

**MINUTES
CITY OF JEFFERSON COMMON COUNCIL
CITY HALL COUNCIL CHAMBERS
TUESDAY, MAY 17, 2022**

The Tuesday, May 17, 2022 meeting of the City of Jefferson Common Council was called to order at 7:00 p.m. by Mayor Oppermann. Member's present were: Ald. Tully, Ald. Neils, Ald. Mattke, Ald. Schroeder, Ald. Beyer, Ald. Lares and Ald. Teeter. Absent: Ald. Brandel. Also present were: City Attorney Rogers, City Clerk/Deputy Treasurer Copsey, and Police Chief Pileggi.

PUBLIC PARTICIPATION

Chief Ken Pileggi let the council know that this is National Police Week, and went over how many officers have fallen recently. He would like to thank our current officers.

MAYORAL PROCLAMATION

**MAYORAL PROCLAMATION
CITY OF JEFFERSON, WISCONSIN
2022 NATIONAL POLICE WEEK**

WHEREAS, The Congress and President of the United States have designated the week of May 11th - 17TH, 2022 as National Police Week; and

WHEREAS, the members of the law enforcement agency of the City of Jefferson play an essential role in safeguarding the rights and freedoms of the City of Jefferson; and

WHEREAS, it is important that all citizens know and understand the duties, responsibilities, hazards, and sacrifices of their law enforcement agency, and that members of our law enforcement agency recognize their duty to serve the people by safeguarding life and property, by protecting them against violence and disorder, and by protecting the innocent against deception and the weak against oppression; and

WHEREAS, the men and women of the law enforcement agency of the City of Jefferson unceasingly provide a vital public service;

NOW, THEREFORE, I, Dale Oppermann, Mayor of the City of Jefferson, call upon all citizens of Jefferson and upon all patriotic, civic and educational organizations to observe the week of May 11th - 17TH, 2022 as Police Week with appropriate ceremonies and observances in which their faithful and loyal devotion to their responsibilities, have rendered a dedicated service to their communities and, in so doing, have established themselves an enviable and enduring reputation for preserving the rights and security of all citizens.

I further call upon all citizens of Jefferson to remember all law enforcement officers who, through their courageous deeds, have made the ultimate sacrifice in service to their community or have become disabled in the performance of duty, and let us recognize and pay respect to the survivors of our fallen heroes.

DISCUSSION: UPDATE ON POLICE CHIEF HIRE

Thursday, May 19th a professional panel of Jefferson County current Chiefs will be doing the first round of interviews. Then on May 23rd, the Police and Fire Commission will do interviews. Captain Richter will be the intern Police Chief until one is placed.

DISCUSSION: GENERAL OBLIGATION BOND ISSUANCE

Mayor Oppermann went over some notes on the recent selling of general obligation bond issuance for the City.

ORDINANCE AMENDEING § 14-6(A) OF THE JEFFERSON MUNICIPAL CODE TO ADD AN ADDITIONAL MEMBER TO THE PARK AND RECREATION COMMISSION

(To be introduced for its first reading by Ald. Neils.)

**CITY OF JEFFERSON
ORDINANCE NO. 2-22**

WHEREAS, the City of Jefferson has previously established a Parks and Recreation Commission to serve the best interests of the citizens of Jefferson; and

WHEREAS, said Parks and Recreation Commission is presently comprised of seven members which includes a member of the City School Board or a City School Administrator or a representative of the City School District; and

WHEREAS, the Common Council has determined that it would be appropriate to expand the membership of the Park and Recreation Commission to eight with the newest member being a representative from the Jefferson County government.

NOW THEREFORE, the Common Council does hereby ordain as follows:

Section 1. Section 14-6(A) of the Jefferson Municipal Code is amended increasing membership in the City of Jefferson Park and Recreation Commission from seven to eight members with the newest member to be a representative from the Jefferson County government. Said representative shall act in an ex officio capacity on any commission matter.

Section 2. This Ordinance shall be effective on the date after its enactment and publication of this ordinance as required by law.

ORDINANCE TO MODIFY SECTION 204 OF THE JEFFERSON MUNICIPAL CODE TO REGULATE CITY PARKS

(To be introduced for its first reading by Ald. Tully.)

**CITY OF JEFFERSON
PROPOSED ORDINANCE #3-22**

An Ordinance to repeal and replace Chapter 204 of the Municipal Code of the City of Jefferson to Regulate City Parks

THE COMMON COUNCIL OF THE CITY OF JEFFERSON, WISCONSIN DO ORDAIN AS FOLLOWS:

§204-1 Prohibited Activities

- A. No person shall camp overnight in any City park or on any City property.
- B. No motorized vehicles except in designated parking areas (City vehicles and contractors authorized by the City to perform maintenance or related duties excepted.)
- C. Fires except in personal grills. Unburned fuel and ashes shall be disposed of in such a manner as to prevent fire or other damage.
- D. Glass containers.

§204-2 Park Hours

- A. No person shall be present in any City park from 10:30 PM until 6:00 AM each day except City or other governmental employees performing official duties or persons authorized by the City to perform maintenance or related duties except as set for in §204-2(B).
- B. The park hours for the following City Parks shall be from dawn to dusk:
 1. Lubahn Park
 2. River's Edge Nature Preserve
 3. Meadow Springs Conservancy
 4. Rock River Landing Park
 5. Utility Park
 6. VFW Park

§204-3 Waterways

- A. Intent. The intent of this section is to provide safe and healthful conditions for the enjoyment of aquatic recreation consistent with public rights and interest and the capability of the water resources upon the waters of the Rock and Crawfish Rivers within the City.
- B. Definitions. The following words, terms and phrases, when used in this section, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning:

SLOW NO WAKE – As defined in § 30.50(12), Wis. Stats.

WATERWAY MARKERS – All official waterway markers (signs, buoys, lights, etc.) designed to assist the boater by marking unsafe areas, directing traffic through safe channels, preventing accidents, and protecting resources.

- C. Applicability and enforcement.

1. The provisions of this section shall apply to the waters of the Rock and Crawfish Rivers that lie within the boundaries of the City, established as shown on the plat of those rivers and filed in the office of the City Director of Public Works/Engineer, and the line of the ordinary water mark in these rivers shall be deemed its boundaries at all places elsewhere.
 2. This section shall be enforced by the officers of the City.
- D. Boating regulations and safety laws adopted.

1. The state boating laws as found in §§30.50 to 30.71, Wis. Stats., are adopted by reference in this section as if fully set forth.
 2. No person shall operate a boat or personal watercraft faster than slow no wake in the waters of the Rock River from the Puerner Street bridge to the South Main Street bridge and on the Crawfish River from the Wisconsin Drive bridge to South Jackson Avenue at any time. In addition, no person shall operate a personal watercraft faster than slow no wake from the Puerner Street bridge north to the City limits on the Rock River.
- E. Refuse, littering and obstruction.
1. The noxious substance laws as found in § 29.601, Wis. Stats., are adopted and by reference made a part of this section.
 2. It shall be unlawful for any person to throw or allow to be placed in bottles, cans or any other debris in the waters of the Rock and Crawfish Rivers within the City limits.
 3. No person shall drive any piles, lay any foundation, construct any wall, or build or maintain any building, platform or other structure in or over any part of the Rock or Crawfish Rivers without the permission of the Building/Zoning Inspector, and no person shall place or deposit in either river any earth, stone, ashes, paper boxes, brush, refuse, rubbish or other substance whatsoever tending to pollute either river or to obstruct its flow or to render it unsightly.
- F. Penalties
1. Any person who intentionally violates Subsection D shall be subject to penalties as found in §§30.80 and 30.50 to 30.71, Wis. Stats., which are adopted by reference in this section as if fully set forth. Failure to satisfy such fine will be subject to the laws of Ch. 778, Wis. Stats.
 2. Any person who intentionally violates Subsection E shall be subject to a fine of \$50 plus costs as set out in Chapter 1, §1-4(C)2 of this Code. Anyone failing to satisfy such fine will be subject to Ch. 778, Wis. Stats.

§204-4 Controlled animals within park boundaries

- A. Definition: Domestic animal – one that is sufficiently tame to live with a family, such as a dog or cat.
- ~~B. It shall be unlawful for any person's animals under that person's control, to be present within any park, recreation, or any other properties under the jurisdiction of the City of Jefferson except as set forth in §204-4(B). This section does not prevent persons from having pets in marked pedestrian sidewalks on public rights-of-way.~~ It shall be unlawful for any person to allow domestic animals to run at large at any time within a city park or on city owned lands within the boundaries of the city limits. All animals within city parks or city owned lands shall be kept on a leash no longer than 6' (six feet) by the owner at all times.
- ~~C. The following areas have been designated for the purpose of walking animals on a leash, no longer than 6' (six feet):~~
- ~~a. Lubahn Park~~
 - ~~b. River's Edge Nature Preserve~~
 - c. Meadow Springs Conservancy
- B. The owner of a dog, cat or domestic animal shall promptly remove and dispose of in a sanitary manner any excreta deposited by such animal upon any public property or private property other than the premises of its owner.
- D. Domestic animals are not allowed in areas of heavy public use plus due to health and public safety. These areas include: tennis courts, playgrounds, athletic fields and gardens.
- E. Waiver for domestic animals for special events may be given with Common Council approval.

- F. For the first violation, a fee in the amount of \$25 shall be assessed against the person, which shall be payable to the Police Department of the notice of violation. If the fee is not paid within 10 days or it is the person's second violation within one year, the violator shall be issued a municipal summons with forfeiture to be \$50 plus all applicable court costs, fees, and assessments. Any subsequent offense shall be subject the violator to the penalties provided in Chapter 1, Article 1 of this Code.

§204-5 Violations and penalties

- A. Except as otherwise provided in this chapter, any person who shall violate any provision of this chapter shall be subject to penalty as provided in Chapter 1, Article 1 of this Code [**Amended 10-18-2005 by Ord. No 17-05**]
- B. In addition to the penalty provided in Subsection A above, any person who shall damage public property shall be liable for the costs of repairing or replacing such property. The parent of an unemancipated child who causes damage to public or private property shall be liable for the cost thereof pursuant to §1-6 of this Code.

§204-6 Boating Regulations

- A. Public Boat Launchings. City Boat Launches are located at Tensfeldt Boat Launch (E. Riverview Dr and Henry Street) and Rock River Landing Boat Launch (N. Elizabeth Ave.). The public may use these facilities at their own risk.
- B. Boat Launching. Boats that are trailered shall be launched only in the designated areas of the listed City properties where boat launches are provided. All boat launch areas will be open 24 hours per day during the navigation season. No boats will be allowed to attach or tie-up, in any manner, adjacent to our on the tie-up dock which are adjacent to the launching ramps except for the immediate launching or loading or for authorized events.
- C. Transient Docking. All docks and piers that are not used for boat launching may be used for transient boaters. The non-launching transient dock is located at Rotary Waterfront Park and Rock River Landing Park. Persons using this dock shall not be allowed to dock more than 24 consecutive hours.
- D. Boat Launch User Fees
 - 1) No person shall use any City owned or operated boat launch facility for launching purposes without an annual or daily launching permit. The annual permit shall be valid from January to December of the year of issuance. The daily permit shall only be valid during the day of purchase. Annual permits will only be sold through the Parks and Recreation office and/or other outlets designated by the Director of Parks and Recreation. Boat Launch sites include: Tensfeldt boat launch (E. Riverview Drive and E. Henry Street) and Rock River Landing Boat Launch (N. Elizabeth Ave.).

- a) Fees

1. The annual launching permit, second permit and daily launching permit shall be established by the Common Council. A schedule of the current fee schedule is on file at the office of the City Clerk/Treasurer.
2. All annual stickers shall be prominently placed and displayed on the left side of the trailer tongue. In the event, no trailer is used, the launch sticker shall be prominently displayed on the back left bumper of the vehicle used to transport the craft launched at the launching site. The daily launching permit shall be prominently displayed on the interior of the drivers' side window of the vehicle used to transport the boat to the launching area.
3. Vehicles with boat trailers or other vehicles used to transport craft launched at any city owned or operated boat launch facility shall have a affixed annual or daily launching permit when parking in the following areas:
 - 1) Tensfeldt Boat Launch
 - a. All parking areas at the Tensfeldt Boat Launch
 - b. All parking areas at the Tensfeldt Park on S. Tensfeldt Avenue
 - c. Both sides of E. Henry Street
 - d. Both sides of E. Riverview Drive
 - 2) Rock River Landing Boat Launch
 - a. All areas abutting this facility
- 2) Authorize "Parking Enforcers". For purposes of enforcing this section of the Jefferson Municipal Code, employees of the City of Jefferson Parks Department are hereby designated as "Parking Enforcers" within the meaning of the sections 349.139(1)(e) and 349.13 of the Wisconsin Statutes and are hereby authorized to issue citations for non-moving violations of this section.
- 3) Responsibility of Owner. If any vehicle with a boat trailer is found upon any street, alley, highway, park or other public grounds of the City in violation of this section of the Jefferson Municipal Code and the identity of the driver can not be readily determined, the owner or person in whose name such vehicle is registered, shall be held prima facie responsible for such violation.
- 4) Enforcement of Parking Restriction. "Parking enforcers" observing violations of the parking restrictions specified within this chapter may issue parking tickets which shall be attached to the vehicle parked in violation. Each parking ticket shall specify:
 - a) Identification of the location of the vehicle parking in violation of the provisions of this section
 - b) The license number and state of licensing of the vehicle

- c) The time at which such vehicle is parking in violation of the provisions of this chapter.
 - d) Any other facts, knowledge of which is necessary to a thorough understanding of the circumstances attending to the violation.
- 5) Penalty for Violation. Any person who violates any provision of this Section shall be subject to a penalty as provided in Chapter 1, Article 1-5 of this code.
- 6) Use of Launch Fee Revenue. The net revenue resulting from the sale and enforcement of Launch Fee Permits, after the deduction of the cost of collection, enforcement, administration, and operation shall be used to establish, maintain and improve boat launch facilities within the City of Jefferson per Wisconsin Administrative Code and Statutes as amended from time to time.
- 7) This ordinance shall not apply to law enforcement vehicles used in the normal course of patrol or any and all search and rescue vehicles and trailers.

This ordinance shall be effective on the date after its enactment and publication of this ordinance as required by law.

CONSENT AGENDA

(To be introduced by Ald. Schroeder.)

CITY OF JEFFERSON RESOLUTION NO. 10

BE IT RESOLVED, by the Common Council of the City of Jefferson, Wisconsin that the consent agenda for May 17, 2022, is hereby adopted.

- A. Vouchers Payable for May 2022 in the amount of \$327,674.71. Payroll Summary for May 3, 2022 in the amount of \$178,466.24.
- B. Council Minutes from May 3, 2022 of the Common Council.
- C. 2022 Petition for County Highway Aids.
- D. Liquor License Address Change- Wine & Roses, Inc.-116 E. Milwaukee St.
- E. Licenses as Approved by the Regulatory Committee.
 - 1. Operator's Licenses.
 - 2. Class B Picnic License- Jefferson County Line Vans-Jefferson County Fairgrounds.
 - 3. Liquor License- Puetz and Zagara, LLC.

Ald. Schroeder, seconded by Ald. Mattke moved to approve Resolution No. 10. On call of the roll, Motion carried unanimously.

RESOLUTION APPROVING OFFER TO PURCHASE CONTRACTS FRO 609 & 613 S. MAIN STREET

(To be introduced by Ald. Teeter.)

**CITY OF JEFFERSON
RESOLUTION NO. 11**

WHEREAS “Offer to Purchase” Contracts (**the Contracts**) were submitted by the City Administrator to the owners of residential property located at 609 S. Main Street and 613 S. Main Street; and

WHEREAS the Contracts were accepted and approved by the owners of both residential properties; and

WHEREAS the terms and conditions of the Contracts are subject to approval by the Jefferson Common Council; and

NOW, THEREFORE BE IT RESOLVED, by the City Council of Jefferson, Wisconsin that it hereby approves and ratifies the accepted “Offer to Purchase” Contracts signed by the owners of property located at 609 S. Main Street and 613 S. Main Street and the City of Jefferson, including the following terms and conditions:

- 609 S. Main Street Property Purchase Price - \$115,000
- 613 S. Main Street Property Purchase Price - \$100,000
- The Buyer (City) to Waive Contingencies by September 1, 2022
- Closing to Occur by October 1, 2022

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

RESOLUTION AUTHORIZING CITY OF JEFFERSON COMPENSATION UPDATE

(To be introduced by Ald. Beyer.)

**CITY OF JEFFERSON
RESOLUTION NO. 12**

WHEREAS, Carlson Dettman Consulting (the Consultant) developed a Comprehensive Compensation Plan (the Plan) for the City of Jefferson’s non-unionized employees in 2014; and

WHEREAS, the Plan was developed with 18 pay grades and each grade has a range that has a minimum and a maximum rate of pay with a range “control point” what was anchored to average compensation paid to a measured group of surveyed benchmark positions from both the public and private sectors. Positions were assigned to pay ranges based upon market comparisons and objective job evaluation of documented responsibilities. The pay plan covers approximately 55 employees assigned to 30 unique classifications; and

WHEREAS, the City of Jefferson last retained the Consultant to review the competitiveness of the 2014 Compensation Plan in 2019. The Consultant estimated that the City's then current pay plan to be 10% below the market as of January 2020; and

WHEREAS, given recent changes in the labor market, including a shortage of employees available to fill many municipal positions, the City now wishes to retain the Consultant to review the competitiveness of the current pay plan; and

NOW, THEREFORE BE IT RESOLVED, by the City Council of the City of Jefferson, Wisconsin that it herein approves and authorizes a Professional Services Agreement with Carlson Dettmann Consulting to conduct a limited labor market analysis of its current pay plan at a cost of \$12,500, including:

- The Consultant measuring the City of Jefferson labor market using benchmark jobs and public sector organizations measured in the most recent study. Consultant will also include data that reflects private sector benchmarks from its data library for those jobs that it can match; and
- The Consultant reviewing the City's market-positioning and provide to the City of Jefferson alternatives for addressing any competitive challenges including, but not limited to an option for a revised pay plan structure based upon the market study; and

BE IT FURTHER RESOLVED, that the City Administrator is authorized to enter in said Professional Services Agreement with Carlson Dettmann Consulting on behalf of the City of Jefferson upon the review and consent of the City Attorney.

Ald. Beyer, seconded by Ald. Tully moved to approve Resolution No. 12. On call of the roll, Motion carried unanimously.

ADJOURN TO CLOSED SESSION PURSUANT TO SECTION 19.85(1)(C) OF THE WISCONSIN STATE STATUTES TO CONSIDER EMPLOYMENT, PROMOTION, COMPENSATION PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHAT THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY TO REVIEW SALARY COMPENSATION REQUIREMENTS FOR POLICE CHIEF AND CITY ENGINEER POSITIONS.

Ald. Neils, seconded by Ald. Schroeder moved to go into closed session. On call of the roll, Motion carried unanimously.

Ald. Lares, seconded by Ald. Tully moved to go into open session. On call of the roll, motion carried unanimously.

Ald. Lares, seconded by Ald. Teeter moved to adjourn the Jefferson Common Council Meeting at 7:39 p.m., carried unanimously on a voice vote.