

Chilton, Wisconsin
June 7, 2016

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

AGENDA POSTING:

On 6/3/16, 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 Rick Jaeckels and seven members of the Council were present at roll call:

Council Member Greg Kubichka	Council member Kathy Schmitzer
Council Member Kevin Johnson	Council Member Clayton Thornber
Council Member Ron Gruett	Council Member Mark Willems
Council Member Dan Hilton	

Other city officials present were Director of Public Works Todd Schwarz, City Attorney Gary Jahn and Deputy City Clerk Lisa Meyer.

General attendance:

Faye Burg, Delta Publications, Betty Schilling, Chilton Times Journal, Kurtis Stephany and John Thode, Director of Development for Horizon Construction Group, Inc.

Those in attendance recited the Pledge of Allegiance.

Moved by Hilton, seconded by Johnson and carried to approve the minutes of the council meeting held on 5/17/2016.

MOVED TO UNFINISHED BUSINESS:

John Thode, Director of Development for Horizon Construction Group Inc. was present. At the May 17, 2016 meeting, the council approved the vacant land offer to purchase Lot 2 at 35 West Main Street in order for Horizon to proceed with Phase II of the Uptown Commons project. The City requested the Seller Contingency be included on the addendum, which stated seller’s obligation to conclude this transaction is contingent upon Buyer obtaining the tax credit from WHEDA for the development of the property pursuant to the Request for Proposal to be issued by the Seller. Since the last council meeting City Attorney Derek McDermott worked with Mr. Thode on the contingency item that was part of the approved Addendum to now have the contingency removed and the Vacant Land Offer to Purchase was incorrect due to no address and the purchase price of \$1.00 decreased to \$0.00.

Motion by Thornber, seconded by Willems to approve the revisions to the Vacant Land offer to Purchase and Addendum for the property located at 35 W Main Street. Roll call vote.

Gruett – yes	Willems – yes	Kubichka – yes	Thornber – yes
Schmitzer – yes	Hilton – yes	Johnson - yes	

Seven votes cast. Seven votes aye. Motion carried.

MOVED BACK TO REPORT OF OFFICERS:

MAYOR REPORT:

- Mayor Jaeckels attended the Von Briesen public officials’ conference on May 31, 2016 in Neenah regarding open meetings and records, conflict of interest, etc.
- With council president Kevin Johnson’s permission, there will not be a council meeting on July 5, 2016.
- Mayor Jaeckels attended the Governor’s Town Hall Meeting on May 13 at the Calumet County Courthouse. Many students, dignitaries and business people attended the meeting. Mayor Jaeckels urged the governor and the state to be less restrictive on levy limits.
- Bruce Alten was voted Firefighter of the Year by the Wisconsin Fraternal Order of Eagles organization. Bruce will be the third Chilton firefighter to hold this title. Kevin Johnson and Mike Bruckner both were recognized in years past.

CITY CLERK REPORT:

- Reminded council members to update their biographies for the city's website by July 19, 2016, as recommended by Mayor Jaeckels.
- Chilton Housing Authority annual payment in lieu of taxes for 2016 is \$11,946.19, \$773.66 more than the 2015 payment. The Housing Authority has an agreement with the City of Chilton for payment in lieu of taxes. This is based on a formula where utility costs are subtracted from the tenant rental revenue and the payment is 10% of the resulting figure.
- The 2016 annual recycling grant award from the Department of Natural Resources was \$22,651.40.
- Reminded council members of future committee meeting dates and times.

APPROVE FINANCIAL REPORT:

Moved by Hilton, seconded by Kubichka and carried to approve the June 1, 2016 financial report.

APPROVE LIQUOR LICENSES:

Moved by Hilton, seconded by Kubichka and carried to approve a Class "B" Picnic license for Good Shepherd Parish for July 31, 2016. Persons in Charge are Lisa and Robert Cullen, Chilton, WI.

Moved by Willems, seconded by Schmitzer and carried to approve the following applications for Class "A" and Class "B" licenses to deal in intoxicating liquors and fermented malt beverages from July 1, 2016 through June 30, 2017.

Name of the Applicant	Location of Premise	Address of Applicant/Agent
"CLASS A" Beer License 2016: Weber Oil Company, Inc. Connie M. Klapperich, Agent	64 E. Chestnut Street Weber's Self-Serve	W4863 Forest Lane Sherwood, WI 54169
"CLASS A" Beer & Liquor Retail Combination 2016: Kwik Trip, Inc. Stephanie A. Rahn, Agent	45 Chestnut Street Kwik Trip #630	1315 S. 17th Street #2 Manitowoc, WI 54220
Condon Oil Company Kraig Bauman, Agent	613 N. Madison Street Chilton Mobil Mart	434 Stonehedge Ct. Ripon, WI 54971
Wal-Mart Stores East, LP Ann Bergschultz, Agent	810 S. Irish Road Wal-Mart Store #2509	2822 S. 12th Street Sheboygan, WI 53081
Walgreens #13065 Scott Kunde, Agent	245 West Calumet St. Walgreens	42 Eagles Court Kaukauna, WI 54130
Vern's Cheese Inc. Kari Meyers, Agent	312 W. Main Street	711 S. Madison Street Chilton, WI 53014
Steven J. Austin Steven J. Austin, Agent	511 North Madison St. Save-A-Lot	N3818 Riverview Hts. Chilton, WI 53014
"CLASS B" Beer & Liquor Retail Combination License 2016: Lupita's Mexican Store LLC Jesus Cruz, Agent	251 E. Main Street Lupita's Mexican Store	38 Baldwin Street Chilton, WI 53014
ACAkdca Cheri Steffen, Agent	100 W. Main Street Ethel's Pub & Grill	1808 Plymouth Street New Holstein, WI 53061
Hildegard Bennin Hildegard Bennin, Agent	24 W. Main Street Hilde's Deli & Bakery	1016 S. Madison Street Chilton, WI 5314

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Mathes Pla-Mor, Inc. Gary Mathes, Agent	260 E. Main Street	260 East Main Street Chilton, WI 53014
Two Pair of Dice, LLC Jessica Kathleen Daul, Agent	26 N. State Street Cheers	720 S. State Street Chilton, WI 53014
Jonathan Nisleit Jonathan Nisleit, Agent	249 E. Main Street Curve Inn	249 E. Main Street Chilton, WI 53014
Roll Inn LLC Bonita Rowland, Agent	25 N. Madison Street Roll Inn	25 N. Madison Street Chilton, WI 53014
Seven Angels of Chilton, Inc. Nick Sabani, Agent	128 E. Chestnut Street Seven Angels	1103 Jemima Lane Chilton, WI 53014
Stage Coach Bar & Grill, LLC Gloria J. Porsche, Agent	310 E. Main Street Stage Coach Bar & Grill	N7407 Hwy. 55 Menasha, WI 54952
F.O.E. Chilton Aerie #1288 Inc. Connie Koehler, Agent	1041 E. Chestnut Street Chilton Eagles Club	W1603 Hwy 151 Chilton, WI 53014
Papa Don's, LLC Jennifer Bonlander, Agent	613 E. Calumet Street Papa Don's Pizzeria & Buffet	W1477 Hwy 151 Chilton, WI 53014
Chilton Properties, Inc. Heather N. Rach, Agent	1101 E. Chestnut Street Best Western Stanton Inn	29 W. Chestnut Street Chilton, WI 53014
Mueller Time LLC Megan Koehler, Agent	40 W. Main Street Mueller Time LLC	N4220 Weeks Road Chilton, WI 53014

Moved by Willems, seconded by Hilton and carried to approve the Beer Garden License from July 1, 2016 through June 30, 2017 for Two Pair of Dice, LLC at 26 N. State Street, Jessica Daul, Agent.

Moved by Thornber, seconded by Schmitzer and carried to approve the expansion of alcohol beverage license for Mathes Pla-Mor Inc. on June 19, 2016 from 10:00 AM to 4:00 PM on the west side of the building.

Moved by Willems, seconded by Hilton and carried to approve annual cigarette license renewals from July 1, 2016 through June 30, 2017 as follows:

Wal-Mart Super Stores East LLP, Mathes Pla-Mor Inc., Roll Inn Inc., Condon Oil Company, Kwik Trip Inc., Weber Oil Company, Inc. and Walgreens #13065.

DIRECTOR OF PUBLIC WORKS REPORT:

- Street construction on Forward Avenue is complete. The contractors have milled off Canary, Reed and Robin Streets. The curb and gutter has been replaced. Tomorrow they will prep for pavement with completion to be Thursday or Friday.
- The Street Department is sweeping city streets. There are many residents blowing grass on the streets, which is plugging up catch basins. There is a lack of police enforcement on this issue.
- According to the City's ordinance on rank growth, the city charges a minimum of \$80.00 for mowing overgrown lawns. The City of Manitowoc is charging \$300.00 each time they receive a complaint and must mow residents' lawns.
- The DOT advised DPW Schwarz that July 18, 2016 is the tentative start date for the East Chestnut Street reconstruction project.
- DPW Schwarz will be attending a meeting on June 20 in Green Bay to discuss the state project that runs from the Chestnut/Calumet Street traffic lights south on Hwy 57 to New Holstein.

UNFINISHED BUSINESS:

Attorney Gary Jahn updated the council regarding the building at 101 West Main Street. The Salzsieders have agreed to allow McMahon engineers to conduct an inspection on their home to determine if the home is structurally stable. A lengthy discussion entailed regarding whether to inspect just the back portion of the home, where the bricks were falling, or inspect the whole building. The council decided that in the best interest of public safety, the engineers should inspect the entire building.

Attorney Jahn also updated the council regarding the raze and repair order for 107 West Main Street. A motion has been filed for Summary Judgement and a hearing has been set for July 12, 2016.

NEW BUSINESS:

Moved by Johnson, seconded by Hilton to approve the estimate of \$8,138.00 from PVR Plastering Services LLC to drywall upper and lower rooms for CDBG Loan # 16-01.

Roll call vote.

Gruett – yes Willems – yes Kubichka – yes Thornber – yes
 Schmitzer – yes Hilton – yes Johnson - yes

Seven votes cast. Seven votes aye. Motion carried.

Annually, the State of Wisconsin, Department of Administration reviews the income guidelines for their housing programs.

Moved by Willems, seconded by Schmitzer to approve the revised CDBG income guidelines effective June 7, 2016 as established by the WI Dept. of Administration, Division of Housing and Urban Development. Motion carried.

Kurtis Stephany was present to confirm his letter of intent for the position of Ward 3 council member. He would like to fill the vacant term, which occurred when Rick Jaeckels resigned after being elected Mayor.

Motion by Johnson, seconded by Kubichka to appoint Kurtis Stephany as Ward 3 Alderman from June 8, 2016 to April 17, 2017. Roll call vote.

Gruett – yes Willems – yes Kubichka – yes Thornber – yes
 Schmitzer – yes Hilton – yes Johnson - yes

Seven votes cast. Seven votes aye. Motion carried.

REPORT OF COMMITTEES:

DPW Schwarz reported on the May 19, 2016 Emergency Management Meeting. The committee reviewed the Municipal Emergency Management Plan Guide.

Mayor Jaeckels updated the council on the June 1, 2016 Board of Review.

CLOSED SESSION:

Moved by Hilton, seconded by Kubichka to go into closed session at 7:09 PM under WI Statute 19.85 (1) (e) regarding the re-purchase of industrial park land. Roll call vote.

Gruett – yes Willems – yes Kubichka – yes Thornber – yes
 Schmitzer – yes Hilton – yes Johnson - yes

Seven votes cast. Seven votes aye. Motion carried.

In closed session discussed industrial park land on Progress Way.

Moved by Schmitzer, seconded by Johnson to return to open session at 7:30 PM.

Roll call vote.

Gruett – yes Willems – yes Kubichka – yes Thornber – yes
 Schmitzer – yes Hilton – yes Johnson - yes

Seven votes cast. Seven votes aye. Motion carried.

Chief Plehn arrived at 7:30 pm

Motion by Willems, seconded by Schmitzer to table the repurchase of industrial park land on Progress Way. Roll call vote.

Gruett – yes Willems – yes Kubichka – yes Thornber – yes

Schmitzer – yes Hilton – yes Johnson - yes

Seven votes cast. Seven votes aye. Motion carried.

COMMUNICATION:

Distributed the monthly building/plumbing report, Chilton Chamber minutes from May 2, 2016 and the County/Municipal Intergovernmental minutes from May 12, 2016.

APPROVE PAYMENT OF BILLS:

Moved by Hilton, seconded by Johnson to pay the bills. Voucher No. 78760 through Voucher No. 78835 or accounts payable and payrolls totaling \$168,359.48. Roll call vote.

Gruett – yes Bangart – yes Kubichka – yes Thornber – yes

Schmitzer – abstain Hilton – yes Johnson - yes

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

ADJOURNMENT:

Moved by Schmitzer, seconded by Hilton and carried to adjourn at 7:35 p.m. on June 7, 2016.

Lisa Meyer
Deputy City Clerk