

REGULAR COUNCIL MEETING APRIL 8, 2019 7:00 P.M.

The meeting was opened by announcing this was an open meeting of the Common Council. Notice of this meeting was given to the public at least 24 hours in advance of the meeting by forwarding the complete agenda to the official City newspaper, The New Richmond News, and to all news media who have requested the same as well as posting. Copies of the complete agenda were available for inspection at the City Clerk's office and on the City's website at www.newrichmondwi.gov. Anyone desiring information as to forthcoming meetings should contact the City Clerk's office.

Roll call was taken.

Members Present: Mayor Fred Horne, Alderman Kittel, Ard, Jackson and Volkert

Members Absent: Alderman Zajkowski and Montello

The Pledge of Allegiance was recited.

Alderman Kittel moved to adopt the agenda as amended, seconded by Alderman Jackson and carried.

Public Comment

Mayor Horne stated the City received a request from Immigration Centers of America to rezone a parcel of land west of the Correctional Center to locate a detention facility. There will be a community meeting later this month to discuss the request. The City had proposed April 25th, but there is a conflict with the school, so we are working with the school for a room large enough to hold the meeting on a different night. Follow the City's website or Facebook to receive updates.

Consent Agenda

1. Approval of the Minutes from the Previous Regular Council Meeting, March 11, 2019; Special Council Meetings on March 11, 2019 and March 25, 2019; and Special Joint Library/Council Meeting, March 25, 2019
2. Application for Operator's License from Jessica L. Shaffer, Osceola; Nicole J. Wukawitz, New Richmond; Steven D. Johnson, New Richmond; Amy L. Hayes, Star Prairie; Jackie R. Tallarico, New Richmond; Lakeisha M. Martin, New Richmond; Britany M. LaRoue, New Richmond; Michael M. Morrissey, New Richmond; Samantha J. Olsen, River Falls; Anna K. Hop, New Richmond; Debra J. Shepler, New Richmond; Ali W. Dahlquist, New Richmond; and Jennifer A. Clark, New Richmond for Super America Only
3. Application for Temporary Class B Beer License from New Richmond Area Chamber of Commerce for July 11-14, 2019 at Cyclone Park
4. Application for a Run/Walk Permit for the Willow River Run on July 11, 2019 at 7:00 p.m.
5. Application for a Run/Walk Permit from the New Richmond Police Department for May 18, 2019 at 9:00 a.m.
6. Application for a Run/Walk Permit for A Home for Jolee Foundation on May 11, 2019 at 9:00 a.m.
7. Application for a Street Use Permit from the New Richmond Area Centre for Sports Center Road from East Third Street to East Fifth Street from 9:30 a.m. to Noon on April 13, 2019

8. Payment of VO#63296 through VO#63387 totaling \$345,020.22 plus electronic fund transfers totaling \$1,602,693.87 for a grand total of \$1,947,714.09

General Fund	\$1,460,357.82
Impact Fees Fund	47,397.00
Cemetery Fund	1,013.32
CDBG – Housing	282.00
Debt Service Fund	366,062.74
Capital Projects	1,330.03
Capital Replacement Fund	14,359.58
Landfill Cleanup Fund	7,648.84
Storm Water Utility	14,935.25
Park land Trust Fund	1,487.75
Recycling/Compost/Yard Waste	32,839.76

9. Department Reports - Administration, Finance, Planning, Community Development, Public Works, Police, Fire, Library, Airport, and City Clerk

Alderman Ard moved to approve the consent agenda as presented, seconded by Alderman Jackson and carried.

Steve Hirsch Development Agreement

Jeremiah Wendt, Public Works Director, explained the development agreement with Steve Hirsch for the final portion of James Place. The developer is considering completing this final portion in two phases, which would involve a temporary cul-de-sac. Nick Vivian, City Attorney, drafted the agreement for the remaining undeveloped lots. A letter of credit needs to be given to the City before the agreement can be executed. Staff recommends approval of the agreement as amended. Discussion followed. Alderman Kittel moved to approve the Development Agreement with Steve Hirsch as amended, seconded by Alderman Jackson and carried.

Public Hearing for Special Assessments

Mayor Horne declared the Public Hearing open to discuss proposed sidewalk assessments for 2019. Jeremiah Wendt explained the preliminary resolution was passed at the last Council meeting. Notifications were sent out to property owners inviting them to this Public Hearing. One property owner was present and asked what portion of her sidewalk was going to be replaced. Jeremiah will meet with her and show her exactly what portion will be replaced. Discussion followed. Mayor Horne declared the Public Hearing closed.

Alderman Ard offered the following resolution and moved for its adoption:

RESOLUTION #041901

FINAL RESOLUTION AUTHORIZING PUBLIC IMPROVEMENTS AND LEVYING SPECIAL ASSESSMENTS AGAINST BENEFITTED PROPERTY IN NEW RICHMOND, WISCONSIN

WHEREAS, the governing body of New Richmond, Wisconsin, held a public hearing at the Council Chambers of the New Richmond Civic Center at 7 p.m. on the day of April 8, 2019, for the purpose of hearing all interested persons concerning the preliminary resolution and report of the City Engineer on the proposed public improvements consisting of sidewalk replacement and preliminary assessments against benefitted property, and heard all persons who desired to speak at the hearing;

NOW, THEREFORE, BE IT RESOLVED, the governing body of New Richmond, Wisconsin, determines as follows:

1. The report of the City Engineer (as modified), a copy of which is attached hereto and incorporated here as if fully set forth herein, including the plans and specifications and assessments set forth therein, is adopted and approved.
2. The City Engineer shall supervise construction of the improvements in accordance with the report hereby adopted (as modified).

3. Payment for the improvements shall be made by assessing 50% of the cost of sidewalk replacement to the property benefitted as indicated in the report.
4. Assessments shown on the report represent an exercise of the police power and have been determined on a reasonable basis, and are hereby confirmed.
5. Assessments shall be due within 45 days of billing date. Assessments may be paid in one lump sum to the municipal clerk, or the property owner may choose to have the bill placed upon tax roll as a special tax against said lot or parcel to be repaid over 5 years at an annual interest rate of six percent. Installments shall automatically be placed on the next tax roll after the due date for collection.
6. Property owners have the option of making repairs and replacements to existing sidewalks themselves rather than by City staff, but must (1) give notice to the City by May 1, 2019, and (2) obtain a permit and construct the sidewalk according to required specifications, as described in Section 70-3 of the New Richmond Code of Ordinances, by June 1, 2019.
7. The municipal clerk shall publish this resolution as a class 1 notice under ch. 985, Wis. Stats., in the assessment district and mail a copy of this resolution and a statement of the final assessment against the benefitted property together with notice of installment payment privileges to every property owner whose name appears on the assessment roll whose post office address is known or can with reasonable diligence be ascertained.

Motion was seconded by Alderman Jackson and carried.

Plan Commission Recommendation – Application for Attachment – WI DOT

The Plan Commission recommended approval of the Application for Attachment from WI DOT for property located north of Hatfield Park. Property is described as: 038-1103-40-010 and 038-1103-70-000 Located in the SW1/4 of the SE1/4 and in the SE1/4 of the SE1/4 of Section 25, T31N, R18W, Town of Star Prairie, St. Croix County, Wisconsin (complete description is on file). Noah Wiedenfeld explained the application for attachment. This property is in the area of the Town of Star Prairie that is covered by a Boundary Agreement which is why it is called it is an attachment rather than an annexation. Discussion followed. Alderman Ard moved to suspend the rules and adopt Ordinance #531 attaching this property to the City of New Richmond with zoning of Z3 Multi-Use/Corridor District, seconded by Alderman Jackson and carried.

Plan Commission Recommendation – Application for Attachment – WI Building Commission

The Plan Commission recommended approval of the Application for Attachment from WI Building Commission for property located west of the Correctional Center. Property is described as: 038-1138-10-100 located in the Sec 34 T31N R18W PT S 1/2 of the NE 1/4 being lot 1 of CSM 8/2394 (2.9 ACRES) Exc that PT of CSM 8/2394 in SW NE Annexed to City of New Richmond #480541 261-1211-10-010. Noah Wiedenfeld explained the application from the State Building Commission for a sliver of property west of the Correctional Center. This property is also in the area of the Town of Star Prairie that is covered by a Boundary Agreement and considered an attachment. Discussion followed. Alderman Ard moved to suspend the rules and adopt Ordinance #532 attaching this property to the City of New Richmond with zoning of Z3 Multi-Use/Corridor District, seconded by Alderman Jackson and carried.

Resolution #041902 – Accepting Public Improvements for Beaver Way and Otter Way

Alderman Ard offered the following resolution and moved for its adoption:

RESOLUTION NO. 041902
CITY OF NEW RICHMOND
ST. CROIX COUNTY, WISCONSIN
A RESOLUTION AUTHORIZING ACCEPTANCE
OF IMPROVEMENTS CONSTRUCTED BY
GMTZ, LLC

WHEREAS, the property developer GMTZ, LLC (“Developer”) has constructed certain water, sanitary sewer, storm sewer, and street improvements on Otter Way from a point 1,200 feet east of Grouse Way eastward approximately 350 feet, and on Beaver Way from Fox Way to its terminus at Coyote Way, as required by Development Agreements dated January 4, 2018 (amended April 26, 2018) and October 24, 2018; and

WHEREAS, Developer has submitted a lien waiver certifying that no debt remains outstanding for

construction of the improvements; and

WHEREAS, Developer has submitted written notice from their surveyor that monuments have been installed on lot corners; and

WHEREAS, Developer has submitted a copy of public liability/property damage insurance for one year after acceptance of improvements, with City named as additional insured; and

WHEREAS, Developer has submitted drawings and inspection/testing records of the improvements; and

WHEREAS, the City's Director of Public Works has inspected the improvements and recommends acceptance of the same;

NOW, THEREFORE, BE IT RESOLVED BY THE COMMON COUNCIL FOR THE CITY OF NEW RICHMOND, AS FOLLOWS:

Section One. The Common Council hereby accepts the street and utility improvements on Otter Way from a point 1,200 feet east of Grouse Way eastward 350 feet

Section Two. The Common Council hereby accepts the street and utility improvements on Beaver Way from Fox Run to its terminus at Coyote Way.

This Resolution shall be in full force and effect from and after its passage and approved as provided by law.

Motion was seconded by Alderman Jackson and carried.

Street Naming – Northeast Side Hangar Area at Airport

Jeremiah Wendt explained there was a request for a hanger on the northeast side of the airport. This road has not been named and needs to be before the area is developed. Staff recommend naming this street North Central Drive. Alderman Ard moved to approve this street name, seconded by Alderman Volkert and carried.

Mary Park Boat Ramp Bids

Jeremiah Wendt stated the engineer estimated this project to cost \$108,758, however the bids came back much higher. The bids are listed below:

Business	Bid
Janke General Contractors	157,579.50
Pember Companies, Inc.	181,619.75
Michels Foundations	257,707.50

Jeremiah recommended Council to authorize staff to negotiate an extension with the low bidder. If a price cannot remain firm for additional time, City staff shall reject the bid. Discussion followed. Alderman Kittel moved to accept this recommendation, seconded by Alderman Jackson and carried.

SOAR Project Agreement

Mike Darrow discussed the final agreement with the School District of New Richmond, the City and the Airport. Alderman Kittel thanked Patrick Olson, Rachel Sauvola, Mike Darrow and Mike Demulling for working together on this agreement. Alderman Kittel moved to approve the agreement as presented, seconded by Alderman Ard and carried.

Flex Time Policy

Alderman Volkert moved to table this issue until the work session on April 22, 2019 so the newly elected aldermen can review the policy, seconded by Alderman Jackson and carried. Alderman Ard voted no.

Technology Policy

Sarah Reese explained the policy which is consistent with all users and devices and will apply to all City staff, elected and appointed officials. Staff recommends approval of this policy. Alderman Ard moved to approve this policy, seconded by Alderman Jackson and carried.

Fire Department Surplus Equipment

Mike Darrow explained the list of items the Fire Department would like to sell including a work box from an old rescue truck, a decommissioned pumper truck, a decommissioned brush truck, tires and rims that came

with the new brush truck, old turnout gear, old police radios, and an old water tank. The Council will be updated as the funds from these items come in. Alderman Ard moved to approve the sale of the surplus equipment listed, seconded by Alderman Jackson and carried.

Proposed Ordinance Regulating Sky Lanterns

Alderman Jackson explained that Jim VanderWyst would like to create an ordinance regulating sky lanterns. Several other communities have adopted similar ordinances because of the concerns with fire in the sky and no control of where they land. Alderman Ard moved to direct staff to prepare an ordinance prohibiting sky lanterns, seconded by Alderman Jackson and carried.

Fourth Quarter 2018 Financial Report

Rae Ann Ailts gave a financial overview for the Fourth Quarter of 2018. Discussion followed. No action was taken.

Regular Council Meeting, April 16, 2019 at 7:00 p.m. and Joint Library/Council Work Session on April 22, 2019, at 4:30 p.m.

Communications and Miscellaneous

This Saturday is the Fire Department Chili Feed at the Fire Hall. Raffle tickets are on sale. Craig Yehlik will be presenting the Civilian Response to Active Shooter training tomorrow night at the New Richmond High School at 6:30 p.m. for anyone age 17 and older.

Alderman Ard moved to adjourn the meeting, seconded by Alderman Jackson, and carried.

Meeting adjourned at 8:04 p.m.

Tanya Batchelor
City Clerk