

MEETING MINUTES
ASHLAND CITY COUNCIL
Tuesday, November 15, 2022 – 6:00 PM
Ashland City Hall Council Chambers

1. CALL TO ORDER

The Tuesday, November 15, 2022 Ashland City Council meeting was called to order by Mayor Matt Mac Kenzie at 6:00 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: Kevin Seefeldt, Sarah Jackson, Ana Tochtermann, Eric Lindell, Laura Graf, Charlie Ortman, Dick Pufall

ABSENT: None.

ALSO PRESENT: Mayor Matthew MacKenzie, City Administrator Brant Kucera, City Clerk Denise Oliphant, City Attorney Tyler Wickman, Public Works Director John Butler, Finance Director Julie Vaillancourt, Parks Director Sara Hudson, Fire Chief Stuart Matthias, Planning Director Steven Wiley, and other concerned citizens.

2. APPROVAL OF AGENDA

Lindell motioned to remove item 8A from the agenda; this motion was not seconded and died on the floor. Lindell motioned, seconded by Graf to approve the agenda as presented. The motion carried unanimously by voice vote.

3. APPROVAL OF MINUTES

A. October 20, 2022 Budget Work Session Meeting Minutes

B. October 25, 2022 City Council and Committee of the Whole Meeting Minutes

Seefeldt moved, seconded by Pufall to approve the 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:

Zygmund Jablonski, 916 6th Avenue West, commented on the recent failed restraining order against him, and the language used by the Public Works Director and the Council President. *Keith Tveit, 1114 Sanborn Avenue*, spoke in support of placing an American flag on the ore dock.

James Rasmussen, 1106 Main Street, spoke to the testing for PFOS in the City's water sources.
Bob Kreinbring, 1316 12th Avenue West, spoke in support of placing an American flag on the ore dock.

Don Jaskowiak, 121 N Willis Avenue, offered background as to the reason for the request to place an American flag on the ore dock.

Frank Kostka, 421 West Lake Shore Drive, spoke in support of placing an American flag on the ore dock.

5. MAYOR'S REPORT

A. Announcements

MacKenzie asked the Councilors for recommendations for the Housing Committee. Contests for Districts 2, 4, and 6 will be on the ballot for the Spring 2023 Election. Paperwork was given to the current Councilors, and all potential candidate paperwork is due back to the Clerk's office in January. He passed his appreciation to all Veterans while recognizing Veterans' Day on November 11, and to those who worked and volunteered their time during the recent General Election on November 8. He also thanked the Beautification Council for their work as they transitioned from summer to holiday decorations. Finally, he asked all to maintain civility during the meetings' discussions.

6. CONSENT AGENDA

A. Miscellaneous Meeting Minutes

B. Approve the 2023 Common Council Meeting Calendar (Clerk)

Lindell moved, seconded by Seefeldt approve the Consent Agenda. The motion passed unanimously by voice vote.

7. OLD BUSINESS

A. Approve an Ordinance to Amend Chapter 165 (2021-1952) Comprehensive Fee Schedule , Ashland City Ordinances (Clerk) Roll

Seefeldt moved, seconded by Tochtermann to approve. The motion passed unanimously by roll call vote.

B. Approve a Resolution to Amend Resolution No. 12941, Resolution to Create the City of Ashland Beautification Council to Increase the Number of Members from Nine to Up to Twelve (Clerk) Roll

Seefeldt moved, seconded by Jackson to approve. The motion passed unanimously by roll call vote. **File #17705.**

8. NEW BUSINESS

A. Discussion Only Regarding an Accepted Donation of an American Flag and Flag Pole for the Oredock (Mayor) Roll

Discussion was led by MacKenzie.

B. Public Hearing on the Proposed 2023 City of Ashland Budget (*Administration*) Roll

Lindell moved, seconded by Ortman to enter into Public Hearing. The motion passed unanimously by voice vote.

The Clerk verified that the Public Hearing notice was posted as required, and stated no comments were received prior to the meeting. Kucera presented the Proposed 2023 Budget.

Zygmund Jablonski, 916 6th Avenue West, commented on proper budgeting.

Seeing no other citizens wishing to comment, Lindell moved, seconded by Ortman to move out of Public Hearing. The motion passed unanimously by voice vote.

C. Approve a Resolution to Adopt the 2023 Non-Represented Employees Salary/Hourly Wage Schedule (*Administration*) Roll

Ortman moved, seconded by Tochtermann to approve. The motion passed unanimously by roll call vote. **File #17702.**

D. Approve a Resolution by the Common Council for the City of Ashland, Wisconsin, to Adopt the 2023 General Fund, Debt Service Funds, Special Revenue Funds, Capital Project Funds, and Internal Service Funds Budgets (*Administration*) Roll

Lindell moved, seconded by Ortman to approve. The motion passed unanimously by roll call vote. **File #17703.**

E. Approve the Proposed 2023 Budgets for JFK Memorial Airport and Ashland Marina (*Administration*) Roll

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

F. Approve a Resolution Adopted by the Common Council for the City of Ashland, Wisconsin, to Establish the 2022 Tax Levy (Payable in 2023) for the City's General Fund, Debt Service Funds, Special Revenue Funds, Capital Project Funds, and Internal Service Funds (*Administrator*) Roll

Lindell moved, seconded by Seefeldt to approve. The motion passed unanimously by roll call vote. **File #17704.**

G. Approve 2023 Property Insurance Carrier and Renewal Quote, and 2023 General Liability, Linebacker, Law Enforcement Liability, Data Compromise, and Cyber Security, Government Crime/Fidelity ISO, Business Auto, Workers Compensation, and Commercial Umbrella Insurance Carrier and Renewal Quote (*Clerk*) Roll

Lindell moved, seconded by Graf to approve. The motion passed unanimously by roll call vote.

H. Approve a Resolution Allowing the Ashland Fire Department to Operate a Level "B" Hazardous Material Response Team (*Fire Chief*) Roll

Ortman moved, seconded by Graf to approve. The motion passed unanimously by roll call vote. **File #17706.**

I. Approve an Ordinance to Amend Chapter 787 An Ordinance Allowing Zoning Use Variances, Ashland City Ordinances (*City Attorney*) Roll

Ortman moved, seconded by Lindell to approve. The motion passed unanimously by roll call vote.

J. Approve an Ordinance to Repeal Chapter 467 (1368) Safety Zone in a Portion of Chequamegon Bay in the City of Ashland, WI, Ashland City Ordinances (City Attorney) Roll

Jackson moved, seconded by Seefeldt to approve. The motion passed unanimously by roll call vote.

K. Approve an Ordinance to Amend Chapter 279 (1838) Citations for Violation of City Ordinances, Ashland City Ordinances (City Attorney) Roll

Lindell moved, seconded by Ortman to approve. The motion passed 6-1 by roll call vote; Pufall opposed.

L. Approve Final Payment to Nasi Construction, LLC for the Public Works Roof Replacement Project (Public Works) Roll

Lindell moved, seconded by Ortman to approve the final payment in the amount of \$5,945.00. The motion passed unanimously by roll call vote.

9. CLOSED SESSION (Roll) Council may return to Open Session and take action on any item discussed during Closed Session

Lindell moved, seconded by Seefeldt to enter into Closed Session. Wickman requested that Attorney Triebenbach and the Public Works Director remain during the Closed Session. The motion passed unanimously by roll call vote.

A. PURSUANT TO WI 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. (Discussion and Possible Action Regarding the 6th Street West Litigation) (City Attorney)

B. Return to Open Session Voice

Ortman moved, seconded by Lindell to return to Open Session. The motion passed unanimously by voice vote.

C. Report of Action Taken During Closed Session

MacKenzie reported that there was no action taken during Closed Session.

10. ADJOURNMENT

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

Respectfully Submitted,

Denise Oliphant,
City Clerk

