



**DRAFT MINUTES
FITCHBURG COMMON COUNCIL
OCTOBER 27, 2015
7:30 P.M.
CITY HALL**

1. **CALL TO ORDER** - Mayor Arnold called the meeting to order at 7:35 p.m.
2. **PLEDGE OF ALLEGIANCE**
3. **ROLL CALL:** Julia Arata-Fratta, Dan Carpenter, Tony Hartmann, Jake Johnson, Dorothy Krause, Carol Poole, Patrick Stern, and Mayor Arnold. Absent: Jason Gonzalez. Others Present: Patrick Marsh, City Administrator and Patti Anderson, City Clerk.

4. **PUBLIC APPEARANCES NON-AGENDA ITEMS / NEW APPOINTMENTS**

Bob Kasieta and Marcia Kasieta, representing the Badger Prairie Needs Network registered to speak to request funding and support from the City.

Mike Willett, Martha Maxwell, Doug Maxwell, and Paula Possin registered and spoke in support of the Badger Prairie Needs Network.

Ann Paola Aguilar, Drew Casner, Christine Bunck, Doris Kontos, Julia Nicholas, Thomas Nicholas, and Felix Castro registered only in support of Badger Prairie Needs Network.

5. **CONSENT AGENDA**

A. **APPROVAL OF MINUTES** – October 13, 2015

B. **REFERRALS TO COMMISSIONS AND COMMITTEE**

128. **Resolution R-110-15** Final Resolution Exercising Police Powers and Levying Special Assessments for 2015 Curb and Gutter Replacement in the City of Fitchburg, Wisconsin (*BPW, Finance*)
129. **Resolution R-117-15** Designating Proposed Boundaries and Approving a Project Plan For Tax Incremental District No. 10, City of Fitchburg, Wisconsin (*Plan, Finance*)
130. **Resolution R-118-15** Recognizing the 2015 Build Application of the Anton Drive Infill Redevelopment Public Visioning and Committing to a Twenty Five Percent Local Match (*Finance*)
131. **Resolution R-119-15** Approving Contract with MSA for Anton Drive Planning Study (*Finance*)
132. **Resolution R-120-15** A Resolution Recommending an Audit Firm for the City's 2015 Audit (*Finance*)
133. **Resolution R-121-15** Approving Grant of Highway Easement to Wisconsin Department of Transportation (WisDOT) over the Military Ridge Path Corridor at County PD/McKee Road (*BPW, Plan, Finance*)
134. **Rezoning Request RZ-2080-15** by Ronald Klaas, Agent for Fahey Land, LLC, to Rezone a Portion of Lot 2 CSM 9896 from the A-T (Transitional Agriculture) District to the A-X (Small Lot Agriculture), a Portion to the P-R (Parks & Recreation), a Portion to the R-H (Residential-High Density) and a Portion to the R-LM (Residential-Low to Medium Density) (*Plan, Park*)

135. **Final Plat Request FP-2081-15** by Ron Klaas, Agent for Fahey Land, LLC, for the Final Plat of Fahey Fields *(Plan, Park)*
136. **Comprehensice Development Plan Amendment Request CDP(A)-2085-15** by Jim Spahr of Lionshare Group, Agent for William Dunn, for Amendment One to the Stoner Prairie Comprehensive Development Plan *(Plan)*
137. **Conditional Use Permit Request CU-2086-15** by Matt Hoefler, HAF Group, to Allow for an Expanded Restaurant Use at 2784 S. Fish Hatchery Road, Lot 1 CSM 12119 *(Plan)*
138. **Conditional Use Permit Request CU-2087-15** by Chuck Chvala, Agent for Ronald & Gertrude Hersmeier, to Allow for a Church Use on Property Associated with 1911 Pike Drive, Lot 3 Hasz Subdivision *(Plan)*
139. **Conditional Use Permit Request CU-2088-15** by Chuck Chvala, Agent for Fitchburg Christian Fellowship, to Allow for a Hotel, Restaurant and Conference Center Use on Property Associated with 2924 Fish Hatchery Road *(Plan)*
140. **Conditional Use Permit Request CU-2089-15** by Robb Roos of Cardno, Agent for American Transmission Company, for a Transmission Line Rebuild Project *(Plan)*
141. **Final Plat Request FP-2090-15** by Michael Marty of Vierbicher, Agent for Goldleaf Fitchburg, LLC, for the Final Plat for First Addition to North Park *(Plan)*
142. **Rezone Request RZ-2091-15** by Bill Schiel, Agent for 5509, LLC, to Amend the PDD-SIP Zoning Relative to Site Plan and Building Modifications, for 11 Glenbrook Way, Lot 1 CSM 12952 *(Plan)*
143. **Preliminary Plat Request PP-2092-15** by Chris Ehlers of William Ryan Homes, Agent for O'Brien Family Limited Partnership, for the Stoner Prairie Preliminary Plat *(Plan, Park)*

C. **Public Safety & Human Services**

1. **Consideration of the Following Fermented Malt Beverage and Intoxicating Liquor Licenses: (Issuance Contingent upon Payment of all Fees owed to The City of Fitchburg) All are renewal applications.**

a. **"CLASS A" CIDER LICENSE**

Stop-N-Go of Madison, Inc., 2932 Fish Hatchery Road – DBA Stop-N-Go #285 – Andrew J. Bowman, Agent

Patrick Cheney, 5211 Kittycrest registered and requested that Council consider referring item #134 and #135 to the Park Commission.

Johnson requested unanimous consent to separate out 134 and 135 from consent agenda and refer them to the Park Commission. Request failed due to objection by the council.

Motion by Poole, 2nd by Carpenter to separate out 134 and 135 and **approve** the remainder of the consent agenda.

Motion carried.

Motion by Johnson, 2nd by Hartmann to also refer items #134 and #135 to the Park Commission.

Motion carried.

6. **ADMINISTRATOR'S REPORT**

Marsh presented the Administrators Report.

7. **COMMISSION/COMMITTEE REPORTS**

A. **Plan Commission**

1. Motion by Poole, 2nd by Johnson to **approve Ordinance 2015-O-27** An Ordinance Amending Chapter 22, Section 22-345(5) to Allow Landscape Sales in the R-D (Rural Development) District

a. **Motion Carried.**

2. Motion by Poole, 2nd by Stern to **approve Ordinance 2015-O-32** Zoning Ordinance Amendment Specific Implementation Plan Zoning for Lot 15 Quarry Vista Relative to Building Addition for a Maintenance Facility, Picnic/Patio Areas and Exterior Building Modifications
 - a. **Motion carried.**

B. Board of Public Works

1. Motion by Krause, 2nd by Poole to **approve Ordinance 2015-O-28** An Ordinance Amending Chapter 27 Streets and Public Ways – Section 27-402(b) Relative to Curb Opening Width for Commercial or Industrial Driveways (*Plan*)
 - a. **Motion carried.**
2. Motion by Krause, 2nd by Hartmann to **approve Resolution R-105-15** A Resolution Approving Third Party Financing and Ownership of Solar Photovoltaic Panels on the Fitchburg Public Library Roof (*Finance, Library*)
 - a. Call the question by Stern, 2nd by Carpenter.
 - b. Roll Call Vote: All Ayes (Gonzales absent)
 - c. **Motion carried.**
 - d. Roll Call Vote on Main Motion: Ayes: Carpenter, Hartmann, Johnson, and Krause. Nays: Stern, Arata-Fratta, and Poole. (Gonzalez absent)
 - e. **Motion carried.**
3. Motion by Krause, 2nd by Hartmann to **approve Resolution R-115-15** Accepting Water Main Improvements on Lot 2 of CSM 10031 (Sub-Zero)
 - a. **Motion carried.**

C. Park Commission

D. Library Board

E. Commission on Aging

F. Resource Conservation Commission

G. Transportation & Transit Commission

H. Community & Economic Development Authority

I. Agriculture & Rural Affairs Committee

J. Reports from other Commissions and Committees

8. STANDING COMMITTEE REPORTS

A. Finance Committee

1. Stern reported that Finance reviewed a batch of bills **Under \$25,000 or Previously Pre-Approved** General Checks 112148 through 112222 dated October 22, 2015 Total \$473,677.16
2. Motion by Stern, 2nd by Carpenter to approve **Bills for \$25,000** or more, batch Dated October 22, 2015 - \$218,380.23
 - a. **Motion carried.**
3. Motion by Stern, 2nd by Poole to **postpone to November 10th Resolution R-113-15** Approving Contract Amendment with SEH for Architectural/Engineering Services a Geo-Thermal System for the West Fire Station Building
 - a. **Motion carried.**

4. Motion by Hartmann, 2nd by Carpenter to **remove from the table Ordinance 2015-O-29** An Ordinance to Amend SEC. 35-3(a)1 – Permit Fees (*Tabled from 10/13/2015 Meeting*) (Finance, BPW)
 - a. **Motion carried.**
 - b. Motion by Stern, 2nd by Hartmann to approve **Ordinance 2015-O-29** An Ordinance to Amend SEC. 35-3(a)1 – Permit Fees
 - c. Motion carried.

5. Motion by Stern, 2nd by Arata-Fratta to **approve** Fitch-Rona EMS 2016-2020 Capital Budgets
 - a. **Motion carried.**

6. Motion by Stern, 2nd by Poole to **approve** Fitch-Rona EMS 2016 Operating Budget Including Mileage Rate Increase
 - a. **Motion carried.**

- B. **Personnel Committee**
 1. Motion by Poole, 2nd by Stern to **approve Resolution R-112-15** Approving the Employees Development Policies and Procedures
 - a. Lisa Sigurslid, Human Resource Manager was present to answer questions.
 - b. **Motion carried.**

- C. **Public Safety & Human Services**
 1. Motion by Poole, 2nd by Carpenter to **approve** operator license needing special attention where applicant must be present: (Issuance Contingent upon Payment of all Fees Owed to City of Fitchburg – Notes: N = New, All Others = Renewal) Imani Satterfield - N
 - a. **Motion carried.**

9. **MAYOR'S REPORT**
 - A. Mayor Arnold presented the Mayor's report
 - B. Alder District Reports

10. **UNFINISHED BUSINESS**
 1. Motion by Stern, 2nd by Poole to overrule the Mayoral Veto of **Resolution R-107-15** A Resolution Establishing a Police and Municipal Building Oversight Committee to be Appointed by the Council President
 - a. Roll Call Vote: Ayes: Stern, Arata-Fratta, and Poole. Nays: Hartmann, Johnson, Krause. Carpenter abstained. (Gonzalez absent)
 - b. **Motion failed.**

11. **NEW BUSINESS**

12. **ANNOUNCEMENTS**
 - A. Next Committee of the Whole Meeting, October 28, 2015
 - B. Next Common Council Meeting, November 10, 2015

13. Motion by Poole, 2nd by Stern to **adjourn**.
 - A. **Motion carried.** Time: 10:44 p.m.