

The Common Council of the City of Horicon met in regular session with Mayor Neitzel presiding. The meeting was called to order at 7:00 p.m.

Alders Present: Hady, Marschke, Anfinson, Miller, Frami, and Fausett.
Alders Absent: None.

Mayor Neitzel led the Pledge of Allegiance.

Public Appearances: None.

Mayor Neitzel conducted a Public Hearing on the proposed application for a Community Development Block Grant – Public Facilities for Economic Development (CDBG-PFED) funds.

Jim Schaefer, Director of Economic Development, covered the following topics relating to the proposed CDBG-PFED Grant Application:

- Overview of the CDBG program and the potential funds being applied for - \$500,000.
- Eligible CDBG activities.
- Housing needs and community development needs identified by both Schaefer, as the Economic Consultant, and the public prior to the Public Hearing.
- Activities proposed for CDBG application – reconstruction of West Lake Street from the entrance of John Deere 101 east to Larabee Street.
- Potential residential displacement – not-applicable in this application.

All individuals and/or their representatives were given an opportunity to be heard. There were no public appearances.

Motion by Anfinson, second by Miller, to close the Public Hearing on the proposed application for a Community Development Block Grant – Public Facilities for Economic Development (CDBG-PFED) funds.

All voting AYE. Motion carried.

Mayor Neitzel conducted a Public Hearing on the issuance of a Class “B” Liquor and Fermented Malt Beverage License for

- MonkeyShines Bar LLC – 311 E. Lake Street

All interested individuals and/or their representatives were given an opportunity to be heard. There were no appearances.

Motion by Fausett, second by Frami, to close the Public Hearing on the issuance of a Class “B” Liquor and Fermented Malt Beverage License.

All voting AYE. Motion carried.

Motion by Anfinson, second by Miller, to approve the issuance of a Class "B" Liquor and Fermented Malt Beverage License for the year ending June 30, 2017 for:

- MonkeyShines Bar LLC – 311 E. Lake Street

Voting AYE: Anfinson, Miller, Frami, Fausett, and Marschke.

Abstaining: Hady.

Motion carried.

The following Ordinance was introduced by Alderperson Fausett: ORDINANCE 2016-12, AN ORDINANCE TO AMEND TITLE 15 BUILDING CODE; CHAPTER 3 FAIR HOUSING – ADDING SECTIONS 15-3-6, 15-3-7, AND 15-3-8.

(Copy of Ordinance on page 66A)

Motion by Fausett, second by Frami, to adopt Ordinance 2016-12.

All voting AYE. Motion carried.

The following Resolution was introduced by Alderperson Fausett: RESOLUTION 2016-16, RESOLUTION AUTHORIZING THE SUBMISSION OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION.

(Copy of Resolution on page 66B)

Motion by Fausett, second by Frami, to adopt Resolution 2016-16.

All voting AYE. Motion carried.

The following Resolution was introduced by Alderperson Fausett: RESOLUTION 2016-17, RESOLUTION RELATING TO PROHIBITION OF EXCESSIVE FORCE AND POLICY ON CIVIL RIGHTS DEMONSTRATIONS.

(Copy of Resolution on page 66C)

Motion by Fausett, second by Marschke, to adopt Resolution 2016-17.

All voting AYE. Motion carried.

The following Resolution was introduced by Alderperson Anfinson: RESOLUTION 2016-18, RESOLUTION PROVIDING A GUARANTEE OF MATCHING FUNDS FOR CDBG-PFED GRANT APPLICATION.

(Copy of Resolution on page 66D)

Motion by Anfinson, second by Hady, to adopt Resolution 2016-18.

All voting AYE. Motion carried.

The following Resolution was introduced by Alderperson Fausett: RESOLUTION 2016-19, A RESOLUTION AUTHORIZING THE SUBMISSION OF A WISCONSIN DEPARTMENT OF TRANSPORTATION FACILITIES FOR ECONOMIC ASSISTANCE (TEA) GRANT APPLICATION.

(Copy of Resolution on page 66E)

ORDINANCE NO. 2016-12

AN ORDINANCE TO AMEND TITLE 15 BUILDING CODE; CHAPTER 3 FAIR HOUSING –
ADDING SECTIONS 15-3-6, 15-3-7, AND 15-3-8

The Common Council of the City of Horicon, Wisconsin does ordain as follows:

Title 15 Building Code; Chapter 3 Fair Housing is amended to add the following:

1. **Section 15-3-6 State Laws Adopted**

The statutory provisions of Wis. Stats. §106.50 describing and defining regulations with respect to fair housing is adopted and by reference made a part of this section as if fully set forth in this subsection. Any act required to be performed or prohibited by any statute incorporated by reference in this subsection is required or prohibited by this section. Any future amendments, revisions or modification of the statutes incorporated in this subsection are intended to be made part of this section in order to secure uniform statewide regulation of fair housing.

2. **Section 15-3-7 Authority and Enforcement Procedures Implemented**

The officials and employees of the City of Horicon shall assist in the orderly prevention and removal of all discrimination in housing within the City of Horicon by implementing the authority and enforcement procedures set forth in Wis. Stats. §106.50, as amended.

3. **Section 15-3-8 Complaints; Investigation**

The City Clerk-Treasurer shall maintain forms for complaints to be filed under Wis. Stats §106.50, as amended, and shall assist any person alleging a violation thereof in the City of Horicon to file a complaint thereunder with the Wisconsin Department of Workforce Development, Equal Rights Division, for enforcement of Wis. Stats. §106.50, as amended.

This ordinance shall become effective upon passage and publication as provided by law.

Introduced by Ald. Carl Faussett this 27th day of September, 2016.

Adopted and approved this 27th day of September, 2016.


Steven D. Neitzel, Mayor

ATTEST:


Kristen M. Jacobson, City Clerk-Treasurer

RESOLUTION NO. 2016-16

RESOLUTION AUTHORIZING THE SUBMISSION OF A
COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION

Relating to the City of Horicon participation in the Community Development Block Grant – Public Facilities (CDBG-PFED).

WHEREAS, Federal monies are available under the Community Development Block Grant (CDBG) program, administered by the Wisconsin Department of Administration (DOA) Division of Housing, Energy, and Community Resources (DOH) for the purpose of the provision or economic development activities; and

WHEREAS, after public meeting and due consideration, the City of Horicon Common Council has recommended that an application be submitted to DOH for the reconstruction of West Lake Street; and

WHEREAS, it is necessary for the City of Horicon Common Council to approve the preparation and filing of an application for the City of Horicon to receive funds from this program; and

WHEREAS, the City of Horicon has reviewed the need for the proposed project and the benefit to be gained there from;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Horicon does hereby approve and authorize the preparation and filing of an application for the above named project and that Mayor is hereby authorized to sign all necessary documents on behalf of the City; and that authority is hereby granted to the Common Council to take the necessary steps to prepare and file the application for funds under this program in accordance with this resolution.

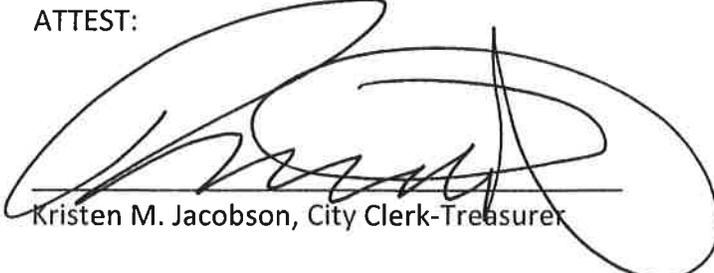
Introduced by Ald. Carl Fausett this 27th day of September, 2016.

Adopted and approved this 27th day of September, 2016.



Steven D. Neitzel, Mayor

ATTEST:



Kristen M. Jacobson, City Clerk-Treasurer

RESOLUTION NO. 2016-17

RESOLUTION RELATING TO PROHIBITION OF EXCESSIVE FORCE AND
POLICY ON CIVIL RIGHTS DEMONSTRATIONS

A RESOLUTION BY THE COMMON COUNCIL OF THE CITY OF HORICON:

WHEREAS, Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 U.S.C. 69 §5304) prohibits the State from expending or obligating any Community Development Block Grant funds to any unit of general local government that does not have or adopt a policy prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and a policy of enforcing State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction; and

WHEREAS, it is in the interest of the City of Horicon to pursue Community Development Block Grant Funds and to adopt policy that complies with Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 USC 69 §5304);

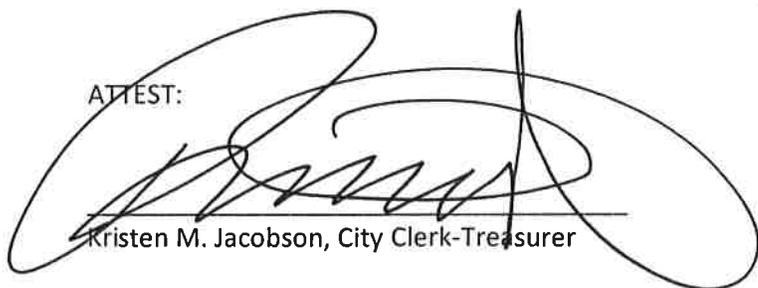
THEREFORE BE IT RESOLVED, by the Mayor and the Common Council of the City of Horicon:

- It is POLICY of the City to prohibit the use of excessive force by law enforcement agencies within the City's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.
- It is POLICY of the City to enforce applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within the City's jurisdiction.
- The officials and employees of the City shall assist in the orderly prevention of all excessive force within the City of Horicon by implementing the authority and enforcement procedures set forth in Title I of the Housing and Community Development Act of 1974.
- The City directs the Chief of Police to support this Resolution by continuing to uphold the high standards of conduct articulated in Horicon Police Department policies and procedures.

Introduced by Ald. Carl Faussett this 27th day of September, 2016.

Adopted and approved this 27th day of September, 2016.


Steven D. Neitzel, Mayor

ATTEST:

Kristen M. Jacobson, City Clerk-Treasurer

RESOLUTION NO. 2016-18
RESOLUTION PROVIDING A GUARANTEE OF MATCHING FUNDS FOR
CDBG-PFED GRANT APPLICATION

Relating to the City of Horicon participation in the Community Development Block Grant – Public Facilities (CDBG-PFED).

WHEREAS, the City of Horicon is applying for a Community Development Block Grant, Public Facilities Economic Development, or CDBG-PFED grant from the State of Wisconsin, Department of Administration; and

WHEREAS, after conducting a public meeting and due consideration, the Common Council of the City of Horicon has recommended that an application be submitted to the State of Wisconsin DOA for the following project:

- West Lake Street Reconstruction

WHEREAS, the City of Horicon has determined the anticipated costs of West Lake Street Reconstruction from Industrial Drive east to Larabee Street to be approximately \$1,400,000; and

WHEREAS, the above mentioned grant requires a 50% match in project funding from the City of Horicon, and

WHEREAS, the City of Horicon is applying for a WisDOT Transportation Economic Assistance, or TEA grant to help fund this project, with a funding award of approximately \$400,000;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Horicon will authorize the commitment of matching the required funds to finance the remaining project budget balance of approximately \$500,000, contingent on the City being awarded the above mentioned grant funds.

Introduced by Ald. Nathan Anderson this 27th day of September, 2016.

Adopted and approved this 27th day of September, 2016.



Steven D. Neitzel, Mayor

ATTEST:


Kristen M. Jacobson, City Clerk-Treasurer

RESOLUTION NO. 2016-19

A RESOLUTION AUTHORIZING THE SUBMISSION OF A
WISCONSIN DEPARTMENT OF TRANSPORTATION
FACILITIES FOR ECONOMIC ASSISTANCE (TEA) GRANT APPLICATION

WHEREAS, the City of Horicon and John Deere Horicon Works have mutually agreed that reconstruction of West Lake Street from Industrial Drive east to Larabee Street is necessary to improve access to a their West Lake Street, site 101, expansion project; and to make the project feasible; and

WHEREAS, given the financial demand on the City of Horicon related to this project the City is in need of assistance to make said transportation improvements. Without the grant assistance, the City cannot reasonably afford to construct the required improvements; and

WHEREAS, the State of Wisconsin Department of Transportation's Facilities Transportation Economic Assistance (TEA) Program provides financial assistance to municipalities to develop transportation facilities required to enable industrial development to occur;

NOW, THEREFORE BE IT RESOLVED THAT, the Common Council of the City of Horicon does hereby approve and authorize the preparation and filing of an application to the Department of Transportation - TEA Program and that the Mayor is hereby authorized to sign all necessary documents on behalf of the City; and that authority is hereby granted to the Common Council to take the necessary steps to prepare and file the application for funds under this program in accordance with this resolution; and

BE IF FURTHER RESOLVED THAT, the City of Horicon does hereby commit to fund at least 50% of the cost of said road reconstruction improvements from City of Horicon resources; and

BE IT FURTHER RESOLVED THAT, the City of Horicon will have jurisdictional responsibility for the transportation improvements; and

BE IT FURTHER RESOLVED THAT, the City of Horicon will sign a Jobs Guarantee with the Wisconsin Department of Transportation; and

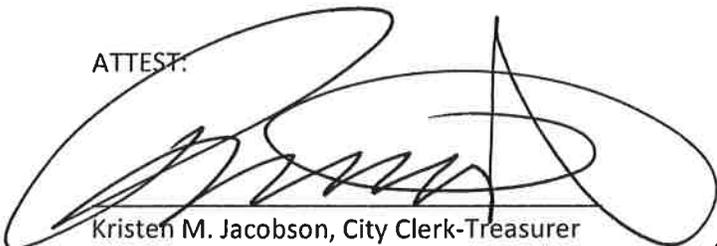
BE IT FURTHER RESOLVED THAT, the City of Horicon will administer and oversee the development of the transportation improvement; and

BE IT FURTHER RESOLVED THAT, the City of Horicon will comply will all applicable Federal, State, and Local regulations.

Introduced by Ald. Carl Faussett this 27th day of September, 2016.

Adopted and approved this 27th day of September, 2016.

ATTEST:


Kristen M. Jacobson, City Clerk-Treasurer


Steven D. Neitzel, Mayor

Motion by Fausett, second by Anfinson, to adopt Resolution 2016-19.
All voting AYE. Motion carried.

Motion by Miller, second by Frami to approve the Council minutes of July 26, August 23, and September 13, 2016 and the Committee of Whole minutes of August 8 and September 13, 2016.
All voting AYE. Motion carried.

Fausett, member of the Plan Commission, reported no meeting was held.

Miller, Chairperson of the Park & Recreation Board, gave a brief informational report on items being considered by the board which included: monthly reports.

Frami, Council Representative to the Historic Preservation Commission, reported no meeting was held.

Schaefer requested the Council consider waiting to address agenda items relating to the Gold Star Memorial Trail as the committee representative was not currently present.

Motion by Fausett, second by Anfinson, to take agenda item #17, Act on Request for Installation of Electrical Outlets at the Lake Street Plaza – Gold Star Memorial Trail Committee, and agenda item #18, Act on Requests from the Gold Star Memorial Trail Committee for a Winter Fundraiser, and place them after agenda item #30, Act on Advancement of Utility Personnel.
All voting AYE. Motion carried.

Motion by Anfinson, second by Fausett, to approve purchase, setup, and installation of 14 Office 365 Business E3 Government Plans (e-mail and office programs) for use by the Clerk-Treasurer Office, Common Council, Director of Economic Development, and Cable T.V. from Klass Act Solutions in the amount of \$3,417.80.

Discussion was held regarding funding of this as it is a non-budgeted item. Discussion was also held related to e-mail accounts and e-mail setup within other City departments.

Vote on above motion.

Voting AYE: None.

Voting NAY: Anfinson, Miller, Frami, Fausett, Hady, and Marschke.

Motion failed.

Item #20, Act on Requests from the Gold Star Memorial Trail for a Winter Fundraiser was a duplicate of Item #18.

Motion by Anfinson, second by Fausett, to approve a Street Use Permit for the Horicon Historical Society for use of the 300 Block of Winter Street during their Haunted Historical Tours event on the following dates: October 14 – 15, October 21 -22, and October 28 – 30, 2016.
All voting AYE. Motion carried.

Motion by Fausett, second by Anfinson, to approve a Driveway Opening Permit for Leroy Meats of Horicon located at 85 Washington Street; the permit allows a 36 foot width at the curb opening for the parking lot on the East side of the building.

All voting AYE. Motion carried.

Motion by Miller, second by Marschke, to authorize removal and disposal of the swing set located at the north end of River Bend Park.

All voting AYE. Motion carried.

Motion by Miller, second by Marschke, to remove references to *Long Term* rental rates relating to the rental of buildings located at Discher Park.

All voting AYE. Motion carried.

Motion by Miller, second by Marschke, to add the Horicon American Legion Auxiliary to the list of entities exempt from paying rental fees for use of City facilities.

All voting AYE. Motion carried.

Motion by Miller, second by Marschke, to not permit bow hunting on City owned property for the 2016 archery season.

All voting AYE. Motion carried.

Motion by Marschke, second by Frami, to set Trick-or-Treat hours for 5 p.m. – 8 p.m. on Saturday, October 29, 2016.

All voting AYE. Motion carried.

Motion by Fausett, second by Miller, to approve the contract from Town & Country Underground Utility Construction, Inc. in the amount of \$5,000 to repair the sewer lateral at 613 North Finch Street and to reimburse Michael and Janet Kasten for sewer lateral repairs in the amount of \$986; City to proceed with recouping the \$5,986 from Maddrell Excavating, LLC and/or Kunkel Engineering.

All voting AYE. Motion carried.

Motion by Anfinson, second by Hady, to approve the quotes from Warren Linendoll Roofing totaling \$5,000 for replacement of the North Shelter roof, Concession Stand roof, and Trail Entrance roof; all buildings located in River Bend Park.

All voting AYE. Motion carried.

Motion by Anfinson, second by Hady, to authorize the advancement of Matthew Rehse to Water/Wastewater III, Grade 3 Operator at a rate of \$23.96/hour effective October 2, 2016.

All voting AYE. Motion carried.

Motion by Fausett, second by Miller, to grant the request from the Gold Star Memorial Trail Committee to install electrical outlets at the Lake Street Plaza; to be funded by a donation the Gold Star Memorial Trail Committee received from the Horicon Area Foundation.

Discussion was held relating to the necessity of electricity at the monument and the size of the property the monument is located on.

Vote on above motion.

Voting AYE: Fausett and Hady.

Voting NAY: Marschke, Anfinson, Miller, and Frami.

Motion failed.

Motion by Miller, second by Fausett, to approve the Stroll the Stars and Lights Winter Fundraiser for the Gold Star Memorial Trail to be held on December 10th, 12 p.m. – 7 p.m., to approve use of the City's planters and the artificial trees to be decorated by the Gold Star Memorial Trail Committee, to allow the City to install donated lights on the trees at Bowling Green Park, and to allow holiday music to be played outdoors during the event until 8 p.m.

It was noted the above motion did not include installation of electrical outlets at the Blue Heron Monument or the use of fire pits.

Vote on above motion.

All voting AYE. Motion carried.

Motion by Anfinson, second by Hady, to allow a fire pit in Bowling Green Park on December 10th, 12 p.m. – 7 p.m. as part of the Stroll the Stars and Lights Winter Fundraiser for the Gold Star Memorial Trail.

All voting AYE. Motion carried.

Motion by Anfinson, second by Hady, to approve the purchase of a station air compressor, station Cascade System, and Cascade System for Truck 1983 for the Fire Department in the amount of \$26,703 from Bendlin Fire Equipment Company.

All voting AYE. Motion carried.

Motion by Anfinson, second by Marschke, to authorize Fire Chief Bandsma to dispose of the current station air compressor, station Cascade System and Cascade System for Truck 1983.

All voting AYE. Motion carried.

Motion by Anfinson, second by Marschke, to authorize Kristen Jacobson, Clerk-Treasurer, to hire Election Greeters for the Presidential Election on November 8, 2016 at a rate of \$8.78/hour.

All voting AYE. Motion carried.

Motion by Anfinson, second by Hady, to set the starting wage rate for Part-Time Spring/Fall Parks Employees at a rate of \$11/hour effective January 1, 2017.

All voting AYE. Motion carried.

Motion by Marschke, second by Anfinson, to approve the contract from Ehlers in an amount not to exceed \$17,400 for Debt Issuance Services relating to General Obligation Bonds, Series 2016A.

All voting AYE. Motion carried.

Mayor Neitzel accepted Matthew Wieneke's resignation from the Tree Board and appointed Christine Zuleger to Matthew Wieneke's term ending May 1, 2018.

Motion by Marschke, second by Miller, to approve the Mayor's appointment of Christine Zuleger to the Tree Board.

All voting AYE. Motion carried.

Motion by Marschke, second by Miller, to grant a Two Year Operator License for the year ending June 30, 2018 to Nichole J. Marks.

Voting AYE: Marschke, Anfinson, Miller, Frami, and Fausett.

Abstaining: Hady.

Motion carried.

The following is a statement of financial condition for the City of Horicon as of August 31, 2016:

Cash Balance, August 1, 2016	\$ 133,076.83
Receipts	<u>\$ 1,314,338.69</u>
	\$ 1,447,415.52
Expenditures	<u>\$ 1,226,215.29</u>
	\$ 221,200.23
Payroll	<u>\$ 81,279.35</u>
Cash Balance, August 31, 2016	\$ 139,920.88

Motion by Anfinson, second by Hady, to approve the financial statement for August 31, 2016 as printed.

All voting AYE. Motion carried.

An Invoice Register containing invoices paid August 17, 2016 thru September 22, 2016 was reviewed by the Council.

Motion by Anfinson, second by Hady, to approve payment of bills for August 2016 (checks issued 8/17/16 – 9/22/16) in the amount of \$1,856,101.35.

All voting AYE. Motion carried.

Non-Action Discussion:

Dave Magnussen, Public Works/Utility Supervisor, announced the following upcoming important dates:

- Hydrant flushing, October 3 – October 14
- Beginning leaf pickup, October 17th
- Bulk pickup, October 19th

Joseph Adamson, Police Chief, provided a curb appeal update for 412 West Lake Street. Adamson announced the Council may receive a request for use of a wagon/hay ride for youth trick-or-treaters.

Jim Bandsma, Fire Chief, provided a follow up on the 412 West Lake Street property. Bandsma announced the Fire Department will host a Fire Prevention Open House on October 29th prior to trick-or-treat. He also announced he is working on a grant application.

Alexandra Harvancik, Librarian, announced the Library has hired a new Children's Librarian. Harvancik also announced she was recently informed the Mid-Wisconsin Federated Library Program does not have an "out" clause in their software contract which could mean additional expenses for the libraries. Harvancik announced the name of the newly formed library consortium is Monarch.

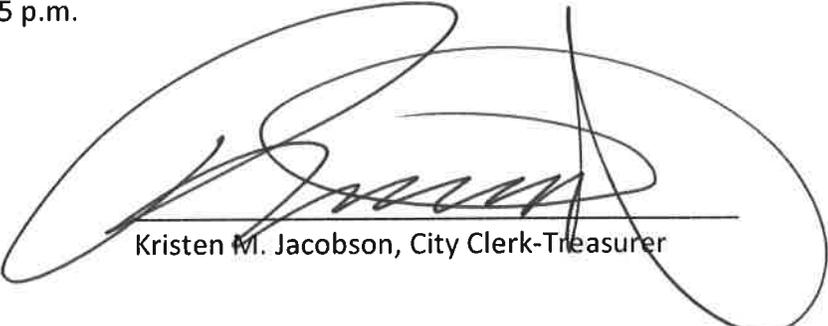
Marschke stated he has received numerous complaints regarding residents blowing their grass clippings into the street.

Frami stated the road patch on South Hubbard needs to be completed.

Anfinson announced the Fire Department's new brush truck looks great.

Mary Doughty, representing the Gold Star Memorial Trail Committee, questioned why the Council did not authorize the installation of electrical outlets at either the Lake Street Plaza or the Blue Heron Monument.

Motion by Marschke, second by Frami, to adjourn.
All voting AYE. Meeting adjourned at 9:05 p.m.



Kristen M. Jacobson, City Clerk-Treasurer