

CITY OF OCONTO FALLS
COMMON COUNCIL
Council Chambers – Municipal Building
500 N. Chestnut Avenue - Oconto Falls, WI 54154

TUESDAY, SEPTEMBER 12, 2017 – 7:00 PM
MINUTES

Meeting called to order at 7:02 PM by Mayor Brad Rice.

Pledge of Allegiance

Roll Call

Present: Mayor Brad Rice, Aldermen: Marty Coopman, Jay Kostreva, Devin Wirtz, Kevin Rusch, Mathew McDermid, and George Stuckey

Also present: Administrator Vicki Roberts, City Attorney Larry Jeske, Police Chief Brad Olsen, Deputy Clerk Nancy Brye, Street Superintendent Terry Magnin, Fire Chief Tim Magnin, Utility Manager Greg Kuhn, Water Operator Ron Anderson, Utility Commissioners – Jim Kardoskee, Carl Vowinkel, & Christos Anastasopoulos, and Police Officers Jamie Kuhn & Garrett Baeten

Others: Beth Julius, Don Heikkila, Warren Bluhm-Times Herald, Brenda Alberts, Debra Munes, Debra & Al Konitzer, Mary & Jack Rosner, Brenda Staudenmaier, Sara & Mike Applebee, Linda Markiewicz, Loretta Shellman, Gloria Schindel, Chris Adams, Judy Osborne, Cindy Cho, Tim Starry, Donna Bubolz, Bernice Stuckey, Marie Magnin, Belinda Chou, Robbyn Kuester, Lyle LeTendre, Misty Reed, Amy Romadine-Kratz, Mary Beth Rice, Keith & Linda VanDenElzen, John Martin, Jessica & Kurt Wolf, Troy Simonn, Max Mayer, Pam Jackson, Stu Anderson, and Abby Konitzer

Approval of Minutes – Common Council Meeting on August 8, 2017.

MOTION: Rusch/Wirtz

Motion to approve the minutes from the Common Council Meeting on August 8, 2017.

Voice Vote: All voting aye - **MOTION CARRIED**

Treasurer's Report – July

MOTION: McDermid/Kostreva

Motion to accept the Treasurer's Report for July and place on file.

Voice Vote: All voting aye - **MOTION CARRIED**

Bills Payable – August

MOTION: Rusch/Coopman

Motion to approve the Bills Payable for August.

Voice Vote: All voting aye - **MOTION CARRIED**

Reports: written report submitted for review

Administrator Report

Police Report

Municipal Court Report

Fire Department Report

Street Department Report

Building Inspector Report

Utility Commission Report/Minutes

Utility Manager informed the Oconto Falls Utilities sent a bucket truck and two linemen to assist with power restoration after hurricane Irma passed through Florida.

Thank you John Salscheider and Justin Beaman!

MOTION: Rusch/McDermid

Motion to place reports on file.

Voice Vote: All voting aye - **MOTION CARRIED**

OPPORTUNITY FOR CITIZENS TO ADDRESS THE COUNCIL - Citizens in-put will be limited to 3 minutes.

At the August 8, 2017 Council Meeting, a motion was made and passed to discontinue adding fluoride to the city water system. Fluoridation removal is back on tonight's agenda for discussion and possible action. Council listened to several people from the audience who expressed their reasons to bring fluoride back and others who were in favor of the decision made at the last meeting. Individuals who expressed their opinions and concerns were: Pam Jackson, Amy Romadine-Kratz, John Martin, Troy Simonn, Mike Applebee, Brenda Alberts, Belinda Chou, Robbyn Kuester, Sara Applebee, Loretta Shellman, Gloria Schindel, Cindy Cho, Tim Starry, Bernice Stuckey, Debra Munes, Deb Konitzer, Jim Kardoskee, and Brenda Staudenmaier.

DISCUSSION AND POSSIBLE ACTION ON ANY OR ALL OF THE FOLLOWING:

Old Business:

A. Fluoridation removal.

Re: Utility Manager

Alderman Stuckey expressed his point of view in favor of bringing fluoridation back to the city's drinking water. He felt council made a quick decision last month and didn't have time to research the topic.

City Administrator pointed out council packets are prepared and delivered to council members and available for public view on Friday prior to Tuesday night meetings; giving everyone adequate time to read and research topics coming up for discussion.

Coopman commented the decision made last month was not taken lightly. Fluoridation removal was researched and brought before the Utility Commission for discussion and recommendation. Their recommendation then went before Council at the August meeting for discussion and action was taken at the meeting. Coopman is on both the Utility Commission and Council. He noted that he personally put in over 100 hours of research on the topic prior to making his decision.

City Attorney reviewed council's options at this time:

- 1) No motion – and possible further study.
- 2) Motion to reconsider – must be made by a council member who voted in favor of discontinuing fluoridation on August 8, 2017.
- 3) Motion to rescind decision from the August 8, 2017 meeting – would require a 2/3 vote to pass.

MOTION: Stuckey/Kostreva

Motion to rescind the decision made at the August 8, 2017 Council meeting to discontinue adding fluoride to the city water system.

Roll Call Vote: Stuckey-yes, Kostreva-yes, Coopman-no, Wirtz-no, Rusch-no, McDermid-no - **MOTION FAILS**

Motion made at the August 8, 2017 Council meeting remains in place.

New Business:

- A. Snowmobile trail to The Penguin Again.
Re: Alderman Mathew McDermid

McDermid informed prior to Hwy 22 construction and sidewalks put in place, there was a trail for snowmobilers to get to The Penguin Again. He presented a map with route options and indicated that the snowmobile club would like permission to establish a snowmobile trail routing through Memorial Field in order to access The Penguin Again.

There was discussion regarding the locked gates at Memorial Field and whether or not it was a good idea to leave them open. Kurt Wolf commented the gates only needed to be open wide enough for a snowmobile to get through and not the width of a car. Police Chief pointed out there is not much foot traffic through this area during the winter. McDermid also pointed out we have cameras at the Memorial Field Park now, if there were any concerns with vandalism. McDermid commented the gates can be locked when snowmobile trails are closed and do not have to remain open the entire winter.

MOTION: Rusch/Kostreva

Motion to approve a snowmobile trail through Memorial Field Park area; allowing Alderman Mathew McDermid and Street Superintendent Terry Magnin to pick the route as they see fit.

Voice Vote: All voting aye - **MOTION CARRIED**

City Administrator reminded there are sprinklers on the fields and to keep these in mind when determining the route.

- B. Ordinance 17-002; Ordinance amending Chapter 168-4 – License requirement for dogs.
Re: Ordinance Committee

Coopman advised the Ordinance Committee met earlier and unanimously recommend that Council approve Ordinance 17-002.

Police Chief explained this ordinance is to enable us to keep troubled and vicious dogs out of the city by revoking the owner's license. If a dog is not licensed and remains in the city; the owner will receive daily citations until the dog is removed.

MOTION: McDermid/Coopman

Motion to accept the recommendation of the Ordinance Committee to approve Ordinance 17-002 as presented; Ordinance amending Chapter 168-4 – License requirement for dogs.

Voice Vote: All voting aye - **MOTION CARRIED**

- C. Ordinance 17-003; Ordinance establishing ATV regulations within the city limits.
Re: Ordinance Committee

Coopman advised the Ordinance Committee met earlier and unanimously recommend that Council approve Ordinance 17-003. This ordinance establishes ATV/UTV routes within the city which connect to routes in place from the Town of Oconto Falls and Gillett.

MOTION: Rusch/Coopman

Motion to accept the recommendation of the Ordinance Committee to approve Ordinance 17-003 as presented; Ordinance establishing ATV regulations within the city limits.

Voice Vote: All voting aye - **MOTION CARRIED**

- D. Ordinance 17-004; Ordinance amending Chapter 365 to include prostitution.
Re: Ordinance Committee

Coopman advised the Ordinance Committee met earlier and unanimously recommend that Council approve Ordinance 17-004.

Police Chief explained with this ordinance in place, the city would benefit financially from fines issued with ICAC operations and prostitution stings.

MOTION: Rusch/Wirtz

Motion to accept the recommendation of the Ordinance Committee to approve Ordinance 17-004 as presented; Ordinance amending Chapter 365 to include prostitution as presented.

Voice Vote: All voting aye - **MOTION CARRIED**

- E. Temporary Class B License for Kevin Lee Nischke Memorial Fund Club to sell malt beverages and permission to use the fields for their annual flag football/volley ball fundraiser event at Memorial Field Park on Saturday, October 7, 2017.
Re: Deputy Clerk

Deputy Clerk informed this is an annual event for the club. Proper applications have been filed to rent the facility, sell malt beverages, and proof of liability insurance has been filed. In addition to approval of the Temp Class B License, they are seeking approval to use the fields for sporting events that day.

MOTION: McDermid/Coopman

Motion to approve a Temporary Class B License for the Kevin Lee Nischke Memorial Fund Club to sell malt beverages and permission to use the fields for their annual flag football/volleyball fundraiser event at Memorial Field Park on Saturday, October 7, 2017.

Voice Vote: All voting aye - **MOTION CARRIED**

- F. Operator's License Applications for Stephanie M. Wirhanowicz – Kevin Lee Nischke Memorial Fundraiser, Aundrea L. Croxford – Krist Oil, Carla M. Nielsen – S&S Hometown, and Rebecca A. Pataska – Riverview BP.

Re: Deputy Clerk

Deputy Clerk informed the applicants have all completed the Beverage Server Class and filed proper application with the City to obtain a license. Chief Olsen completed a background check and signed off on all applications.

MOTION: Rusch/Wirtz

Motion to approve Operator's License Applications as presented for Stephanie M. Wirhanowicz, Aundrea L. Croxford, Carla M. Nielsen, and Rebecca A. Pataska.

Voice Vote: All voting aye - **MOTION CARRIED**

- G. Declare 1996 Chevy 2 wheel drive pick-up truck as surplus.

Re: Street Superintendent

Street Superintendent informed with the new truck in place now, the department would like to sell the old pick-up.

MOTION: Rusch/Stuckey

Motion to declare the Street Department's 1996 Chevy 2 wheel drive pick-up truck as surplus and put it up for sale.

Voice Vote: All voting aye - **MOTION CARRIED**

- H. Adjournment.

Mayor Rice asked if there was any further business before the meeting is adjourned. Having no further business, he declared the meeting adjourned at 9:00 pm.

City Administrator Vicki A. Roberts