



APPROVED BY COUNCIL

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MINUTES FITCHBURG COMMON COUNCIL FEBRUARY 25, 2014 7:30 P.M. CITY HALL

(Note: Full coverage of this meeting is available through FACTv and Streaming Video, accessible on the city web site at <http://factv.city.fitchburg.wi.us/Cablecast/Public/Main.aspx?ChannelID=3>)

1. **CALL TO ORDER** - Mayor Pfaff called the meeting to order at 7:35 p.m.
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL- Members Present:** Steve Arnold, Becky Baumbach, Richard Bloomquist, Dan Carpenter, Jason Gonzalez, Dorothy Krause, Carol Poole, Patrick Stern. Others: Ron Fedler, Michael Zimmerman, Economic Development Director, Paul Woodard, Public Works Director/City Engineer, Chad Grossen, Fire Chief, Thomas Hovel, Zoning Administrator/City Planner, Tony Roach, City Administrator, Linda Cory, City Clerk.
4. **PUBLIC APPEARANCES NON-AGENDA ITEMS / NEW APPOINTMENTS**
 - A. Non Agenda Items - None
5. **CONSENT AGENDA**

ALL ITEMS LISTED UNDER THE CONSENT AGENDA are considered routine and will be enacted by one motion. There will be no separate discussion of these items unless a motion to amend is passed in which event the item will be removed from the Consent Agenda and considered on the agenda under the appropriate section.

 - A. **APPROVAL OF MINUTES**
 1. Common Council – February 11, 2014
 - B. **REFERRALS TO COMMISSIONS AND COMMITTEE**
 26. **Resolution R-22-14** Authorizing Acceptance of the Park Lighting Improvements Bid
 - a. Board of Public Works
 - b. Finance Committee
 - c. Park Commission
 27. **Resolution R-24-14** Resolution Authorizing Write Off of Uncollectible Delinquent Personal Property Accounts
 - a. Finance Committee
 28. **Resolution R-26-14** Authorizing Purchase of 2015 International 7400 SFA 4x2 Cab and Chassis
 - a. Board of Public Works
 - b. Finance Committee

29. **Resolution R-27-14** Authorizing Purchase of Two 2015 Ford F-350 4x4 Trucks
 - a. Board of Public Works
 - b. Finance Committee

30. **Resolution R-28-14** Resolution Approving County Proposal for Repair and Maintenance of County Highway PD
 - a. Board of Public Works
 - b. Finance Committee

31. **Ordinance 2014-O-07** An Ordinance Amending Chapter 23 by Creating Article 3.4.5a and Article 3.7.1p Relative to Thoroughfares, Amending 5.12.5a and 5.12.5b Relative to Signage and Amending Article 6 Relative to Thoroughfare Section
 - a. Plan Commission

32. **Ordinance 2014-O-08** An Ordinance Amending Chapter 10 by Amending Section 10-366, Maintenance of Accurate Fixed Asset Reporting, and by Amending Section 10-367, Management and Sale of Surplus Assets
 - a. Finance Committee

33. **Rezone Request RZ-2000-14**, by Avante Properties, LLC, to Rezone from the PDD-GIP(Planned Development District – General Implementation Plan) to PDD-SIP (Planned Development District – Specific Implementation Plan), to Allow for a Single-Story Office Building on Property Associated with 2615 Research Park Drive, Lot 1 of Proposed CSM-CS-1997-14
 - a. Plan Commission

34. **Rezone Request RZ-2001-14**, by Justin Frahm of JSD Professional Services, Agent for Johnson Properties LLC, to Rezone from the PDD-GIP (Planned Development District – General Implementation Plan) to the PDD-SIP (Planned Development District – Specific Implementation Plan), to Allow for Site and Structural Development of 82 Dwelling Units and Associated Development on Lot 14 Orchard Pointe
 - a. Plan Commission

C. **Public Safety & Human Services**

1. **Operator Licenses: (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg – Notes: N = New, All Others = Renewal)** Andrew Chalstrom, Fitchburg – N; Madison Craw, Madison – N; Chelsea Gray, Fitchburg – N; Michelle McNeal, Madison – N; Jacob Verdecchia, Verona – N; Brent Wettstein, Madison – N

2. **Consideration of the Following Fermented Malt Beverage and Intoxicating Liquor Licenses: (Issuance Contingent upon Payment of all Fees owed to The City of Fitchburg) all are new applications.**
 - a. **CLASS “B” FERMENTED MALT BEVERAGE** - Haveli Restaurant, Inc., 5957 McKee Road, Suite 108 – DBA Haveli Restaurant – Sital Singh, Agent

 - b. **“CLASS C” RETAILERS’ LICENSE FOR THE SALE OF WINE** - Haveli Restaurant, Inc., 5957 McKee Road, Suite 108 – DBA Haveli Restaurant – Sital Singh, Agent

Motion by Baumbach, 2nd by Arnold to **approve the consent agenda. Motion carried.**

Mayor Pfaff spoke on R-28-14 Repair and Maintenance of County Highway PD. He provided meeting dates for Finance & BOPW. Terrell Brock, 2994 Bosshard Drive, registered in opposition. Patrick Cheney, 5211 Kittycrest, registered to speak and answer questions. He requested R-22-14 be referred to the Park Commission. Due to discussion the Council **reconsidered** the consent agenda . Motion by Arnold, 2nd by Krause to **amend** to refer item #5 B 26 to Park Commission. **Motion carried.**

6. **ADMINISTRATOR'S REPORT**– Roach reported on two annual events the Daddy Daughter Dance, and the March 6th Chamber Annual Meeting. The Spring Election is on April 1st , with absentee voting in-person starting on Mar 17th. Discussion on the Grand Opening for the new Hy-Vee in Fitchburg. Friends of the Fitchburg Library Book Sale were successful. Reminder on COW meeting on the 26th at 7:00 p.m.

“Unanimous consent” was requested to **amend agenda and move to Item #8A3 Resolution R-19-14** Resolution Approving the Fire Department OIC Command Car Short-Term Staffing Plan. No objection. **Motion carried.**

8. **STANDING COMMITTEE REPORTS**

A. **Finance Committee**

3. Motion by Arnold, 2nd by Bloomquist to **approve Resolution R-19-14** A Resolution Approving the Fire Department OIC Command Car Short-Term Staffing Plan
a. Public Safety & Human Services. Deputy Fire Chief Chad Grossen was present to answer questions. Roll call vote: all ayes. **Motion carried.**

7. **COMMISSION/COMMITTEE REPORTS**

A. **Plan Commission**

1. Motion by Poole, 2nd by Baumbach to **approve Ordinance 2014-O-09** Zoning Ordinance Amendment Amend General Implementation Plan Zoning for Lot 27 First Addition to Fitchburg Technology Campus and Lot 3 CSM 11600. **Motion carried.**
2. Motion by Poole, 2nd by Baumbach to **approve Resolution R-25-14** A Resolution Approving Certified Survey Map Request CS-1997-14 by Scott Kelly, Agent for Fitchburg Technology Campus, LLC, to Divide Lot 27 Fitchburg Technology Campus and Lot 3 CSM 11600 into Three Lots. **Motion carried.**
3. Motion by Poole, 2nd by Baumbach to **approve Ordinance 2014-O-10** Zoning Ordinance Amendment, Approving Rezoning Request RZ-1999-14 by Dave Glusick of Vierbicher Associates, Agent for Goldleaf Fitchburg LLC, to Rezone Property Located in the NE ¼ NW ¼ and SE ¼ NW ¼ Section 14, Township 06 North, Range 09 East, City of Fitchburg, from the A-T (Transitional Agriculture) District to the SC-NC (SmartCode New Community) District. Ron Fedler, 2379 University Avenue, was present representing Goldleaf Fitchburg, LLC. Three individuals registered in support. Discussion on Smartcode and TOD. **Motion carried.**
5. Motion by Poole, 2nd by Bloomquist to **approve Resolution R-18-14** Approving Central Urban Service Amendment Requests for Northeast and North Stoner Prairie Neighborhoods Mayor Pfaff introduced item. Seventeen individuals registered and spoke. (six in support, eleven in opposition). Registering only in opposition were 17 speakers. He read letters in support from Payne Dolan, MB Assoc., and Building and Construction Trades Council, and the Lacy Heights Neighborhood Assoc. Additional petitions in opposition were received from West Waubesa Preservation Coalition and a letter from Steve Arnold. (Registrations not speaking: opposition 83, support 19)

City Planner Thomas Hovel, Economic Development Director Michael Zimmerman, and Public Works Director Paul Woodard were present and answered questions.

Motion by Arnold, 2nd by Krause to **amend** to allow the Council to consider separate resolutions A & B for **Resolution R-18-14** Approving Central Urban Service Amendment Requests for Northeast and North Stoner Prairie Neighborhoods. **Motion failed.**

Roll call vote on main motion: Ayes: Carpenter, Gonzalez, Poole, Stern, Baumbach, Bloomquist. Nays: Krause, Arnold. **Motion carried.**

Motion by Stern, 2nd by Carpenter to **extend meeting** beyond 11:00 p.m.

Motion carried. Poole reported the next Plan Commission Meeting is March 18th. Recess at 11:05 p. m. Reconvene at 11:10 p. m.

B. Board of Public Works

1. Motion by Bloomquist, 2nd by Stern to **approve Resolution R-13-14** Authorizing Acceptance of the 2014 Concrete Contract Bid a. Finance Committee. **Motion carried.** Paul Woodard, Public Works Director was present and answered questions on projects.
2. Motion by Bloomquist, 2nd by Carpenter to **table Resolution R-14-14** Authorizing Acceptance of the 2014 Storm water Pond Projects Bid a. Finance Committee. **Resolution tabled.**
3. Motion by Bloomquist, 2nd by Carpenter to **approve Resolution R-16-14** Approving Agreement with Wisconsin Department of Transportation for the Replacement of the Haight Farm Road Bridge a. Finance Committee **Motion carried.**
4. Motion by Bloomquist, 2nd by Stern to **approve Resolution R-17-14** Resolution Providing for Imposition of Special Charge for Sidewalk Repair a. Finance Committee **Motion carried.**

Bloomquist reported on Public Hearing on April 7th. Bloomquist thanked Krause for Chairing BOPW last meeting and requested **unanimous consent** to move to **Item #7G**. No objection. **Motion carried.**

G. Transportation & Transit Commission

1. Motion by Arnold, 2nd by Gonzalez to **approve as amended Resolution R-10-14** Recommended Design Elements for Stage 2 of the Wisconsin Department of Transportation's (WisDOT) Verona Road (US 18/151) with changes.
 - a. Committee of the Whole
 - b. Board of Public Works
 - c. Plan Commission
 - d. Public Safety & Human Services. **Motion carried.**

TTC Report by Arnold included Hwy 18/151 meetings with business owners, a reminder of the meeting scheduled at the Fitchburg Library for Businesses North of Hwy PD on Friday and the next TTC Meeting will be held on Mar 20th at the Fire Station on King James Way.

- C. **Park Commission** –Gonzalez reported on the Mar 6th Meeting, the next COW meeting the Council will hear about the Nine Springs Preferred Park Plan Alternative.
- D. **Library Board** – Carpenter reported on report from Strategic Action Team 1, recent report on significant savings, and Friends of Fitchburg Library Book Sale.
- E. **Commission on Aging** – No report
- F. **Resource Conservation Commission** – Arnold reported on the Green Waterway Cleanup Forum and the next meeting is on Mar.17th.
- H. **Community & Economic Development Authority** – Baumbach reported the next meeting is on Feb. 27th.
- I. **Reports from other Commissions and Committees** – Fire Oversight Committee – next meeting is March 18th. Baumbach reported Ag & Rural Affairs will meet March 18th. Stern reported on the EMS Meeting items that the committee is working on include – 5 year plan, staffing and logistics for a 3rd ambulance. Discussion on 911 center, and meetings with former UW Police Chief Tubbs.

8. **STANDING COMMITTEE REPORTS**

A. **Finance Committee**

1. **APPROVAL OF BILLS -**

Review of Bills Under \$25,000 or Previously Pre-Approved (Council Action Not Required)

a. General Checks 104751 through 104977 dated 2/20/2014 Total \$11,957,480.13

2. **Approval of Bills for \$25,000 or more** (Council Action Required)

a. Batch Dated February 20, 2014 - \$242,913.58

Motion by Bloomquist, 2nd by Carpenter to **approve** bills as presented. **Motion carried.**

4. Motion by Bloomquist, 2nd by Arnold to **approve Resolution R-20-14** Resolution Adopting Agreement with Unified Newspaper Group for Monthly Publication of Fitchburg Star. Mayor thanked staff and UNG for the work done to transition to an external City paper. **Motion carried.**

B. **Personnel Committee** – Baumbach reported on the Feb 12th – compensation/ organizations study. The JDQ's are now being reviewed by the consultant.

C. **Public Safety & Human Services** – Poole reported on wrapping up preview of goals.

9. **MAYOR'S REPORT**– Mayor Pfaff reported on the morning's ribbon cutting ceremony for the new Hy-Vee Store located in the Orchard Pointe Shopping Center. Both Governor Walker & the Mayor spoke with five Council Members able to attend. The 18/151 Hwy construction project will begin on March 10th. Discussion on the jurisdictional transfer discussion for repairs to Hwy PD. He continues to work on the improvement and vision for the North Fish Hatchery Road entrance to the City.

A. Alder District Reports included welcome to Hy-Vee and information on their input for the Fire Department Consultants.

10. **UNFINISHED BUSINESS** - None

11. **NEW BUSINESS**

1. Motion by Poole, 2nd by Stern to **approve Resolution R-23-14** Accepting 2013 Donations – **direct referral. Motion carried.**

12. **ANNOUNCEMENTS**

A. The next Council Meeting is March 11, 2014.

13. Motion by Stern, 2nd by Gonzalez to **adjourn. Motion carried.** Time: 11:45 P.M