

MINUTES FOR COMMON COUNCIL MEETING 5/28/2024 (RESCHEDULED FROM 5/21/2024)

Call to Order, Pledge of Allegiance, Roll Call

Mayor Paul Dwyer called the Common Council meeting to order **Tuesday, May 28, 2024 at 6:30 PM** in the Council Chambers at City Hall, 819 Superior Avenue, Tomah, WI. After the Pledge of Allegiance, Clerk Weyer took roll call. Present: Paul Dwyer, Travis Scholze, Richard Yarrington, John Glynn, Patrick Devine, Nicole Hart, Nellie Pater, and Dean Peterson. Absent: Shawn Zabinski. Also present: Kirk Arity, Becki Weyer, Molly Powell, Shane Rolff (remote), Tim Adler, and Irma Keller. The meeting was available via Zoom and was recorded by Hagen Sports Network. All motions are unanimously approved unless otherwise notated.

Request to appear COL Stephen Messenger

Colonel Stephen Messenger appeared before the Council with an update on current events at Ft. McCoy and to thank them for their support to Ft. McCoy, its soldiers, and their families. On July 19th at 9:00 a.m. there will be ceremony at Ft. McCoy to welcome the new garrison commander, Colonel Sheila Baez, who will become the first female garrison commander in Ft. McCoy history.

Presentation by Dr. Mike Hanson Tomah Area School District

Dr. Hanson from the Tomah Area School District appeared to give the Council an update on the school district's strategic priorities for the future. This included creating a professional learning community with strong academics, social emotional learning, and future facility planning.

Mayor

The Mayor did not give a report.

Monthly SET Report

The Senior Executive Team provided a monthly written report. Kirk Arity gave a summary to the Council and was available for questions from the Council.

Public Safety April Monthly Report

Tim Adler provided a written report and gave a summary for the Council.

Fire: Adler reiterated the close relationship between the City of Tomah and Ft. McCoy and how both parties mutually benefit from the partnership. The investigation on the most recent fire downtown has been paused, but the city will continue to push to get finalized results.

EMS: They are fully staffed and have been very busy - about 250 calls over average for this time of year. They hope to have one ambulance remounted over the next couple of months. The billing software used at the Tomah Area Ambulance was shut down due to cyber-attacks. They switched to a new vendor and are back on pace. Adler thanked Candace Maas and Christi Anderson for their help with the implementation.

Library

There were 2,014 eBook and 4,820 physical checkouts at the library in the month of April. Dir. Keller covered the upcoming events and the newest book arrivals at the library. She encouraged the Council and public to visit the Tomah Public Library website to see the full collection of available books and activities.

Senior & Disabled Services Monthly Report

Dir. Buchda provided a monthly written report.

April Building & Code Enforcement Reports

Shane Rolff provided written building and code enforcement monthly reports to the Council and was available via Zoom to answer any questions from the Council. Rolff encouraged the Council to connect with Casey Kinnear, the Code Enforcement Officer, to understand the code enforcement process.

CONSENT AGENDA

Motion by Peterson, second by Pater, to approve the following consent agenda:

- A. Special Beer and Wine License Application by the Tomah Lions Club for n.a.s.a. Squirrel Fest on July 6, 2024.
- B. Special Event Outdoor Cabaret Licenses for American Music Programs for Gillett Park located on Superior Avenue in downtown Tomah, WI for six concert events in June, July, and August of 2024.
- C. Annual renewal of "Class A" Liquor, Class "A" Fermented Malt, "Class B" Liquor, Class "B" Fermented Malt, and Class "C" Wine licenses for the period July 1, 2024 to June 30, 2025
- D. Approval of Minutes From April 16, 2024

Carried.

Resolution Providing for the Sale of Approximately \$2,640,000 General Obligation Promissory Notes, Series 2024A

Motion by Yarrington, second by Scholze, to approve the Resolution Providing for the Sale of Approximately \$2,640,000 General Obligation Promissory Notes, Series 2024A. Motion carried.

Resolution No. _____

RESOLUTION PROVIDING FOR THE SALE OF APPROXIMATELY \$2,640,000 GENERAL OBLIGATION PROMISSORY NOTES, SERIES 2024A

WHEREAS the City of Tomah, Monroe County, Wisconsin (the "City") is presently in need of approximately \$2,640,000 for public purposes, including paying the cost of facility improvements, including to the Police Station, City Hall, Street Shop and Senior Center, street improvements, parks improvements, including for Tomah Ice Center, the acquisition of equipment for the Parks and Recreation Department and the acquisition of two squad cars for the Police Department (collectively, the "Project"); and

WHEREAS it is desirable to borrow said funds through the issuance of general obligation promissory notes pursuant to Chapter 67, Wisconsin Statutes.

NOW, THEREFORE, BE IT RESOLVED by the Common Council of the City that:

Section 1. Issuance of the Notes. The City shall issue its General Obligation Promissory Notes, Series 2024A in the approximate amount of \$2,640,000 (the "Notes") for the Project.

Section 2. Sale of the Notes. The Common Council hereby authorizes and directs that the Notes be offered for public sale. At a subsequent meeting, the Common Council shall consider such bids for the Notes as may have been received and take action thereon.

Section 3. Notice of Sale. The City Clerk (in consultation with Ehlers & Associates, Inc. ("Ehlers")) be and hereby is directed to cause notice of the sale of the Notes to be disseminated in such manner and at such times as the City Clerk may determine and to cause copies of a complete Notice of Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk (in consultation with Ehlers) shall cause an Official Statement to be prepared and distributed. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Official Statement, such certification to constitute full authorization of such Official Statement under this resolution.

Section 5. Reimbursement. The Common Council hereby officially declares its intent pursuant to Treasury Regulation Section 1.150-2 to reimburse any expenditures made in connection with the Project prior to the issuance of the Notes with the proceeds of the Notes in an amount not to exceed \$2,640,000.

Adopted, approved and recorded May 21, 2024.

Paul Dwyer
Mayor

ATTEST:

Rebecca Weyer
City Clerk

(SEAL)

Ordinance Amending Section 2-270 And Repealing Sections 2-271 Through 2-274 Of The City Of Tomah Municipal Code Regarding Records Retention 1st Reading, Second Reading, and Adoption

Motion by Peterson, second by Scholze, to waive the first verbatim reading of the ordinance amending sec, 2-270 and repealing sections 2-271 through 2-274 regarding record retention of the City of Tomah municipal code. Motion carried.

Motion by Peterson, second by Scholze, to waive the second verbatim reading of the ordinance amending sec, 2-270 and repealing sections 2-271 through 2-274 regarding record retention of the City of Tomah municipal code. Motion carried.

Motion by Peterson, second by Scholze, to adopt the ordinance amending sec, 2-270 and repealing sections 2-271 through 2-274 regarding record retention of the City of Tomah municipal code. Motion carried.

ORDINANCE NO. _____

**ORDINANCE AMENDING SECTION 2-270 AND REPEALING SECTIONS
2-271 THROUGH 2-274 OF THE CITY OF TOMAH MUNICIPAL CODE
REGARDING RECORDS RETENTION**

The Common Council of the City of Tomah, do ordain as follows:

SECTION ONE: Section 2-270 of the City of Tomah Code of Ordinances is hereby amended as follows:

Sec. 2-720. General Records Schedule Adoption. The following separate general records retention schedules as developed, approved, and revised from time to time by the Wisconsin Public Records Board are hereby adopted and incorporated herein:

- (1) Wisconsin Municipal and Related Records.
- (2) Administrative Records.
- (3) Budget Records.
- (4) Facilities Records.
- (5) Fiscal and Accounting and Related Records.
- (6) Fleet and Aircraft Management Records.
- (7) Human Resources Records.
- (8) Information Technology and Related Records.
- (9) Payroll and Benefits Related Records.
- (10) Purchasing and Procurement and Related Records.
- (11) Risk Management and Related Records.
- (12) Public Libraries and Public Library Systems and Related Records.

SECTION TWO: Sections 2-721 through 2-724 of the City of Tomah Code of Ordinances are hereby repealed.

SECTION TWO: All ordinances in conflict with the foregoing are hereby repealed.

SECTION THREE: This ordinance shall take effect upon passage and publication.

Paul Dwyer, Mayor

ATTEST:

Rebecca Weyer, City Clerk

READ:

PASSED:

PUBLISHED:

Resolution Authorizing Payment of Monthly Bills

Motion by Peterson, second by Pater, to recommend the Council approve the resolution authorizing payment of monthly bills in the amount of \$6,378,054.00. Motion carried.

RESOLUTION NO : _____

RESOLUTION AUTHORIZING
PAYMENT OF MONTHLY BILLS

Be it resolved by the Common Council of the City of Tomah that the Committee of the Whole has reviewed the monthly bills and recommends the City Council approve said bills as follows:

1. Pre-Paid Checks:	2024	\$2,863,864.00	Check #'s:	144660	144717
				144724	144915
2. Payroll:		\$291,947.00	Dir Dep #'s:	9302350	9302611
3. Wire/ACH Transfers:		\$3,144,913.00			
4. Invoices:		\$77,330.00			
Total:		<u>\$6,378,054.00</u>			

Mayor

Clerk

Requested by: Finance Department

Submitted by: Committee of the Whole

May 20, 2024

Plan Commission recommendation to amend ordinance section 52-209(b)(3)-2nd reading and adoption

Motion by Peterson, second by Glynn, to waive the second verbatim reading of the ordinance amending sec. 52-209(b)(3) of the City of Tomah Municipal Code. Motion carried.

Motion by Peterson, second by Glynn, to adopt the ordinance amending sec. 52-209(b)(3) of the City of Tomah Municipal Code. Motion carried.

ORDINANCE NO. _____

**Ordinance Amending Sections 52-209 (b)(3) of the City of Tomah
Municipal Code**

The Common Council of the City of Tomah, Monroe County, Wisconsin, do ordain as follows:

SECTION ONE: Section (b)(3) of 52-209 *Requirements* is hereby by amended to read as follows:

(3) On any corner lot where a front or side yard is required or provided, no fence, hedge or other obstruction shall be placed so as to interfere with clear vision from on street to the other across the corner. On reverse corner lot fences up to 6 feet in height are allowed on the street side yard to equal the established front yard of the property on the key lot directly behind the property to never exceed 15 feet. See traffic visibility provisions in section 52-114.

SECTION TWO: All ordinances in conflict with the foregoing are hereby repealed.

SECTION THREE: This ordinance shall take effect upon passage and publication.

Paul Dwyer, Mayor

ATTEST:

Rebecca Weyer, City Clerk

READ:|

PASSED:

PUBLISHED:

Adjourn to Closed Session Pursuant to Wis Stat § 19.85(1)(c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.

Motion by Peterson, second by Glynn, to adjourn to pursuant to the agenda stated statute. Motion carried. The meeting adjourned to closed session at 7:11 p.m.

Mayor Paul Dwyer

Attest: Rebecca Weyer, City Clerk