

**City of Beaver Dam, Wisconsin
COMMON COUNCIL PROCEEDINGS
MONDAY, NOVEMBER 6, 2017**

The regular meeting of the Common Council was called to order at 8:00 p.m. by Mayor Becky Glewen. **Present: Anderson, Ballweg, Burnett, Davidson, Doyle, Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, 11. Absent and Excused: Abfall, Appenfeldt, 2.**

PLEDGE TO FLAG/SILENT DELIBERATION

Tina Pawicz appeared to encourage the Council/City Leaders to market our City better, including promoting arts and recreation events on the City's website.

Wendy Borner and Brenda Tratar appeared to give the Council an update on CARE for Dodge County. Their 501(c) (3) non-profit organization has recently been awarded a \$75,000 grant to continue and expand their ongoing efforts regarding recovery for individuals and families affected by the opioid epidemic. There will also be an upcoming event at the Beaver Dam Area Community Theater that will present letters and writings from those touched by opioid abuse. Letters are being accepted. They are also looking for persons willing to write grants for additional funding and are always accepting cash donations.

The mayor thanked John Neumann and Bart Radke for the cleaning and polishing of the floors at City Hall.

The new Rotary Park will be dedicated on November 13 at noon. All are invited.

The holiday lights at Swan City Park will be lit on November 24 at 5 p.m. All are invited.

Common Council President Robert Ballweg resigned his position as Operations Committee Chairperson. He was thanked for his many years of dedication to chairing that committee.

Motion by **Davidson**, second by **Burnett**, to dispense with the reading and approve the minutes of the October 16, 2017 Common Council meeting, and accept them as officially recorded into the records in the City Clerk's office, carried by acclamation.

**PLAN COMMISSION
RECOMMENDATIONS
City of Beaver Dam, Wisconsin
October 25, 2017**

RECOMMENDATIONS TO THE COMMON COUNCIL

The Plan Commission, pursuant to the deliberations made and action taken at its October 25, 2017 meeting hereby recommends the following to the Common Council:

1. An Ordinance Amending the City of Beaver Dam Municipal Code. That Chapter 59, Floodplains, be updated, necessitated by changes in State Law and to remain compliant with the requirements of the National Flood Insurance Program and Chapter NR 116, Wisconsin Administrative Code.
2. A Resolution Approving the subdivision of land that involves changing boundaries of an existing platted lot. Said platted lot being Lot 33, Eagle's View Subdivision Addition 1, and further described as City Tax Parcel No. 206-1114-0912-036.
3. A Resolution Dedicating property as Beaver Dam Rotary Riverwalk Park, a City of Beaver Dam public park, to be addressed as 110 West Mill Street consisting of a 0.712 acre parcel, being Lot 1 of the unrecorded Certified Survey Map.

Mayor Rebecca Glewen
Chairperson

I submit for your approval the invoices in the amount of \$675,120.59.

John Somers, City Clerk

Motion by **Davidson**, second by **Flaherty**, to pay the invoices in the amount of \$675,120.59, was carried by acclamation.

Mayor Glewen opened the floor to the two individuals who turned in a letter of interest in the Ward 10 position, Casey Carney and Kara Nelson. Each gave a brief statement of their qualifications.

After the ballots were tallied, Kara Nelson was sworn in as the new 10th Ward Alderperson.

Ordinance No. 23-2017, Amending Section 6-1, Intoxicating Liquor and Fermented Malt Beverages, Subsection (2), Class A Liquor Licenses, in the Beaver Dam Municipal Code, was given its first reading. Second reading and public hearing will be held on November 20.

Ordinance No. 24-2017, Amending Chapter 59, Floodplains, in the Beaver Dam Municipal Code, was given its first reading. Second reading and public hearing will be held on November 20.

Ordinance No. 25-2017, Removing Parking Along the North and East Sides of Homestead Road, was given its first reading. Second reading and public hearing will be held on November 20.

Motion by **Davidson**, second by **Hansen**, to suspend the rules and read Resolution 130-2017 by title only, carried by acclamation.

RESOLUTION NO. 130-2017

A RESOLUTION AUTHORIZING THE CITY OF BEAVER DAM TO PURCHASE TAX PARCEL NOS. 206-1114-0423-010, 206-1114-0422-244, 206-1114-0422-248, 206-1114-0422-249, 206-1114-0423-110, 206-1114-0423-111, AND 206-1114-0423-112 FROM DODGE COUNTY FOR THE TOTAL UNPAID DELINQUENT TAXES ON SAID PARCELS

WHEREAS, the City of Beaver Dam has become aware that the following parcels located in the City of Beaver Dam with Dodge County Parcel Identification Numbers 206-1114-0423-010; 206-1114-0422-244; 206-1114-0422-248; 206-1114-0422-249; 206-1114-0423-110; 206-1114-0423-111; and, 206-1114-0423-112 ("the parcels") are tax delinquent; and,

WHEREAS, the parcels are located in the downtown area of the City of Beaver Dam bordering Ryan Cantafio's Way and South Center Street as depicted on Exhibit "A" attached hereto and incorporated herein and the acquisition and improvement or redevelopment thereof would be of benefit to the City of Beaver Dam; and,

WHEREAS, as of August 31, 2017, the total unpaid delinquent taxes for all parcels amounted to \$106,314.23 and the total interest and penalty for all parcels amounted to \$113,132.16, for a total outstanding amount of \$219,446.39; and,

WHEREAS, the City of Beaver Dam is interested in acquiring these parcels from Dodge County, has requested the conveyance of same and is willing to enter into an agreement pursuant to §75.365, Wis. Stats., with Dodge County, which provides for, among other requirements, the City of Beaver Dam paying to Dodge County the principal amount of unpaid taxes and other terms and conditions in exchange for Dodge County's taking of same by *in rem* tax foreclosure and conveying same to the City of Beaver Dam by Quit Claim Deed;

SO, NOW, THEREFORE, BE IT RESOLVED, by the Common Council of the City of Beaver Dam hereby approves:

1. The proposed agreement by and between the City of Beaver Dam and Dodge County, a draft copy of which is attached hereto as Exhibit "B";

2. The payment of the total unpaid delinquent taxes on said parcels at the time of Dodge County's acquisition of the parcels by *in rem* tax foreclosure proceedings; and,
3. Upon payment, the conveyance of the parcels as described herein and identified on Exhibit "A", by Quit Claim Deed by Dodge County to the City of Beaver Dam; and,

BE IT FURTHER RESOLVED, that the Mayor and City Clerk of Beaver Dam are hereby authorized and directed to enter into an agreement pursuant to §76.365, Wis. Stats., with Dodge County for the acquisition of the parcels upon Dodge County's acquisition of same with said agreement to be similar to that which is proposed and marked as Exhibit "B" providing for, among other terms and conditions, the City of Beaver Dam's acquisition of the parcels "as is" by Quit Claim Deed, indemnification of Dodge County from and against any liabilities related to the parcels, and payment of the principal amount of outstanding taxes due on the parcels at the time of Dodge County's commencement of foreclosure per §75.521, Wis. Stats.; and

BE IT FINALLY RESOLVED, that the Mayor and City Clerk of Beaver Dam are hereby authorized and directed to issue payment to Dodge County and execute those documents necessary to complete the conveyance of the parcels by Dodge County to the City of Beaver Dam by Quit Claim Deed.

Presented by the following Alderpersons, members of the Administrative Committee: Lisa Davidson, Kevin Burnett, David Hansen
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

After a brief discussion of possible future environmental remediation on the property, the preceding resolution was adopted by the following roll call vote: **Ayes: Burnett, Davidson, Doyle, Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, 9. Noes: Anderson, 1. Abstain: Ballweg, Nelson, 2.**

RESOLUTION NO. 131-2017

A RESOLUTION DEDICATING PROPERTY AS BEAVER DAM ROTARY RIVERWALK PARK, A CITY OF BEAVER DAM PUBLIC PARK

WHEREAS, the Beaver Dam Rotary Club proposes to develop a Riverwalk park to be addressed as 110 West Mill Street; and

WHEREAS, the park consists of a 0.712 acre parcel being Lot 1 of the unrecorded Certified Survey Map attached hereto; and

WHEREAS, the Common Council desires to dedicate the property as a City of Beaver Dam public park for the use and enjoyment of all of its residents; and

NOW, THEREFORE, BE IT RESOLVED that the City of Beaver Dam dedicates the property as Beaver Dam Rotary Riverwalk Park, a City of Beaver Dam public park. This Resolution shall be recorded with the Office of the Register of Deeds for Dodge County, Wisconsin.

Presented by the following Alderpersons, members of the Plan Commission: Mary Morgan, Jane Loizzo
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

Mayor Glewen thanked the Rotary Club for their efforts and investing over \$50,000 into the new park. The preceding resolution was adopted by the following roll call vote: **Ayes: Ballweg, Burnett, Davidson, Doyle, Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, Anderson, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 132-2017

A RESOLUTION AUTHORIZING THE CITY OF BEAVER DAM TO ENTER INTO A LETTER OF INTENT WITH CLEARAS WATER RECOVERY, INC. FOR THE PURCHASE AND INTEGRATION OF CLEARAS WATER RECOVERY'S ADVANCED BIOLOGICAL NUTRIENT RECOVERY TECHNOLOGY

WHEREAS, the City of Beaver Dam has received a Letter of Intent with Clearas Water Recovery, Inc. (CWR) for the purchase and integration of Clearas Water Recovery's Advanced Biological Nutrient Recovery (ABNR) technology at the Beaver Dam Wastewater Treatment Facility.

NOW, THEREFORE, BE IT RESOLVED that the City of Beaver Dam and CWR shall enter into the attached Letter of Intent, which appropriate City officials are authorized to execute on behalf of the City of Beaver Dam.

Presented by the following Alderpersons, members of the Operations Committee: Robert Ballweg, Mary Morgan, Dan Doyle, Cris Olson, Mick Fischer
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

Motion by **Anderson**, second by **Morgan**, to amend Resolution No. 132-2017 by adding the word "Potential" to the title of the resolution ("...for the Potential Purchase....") and in the first paragraph ("...with Clearas Water Recovery, Inc., for the Potential Purchase..."), carried by acclamation.

The preceding resolution, as amended, was adopted by the following roll call vote: **Ayes: Burnett, Davidson, Doyle, Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, Anderson, Ballweg, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 133-2017

A RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT BETWEEN THE CITY OF BEAVER DAM WASTEWATER UTILITY AND APPLIED TECHNOLOGIES, INC.

WHEREAS, the City of Beaver Dam proposes to enter into the attached Professional Services Agreement with Applied Technologies, Inc. of Brookfield, Wisconsin for engineering services to complete a Facility Plan in an amount not to exceed \$50,000.00; and

WHEREAS, funds are appropriated in the 2018 Wastewater Utility budget.

NOW, THEREFORE, BE IT RESOLVED that the City of Beaver Dam and Applied Technologies, Inc. shall enter into the attached Professional Services Agreement, which appropriate City officials are authorized to execute on behalf of the City of Beaver Dam.

Presented by the following Alderpersons, members of the Operations Committee: Robert Ballweg, Mary Morgan, Dan Doyle, Cris Olson, Mick Fischer
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Davidson, Doyle, Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, Anderson, Ballweg, Burnett, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 134-2017

A RESOLUTION APPROVING LAND DIVISION OF CITY TAX PARCEL NO. 206-1114-0912-036 (711 MARSH TRAIL) BEING LOT 33, EAGLE'S VIEW SUBDIVISION ADDITION 1, PURSUANT TO PROPOSED (UNRECORDED) CERTIFIED SURVEY MAP ATTACHED HERETO AS "EXHIBIT A"

WHEREAS, Jon and Andrea Larson, owners of 711 Marsh Trail, have petitioned the City of Beaver Dam for land division of City Tax Parcel No. 206-1114-0912-036 (711 Marsh Trail) and being part of Lot 33, Eagle's View Subdivision Addition 1.

NOW, THEREFORE, BE IT RESOLVED that the land division of Parcel No. 206-1114-0912-036 (711 Marsh Trail) as shown on the proposed (unrecorded) Certified Survey Map is approved.

Presented by the following Alderpersons, members of the Plan Commission: Mary Morgan, Jane Loizzo
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen

The preceding resolution was adopted by the following roll call vote: **Ayes: Doyle, Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, Anderson, Ballweg, Burnett, Davidson, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 135-2017

A RESOLUTION APPROVING THE 2018 CONTRACT FOR STRAY ANIMAL SERVICES BETWEEN THE CITY OF BEAVER DAM AND THE DODGE COUNTY HUMANE SOCIETY

WHEREAS, the City of Beaver Dam has negotiated a successor agreement with the Dodge County Humane Society to provide stray animal services.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Beaver Dam does hereby approve the attached 2018 Stray Animal Services Contract between the City of Beaver Dam and the Dodge County Humane Society, Inc. and the appropriate City officials are authorized to execute said contract on behalf of the City.

Presented by the following Lisa Davidson, Kevin Burnett, Mary Flaherty, Ken Anderson, David Hansen
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Fischer, Flaherty, Hansen, Loizzo, Morgan, Olson, Anderson, Ballweg, Burnett, Davidson, Doyle, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 136-2017

A RESOLUTION ACCEPTING A PROPOSAL TO PROVIDE EMPLOYEE HEALTH INSURANCE COVERAGE

WHEREAS, the Administrative Committee at its October 30, 2017 meeting recommended approving the 2018 Budget to include accepting the proposal from Dean Health Plans to provide employee health insurance for 2018.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Beaver Dam does hereby accept the attached proposal from Dean Health Plans to provide employee health insurance in accordance with the attached plan designs 2-3 and 2-4 for 2018 and;

BE IT FURTHER RESOLVED; that the appropriate City officials are hereby authorized to execute the appropriate documents on behalf of the City of Beaver Dam.

Motion by **Davidson**, second by **Flaherty**, to **TABLE** Resolution No. 136-2017 until November 20, was approved by the following roll call vote: **Ayes: Flaherty, Hansen, Loizzo, Ballweg, Burnett, Davidson, Doyle, Fischer, 8. Noes: Morgan, Olson, Anderson, 3. Abstain: Nelson, 1.**

RESOLUTION NO. 137-2017

A RESOLUTION GRANTING BEVERAGE OPERATOR LICENSE(S)

BE IT HEREBY RESOLVED that the following applicant(s) be granted a Beverage Operator's License:

For one (1) year ending June 30, 2018:

186 – 188

BE IT FURTHER RESOLVED that the following applicant(s) be granted a Beverage Operator's License:

For two (2) years ending June 30, 2019:

No(s): 189 - 192

Presented by the following Lisa Davidson, Kevin Burnett, Mary Flaherty, Ken Anderson, David Hansen
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Hansen, Loizzo, Morgan, Olson, Anderson, Ballweg, Burnett, Davidson, Doyle, Fischer, Flaherty, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 138-2017

A RESOLUTION ACCEPTING A PROPOSAL FROM RUNNING INC. TO PROVIDE SHARED RIDE TAXI SERVICES FOR THE CITY OF BEAVER DAM

WHEREAS, the City did solicit and receive proposals from qualified bidders to provide the 2018 and 2019 shared ride taxi services for the City and;

WHEREAS, two (2) proposals were received, reviewed and scored by the Source Selection committee in accordance with Department of Transportation purchasing guidelines.

NOW THEREFORE BE IT RESOLVED, that the Common Council of the City of Beaver Dam does hereby approve the attached proposal from Running Inc. to provide shared ride taxi service for the years 2018 and 2019 for the service hour rate of 27.65 for both years and;

BE IT FURTHER RESOLVED; that the appropriate City officials are hereby authorized to execute the appropriate documents on behalf of the City of Beaver Dam and;

BE IT FURTHER RESOLVED; that any approvals granted are contingent upon the city receiving continued state and federal grant funding for the shared ride taxi service.

Presented by the following Lisa Davidson, Kevin Burnett, Mary Flaherty, Ken Anderson, David Hansen
Adopted: November 6, 2017
John Somers, City Clerk
Approved: November 6, 2017
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Hansen, Loizzo, Morgan, Olson, Anderson, Ballweg, Burnett, Davidson, Doyle, Fischer, Flaherty, 11. Noes: None. Abstain: Nelson, 1.**

Motion by **Davidson**, second by **Ballweg**, to enter into Closed Session under the provisions of Wisconsin State Stat. 19.85(1) (g), Conferring with legal counsel for the governmental body who is rendering oral or written advise concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, or more specifically to: **Discuss the Proposed Settlement Agreement with the Wisconsin Department of Natural Resources (“WDNR”) for Settlement of the City’s Petition Challenging the 2014 Wisconsin Pollution Discharge Elimination System (“WPDES”) Permit**, carried by the following roll call vote: **Ayes: Loizzo, Morgan, Olson, Anderson, Ballweg, Burnett, Davidson, Doyle, Fischer, Flaherty, Hansen, 11. Noes: None. Abstain: Nelson, 1.**

RESOLUTION NO. 139-2017

A RESOLUTION AUTHORIZING THE CITY OF BEAVER DAM TO ENTER INTO AN AGREEMENT WITH THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES (“WDNR”) FOR SETTLEMENT OF THE CITY’S PETITION CHALLENGING THE 2014 WISCONSIN POLLUTION DISCHARGE ELIMINATION SYSTEM (“WPDES”) PERMIT

WHEREAS, the City of Beaver Dam has received a Settlement Proposal from the WDNR (see memo attached hereto) to settle the City’s Petition challenging the 2014 WPDES Permit.

NOW, THEREFORE, BE IT RESOLVED that the City of Beaver approves the Settlement Agreement and authorizes City personnel to execute documents to complete the settlement.

Presented by the following Alderpersons, members of the Operations Committee: Robert Ballweg, Mary Morgan, Dan Doyle, Cris Olson, Mick Fischer, Jane Loizzo

Adopted: November 6, 2017

John Somers, City Clerk

Approved: November 6, 2017

Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Morgan, Olson, Anderson, Ballweg, Burnett, Davidson, Doyle, Fischer, Flaherty, Hansen, Loizzo, 11. Noes: None. Abstain: Nelson, 1.**

Motion by **Olson**, second by **Burnett**, to adjourn until November 20, 2017, carried by acclamation. The meeting adjourned while still in closed session at 9:15 p.m.

John Somers, City Clerk
City of Beaver Dam, Wisconsin