

MINUTES
COMMITTEE OF THE WHOLE MEETING
CITY OF BERLIN
TUESDAY, APRIL 4, 2017, 7:00 PM
CITY HALL COUNCIL CHAMBERS

Mayor Schramer called the Committee of the Whole meeting to order at 7:00 p.m. Roll call present: Ald. Lehr, Eastling, Page, Erdmann, Secora and Harke. No one absent. Staff present: Scott Zabel, Lindsey Kemnitz, Matt Chier and Jodie Olson.

Under general public comments Allan Erb of Berlin EMS informed that the Berlin EMS Association has begun their first annual equipment drive. They are looking to get 5 defib units at a cost of \$150k. To date, they have secured enough for one defib unit thanks to the generosity of Badger Mining Corporation. The Association will be sponsoring various events and a mail donation drive as well.

First on the agenda was a request from the Boys & Girls Club to discuss a bus stop shelter to be placed in the city right of way on S. Washington Street by the Club. Jason Presto and Jordan Wilcox from the Club presented the proposal indicating that the BGC Board saw a need to provide shelter from the elements for kids waiting at the bus stop by the club. They propose to have a donor fund the 5'x15' shelter. The shelter would potentially house 8-9 people seated and more standing. The Boys & Girls Club proposes to pay for the shelter, build it and maintain it. It would be placed on a concrete slab on S. Washington Street in the terrace area. They are just looking for permission to use the terrace area because it appears to be the most feasible option for placement. If the shelter is not large enough as presented there is an option to install a second shelter next to the first. Scott Zabel indicated that snow is typically plowed to the middle of the street in that area, so that should not be an issue. Ald. Erdmann was concerned over supervision, safety, vandalism, etc. Wilcox stated the BGC would take care of any maintenance or vandalism. Members questions where the shelter openings should be for max shelter from the elements and safety. Wilcox will review further options. There was a question of liability, insurance and process to follow to allow the shelter to be placed on a city right of way. Due to a conflict of interest for Atty. Chier, he was unable to provide legal advice; therefore, staff will need time to solicit advice and report back. Ald. Erdmann moved to table discussion on the BGC bus stop proposal until next week. Ald. Lehr seconded the motion which carried by voice vote.

Lindsey Kemnitz provided an update on the property nuisance issue at 182 W. Noyes Street. The Building Inspector reinspected the property after the 30 day notice period and deemed the property was not above the 50% value threshold for a raze order. The property no longer meets the legal requirements for a raze order. The new owner, Endeavor Properties, has been receiving bids to fix up the property and intends to resell the property once it is fixed up.

Kemnitz reported that April 1 was the deadline for the property owner at 107 W. Huron Street to make progress on fixing up the property and the front windows were to be replaced. This has not been done and contact has not been successfully made to the property owner or bank at this time to get a status report. Harke moved to table further discussion on 107 W. Huron Street until next

week. Ald. Secora seconded the motion which carried by voice vote.

Mayor Schramer removed the next item relating to a CUP for Saving Grace Salvage. This item was approved at Plan Commission and will be on the Common Council Consent Agenda.

At 7:26 p.m. Ald. Page moved to convene into closed session pursuant to Sec. 19.85 (1)(e), of the Wis. Statutes, to deliberate or negotiate the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session (*sidewalk encroachment issue at 101 W. Huron St.*) Ald. Page seconded the motion. A roll call vote resulted in six (6) ayes, zero (0) nays, and zero (0) absent. Motion carried. Ald. Page moved to seat Scott Zabel for the closed session discussion. Ald. Secora seconded the motion which carried by voice vote.

Discussion continued in closed session.

Ald. Page moved to convene into open session at 7:31 p.m. Ald. Secora seconded the motion which carried by voice vote.

Ald. Page moved to recommend to Common Council to authorize the Street Superintendent to use up to \$14,779 to fix the underground sidewalk issue in the city right of way at 101 W. Huron Street subject to confirmation that the property owner will move the equipment out of the right of way space. Ald. Secora seconded the motion which carried by voice vote.

Eastling moved to adjourn at 7:32 p.m. Ald. Page seconded the motion which carried by voice vote.

Jodie Olson, City Clerk