

CITY OF SHULLSBURG
COMMON COUNCIL MEETING
NOVEMBER 3, 2010
6:30 P.M.

A regular meeting of the Common Council of the City of Shullsburg was held at 6:30 p.m. on November 3, 2010 in the Community Room of the Shullsburg Community Townsend Center, 190 N. Judgment Street, Shullsburg, Wisconsin. Mayor Lethlean called the meeting to order at 6:30 p.m. Notice of the meeting was posted and given to the official newspaper. Roll Call- Darrell Morrissey, Carl Ballard, Dan Spillane, Jim Paquette. All present. Others present: George Burns, Rich Wotnoske, Stan King and Mike Meunier.

Motion by Ballard second by Paquette to approve the minutes of the October 20, 2010 meeting with corrections as noted. All aye, motion carried.

Committee Reports: Ald Spillane reported purchase orders 1554- \$687.50 and 1547- \$19.81. Ald Morrissey reported that the red dump is going to need some repairs. The estimated costs are approximately \$3,917.

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

Stan King, Delta 3 Engineering, presented the council with a pay request from W. C. Stewart Construction. King explained the pay request and gave an update on the project. King stated that the second layer of blacktop would be completed in the spring and 5% retainage would be kept until that work is completed. Motion by Paquette second by Spillane to approve the pay request in the amount of \$219,972.50. All aye, motion carried.

Randy Loomis arrived.

Mike Meunier, Scenic Concepts, presented the council with aerial pictures of the city. Cost of the pictures are \$140 each or 3 for \$250. Einsweiler stated that \$50 was donated to the senior center earlier this year and they would put that amount towards the cost of the picture. The city council members decided that they would each donate \$40 towards the cost. All three pictures will be purchased.

A discussion was held regarding the request from Randy Loomis, owner of the Wheel In, for a permanent beer garden. The city has a draft ordinance that was proposed in September 2009 but was never adopted. Loomis explained to the council what he is proposing to construct. Rich Wotnoske, Fire Inspector, informed the council of the requirements for fire exits. The question is does the city want to allow beer gardens and are they going to move forward with establishing rules and requirements for such areas. Ald Ballard does not want to see this dropped and Ald Spillane feels that the rules should be strict. Motion by Ballard second by Spillane to go through the draft ordinance piece by piece and have something valid to present at the next meeting. Spillane, Ballard, Morrissey- Aye. Paquette – Opposed. Motion carried.

A discussion was held the park boundary survey, installation of markers and request from resident to acquire property from the city. The city council needs to decide how the boundaries of the park are marked. After discussing the matter a motion was made by Paquette second by Ballard to put the markets in according to the survey and

secure with concrete and ready rod. All aye, motion carried. The council also addressed a request from a Rich Wotnoske to acquire property from the city. Wotnoske is requesting to purchase a section of this land to square up his property. Mayor Lethlean would like to look at the property before taking any action. This will be addressed at the next meeting.

Motion by Spillane second by Ballard to move to number 13 on the agenda. All aye, motion carried.

George Burns was present to address the council regarding a delinquent utility bill. Burns expressed his opinion regarding the collection policy that the city council will be addressing in the future. Burns feels that the policy should only allow the customer to be 1-2 months delinquent before disconnecting the utilities and not to allow the account to go delinquent for several months. Wisconsin law does not allow utilities to be disconnected from November 1st through April 15th. Burns had filed a complaint with the PSC regarding the mishandling of the delinquent account. Mayor Lethlean explained to Burns that he had an email communication from the PSC stating that they were closing the complaint having found that the Shullsburg Utility was in compliance with the administrative code and that notification of this would be sent to Burns.

A discussion was held regarding the removal of trees in the vision triangle. There are two trees that are in the vision triangle and one that is questionable due the width of the alley. It was decided that Mayor Lethlean would get an opinion from City Attorney Kranz and this will be addressed at the next meeting.

A brief discussion was held regarding snow removal. Louie Redfearn and Sons submitted costs for snow removal. Cost for snow removal is \$90 per hour.

A discussion was held regarding advertising in the 2011 Lafayette County Visitors Guide. The cost of the back outside page is \$776. Motion by Ballard second by Morrissey to approve the advertising in the Lafayette County Visitors Guide on the back page for a cost of \$776. All aye, motion carried.

Motion by Spillane second by Paquette to approve an operator license for Nena L Juras. All aye, motion carried. A background check was completed by Chief Moyer prior to the meeting.

A brief discussion was held regarding the 2011 budget. Some changes were made and the budget hearing was sent for December 1 prior to the regular council meeting.

Future Agenda Items- 1. Removal of trees in the vision triangle. 2. Beer garden ordinance. 3. NFPA ordinance. 4. Utility Collection Policy. 5. Sale of property to Rich Wotnoske.

Clerk's Report- Nothing

Public Comment: Ald Spillane inquired about the city taking a tree down at Royce Lyne's residence. The city council had no knowledge of a tree being taken down at this location.

At 8:25 p.m. a motion was made by Paquette second by Morrissey to adjourn. All aye, motion carried.

Marsha Einsweiler
City Clerk/Treasurer