

August 17, 2022

A meeting of the Finance Committee of the City of Eagle River was called to order at 5:18 P.M. by Mayor Jeff Hyslop.

Roll Call: Diane Marquardt, Ron Kressin, Kim Schaffer, Jerry Burkett arrival 5:38PM. Also in attendance: Becky Bolte, Kristen Hanneman and Robin Ginner present via zoom.

Review and approval of Accounts Payable for City and Golf Course: *Motion by Burkett, 2nd by Schaffer to recommend payment of presented City and Golf Course payables to City Council. Carried on a roll call vote.*

Motion by Burkett, 2nd by Schaffer to adjourn at 5:55PM. Carried

Becky J Bolte – City Clerk

August 17, 2022

A meeting of the Common Council of the City of Eagle River was called to order at 6:00 P.M. by Mayor Jeff Hyslop.

The Pledge of Allegiance was recited by all present.

Roll Call: Diane Marquardt, Jerry Burkett, Ron Kressin and Kim Schaffer. Also in attendance: Becky Bolte, Kristen Hanneman, Mike Adamovich, Tony Sable, Kyle Anderson, Mike Sanborn, Chris Dobbs and Rob Hom. Robin Ginner present via zoom. City Attorney Garbowicz arrived at 7:00PM.

Motion by Kressin, 2nd by Burkett to approve the minutes of the 7/12/22 Common Council meeting. Carried

A) TREX Community Recycling Program – Costs associated with club. The club is not a branch of the City of Eagle River, therefore costs associated with the program cannot be inherently covered by the City. Karen Thyne presented for the club, statistics on volume of plastic kept out of the landfill. The council commended the group for the great service they are doing, and for the number of Trex benches earned and placed throughout the City. Burkett separated himself from the councilman title and pledged \$1,000 worth of supplies to be donated by Burkett's Century 21. The administrative portion of the expense, copies, posters, stamps, and envelopes were discussed. Ginner added there is only so many benches that can be placed within the City. *Motion by Schaffer, 2nd by Marquardt to absorb up to \$200.00 in administrative charges per year for the club. Carried on roll call vote with Burkett abstaining.*

B) Street Closing/temporary sign/amplification/display of goods permits: Three Eagle Half Marathon and 5K 10/8/22, Chamber of Commerce – Oktoberfest 9/10/22, SOAR Middle School Musical benefit for animal shelter at Rotary Square 8/25/22. *Motion by Schaffer, 2nd by Kressin to approve permits as presented. Carried*
Abundant Life Church – Candy Carnival 9/10/22 *Motion by Schaffer, 2nd by Marquardt to approve Abundant Life Church permit as presented. Carried with Burkett abstaining*
World Championship Derby Complex – Fall Motorsports Show and Swap 8/19 and 8/20/22. *Amended motion by Schaffer, 2nd by Kressin to include WCDC permit with initial approval motion. Carried*

C) Parade Application: Northland Pines Homecoming Parade 10/7/22: *Motion by Burkett, 2nd by Kressin to approve NP Homecoming parade as presented. Carried*

D) Operator's licenses: Regular – Christine Aldridge, Bridgette Nutter, Tina Hansen, Mary Ann Thompson, TEMP – Richard Govier (approved 8/3/22 by Hyslop); *Motion by Schaffer, 2nd by Burkett to approve operator licenses as presented. Carried*

E) Picnic Licenses: Eagle River Chamber of Commerce – Oktoberfest 9/10/22 Temporary Beer and Wine. *Motion by Schaffer 2nd by Burkett by approve picnic license as presented. Carried*

F) Original Liquor License Application, Class B Beer and Class C Wine: Aiello's on Wall Street LLC, 208 E Wall Street, Tina Aiello Agent. *Motion by Schaffer, 2nd by Kressin to issue licenses as presented. Carried*

G) 2022-2023 Election Inspector Appointments: Phoebe Spier, Teri Kressin, and John "Jack" Weyrauch. *Motion by Burkett, 2nd by Schaffer to appoint election inspectors as presented. Carried*

H) Trackside: Chris Petreikis of Trackside submitted a letter of intent to communicate interest in leasing City of Eagle River owned space directly in front of Trackside to display and park rental units. This area, known as the old railroad grade, is owned by the City of Eagle River and runs parallel to USH 45. *Motion by Burkett, 2nd by Kressin to lease the portion of the railroad grade in front of Trackside, during non-snow season, to Trackside for display of their goods for \$400.00 per year, with requirement of Trackside carrying an insurance binder covering risk for the leased area. Carried on a roll call vote*

Discussion on the property located behind Dairy Queen on South Railroad Street between Tamarack and Fern Streets used as a snow dump for the City under agreement with previous owner. Chris Petreikis has purchased the property and is looking to possibly fence or gate in the entrance. Public Works Foreman – Mike Adamovich stated this property had always been the main snow dump and would like to maintain it as such. Petreikis has expressed a willingness to allow the City to continue to use the property as a snow dump, working with Adamovich to not impede any of the storage areas. *Motion by Burkett, 2nd by Kressin, to waive proposed fence permit fee for Petreikis. Carried on a roll call vote*

I) Dewatering Assistance for Lots #12 and #15 on Commerce Loop – Jeff McGrath. Dewatering is necessary to install approximately 125 lineal feet of water main and sanitary sewer to structure owned by Jeff McGrath on Commerce Loop. McGrath has been unable to secure a contractor as an independent owner and is requesting the assistance of the City to secure contractors. McGrath stated Muskyland Plumbing and Collins Excavating work together on these types of projects. Dewatering bids were obtained from Northern Dewatering Inc and Diversified Dewatering with Diversified coming in with low bid at \$19,800 for one week of dewatering, with extras bringing total to an estimated \$24,000. Sanborn stated MSA may need to be contracted for additional assistance dewatering the Lots. *Motion by Kressin, 2nd by Burkett to proceed with dewatering bid from Diversified Dewatering with financial assistance from the City up to the lots purchase price of \$30,000. Carried on a roll call vote*

J) Sewer Utility Easement Agreement between City of Eagle River/Light and Water and Abigail Burbey-Burkett. Burkett stepped down from councilman role to represent Abigail, his daughter. Burkett presented that Abigail Burbey-Burkett purchased the building owned previously by Tim Gaffney, DBA Shutterbug. Many years ago, the sewer line had been installed running from a private structure on Wall Street in front of her building directly to her building connecting the private residence with her business. Burkett also brought to the councils attention that the power pole in the SW corner of the Burkett owned building has many wires running to it and into Burkett's siding and roof, including lines from Frontier, Spectrum, Verizon and Eagle River Light and Water. There are no easements for any of it. Burkett is requesting that the easements be drawn up for the utility pole and that an agreement be made with the City that if the City of Eagle River EVER opens up the alley, exposing the existing sewer line, her sewer line be replaced, without charge, with a private sewer line to her business. Burkett then excused himself from the room. Sanborn confirmed the situation with the lines to the pole and expressed it was not a good situation to have two separate buildings on one sewer line. Adamovich stated the alley is currently in good condition with nothing currently scheduled for opening up the area. *Motion by Schaffer, 2nd by Kressin the execute the sewer utility agreement between the City of Eagle River/ Light and Water and Abigail Burbey-Burkett. Carried on a roll call vote with Burkett abstaining*

K) River Trail Commission Update – approve addendum to Municipal Partner Agreement. Ginner presented the First Amendment to the Joint Intergovernmental Cooperation Agreement between the Towns of St. Germain, Cloverland, the City of Eagle River and Vilas County. Ginner reported the amendment consists of three parts; Amending the composition of the commission, addressing representation of municipal governmental bodies, giving Cloverland two voting officials due to Cloverland having 6 miles of the 10 mile trail. Amends the role of Vilas County, adding a Vilas County position for coordination between snowmobile and UTV clubs and overseeing the bridges, particularly the bridge by Honey Bear and Add's the requirement that the River Trail Commission submit an annual budget. The rest of the agreement will remain in place. *Motion by Schaffer, 2nd by Kressin to approve the addendum to Municipal Partner Agreement as presented. Carried on a roll call vote*

L) MSA Update: Phil Kriesel provided a written update of current projects. *Motion by Burkett, 2nd by Marquardt to approve pay request #11 by August Winters and Sons for WWTP upgrades in the amount of \$165,597.35. Carried on a roll call vote*

Motion by Burkett, 2nd by Kressin to approve pay request #2 by FA Industrial Services for 1st and 4th Street Reconstruction in the amount of \$183,797.00. Carried on a roll call vote

M) Golf Course Update: Tony Sable supplied a written report on the status of the golf course, with discussion on employee shortage. Kyle Anderson gave an oral report on the grounds, including winter plans to map out the infrastructure of the course. Anderson presented request for the change of seasonal employment status of grounds crew employee, Matt Buettell, to full-time, benefited status to replace employee shortage for the winter months. *Motion by Burkett, 2nd by Kressin to hire Matt Buettell for full-time, winter position. Carried on a roll call vote.* Ginner reported the roof replacement project has gotten no bids and will be going out to bid again with expanded area publishing.

N) Planning Commission recommendations for approval: Ordinance #576 – Change to the comprehensive plan and rezoning of the parcel located at 1114 N Bluebird Rd, parcel 221-1019-16, from Industrial to Highway Commercial zoning classification. Schaffer reported the Planning Commission had no objections heard at hearing. *Motion by Burkett, 2nd by Schaffer to accept Planning Commission recommendation and approve Ordinance #576 as presented. Carried on a roll call vote*

Ordinance #577 – Change to the comprehensive plan and rezoning of the vacant parcel located at 50 E McKinley, parcel 221-999-01 from Highway Commercial to Single/Two Family Residential zoning classification. Schaffer reported the Planning Commission had no objections heard at hearing. *Motion by Schaffer, 2nd by Kressin to accept Planning Commission recommendation and approve Ordinance #577 as presented. Carried on a roll call vote*

Ordinance #578 - Amendment to Municipal Zoning Code, Article V, Section 106-274 Fencing, subsection (5) regarding the height of fencing along City Streets. Schaffer reported the Planning Commission had no objections heard at hearing. *Motion by Schaffer, 2nd by Kressin to accept Planning Commission recommendation and approve Ordinance #578 as presented. Carried on a roll call vote*

Karen Margelofsky presented building plans for the Rotary Square building construction. Schaffer reported the Planning Commission recommends approving the concept to allow project to go to bid. *Motion by Burkett, 2nd by Kressin to give preliminary concept approval to Rotary Square Construction 2023 plan. Carried*

O) DPW equipment no longer in service; Kubota Diesel D850 Motor, Raker, and Playground Equipment: DPW Foreman Adamovich confirmed the listed equipment is no longer in service, adding Kubota motor is blown and the motor in the Raker is blown. *Motion by Schaffer, 2nd by Kressin to determine listed equipment as excess property. Carried on a roll call vote*

Motion by Schaffer, 2nd by Marquardt to authorize the raker and motor to be sold as DPW sees fit. Carried on a roll call vote

Motion by Schaffer, 2nd by Marquardt to sell playground equipment to Vilas County for use in county parks. Carried on a roll call vote with Burkett abstaining

P) Approve payment of bills for the city and the golf course: *Motion by Schaffer, 2nd by Marquardt to approve payment of the bills for the city and the golf course as recommended by the Finance Committee. Carried on a roll call vote*

Q) Administrators report on activities in all departments & general monthly duties: Ginner presented a written update of department happenings for review.

R) Police chief report on departmental activities. Chief Dobbs presented a written update of current activity and events for review. Chief Dobbs added there were no fair related complaints.

S) Equipment encroaching on City property for airport approach on Adams Rd: Ginner reported City owned property with private business equipment on it on Adams Rd. There is equipment/vehicles from Badger Truck covering approximately an acre and a half of Airport owned property. The property was purchased with FAA funds by the airport. Ferrell Gas also has propane tanks intermittently on City owned property. Rob Hom, Union Airport Director, reported they had addressed this same problem with both properties in 2011 with Badger Truck removing most items from City property. The airport had to go up to head office of Ferrell Gas to have the propane tanks removed. Hom reported the Ferrell Gas propane tanks are the airports biggest concern as the propane tanks are in runway protection zone. Hom would like to speak to Pat Zdroik of Badger Truck and also with Ferrell Gas for resolution. Ginner reported Badger Truck equipment also getting close to snowmobile trail. Mayor Hyslop added contamination concerns of Well #4 site. *Motion by Burkett 2nd by Kressin to approve Mike Sanborn and Mike Adamovich to approach Badger Truck to pull the equipment back, with lease discussion if lease is at all feasible and possible. Carried on a roll call vote. Burkett amended motion, 2nd by Kressin to include Rob Hom in motion to approach Badger Truck. Carried on a roll call vote*

Motion by Burkett, 2nd by Kressin to have Police Department Chief Chris Dobbs approach Ferrell Gas to remove propane tanks from Runway Protection Zone. Carried on a roll call vote

Motion by Kressin, 2nd by Schaffer to adjourn to closed session at 8:02PM according to Wisconsin Statute 19.85 (1) (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. Carried

A) Condemnation of garage at 327 N River Street, Eagle River

Motion by Burkett, 2nd by Kressin to return to open session to act on matters discussed in closed session at 8:12PM. Carried

Motion by Burkett, 2nd by Schaffer – If the garage at 327 N River Street, Eagle River is not razed, debris removed, and cleaned up by the September 15, 2022 City of Eagle River imposed deadline, the Council authorizes Administrator Ginner and Attorney Garbowicz to prepare for court action to have garage removed with expense incurred in razing garage, removing debris, and clean up, to be placed on the tax roll of the opposing homeowner. Carried on a roll call vote

Motion by Schaffer, 2nd by Kressin to adjourn the meeting at 8:15PM. Carried

Becky J Bolte – City Clerk