

Chilton, Wisconsin
April 16, 2013

The regular meeting of the Chilton Common Council held in the Council Chambers at the City Hall was called to order at 6:30 p.m. with Mayor Gerald Vanne presiding.

AGENDA POSTING:

On 4/12/13, copies of the agenda were delivered to the Mayor, Aldermen, City Department Heads, City Attorney and were made available to the media, and posted on the City Hall bulletin board.

ROLL CALL:

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

General attendance: Tina Enneper, Toni Mueller, Shawn Reilly, Chilton Times Journal Editor.

Those in attendance recited the Pledge of Allegiance.

MINUTES:

Motion by Hilton, seconded by Thornber and carried to approve the minutes of the Council meeting held on April 2, 2013.

REPORT OF OFFICERS:

MAYOR REPORT:

- Expressed gratitude to the council for mayoral support this past year
- Congratulated returning aldermen to the council
- As Mayor worked with Police Union and Chief to prepare a PSL proposal for the Chilton School District

CITY CLERK REPORT:

- Arbor Day Celebration set for to May 1, 2013 at 10:00 a.m. Morrissey Park
- City of Chilton Fire Department Annual Brat Fry - Saturday, April 20st
- Open Book is scheduled for May 13, 2013 from 4:00 to 6:00 p.m.
- Board of Review is set for June 4, 2013 from 8:15 to 10:15 a.m.
- Board of Canvass Report from the April 2, 2013 election was presented

APPROVE OPERATOR LICENSES:

Moved by Hilton, seconded by Bangart and carried to approve the two-year license application to serve fermented malt beverages, and intoxicating liquors from April 16, 2013 to June 30, 2014 for Carol A. Hanna. Clerk Schmidlkofer noted the applicant has been approved by the Chilton Police Department.

APPROVE LIQUOR LICENSES:

Motion by Jaeckels, seconded by Bosshardt to approve 6-Month "Class B" Beer License for Chilton Athletic Club, Ken Mueller, Agent. Motion carried.

DIRECTOR OF PUBLIC WORKS REPORT:

- Well No. 8 completing maintenance inspection; inspecting casing, pump replaced, updating one well casing and a drive shaft
- Well #11 – pre-construction meeting was held last week; consulting with residents in the area to gather information on private wells
- 2013 Street Projects – preliminary work suggests revisions for storm water
- Dept. is conducting city-wide brush pick-up due to storm last week Wednesday
- Parks open for the season May 1st

REPORT OF COMMITTEES:

Clerk Schmidlkofer presented the Municipal Recycling Collection and Solid Waste and Disposal sub-committee minutes from the April 9, 2013 meeting.

The sub-committee requested an extension to the current contract; pending the additional information and review the committee will report to the council for a recommendation.

Clerk Schmidlkofer presented the First Responder Ad-hoc committee minutes from the April 9, 2013 meeting.

Moved by Schmitzer, seconded by Bangart to authorize Clerk Schmidlkofer to submit a letter of request for first responder services with the city limits to the Hilbert/Potter First Responder Group. Motion carried. Once the information is received, the Public Safety Committee will convene a meeting to review.

Clerk Schmidlkofer presented the minutes of the Recreation Department Informational meeting for the 2012-2013 basketball program held on April 3, 2013.

Chairperson Jaeckels presented the minutes of the General Government committee meeting held on April 9, 2013.

Attorney McDermott informed everyone present that property owner Enneper and Mueller owners of Tax ID. No. 32304 which is 3.07 acres off County G (next to the City's compost site) had their property surveyed and discovered that the property line was not where they thought it was even though the land has been tilled for years.

Enneper and Mueller could acquire the land by adverse possession, which could be a lengthy and costly process. (Adverse possession is a process by which property can change ownership. It is governed by statutes concerning the title to real property (land and the fixed structures built upon it). By adverse possession, title to another's real property can be acquired without compensation, by holding the property in a manner that conflicts with the true owner's rights for a specified period.)

McDermott expressed that he has been working with them to find a resolution to the matter and to expedite the process so they can build a home. After review with Mayor Vanne and DPW Schwarz it was determined that the property in question which is approximately 37,000 to 38,000 square feet could be offered to them. The City should retain a 20-foot access from this parcel going north to the existing path that extends from County G to the old quarry the City should retain.

Moved by Johnson, seconded by Hilton to approve the sale of approximately 37,000 to 38,000 square feet of city owned property further identified as Tax ID No. 17219 for \$4,000.00 with the purchaser paying for the survey and the city shall complete the deed. 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.

The Committee briefly reviewed assessing a fee for city hall room usage; no decision was provided at this time however will be discussed at a future meeting.

Clerk Schmidlkofer informed the council that WI State Statute 66.0608 states that municipalities should have separate accounts for municipal fire department volunteer funds. Deputy Clerk Meyer and Clerk Schmidlkofer reviewed the proposed procedure with Fire Chief Halbach. The procedures identified are currently used regarding the Fire Dept. funds but not documented.

Moved by Jaeckels, second by Schmitzer to introduce, adopt and waive the second reading of Ordinance No. 1100, an ordinance relating to volunteer funds held by the fire department. 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 informed the committee that a municipality should adopt a resolution declaring its official intent to reimburse its municipal account if it intends to use proceeds from a tax-exempt debt issue to reimburse its municipal account from which project costs were paid prior to the availability of the proceeds from the debt issue.

Schwarz indicated that the City has completed this procedure in the past.

Moved by Jaeckels, seconded by Schmitzer to introduce, adopt and waive the second reading of Resolution No. 1649, a resolution declaring the intent to reimburse expenditures for development of Well #11. 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.

Then the committee reviewed their established goals.

The council reviewed the April 10, 2013 Library Board minutes.

Council members reviewed the April 1, 2013 Tree Board minutes.

Chairperson Hilton brought forth a proposal from the Culture and Recreation Committee meeting held last night.

The Chilton Athletic Club would like to remodel the concession stand at Nennig Park and update the cooler. The proposed project cost is \$15,000.00 of which the Club will pay for the entire project.

Moved by Hilton, seconded by Bangart to authorize the Chilton Athletic Club to proceed with improvements to the Nennig Park concession stand at no cost to the City and waive the building permit fee. Motion carried.

NEW BUSINESS: No new business introduced at this meeting.

Mayor Vanne noted this is the organizational meeting and appointed the following standing committees to the Council with the first name listed being the chairperson of the committee.

General Government..... Jaeckels, Johnson, Schmitzer
Public Safety..... Gruett, Bosshardt, Jaeckels
Public Works..... Johnson, Hilton, Thornber
Culture & Recreation..... Hilton, Gruett, Bangart

Appointment of Weed Commissioner (Mayor) May 1, 2013 to April 30, 2014
Re-appointment of Michael Kasper

Plan Commission Member – (Mayor) May 1, 2013 to April 30, 2016
Three-year term to re-appoint Tom Flemming.

Board of Review – three members plus alternate for 2013 (Mayor).
Robert Rieder, Tom Flemming and Diane Jaeckels. Alternate Mark Willems.

Tree Board – (Mayor) May 1-2013 to April 30, 2016. Three-year terms;
Re- appointment of Andrea Jaeckels, Larry Bangart, Dan Wieting, John Meuer

Cable Communications System Advisory Council – (Mayor).
May 1-2013 to April 30, 2015.
Two-year term to re-appoint - Kevin Johnson, Dave Holze and Henry Gillig

Board of Appeals - (Mayor) May 1, 2013 to April 30, 2016
Three-year term to re-appoint Richard Riesterer.

Appointment of Emergency Management Director (Mayor)
May 1, 2013 to April 30, 2014. Re-Appointment of Stephen Mueller

Moved by Thornber, seconded by Bangart and carried to approve the mayoral appointments as noted above.

Moved by Gruett, seconded by Johnson and carried to elect Hilton to the office of council president for a one-year term. Unanimous ballot was cast.

Moved by Johnson, seconded by Hilton and carried to nominate Thornber as the council representative to the Plan Commission for a one-year term. Unanimous ballot was cast.

Chilton Times Journal submitted a bid of \$6.00 per column inch for publications as the City of Chilton's official newspaper. Moved by Thornber, seconded by Hilton to accept the bid from Chilton Times Journal from May 1, 2013 to April 30, 2014 with a rate of \$6.00 per column inch. 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.

COMMUNICATIONS:

Distributed staff minutes of the April 1, 2013 meeting and news articles regarding the Appleton Regional Partnership.

APPROVE PAYMENT OF BILLS:

Moved by Hilton, seconded by Gruett 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. One vote abstain. Motion carried.

Voucher No. 73240 through Voucher No. 73326 or accounts payable and payrolls totaling \$505,411.12.

ADJOURNMENT:

Moved by Bangart, seconded by Johnson to adjourn at 7:03 p.m. on April 16, 2013. Motion carried.

Helen Schmidlkofer, MMC
City Clerk