

COMMON COUNCIL PROCEEDINGS OF THE CITY OF LADYSMITH
May 29, 2018 6:30 p.m. Council Chamber

Roll Call. Members present: A. Christianson 2, J. Fields, A. Hraban, M. Hraban, B. Morgan, J. Pearson, M. Platteter, B. Stoneberg. Absent: none.

Others present: T. Anderson, R. Carlson, A. Christianson 1, K. Gorsegner, K. Julien, A. Kenyon, D. Parker, C. Pohlman, J. Pohlman, M. Rudack.

Call to Order:

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

Pledge of Allegiance:

Mr. M. Hraban led the Pledge of Allegiance.

Minutes:

Motion was made by A. Hraban, seconded by M. Hraban and carried by voice vote to approve the minutes of the May 14, 2018 Council meeting.

Agenda:

Motion was made by M. Hraban, seconded by A. Hraban and carried by voice vote to approve the evening's agenda.

Motion was made by Fields, seconded by A. Hraban and carried by voice vote to advance item 12) d. pertaining to a proposed Change Order, in the amount of \$24,222, to extend the retaining wall along Pederson Ave. and to add a safety railing at the top of it. It was pointed out this should have been in the original MSA design, which would have resulted in the City paying for it regardless. MSA has taken responsibility for this mistake and agreed to cover one half of the cost of the wall extension, which will reduce the City's cost to \$15,725. Mr. Morgan stated that, as this was MSA's mistake, MSA should pay the full cost of addressing it.

It was clarified that the Public Works Committee had reviewed the project plans prior to bid letting.

DPW Gorsegner stated for the record that the abutting owner is opposed to adding the railing along the top of the retaining wall as it will become an attractive nuisance and, so, have the opposite effect of what is intended; being to increase safety for the abutting owner. That railing represents \$7,500 of the Change Order cost. Some of those present stated they feel the railing is more likely to add a good measure of safety. Motion was made by A. Hraban and seconded by M. Hraban to approve this Change Order. Roll call vote: Platteter-yes; Morgan-no; M. Hraban-yes; Fields-yes; Stoneberg-no; A. Hraban-yes; Pearson-yes. Motion carried.

Hearings and Appearances:

Mayor Christianson read aloud a Lions Club Centennial Celebration Proclamation noting this is local club's 50th year and national organization's 100th.

Attention was called to business to come before upcoming meetings:

- On June 4, Labor Attorney Mindy Dale will provide some training for Council members.
- On June 11, there will be a presentation on benefits of using an ARCGIS computer program, which Rusk County has been very happy with. Many municipalities use it.
- On June 11, there will be action on Morgan & Parmley contracts to prepare CWF and SDWLP applications on the City's behalf. In order to be eligible to apply DNR requires engineering contracts be in place.

Resolutions and Ordinances:

Motion was made by M. Hraban and seconded by Fields to adopt Resolution #2018-10 authorizing creation of a Youth Commission. Mr. Hraban stated that he had proposed back in 1998/99 that a non-voting youth position be added to the Council. He believed then that youth input was needed and still does. The motion to adopt was carried by voice vote.

Motion was made by M. Hraban and seconded by Stoneberg to adopt Resolution #2018-11 modifying the City's façade assistance program. Adm. Christianson stated that he senses that the local economy may have turned the corner after struggling since the beginning of the Great Recession. He cited a seeming uptick in housing and downtown building sales along with interest in upgrading the latter. The motion was then carried by voice vote.

District and Committee Reports:**District One, Mr. Platteter:**

Mr. Platteter made a motion and M. Hraban seconded to approve the monthly invoices. Roll call vote: M. Hraban-yes; Fields-yes; Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes. Motion carried.

District Two, Mr. B. Morgan:

Mr. Morgan reported that a new animal shelter will also be opening soon in BRF and that local police and fire departments there had played a significant role in fund raising. Mr. Morgan will contact Monarch Paving about possible assistance with paving at our animal shelter. Names of local drone owners were mentioned who might be willing to do a fly over of the animal shelter property.

It was suggested that, perhaps, Ty Mickelson could be invited to the grand opening at the new animal shelter to do a segment for his Good Morning Wisconsin program.

Mr. Morgan reported that, during a recent trip to MN, he, Mr. Carlson and Mr. Moore picked up some vintage track needed for the Lake Ave. Rail Display. He expressed concern, however, that it seems like it is going to be difficult to keep workers if they

aren't reimbursed for out of pocket travel costs. Adm. Christianson stated that he is attempting to resolve that.

Mr. Morgan noted the visitor center needs to be power washed and that an arbor on the property is in need of sealing.

District Three, Mr. M. Hraban:

Mr. Hraban called attention to minutes of recent All Committees meetings.

District Four, Mr. J. Fields:

Mr. Fields requested that minutes of Council meetings be sent to WLDY-WJBL.

District Five, Mrs. B. Stoneberg:

Mrs. Stoneberg had nothing to report.

District Six, Mr. A. Hraban:

Mr. Hraban called attention to minutes of the May 21, Public Works meeting.

Mr. A. Hraban made a motion and Stoneberg seconded to extend water main in E. 3rd St. S. by one pipe length at a cost of \$9,921 to the water utility. The purpose is to get it out from under new pavement so that it doesn't have to be disturbed if a decision is made in the future to develop a portion of the area lying to the south as a residential subdivision. Mr. Morgan stated this is too high a cost for such a short extension. Roll call vote: Morgan-no; M. Hraban-yes; Fields-yes; Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-no. Motion carried.

Mr. Hraban advised that there will be a Public Works Committee meeting at 4 p.m. on Monday, June 4th.

District Seven, Mrs. J. Pearson:

Mrs. Pearson reported that Earth Day will be observed this Friday when Middle School students will work on community projects.

Mr. Pohlman observed that the first of two trees in the parking area just beyond the Memorial Park entrance is dead and should be removed before it becomes a hazard. He went on to say that the second one has been cannibalized and should also be removed, adding that both sites should be converted to needed parking stalls.

Police and Fire Dept. Reports, K. Julien:

It was mentioned that a homeless person has been living in Memorial Park restrooms from time to time. Over winter this person commits minor crimes so he is incarcerated, which provides him food and shelter. He exhibits poor behavior and hygiene habits. Chief Julien will discuss possible options with Dept. of Health and Social Services.

Chief Julien also told of various calls LPD has attended to in recent days; some being quite serious. While the P&FC receives detailed reports monthly, such reports haven't

been regularly passed along to the Council. He went on to say that overtime has been up with all these calls and Sgt. Kusmirek leaving.

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

The DPW noted the Public Works Committee's recommendation to proceed with purchase of a 2019 model Chev pickup as a \$29,636.80 cost to the water and sewer utilities. Motion was made by Stoneberg and seconded by A. Hraban to approve purchase. Roll call vote: Fields-yes; Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes; M. Hraban-yes. Motion carried.

DPW Gorsegner also called attention to contracts that will need to be approved with Morgan & Parmley, Ltd. in order for that firm to make applications on the City's behalf for DNR financing CWF and SDWLP assistance for the planned Fritz/Worden and Summit Ave. rebuild projects.

It was explained that concrete work on the E. 8th St./Center Ave./Pederson Ave. project was expected to be completed today. Road shaping should progress this week. After a binder coat of pavement is laid, site restoration will be next and then a final coat of pavement.

Administrative Report, Mr. A. Christianson:

Adm. Christianson explained that part of the cost of razing a fire damaged dwelling at 515 E. 10th St. S. is unrecoverable and City auditors indicate it will have to be written off. Motion was made by A. Hraban and seconded by M. Hraban to write off \$5,319.50 against this property. Roll call vote: Stoneberg-yes; A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes; M. Hraban-yes; Fields-yes. Motion carried.

Motion was made by M. Hraban and seconded by Fields to approve a Hoover Const. Proposal to install pavers around the Lake Ave. Rail Display at a cost of \$1,482. After that is paid \$400 should remain from the \$10,000 donation, and a less specific \$1,000 donation made since. There is another outstanding invoice expected from Hoover Const. but, so far, the City hasn't needed to contribute. Motion was made by M. Hraban and seconded by Fields to approve this Proposal. Roll call vote: A. Hraban-yes; Pearson-yes; Platteter-yes; Morgan-yes; M. Hraban-yes; Fields-yes; Stoneberg-yes. Motion carried.

Motion was made by M. Hraban and seconded by Pearson to approve payment of a \$7,500 invoice from MSA for 2016 CDBG administration relating to the ongoing E. 8th St./Center Ave./Pederson Ave. projects, as a cost to the 2018 street construction budget. Roll call vote: Pearson-yes; Platteter-yes; Morgan-yes; M. Hraban-yes; Fields-yes; Stoneberg-yes; A. Hraban-yes. Motion carried.

Attention was called to a Proposal from Hoover Const. to install raised wood grain panels on exterior doors at the Visitor Center at a cost of \$395. Motion was made by Pearson and seconded by A. Hraban to approve as a cost to TIFD #9. Roll call vote: Platteter-yes; Morgan-yes; M. Hraban-yes; Fields-yes; Stoneberg-yes; A. Hraban-yes; Pearson-yes. Motion carried.

Attorney's Report, Mr. A. Kenyon:

Atty. Kenyon credited DPW Gorsegner for suggesting that a claim from Wal-Mart seeking lower property taxes be submitted to the City's insurance carrier. Atty. Kenyon did so and that firm has since engaged an attorney to represent the City's interests. Negotiated settlements are often reached in these cases, which seem to be in the news nationwide.

Mayor's Forum, Mr. Christianson:

Mayor Christianson commented on the following:

- Thanked Council for adopting resolution approving Youth Commission.
- Stated that giving welcome comments at the recent Law Enforcement Memorial service caused him to consider what it is these agencies do and how dangerous that work can be. He noted how ironic it was that the day after the service LPD was involved in helping track down a murderer. He applauded the Department's efforts.
- Welcomed everyone to take in one or more of this summer's Music on Miner events.
- Noted that the local hospital will soon be celebrating 100 years of service.
- Noted that Log Cabin Days will be held at the Rusk County Historical Society's museum complex on June 9th, from 9 to 4.

Licenses and Permits:

Motion was made by M. Hraban, seconded by A. Hraban and carried by voice vote to approve the Provisional Operator's License listed on the page attached to these minutes, contingent upon LPD approval.

Motion was made by M. Hraban, seconded by Stoneberg and carried by voice vote to grant the Direct Seller's Permit listed on the page attached to these minutes, contingent upon LPD Approval.

Motion was made by Fields, seconded by M. Hraban and carried by voice vote to approve the beer garden permit requested by DJ's American Bar, as listed on the page attached. with double fence waived, contingent upon LPD approval.

Motion was made by M. Hraban seconded by Fields and carried by voice vote, with A. Hraban abstaining, to approve the beer garden permit requested by Theatre Lounge, as listed on the page attached, contingent upon LPD approval.

Motion was made by Fields seconded by Pearson and carried by voice vote to allow DJ's American Bar to install a permanent 6' metal beer garden fence provided, however, that is has an emergency exit gate and that Kevin Albus indicates his approval as the north wall of his building will form the south wall of the beer garden.

Other:

DPW Gorsegner called attention to the City water utility's Consumer Confidence Report (CCR), which he noted is being distributed in a variety of ways. Each member was provided a copy.

Compliance Maintenance Annual Report

Ladysmith City Of

Last Updated: Reporting For:
6/5/2018 2017

Grading Summary

WPDES No: 0021326

SECTIONS	LETTER GRADE	GRADE POINTS	WEIGHTING FACTORS	SECTION POINTS
Influent	A	4	3	12
BOD/CBOD	A	4	10	40
TSS	A	4	5	20
Ammonia	A	4	5	20
Phosphorus	A	4	3	12
Ponds	A	4	7	28
Biosolids	A	4	5	20
Staffing/PM	A	4	1	4
OpCert	A	4	1	4
Financial	F	0	1	0
Collection	A	4	3	12
TOTALS			44	172
GRADE POINT AVERAGE (GPA) = 3.91				

Notes:

- A = Voluntary Range (Response Optional)
- B = Voluntary Range (Response Optional)
- C = Recommendation Range (Response Required)
- D = Action Range (Response Required)
- F = Action Range (Response Required)

Compliance Maintenance Annual Report

Ladysmith City Of

Last Updated: Reporting For:
6/5/2018 2017

Resolution or Owner's Statement

Name of Governing
Body or Owner:

City of Ladysmith

Date of Resolution or
Action Taken:

2018-06-11

Resolution Number:

2018-12

Date of Submittal:

ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO SPECIFIC CMAR SECTIONS (Optional for grade A or B. Required for grade C, D, or F):

Influent Flow and Loadings: Grade = A

Effluent Quality: BOD: Grade = A

Effluent Quality: TSS: Grade = A

Effluent Quality: Ammonia: Grade = A

Effluent Quality: Phosphorus: Grade = A

Ponds: Grade = A

Biosolids Quality and Management: Grade = A

Staffing: Grade = A

Operator Certification: Grade = A

Financial Management: Grade = F

The City Auditors are currently reviewing the Wastewater financial status to see if another rate increase is necessary.

Collection Systems: Grade = A

(Regardless of grade, response required for Collection Systems if SSOs were reported)

ACTIONS SET FORTH BY THE GOVERNING BODY OR OWNER RELATING TO THE OVERALL GRADE POINT AVERAGE AND ANY GENERAL COMMENTS

(Optional for G.P.A. greater than or equal to 3.00, required for G.P.A. less than 3.00)

G.P.A. = 3.91

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