

Chilton, Wisconsin  
April 5, 2016

The regular meeting of the Chilton Common Council was called to order at 6:30 p.m. with Mayor Gerald Vanne presiding in the council chambers of the Chilton City Hall at 42 School Street, Chilton, WI.

**AGENDA POSTING:**

On 4/01/16, copies of the agenda were delivered to the Mayor, Aldermen, City Attorney, and City Department Heads, were made available to the media, and posted on the City Hall bulletin board and city web page.

**ROLL CALL: COMMON COUNCIL:**

Mayor Gerald Vanne and eight members of the Council were present at roll call:  
 Council Member Richard Bosshardt      Council member Kathy Schmitzer  
 Council Member Kevin Johnson      Council Member Clayton Thornber (Arrived 6:35 PM)  
 Council Member Rick Jaeckels      Council Member Ron Gruett  
 Council Member Linda Bangart      Council Member Dan Hilton  
 Other city officials present were Police Chief Craig Plehn, Director of Public Works Todd Schwarz, City Attorney Derek McDermott and City Clerk Helen Schmidlkofer.

Those in attendance recited the Pledge of Allegiance.

Moved by Bosshardt, seconded by Jaeckels and carried to approve the minutes of the council meeting held on March 15, 2016.

**REPORT OF OFFICERS:**

**MAYOR REPORT:**

- It has been a pleasure serving as mayor; I appreciated everyone's support thru the years.

**CITY CLERK REPORT:**

- Annual dog licenses expire 3/31 and a late fee of \$5.00 is waived provided the license is acquired by April 15. 233 dog owners were notified by a phone call regarding dog license renewal.
- Completed surveys for the US Census Bureau for the City and the Chilton Lake District regarding basic characteristics of government.
- Arbor Day Foundation recognized the City as a 2015 Tree City USA recipient. This is the 22nd year awarded to the City.
- The City will sponsor the Chilton Housing Authority regarding a grant awarded to them from the Community Foundation for the Fox Valley Region to complete computer upgrades.
- Annual liquor and operator license renewal notices were sent out to the 150 operators and 20 establishments. All licenses expire on June 30.
- The office of Davis and Kuelthau Attorneys at Law in Oshkosh informed the City personnel in the office ae going various directions and the City will retain Attorney Macy and Employment Relations Services Coordinator Bill Bracken now known as VonBriesen Law Office, Oshkosh.
- Gruett expressed appreciation for all the work completed by the election workers

**APPROVE FINANCIAL REPORT:**

Moved by Hilton, seconded by Jaeckels and carried to approve the April 1, 2016 financial report.

**DIRECTOR OF PUBLIC WORKS REPORT:**

- DOT update regarding Chestnut Street reconstruction – project start date is July 18 and anticipated completion date of September 26. An informational meeting will be held before the project starts with the businesses impacted by the project.
- 2016 Street projects - proposal is completed and sent out for BIDS, BIDs are due 4/28 and will be presented to the council at the 5/3 meeting.

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- Attended emerald ash borer seminar
- Water Department – will replace hydrant on Diane Street and repairing valves
- May 10<sup>th</sup> meeting with Calumet County regarding streets within city limits

**MOVED TO NEW BUSINESS:**

Mayor Vanne opened the Public Hearing at 6:45 P.M. to solicit comments regarding an amendment to Municipal Code Chapter 16 regarding exterior storage in residential districts. Clerk Schmidlkofer read the notice and stated the notice was published as a Class II notice as required by law.

Mayor Vanne inquired if anyone was present to speak in favor or not in favor of the amendment.

Hearing no comments from the public, Mayor Vanne closed the public hearing at 6:47 P.M.

Moved by Hilton, seconded by Jaeckels to introduce, adopt and waive the reading of Ordinance No. 1129, an ordinance to amend Chapter 16 regarding exterior storage in a residential district. Roll call vote.

Gruett – yes	Bangart – nay	Bosshardt – yes	Thornber – yes
Jaeckels – yes	Schmitzer – yes	Hilton – yes	Johnson - yes

Eight votes cast. Seven votes aye. (Bangart-nay) Motion carried.

**MOVED BACK TO DIRECTOR OF PUBLIC WORKS REPORT:**

Schwarz informed the council members of potential water turn off for a few residents that have delinquent water bills. This is allowed thru PSC regulations.

**NEW BUSINESS:**

Mayor Vanne briefly reviewed the quarterly financial report to include the water and sewer utility reports.

Moved by Bangart, seconded by Hilton to approve a donation of \$800.00 to the East Shore Humane Society. Roll call vote.

Gruett – yes	Bangart – yes	Bosshardt – yes	Thornber – yes
Jaeckels – yes	Schmitzer – yes	Hilton – yes	Johnson - yes

Eight votes cast. Eight votes aye. Motion carried.

Moved by Bosshardt, seconded by Schmitzer to introduce, adopt and waive the reading of Resolution No. 1113, a resolution supporting a mutual aid agreement between the Police Departments of Chilton, Kiel, New Holstein and Brillion.

Chief Plehn reviewed the purpose of the agreement, which emphasized that aid would be provided immediately verses being requested to assist other Departments.

Mayor Vanne called for a roll call vote.

Gruett – yes	Bangart – yes	Bosshardt – yes	Thornber – yes
Jaeckels – yes	Schmitzer – yes	Hilton – yes	Johnson - yes

Eight votes cast. Eight votes aye. Motion carried.

DPW Schwarz updated the council on the condition of Forward Avenue, which indicated that repairs are necessary. The Street Department will do most of the maintenance work and then BID out for the road base and black top. In reviewing 2016 street projects with the engineers, preliminary projected costs indicate that the City should be able to update Forward Avenue.

In addition, Local Roads Improvement Program (LRIP) funds could be applied to this project. I am requesting that the council would support Forward Avenue maintenance repairs to the 2016 street projects.

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Moved by Gruett, seconded by Bosshardt to include Forward Avenue road maintenance costs to the 2016 street projects. Roll call vote.

Gruett – yes	Bangart – yes	Bosshardt – yes	Thornber – yes
Jaeckels – yes	Schmitzer – yes	Hilton – yes	Johnson - yes

Eight votes cast. Eight votes aye. Motion carried.

**UNFINISHED BUSINESS:**

The council reviewed safety concerns at 100 W. Main Street. The city building inspector and Director of Public Works did meet with the owner and he indicated that he is trying to get advice from a contractor however unsuccessful at this time.

Mayor Vanne stated that the right-of-way should be opened. He has received many complaints. Attorney McDermott stated that legally if this is a nuisance, then the City could proceed and file a public nuisance. If the City is going to do anything we need to hire a qualified expert to tell us the situation and do that thru an inspection warrant. The City would have to find and hire a qualified structural engineer and take the initiative for the sake of public safety.

Brief discussion followed with a recommendation to have the City take action for public safety concerns.

Moved by Bosshardt, seconded by Bangart to have the City Attorney contact the owners of 101 W. Main Street to inform them that the City is requesting a structural engineer to confirm that it is safe to open the right-of-way. If an opinion is not received from a structural engineer then the City will proceed with public nuisance. Motion carried.

Update regarding order to raze or repair and remove personal property at 107 W. Main Street. Attorney McDermott stated the court action has been filed. The owner did take out a wrecking permit. Halbach Construction plans to start demolition on April 20 and be done by May 1, 2016. DPW Schwarz did indicate that he received a call from Wisconsin Public Service that a street opening permit was issued to remove the gas line. The City is following through with the court process just in case the owner doesn't follow through with the demolition.

**COMMUNICATION:**

Distributed monthly building/plumbing report and the Chilton Chamber of Commerce March 2, 2016 meeting minutes.

**APPROVE PAYMENT OF BILLS:**

Moved by Hilton, seconded by Johnson to pay the bills. Roll call vote.

Gruett – yes	Bangart – yes	Bosshardt – yes	Thornber – yes
Jaeckels – yes	Schmitzer – abstain	Hilton – yes	Johnson - yes

Eight votes cast. Seven votes aye. (Schmitzer-abstain) Motion carried.

Voucher No. 78477 through Voucher No. 78565 or accounts payable and payrolls totaling \$166,610.78.

**ADJOURNMENT:**

Moved by Schmitzer, seconded by Hilton and carried to adjourn at 7:18 p.m. on April 5, 2016.

Helen Schmidlkofer, MMC  
City Clerk