

CITY OF SHULLSBURG
COMMON COUNCIL MEETING
JULY 16, 2008

A regular meeting of the Common Council of the City of Shullsburg was held at 6:30 p.m. July 16, 2008 in the Community Room of the Shullsburg Community Townsend Center, 190 N. Judgement Street, Shullsburg, Wisconsin. Mayor Tom Curran called the meeting to order at 6:32 p.m. Notice of the meeting was posted and given to the official newspaper. Roll Call- Darrell Morrissey, Cheryl Fink, Josh Jerry, Carol Korn. All present. Others present: Dan Ubersox, Tina Ubersox, Ann Russell, Sonya Walton, Don Dickinson, Phyllis Morrissey, John Weiskircher, Dean MacNaughton, Charles Gensler, Harry Lee Blacbourn and Bill Nethery.

Motion by Fink second by Jerry to approve the minutes of the June 18, 2008 meeting as amended. All aye, motion carried.

Motion by Jerry second by Korn to approve the minutes of the June 19, 2008 special meeting. All aye, motion carried.

Motion by Fink second by Jerry to approve the minutes of the July 1, 2008 special meeting. All aye, motion carried.

Committee Reports:

Ald Korn reported the following regarding a Utility Committee meeting: 1. Discussion of amending section 13 of the City of Shullsburg Municipal Code. 2. Location of water fountain in front of the Community Building. 3. Electric Department purchase of transformers.

Ald Fink reported the following regarding a Police Committee meeting: 1. Donation of \$1,000 from Cargill to be used towards the purchase of a speed board. 2. Leave request for Chief Strause. 3. Discussion of the use of unauthorized vehicles on public streets. Ald Fink read the following statement in regards to the discussion of unauthorized vehicles: "On June 17, 2008 a meeting of the City of Shullsburg Public Safety Committee was held. During the meeting there was a discussion regarding golf carts being driven on the city streets. Members of the Committee had concerns expressed to them about the driving behavior of a specific golf cart operator. The main goal of the discussion was to raise the awareness of Chief Strause to these concerns, to voice concerns about the potential liability to the city and to make residents aware that our police simply cannot ignore the presence of golf carts on our streets. Golf carts are prohibited by Wisconsin law from being on streets and highways. At the June 17, 2008 meeting, the Public Safety Committee took no action on this topic. Following the meeting, Chief Strause drafted and delivered letters to select members of the community. The Public Safety Committee did not direct Chief Strause to prepare and deliver letters nor do we support his decision to threaten strict enforcement action against operators driving lawn tractors or side-by-side vehicles on our streets. We will support the use of his discretion so long as it results in the use of common

sense and reasonableness, but not the strict and otherwise senseless blanket enforcement he has proposed in his letters. Chief Strause's actions regarding his handling of this will be further investigated and addressed by members of the Public Safety Committee and the Common Council. Our sincere apologies go out to members of the community for the inappropriate manner in which this incident was dealt with by Chief Strause." Ald Korn stated that she was not aware that this statement had been prepared and only learned of it minutes before this meeting.

Ald Jerry reported a leave request for Don Dickinson.

Ald Morrissey reported that the location of the skate park was discussed at a Park Committee meeting and it will be addressed at the August 6 council meeting.

Mayor Curran reported a leave request for Marsha Einsweiler.

Motion by Fink second by Jerry to accept the committee reports. Fink, Jerry, Morrissey- Aye, Korn- No. Motion carried.

Motion by Jerry second by Korn to approve the bills with the exception of the Miner Transportation bill. All aye, motion carried.

Emmitt Reilly arrived.

A discussion was held regarding amending section 13 of the City of Shullsburg Municipal Code. John Weiskircher was present for the discussion. Weiskircher would like to build a new home and is asking the city to allow him to put in a private septic system. Municipal sewer is not available to his property located at 650 E. Water Street. Ald Korn is not in favor of private septic systems in the municipality due to past policy. Mayor Curran stated that the ordinance could be amended to include guidelines for private septic systems. Ald Fink is concerned with water contamination and feels that the DNR should be contacted regarding the issue. Mayor Curran will contact the city attorney regarding the issue.

Motion by Fink second by Jerry to approve operator license for the following application contingent upon a successful background check: Gary E. Farrey, Elizabeth A. Farrey, Roxanne Boardman, Brock T. Gille, and Sherry L. Riley. All aye, motion carried.

Motion by Korn second by Fink to approve the copier agreement with Midwest Business Products for the city and utility office copy machine. All aye, motion carried.

A discussion was held regarding the purchase of a used street sweeper. Don Dickinson stated this sweeper was previously owned by the City of Galena. Galena traded this sweeper in towards the purchase of a new sweeper. The sweeper is currently in Davenport at a dealership. Dickinson had inspected the sweeper when it was in Galena. Dickinson stated that the sweeper is in need of a conveyor belt and the dealership is willing to replace it before it is purchased. Dickinson also stated that it has a poly water tank, the inside is spotless and the dust test was clean. Dickinson also stated that there is a problem with the suspension. Ald Jerry spoke to the salesman and was told that they will deliver the sweeper and train the operator and the sweeper should last at least 20 years. The

cost of a new sweeper is approximately \$150,000. Motion by Korn second by Jerry to purchase the street sweeper at a cost up to \$30,000 contingent upon a satisfactory inspection of the suspension and conveyer belt. Roll call- Fink, Jerry, Korn, Morrissey. All aye, motion carried.

Motion by Fink second by Morrissey to approve the Use of Facilities Agreement between the City of Shullsburg and the SUN (Seniors United for Nutrition) Program, Inc. for the use of the Senior Center. All aye, motion carried. No changes were made from the previous agreement.

Motion by Fink second by Korn to approve to move the maturing CD to First Banking Center for a 11 month period at an interest rate of 3.25 APY. All aye, motion carried.

Motion by Fink second by Korn to appoint Jennifer Berendes to the Library Board. All aye, motion carried.

A discussion was held regarding the job description of the newly created position of Assistant Clerk/Treasurer. Mayor Curran spoke with the Teamsters Union representative and the union wants a response to their job description. Mayor Curran also stated that the union representative informed him that the union allows the non union employees to receive health insurance through the union and that insurance can be cancelled at anytime. Mayor Curran will meet with the union representative regarding the issue and report back to the council.

During the public comment session of the meeting the following items were addressed: 1. Wayne Gehrt- Intersection of Diagonal, Mineral and Judgement Streets obstruction of view due to overgrown bushes on the corner. 2. Phyllis Morrissey commented on the issue of golf carts being driven on the streets. She only uses it to go to the park to watch grandchildren play ball. Harry Lee Blackbourn inquired whether or not it is state law and if so, could the city have an ordinance that would address golf carts on the streets. Ald Fink stated that the City of Brillion has an ordinance and Chief Strause is getting more information on it. 3. Carl Ballard commented on the public nuisance letter he received about the repairs to his house. Ballard inquired about where he was to get the money to do the repairs. The Clerk will give him the contact information on the Housing Grant that may be able to help with funding.

The clerk reported that she will be attended mandatory election training and will let them know what date when she finds out. The clerk also checked into the software training for the Utility Billing. The cost is \$1,200 per day for one to four individuals.

At 7:15 p.m. a motion was made by Fink second by Jerry to convene into closed session pursuant to Wis. Stats 19.85 (1)(c) for the purpose of discussing the applicants for the Assistant Clerk/Treasurer Position. Roll Call- Morrissey, Fink, Korn, Curran, Jerry. All aye, motion carried.

Ald Darrell Morrissey left the meeting.

In closed session a discussion was held regarding the applicants for the Assistant Clerk Treasurer position.

At 8:20 p.m. a motion was made by Korn second by Fink to reconvene into open session. Roll Call- Jerry- No, Curran, Fink, Korn- Yes. Motion carried.

In open session a motion was made by Korn to hire Carol Allendorf for the Assistant Clerk/Treasurer position. Due to a lack of a second the motion failed.

At 8:37 p.m. a motion was made by Korn second by Jerry to adjourn. All aye, motion carried.

Marsha Einsweiler
City Clerk/ Treasurer