

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
TUESDAY MAY 16, 2017**

The Tuesday, May 16, 2017 meeting of the City of Jefferson Common Council was called to order at 7:00 p.m. by Mayor Oppermann. Members present were: Ald. Peachey, Ald. Horn, Ald. Beyer, Ald. Tully, Ald. Lares and Ald. Brandel. Absent: Ald. Miller and Ald. Krause. Also present were: City Administrator Freitag, City Attorney Brantmeier, City Engineer Pinnow and City Deputy Clerk/Treasurer Copsey.

PUBLIC PARTICIPATION

Michael Soleska, 140 S. Dewey Ave., commented on the new yield signs, the compost site and the stop signs on Reinel Street. Robert De Wolfe, 311 N. Center Ave., invited everyone to the EMS open house at 351 E. Racine St. from 9 a.m. – noon on Monday and 4 p.m. – 7 p.m. on Wednesday. Todd Clark, City Wastewater Superintendent, talked about the pilot study at the treatment plant and invited everyone to come see the algae machine.

MAYORAL PROCLAMATION

Mayor Oppermann read a proclamation for 2017 National EMS Week.

STATUS UPDATE – JEFFERSON GOLF COURSE DEVELOPMENT

James Kuehn, 315 Brickyard Ct., gave an overview of the changes at the golf course.

AN ORDINANCE TO AMEND SECTIONS 208-20 AND 208-21 OF THE CITY CODE TO ADD VIOLATIONS AND PENALTIES FOR POSSESSION OF MARIJUANA AND SYNTHETIC CANNABINOID

Ald. Horn introduced Ordinance #8-17 for its second reading.

**CITY OF JEFFERSON
ORDINANCE #8-17**

Section 1. §208-20. Violations and Penalties.

A. Any person who shall violate any provision of this chapter shall be subject to a penalty as provided in Chapter 1, Article I, of this code.

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D. In addition to the penalty provided in Subsection A above, if any person violates § 208-19(G), Possession of Marijuana, while in or on or otherwise within 1,000 feet of a state, county, city, village, or town park, a jail or correctional facility, a multiunit public housing project, a swimming pool open to members of the public, a youth center or a community center, while in or on or otherwise within 1,000 feet of any private or public school premises, or while in or on or otherwise within 1,000 feet of a school bus, as defined in Wis. Stat. § 340.01(56) as may be amended, the court shall, in addition to any other penalties that may apply to the crime, impose 100 hours of community service work for a public agency or a nonprofit charitable organization. The court shall ensure that the defendant is

provided a written statement of the terms of the community service order and that the community service order is monitored.

E. In addition to the penalties provided in this section, any person in violation of §208-19(G), Possession of Marijuana, and §208-19(I), Possession of Drug Paraphernalia, shall pay the actual cost of prosecution, including but not limited to the testing of a substance or a person, experts, witness fees and reports, etc.

Section 2. §208-21. Sale or possession of synthetic cannabinoid.

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C. Violations and penalties. Any person who shall violate any provision of this section shall be subject to a penalty as provided in Chapter 1, Article I, of this Code. The initial forfeiture is set at \$100 per offense, but shall be set annually by the Council and itemized in § 1-4C(1) of the City Code, together with the actual cost of prosecution, including but not limited to the testing of a substance or a person, experts, witness fees and reports, etc.

D. In addition to the penalty provided in Subsection C above, if any person violates any provision of this section while in or on or otherwise within 1,000 feet of a state, county, city, village, or town park, a jail or correctional facility, a multiunit public housing project, a swimming pool open to members of the public, a youth center or a community center, while in or on or otherwise within 1,000 feet of any private or public school premises, or while in or on or otherwise within 1,000 feet of a school bus, as defined in Wis. Stat. § 340.01(56) as amended, the court shall, in addition to any other penalties that may apply to the crime, impose 100 hours of community service work for a public agency or a nonprofit charitable organization. The court shall ensure that the defendant is provided a written statement of the terms of the community service order and that the community service order is monitored.

Section 3. This ordinance shall take effect after passage, publication, and attestation as required by law.

Ald. Horn, seconded by Ald. Beyer moved to approve Ordinance #8-17. Motion carried unanimously on call of the roll.

RESOLUTION NO. 11 - CONSENT AGENDA

Ald. Beyer introduced Resolution No. 11.

**CITY OF JEFFERSON
RESOLUTION NO. 11**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for May 16, 2017 is hereby adopted.

- A. Vouchers Payable for May in the amount of \$140,725.86. Payroll Summary for May 12, 2017 in the amount of \$152,963.06.
- B. Council Minutes from the May 2, 2017 Meetings of the Common Council.
- C. VFW Lease Agreement – Jefferson Cruise Nights
- D. Licenses as Approved by the Regulatory Committee.
 - 1. Operator’s Licenses
 - 2. Special Class B Licenses

Ald. Beyer, seconded by Ald. Tully moved to approve Resolution No. 11. Motion carried unanimously on call of the roll.

RESOLUTION AUTHORIZING AWARD OF BIDS AND EXECUTION OF AN AGREEMENT FOR THE 2017 SIDEWALK IMPROVEMENT PROGRAM

Ald. Peachey introduced Resolution No. 12.

**CITY OF JEFFERSON
RESOLUTION NO. 12**

WHEREAS, the City of Jefferson received one bid from contractors interested in completing work for the **“2017 Sidewalk Improvement Program”** and

WHEREAS, the City of Jefferson sidewalk program allows for landowners to privately contract to repair damaged sidewalk or may work with the City of Jefferson to have the sidewalk repaired as detailed within the City of Jefferson Municipal Code 240-2; and

WHEREAS, of the one bid received, Lyons Concrete Construction LLC was the low bidder for concrete sidewalk replacement;

NOW, THEREFORE BE IT RESOLVED that the City of Jefferson authorizes the City Administrator to enter into an agreement with Lyons Concrete Construction LLC for the 2017 Sidewalk Improvement Program for the following bid schedule where unit pricing holds depending on the total quantity of work completed as part of the 2017 Sidewalk Improvements Program:

EXISTING SIDEWALK REPLACEMENT

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>UNIT</u>	<u>QUANTITY VARIATIONS</u>	<u>UNIT PRICE</u>
1a	4" CONCRETE SIDEWALK	SQ. FT.	< 750	\$8.00
1b	4" CONCRETE SIDEWALK	SQ. FT.	> 750 - < 1200	\$7.75
1c	4" CONCRETE SIDEWALK	SQ. FT.	> 1200	\$6.75
2a	6" CONCRETE SIDEWALK	SQ. FT.	< 100	\$8.50
2b	6" CONCRETE SIDEWALK	SQ. FT.	> 100 - < 300	\$8.25
2c	6" CONCRETE SIDEWALK	SQ. FT.	> 300	\$7.25

NEW SIDEWALK INSTALLATION

<u>ITEM NO.</u>	<u>DESCRIPTION</u>	<u>UNIT</u>	<u>ESTIMATED QUANTITY</u>	<u>UNIT PRICE</u>
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S1	INSTALL DETECTABLE WARNING PLATES (PLATES PROVIDED – 48” X 24” 2 PLATES IN EACH INSTALLATION) - ADA COMPLIANT	EACH	1	\$50.00
S2	COMPLETE INSTALLATION OF NEW 4” CONCRETE SIDEWALK – ADA COMPLIANT	SQ. FT.	1,000	\$6.00
S3	COMPLETE INSTALLATION OF NEW 6” CONCRETE SIDEWALK- ADA COMPLIANT	SQ. FT.	100	\$6.50
S4	CURB REMOVAL AND DISPOSAL	LF	100	\$25.00
S5	TOPSOIL RESTORATION, SEEDING, FERTILIZING AND MULCHING	SQ. YD	100	\$4.00

Ald. Peachey, seconded by Ald. Brandel moved to approve Resolution No. 12. Motion carried unanimously on a voice vote.

RESOLUTION AUTHORIZING AN AGREEMENT WITH THE SCOTT FISCHER MEMORIAL FUND TO ACCEPT A HANDICAPPED ACCESSIBLE FISHING PIER AT THE RIVER’S EDGE NATURE PRESERVE.

Ald. Brandel introduced Resolution No. 13.

**CITY OF JEFFERSON
RESOLUTION NO. 13**

WHEREAS, the City of Jefferson has created, as part of its park system, the River’s Edge Nature Preserve located on Whitewater Avenue adjacent to the Rock River where the former River’s Edge Farm Market (the barn) was located.

WHEREAS, the Scott Fischer Memorial Fund has pledged funds necessary to construct a handicapped accessible fishing pier at the River’s Edge Nature Preserve on the Rock River.

WHEREAS, the Scott Fischer Memorial Fund has raised approximately \$16,000 towards the total cost of \$22,600.

WHEREAS, the Scott Fischer Memorial Fund has requested the City’s consideration for the remaining \$6,600 for the purchase of the handicapped accessible fishing pier from its park development funds.

WHEREAS, the City agrees to donate the additional \$6,600 for the pier from its Park Development Fund.

WHEREAS, there are additional plans to construct either a composite deck or Duradeck plastic matting for the approach or walkway to access the pier but the cost of the material is not part of this resolution.

NOW THEREFORE, be it resolved that the City Administrator is hereby authorized to pay the additional \$6,600 from the Jefferson Park Development Fund and to combine that with the \$16,000 donated from the Scott Fischer Memorial Fund and purchase the handicapped accessible fishing pier.

Ald. Brandel, seconded by Ald. Peachey moved to approve Resolution No. 13. Motion carried unanimously on call of the roll.

**RESOLUTION AUTHORIZING THE SALE OF GOODS OR SERVICES IN CITY RIGHT-
OF-WAY FOR JEFFERSON CRUISE NIGHTS: FRANKLIN FORCE FASTPITCH, 3-D
SOUND COMPANY AND DORIS ZIEGLEMEIER**

Ald. Tully introduced Resolution No. 14.

**CITY OF JEFFERSON
RESOLUTION NO. 14**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that Franklin Force Fastpitch, 3-D Sound Company and Doris Zieglemeier are hereby allowed to sell goods or services at the Jefferson VFW Recreation Center – 1420 S. Rockwell Ave. for the June 7, July 5, August 2, and September 6, 2017 Jefferson Cruise Nights.

Ald. Tully, seconded by Ald. Beyer moved to approve Resolution No. 14. Motion carried unanimously on call of the roll.

Ald. Peachey seconded by Ald. Lares moved to adjourn the May 16, 2017 meeting of the Common Council at 7:24 p.m. On a voice vote, motion carried unanimously.

The minutes of the May 16, 2017 meeting of the Common Council are uncorrected. Any corrections made thereto will be noted in the proceedings at which time the minutes are approved and referenced above.