

CITY OF SHULLSBURG
COMMON COUNCIL MINUTES
SEPTEMBER 3, 2008
6:30 P.M.

A regular meeting of the Common Council of the City of Shullsburg was held at 6:30 p.m. September 3, 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 6:30 p.m. Notice of the meeting was posted and given to the newspaper. Roll Call- Darrell Morrissey, Cheryl Fink, Josh Jerry, Carol Korn- All present. Others present: Dan Bartholf, Don Dickinson, Tom Gunnell, John Weiskircher, JoAnn Weiskircher, George Morrissey, Chief John Strause, Officer Rick Moyer, Ron Pole, Tom Pedley, Mary Alice Pedley, Ollie Cody, Jim Lacke, Ann Russell, Charles Gensler, Sonya Walton and Wayne Gehrt.

Motion by Fink second by Morrissey to approve the minutes of the August 20, 2008 meeting as amended. Morrissey, Fink, Korn- All aye. Jerry – Abstained, motion carried.

Committee Reports:

Ald Korn reported the following: 1. Leave request for George Morrissey. 2. Purchase Order 1680. 3. Presented the city with a check for \$2,000 from the Fourth of July Committee for the renovations of the restrooms at Badger Park. 4. Thanked the police department for solving the recent burglaries. Ald Jerry reported that the street sweeper that was recently purchased is here.

Motion by Korn second by Morrissey to accept the committee reports and approve the purchase orders. Korn, Jerry, Morrissey- All aye. Fink- No. Motion carried. Motion by Fink second by Korn to approve the bills for the general, water, sewer, electric, library and pool funds. All aye, motion carried.

Motion by Fink second by Korn to approve the bills for the general, water, sewer, electric, pool and library funds. All aye, motion carried.

Dawn Shawcross, Bill Nethery and Bob Curran arrived.

At 6:37 p.m. a motion was made by Jerry second by Fink to convene into closed session pursuant to Wisconsin Statutes 19.85 (1)(c) to discuss performance of a city employee. Roll Call- Curran- Yes, Morrissey-Yes, Fink-Yes, Jerry- Yes. Korn- No. Motion carried.

At 7:06 p.m. a motion was made by Morrissey second by Korn to reconvene into open session. Roll Call- Fink, Morrissey, Jerry, Korn, Curran- All aye, motion carried.

Donna Rogers, Mike Rogers, Pat Byrne, Jim Byrne and Larry Cherry arrived.

“Open Meetings” and “Open Records” training was given by Attorney Dan Bartholf. Bartholf will email an “Open Meetings” and

“Open Records” compliance guide to the clerk for reference and distribution to the council members.

A discussion was held regarding the open records request by Chief John Strause. Attorney Bartholf explained that asking to have questions answered is not an open records request. The clerk presented Chief Strause with a written response to his open records request.

A hearing for a grievance filed by Chief Strause was held. Chief Strause filed a grievance after a statement was read by Ald Fink at the July 16 council meeting. Strause feels his honor and integrity have been damaged due to the statement that was read. Mayor Curran and Ald Morrissey asked Chief Strause what they can do to resolve the issue. Chief Strause stated that he would like his questions answered. Mayor Curran and Ald Morrissey stated that they do not have answers to his questions and Chief Strause will have to proceed as he feels is necessary. Chief Strause would like Ald Fink and Ald Jerry to resign from the Police Safety Committee and would like the city to appoint a Police Commission. Mayor Curran stated that he will look into appointing a Police Commission.

A discussion was held regarding an Ordinance to Amend Section 13.14 of the City of Shullsburg Municipal Code-Private Sewer Treatment. Mayor Tom Curran explained that amending the ordinance would allow additional guidelines for private septic that are approved by the city council due to land restrictions such as creeks and hills. Included in the guideline are the following: Must have a minimum of 2 acres of land, proof that the septic has been pumped every 24 months and payment of an annual fee. Motion by Morrissey second by Jerry approve the amendment to Section 13.14 of the City of Shullsburg Municipal Code- Private Septics as presented. Roll Call- Fink- No, Korn- No, Jerry- Yes, Morrissey- Yes, Curran- Yes. Motion carried.

A brief discussion was held regarding the appointment of Carl Ballard to the Redevelopment Authority. A motion was made by Korn to approve the appointment of Carl Ballard to the Redevelopment Authority. Due to a lack of a second by the motion failed.

A brief discussion was held regarding a proposal from Process Equipment Repair for Services at the Waste Water Treatment Plant- Vertical Rotary Fine Screen in the amount of \$56,400. Ald Korn, Utility Committee Chairperson, stated that this is a need not a want and that the Sewer Department does have the funds available. Motion by Korn second by Jerry to accept the proposal from Process Equipment Repair in the amount of \$56,400. Roll Call- Morrissey-Yes, Korn-Yes, Jerry-Yes, Fink-No. Motion carried.

A brief discussion was held regarding a proposal from Process Equipment Repair for Services at the Waste Water Treatment Plant- On site lift station rehabilitation in the amount of \$17,077. Motion by Jerry second by Korn to accept the proposal from Process Equipment Repair in

the amount of \$17,077. Roll Call- Fink- No, Jerry-Yes, Morrissey-Yes, Korn-Yes. Motion carried.

Mayor Tom Curran stated that he had received Tim Crotty's letter of resignation from the Revolving Loan Committee. No one was appointed to fill the remainder of Crotty's term. Ald Korn thanked Crotty for his years of service on the committee.

Regarding an operator license application submitted by Ruth A. Stewart, the clerk stated that a background check had been completed and Stewart did not have any alcohol violations. Motion by Fink second by Korn to approve an operator license for Ruth A. Stewart. All aye, motion carried.

During the public comment session of the meeting John Weiskircher stated that he would like to be notified when the annual permit fee for the private septic is addressed by the council.

At 8:05 p.m. a motion was made by Fink second by Jerry to convene into closed session pursuant to Wisconsin Statute 19.85 (1)(c) to consider employment and discuss the applicants for the Assistant Clerk/Treasurer position. Roll Call- Curran, Fink Korn, Morrissey, Jerry- All aye, motion carried.

Ald Morrissey left the meeting.

At 8:14 p.m. a motion was made by Korn second by Fink to reconvene into open session. Roll Call- Jerry, Korn, Fink, Curran- All aye, motion carried.

Others present: Chief John Strause, Ollie Cody, Tom Pedley, Mary Alice Pedley, Donna Rogers, Ann Russell, Carl Ballard and Sonya Walton.

In open session a motion was made by Korn second by Fink to offer the position to Carol Allendorf. Roll Call- Fink-Yes, Korn-Yes, Jerry- No. Motion carried. Citizens present voiced their opinions regarding the decision of the council.

At 8:29 p.m. a motion was made by Korn second by Fink to adjourn. All aye, motion carried.

Marsha Einsweiler
City Clerk/Treasurer