

ASHLAND CITY COUNCIL MEETING MINUTES

Tuesday, January 14, 2020 – 5:30 PM

Ashland City Hall Council Chambers

Please silence all cell phones during the meeting

1. CALL TO ORDER

The Tuesday, January 14, 2020 Ashland City Council meeting was called to order by Mayor Debra Lewis, in the Ashland City Hall Council Chambers at 5:30 p.m.

A. Roll Call, Moment of Silence, and Pledge of Allegiance

Roll call was taken, a Moment of Silence was held, and the Pledge of Allegiance was recited.

PRESENT: Holly George, Matthew MacKenzie, Sarah Jackson, Kate Ullman, Ana Tochtermann, Wahsayah Whitebird, Kevin Haas, Charlie Ortman, Liz Franek, Jackie Moore

ABSENT: Dick Pufall (excused)

ALSO PRESENT: Mayor Deb Lewis, City Administrator Brant Kucera, City Clerk Denise Oliphant, City Attorney Tyler Wickman, Public Works Director John Butler, Parks and Rec Director Sara Hudson, Police Chief Jim Gregoire, and other concerned citizens.

2. APPROVAL OF AGENDA

Lewis recommended to remove agenda items 7D and 7F as necessary information is not available.

George moved, seconded by Moore to approve the amended agenda. The motion carried unanimously by voice vote.

3. APPROVAL OF MINUTES

Haas moved, seconded by Moore to approve the minutes of the December 3, 2019 City Council and Committee of the Whole meetings. The motion passed unanimously by voice vote.

A. December 3, 2019 Council and Committee of the Whole Meeting Minutes

4. CITIZEN PARTICIPATION PERIOD

The Clerk read the Rules for Citizen Participation, and the following offered their comments to the Council:

Jeannine Welty, spoke regarding issues with the lateral at her property, 405 East Lakeshore Drive.

Deb Joanis, 2569 Lake Shore Drive East, regarding the failed lateral at her property.

Eric Lindell, 204 1/2 West Main St, Apt 207, spoke in favor of approving the CUP for the warming shelter on 4th Avenue East, and in support of the resolution regarding the Bad River Tribe.

5. MAYOR'S REPORT

A. Announcements

The Mayor noticed that there are openings on some committees including the Parks & Recreation Committee and the Library Board. The Chamber of Commerce hosts monthly "Business After Hours" meetings on the 3rd Wednesday of each month, the next being tomorrow evening at the Sandbar. Lewis will be attending a gathering of the Urban Alliance in Appleton to discuss funding financing for local governments. The upcoming weekend is the DNR's Free Fishing weekend. The request for proposals for the police facility had been recently released and bids will be opened on February 14th. Thank you to the incumbents for running for their Alderman positions during this Spring election. The Taste of the Bay event will be on January 25 at the Northland College as a fundraiser for the Brick. All are invited to gather in honor of Martin Luther King Jr. on January 18th in Bayfield.

B. Appointments

The following is a list of proposed appointees to the Source Water Protection Plan (SWPP):

Ashland City Administrator Brant Kucera
Ashland Public Works Director John Butler
Ashland Water Utility Director, Chanz Green
2 City Council Representatives (Charles Ortman and Waysayah Whitebird have previously expressed an interest in serving)
Local DNR water specialist, Dan Harrington
Representative from Bad River Tribe, TBD
Representative of Superior Rivers Watershed Association, TBD
Burke Center representative, (Matthew Hudson has expressed an interest)
Ashland County Board Chair or designee, TBD
Bayfield County Board Chair or designee, TBD
UW Extension designee, TBD

Franek moved, seconded by Ullman to approve the Mayor's appointments and those yet to be designated to this committee. The motion passed unanimously by voice vote.

The Council is being asked to approve the re-appointment of the listed positions.

6. CONSENT AGENDA

Ortman moved, seconded by Haas approve the Consent Agenda. The motion passed unanimously by voice vote.

A. Miscellaneous Minutes

B. Planning and Development and Property Maintenance Monthly Report

7. NEW BUSINESS

A. Approve a Preliminary Resolution Declaring Intent to Levy Special Assessments under Municipal Police Power Pursuant to Sec. 66.0703, WI State Statute for the Vaughn Avenue and 7th Street West Reconstruction and Utility Replacement Project (*Public Works*) Voice

George moved, seconded by Whitebird to approve the preliminary resolution. The motion passed unanimously by voice vote.

File #17543

B. Approve the State Municipal Agreement (SMA) for Engineering Design of the Highway 13 Pavement Replacement Project (*Public Works*) Voice

George moved, seconded by Haas to approve the State Municipal Agreement. The motion passed unanimously by voice vote.

C. Approve a Resolution to Approve Proposed Roadway Improvements for State Highway 13/Ellis Avenue and Resolution to Eliminate On-Street Parking as Part of the Future Wisconsin Department of Transportation Project (*Public Works*) Voice

George moved, seconded by Moore to approve . The motion failed 1-8 by roll call vote; opposed were George, MacKenzie, Jackson, Tochtermann, Haas, Ortman, Franek, and Moore; Whitebird abstained.

D. Approve a Conditional Use Permit to Allow Social Service Use/Warming Center at 419 3rd Avenue East, Zoned City Center (CC). Applicant: Christine Legarde Cooper (*Planning and Development*) Voice

Removed from the Agenda.

E. Approve to Accept a State of Wisconsin Department of Natural Resources Recreation Trails Program Grant for the City of Ashland Maslowski Beach Trail Rehabilitation Project, 2019-2021 (*Parks and Recreation*) Voice

Franek moved, seconded by Ortman to approve. The motion passed unanimously by voice vote.

F. Approve Task Authorization No. 4, Amendment 4 - Ashland Ore Dock Phase I, Part 2 Design Services, Construction Documents and Construction Administration with SmithGroup (*Parks and Recreation*) Roll

Removed from the Agenda.

G. Approve an Ordinance to Amend Chapter 351 (963), Ashland City Ordinances, Licensing, Regulating, and Maintenance of Dogs and Cats (*Mayor*) Voice

Moore moved, seconded by Tochtermann to approve the Ordinance amendment. The motion passed unanimously by voice vote.

File #17544

8. CLOSED SESSION

A. Closed Session Pursuant to Wis. Stat. 19.85 (1)(g): “Conferring with legal counsel who either orally or in writing will advise governmental body on strategy to be adopted with respect to current or likely litigation.” (*Nibler Liability Claim*) (*City Attorney*) Roll

George moved, seconded by Haas to enter into Closed Session. The motion passed unanimously by roll call vote.

B. Return to Open Session Voice

George moved, seconded by Moore to return to Open Session. The motion passed unanimously by voice vote.

C. Reporting on Closed Session Discussion and/or Action

Mayor Lewis reported that Council discussed and approved to disallow the claim 9-1 by roll call vote, as recommended by the City's Insurance Company.

9. ADJOURNMENT

George moved, seconded by Ortman to adjourn. The motion carried unanimously by voice vote.

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