

**Council Meeting Minutes**  
September 11, 2012  
*Approved*

Call to order at 7:00 pm by Mayor Stanek

Pledge of Allegiance

Roll call. All here

Garvin/Myhre to approve minutes. All ayes. Carried.

**Public Comment:**

Ed Mendum – 524 Franklin Street. December 5 two officers asked Ed to not come to meetings until something has been done. Feels that things have gotten worse. He has heard things are getting done, but does not see it. Labor Day weekend was the worse with noise and junk. No response from the City or County til 11:15 pm. There needs to be something done about this property. Need to clean up the messes before the City will grow. Time to enforce the ordinances on nuisance and others.

Larry Krueger stated tickets were issued and it went to court and some of the tickets had the cases dismissed. Said Ed can go to Municipal Court to voice concerns with the Judge.

Other members of the public support Ed and the issue and will attend Municipal Court with Ed.

Mayor Stanek suggested Ed go to the next Police Commission meeting which is September 17 at 5:30pm.

Richard Murphy, 526 Franklin Street. Has been harassed by the neighbors. He has contacted the ACLU for civil rights violations. Has lived here since November 2011, and feels nothing has been done to correct the issues. He witnessed a drug transaction and reported it, but nothing came of the complaint. He would like an officer investigated for not doing his duty.

Ed Brown, wants to know how the Council will handle the City Administrator agenda item. The Mayor said they will take it up in closed session. Ed asked if there is a policy that addresses this and no need for closed session if the policy is clear. Garvin stated if it is a personnel issue we go into closed session. The issue is the City Administrator's contract says residency within one year. We will discuss this in closed session said Garvin. The decision will be made during this meeting. Ed wants the discussion in open session. The policy is clear, so there is nothing to discuss. Bill Jefferson said they will be evaluating performance and that is part of the closed session. Ed also feels there are too many kennel licenses.

David Green, feels the City Administrator should have already moved here. He would take the job and do it for half.

Joy Brown, says the communication in town is poor. The Council is always changing their minds. Need to have consistency.

Chris Zindorf, 709 Western, and feels it is a policy and needs to be done in open session. He feels it doesn't meet the standard for closed session. Zindorf wants the discussion in open session, if not, then he will leave.

Jefferson said if it is only a discussion on residency, then it can be done in open session. The Council decided to hear it in open session.

Item 11. Council discussed the City Administrator's position. The Contract ends on October 3, 2012. Garvin would like to retain Steward's services on a contract basis til middle of November to complete the budget process. The Council would then have to look at other options for the position. Myhre agrees that the contract ends on October 3, but need to have Steward work through the budget. Then the Council should work on ideas for replacement. Krueger agrees with Garvin to retain Steward through the budget. Krueger feels there are options to consider for alternates to a full time Administrator. The decision in part should be up to the community. Krueger gave Steward credit for trying to bring in businesses. Garvin would like to have conversations with all the department heads to see what they need to keep going in regards to the roles of the Administrator. Maybe redefine rolls of the department heads. Helgerson has been impressed with Steward and said it will be hard to see him leave, but understands the need to live here. Helgerson feels that there are just not enough good candidates that will move here. Krueger feels most department heads have the ability to obtain their own grants. Garvin feels that the person needs to be a champion of Elroy, and needs to live here. Helgerson said he has been the champion. Mendum doesn't want to lose Steward, and said he has done a good job but understands the housing market.

David Green – let the administration do the job. Do we have to have an Administrator?  
Council said yes.

Krueger said in order for Steward to stay the Council has to change the ordinance.

Jim Stott – feels the City has put themselves in a box, with the economics of the situation. He has done a good job. You should try to keep him and work with him to make it work to keep him.

Ed Brown feels that the City should use Johnson Block to do the budgeting for the City. Also, Steward will be able to draw unemployment.

Garvin/Krueger motion on the City Administrator's contract terminating as stated in the contract if residency is not established within one year and that it not be renewed or extended. Roll call. Ayes – Krueger, Garvin, Myhre. Nays – Mendum, Helgerson. Motion carries.

Garvin would like to meet with the Department Heads to discuss the City Administrator's duties and see how to divvy them up. Krueger and Helgerson feels that all the Council members should be present for this discussion. Council will discuss this with Department Heads at the September 25 meeting. The Department Heads should anticipate giving a report. Jefferson will look up the labor laws in regards to unemployment and other issues.

## **PUBLIC HEARING:**

Consideration of vacating a portion of Madison Street.

Jefferson said it has been filed, served and noticed and no objections have been made.

Garvin/Helgerson to approved resolution number 930 to vacate a portion of Madison Street. Roll call.

Consideration of a kennel license for David and Candy Spence.

Helgerson feels the yard is too small.

Krueger wants to table this discussion and review the ordinance to see what the original ordinance said.

Krueger/Myhre motion to table the discussion til next meeting to review the ordinance. All ayes. Carried.

Myhre/Krueger to approve operator license for Kim Kulas. All ayes. Carried.

Garvin/Krueger to approve temporary class B license to Elroy Fire Department. All ayes. Carried.

Helgerson/Krueger to approve burn permit for Robert Schroeder during the month of September. All ayes. Carried.

Garvin/Mendum to approve Ordinance Number 393, amending 7-2-15 in regards to liquor and beer sale hours. All ayes. Carried.

Discussion on garbage bags. Krueger and Garvin suggested a committee meeting to discuss this. The City needs to evaluate the number of bags purchase, and the number of tags purchase. The discussion and action is postponed til next meeting.

Krueger/Myhre to table the discussion to next meeting. All ayes. Carried.

Discussion on contract for CDBG Planning Grant.

Garvin/Helgerson to approve the Mayor to sign the contract with Vierbicher. Roll call. All ayes. Carried.

Krueger/Garvin to table the discussion and selection on the Assessor til we hear back from Wonewoc. All ayes. Carried.

Discussion on Committee meeting schedules. Helgerson needs to schedule an ordinance committee meeting to discussion the kennel licenses. Krueger needs to schedule a street committee meeting in the morning and will set them up for a consistent time and date in the month. Krueger is working Ladwig on the scheduling of the streets committee meeting. Streets Committee will meet the 2<sup>nd</sup> Tuesday of the month at 9am. Helgerson would like to schedule the ordinance committee meeting for 6pm on September 25. Myhre would like to schedule a Parks Committee meeting for September 18 at 8am.

Garvin/Myhre to pay expenditures plus \$93,251.03 for Friede and Associates for work at the Powerhouse. This amount is reimbursable by the grant. Roll call. All ayes. Carried.

Garvin spoke about the PEP Grant and the City's responsibility. Justin committed the City to a lock-in and Helgerson would like the City to commit to this program and follow through with it. Also a program called the 5<sup>th</sup> quarter. The City Council and staff members can participate to log time to meet the goal of the grant.

Steward reported on a PSC hearing of Madison Gas and Electric public hearing on an increase of gas and electric rates.

Krueger updated on the Well project. New employee started yesterday. Wiring goes up and over the hill.

Steward reported on the floodproofing project, and the footings are poured and project underway. Steward also presented the inspection report on the mobile home park. Steward reported on the code violations and handed out a spreadsheet. He will get them a 11x17 form in their mailbox.

Discussion on the 2013 Budget. Steward presented the budget. Garvin highlighted the Police Department expenses and revenue. Krueger would like a report from the police department.

Krueger/Helgerson to adjourn at 9:10 pm. All ayes. Carried.