

CITY OF SHULLSBURG
COMMON COUCIL MEETING
NOVEMBER 17, 2010
6:30 P.M.

A regular meeting of the Common Council of the City of Shullsburg was held at 6:30 p.m. November 17, 2010 in the Community Room of the Shullsburg Community Townsend Center, 190 N Judgement Street, Shullsburg, Wisconsin. Notice of the meeting was posted and given to the official newspaper. Roll Call- Darrell Morrissey, Carl Ballard, Dan Spillane, Jim Paquette. Others present: Walt Webber and Marsha Einsweiler.

Motion by Ballard second by Paquette to approve the minutes of the October 28, 2010 special meeting, November 3, 2010 regular meeting, November 4, 2010 special meeting and November 11, 2010 special meeting. All aye, motion carried.

Committee Reports. Motion by Spillane second by Paquette to approve purchase orders 1598- \$215.23, 1599- \$144, 1600-\$59.99. All aye, motion carried. Ald Ballard reported the following regarding the Police Committee: 1. Revising the Beer Garden Ordinance. 2. Working on a NFPA Uniform Fire Code ordinance. Ald Spillane reported that the Street Committee is reviewing project for the spring. Ald Paquette reported that the water tower control unit has been installed.

Rich Wotnoske arrived.

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

A public hearing was held prior the council meeting for the following proposed ordinances: Section 17.11 Fences, Section 17.15 Definitions – Fences and Section 17.15 Definitions- Dwellings Design and Construction (6) Roofing Material. No objections were given at the public hearing. Motion by Paquette second by Ballard to approve the ordinance to Section 17.11 Fences. All aye, motion carried. Motion by Ballard second by Spillane to approve the ordinance to Section 17.15 Definitions- Fences. All aye, motion carried. Motion by Spillane second by Paquette to approve the ordinance to Section 17.15 Definitions- Dwelling Design and Construction (6) Roofing Material. All aye, motion carried.

Mayor Lethlean introduced Walter Weber, White Hill Cheese Company LLC. Weber explained that White Hill Cheese Company LLC is a company that was established from a joint venture between Emmi Roth Kase and Swiss Valley. The plan to have the company at full production by late February 2011. The company will employ 45-50 employees, approximately 20 employees will come from the Swiss Valley plant in Platteville. Mayor Lethlean asked Weber if there was anything the company needed from the city. Weber stated not as of today.

Motion by Spillane second by Morrissey to close the burning grounds for the season effective December 4, 2010. All aye, motion carried.

Motion by Morrissey second by Ballard to approve the payment of the second half of the Fire District assessment in the amount of \$17,337.96. All aye, motion carried.

A brief discussion was held regarding the electrical inspection compliance. Mayor Lethlean had left a message for Mike Reuter. Reuter is currently the inspector for new construction of homes in Shullsburg. This will be addressed at the next meeting.

Regarding the request for the permanent Beer Garden, Mayor Lethlean stated that the police committee is working on the ordinance. The final draft will be reviewed by the

police committee at the December 14, 2010 meeting and the council will address the final draft at the December 15, 2010 council meeting.

Regarding the trees in the vision triangle, Mayor Lethlean stated that the opinion from Attorney Kranz was that if the trees obstruct the vision then they would need to be removed. The trees are behind the stop sign therefore they do not obstruct the view therefore the trees do not need to be removed.

A discussion was held regarding the Utility Collection Policy. The utility committee reviewed the policy at the November 16, 2010 meeting and discussed whether or not the water utility should be shut off due to non payment. The past policy has been to only shut off the electric utility. The council decided that the water utility should also shut off for non payment. The policy will be changed to reflect this and the final draft will be presented to the council at the December 15, 2010 meeting for consideration.

A discussion was held regarding a NFPA Uniform Fire Code ordinance. A draft copy of a revised ordinance was presented to the council. It was decided that the draft copy would be sent to Attorney Kranz for review. The ordinance will be addressed at the either the December 1st or December 15th meeting depending when the opinion from the attorney is received.

The city received a request from Patrick Kennedy to purchase a section of land from the city. The section of land in question is located off of Estey Street in Badger Park. After a brief discussion a motion was made by Morrissey second by Ballard to deny the request to sell property to Patrick Kennedy for the reasons of encroachment on the park and lose of parking spaces. All aye, motion carried.

A discussion was held regarding the request from Rich Wotnoske to purchase a section of land from the city. Badger Park was surveyed earlier this year. As a result of the survey, Wotnoske discovered that he did not own land that he previously thought that he owned. The section of land is 20 ft x 97 ft. Selling the property to Wotnoske would square up the property. The council agreed to sell the property to Wotnoske at a cost of \$1,000 plus attorney and filing fees. No decision was made by Wotnoske therefore this matter will be addressed at the December 15, 2010 meeting.

A brief discussion was held regarding the 2011 budget. Changes were made as requested by Einsweiler. The budget hearing will be held prior to the December 1, 2010 meeting.

Future Agenda Items: 1. Development Agreement Payments. 2. Utility Collection Policy. 3. Move funds from TIF #4 to TIF #3. 4. Parking Issues at the school will be addressed that the December 15, 2010 Police Committee meeting.

Clerk/Treasurer Report: Einsweiler reported that the October check register and the October Treasurer's Report were included in the agenda packets. The council members were asked to sign the file copy.

Public Comment: Ald Morrissey inquired about the possibility of the west side of the Zimmerman property for the proposed new city garage. Mayor Lethlean will be meeting with Don Dickinson on Friday regarding the matter.

At 8:25 p.m. motion by Paquette second by Ballard to adjourn. All aye, motion carried.

Marsha Einsweiler
City Clerk/Treasurer