

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
TUESDAY JUNE 20, 2017**

The Tuesday, June 20, 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. Lares, Ald. Miller, Ald. Krause and Ald. Tully. Absent: Ald. Brandel. Also present were: City Administrator Freitag, City Engineer Pinnow and City Clerk/Deputy Treasurer Kuehl.

PUBLIC PARTICIPATION

None.

ARTS ALLIANCE PLEIN AIR EVENT UPDATE

Administrator Freitag gave an overview of the Plein Air event that takes place on June 28 – July 2, 2017. It is an outdoor painting event and competition. The artists will paint Jefferson's historic buildings, churches, the Rock and Crawfish Rivers, landscapes and other points of interest. The artwork will be displayed and sold on Saturday and Sunday at Woolen Mills in the Jefferson Area Business Center.

PLYMOUTH STREET RAILROAD CROSSING UPDATE

Engineer Pinnow explained that the Plymouth Street railroad crossing will be repaired on June 27 - June 30th. Traffic will be routed from S. Main Street to Collins Road or S. Garity Street. There is signage in place to notify area residents and information is on the City website and Facebook page.

Mayor Oppermann asked for an update on E. Church and North Streets. Engineer Pinnow indicated that the water main replacement will be completed this week. Wolf Paving will start work after the 4th of July. The plan is to have the work completed before school starts in August.

AN ORDINANCE TO AMEND SECTION 208-27(C)(4) TO ELIMINATE DOMICILE AT TIME OF OFFENSE PROVISION

Ald. Tully introduced Ordinance #9-17 for its second reading.

**CITY OF JEFFERSON
ORDINANCE #9-17**

Section 1. C. Residency Restriction.

- (1) Restriction. In the absence of a circuit court order specifically exempting an offender from the residency restriction in this subsection, an offender shall not establish a permanent or temporary residence within 1,500 feet of the following:
 - (a) Private or public school.
 - (b) Public park, parkway, or parkland.
 - (c) Recreational trail.
 - (d) Public playground.
 - (e) Public library.
 - (f) Athletic field used by children.
 - (g) Licensed day-care center, as defined in § 48.65, Wis. Stats.

- (h) Specialized school for children, including but not limited to a gymnastics academy, dance academy, or music school.
 - (i) Group home for children, as defined in § 48.02(7), Wis. Stats.
 - (j) Residential care center for children, as defined in §48.02(15d), Wis. Stats.
 - (k) Foster home, as defined in § 48.02(6), Wis. Stats., or treatment foster home, as defined in §48.02(17q), Wis. Stats.
- (2) Measuring distance and map of restricted locations. For the purposes of determining the minimum distance separation, the requirement shall be measured by following a straight line from the outer property line of the residence to nearest outer property line of the establishments listed above in Subsection [C\(1\)](#). The City Clerk shall maintain an official map showing prohibited locations as defined by this section. The City Clerk shall update the map at least annually to reflect any changes in the prohibited areas.
- (3) Exceptions. A offender residing within a prohibited area as described in Subsection [C\(1\)](#) does not commit a violation of this section if any of the following apply:
- (a) The offender is required to serve a confined sentence at a jail or other correctional institution or facility located within a prohibited area.
 - (b) The offender established a permanent or temporary residence and reported and registered the residence pursuant to § 301.45, Wis. Stats., before the effective date of this section. Once said offender no longer resides in the restricted area, another convicted sex offender may not establish residency in said residence in the restricted area.
 - (c) The school, park, recreational trail, playground, library, athletic field, day care, specialized school, group home, residential care center, or foster home, where children regularly gather within 1,500 feet of the person's permanent or temporary residence was opened after the person established the permanent or temporary residence and reported and registered the residence pursuant to § 301.41, Wis. Stats.
 - (d) The offender is a minor or ward under guardianship.
- ~~(4) Original domicile restriction. In addition to the residency restrictions set forth herein and subject to Subsection [C\(3\)](#) above, no offender shall be permitted to establish a residence in the City of Jefferson unless such person was domiciled in the City of Jefferson at the time of the most recent offense resulting in the person's most recent conviction, commitment, or placement as a sex offender as set forth in Subsection [C\(2\)](#) above.~~
- ~~(54)~~ Property owners prohibited from renting real property to certain offenders.
- (a) It is unlawful to let or rent any place, structure, or part thereof, with the knowledge that it will be used as a permanent or temporary residence by any offender prohibited from establishing such permanent or temporary residence pursuant to this section, if such place, structure, or part thereof, is located within a prohibited area and not subject to an exception set forth in Subsection [C\(3\)](#) above.
 - (b) A property owner's failure to comply with this section shall constitute a violation of this section, and shall subject the property owner to the penalty provisions in Subsection [E](#) below.

Section 2. This ordinance shall take effect after passage, publication, and attestation as required by law.

Motion was made by Ald. Tully, seconded by Ald. Krause to approve Proposed Ordinance # 9-17.

Mayor Oppermann asked the Council to table action on this ordinance this evening due to City Attorney Brantmeier's inability to be at the meeting. His input is important on this matter. It was noted that this will return to the Council at a future meeting.

Ald. Lares, seconded by Ald. Horn moved to table Proposed Ordinance #9-17. Motion carried unanimously on call of the roll.

RESOLUTION NO. 23 - CONSENT AGENDA

Ald. Beyer introduced Resolution No. 23.

**CITY OF JEFFERSON
RESOLUTION NO. 23**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for June 20, 2017 is hereby adopted.

- A. Vouchers Payable for May in the amount of \$42,507.67 and June in the amount of \$259,376.39. Payroll Summary for June 9, 2017 in the amount of \$148,719.50.
- B. Council Minutes from the June 6, 2017 Meetings of the Common Council.
- C. Licenses as Approved by the Regulatory Committee.
 - 1. Operator's Licenses
 - 2. Special Class B Licenses

Ald. Beyer, seconded by Ald. Miller moved to approve Resolution No. 23. Motion carried unanimously on call of the roll with Ald. Tully abstaining from the minutes.

Mayor Oppermann then announced that they will skip to item #9 on the agenda, Resolution No. 26.

RESOLUTION AUTHORIZING THE TEMPORARY CLOSURE OF GOLF DRIVE TO THE KUEHN CHARITABLE GOLF FOUNDATION

Ald. Lares introduced Resolution No. 26.

**CITY OF JEFFERSON
RESOLUTION NO. 26**

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that Golf Drive is hereby temporarily closed on July 3, 2017 from 12:00 p.m. to 11:55 p.m. for the City fireworks celebration; and

BE IT FURTHER RESOLVED, that said right-of-way is hereby leased to the Kuehn Charitable Golf Foundation in the sum of \$1.00 for said time-frame.

Ald. Beyer stated that the Regulatory Committee recommends amending the Resolution to include July 4, 2017 as the rain date for the closure of Golf Drive.

Ald. Beyer, seconded by Ald. Lares moved to approve the amendment to Resolution No. 26, adding a rain date of July 4, 2017 for the closure of Golf Drive. Motion carried unanimously on call of the roll.

Ald. Lares, seconded by Ald. Krause moved to approve amended Resolution No. 26. On call of the roll, motion carried unanimously.

RESOLUTION REJECTING LIFT STATION MECHANICAL AND ELECTRICAL BID FOR JEFFERSON WASTEWATER UTILITY

Ald. Peachey introduced Resolution No. 24.

**CITY OF JEFFERSON
RESOLUTION NO. 24**

WHEREAS, the Jefferson Wastewater Utility obtained one bid for the mechanical and electrical work required to complete the construction of the lift station that will serve the sanitary sewer system for the north interchange area; and

WHEREAS, the Finance Committee has reviewed the bid and concurs with the recommendation of the Wastewater Utility Superintendent for the rejection of the bid from Dane County Contracting and recommends the same to the Common Council; and

NOW, THEREFORE BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that it herein rejects the bid from Dane County Contracting for the lift station mechanical and electrical work.

Ald. Peachey, seconded by Ald. Lares moved to approve Resolution No. 24. On call of the roll, motion carried unanimously.

RESOLUTION RESCHEDULING THE JULY 4, 2017 MEETING OF THE COMMON COUNCIL DUE TO INDEPENDENCE DAY

Ald. Krause introduced Resolution No. 25.

**CITY OF JEFFERSON
RESOLUTION NO. 25**

BE IT RESOLVED by the Common Council of the City of Jefferson, Wisconsin that the regular Common Council meeting on July 4, 2017, is hereby cancelled.

BE IT FURTHER RESOLVED, that the meeting will be rescheduled for July 5, 2017.

Ald. Krause, seconded by Ald. Tully moved to approve Resolution No. 25. Motion carried unanimously on a voice vote.

Adjourn to Closed Session Pursuant to Section 19.85 (1)(g) of the Wisconsin State Statutes to Confer with Attorney Brantmeier (via Phone) concerning litigation strategy in Cavanna V City of Jefferson, Work Comp No. 2015024950.

Ald. Horn seconded by Ald. Krause moved to adjourn to Closed Session. On call of the roll, motion carried unanimously.

It was moved by Ald. Tully and seconded by Ald. Miller to reconvene to open session. Motion carried unanimously on call of the roll.

Ald. Krause seconded by Ald. Peachey moved to adjourn the June 20, 2017 meeting of the Common Council at 7:45 p.m. On a voice vote, motion carried unanimously.

The minutes of the June 20, 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.