

CITY OF SHULLSBURG
COMMON COUNCIL MINUTES
SEPTEMBER 16, 2009
IMMEDIATELY FOLLOWING A PUBLIC HEARING FOR A PROPOSED BEER GARDEN
ORDINANCE

A regular meeting of the Common Council of the City of Shullsburg was held on September 16, 2009 in the Community Room of the Shullsburg Community Townsend Center, 190 N. Judgement Steet, Shullsburg, Wisconsin. The common council meeting was held immediately following a public hearing for a proposed Beer Garden Ordinance. Mayor Tom Curran called the meeting to order at 7:13 p.m. Roll Call- Darrell Morrissey, Carl Ballard, Dan Spillane, Carol Korn- All present. Others present: Dave Leahy, Don White, Ellie Landau, Louie Landau, Rick Moyer, Roxanne Leahy, Carl Burgess, Janet Burgess, Tom Lethlean, Rick Moyer, Dave Kieler, Randy Loomis, Todd Lux, Steve Curran and Kimberlee Jacobsen.

Motion by Korn second by Ballard to approve the minutes of the September 2, 2009 meeting. All aye, motion carried.

Committee Reports:

Ald Morrissey reported the following with regards to the Park Committee: 1. There was a fire at the east restroom. Juveniles lit garbage can on fire. 2. Shullsburg Fund Grant for the pool was changed to allow for the purchase of pool equipment instead of lowering the diving board, which had to be removed. 3. Construction on the Gehrt Pavilion is progressing. 4. Investigating options for the tennis court and possible slide for pool.

Ald Ballard reported the Police Committee discussed the purchase of a new squad car.

Ald Spillane reported the following with regarding to the Street Committee: 1. A woman fell on Water Street due to the deteriorating condition of the concrete. The holes will be filled before Cheesefest. 2. Asked Don Dickinson for a copy of the five year street plan.

Ald Korn reported the following with regards to the Utility committee: 1. Discussed the lighting at the Veterans Memorial. 2. Discussed the purchase of tires for the Water Department Truck. 3. Discussed the power washing of the Waste Water Treatment Plant. 4. Discussed the Power outage. 5. Discussed the Sludge Storage Tank Cleaning. 6. Discussed the Waste Water Mapping System.

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

A public hearing was held prior to this meeting, for public input regarding proposed Ordinance Creating Section 12.01 (k) and 12.07 of the City of Shullsburg Municipal Code Beer Garden Licenses Required for Outdoor Consumption at "Class B", Class "B", and/or "Class C" License Premises. Dave Leahy requested that the city council consider a motion to designate smoking areas versus beer gardens.

After a brief discussion regarding the proposed ordinance, a motion was made by Morrissey second by Ballard to replace the "50 % in section 12.07 (e) (2) with "40%". All aye, motion carried. Motion by Morrissey second by Ballard to forward the draft ordinance to the city attorney for review. All aye, motion carried. Dave Leahy asked the mayor how he voted. Mayor Curran responded by saying that he does not vote unless there is a tie.

A brief discussion was held regarding the costs for the beer garden permit. It will be addressed at the next council meeting.

Motion by Morrissey second by Korn to purchase 120 electric meters for \$7,530 as recommended by the Utility Committee. All aye, motion carried.

Motion by Korn second by Spillane to approve the purchase of a 2010 Ford Explorer from Vitruve Motors for \$21,393. Roll Call- Ballard-yes, Morrissey-yes, Korn-yes, Spillane- yes. Motion carried.

Regarding the request from the property owner, Clare Bank, NA, to split parcel no. 33.281.0246.0000, property located in the westerly 36 feet of Lot 7 Hempstead's Addition, the Clerk explained that a preliminary survey map must be approved by the council prior to acting on the Final Certified Survey Map. The property owner is requesting that the parcel be split, sectioning off the garage on the north side of the parcel. The purpose for the split is to sell the garage. In this case the surveyor and the property owner are satisfied with the preliminary survey map and are requesting that the preliminary and final certified survey map be considered at this meeting. Motion by Korn second by Ballard to approve the preliminary survey map for the property owned by Clare Bank as presented. All aye, motion carried. No changes to the preliminary survey map were requested by the council therefore the council proceeded with the final certified survey map request.

Motion by Ballard second by Spillane to approve the Final Certified Survey Map for property owned by Clare Bank, NA as presented. All aye, motion carried.

Ellie and Louie Landau Left the meeting.

Regarding the request from the property owner, Kimberlee Jacobsen / J212 Properties LLC, to relocate the properties boundaries for property located in the NW Shullsburg Addition Block 12 Lots 3 & 4, Parcel No. 33.281.0106.0000 & 33.281.0108.0000. The Clerk again explained that a preliminary survey map must be approved by the council prior to acting on the Final Certified Survey Map. The purpose for relocating the boundaries is to straighten out the boundary lines. All property is owned by Kimberlee Jacobsen / J212 Properties, LLC. In this case the surveyor and the property owner are satisfied with the preliminary survey map and are requesting that the preliminary and final certified survey map be considered at this meeting.

Motion by Ballard second by Morrissey to approve the preliminary survey map for the property owned by Clare Bank as presented. All aye, motion carried. No changes to the preliminary survey map were requested by the council therefore the council proceeded with the final certified survey map request.

Motion by Korn second by Spillane to approve the Final Certified Survey Map as presented. All aye, motion carried.

Future Agenda Items-1. Fee for the Beer Garden License. 2. One side parking on Clinton Street & Snow removal on Clinton Street.

Clerk Report: 1. The clerk presented the council with a preliminary budget worksheet. During the public comment session of the meeting the following comments were made: 1. Dave Leahy requested a timeline for the proposed beer garden ordinance. The ordinance will be forwarded to the city attorney for review and will be addressed at the next council meeting. 2. Ald Ballard stated that the flowers need to come down this week. 3. Ald Korn stated that the Annual Power & Light meeting will be held at Red's Supper Club October 29 if anyone is interested in going.

At 7:38 p.m. a motion was made by Morrissey second by Ballard to adjourn. All aye, motion carried.

Marsha Einsweiler
City Clerk/Treasurer