

**COMMON COUNCIL PROCEEDINGS OF
THE CITY OF LADYSMITH**

Monday, May 26, 2020

5:15 pm

Rusk County Government Center

Members present: M. Platteter, B. Morgan, B. Groothousen, G. Schueller, B. Stoneberg, A. Hraban, M. Reynolds Others present: D. Parker, S. Kavanagh, Adm A. Christianson, Chief K. Julien, A. Kenyon, Chief K. Gibbs, Georgi and Don Anderson. Callers on the phone lines: Cindy Pohlman, John Pohlman.

Call to Order. Acting Mayor A. Hraban called the meeting to order at 5:15 pm.

Roll Call. The Clerk took roll call and a quorum was present.

Pledge of Allegiance. G. Schueller led the Pledge of Allegiance.

Minutes and Agenda. Motion by B. Stoneberg, to approve the May 11, 2020 Council Minutes and the May 26, 2020 Council Agenda, seconded by B. Groothousen. Motion carried by voice vote.

Public Appearances. Georgi Anderson appeared, representing the Rusk Area Arts Alliance, to update the Council on the upcoming season of Music in the Park. The events will be held in the Legacy Amphitheatre in Memorial Park, weather permitting. The event will be cancelled if the weather isn't conducive for an outdoor concert.

District 1, Platteter. The Farmer's Market will hold its first sale on Saturday, June 13, from 8:30 am-12:00 pm. The market will continue to be held every Wednesday and Saturday through the growing season. There will be no customer seating, no food samples offered and social distancing will be in place.

District 2, Morgan. Mr. Morgan asked that a discussion be placed on the next Council agenda addressing the frequency of council/committee meetings.

District 3, Groothousen. The Community Development Committee met prior to this meeting to review the final BERF applications. At a recent Park Board meeting, the Jaycees are proposing to replace the Veteran's Pavilion with a new structure.

The Library Board discussed that since the storytime program will not be held this summer, storyboards will be installed along the Ray Carlson Trail in O. J. Falge Park for kids to enjoy. Mr. Morgan mentioned that the wetland walkway in OJ Falge Park is in need of attention (sections are missing). The Park Board has been looking into options for repair/replacement of

the walkway but nothing has been approved to date. The Planning Commission is scheduled to meet on June 4, 2020 to review a Conditional Use Permit and to discuss changes to TID #9 and creation of TID #12 and #13.

District 4, Schueller. Mr. Schueller attended the Library Board meeting via telephone on May 12; discussion focused on staffing adjustments that may need to be made as a result of the COVID-19 pandemic.

District 5, Stoneberg. Motion by B. Groothusen, seconded by B. Stoneberg, to approve the April 15-May 18, 2020 paid invoices. B. Morgan-yes; B. Groothusen-yes, G. Schueller-yes, B. Stoneberg-yes, A. Hraban-yes, M. Reynolds-yes, M. Platteter-yes. Motion carried.

Motion by B. Stoneberg, seconded by M. Reynolds, to purchase 2 Lifepak CR Plus AED defibrillators, one for City Hall and one for the PW Shop. M. Platteter-yes, B. Morgan-yes, B. Groothusen-yes, G. Schueller-yes, B. Stoneberg-yes, A. Hraban-yes, M. Reynolds-yes. Motion carried.

Motion by M. Reynolds, seconded by A. Hraban, that all non-employee members and employees of the City be allowed to attend training on operation of the AED defibrillator. Motion carried by voice vote.

At this point in the meeting, D. Parker reported that he believed internet connection had been lost.

District 6, Hraban. Motion by A. Hraban, seconded by B. Groothusen to approve Change Order #7 from Lechleitner Builders for a credit of \$1,000. M. Platteter-yes, B. Morgan-yes, B. Groothusen-yes, G. Schueller-yes, B. Stoneberg-yes, A. Hraban-yes, M. Reynolds-yes. Motion carried.

Motion by A. Hraban, seconded by G. Schueller, to approve Change Order #8 from Lechleitner Builders for a credit of \$2,140. A. Hraban-yes, B. Groothusen-yes, M. Reynolds-yes, B. Stoneberg-yes, G. Schueller-yes, B. Morgan-yes, M. Platteter-yes. Motion carried.

Motion by A. Hraban, seconded by M. Platteter, to approve Change Order #9 from Lechleitner Builders for a credit of \$503.00. M. Reynolds-yes, B. Stoneberg-yes, A. Hraban-yes, G. Schueller-yes, B. Groothusen-yes, B. Morgan-yes, M. Platteter-yes. Motion carried.

Two bids were received for chip-sealing various city streets; one from Fahrner Asphalt for \$164,919 and one from Scott's Construction for \$102,523.00. Motion by A. Hraban, seconded by B. Morgan, to award the bid to Scott's Construction for \$102,523. The City's portion of the

bid will be reduced by \$3,800 due to trap rock being found closer to Ladysmith which reduces transport costs. B. Stoneberg-yes, M. Reynolds-yes, A. Hraban-yes, G. Schueller-yes, B. Groothousen-yes, M. Platteter-yes, B. Morgan-abstain. Motion carried with 6 yes votes and 1 abstention.

District 7, Reynolds. The May 21, 2020 Legal Affairs Committee Minutes were distributed. The Joint Review Board will meet on June 4 to review changes to TID #9 and creation of TID #12 and #13.

Discussion followed regarding the 2020 Mardi Gras event. Due to the ongoing pandemic, M. Reynolds voiced concerns surrounding the annual event: the influx of out-of-town visitors, the lack of ability to social distance and the inability to sanitize “high touch” surfaces sufficiently to protect attendees. Adm. Christianson has been in contact with Christman Amusements and learned they suspended operations in May and June but plan to operate in July with the addition of hand-sanitizing stations. The Jaycees will make the decision by mid-June, at the latest, on whether to hold the 2020 Mardi Gras event. Atty Kenyon offered that the Rusk County Health Department is the only entity in the county that can legally shut down Mardi Gras. B. Stoneberg suggested that the Jaycees meet with the Rusk County Health Department to gain their input on whether the event should be held. Motion by B. Stoneberg, seconded by G. Schueller, to recommend that the Jaycees meet with the Rusk County Public Health Department on whether or not to hold the Mardi Gras event and then return to the council for a recommendation. Motion carried with voice vote of 6-yes, 1-no.

Police and Fire Report. Chief Julien reported that on June 3rd, the Police Department will be fully staffed again. New officer, Matthew Anderson, has been hired and will be introduced to the council soon.

Chief Gibbs reported that Phase 2 of the heating project has been completed and they are looking at scheduling Phase 3. Additional building projects that are being looked into are service door replacement and gutter repair. It was mentioned that the Fire Department will order the fireworks for the Mardi Gras, if the decision is made to hold the event. The sooner the fireworks order can be placed, the better but once the order is placed, it is final; no returns are allowed.

Public Works Report. D. Parker reviewed the process taken to address garbage complaints ranging from junk vehicles to garbage/clutter lying around. Once a concern is raised, a photo is taken of the property and a letter is mailed to the property owner giving them 5-7 days to make improvements to the property. The PD also sends out letters for these types of complaints. If the issue is properties that need mowing, a “7 day” letter is mailed to the property owner/tenant. Another photo is taken after a week and if the property has not been mowed/improved, the Street Dept is tasked with mowing/clean up; an invoice is generated to cover time and equipment costs.

If the “special charges” invoice is not paid, the special charge is added to the annual property tax bill.

Motion by A. Hraban, seconded by B. Stoneberg, to approve Change Order #1 from Skid Steer Guy in the amount of \$7,243.00 to remove and replace pavement of a driveway. G. Schueller-no, B. Stoneberg-yes, A. Hraban-yes, M. Reynolds-no, M. Platteter-yes, B. Morgan-no, B. Groothousen-yes. Motion carries with 4-yes; 3-no votes.

There will be another change order coming through from Skid Steer Guy extending the completion date of the 5th St and Gates Avenue project due to gas company delays from May 21 to June 19th.

Administrator Report. Motion by M. Reynolds, seconded by B. Stoneberg to adopt Resolution 2020-07 Authorizing City Administrator to File Applications for Financial Assistance from State of Wisconsin Environmental Improvement Fund. Motion carries by voice vote.

Motion by M. Reynolds, seconded by A. Hraban, to adopt Resolution 2020-08 Declaring Intent to Reimburse Expenditures for WI DNR Safe Drinking Water Loan Fund and Clean Water Fund Projects for 2021 Reconstruction of 5 Downtown Streets. Motion carried by voice votes with 6-yes, 1-no.

Motion by B. Stoneberg, seconded by A. Hraban, to approve City Hall hours of 8 am-4:30 pm. M. Reynolds-no, B. Stoneberg-yes, G. Schueller-no, A. Hraban-yes, B. Groothousen-no, B. Morgan-no, M. Platteter-no. Motion failed with 5-no votes, 2-yes votes.

Motion by B. Groothousen, seconded by M. Reynolds, to approve \$1,500 lodging costs associated with the 132nd Wisconsin National Guard Band Show on July 8, if event happens, to be expended out of the Council-Community Activities fund. B. Stoneberg-yes, A. Hraban-yes, M. Reynolds-yes, M. Platteter-yes, B. Morgan-yes, B. Groothousen-yes, G. Schueller-yes.

Motion by B. Groothousen, seconded by M. Platteter, to approve the purchase of Mardi Gras fireworks in the amount of \$3,000 from the Council-Community Activities fund, amount to be refunded if Mardi Gras event does not occur. If the Mardi Gras event is not held, a suggestion was offered that we still could hold the fireworks show for our community. A. Hraban-yes, M. Reynolds-no, M. Platteter-yes, B. Morgan-yes, B. Groothousen-yes, G. Schueller-no, B. Stoneberg-yes. Motion carried with 5-yes, 2-no votes.

Motion by M. Reynolds, seconded by B. Groothousen, that if the Mardi Gras event is not held, the City Council still make the contribution of \$3,000 towards a fireworks show. Motion

withdrawn and item will be placed on the next Legal Affairs Committee agenda for discussion and possible action.

The Joint Review Board will be meeting next Thursday, June 4, at 3:00 pm to review the proposed changes to TIF #9 and creation of TIF #12 and #13 and make final approval of the BERF applications received.

Attorney's Report. In order to condemn a building, the cost of repair must exceed one-half of the sum value of the building.

Licenses/Permits. Motion by M. Reynolds, seconded by A. Hraban, to approve the Street Use Permit for 6 Summer Events sponsored by Ladysmith Main Street. Motion carried by voice vote.

Motion by A. Hraban, seconded by G. Schueller, to approve Provisional Operator Licenses for Evyn Engelhardt, Rian Engelhardt, Ann Dunham and Lindsey Kramer. Motion carried by voice vote-6 yes, 1-abstention by B. Stoneberg.

Motion by A. Hraban, seconded by M. Reynolds, to approve 2020-2021 Operator Licenses as presented and attached to these minutes. Motion carried by voice vote.

Mayor's Forum. Nothing to report.

Closed Session. Motion by A. Hraban, seconded by M. Reynolds, under authority granted in WI Stat. 19.85(1)(e) to deliberate or negotiate the purchase of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; to wit: update on property acquisition. M. Platteter-yes, B. Morgan-yes, B. Groothousen-yes, G. Schueller-yes, B. Stoneberg-yes, A. Hraban-yes. M. Reynolds-yes. Motion carried.

B. Morgan was excused at 6:42 pm.

Motion by M. Reynolds, seconded by G. Schueller, to reconvene into open session. Motion carried by voice vote.

Motion by M. Reynolds, seconded by B. Groothousen to approve the purchase of the former Flambeauland Laundromat for \$1.00 with the added condition that the County covers the delinquent property taxes and the City covers the special assessments on the property. M. Platteter-yes, B. Groothousen-yes, A. Hraban-yes, G. Schueller-yes, B. Stoneberg-yes, M. Reynolds-yes. Motion carries.

Adm. Christianson was asked to order title insurance on the property, cost for the title insurance policy not to exceed \$300.

Motion by M. Reynolds, seconded by B. Stoneberg, that the Acting Mayor appoint three council members to negotiate with Rusk County on the demolition of the former Methodist Church. Acting Mayor appointed Marty Reynolds, Brian Groothousen and Mark Platteter to serve in that capacity. Motion carried by voice vote.

Motion by A. Hraban, seconded by B. Stoneberg to adjourn the meeting at 7:25 pm.

Respectfully submitted,

Shari Kavanagh, City Clerk

CITY COUNCIL 5/26/2020 2020-2021 OPERATOR LICENSES

	All applications are pending PD Approval.	
	Bolded Operator Licenses were delivered to PD 5/5/2020	
	Bolded Operator Licenses were delivered to PD 5/18/2020	
	Bolded Operator Licenses were delivered to PD 5/19/2020	
	Bolded Operator Licenses were delivered to PD 5/22/2020	
Ladysmith Motel & Suites	Nichole Davis	Terry Russell
	Kerry Polinske	Cheyenne Makinia
	Becky DeMarte	
211 Club	Kelli Grotzinger (Paid)	Anita Sanderson (Paid)
5th Quarter Bar		
Artisans Northwoods Boutiquelet	Lynnea Holman	LuAnn Robertson
	Rhonda Klein	
LaCasa Mexicana	Leivy Elizabeth Lopez	
Theatre Lounge		
West Cove, Inc.	James C West, III	Barbara West
Veteran's Memorial Assoc.	Deborah Walzel	Steve Gest
	David Forehand	Ryan Wicik
	Patricia Bisson	Rebecca Lincoln
DJ's American Pizza & Pub	Jessica Olsen	Mary Berg
	Krista Morris	Marilyn Potter
	Kayla Poppe	Bridgette Barna
	Cecelia Berg	Randy Lovely
Grandpa's Pizza & Grill	Carrie Paulson	Jane Schancer
	Felicia Fredrick	
Dollar General		
Krist Oil		

Tee Away Golf & Supper Club	Dale Krings	Joseph Smith
	Elliott Desjarlais	Evyn Engelhardt
	Rian Engelhardt	
Ladysmith Fresh Foods	Tyler Racoma	Seth Walker
	Carol Johnson	Rica Albrecht
	Alexandrea Albrecht-Livingston	Amy Woelfer
	Candace Darna	Trudy Unrein
	Dianna Rathsack	Kassidy Canfield
	Lucus Jones	Rebecca Ollinger
Walmart		
Holiday Stationstore	Sara Wilke	Trenton Camren
	Bethany Klein	Jane McKittrick
	LouAnn McBain	
Kwik Trip, Inc.	Marion Taylor	Shawn Piotrowski
	Brian Joles	Jennifer Haskins
	Linda Prince	Cassandra McDougall
	Zackary Meyer	Kathleen Lichwa
	Laura Campion	Kera Lyttle
	Connie Vaughn	Vicki Mohr
	Tina Ahlers	Meghan Warwick
	Tara Heavey	Loretta Hengtgen
	Mercedie Wiley	Candace Darna
	Dakota Miller	
Eastern Chinese Restaurant		
Independent	Melvin Severson	