.

Adoption of the above Resolution was moved by _____ and seconded by _____ at a regular meeting of the Common Council of the City of Ladysmith held March 28, 2016. The Resolution was _____ by the following roll call vote:

Platteter-___; Morgan-___; M. Hraban-___; Brown-___; Stoneberg-___; A. Hraban-___; Pearson-___.

Approved: _____
Marty Reynolds, Mayor

Attest: _____
Alan Christianson, Adm.-Dep. Clerk