

Common Council Proceedings
City of Portage

Regular Meeting
Council Chambers
City Municipal Building

June 27, 2013
7:00 p.m.

1. Call to Order

Mayor Tierney called the meeting to order at 7:00 p.m.

2. Roll Call

Present: Ald. Dodd, Ebnetter, Garetson, Hamre, Havlovic, Klapper,
Maass, Miller, Oszman

Also Present: Mayor Tierney, City Clerk Moe, City Administrator Murphy,
City Attorney Spankowski, Fire Chief Simonson, Police Chief Manthey,
Engineering Technician Salmon

Media Present: Craig Sauer from Portage Daily Register, Bill Welsh from
Cable TV

3. Pledge of Allegiance

The Pledge of Allegiance was said.

4. Approval of Agenda

No changes.

5. Minutes of Previous Meeting

Motion by Klapper, second by to Maass to approve the minutes of the
June 13, 2013 Common Council meeting with the following change: the
sentence reading "Funds would not go towards the Canal Project; but
funds could go for storm water discharge facilities in the Canal." to be
changed to "Funds could go for storm water discharge facilities in the
Canal." Ald. Maass withdrew her second as her opinion was that the
minutes were correct as stated. The motion was then seconded by
Havlovic. Motion carried 7 to 2 on call of roll with Maass and Oszman
voting no.

6. Consent Agenda

Reports of Sub-Committees, Boards, and Commissions

Library Board, June 11, 2013

Economic Development Loan Fund Committee, June 17, 2013

Historic Preservation Commission, June 18, 2013

Motion by Dodd, second by Maass to accept the reports on the consent agenda. Motion carried unanimously on call of roll.

License Applications

Operator license applications for period ending June 30, 2014 for Kurt C. Albright; Carol M. Baron; Kelly E. Bellmore; Reid A. Bellmore; Nathan C. Booth; Christina L. Borden; Matthew F. Bremer; Thomas W. Brown; Eric A. Carpenter; Melanie J. Colen; Shawn P. Crossen; Cyndi L. Dieter; Vanessa A. Drew; Lori A. Elsner; Kayla N. Eickhoff; David W. Eulberg; Laura L. Gordon; John V. Gorsuch; Jennifer A. Green; Heather J. Hawley; Heiskanen, Jeffery L.; Tammy L. Hoepfner; William P. Hornat Sr.; Shawn A. Jensen; Anthony L. Kornish IV; Patricia A. Kottka; Jenna M. Krenz; Nicole R. Krintz; Sharon S. Krueger; Renee K. Kubinec; Theodore J. Kuse; Carrie M. Lindquist; Lisa L. Lonski; Eric S. Madsen; Kenneth B. Moninski; Antonio L. Naxi; Jessica K. Okan; Mark R. Otto; Melody K. Pfitzenreuter; Holly J. Potratz; Sarah J. Ringelstetter; Mary L. Rusch; Daniel D. Schelvan; Rachel D. Schmidt; Cheyenne N. Stewart; Sutfin, Janet E.; Julie E. Sweeney; Joseph F. Sweeney; Addie A. Tamboli; Tyler J. Teasdale; Peri L. Thiede; Candice L. Thome; Ulferts, Gordon L.; Kristy R. Wantroba

Taxi Cab Operator license applications for period ending June 30, 2014 to Kevin R.C. Connor; Chris A. Hixson; Matt J. Rathman.

Motion by Dodd, second by Oszman to approve the license applications as presented. Motion carried unanimously on call of roll.

7. Committee Reports

Finance/Administration Committee, June 10, 2013

Motion by Dodd, second by Garetson to deny the insurance claim from Mahlon Brasda. Motion carried unanimously on call of roll.

Plan Commission, June 17, 2013

Legislative and Regulatory Committee, June 20, 2013

Motion by Oszman, second by Miller to uphold the committee's recommendation for nonrenewal for Class A license of Pal and Simran LLC. Mayor Tierney recognized Attorney Bart Achterberg to speak on the behalf of Sharam Singh. Attorney Achterberg asked the council to reconsider the nonrenewal and to wait on any action until the court case is completed. Motion carried 5 to 4 on call of roll with Dodd, Ebnetter, Havlovic and Klapper voting no.

8. Old Business

None.

9. New Business

Resolutions

Resolution No. 13-017 relative to Preliminary Resolution Declaring Intent to Exercise Special Assessment Powers Under 66.0703 of the Wisconsin Statutes (Airport Road, West Slifer Street, Eastridge Drive and East Slifer Street Sidewalk Improvement Projects, and Selective Sidewalk Improvements) was read. Motion by Oszman, second by Klapper to adopt Resolution No. 13-017. Motion by Dodd, second by Oszman to amend the motion to correct the interest rate, which should be 3.50%. The amendment carried unanimously on call of roll. Resolution No. 13-017, as amended, was adopted unanimously on call of roll.

Resignation

A letter of resignation from Richard Beebe from the Historic Preservation has been received and filed.

Request from Janet Grotzke for waiver of Noise Ordinance for American Cancer Society Relay for Life event, July 12 – 13, 2013

Motion by Oszman, second by Miller to approve a waiver of the noise ordinance for the American Cancer Society Relay for Life event, July 12 – 13, 2013. Ald. Maass stated she would not be voting to approve the waiver because she thought the ordinance should be changed instead of granting waivers. Motion carried 8 to 1 on call of roll with Maass voting no.

Request from Portage Rotary Club for waiver of double fence requirement for Temporary Class "B" License for July 20, 2013.

Motion by Hamre, second by Klapper to approve a waiver of the double fence requirement for the Temporary Class "B" License for the Portage Rotary Club for July 20, 2013. Motion carried 7 to 2 on call of roll with Dodd and Maass voting no.

Memorandum of Understanding to secure, administer and allocate monies raised for purposes of constructing and maintaining a publicly owned skateboard facility.

Motion by Dodd, second by Klapper to approve the Memorandum of Understanding to secure, administer and allocate monies raised for purposes of constructing and maintaining a publicly owned skateboard facility. Motion carried on call of roll with Ebnetter abstaining.

Mayor's Comments

Portage has been selected for the Wisconsin LED Streetlight Pilot Project.

The Municipal Services and Utilities Committee will take a tour of city facilities at 6:00 p.m. on July 10, 2013. The bus tour will begin at the Municipal Building.

Events on June 29, 2013 include the Independence Day Parade and Concert in the Park.

There has been an inquiry from someone wishing to donate a statute of an 18 foot tall canoe with a Native American to be placed in the vacant property triangle at the Intersection of Wisconsin and DeWitt Streets.

The building at 310 DeWitt Street is now down.

City Administrator's Report

An update on the status of the 2013 Projects was given.

10. Closed Session

Motion by Oszman, second by Dodd to go into closed session pursuant to Wisconsin State Statutes 19.85(1)(b) for reconsideration of an Operator License for Kimberly A. Gavinski and pursuant to Wisconsin State Statutes 19.85(1)(e) to consider the purchase of property adjacent to the Industrial Park. Motion carried unanimously on call of roll at 7:52 p.m.

Motion by Oszman, second by Klapper to uphold the denial of an Operator License for Kimberly A. Gavinski. Motion carried unanimously on call of roll.

11. Adjournment

Motion by Oszman, second by Ebnetter to adjourn. Motion carried unanimously on call of roll at 8:20 p.m.

Marie A. Moe, WCPC, MMC
City Clerk