

Chilton, Wisconsin  
November 7, 2017

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 at the Chilton City Hall.

**AGENDA POSTING:**

On 11/03/17, 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 eight members of the Council were present at roll call:

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

Other city officials present were Police Chief Craig Plehn, Director of Public Works Todd Schwarz, City Attorney Derek McDermott and City Clerk Helen Schmidlkofer.

General Audience:

Faye Burg, Delta Publications and Alice Connors, Calumet County supervisor.

Those in attendance recited the Pledge of Allegiance.

Moved by Hilton, seconded by Kubichka and carried to approve the minutes of the council meeting held on 10/17/2017.

**REPORT OF OFFICERS:**

**MAYOR REPORT:**

- We have a lot for the budget wrap up tonight as well as an item on the next report that the Police Chief will address.
- Gruett questioned if there were any updates regarding the Horizon project? Jaeckels noted he would be calling Scott tomorrow.

**POLICE CHIEF REPORT:**

I was informed that the Wisconsin Department of Corrections (DOC) is looking at a temporary living program (TLP) for Calumet County. That is where the DOC purchases a house and has newly released probationary individuals stay. This could be anyone from arsonist, murderer, sex offender, violent sex offender; you name it they could live there. Once I received word of this, I reached out to the DOC representatives and informed them that the City of Chilton is not a good spot due to the geography of schools, parks and so on. I gathered more information and later learned that the State has reached out to a realtor. The realtor will search out a TLP for Calumet County. It is now the policy of the DOC that anybody that has offended in Calumet County shall be released in the county of the offense, so someone in Appleton is arrested for murder and gets released on probation that person has to be released in Calumet County. I immediately contacted the corrections field supervisor to see where the State was in their search and the comments were basically they are looking throughout Calumet County. Their question was when our ordinance was changing for the sex offender ordinance because many of these TLP house sex offenders because they have no family or place to be housed. So then, they need the housing that the State has. Since then I have been very direct with DOC that Chilton does not have a good location due to the geography of schools, parks, day care where children congregate. The City would not be a good place to put a TLP. The DOC likes Chilton because we have all the services here, they have close supervision and everything is within walking distance and that is why they are seriously looking at Chilton. On October 21, Mayor Jaeckels reached out and emailed our state representatives regarding the concerns of the State of WI and a TLP in Chilton. I want to encourage all of you to email your state representatives and tell them of your displeasure. Calumet County is a big county and there are plenty of places away from schools, day cares and parks where they could buy a house. Unfortunately, the big hang up is that they want it close and close

to the services. By services, I mean Health and Human Services, Probation and Parole, good jobs here, Wal-Mart, everything here within walking distance. Many of these people do not have driver licenses coming out and need things in walking distance that is why DOC is seriously looking at the city. I have been questioned many times when our ordinance is going to be changed.

Gruett questioned if there would be any expense to the City for the monitoring part. Plehn replied, "The State would buy the house. It would be a lot of time and monitoring by us by doing home visits and things like that. They ask for assistance. We would do almost all their transports. Almost any probationary we take to the probation office."

Thornber asked Plehn how much of the City is actually exposed. Plehn responded, "There is a section out by Gravesville that they could live. I did drive thru there so that Captain Kvalheim is aware that there are houses for sale, outside the ordinance. But I do know by talking to one of the agents at Probation Office that they have looked at a house on State Street. This was a NO obviously because this is one of the main roads for the kids to walk to school. This was definitely declined for a possible residence but they are actively looking."

Thornber then questioned if the city owned lots on Field Lane would be a possibility? Plehn replied, "I don't believe those lots are in their price range. That is the higher end real estate market in Chilton. The State wants to buy an older house, multi-bedrooms."

Plehn then shared his experience in Sheboygan Falls regarding a state owned residence.

Attorney McDermott referenced the Village of Pleasant Prairie case and the fact that the City should keep an eye on what is going on. Mayor Jaeckels noted the City has an appeals process and Pleasant Prairie did not.

Plehn then referenced what the requirements are for public notices regarding sex offenders. Discussion took place regarding costs to the city, type of supervision at a TLP, township TLP that would be next to City of Chilton subdivision.

Mayor Jaeckels noted that in his email to representatives Tittl and LeMahieu he did specify that there are other areas in Calumet County that would be better served. There are many farmhouses out in the country; they are away from as many people as possible. If this were to go thru in the City and any complaints that the City would receive, seeing that we are limited in what we can do those complaints would be directed to Tittl and LeMahieu. The DOC is under their jurisdiction.

#### **CITY CLERK REPORT:**

- ↻ The 2018 budget hearing is set for November 21, 2017 at 6:45 PM.
- ↻ Chilton Chamber of Commerce parade of lights is set for Saturday, December 2, 2017.
- ↻ 1<sup>st</sup> annual Chilton Lions Club "Delightfully Chilton" held at Hobart Park on Friday and Saturday nights in December from 5 PM to 9 PM.

#### **APPROVE FINANCIAL REPORT:**

Moved by Hilton, seconded by Thornber and carried to approve the November 1, 2017 financial report.

#### **APPROVE OPERATOR LICENSE:**

Moved by Gruett, seconded by Goebel to approve the two-year license applications to serve fermented malt beverages and intoxicating liquors from November 7, 2017 to June 30, 2018 for Stephany L. Spencer and Tyler M. Rose. Motion carried. Clerk Schmidkofer noted the applicants have been approved by the Chilton Police Department.

#### **DIRECTOR OF PUBLIC WORKS REPORT:**

- ↻ The Water Department will be conducting repairs and updates to the City's water softening equipment starting Monday, November 20, 2017. The repairs are scheduled to be completed by December 21, 2017. The City of Chilton Water Department will not be softening the city water during this time.
- ↻ Compiled report for the DNR and EPA regarding the chloride variance.
- ↻ Department received the final numbers for the SCADA update project.

➤ The City has filed the road access request with the DOT regarding the TIF #7 area; the regional office did endorse the request.

**Audience Participation**

Calumet County Supervisor Alice Connors addressed the council. The Calumet County Board adopted the 2018 budget which increased by \$0.24 because of Sherriff Dept. communication system upgrade, purchase of parkland and purchase of a new phone system. Connors said she reviewed the 2018 City of Chilton budget proposal and did not see any increase in utilities, and would like to know if the City is planning to start work on the infrastructure for State Street as the County has this earmarked for 2019. Extensive discussion took place regarding the cost sharing proposals, lack of communication, attendance at city and county meetings, jurisdictional transfer, city budget suggestions and requests that the county and city work together to complete this road project.

**NEW BUSINESS:**

Applicants for CDBG Loan # 17-03 received bids for installing a metal roof from four contractors. The lowest bid was from Carl Serwe Roofing LLC for \$8,750.00. However, the bid did not indicate if the price includes disposal. The second lowest bid was from Ristow Roofing Company for \$9,143.00.

Motion by Thornber, seconded by Schmitzer to approve the bid from Carl Serwe Roofing contingent upon Carl Serwe Roofing contacting the City to determine if their quote for \$8,750.00 includes disposal. If a response is not received by Friday, November 10, 2017, the bid will be awarded to Ristow Roofing Company for \$9,143.00. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

**REPORT OF COMMITTEES:**

Mayor Jaeckels reported on the October 11, 2017 Redevelopment Authority meeting. The RDA approved the sale of new properties in TIF #7. They also reviewed the Horizon project and parcels within the Uptown and Downtown Business Districts.

Chairman Thornber reported on the minutes of the October 30, 2017 Public Works committee meeting. Audience participation included a voicemail message from County Supervisor Connors, which informed the committee that the county has budgeted State Street repairs for 2019 and cost-sharing policy has not changed.

The committee reviewed a parking concern at 321 E. Main Street (Central House Apartments) and the fact that parked vehicles extend beyond the parking area. DPW Schwarz said this is due to lack of striping, which is the property owner’s responsibility. It was noted that the Plan Commission approved 18 parking stalls when the property was rezoned to Multi-Family Residential Downtown. The day following the meeting DPW Schwarz advised the property owner to tell his tenants not to park their vehicles with the front or rear bumpers hanging over the curb of the property.

Next, the committee reviewed tenant parking for 52 W. Main Street (Georgian Square). DPW Schwarz said the property is zoned Central Business and is exempt from setbacks and parking restrictions. Discussion then took place where could the tenants park due to the fact the owner donated the parking lot to the City. DPW Schwarz said his last conversation with the owner, Mr. Cullen he was tearing down a garage behind 42 W. Main Street and parking would be available there. Kubichka said he spoke with Cullen recently who told him he was in need of four parking stalls for tenants at 52 W. Main Street. The committee agreed that Cullen should submit a formal written request to the City detailing how many parking stalls he is requesting.

In 2015, the City renegotiated the solid waste contract with Advanced Disposal and prior to that, the City did not provide services for three unit apartment dwellings. The current contract includes one, two and three family residential units. The committee reviewed a request to consider four family or larger residential units. Consensus of the committee was to leave the contract as is.

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The City's current policy is if a property owner has one garbage cart they automatically get one recycling cart. City staff researched how many carts were located at each address in the City. Only one business address had five garbage and five recycling carts. All other residential or business addresses had three or less garbage and recycling carts. Schmidtkofer suggested a City policy that states each residential or business building could not exceed three carts for solid waste and three carts for recyclables.

Moved by Gruett, seconded by Kubichka to establish a policy that states residential and business units may purchase no more than three (3) solid waste and three (3) recycling carts per residential or business building. Motion carried.

Thornber commented that the committee had a long discussion regarding the bulky item pick-up. The committee deliberated:

- Only for residents residing in one and two family households
- Larger apartment units are not allowed to participate
- Commercial properties not allowed to participate
- Entire City is paying for someone else's stuff - they do not want to pay to get rid of it.
- Offer drop off site
- Items are picked up at the curb before picked up by Contractor
- Purpose is to help clean up the entire city
- Too many items are allowed
- Number of items increased instead of decreasing
- Lack of enforcement

The City budgets every year for bulky item pickup but holds the event every other year. Previous costs were:

2013 total cost \$6,668.66, 55.30 tons - \$2,693.66 and 39.75 hours - \$3,975.00.

2015 total cost \$8,454.54, 55.01 tons - \$2,679.54 and 38.5 hours - \$5,775.00.\*

2017 total cost \$10,544.69, 66.42 tons - \$3,252.69 and 46 hours - \$7,292.00.\*

\*Indicates that on one of the dates for pick-up, it had rained prior to pick-up and that is why the tonnage was higher.

Moved by Gruett, seconded by Schmitzer to schedule the last bulky item pickup for 2019 and then the service would be eliminated.

Johnson asked if the committee would at least entertain the idea of a bulky item drop-off.

Kubichka said the committee did review that idea. Thornber stated that the committee plans to look at what some of the other communities are doing. Gruett referenced Town of Harrison's drop-off program for residents with use of stickers. Thornber reiterated that it is the committee's intentions to research options from other communities.

Mayor Jaeckels called for a voice vote. Motion carried.

DPW Schwarz reviewed the lease agreement between the City of Chilton and Austin Management to dispose of snow in a designated portion of the city owned parking lot located at 35 School Street. Per the agreement Austin is to provide the City with current liability insurance coverage due to the fact if any claims were reported Austin would be liable.

Thornber said the committee reviewed 430 N. Madison Street known as Jigger's Auto due to Council Member Kubichka receiving concerns from residents within his ward that they would like to see the cars facing the same direction and look more presentable. It makes the neighborhood look bad. Cars are parked along the back yard going from Lehner Street to the north property line as well as cars parked on the street.

DPW Schwarz said the property is zoned commercial and the use for the property has not changed, it used to be a car lot. There is an agreement and an easement with the owner of the property on the corner of Madison and Lehner Street that allows vehicles to be parked on the property. Perhaps residents should be more concerned with camper trailers parked on the road and set up. Mayor Jaeckels and committee members Gruett and Thornber agreed it is good to see the area used and did not recommend any changes.

Thornber said the council should read thru the notes regarding State Street (County Trunk F).

Chairman Hilton reported on the minutes of the October 31, 2017 Culture and Recreation committee meeting. The committee heard comments from the members of American Legion Post #125 and Calumet County Veterans of Foreign War Post 3153 to review a change in venue from Hillside Cemetery to Klinkner Park Veterans Memorial site for the annual Memorial Day event held in the City of Chilton. The committee members tabled any action and requested both groups to thoroughly discuss the pros and cons and then provide an update to the committee.

At the committee meeting Chilton Lions Club member Kubichka requested to use Hobart Park starting on November 8, 2017 for set-up and extend the Christmas light show titled “Delightfully Chilton” to include December 29 and 30, 2017. The Street Department does plow snow on the roadways in the park. Kubichka stated that the Lions would be using City electrical power from the bathroom to the north and the park pavilion in addition to Calumet County Fair Assoc. buildings.

Moved by Johnson, seconded by Gruett to approve the additional dates in December and allow set-up to start on November 8, 2017 for the Chilton Lions Club. Motion carried.

The committee worked on the open space and recreation plan and then reviewed their goals.

Chairman Schmitzer reported on the minutes of the November 2, 2017 General Government committee meeting.

Clerk Schmidlkofer reported that the Department of Revenue (DOR) provided the budget restraint requirement of 2.8%; this was estimated at 1.9% when preparing the 2018 budget. If the City would use the 2.8% expenditure restraint, the expenditures could increase by \$68,041 but then we would exceed the levy limit requirements and by doing so, the DOR would retain a portion of the shared revenues in 2019.

Schmidlkofer said that with the proposed budget expenditures of \$2,725,140.00 and revenues of \$1,491,587.00 resulted in a levy of \$1,233,553.00 and a tax rate of \$5.6397, which is \$0.10 higher than last year. The budget hearing is set for November 21, 2017 at 6:45 PM and the details of the proposed 2018 budget will be presented at that time.

Chairman Schmitzer reported that with the foreclosure process at 476 East Main Street it was noted that a 1998 deferred sidewalk assessment of \$2,499.00 and interest of \$1,016.26 remained on the books. The property owner was notified by the City when the original assessment took place and then later through the county foreclosure process. Schmidlkofer is requesting that the council write-off the uncollectable amount of \$3,515.26.

Moved by Schmitzer, seconded by Kubichka to write off the delinquent sidewalk assessment of \$3,515.26 for 476 East Main Street. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

At the committee meeting DPW Schwarz stated that with the proposed Tax Incremental District No. 7 development, the City is requesting an access off Highway 32/57. If the Dept. of Transportation (DOT) would approve the road access there would be a few requirements, which are:

- That section of STH 32/57 be designated a “connecting highway” from 151 south to the city limits.
- The portion of the highway right-of-way would likely need to be annexed by the City from the Town of Charlestown
- Extend the 40 mph speed limit south to the City limits
- Create a turn lane

Schwarz noted that no action is required at this time as the City is waiting for final approval from the DOT before we can proceed.

Clerk Schmidlkofer reported that McClone Group provided the Wisconsin Physician Service (WPS) 2018 health insurance renewal rates:

	<u>2018</u>	<u>2017</u>
Single	\$517.29	\$488.21
Limited	\$1,030.59	\$976.40
Family	\$1,646.54	\$1,562.25

The above rates reflect a 5.5% increase that includes ACA fees. The annual premium increase is \$14,051.88 for the 18 city employees.

Schmidlkofer said that WPS determined they would not offer the same health insurance plan because our group size is fewer than 50. WPS is changing the City’s plan at renewal (January 1, 2018) to a standard plan. That means that the plan will offer a better in-network benefit.

Deductible changes	<u>2017</u>	<u>2018</u>
Single	\$3,500	\$3,000
Limited	\$7,000	\$6,000
Family	\$7,000	\$6,000

The out of pocket (OOP) does increase from \$4,500 to \$7,500 for a single plan and \$9,000 to \$15,000 for limited and family plans. WPS has reassured us that with the statewide network, unless there are some small independent clinics or specialist offices, most of the providers are in network.

Schmitzer reminded the council that last year the Common Council approved that the City would contribute toward the health reimbursement account (HRA) in the following manner:

- o Single plan employee responsibility \$0.00 to \$500 and city contribution \$501 to \$3,500.
- o Family plan employee responsibility \$0.00 to \$1000 and city contribution \$1001 to \$7,000.

In 2017, the max liability was \$93,000.00, which means that if everyone maxed out every possible dollar in his or her HRA the City would pay out \$93,000.00. McClone estimated 40% to 60% utilization of the HRA and currently the City is at \$48,502.49. In 2018 with the change in plan design, the max liability is \$82,500 and estimated 40% to 60% utilization. The fund balance committed for health insurance is \$90,058.07, which remained from when the City provided self-funded health insurance coverage.

Schmitzer said this appears to be a win-win situation with the proposed deductible rates decreasing resulting in \$16,500 less exposure and the increase in premiums of \$14,051.88. Thornber agreed it is a wash, this lowers the City’s exposure.

Moved by Thornber, seconded by Schmitzer to approve the WPS standard plan for 2018 and the City would contribute toward the health reimbursement account in the following manner:

- o Single plan employee responsibility \$0.00 to \$500 and city contribution \$501 to \$3,000.
- o Family plan employee responsibility \$0.00 to \$1000 and city contribution \$1001 to \$6,000.

Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Schmitzer informed the council that the committee reviewed 415, 420 and 476 East Main Street. These are the contaminated properties that had Phase I and II clean up completed and pending a final phase with Sigma, which will be reviewed at a meeting next week. The City is hoping that grant money will be available to assist with clean up, razing the buildings and finally sell the property for future development.

**UNFINISHED BUSINESS:**

Moved by Schmitzer, seconded by Hilton to introduce, adopt and waive the reading of Resolution No. 1751, a resolution to amend the Personnel Policy Manual Chapter 6 recruitment procedures and Chapter 7 records check and work permit. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

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Moved by Kubichka, seconded by Schmitzer to introduce, adopt and waive the reading of Resolution No. 1752, a resolution fixing salaries and benefits for city employees effective January 1, 2018. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Moved by Hilton, seconded by Goebel to introduce, adopt and waive the reading of Resolution No. 1753, a resolution establishing wages and benefits for Department of Public Works employees effective January 1, 2018. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Moved by Schmitzer, seconded by Hilton to introduce, adopt and waive the reading of Resolution No. 1754, a resolution to establish salaries for Fire Department personnel effective January 1, 2018. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Moved by Willems, seconded by Goebel to introduce, adopt and waive the reading of Ordinance No. 1142, an ordinance to establish salaries for city officials effective January 1, 2018. Roll call vote.

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

Eight votes cast. Six votes aye. (Kubichka, Johnson-nay) Motion carried.

Moved by Schmitzer, seconded by Kubichka to introduce, adopt and waive the reading of Ordinance No. 1143, an ordinance to establish salary and benefits for the Police Department Captain effective January 1, 2018. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Mayor Jaeckels said you have Ordinance No. 1144 establishing wages and benefits for Police Department chief.

Willems said, “I have some questions on the ordinance, why are we changing the vacation?”

Schmitzer replied, “Because at the General Gov’t meeting at the time of hire, that was what it was intended as I recall and as Rick Jaeckels who was chair of General Government recalled at that time.”

Thornber said, “And the minutes reflect it.” Schmitzer repeated, “And the minutes reflect it.”

Johnson said, “In other words, it was a mistake.”

Willems said, “My question is you start out at 4 weeks and now you going to give 5 weeks after 9 years?” Schmitzer said, “Yes.”

Willems said, “All the other city employees have to wait 18 years.”

Schmitzer replied, “That is what we negotiated.”

Thornber said, “That is a condition of hire as reflected in the minutes.”

Willems then asked, “What minutes? “

Thornber and Schmitzer responded the minutes of that General Government meeting.

Thornber said, “It is also reflected in the existing contract with Chief Plehn but it is fuzzy terminology.”

Willems said, “We don’t have contracts with employees we always use ordinances or resolutions and I don’t recall this being talked about or discussed. I thought when the chief was hired that was thru an ad-hoc committee. I would still like to know how we justify giving 5 weeks of

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vacation after nine years when all the other city employees have to wait 18 years for 5 weeks. That to me doesn't seem right. It seems like favoritism. Right language or not we started him out with 4 weeks which I do not have a problem with, that is generous and now you want to give him 5 weeks after nine years and everyone else has to wait twice as long. Where is the fairness in that?"

Thornber said, "The prior ordinance said 5 weeks vacation **at** 10 years of service and the committee felt this was "fuzzy". We wanted to define because it was intended and reflected in the minutes of the General Government meeting when he was hired. "

Schmitzer clarified that Rick was not mayor then but chair of the General Government. Willems asked Schmitzer, "So you all agreed back then, so why are we first acting on it now?"

Thornber replied, "We are only clarifying the language because it could have been interpreted the way it was written in the prior ordinance that the 5<sup>th</sup> week of vacation would not happen until the 10<sup>th</sup> year of service. That was not the intention; it should be **at** the first 10 years of service."

Willems asked again, "But why do all other city employees have to wait for 18 years to get a 5<sup>th</sup> week and why are we giving a 5<sup>th</sup> week after 9?"

Mayor Jaeckels said, "This is what was negotiated, this is what was negotiated. This was part of the negotiation process." Schmitzer added, "At the time of hire."

Willems asked for a copy of the minutes. Thornber said he didn't bring his along. Willems said, "I just can't understand why you would take one person. What about all the other people. Last year you took away meeting pay for people because that was wrong but now this year we are going to say you can have 5 weeks after 9 years. Everybody else has to wait 18 years. I just don't see where the fairness is in that when you start a man at 4 weeks and that is fine. So what you are telling me this was not acted on properly back 3 years ago when he was hired."

Thornber said, "It was not worded properly in the ordinance when he was hired. The wording was at the 10<sup>th</sup> year. We are only clarifying the language in the agreement, to make the ordinance agree with the minutes of that hiring meeting."

Moved by Willems to table Ordinance No. 1144 for further clarification regarding the minutes. Mayor Jaeckels asked for a second. Hearing no second, the motion failed for lack of a second.

Moved by Schmitzer, seconded by Kubichka to introduce, adopt and waive the reading of Ordinance No. 1144, an ordinance to establish salary and benefits for the Police Department Chief effective January 1, 2018. Roll call vote.

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

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

Moved by Kubichka, seconded by Schmitzer to approve the employment agreement with Paul Birschbach for building and plumbing inspector services for 2018 for an annual wage of \$19,380.00. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Moved by Kubichka, seconded by Thornber to go into closed session at 7:48 PM under WI Statutes 19.85 (1) (e) to negotiate the purchase of property and investing of public funds. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

In closed session, the council negotiated the purchase of property.

Moved by Willems, seconded by Hilton to return to open session at 8:03 P.M. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

Moved by Willems, seconded by Gruett to exercise the agreement to purchase real estate between the City of Chilton and Dan and Donna Vogt regarding 225 N. Irish Road (Tax ID # 16948) for a purchase price of \$160,000.00 to include amendments.

Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

**COMMUNICATION:**

Distributed the October 4, 2017 Chamber of Commerce minutes, November 1, 2017 staff minutes and the monthly building/plumbing report.

**APPROVE PAYMENT OF BILLS:**

Moved by Schmitzer, seconded by Hilton to pay the bills. Voucher No. 81057 through Voucher No. 81137 or accounts payable and payrolls totaling \$170,081.88. Roll call vote.

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

Eight votes cast. Eight votes aye. Motion carried.

**ADJOURNMENT:**

Moved by Willems, seconded by Johnson and carried to adjourn at 8:06 p.m. on November 7, 2017.

Helen Schmidlkofer, MMC  
City Clerk