

**City of Beaver Dam, Wisconsin  
COMMON COUNCIL PROCEEDINGS  
MONDAY, MAY 21, 2018**

The regular meeting of the Common Council was called to order at 8:00 p.m. by Mayor Becky Glewen. **Present: Abfall, Anderson, Appenfheldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, 14. Absent and Excused: None.**

**PLEDGE TO FLAG/SILENT DELIBERATION**

**INFORMAL PUBLIC HEARING** - No one appeared.

The mayor thanked everyone who assisted in organizing the Patriot Tour that started Saturday morning and notes that the return will be September 8 with a program at Swan Park.

There will be a WEDC Grant announcement tomorrow at 11 A.M. at 301 S. Spring Street. On Wednesday, May 23, there will be meetings at the Watermark at 3 P.M. and 5:30 P.M. with representatives of the USDA regarding home repair funding available. The mayor will speak at the WI Office of Energy Innovation conference on Thursday, May 24.

The annual Memorial Day program will be held on Monday, May 28 at 10 A.M. at Oakwood Cemetery. On June 2, the annual Fish and Fun event will be held, as well as the Little Free Library ribbon cutting and Safety First at the Beaver Dam Community Hospital.

The Great Beaver Paddle will be on June 9, and the annual Swan City Car Show will be celebrating its 25<sup>th</sup> anniversary on Father's Day, June 17.

Aldersperson Olson was congratulated on the birth of his son.

Motion by **Davidson**, second by **Olson**, to dispense with the reading and approve the minutes of the May 7, 2018, meeting of the Common Council, and accept them as officially recorded into the records in the City Clerk's office, carried by acclamation.

There were no communications this evening.

I submit for your approval the invoices in the amount of \$635,550.04.

John Somers, City Clerk

Motion by **Davidson**, second by **Hansen**, to pay the invoices in the amount of \$635,550.04, was carried by acclamation.

I submit for your approval the invoices from Interquest Corp. in the amount of \$10,106.90.

John Somers, City Clerk

Motion by **Morgan**, second by **Henriksen**, to pay the invoices from Interquest Corp. in the amount of \$10,106.90, was carried by acclamation with 12 "Ayes", 1 "No" (Anderson), 1 "Abstain" (Davidson).

**Ordinance No. 6-2018, Amending Chapter 46, Nuisances, Section 46-3, Affecting Health in the Beaver Dam Municipal Code** (Noxious weeds and cutting of grass and shrubbery), was given its second reading. Public hearing was held with no response.

After discussion, motion by **Nelson**, second by **Ballweg**, to amend Ordinance No. 6-2018 by changing all references of 6 inches to 8 inches was DEFEATED by the following roll call vote: **Ayes: Anderson, Hansen, Henriksen, Loizzo, Nelson, 5. Noes: Abfall, Appenfheldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Morgan, Olson, 9.**

Motion by **Ballweg**, second by **Olson**, to amend Ordinance No. 6-2018 by changing "or" to "and", and deleting "Unoccupied Premise" and changing to "Property Owner", carried by the following roll call vote: **Ayes: Anderson, Appenfheldt, Ballweg, Doyle, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, 10. Noes: Burnett, Davidson, Fischer, Abfall, 4.**

Motion by **Anderson**, second by **Morgan**, to amend Ordinance No. 6-2018 by changing Administrative Fee from \$20 to \$25, carried by the following roll call vote: **Ayes: Appenfheldt, Ballweg, Burnett, Davidson, Doyle, Hansen, Henriksen, Morgan, Anderson, 9. Noes: Fischer, Loizzo, Nelson, Olson, Abfall, 5.**

**Ordinance No. 6-2018**, as amended, was adopted by the following roll call vote: **Ayes: Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Abfall, Anderson, Appenfheldt, 13. Noes: Olson, 1.**

**Ordinance No. 7-2018, Amending Section 50-7, Loud and Unnecessary Noise, in the Beaver Dam Municipal Code** (Loud and Unnecessary Noise), was given its second reading. Public hearing was held with the following appearing before the Council: Katherine Berkvam, Glen Link, Dianne Thompson, Barbara Checokolinski, James Checokolinski, John Corey, Mary Flaherty, Casey Carney, Mike Grobe, Martin Birkholz, Jacklyn Shelton, Dani Hansen, Mark Christensen and Gordy Aschebrook.

Atty. Schacht read a statement regarding the noise ordinance, stating that Alders need to vote on what is in the best interest of the City and will have the support of the Police Chief and herself in enforcement of the ordinance. The mayor noted that this is a difficult issue and rumors of special considerations by law enforcement are inaccurate. She feels that the proposed times stated in the ordinance are generous in comparison to other communities that have noise ordinances. Motion by **Fischer**, second by **Abfall**, to amend Ordinance No. 7-2018 by setting nighttime hours of 9 P.M. to 6 A.M. from Sunday through Thursday, and Friday and Saturday from 10 P.M. to 6 A.M. was DEFEATED by the following roll call vote: **Ayes: Fischer, Henriksen, Abfall, Appenfheldt, 4. Noes: Burnett, Davidson, Doyle, Loizzo, Morgan, Nelson, Olson, Anderson, Ballweg, 9. Abstain: Hansen, 1.**

After continued discussion, motion by **Fischer**, second by **Abfall**, to amend Ordinance No. 7-2018 by setting nighttime hours of 9 P.M. to 6 A.M. from Sunday through Thursday, and Friday and Saturday from 11 P.M. to 6 A.M. was DEFEATED by the following roll call vote: **Ayes: Fischer, Henriksen, Abfall, Appenfheldt, 4. Noes: Davidson, Doyle, Loizzo, Morgan, Nelson, Olson, Anderson, Ballweg, Burnett, 9. Abstain: Hansen, 1.**

Motion by **Davidson** to change 6 A.M. to 7 A.M. in the nighttime hours failed due to a lack of a second.

**Ordinance No. 7-2018** was adopted by the following roll call vote: **Ayes: Doyle, Fischer, Henriksen, Morgan, Nelson, Abfall, Appenfheldt, 7. Noes: Loizzo, Olson, Anderson, Ballweg, Burnett, Davidson, 6. Abstain: Hansen, 1.**

**Ordinance No. 8-2018, Annexing Contiguous Territory to the City of Beaver Dam Pursuant to Wis. Stats. Sec. 66.0217(2) (Direct Annexation)**, was given its second reading. Public hearing was held with no response.

**Ordinance No. 8-2018** was adopted by the following roll call vote: **Ayes: Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, Abfall, Anderson, Appenfheldt, Ballweg, Burnett, Davidson, Doyle, 14. Noes: None.**

**Ordinance No. 9-2018, Rezoning Tax Parcel No. 206-1214-2722-014, Being Lot 1 of CSM No. 6720 From R-1 Single-Family Residential District to Multi-Family Residential District**, was given its second reading. Public hearing was held with Jeff Rohr and Dane Grosenick, as well as Michelle Foote, appearing.

After discussion regarding same, **Ordinance No. 9-2018** was adopted by the following roll call vote: **Ayes: Hansen, Henriksen, Nelson, Olson, Abfall, Appenfheldt, Burnett, Davidson, Fischer, 9. Noes: Loizzo, Morgan, Anderson, Doyle, 4. Abstain: Ballweg, 1.**

Motion by **Davidson**, second by **Olson**, to suspend the rules and read Resolution No. 51-2018 by title only, was carried by acclamation.

**RESOLUTION NO. 51-2018**

**A PRELIMINARY RESOLUTION DECLARING INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS UNDER SECTION 66.0703 (4) WISCONSIN STATUTES OF**

**NOW, THEREFORE, BE IT RESOLVED**, that the Common Council of the City of Beaver Dam, Wisconsin, hereby declares its intention to exercise its police power under Section 66.0703 (4) Wisconsin Statutes, to levy special assessments upon properties within the following described area for benefits conferred upon such properties by the following improvements:

**AREA TO BE IMPROVED  
AND NATURE OF IMPROVEMENTS**

**NORTH SPRING STREET RECONSTRUCTION PROJECT AS FOLLOWS:**

- I. NORTH SPRING STREET – WEST MAPLE AVENUE TO WEST MACKIE STREET
  - A. Street improvement including concrete pavement, curb and gutter, concrete sidewalk, concrete driveway aprons, pavement marking, and street lighting.
- II. The total amount assessed against such district shall not exceed the total cost of the improvements. The Common Council determines that such improvements shall be made under the police power and the amount assessed against each parcel shall be based on assessments per City Ordinances existing at the time of the Public Hearing.
- III. The Director of Facilities and Engineering is directed to prepare a report consisting of:
  - A. Preliminary plans and specifications for said improvements.
  - B. An estimate of the entire cost of the proposed improvements.
  - C. Schedule of proposed estimated assessments.
  - D. A finding of whether or not the abutting properties are benefited by the proposed improvements.Upon completing such report, the Director of Facilities and Engineering is directed to file a copy thereof in the City Clerk's office for public inspection.
- IV. Upon receiving the Report of the Director of Facilities and Engineering, the Clerk is directed to give a Class 1 Notice of Public Hearing, unless waived pursuant to 66.0703 (7) (b), on such report as specified in Sec 66.0703 (7) (a), Wisconsin Statutes.
- V. The assessments against any abutting parcel may be paid in cash or in the manner provided in accordance with said above referenced City Ordinances.

Presented by the following Alderpersons, members of the Operations Committee: Cris Olson, Robert Ballweg, Mick Fischer, Jon Abfall, Dan Doyle, Therese Henriksen, Jane Loizzo

Adopted: May 21, 2018

John Somers, City Clerk

Approved: May 21, 2018

Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Henriksen, Loizzo, Morgan, Nelson, Olson, Abfall, Appenfeldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, 13. Noes: Anderson, 1.**

**RESOLUTION NO. 52-2018**

**A RESOLUTION APPROVING THE ATTACHED STATE/MUNICIPAL AGREEMENT FOR A STATE LET HIGHWAY SAFETY IMPROVEMENT PROGRAM PROJECT**

**WHEREAS**, the City of Beaver Dam proposes to enter into the attached State/Municipal Agreement for a Highway Safety Improvement Program Project (Project ID 3887-01-02/72, Gateway Drive).

**NOW, THEREFORE, BE IT RESOLVED** that the City of Beaver Dam and the State of Wisconsin Department of Transportation shall enter into the attached 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: Cris Olson, Robert Ballweg, Mick Fischer, Jon Abfall, Dan Doyle, Therese Henriksen, Jane Loizzo

Adopted: May 21, 2018

John Somers, City Clerk

Approved: May 21, 2018

Rebecca Glewen, Mayor

It was noted that the only change is in the bidding process. The preceding resolution was adopted by the following roll call vote: **Ayes: Loizzo, Morgan, Nelson, Olson, Abfall, Anderson, Appenfeldt, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, 13. Noes: None. Abstain: Ballweg, 1.**

**RESOLUTION NO. 53-2018**

**A RESOLUTION APPROVING 2018 FEDERAL AND STATE OPERATING ASSISTANCE CONTRACTS BETWEEN THE CITY OF BEAVER DAM AND THE STATE OF WISCONSIN**

**WHEREAS**, The City of Beaver Dam is receiving Federal and State funds to assist in financing the operating costs of the public transportation service known as the Beaver Dam Shared-ride Taxi for the period of January 1, 2018 through December 31, 2018;

**NOW THEREFORE BE IT RESOLVED**, that the Common Council of the City of Beaver Dam does hereby enter into the attached 2018 Small Urban Operating Assistance Contracts between the City of Beaver Dam and the State of Wisconsin and the appropriate City officials are hereby authorized to execute said contracts on behalf of the City.

Presented by the following Alderpersons, members of the Administrative Committee: Lisa Davidson, Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson, Ken Anderson, David Hansen

Adopted: May 21, 2018

John Somers, City Clerk

Approved: May 21, 2018

Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Nelson, Olson, Abfall, Anderson, Appenfeldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, Loizzo, 13. Noes: Morgan, 1.**

**RESOLUTION NO. 54-2018**

**A RESOLUTION APPROVING A FEDERAL CAPITAL ASSISTANCE CONTRACT BETWEEN THE CITY OF BEAVER DAM AND THE STATE OF WISCONSIN**

**WHEREAS**, City of Beaver Dam has been approved to receive Federal funds to assist in financing the capital costs of the public transportation service known as the Beaver Dam Shared-ride Taxi for the period of January 1, 2018 through December 31, 2018.

**NOW THEREFORE BE IT RESOLVED**, that the Common Council of the City of Beaver Dam does hereby enter into the attached Federal Capital Assistance Contract between the City of Beaver Dam and the State of Wisconsin and the appropriate City officials are hereby authorized to execute said contract on behalf of the City.

Presented by the following Alderpersons, members of the Administrative Committee: Lisa Davidson, Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson, Ken Anderson, David Hansen

Adopted: May 21, 2018

John Somers, City Clerk

Approved: May 21, 2018  
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Nelson, Olson, Abfall, Anderson, Appenfeldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, 14. Noes: None.**

**RESOLUTION NO. 55-2018**

**A RESOLUTION RECOGNIZING REED CHRYSLER DODGE JEEP RAM, INC. FOR LEASING A 2018 CHRYSLER PACIFICA AUTOMOBILE TO THE CITY OF BEAVER DAM**

**WHEREAS**, Reed Chrysler Dodge Jeep Ram, Inc. has offered to lease a 2018 Chrysler Pacifica automobile to the City of Beaver Dam for a one year term beginning May 31, 2018 at the cost of One Dollar (Lease attached hereto).

**NOW, THEREFORE, BE IT RESOLVED** that the City of Beaver Dam approves the Lease and expresses its sincere appreciation to Reed Chrysler Dodge Jeep Ram, Inc. for graciously leasing said vehicle to the City. The appropriate city officials shall execute documents to complete the same.

Presented by the following Alderpersons, members of the Administrative Committee: Lisa Davidson, Kay Appenfeldt, Kevin Burnett, Kara Nelson, Ken Anderson, David Hansen  
Adopted: May 21, 2018  
John Somers, City Clerk  
Approved: May 21, 2018  
Rebecca Glewen, Mayor

Reed Chrysler Dodge Jeep Ram, Inc. was thanked for their generosity in leasing this hybrid electric car. The preceding resolution was adopted by the following roll call vote: **Ayes: Olson, Abfall, Anderson, Appenfeldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, 14. Noes: None.**

**RESOLUTION NO. 56-2018**

**A RESOLUTION TO APPROPRIATE A GRANT FROM THE STATE OF WISCONSIN TO THE FIRE DEPARTMENT**

**WHEREAS**, the Beaver Dam Fire Department has received a grant from the State of Wisconsin to be used to provide education and outreach training to help senior care facility employees identify the warning signs of a stroke.

**NOW THEREFORE BE IT RESOLVED**, that the Common Council of the City of Beaver Dam does hereby appropriate a grant in the amount of \$1,500.00 from the Miscellaneous Grants Account (010000-427000) to the Fire Department Coverdell Stroke Program account (010325-580001).

Presented by the following Alderpersons, members of the Administrative Committee: Lisa Davidson, Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson, Ken Anderson, David Hansen  
Adopted: May 21, 2018  
John Somers, City Clerk  
Approved: May 21, 2018  
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Abfall, Anderson, Appenfeldt, Ballweg, Burnett, Davidson, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, 14. Noes: None.**

**RESOLUTION NO. 57-2018**

**BE IT HEREBY RESOLVED**, that the following organization be granted a Special Class "B" License for the sale of Fermented Malt Beverages at picnics or similar gatherings for:

No. 51  
Beaver Dam Chamber of Commerce  
(Great Beaver Paddle Festival)  
Waterworks Park  
End of Denning Avenue at Beaver Dam Lake  
June 9, 2018 (10:30 a.m. – 5:30 p.m.)

Presented by the following Alderpersons, members of the Administrative Committee: Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson, Ken Anderson, David Hansen  
Adopted: May 21, 2018  
John Somers, City Clerk  
Approved: May 21, 2018  
Rebecca Glewen, Mayor

**Doyle** noted that the council needs to address the matter of supporting local events that are alcohol-free in addition to those that have alcohol. **Davidson** added that the Administrative Committee will be discussing this at a future meeting. The preceding resolution was adopted by the following roll call vote: **Ayes: Anderson, Appenfeldt, Ballweg, Burnett, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, Abfall, 12. Noes: Doyle, 1. Abstain: Davidson, 1.**

**RESOLUTION NO. 58-2018**

**BE IT HEREBY RESOLVED**, that the following organization be granted a Special Class "B" License for the sale of Fermented Malt Beverages at picnics or similar gatherings for:

No. 52  
Beaver Dam Chamber of Commerce  
Taste of Wisconsin  
127 S. Spring Street & block in front of building  
Spring Street between Washington and Front Streets  
11:30 a.m. – 4:30 p.m.  
June 16, 2018

Presented by the following Alderpersons, members of the Administrative Committee: Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson, Ken Anderson, David Hansen  
Adopted: May 21, 2018  
John Somers, City Clerk  
Approved: May 21, 2018  
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Appenfeldt, Ballweg, Burnett, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, Abfall, Anderson, 13. Noes: None. Abstain: Davidson, 1.**

**RESOLUTION NO. 59-2018**

**BE IT HEREBY RESOLVED**, that the following organization be granted a Special Class "B" License for the sale of Fermented Malt Beverages at picnics or similar gatherings for:

No. 53  
Beaver Dam Chamber of Commerce  
(Beaver Dam Pepper Festival)  
Park Village Shopping Center  
834 Park Avenue (parking lot to the west of Shopko)  
September 8, 2018 (8:30 a.m. – 4:30 p.m.)

Presented by the following Alderpersons, members of the Administrative Committee: Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson,

Ken Anderson, David Hansen  
Adopted: May 21, 2018  
John Somers, City Clerk  
Approved: May 21, 2018  
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Ballweg, Burnett, Fischer, Hansen, Loizzo, Morgan, Nelson, Olson, Abfall, Anderson, Appenfeldt, 11. Noes: Doyle, Henriksen, 2. Abstain: Davidson, 1.**

#### RESOLUTION NO. 60-2018

**BE IT HEREBY RESOLVED**, that the following organization be granted a Special "Class B" License for the sale of Wine at picnics or similar gatherings under s. 125.51(10), Wis. Stat. for:

No. 54

Beaver Dam Chamber of Commerce  
(Wine Tour)  
At the following locations:  
La Mia Boutique – 103 E. Maple Avenue  
Bullfrogs & Butterflies – 106 Front Street  
Design Plus Embroidery – 139 Front Street  
McKinstry's Home Furnishing – 131 Front Street  
American National Bank – 115 Front Street  
Twisted Sisters – 112 S. Spring Street  
Beaver Dam Chamber – 127 S. Spring Street  
October 12, 2018 (4:30 p.m. – 9:30 p.m.)

Presented by the following Alderpersons, members of the Administrative Committee: Kay Appenfeldt, Kevin Burnett, Mary Morgan, Kara Nelson, Ken Anderson, David Hansen  
Adopted: May 21, 2018  
John Somers, City Clerk  
Approved: May 21, 2018  
Rebecca Glewen, Mayor

The preceding resolution was adopted by the following roll call vote: **Ayes: Burnett, Doyle, Fischer, Hansen, Henriksen, Loizzo, Morgan, Nelson, Olson, Abfall, Anderson, Appenfeldt, Ballweg, 13. Noes: None. Abstain: Davidson, 1.**

#### **ADJOURNMENT**

Motion by **Davidson**, second by **Olson**, to adjourn, carried by acclamation. The meeting adjourned at 10:37 p.m.

John Somers, City Clerk  
City of Beaver Dam, Wisconsin