COMMON COUNCIL MEETING
JULY 10, 2007

A regular and open meeting of the City of New London Common Council was held on Tuesday, July 10, 2007 at 7:00 p.m. in the Council Chambers of the Municipal Building. After the Pledge of Allegiance, roll was called. Presiding: Mayor Toltzman

Members Present: Barrington, Herminath, Romberg, O'Connell, Tate, Morack, Herter, Henke, Way Excused: Kopitzke

Officers Present: Luaders, Villiesse, Hager, Radtke, Thompson, Wilkinson

Others Present: Evelyn & Dave Bromwell, Bob Polaske, John Faucher, Lee Rousseau, Ted Christian, Gordy Schirpke, Bonnie Weidert, Ginger Miller

AGENDA: Morack/Tate to adopt. Carried 9-0.

MINUTES: Henke/Tate to approve minutes of June 12, 2007 as written. Carried 9-0.

BILLS: Romberg/Morack to authorize the payment of invoices incurred during June 2007 in the amount of $496,226.97. Carried 9-0

PUBLIC HEARING:
At 7:10 p.m. Public Hearings were held regarding the rezoning of property at 821 Oshkosh Street from R-1 To R-2 and for City owned property at the end of W. South Water Street from M to B-2. No public comment; however, O'Connell asked for clarification on why the changes for the City property and was told that further rezoning of the area was likely as development opportunities presented themselves; however, in the meantime, it was not desirable to leave the zoning as manufacturing, as this is no longer a desired use of the property. Hearings closed at 7:12 p.m.

SPECIAL PRESENTATION:
Mayor Toltzman presented Bob Polaske with a Plaque and commemorative thanking him for 44 years of service on the Police & Fire Commission. Mayor Toltzman then made a presentation to Evelyn Bromwell, retiring Senior Center Director, for 15 ½ years of service.

PUBLIC COMMENT: No participants.

STANDING & SPECIAL COMMITTEES:
BOARD OF PUBLIC WORKS -
1. Minutes of July 3rd were read by Henke.
2. Henke/O'Connell to adopt Resolution No. 1188. Carried 9-0.

RESOLUTION ADOPTING A POLICY ON SEWER BILL REFUNDS

RESOLUTION NO. 1188

Be it hereby resolved that henceforth sewer bill refunds shall not be granted for such uses of water as car washing, lawn and garden watering or for any commercial or quasi-commercial use (such as for bait tanks, or high pressure water cleaning).

Refunds may be granted for the one-time filling, upon installation of swimming pools providing the following criteria is met:

1. The pool size must be at least a 17 ft. round or 12 ft. x 24 ft. oval pool with a minimum wall height of at least 48". Proof of size must be provided.

2. A plan must be presented to the Building Inspector prior to the installation of the pool to insure the installation meets the local zoning code.

Sewer billings resulting from unintentional water use caused by water main or pipe breakage, vandalism or equipment malfunction may be reduced by the Director of Public Works if the affected person can show that this use caused their bill to be increased by $30.00 or more and can prove that the use was unintentional. (Submission of repair bills would be sufficient proof). The amount to be refunded will be determined by the Director, who shall consult the water utility in order to identify what a normal sewer / water bill would be. Water charges cannot be refunded.

Adopted this 10th day of July, 2007

BY:_____
Wayne Toltzman, Mayor

ATTEST:_____
James R. Villiesse, Clerk-Treasurer

FINANCE & PERSONNEL -

1. The minutes of 7/3/07 were read by Romberg.
2. Romberg/Morack to extend the NENLBC Marketing Contract with MLG Commercial for ninety days and instruct the City Administrator to seek alternative proposals.
3. Romberg/Henke to waive the rules and adopt Ordinance No. 1171 upon one reading. Carried 9-0. Romberg/Way to adopt Ordinance No. 1171 upon the 1st reading. Carried 9-0. Ordinance No. 1171 which establishes part of Lincoln Court as a one-way street is published separately and printed in the Ordinance Book.
4. Romberg/Tate to authorize additional Street lights on North Star Court and in the East Ridge Subdivision. Carried 9-0.
5. Romberg/Tate to adopt Resolution No. 1189. Carried 9-0

A RESOLUTION AFFIRMING THAT THE
CITY OF NEW LONDON IS INSURED BY THE
LOCAL GOVERNMENT PROPERTY INSURANCE FUND

Resolution No. 1189

The Common Council of the City of New London, Outagamie and Waupaca Counties, Wisconsin hereby resolves as follows:

That from July 10, 2007 the buildings and other property belonging to the City of New London and New London Utilities be insured in the Local Government Property Insurance Fund under Chapter 605, WI Stats., and amendments there to. The clerk of the City is hereby directed to carry out the provisions of this resolution and the requirements of the Local Government Property Insurance Program.

Adopted this 10th of July, 2007

By: _____
Wayne Toltzman, Mayor

Attest: _____
James Villiesse, City Clerk

6. Romberg/Henke to authorize a 15% pay increase for the acting Parks & Recreation Director. Carried 9-0.

7. Romberg/Tate to accept the first reading of an Ordinance which annexes property belonging to Steel King Industries from the Town of Hortonia. Carried 9-0.
8. Romberg/Barrington to adopt Resolution No. 1190. Carried 9-0.

A RESOLUTION TO ESTABLISH A POLICY ON THE
FILLING OF VACATED COUNCIL SEATS

RESOLUTION NO. 1190

The Common Council of the City of New London hereby resolves that the following policy be adopted:

Procedure to fill vacated Council Seats:

1. Whenever there are less than 16 months remaining in the term of office for a vacated seat, such vacation shall be filled by appointment.

2. Whenever there are more than 16 months remaining in the term of office for a vacated seat, such seat shall be filled by appointment until the next Spring election. At such Spring election a person shall be elected for the completion of the vacated term.

3. Elections shall be conducted in the normal manner with nomination papers due in January, a primary in February, if needed, and an election on the 1st Tuesday in April.

4. Appointment procedure:
   a) The vacancy shall be advertised
   b) Persons residing in the affected District who are interested in the office shall submit their names to the City Clerk along with a resume or letter of introduction.
   c) These persons will be allowed to speak to Council at a regular meeting.
   d) Their names shall then be placed in nomination
   e) Ballots shall be cast by Council Members who shall, on slips of paper, write their name and the name of their choice for the office.
   f) These slips will then be collected by the City Clerk who will tally and report the results of the ballots.
   g) If any Candidate fails to get a majority of votes, defined as more than half of the non-vacant member seats, the members shall revote. If there are more than 2 candidates that person receiving the lowest number of votes will be dropped from consideration upon each subsequent ballot. Voting will continue until one nominee receives a majority of votes.
   h) The ballot slips shall be retained and the final balloting tally made part of the official recorded.
   i) This person will then take the Oath of Office and be seated.

Adopted this 10th day of July, 2007

BY:_____
Wayne Toltzman, Mayor

Attest:_____
James R. Villiesse, City Clerk

9. Romberg/Henke to grant licenses listed below. Carried 9-0.

JULY LICENSE LIST

BEVERAGE OPERATOR LICENSE

Rachel Beeman
1014 Shiocton Street
New London, WI 54961

Riverview BP

Todd C. Hudy 205 N. Shawano Street New London, WI 54961	Main St. Pub
Casey M. Kohl N2549 Bean City Road New London, WI 54961	Riverview BP
Casey M. Konrad 62 Wood Lane New London, WI 54961	Riverview BP
Jennifer S. Meyer 333 N. Bridge Street Manawa, WI 54949	Don's Supper Club
Jamee L. VanStraten N5206 Rexford Road Shiocton, WI 54170	C & R Waterfront
Kari A. Zwally 509 W. Beacon Avenue New London, WI 54961	Firehouse Restaurant

PARKS & RECREATION -

1. Minutes of 7/3/07 were read by Way and he then described the events of tonight's Committee Meeting.
2. Way/Tate to accept an unanimous donation of $75,000 for a Splash Pad at the Pool. Carried 9-0. [When the Splash Pad is constructed, if the donor wishes a plaque or other method of acknowledgement of the gift, this will be done].
3. Way announced that Parks & Recreation Director Jamie Polley will be taking a position in Shakopee, MN. Way thanked Polley for her passionate efforts to improve Parks & Recreation within the City. Mayor Toltzman added the she will be greatly missed.

CABLE COMMISSION -

1. No business reported.

PLAN COMMISSION -

1. Minutes of June 28, 2007 were read by Henke.
2. Henke/Barrington to accept the first reading of an ordinance to rezone 821 Oshkosh Street from R-1 to R-2. Carried 9-0
3. Henke/O'Connell to accept the first reading of an ordinance to rezone the former Wolf River Lumber property from M Manufacturing to B-2 Highway Business District.
4. Henke/Barrington to accept the first reading of an ordinance adopting a new Comprehensive Plan. O'Connell/Morack to return the ordinance to Committee for further review. O'Connell charged that proper procedures were not followed in addressing changes requested by a real estate consultant. Henke disputed this claim. Motion to return to Committee passed 5-4 (Herminath, Way, Romberg, Henke against).

REPORTS & MINUTES DISTRIBUTED:

1. Utility – 6/5/07 & 6/19/07
2. Police & Fire Commission –6/18/07
3. Library & Museum – 6/18/07
4. Board of Review 6/12/07
5. Cemetery Superintendent – June Report
6. Building Inspector – June Report

REPORT OF OFFICERS on recent events and announcements to the Public -

Mayor –

1. Mayor Toltzman announced the following appointments:

Police & Fire Commission – Lund Cooley
Library & Museum Board – Chris Bermann and Ken Renning

City Administrator -
1. Hager announced that the DNR has given initial approval for grants reimbursing costs for the former Wolf River Lumber property and adjacent home purchased last year. He also announced that FEMA has agreed to update the Flood Plain Maps serving the area. These were last updated in 1976. The process is expected to take 3 years. Lastly, he announced that the DNR has determined the route of the Hwy 15 bypass around Hortonville.

Clerk-Treasurer -
1. Villiesse announced that Open Book is July 16th and Board of Review is August 1st.

City Attorney –
1. Luaders advised the Council he was diligently doing his job and keeping the City out of legal trouble.

Director of Public Works -
1. Radtke reference a Press-Star notice lauding our Wastewater Treatment Plant and its Superintendent Louis Dresen. She gave updates of the East Spring Street and Shawano/Wolf River Avenue intersection projects. Congratulated Ben Gruel on his 7th anniversary.

Parks & Recreation Department -
1. Polley gave her final report on Summer Recreation programs. She thanked the Council, Community and fellow employees for their support and announced that July 20th would be her last day as Director.

Utility Manager -
1. Thompson elaborated on the Spring Street project and informed the public that preliminary design work was being done for a large Wyman Street water project.

Chief of Police –
1. Wilkinson commented on a recent arrest on McKinley Street. He advised the public that some times it takes time to construct a legal case, with sufficient evidence to make a conviction probable. He stated that calls regarding an ongoing problem added weight to the case and advised the public to keep calling about neighborhood issues, and not to assume that their calls are going unheeded or were unimportant.

Other business –
Romberg referred to a Taxpayer Alliance Bulletin pointing out the State's GAAP deficient on its financial statements. It is one of the nation's largest.

There being no further business, Way/Morack to adjourn to a reception for Evelyn Bromwell and Bob Polaske. Council adjourned at 7:50 p.m.

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James R. Villiesse, City Clerk
July 10, 2007