

ASHLAND CITY COUNCIL MEETING MINUTES

Tuesday, January 28, 2020 – 5:30 PM

Ashland City Hall Council Chambers

Please silence all cell phones during the meeting

1. CALL TO ORDER

The Tuesday, January 28, 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. Franek requested that the Moment of Silence was dedicated to those who passed recently in our community.

PRESENT: Holly George, Matthew MacKenzie, Sarah Jackson, Ana Tochtermann, Wahsayah Whitebird, Kevin Haas, Charlie Ortman, Liz Franek, Dick Pufall, Kate Ullman (arrived at 5:33)

ABSENT: Jackie Moore (excused)

ALSO PRESENT: Mayor Deb Lewis, City Clerk Denise Oliphant, City Attorney Tyler Wickman, Police Chief Jim Gregoire, Captain Bill Hagstrom, multiple Ashland Police officers, Public Works Director John Butler, Fire Chief Dave Wegener, and other concerned citizens.

2. APPROVAL OF AGENDA

Haas moved, seconded by Whitebird to approve the agenda as presented. The motion passed unanimously by voice vote.

3. APPROVAL OF MINUTES

A. Minutes of the January 14, 2020 Council and Committee of the Whole Meetings

George moved, seconded by Franek to approve the minutes of the January 14, 2020 Council and Committee of the Whole minutes. The motion carried unanimously by voice vote.

4. CITIZEN PARTICIPATION PERIOD

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

Jennifer Smith, 3100 Emmet and representative of Enbridge, spoke in reference to the pipeline Line 5 which currently runs through the Bad River Reservation.

Pete Rasmussen, Marengo, spoke of the plans to remove the Enbridge Line 5 pipeline.

Nick Vander Pye, Mellen, spoke in support of the resolution to support Bad River and to protect the resources.

Ella Syverson, 813 7th Avenue West, spoke in opposition of the Enbridge Line 5 pipeline.

Amy Syverson, 813 7th Avenue West, shared her concerns for the Line 5 pipeline in the Bad River Watershed.

Chris Plansky, 813 7th Avenue West, spoke in support of protecting the region and asked for support to remove the Line 5 pipeline.

Sandy Gokee, 901 10th Avenue West, spoke to the resolution regarding the pipeline and the divisiveness of conversation in the community regarding the resolution.

Frank Koehn, 619 7th Avenue West, expressed that the resolution in support of Bad River is an example of support for the community.

Joe Bates, Bad River, has attended meetings with Enbridge and spoke of the source of energy carried by Enbridge's Line 5 pipeline.

5. MAYOR'S REPORT

A. Recognition of Sargent Jodeanne Janecek-Kundinger Retirement

Mayor Lewis presented Officer Janecek-Kundinger with a plaque of gratitude, and shared her appreciation and congratulations on her retirement from the City. Chief Gregoire and retired Officer Michelle Tutor also spoke to Jodeanne's accomplishments.

B. Announcements

Lewis noted that the City Administrator is currently on vacation. She also extended sympathies to Councilor Ortman for the recent loss of his brother. Lewis attended a Census 2020 meeting and noted the importance of getting a complete count, and that the Census has part-time jobs available. The Waterfront Development Plan will be discussed on Thursday, January 30, 2020 at 5:00 pm at the Hotel Chequamegon. The steering committee for the Lake Superior Science Center completed their Feasibility Study and will be presenting that to the public on Tuesday, February 18, 2020 in the City Hall Chambers. Lewis commented that she is looking to fill vacancies on the Revolving Loan Committee and Library Board. She finished by acknowledging the retirement of Lynn Garrington after 31 years of working at the Library.

C. Appointments

The Mayor recommended approval of the following appointments:

Parks and Recreation Committee

Dawayne Lampson, replacing Stephanie Jaeger
Term Expires: April 30, 2020

David Ullman, replacing Tim Heil
Term Expires: April 30, 2020

Beautification Council

Layne Richardson, re-appointment
Term Expires: February 15, 2023

Jeanne Spruell, re-appointment
Term Expires: February 15, 2023

Shawna Johnson, re-appointment
Term Expires: February 15, 2023

Ore Dock Trust Committee

Dawn Rivard, replacing Marvin Suomi
Higher Education Representative

Haas moved, seconded by Tochtermann to approve. The motion passed unanimously by voice vote.

6. CONSENT AGENDA

A. Miscellaneous Meeting Minutes

- B. Approve a Resolution to Proclaim the Third Weekend in May as the Observed International Migratory Bird Day in Ashland, Wisconsin** (*Parks and Recreation*) Voice
FILE #17545

C. Operators' Licenses

The following individuals has applied for an operators' license: Aidan Reilly, Bobbi Jane Scribner, Tiffany LeAnn Hudack, Phillip Adam Trapp, Anthony James Burn, and Richard Allen Martikonis.

Tochterman moved, seconded by Franek to approve the Consent Agenda. The motion passed unanimously by voice vote.

7. NEW BUSINESS

A. Discussion and Approval of the Process for the City Administrator's Annual Performance Evaluation (*Mayor*)

Lewis discussed the evaluation process, and explained that Kucera will provide a self-evaluation to Council prior to their completing their evaluations.

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

B. Approve Agreement by and between the City of Ashland and Town of Sanborn for Emergency Medical Services (*Administration*) Roll

Tochterman moved, seconded by Franek to approve the agreement. The motion passed unanimously by roll call vote.

C. Approve a Resolution to Authorize the Establishment of Bicycle and Pedestrian Facilities as Part of the Future 11th Street East Roadway Reconstruction Project (*Public Works*) Voice

George moved, seconded by Ullman to approve the resolution. The motion passed unanimously by roll call vote.

FILE #17546

D. Approve Professional Services Agreement with Cedar Corporation for Vaughn Avenue and 7th Avenue West Utility and Reconstruction Project Engineering Design (*Public Works*) Roll

Pufall moved, seconded by Haas to approve. The motion passed unanimously by roll call vote.

E. Approve to Enter in an Agreement with Independent Contractor J.R Dunn LLC (Jamie Dunn) as a Consultant/Project Manager for the City of Ashland in Regard to the Ashland Lakefront Superfund Site Redevelopment (*Parks & Recreation*) Roll

Pufall moved, seconded by George to approve. The motion passed 9-0 by roll call vote; Pufall was excused for the roll call vote.

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.” (*Defoe and Deplacito Claims*) (*City Attorney*) Roll

Haas moved, seconded by George to enter into Closed Session. The motion passed 9-0 by roll call vote; Pufall was excused for the roll call vote.

Council approved by voice vote to allow Public Works Director John Butler to remain while in Closed Session.

Ortman moved, seconded by George to approve the recommendation to formally deny the claim. The motion passed 9-0 by roll call vote; Whitebird abstained.

B. Return to Open Session Voice

Haas moved, seconded by Whitebird to return to open session. The motion passed unanimously by voice vote.

C. Reporting on Closed Session Discussion and/or Action

Lewis reported that Council voted 9-0 to approve to formally deny the claim as recommended by the City's insurance.

9. ADJOURNMENT

Franek moved, seconded by Whitebird to adjourn. The motion carried unanimously by voice vote.

The City of Ashland does not discriminate on the basis of sex, race, creed, color, national origin, sexual orientation, age or disability in employment or provision of services, programs or activities.

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