

**MEETING MINUTES - CITY OF TOMAH
COMMITTEE OF THE WHOLE**

A COMMITTEE OF THE WHOLE MEETING of the City of Tomah was held on the 9th day of January, 2017 at 6:30 p.m. in the Council Chambers at City Hall.

The following members were present: Nellie Pater, Eric Prise, Lamont Kiefer, Wayne Kling, Larry Siekert, Mary Ann Komiskey, Luke Bohlen, and Mike Murray. Absent: Chris King.

Also present: City Administrator Roger Gorius, Fire Chief Tim Adler, Police Chief Mark Nicholson, Parks and Recreation Director Joe Protz, and City Clerk JoAnn Cram. Gregg Hagen videotaped the meeting.

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Chairperson Mike Murray called the meeting to order at 6:30 p.m.

Minutes. Motion by Kiefer, second by Siekert to approve the minutes of the December 12, 2016 regular Committee of the Whole meeting as presented. Motion passed without negative vote.

Ambulance Department. Ambulance Service Dir. Jody Allen provided a written monthly department report.

Police Department Monthly Report. Police Chief Nicholson provided a written summary of monthly activities. Due to a generous donation of Wal-Mart gift cards, Police, Fire and Ambulance personnel conducted a "Shop with the Hero" event which offered \$75 gift cards to area families in need. Lt. Waddell and Sgt. Weaver graduated from the Leadership in Police Organization Program which is partially funded by the Dept. of Justice. Next week is Crossing Guard recognition week. The Department was notified of a scam where the caller identified themselves as Mr. Nolan advising he was with a utility company. He advised the person to go to Wal-Mart to get a money order and electronically send it in to keep services.

Zoning/Planning/Building Inspection Monthly Report. Director Shane Rolff provided a written summary of December activities and an overview of 2016.

Fire Department Monthly Report. Fire Chief Tim Adler provided a monthly department report. Chief Adler advised that annual ladder testing was conducted in the last month. The department training this month involved pet rescue due to a donation of pet rescue equipment. The department continues to work with the "I Am Responding" program to see what kind of response the department has during the day time hours. The department continues to work on the change-over of the rescue personnel from the Ambulance Service to the Fire Dept. Department calls are up with 174 calls in 2016 compared to 106 in 2015.

Public Works Director – Water, Sewer, Public Works and Lake Updates. Street Dept. – Large amounts of salt have been utilized due to ice and snow. The rain events have created potholes on City streets. Christmas tree pickup continues. Sewer Dept. – Continue to work with Monroe County Land Conservation and Town & Country Engineers regarding the Lake Tomah Watershed. Water – There was a water-main break on South Stoughton and repairs have been completed. A 3% water rate increase is effective January 1, 2017. Lake Committee – The annual Tomah-Warrens Sportsman's Alliance will be holding their annual fisheree on February 11th. New policy: The Public Works Department will reimburse up to \$50 for damaged mailboxes if it is determined that the mailbox was originally installed properly and if it is determined that the damage was caused by the City. Public Works will not be doing the actual replacement from this time forward. Director Arity also advised that private citizens should have a back flow preventer on their laterals which eliminates sewer backup in case of emergencies.

Parks and Recreation Monthly Report - Parks Dept., Recreation Programs, Aquatic Center, Recreation Park. Parks & Recreation Director Joe Protz provided a written report and summarized department activities. Director Protz advised that the Recreational Trail will be cleaned after snowfalls following cleanup of other park areas. Freeze Fest schedule for February 3rd & 4th will be out within the next week. The 2017 Activity Guide is also being worked on.

Accept Treasurers – Cash & Investment Reports – December.

Request to table the investment report to the Council meeting and the cash report to the February meetings.

Request to Appeal Denial of Taxi Cab Driver's License. Police Chief Nicholson recommended denial of Allen Jorgenson's taxi cab driver's license application due to drug related arrests and convictions.

Motion by Prise, second by Bohlen to deny the appeal for the taxi cab driver's license for Allen Jorgenson as he failed to appear. Motion passed without negative vote.

Bartender Licenses.

Motion by Siekert, second by Prise to recommend the Common Council approve the bartender's licenses as listed. Motion passed without negative vote. Bartender licenses approved as follows: Barbara E. Halverson, Ashlee M. Hansen, Payton C. Korner, and Kym L. Meltesen.

Special Beer Permit for Tomah-Warrens Sportsman's Alliance for Fisheree at Winnebago Park on February 11, 2017. Motion by Kiefer, second by Siekert to recommend the Common Council approve the temporary "Class B" beer License for Tomah-Warrens Sportsman's Alliance for a Fisheree at Winnebago Park on February 11, 2017. Motion passed without negative vote.

Special Beer Permit for Tomah-Warrens Sportsman's Alliance for a Turkey Federation Banquet at Recreation Park on March 25, 2017. Motion by Kiefer, second by Kling to recommend the Common Council approve the temporary "Class B" Beer License for Tomah-Warrens Sportsman's Alliance for a Turkey Federation Banquet at Recreation Park on March 25, 2017. Motion passed without negative vote.

Two license applications have been received for the same establishment. Two offers to purchase were received for the property and it is undetermined at this time which applicant will purchase the property.

"Class B" Liquor License and Class "B" Fermented Malt Beverage License for Jama Investments, LLC d/b/a The Bank Bar for the Period 01/11/2017 through 6/30/2017. Jama Investments has applied for the license with Andrew Schmitz acting as agent. A letter has been received from Suzanne Yorick advising she would relinquish the current license upon closing of the property. There is not a definitive sale at this time.

Motion by Prise, second by Kiefer to recommend the Common Council approve the "Class B" Liquor and Class "B" Fermented Malt Beverage License for Jama Investments, LLC d/b/a The Bank Bar for the license period ending 6/30/2017 unless sooner revoked contingent upon closing of the property and contingent on providing proof of the sale to the City Clerk prior to the issuance of the license. Motion passed with one negative vote (Bohlen).

"Class B" Liquor License and Class "B" Fermented Malt Beverage License for M&M Vending Amusements, LLC d/b/a The Bank Bar for the Period 01/11/2017 through 6/30/2017. M&M Amusements, LLC, has applied for the license with Troy Gilson, Agent. A letter has been received from Suzanne Yorick advising she would relinquish the current license upon closing of the property. There is not a definitive sale at this time.

Motion by Prise, second by Kiefer to recommend the Common Council approve the "Class B" Liquor and Class "B" Fermented Malt Beverage License for M&M Vending Amusements, LLC, d/b/a The Bank for the license period ending 6/30/2017 unless sooner revoked contingent upon closing of the property and contingent on providing proof of the sale to the City Clerk prior to the issuance of the license. Motion passed with one negative vote (Bohlen).

2016 Budget Amendment – Recognizing \$1,135 Donation in Acct. G-48500 Donations – Recreation Programs and Authorizing the Expenditure of \$1,135 in Acct. G-55300-340 Recreation Supplies. Funds were raised to cover the cost of the community Halloween party at Recreation Park.

Motion by Siekert, second by Kiefer to recommend the Common Council approve the 2016 Budget Amendment recognizing \$1,135 in donations in Acct. G-48500 Donations – Recreation Programs and authorizing the expenditure of \$1,135 in Acct. G-55300-340 Recreation Supplies. Motion passed without negative vote.

Taxi Cab License – DL & KL Enterprises, LLC d/b/a Ace Cab Company for a 2001 Ford Taurus. Inspections are complete and the certificate of insurance is on file.

Motion by Siekert, second by Komiskey to recommend the Common Council approve the Taxi Cab License for DL & KL Enterprises, LLC d/b/a Ace Cab Company for a 2001 Ford Taurus VIN #1FAFP55U11A286764. Motion passed without negative vote.

Ordinance Regarding the Amendment to the City of Tomah Comprehensive Plan Related to the Future Land Use Map to Change the Designation of the Property Located at 24004 Gopher Ave (formerly known as the Randall Property) from Planned Neighborhood to Public and Institutional. The Planning Commission held a public hearing regarding amending the City of Tomah Comprehensive Plan related to the Future Land Use Map to change the designation of the property recently annexed from Eric Randall from Planned Neighborhood to Public and Institutional in support of Tomah Memorial's intent to build a new health care facility within this area.

Motion by Siekert, second by Kiefer to recommend the Common Council approve the Ordinance regarding the amendment to the City of Tomah Comprehensive Plan related to the Future Land Use Map to change the designation of the property located at 24004 Gopher Avenue (formerly known as the Randall property) from Planned Neighborhood to Public and Institutional. Motion passed without negative vote. (Prise Abstained)

Ordinance Rezoning the Property Located at 24004 Gopher Ave (known as the Randall Property) from A-1 Agricultural District to I-Institutional District

Motion by Siekert, second by Kling to recommend the Common Council approve the Ordinance rezoning the property located at 24004 Gopher Avenue (known as the Randall property) from A-1 Agricultural District to I-Institutional District. Motion passed without negative vote. (Prise Abstained)

Ordinance Rezoning the Benjamin-Loendorf-Torkelson Annexation Property from A-1 Agricultural to C1-Conservancy and M-2 General Industrial Zoning District as Described. The Council previously approved the annexation of approximately 69.7 acres of land south of Grain Avenue referred to the Benjamin-Loendorf-Torkelson annexation Petition. A permanent district classification needs to be completed within one year. The ordinance proposes to permanently rezone all parcels in the original Benjamin-Loendorf-Torkelson annexation petition (286-02745-0000, 286-02746-0000, and 286-02747-0000 and thereby all properties in the subsequent December 1, 2016 approved Certified Survey Map (parcel 286-02745-1000 and parcel 286-02745-6000) to the M-2 General Industrial Zoning District except for parcel 286-02748-0000 and 286-02749-0000 which is recommended for C-1 Conservancy.

Motion by Kiefer, second by Kling to recommend the Common Council approve the Ordinance rezoning the Benjamin-Loendorf-Torkelson Annexation property from A-1 Agricultural to C-1 Conservancy and M-2 General Industrial Zoning as described. Motion passed without negative vote.

Options and Scenarios from Committee of the Whole Ad Hoc Review Committee. The Committee of the Whole Ad Hoc Review Committee provided multiple options and scenarios for Council consideration. It was requested to review the information and discuss the issue in February to move forward with a recommendation.

Resolution Authorizing Payment of Monthly Bills. Motion by Prise, second by Siekert to recommend the Common Council approve the resolution authorizing payment of the monthly bills for a total amount of \$642,178.99. Motion passed without negative vote.

Motion by Prise, second by Siekert to adjourn. Motion passed without negative vote. Meeting adjourned at 7:06 p.m.

Respectfully Submitted,

JoAnn Cram, City Clerk