

CITY OF PLYMOUTH, WISCONSIN
December 8, 2009 Common Council Meeting
MINUTES

1. **Call to order and roll call:** Mayor Pohlman called the meeting to order at 8:25 PM in Room 302 at City Hall. Present: Dobratz, Anderson, Davis, Lade, Meyer, Hansen, Sedlacek, Fernsler. Absent: None. Attorney Damp was also present.
2. **Pledge of Allegiance.**
3. **Acceptance of minutes of the regular meeting held November 24, 2009:** Anderson/Meyer moved to approve as stated. Lade asked that the minutes be amended regarding item #8 – final motion by Hansen/Lade should state that the Committee of the Whole meeting is to be held in January 2010. Anderson/Meyer agreed to amend. Motion passed
4. **Audience:** George Bruggenthies, Bill Gardner, Jerry Thompson, Chris Merklein, Mike Vanderstein, and Violet Feldman spoke in favor of the proposed TID #4 Amendment. Hubert VanDePas and Christal Mulder expressed their concerns about the TID #4 Amendment as being neighbors to the proposed project area. James Flanagan urged the Council to pass the ordinance for a Director of City Services and supported the TID #4 Amendment. Bill Immich reminded the public about winter parking, snow emergencies and asked that snow not be blown into the streets after they are plowed. Immich also spoke in favor of the TID #4 Amendment.
5. **Ordinances:**
 - A. **An Ordinance creating Section 2-3-20 of the Municipal Code of the City of Plymouth Creating the Position of Director of City Services (No.28) (Second Reading) - Aldermen Fernsler and Lade:** Hansen/Sedlacek moved to waive the second reading, noting it is on file in the Clerk's Office, and approve as stated. All voted Aye.
 - B. **An Ordinance Amending Section 7-2-33 (a) of the Municipal Code of the City of Plymouth Increasing Operator's License Fees (No. 29) (Second Reading) – City Clerk:** Anderson/Meyer moved to approve as read. All voted Aye.
 - C. **An Ordinance Establishing the Salaries of Elected and Appointed Officers, Administrative and Other Wages of Employees of the City of Plymouth for the Year Commencing January 1, 2010, except as otherwise specifically indicated (No.30) (First Reading) – City Clerk:** Hansen/Davis moved to waive the first and second reading approve, noting it is on file in the Clerk's Office. Lade indicated he would vote No as he feels the percent of wage increases should be listed in the ordinance. Sedlacek suggested that the percentages be added to the document. Hansen/Davis agreed to amend. Dobratz noted that the Alderpersons, Mayor and City Attorney received no increases. All voted Aye.
6. **Resolutions: (See additional Resolutions at end of agenda)**
 - A. **A Resolution to Release Valley View Medical Center, Inc Option to Purchase (No.18) – Attorney Damp:** Anderson/Sedlacek moved to approve as read. On call of the roll it was Aye: Anderson, Davis, Lade, Meyer, Hansen, Sedlacek, Fernsler. No: Dobratz.
 - B. **A Resolution of Approval and Support of the Outdoor Recreation Plan (No.20) – Recommended by the City of Plymouth Park Commission/Bill Immich, DPW:** Dobratz/Sedlacek moved to approve as read. Motion passed.

7. **Motion to remove from the table the request to amend the premise description for Triona, LLC (dba Antonio's/Antoinette's) liquor license – City Clerk:** Lade/Hansen moved to remove this item from the table. Motion passed. Lade/Sedlacek moved to amend the original motion to include the verbiage “when an occupancy permit has been issued”. Motion passed. The original motion made by Neidl/Lade, made on July 29, 2008, to amend the premise description to include the Amore area with the amendment stipulation was now to be considered. Motion passed.
8. **Approve Extraterritorial Certified Survey Map for N6404 Cty Rd OJ, Robert Kalies/VanSluys (Recommended by Plan Commission, December 3, 2009) – Mayor Pohlman:** Anderson/Dobratz moved to approve as stated. Motion passed.
9. **Approve Extraterritorial Certified Survey Map for a Part of the SE ¼ of the SE ¼ of section 14.15N., R.21E., Town of Plymouth, Sheboygan County, Wisconsin, Carol Goetsch/Lulloff (Recommended by Plan Commission, December 3, 2009) – Mayor Pohlman:** Sedlacek/Meyer moved to approve as stated. Motion passed.
10. **Approve appointment of Election Officials for the term 2010-2011 – (see list) – City Clerk:** Anderson/Hansen moved to approve the list as read by the Clerk. Motion passed
11. **Authorize Director of Public Works to obtain proposals to create a Storm Water Utility – Bill Immich, DPW:** Meyer/Sedlacek made a motion to authorize as stated. On call of the roll it was Aye: Meyer. No: Hansen, Davis, Sedlacek, Lade, Fernsler, Dobratz, Anderson.
12. **Approve use of the Fire Station by the Plymouth Volunteer Fire Department for their annual Christmas party on December 21, 2009 – Chief Nicolaus:** Lade/Sedlacek moved to approve as stated. Motion passed.
13. **Approve appointment of Bryan Franzen and Wendell Strutz to the Downtown Revitalization Committee – Mayor Pohlman:** Dobratz/Lade moved to approve the appointments as stated to fill 3 year terms to expire on April 30, 2011. Motion passed.
14. **Approve application for Temporary Class “B” Fermented Malt Beverages License for St. John Lutheran Church “Italian Dinner Night” on January 23, 2010 from 6:00 PM to 9:00 PM at 222 Stafford Street – City Clerk:** Anderson/Dobratz moved to approve as stated. Motion passed.
15. **Approve 2009-2010 Tavern Operator Licenses – Becky Roehrborn (Sawdust Pub) – Kelly Schilsky (K-Mart), Jayna Koepke (Antonio's), Jason Covalesski (Antonio's), Randall Marquardt (RJ Ryan's) - (approved by Chief Tauscheck) – City Clerk:** Lade/Anderson moved to approve as stated. Motion passed.
16. **Approve Treasurer's Report and authorize payment of November vouchers:** Lade/Anderson moved to approve the report and authorize payment as stated. All voted Aye.

	Balance as of	Receipts	Disbursements	Balance as of
	10/30/2009			11/30/2009
Gen City	\$278,077.57	\$1,193,938.96	\$1,438,954.03	\$33,062.50
Ply Utilities	\$65.08	\$10,480,877.21	\$10,480,866.89	\$75.40

17. **Other Business:**
 - A. **Building Permit Report: November 2009 - 31 permits issued with an estimated total of \$1,055,445.00.**
 - B. **November reports acknowledged for filing: Clerks, DPW, Fire Department, Police Department, Senior Director.**

- C. **Minutes acknowledged for filing: Committee on Aging – November 2, Downtown Revitalization Committee –November 5, Plymouth Utility Building Committee – December 1, Plan Commission – December 3, 2009.**
 - D. **Announce Public Hearing at City Hall, 128 Smith Street, at 8:00 PM on January 12, 2010 – Ordinance (No. 27) of 2009 Amending Section 13-1-104 of the Municipal Code, to add the CB District:** This was announced by the Mayor.
18. **Resolutions:**
- A. **A Resolution Approving an Amendment to the Project Plan of Tax Increment District No. 4 City of Plymouth (No.19) – Mayor Pohlman:** Phil Cosson of Ehlers was not able to be in Plymouth due to weather conditions. He was brought into the meeting via a speaker phone. Cosson reviewed the draft project plan amendment, explaining the projects, project cost estimates, financing, development assumptions, and TID #4 cash flow. Cosson indicated that the Plan Commission passed a resolution bringing the amendment to the next step at Council level. Cosson stated that costs going forward must be approved by the Council and that any projects can be designated to be paid from TID funds, utility funds or levied on the general tax roll. Sedlacek clarified that the TID cash flow is strapped now because of the large developer's incentive for Sartori. Cosson urged the Council to be diligent on getting developer agreements in place for any new projects in TID #4. Sedlacek/Fernsler moved to approve as read. Hansen asked for opinions from alderpersons who had not yet offered comments. Alderpersons Dobratz, Anderson, Meyer, and Fernsler made clear the fact that this amendment is only a plan, and is not approval of any expenditures. Mayor Pohlman offered his comments on TID #4 and the proposed amendment. Hansen made a request for a privilege and called for a vote. On call of the roll, it was Aye: Fernsler, Dobratz, Meyer, Hansen, Davis, Sedlacek. No: None. Abstain: Anderson, Lade.
 - B. **A Resolution Authorizing an Application for a State Trust Fund Loan From and the Issuance of Certificates of Indebtedness to the State of Wisconsin Board of Commissioners of Public Lands, and Making Certain Covenants Relating to the Build America Bond Program (No. 21) – City Clerk:** The Clerk was asked to read the resolution to Section 4 noting it is on file in the Clerk's Office. Cosson explained the State Trust Fund Loan is a 5 year financing program with an available interest rate of 3.5%. With the Build America Bonds designation, the City can make application, on an annual basis, for interest rebate payment of 35 % of the interest cost, dropping the rate to 2.3%. This money is for the ongoing 2009 street projects, the street projects slated for 2010 and projected to be completed by the end of 2010, and previously approved expenditures in TID #4. Anderson/Meyer moved to approve. On call of the roll, it was Aye: Sedlacek, Davis, Hansen, Anderson, Meyer, Dobratz, Fernsler. No: None. Abstain: Lade.
19. **Adjourn to 8:00 PM, January 12, 2010:** Anderson/Meyer moved to adjourn. Motion passed. The meeting adjourned at 10:47 PM.

Minutes stand official upon Common Council approval.

Patricia Huberty, Clerk