

CITY OF DARLINGTON COUNCIL PROCEEDINGS
REGULAR SESSION
AUGUST 6, 2019

The meeting was called to order by Mayor Dave Breunig at 7:00 PM. The Pledge of Allegiance was then recited. Present at roll call were: Steve Pickett, Dave Gough, John Sonsalla and Dave Roelli. Excused absence: Erin Gallagher and Cindy Corley. Absent: None. Also present were: Bill McDaniel, Jeremy Williams, Josh Goebel, Brian Lund and Phil Risseeuw.

Motion by Roelli second by Pickett that the meeting notice and agenda were properly posted. Motion carried. Motion by Pickett second by Sonsalla to approve the minutes of the previous meeting. Motion carried.

Under new business, discussion was held concerning the following recommendation from the Plan Commission. The Plan Commission meeting was held just prior to this Council meeting.

- Certified Survey Map approval request from Tim, Dawn and Tab Wiegel and Mike McDermott. The map includes two residential lots for Council consideration under the City's extra-territorial zoning authority. Mayor Breunig reported the Plan Commission is recommending approval of this request. After discussion and consideration, motion by Roelli second by Sonsalla to accept the Plan Commission recommendation and approve the Certified Survey Map approval request from Tim, Dawn and Tab Wiegel and Mike McDermott as presented. Motion carried.

Discussion was then held concerning the following recommendations from the Library Board. A copy of the Library Board meeting minutes was included in the agenda packet.

- Appoint Lori Nodorft to the Library Board as the school representative; re-appoint Judy Whalen to the Library Board; and appoint Lawrence Hardyman to the Library Board to replace Ruth Ann Peterson. Mayor Breunig has reviewed and approved this request from the Library Board and is recommending approval of same. After discussion and consideration, motion by Gough second by Pickett to appoint Lori Nodorft, Judy Whalen and Lawrence Hardyman to the Library Board as presented and recommended by Mayor Breunig. Motion carried.
- Add a Junior Library Trustee position to the Library Board. Candi Fitzsimons and the Library Board is recommending this position to the City Council for consideration. Several questions were raised regarding this request. Alderperson Gallagher was not present to answer those questions due to an excused absence. The matter will be considered further at a future Council meeting.

Discussion was then held concerning the following recommendation from the Policies, Procedures and Ordinance Committee. A copy of the meeting minutes was included in the agenda packet.

- Approve Ordinance 01-2019, An Ordinance Amending Chapter 13 of the Municipal Code of the City of Darlington Relating to Weed and Grass Control. A copy of the proposed ordinance was included in the agenda packet. After discussion and consideration, motion by Gough second by Sonsalla to accept the Committee's recommendation and approve and adopt Ordinance 01-2019, An Ordinance Amending Chapter 13 of the Municipal Code of the City of Darlington as presented. Roll Call Vote: Ayes: Gough, Sonsalla, Roelli and Pickett. Nays: None. Motion carried.

Mayor Breunig then stated he does not agree with paragraph number three in the ordinance pertaining to "Grass clippings blown into street prohibited". He stated ten to twelve city residents mow some of their grass onto city streets every day, and they should not be cited for it. Mayor Breunig also stated other communities have this ordinance, however they do not enforce it. Therefore, Mayor Breunig exercised his veto power and vetoed the passage of Ordinance 01-2019, An Ordinance Amending Chapter 13 of the Municipal Code of the City of Darlington. It was then requested to place the consideration of the Mayor's veto on the agenda for the next Council meeting.

Discussion was then held concerning documents from the Wisconsin Department of Transportation related to the Hwy. 23 reconstruction project. Copies of the following forms were included in the agenda packet: Statement to Construction Engineer; Nominal Payment Parcel – Waiver of Appraisal, Recommendation and Approval; and Deed by Corporation. Attorney McDaniel and Jeremy Williams presented this information and answered questions. The WDOT is proposing a payment to the City of Darlington of \$9,868.00 for temporary limited easements; \$196.00 for the purchase of 49 sq. ft. of land; \$1,450.00 for site improvements; and \$36.00 for appraiser rounding; for a total of \$11,550.00. City Council acceptance and approval of these documents is required.

Several questions were asked by those present. After discussion and consideration, motion by Roelli second by Pickett to accept the \$11,550.00 offer from the Wisconsin Department of Transportation as presented, and authorize the Mayor and Clerk-Treasurer to sign the documents. Motion carried.

Motion by Sonsalla second by Pickett to approve the payment of the following July, 2019 vouchers: City vouchers #40620 thru #40739 in the amount of \$141,029.68; Direct deposit payroll vouchers #9505 thru #9623 in the amount of \$74,226.06; Water Dept. vouchers #6158 thru #6177 in the amount of \$33,420.69; Sewer Dept. vouchers #6936 thru #6953 in the amount of \$35,862.88; and Library vouchers #5551 thru #5562 in the amount of \$10,873.41. Motion carried.

Under reports of committees, Mayor Breunig reported on the Library Board meeting held July 16, 2019. The meeting minutes were included in the agenda packet. Mayor Breunig then encouraged those present to attend the Regional Housing Study Presentation scheduled for Monday, August 12th at 5:30 PM at the Wheel Inn in Shullsburg. A copy of the meeting invitation was also included in the agenda packet.

And Mayor Breunig encouraged those present to attend the League of Wisconsin Municipalities Annual Conference scheduled for October 23rd thru 25th at KI Center/Hyatt Regency in Green Bay, WI. A copy of the conference registration form was also included in the agenda packet.

Alderspersons Pickett and Sonsalla then reported on their discussion with Mike Reuter after the last Ordinance Committee meeting regarding rental property inspections. There has been a recent state law change which prohibits property inspections without the property owners or renter's permission. Mike Reuter is willing to attend the next Ordinance Committee meeting to present information and make recommendations for Committee member consideration. The next meeting of the Policies, Procedures and Ordinance Committee was scheduled for 6:00 PM, September 17, 2019. At that meeting Mike Reuter will also be presenting his activity report regarding building permits and property maintenance contacts.

Motion by Gough second by Sonsalla to go into closed session in accordance with Section 19.85 (1) (g) Wis. Stats., to confer with Attorney McDaniel concerning a proposed agreement with the Town of Darlington. Roll Call Vote: All Ayes. Motion carried.

Motion by Pickett second by Gough to reconvene to regular session in accordance with Section 19.85 (2) Wis. Stat., to adjourn the meeting. Roll Call Vote: All Ayes. Motion carried.

There being no further business for this meeting, motion by Gough second by Roelli to adjourn the meeting at 8:03 PM. Motion carried.

CITY OF DARLINGTON

Philip A. Risseeuw, Clerk-Treasurer