

CITY OF SHULLSBURG
COMMON COUNCIL MEETING
JANUARY 16, 2008
6:30 P.M.

A regular meeting of the Common Council of the City of Shullsburg was held at 6:30 p.m. January 16, 2008 in the Community Room of the Shullsburg Community Townsend Center, 190 N, Judgement Street, Shullsburg, Wisconsin. Mayor Lance McNaughton called the meeting to order at 6:32 p.m. Notice of the meeting was posted and given to the office newspaper. Roll Call- Josh Jerry, Cheryl Fink, Carol Korn, Bob Edge. Others present: Wayne Gehrt, Pat Duffey, Dennis Tonak, Harry Blackbourn and Tom Lethlean. In the absence of the clerk, the minutes were taken by Mayor Lance McNaughton.

Motion by Fink second by Korn to approve the minutes of the December 19, 2007 meeting as amended. All aye, motion carried.

Committee Reports:

Ald Edge reported a leave request for George Morrissey and Steve Staver. Ald Korn reported that a Park Committee Meeting will be held January 28 at 6:30 p.m. Ald Fink reported that a Police Committee meeting was held. The February schedule and nuisance complaints were addressed. Mayor McNaughton reported that there was a Redevelopment Authority meeting regarding potential development of the Richards property. Information is being gathered before an offer to purchase is drafted. Motion by Jerry second by Korn to accept the committee reports. All aye, motion carried.

Motion by Korn second by Fink to approve the bills except the McGraw Pest Control invoice. All aye, motion carried. The clerk will be asked to check for double billing.

No discussion or action was taken regarding the ShullsburgLife.com presentation. It will be addressed at the next meeting.

Motion by Jerry second by Fink to go to number nine on the agenda. All aye, motion carried.

A discussion was held regarding an ordinance to amend Section 12.03 (6) of the Shullsburg Municipal Code, to shorten the time for which a Class B Liquor License may remain unused before it forfeits to the city. Current ordinance reads that if the license remains unused for a period of 90 days that the holder of that license will need to forfeit that license. Then the council, at their discretion, can grant three additional 90 day periods. Mayor McNaughton stated this was brought to the council attention due to the situation of the Brewster Café. The City does not have the right to force the surrender of the license until the 90 days has passed or until the license terminates June 30. The current owners of the restaurant would like to get the restaurant open as soon as possible and would like to obtain the Class B combination license also. Mayor McNaughton has spoke with both the city attorney and the legal counsel at the League of Municipalities regarding the situation. Both agreed that

there is nothing that the city can do to get the license back therefore Mayor McNaughton is proposing an amendment to the current ordinance to allow a 30 day nonuse period instead of 90 day nonuse period. Motion by Jerry second by Fink to approve the ordinance amendment as presented. All aye, motion carried.

Motion by Jerry second by Korn to go to number seven on the agenda. All aye, motion carried.

A brief discussion was held regarding an ordinance regulating outdoor wood burning devices. Mayor McNaughton stated that when he reviewed the sample ordinances with Steve Leitzinger. The council stated that their preference is to regulate the devices rather than banning the devices. Mayor McNaughton will get more information and this will be addressed at the next meeting.

In regards to the Monitor Billing for Truck Country, Ald Korn called Dick Gile to invite him to this meeting, but due to prior commitment Gile could not attend this meeting. Therefore Ald Korn does not want to take any action tonight.

A brief discussion was held regarding the claim for damages from Jerry Nielson. Motion by Fink second by Edge to file the claim with the insurance provider. All aye, motion carried.

A discussion was held regarding the Fire District's request for use of the City of Shullsburg's radio frequency. Ald Jerry stated that the Fire District is having a problem communicating on the radio due to the radio traffic. Motion by Korn second by Edge to approve the Fire District's use of the City's radio frequency. All aye, motion carried.

Motion by Jerry second by Korn to approve operator license for Jermey P. Nielsen and Kimberly E. Morrissey. Both have cleared a background check. All aye, motion carried.

During the public comment session of the meeting, Wayne Gehrt addressed concerns regarding the outdoor wood burning furnaces and directed the council's attention to the USA Today article.

At 7:20 p.m. a motion was made by Fink second by Jerry to go into closed session pursuant to Wis. Stats. 19.85 (1)(c) for the purpose of Union Contract Negotiations, pursuant to Wis. Stats 19.85 (1)(c) for the purpose of negotiations with Police Chief Strause and pursuant to Wis. Stats. 19.85 (c)(f) for the purpose of responding to an Employee Grievance. Roll Call- Jerry, Edge, McNaughton, Fink, Korn. All Aye, motion carried.

At 7:54 p.m. a motion was made by Jerry second by Fink to reconvene into open session. Roll Call- Jerry, Edge, McNaughton Fink Korn. All aye, motion carried.

At 7:54 a motion was made by Edge second by Korn to adjourn. All aye, motion carried.

Marsha Einsweiler
City Clerk/Treasurer