

## Committee of the Whole Minutes, May 16, 2022

### **CALL TO ORDER – ROLL CALL**

The meeting was called to order by Council President Adam Gigous at 6:30 p.m. Present: Michael Murray, (remote), Adam Gigous, Richard Yarrington, Shawn Zabinski, John Glynn, Mitchell Koel (remote), Lamont Kiefer, Nellie Pater, and Dean Peterson. Absent: none. Also present: Kirk Arity (remote), Becki Weyer, Scott Holum, Joe Protz, and Molly Powell (remote). Members of the public were able to access the meeting at the following link: <https://zoom.us/j/7689466740?pwd=dEdLR2hXK0ZYMk1qNU5vNFlwMzdSZz09>. All motions are unanimous unless otherwise noted.

### **APPROVAL OF THE MINUTES:**

Motion by Peterson, second by Yarrington, to approve the Minutes from April 18, 2022. Motion carried.

### **Request to Appear by Chad Madson for consideration of renewal of Neil Driskill's beverage operator's license**

Chad Madson and Neil Driskill appeared to appeal to the Committee regarding the denial of the alcohol beverage server license for Neil Driskill. The license was denied due to recent felony convictions that included the use of alcohol. Madson spoke on Driskill's behalf stating he worked with him for the past 6 years and he has been an asset to his business. Driskill admitted he made a mistake and has had no issues with the law in the past two years. The Committee asked many questions regarding the event and Driskill's positive changes since the event before the motion was made. Motion by Yarrington, second by Glynn, to recommend the Council to overturn the denied license and approve the beverage operator license for Neil Driskill. Motion carried.

### **Public Works & Utilities**

Kirk Arity provided a monthly Public Works and Utilities report.

Street: All items excepting the bathroom and concession stand have been demolished at the EMS site. They did crack sealant in Lemonweir area in preparation for chip sealant. The bridge deck on E Brownell will be out of service for repair. Work is still in progress for Clerk's and Treasurer's office, as there was an issue with the countertops that were ordered.

Sewer: operations normal, sludge has been hauled out. Arity handed out charts showing the reduced electricity, gas, and water usage at the Public Work utilities building and stations due to preventative projects done over the last few years.

Water: Operations are normal. Hydro flushing is complete. Project on Lakeside will start some time in June.

Lake: The next Lake Committee meeting will be on Thursday May 19<sup>th</sup> at 5:00 in the Council Chambers

### **City Clerk**

Weyer provided a monthly written report. The new City of Tomah Website is live. The new site is TomahWI.gov. Earle and Andres grants submitted for the City are due to the Clerk's office by May 25<sup>th</sup>.

### **Treasurer**

Powell submitted the Revenue and Expenditures with Comparison to Budget for the Three Months Ending March 31, 2022 for review and the April 30, 2022 Cash and Investments Report for approval. Tracking well when looking at expenses vs budget. Utilities have gone over budget due to an unusually cool spring. That should level off within the next few months. Rates are going up, continue to look at options for our current investments. Motion by Zabinski, second by Pater, to recommend the Council approve the April 30, 2022 Cash and Investments Report. Motion carried.

### **Parks & Recreation**

Protz submitted the monthly Tomah Parks and Recreation Program Report for review. It is a busy time of year for the parks with mowing and cleaning. Winnebago Park bathroom will not be open due to the construction. Work continues on the Boy Scout Cabin, but they are waiting for materials. Protz is working with engineers on the Flare Ave. projects, including DNR permitting for the ball fields. Next Wednesday May 25<sup>th</sup> is the Planting Day with the Our Town of Tomah group. Summer recreation programing has begun.

At the Aquatic Center, the vessel is holding water, and they will turn on circulation pumps on 5/18. They are hoping it will be operable. If so, Protz will be recruiting life guards immediately. Tentative open date June 9<sup>th</sup>. Rec Park Ice center ice will be removed next week. Parks and Recreation is getting prepared for Tractor Pull.

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### **Police Department**

Holum submitted the April 2022 Police Department Monthly Report for review. They currently have one opening and one retirement coming up. They recently had 3 qualified candidates go through the hiring process. One candidate dropped out of the process because he accepted a job in Sparta. One candidate starts June 12<sup>th</sup>, the other will be starting the academy June 6<sup>th</sup>. The K9 golf outing begins at 10:00 am. On July 8<sup>th</sup> at Hiawatha golf course. Holum is seeking a grant for two F150 lightning trucks, which are electric vehicles. There is a problem in Veterans' Park at the soccer field where VA employees are smoking and flicking cigarette butts in the park. The PD is working with the VA on spreading the word that it is not allowed. Thank you to officers for putting extra time at the upcoming events: Downtown Thursday Nights, National Night out, Tractor Pull, and the Monroe County Fair.

### **Tomah Police Department request for a recruiting and retaining bonus structure**

The funds would come from the savings from the City Administrator budget that has already been budgeted. Motion by Yarrington to approve as submitted with the retaining bonus occurring on the anniversary date. Motion died due to lack of a second. Motion by Glynn, second by Koel, to recommend the Council approve a recruiting bonus of \$1000 to new police officers after tenure, and another \$1000 after his/her second year, and a retaining bonus of \$1000 immediately to all tenured sworn employees, except the police chief, on July 1, 2022, and another \$1000 after one year. Motion carried.

### **Discussion and recommendation of Zoning ordinance amendment allowing for Plan Commission review of Commercial/Industrial site plans**

The City of Tomah current ordinance limits review time for the Zoning Administrator to 10 days from the date of complete submittal of the required documents. The amendment would allow 10 days for approval once the Plan Commission completes their review. This ordinance amendment was approved by the Planning Commission. Motion by Kiefer, second by Peterson, to recommend the Council adopt the recommended ordinance amendment as written. Motion carried.

### **Discussion and recommendation of Zoning ordinance amendment allowing for Butcher Shops as a permitted use in the B-Business District**

The Plan Commission recommends the proposed amendment to Section (8) of 52-8 Zoning/building permit allowing butcher shops as a permitted use in the B-Business District. Motion by Yarrington, second by Glynn, to recommend the Council adopt the recommended ordinance amendment as written. Motion carried.

### **Resolution Authorizing Payment of Monthly Bills**

Motion by Peterson, second by Pater, to recommend the Council approve the resolution authorizing the payment of monthly bills in the amount of \$1,429,408.71. Motion carried.

### **Discussion and recommendation of Ordinance Amending Section 38-35 of the City of Tomah Municipal Code regarding street reconstruction**

The current ordinance provides for sidewalks along both sides of the reconstruction for the County ET project. This project has several parcels not in the City of Tomah. Enforcement of snow removal for non-City residents would be an issue. The recommendation of the Public Works Commission is to include the wording "and when fronting upon parcels within the city limits and/or create a continuation of sidewalk to be determined by the Public Works Commission" Motion by Kiefer, second by Peterson, to recommend the Council adopt the ordinance amendment as submitted. Motion carried.

### **Discussion of Ordinance amendment allowing the issuance of "Stop Work" orders from the City of Tomah Building/Fire Inspectors**

The State of Wisconsin Uniform Dwelling Code only allows the use of a "Stop Work Order" for failure to maintain erosion control measures. The City Building Inspection Department and Fire Department are proposing the ability to issue stop work orders any time work is not being performed safely or according to ordinance. Motion by Yarrington, second by Kiefer, to recommend the Council adopt the ordinance amending Section 10-41 and 10-42 as submitted. Motion carried.

### **Purchase of ladder truck**

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Chief Adler requested the Committee to consider the purchase of a 2002 Pierce Dash 100' ladder fire truck from the Village of Howard, WI. The Tomah Fire Department would pay for the \$175,000 vehicle through fundraising. It would require a loan from the Tomah Area Ambulance department that would be paid back over 5-7 years. Motion by Koel, second by Glynn, to recommend the Council approve moving forward with the purchase of the Fire Department purchase of the 2002 Pierce Dash 100' ladder truck Motion carried.

### **Renewal of “Class B” Liquor and Class “B” Fermented Malt Beverage Licenses, Class “B” Fermented Malt Beverage License, “Class C” Wine Beverage License**

Motion by Pater, second by Zabinski, to recommend the Council approve the following annual liquor licenses:

"Class B" Liquor and Class "B" Fermented Malt Beverage Licenses in the City of Tomah:

1. The Crow Bar, LLC. The Crow Bar at 1206 Superior Ave

Class “B” Fermented Malt Beverage Licenses in the City of Tomah:

1. Bad Property Group Inc. The Lot at 1110 Superior Ave

“Class C” Wine License in the City of Tomah:

1. The Baker’s Table at 223 N Superior Ave

Motion carried.

### **Special Beer Permit Application for the Monroe County Tavern League January 13-15, 2023**

The Monroe County Tavern League has applied for a Temporary Class “B” License to sell fermented malt beverages at the “Safe Ride Fundraiser” event being held at Recreation Park, Recreation Building January 13-15, 2023. Motion by Peterson, second by Pater, to recommend the Council approve the Special Beer permit for the Monroe County Tavern League January 13-15, 2023. Motion carried.

### **Special Beer and Wine Permit Application for the North American Squirrel Association July 9, 2022**

Motion by Peterson, second by Glynn, to approve the special beer and wine permit for NASA for their Squirrel Fest event on July 9, 2022. Motion carried.

### **ADJOURN**

Motion by Peterson, second by Kiefer, to adjourn. Motion carried. Meeting adjourned at 8:39 p.m.

Respectfully Submitted

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Rebecca Weyer, City Clerk

To be approved June 21, 2022