

**CITY OF PLYMOUTH, WISCONSIN**  
**January 10, 2012 Common Council Meeting**  
**MINUTES**

1. **Call to order and roll call:** Mayor Pohlman called the meeting to order at 8:00 PM in Room 302 at City Hall. On call of the roll the following Alderpersons were present: Fernsler, Reilly, Faller, Anderson, Hansen, Jarvis, Sedlacek, Lade. Absent: None. Director Yerges and Attorney Fieber were also present.
2. **Pledge of Allegiance.**
3. **Acceptance of minutes of the regular meeting held December 13, 2011:** Motion by Anderson/Reilly to approve as stated. Motion carried.
4. **Audience:** John Roehre, Greg Hildebrand, Sue Koene, Bill Anton, Daryl Daniels, and Patrick Reilly addressed the Council in favor of passing the ordinances relating to the keeping of chickens. Mitzi Schwerfeger suggested a change to the chicken licensing ordinance to state that if the directly adjacent owner objects, the license would be denied versus 50% of those neighbors within 200 yards.
5. **Public Hearings:**
  - A. **An Ordinance Amending Section 13-1-104, Signs Permitted, of the City of Plymouth Zoning Code, to Clarify Sign Area Calculations (No. 4) (First Presentation) (Recommended by Plan Commission Jan. 5<sup>th</sup>) – Mayor Pohlman/Pete Scheuerman:** The Mayor declared the public hearing open. There being no comments from the Public, the Mayor declared the Public Hearing closed. Motion by Anderson/Lade to waive a second reading approve as stated. On call of the roll all voted Aye. Motion passed.
  - B. **An Ordinance Creating Section 13-1-144 of the Zoning Code of the City of Plymouth, To Allow the Keeping of Chickens as an Accessory Use in Residential Districts (No. 2) (First Presentation) (Plan Commission reviewed on Jan. 5<sup>th</sup> and the motion to recommend resulted in a tie vote) – Mayor Pohlman/Alderperson Sedlacek:** The Mayor declared the Public Hearing open. Sedlacek stated the reasons for his support for the citizens who are requesting this ordinance. Bill McCaskill, Walter Taylor, and Bill Anton spoke in favor of the ordinance. Jarvis stated that she has had more contacts in favor than opposed to ordinance. Hansen had contacted Sheboygan, Fond du Lac, Oshkosh and Green Bay on how their chicken licensing is working. Most had very few licenses with no complaints. Hansen noted that chicken owners must also complete a registration process with the State. Lade stated that this could set precedence for additional future licensing and suggested holding a referendum. Reilly has heard a lot of opposition and considers predators an issue. There being no further comments, the Mayor declared the Public Hearing closed. Motion by Sedlacek/Fernsler to waive a second reading and approve as stated. On call of the roll the following Alderpersons voted Aye: Jarvis, Hansen, Sedlacek, Fernsler. No: Faller, Lade, Reilly, Anderson. Being a tie vote, the Mayor cast a No vote and the motion failed.
6. **Ordinances:**
  - A. **An Ordinance Creating Section 7-1-19 of the City of Plymouth Code of General Ordinances Regarding Keeping of Chickens Licenses (No. 3) (First Presentation) – Alderperson Sedlacek:** Motion by Lade/Reilly to delete this item. On call of the roll it was Aye: Lade, Reilly, Faller, Anderson. No: Sedlacek, Fernsler, Hansen, Jarvis. Being a tie vote, the Mayor cast an Aye vote and the motion passed.

- B. An Ordinance Amending Section 2-4-16, Safety Committee, of the Municipal Code of the City of Plymouth, to Delete the Reference to the Adult Community Center Director (No. 5) (First Presentation) (Recommended by the Safety Committee Dec. 21<sup>st</sup>) – Director Yerges:** Motion by Anderson/Lade to approve as stated. Motion carried.
7. **Discussion and action on Claim Against the City from Christine Hellmer in the amount of \$338.58 – City Clerk:** Motion by Lade/Anderson to approve payment as stated and recommended by our liability insurance carrier. On call of the roll all voted Aye. Motion passed.
8. **Discussion and recommendation to staff regarding financing of the 2012 budgeted squad car purchases – Director Yerges:** Yerges reviewed his memo to Council indicating bids received regarding financing. There would be substantial savings utilizing local bank financing versus Ford Municipal Leasing as was done in the past. Motion by Jarvis/Reilly to approve a 3 year financing from Bank First at a rate of 2.05%. On call of the roll all voted Aye. Motion passed.
9. **Approve the credit risk of and the loan for \$2,633.00 to Wieser Custom Cabinetry under the WPPI Energy’s Shared Savings Program – John MacKinnon:** MacKinnon reviewed the loan request from Wieser and recommendations from WPPI Energy. Motion by Reilly/Sedlacek to approve as stated. On call of the roll all voted Aye. Motion passed.
10. **Finance & Personnel Committee – Chairperson Hansen:**
- A. **Approve contract for Administrative Services for the 2012 Community Development Block Grant Rehabilitation Program:** Motion by Hansen/Fernsler to approve MSA Professional Services for CDBG administrative services. Hansen stated that the Finance & Personnel Committee voted to recommend MSA at a meeting earlier in the evening. Yerges stated that Plymouth has \$166,502 in CDBG grant funds available upon approval of a final application in March. The Clerk stated that a Public Hearing will be held at 7:30 PM at a Committee of the Whole Meeting for information on this matter. On call of the roll all voted Aye. Motion passed.
11. **Public Work & Utility Committee – Chairperson Jarvis:**
- A. **Approve 2012 Capital Improvement Budget for Plymouth Utilities with funds to come from Utility reserves/general operating accounts:** Yerges stated that the Committee recommended approving \$463,000 for vehicle and equipment replacement. This budget was not included in the previously approved CIP Budget. Jarvis was pleased with this new exercise in long range planning and the chance to learn more about the Utilities and DPW operations. Motion by Jarvis/Anderson to approve the CIP Budget in the amount of \$463,000. On call of the roll all voted Aye. Motion passed.
12. **Discussion and approval on fund source for the onetime \$10,000.00 payment to Plymouth Intergenerational Coalition for additional program development at the Plymouth Adult Community Center – Director Yerges:** Yerges stated that this is an unbudgeted project and there are two fund source choices – either the contingency fund or the Senior Center Donation Account. He recommends use of the donation account funds. The money would be split in two installments over the first six month and Yerges would have authority to approve the disbursement. Motion by Hansen/Lade to approve the \$10,000 payment from the Senior Center Donation Account fund and give Director Yerges the authority to approve disbursements. Jarvis had concerns if the benefactors would approve of this use of the money. The Clerk stated that the funds were in the name of the City designating the funds to the Senior Center, with no other specific requests. Yerges added that the donation account also includes previous donations from various persons and

places. Faller would like to know what the programs will entail. Lade looks to give the Plymouth Intergenerational Center the right to decide on programs, but looks to see reports on those programs for use on evaluating contracted services. Attorney Fieber asked the Council to return to the agenda item discussion only. The Clerk stated the estimated donation fund balance at the end of December is \$76,000. On call of the roll it was Aye: Lade, Hansen, Anderson, Faller, Reilly, Fernsler. No: Sedlacek, Jarvis. Motion passed.

13. **Approve appointment of Mark Melcher to the Housing Authority to fill an unexpired term through March 29, 2012 – Mayor Pohlman appoint – Council confirm:** The Mayor announced his appointment of Mark Melcher. Motion by Reilly/Hansen to approve the appointment as announced by the Mayor. Motion carried.
14. **Report on progress of 615 E Main Street – Pete Scheuerman:** Scheuerman reviewed the remodeling project and added that the owner welcomes anyone to stop by and see the progress.
15. **Approve 2011-2012 Tavern Operator Licenses for Robert Dalton (Pick ‘n Save), Doug Meyer (Westside Pantry), Anthony Scheuers (Weber’s) - Approved by Chief Tauscheck – City Clerk:** Motion by Anderson/Lade to approve as stated. Motion carried.
16. **Utility Reports:**
  - A. **Manager’s – December, 2011**
  - B. **List of Vouchers – November, 2011:** Motion by Reilly/Hansen to authorize payment of November vouchers. On call of the roll all voted Aye.
  - C. **Income and Balance Sheets – November, 2011**
  - D. **Collection Statement – November, 2011**
  - E. **Uncollectible Accounts – December, 2011:** Motion by Reilly/Hansen to approve \$4,242.07 in uncollectible accounts. On call of the roll all voted Aye.
17. **Approve Treasurer’s Report and authorize payment of December vouchers:** Motion by Lade/Anderson to approve as stated and read. On call of the roll all voted Aye.

Checking Acct	Balance as of 11/30/2011	Receipts	Disbursements	Balance as of 12/31/2011
Gen City	\$16,419.38	\$5,754,117.14	\$5,517,063.51	\$253,473.01
Ply Utilities	\$79.86	\$3,561,993.65	\$3,562,008.38	\$65.13

18. **Other Business:**
  - A. **Building Permit Report for December, 2011 – 20 permits issued with an estimated total of \$1,599,300.00.**
  - B. **December Management Reports acknowledged for filing.**
  - C. **Minutes acknowledged for filing: Safety Community – Oct. 19<sup>th</sup>, Community Television – Nov. 14<sup>th</sup>, Downtown Revitalization Committee – Dec. 1<sup>st</sup>, Committee on Aging – Dec. 6<sup>th</sup>, Housing Authority – Dec. 14<sup>th</sup> & Jan. 4<sup>th</sup>, Mill Pond Committee – Dec. 14<sup>th</sup>, Plan Commission – Jan. 5<sup>th</sup>.**
  - D. The Mayor announced a Public Hearing to be held at 7:30 PM in Room 302 at City Hall, 128 Smith Street, regarding the proposed application for the 2011 Community Development Block Grant (CDBG) funds. Residents, especially low to moderate incomes residents, are encouraged to attend to learn about the program and help identify additional local housing and community development needs.
19. **Adjourn to 8:00 PM, January 31, 2012:** Motion by Reilly/Lade to adjourn. Motion carried. The meeting adjourned at 9:18 PM.

Minutes stand official upon Common Council approval.

Patricia Huberty, Clerk