

MINUTES  
COMMON COUNCIL MEETING  
TUESDAY, OCTOBER 16, 2018 4:00 PM  
COUNCIL CHAMBERS, BERLIN CITY HALL, 2<sup>ND</sup> FLOOR

Mayor Schramer called the Common Council meeting to order at 4:00 p.m. Roll call present: Ald. Lehr, Boeck, Erdmann, Secora and Harke. Absent: Przybyl. Staff present: Scott Zabel, Lenny Langkau, Gary Podoll, Lindsey Kemnitz, Dennis Plantz, Matt Chier, Jodie Olson and Susan Thom.

Under public appearances, Charlie Beard, 560 River Drive, stated that people are not happy with the ATV issue and it will not provide an economic impact on the City of Berlin. Beard asked that the Council simply vote this down and be done with it.

The following items were listed on the Consent Agenda for approval and adoption: 1) Waive the reading of ordinances and resolutions adopted at this meeting; 2) Receive and place on file the written reports from the City Clerk, Treasurer, and Building Inspector; 3) Approve the minutes from the September 11, 2018 Common Council meeting; 4) Accept the Park & Recreation Commission recommendation to update the Campground Fee Schedule and to set the campground fee rates as \$25/day and \$150/week; 5) Accept the Committee of the Whole recommendation to approve the budget transfer request to replace the Siren Radio Controls at Clay Lamberton and N. Washington Street and approve Resolution #18-13 Authorizing 2018 Budget Transfer of Contingency Funds for Siren Radio Controls; 6) Accept the Committee of the Whole recommendation to award the 2019-2023 Garbage & Recycling Contract to the lowest bidder, Advanced Disposal, and establish spring bulk pick-up parameters as limited to a 12'x 4'x4' area on the terrace to be policed by the Street Superintendent. After the 2019 Spring pick-up the Street Superintendent is to provide a review report and adjustments made as necessary; 7) Accept the Committee recommendation to direct staff to amend the language for the Sidewalk Café permit to allow alcohol to be served on the sidewalk and that patrons that are consuming alcohol be seated at a table served by the establishment; 8) Accept the Committee of the Whole recommendation to approve Ordinance #08-18 Establishing a Municipal Court for the City of Fond du Lac, Villages of Brandon, Campbellsport, Fairwater, Oakfield and North Fond du Lac, Towns of Empire, Osceola, Ripon and Taycheedah in Fond du Lac County and the Cities of Berlin, Green Lake, Markesan and Princeton in Green Lake County and the City of Berlin in Waushara County effective May 1, 2019; 9) Accept the Committee of the Whole recommendation to approve the Intergovernmental Agreement for North Fond du Lac to provide Municipal Court serviced to the City of Fond du Lac, Villages of Brandon, Campbellsport, Fairwater and Oakfield, the Towns of Empire, Osceola, Ripon and Taycheedah in Fond du Lac County, and the Cities of Berlin, Green Lake, Markesan and Princeton in Green Lake County and the City of Berlin in Waushara County to commence on May 1, 2019; 10) Approve the list of bills for payments. Erdmann stated there were a few typo errors in the minutes. Erdmann made a motion to approve the consent agenda with the corrections to the September 11, 2018 minutes. Secora seconded the motion. A roll call vote resulted in five (5) ayes, zero (0) nays and one (1) absent. Motion carried.

Next was the Raze or Repair Order for 130 W Berlin St. Kemnitz reviewed an e-mail request from Derek and Kristy Kresal requesting an 8 month extension on razing the home as they will work on the it and could hire a contractor to finish the tear down with their tax returns. Ald. Przybyl arrived and Secora made a motion to seat Przybyl. Lehr seconded the motion, which carried by voice vote. Kemnitz stated that their mortgage and taxes are current on the property. Harke made a motion that prior to the next council meeting the building needs to be secured and Atty Chier is to work on a fine structure if the

work is not carried out during the 8 month extension. Secora seconded the motion. Boeck abstained. Motion carried by voice vote.

Kemnitz next reported a status update on the property at 151 N Wisconsin Street indicating that the Building Inspector had last reviewed this property with the Council in May of 2014. The project started in 2007 and there have been multiple letters sent to the property owner over the past 10 years with concerns on the condition of the property. A letter was sent on December 30, 2017 informing the property owner that a building permit needs to be obtained within 5 days and to have the exterior work completed on or before March 1, 2018. A building permit was pulled on January 8, 2018 for residing the home and a final notice was sent August 10, 2018 to the owner. Kemnitz stated that on September 28<sup>th</sup> the building inspector conducted an inspection of the interior of the home and there were large concerns that needed to be addressed if people are permanently living at 151 N Wisconsin. Lehr made a motion to direct the staff to commence on the raze or repair order on 151 N Wisconsin St. Erdmann seconded the motion which carried by voice vote.

Next was review and discussion of the ATV/UTV advisory referendum ballot questions. Olson reported that the Wisconsin Election commission could not approve or disapprove referendum questions. The League of Wisconsin Municipalities reviewed the questions and did not see anything wrong with the questions, but again it is totally up to the city. Przybyl made a motion that we use question #1 for a referendum ballot question in the spring election including the preamble. Secora seconded the motion, which carried by voice vote. Secora made a motion to change the preamble language from "Highway" to "Street". Przybyl seconded the motion, which carried by voice vote.

Erdmann made a motion to approve the 2019-2024 Residential Waste and Recyclable Material collection contract between the City of Berlin and Advanced Disposal Services and authorize the appropriate signatures. Harke seconded the motion, which carried by voice vote.

Erdmann made a motion to accept the resignation of Lawrence Pelchat from the Committee of Aging effective September 26, 2018 and a letter of thanks for years of service be sent. Secora seconded the motion, which carried by voice vote.

Secora made a motion to grant the bartenders licenses for Benjamin J. Cloyd and Ryan David Krebs. Harke seconded the motion which carried by voice vote.

Przybyl made a motion to approve the original Alcohol Beverage Class C Wine retail license application for Riverside Coffee Company LLC for year expiring June 30, 2019. Secora seconded the motion, which carried by voice vote.

There was no old or new business.

At 4:50 pm Secora made a motion to adjourn. Lehr seconded the motion, which carried by voice vote.

*Susan Thom, Deputy Clerk*