

CITY OF VERONA
MINUTES
COMMON COUNCIL
February 11, 2019
Verona City Hall

1. Mayor Diaz called the meeting to order at 7:00 p.m.
2. Pledge of Allegiance
3. Roll call: Alderpersons Kate Cronin, Sarah Gaskell, Charlotte Jerney, Chad Kemp, Katie Kohl, Christine Posey, Heather Reekie and Evan Touchett were present. Also present: City Planner Adam Sayre, Public Works Director Theran Jacobson, Library Director Stacey Burkart, Fire Chief Joe Giver, City Attorney Bryan Kleinmaier, and City Clerk Ellen Clark.
4. Public Comment: None
5. Approval of minutes from the January 28, 2019 Common Council meeting. Motion by Gaskell, seconded by Kemp, to approve the minutes of the January 28, 2019 Common Council meeting. Motion carried 8-0.
6. Mayor's Business: None
7. Announcements: None
8. Administrator's Report: None
9. Engineer's Report:
 - Well 6 Pumping Station Construction: The sanitary sewer permit application is in process through the DNR. Work on the site has been halted due to weather conditions.
 - Fireman's Park Splash Pad: The contractor has restarted work on the shelter after the severe cold shut down construction.
10. Committee Reports
 - A. Finance Committee**
 - (1) Discussion and Possible Action Re: Payment of Bills. Motion by Kemp, seconded by Cronin, to pay the bills in the amount of \$18,467,732.42. Motion carried 8-0.
 - B. Parks, Recreation and Forestry Commission**
 - (1) Discussion and Possible Action Re: Resolution No. R-19-008 accepting Department of Natural Resources Grant for \$192,526.00 to help pay for improvements as part of the Fireman's Park upgrade. Motion by Reekie, seconded by Jerney, to approve Resolution No. R-19-008 accepting Department of Natural Resources Grant for \$192,526.00 to help pay for improvements as part of the Fireman's Park upgrade. Last year, the City applied for a Department of Natural Resources Knowles-Nelson Stewardship Program grant to help pay for improvements at Fireman's Park. The grant was awarded in the amount of \$192,526.00 (50% of the project cost). By

accepting the grant agreement, the City agrees to the obligations, terms, conditions and restrictions of the grant agreement. Motion carried 8-0.

C. Plan Commission

- (1) Discussion and Possible Action Re: Resolution No. R-19-009 approving a certified survey map to divide Lot 219 of the Cathedral Point Subdivision into two (2) parcels. Motion by Gaskell, seconded by Kohl, to approve Resolution No. R-19-009 approving a certified survey map to divide Lot 219 of the Cathedral Point Subdivision into two (2) parcels, with the following condition:

1. A shared wall agreement shall be recorded with the Dane County Register of Deeds.

The proposed certified survey map (CSM) will split Lot 219 of the Cathedral Point Subdivision into two (2) lots, creating a Twin House. Motion carried 8-0.

- (2) Discussion and Possible Action Re: Resolution No. R-19-010 approving a certified survey map to divide Lot 220 of the Cathedral Point Subdivision into two (2) parcels. Motion by Gaskell, seconded by Kohl, to approve Resolution No. R-19-010 approving a certified survey map to divide Lot 220 of the Cathedral Point Subdivision into two (2) parcels, with the following condition:

1. A shared wall agreement shall be recorded with the Dane County Register of Deeds.

The proposed certified survey map (CSM) will split Lot 220 of the Cathedral Point Subdivision into two (2) lots, creating a Twin House. Motion carried 8-0.

- (3) Discussion and Possible Action Re: Resolution No. R-19-011 approving a certified survey map to divide Lot 221 of the Cathedral Point Subdivision into two (2) parcels. Motion by Gaskell, seconded by Kemp, to approve Resolution No. R-19-011 approving a certified survey map to divide Lot 221 of the Cathedral Point Subdivision into two (2) parcels, with the following condition:

1. A shared wall agreement shall be recorded with the Dane County Register of Deeds.

The proposed certified survey map (CSM) will split Lot 221 of the Cathedral Point Subdivision into two (2) lots, creating a Twin House. Motion carried 8-0.

- (4) Discussion and Possible Action Re: A Public Improvements Agreement for the Attainment Company. This agreement allows for the temporary cul-de-sac on the Attainment Company property to remain in place until Clarity Street is extended in the future and to continue to be used as a public turnaround, and requires the property owner to remove the cul-de-sac when Clarity Street is extended. Motion by Gaskell, seconded by Touchett to approve a Public Improvements Agreement for the Attainment Company. Motion carried 8-0.

D. Public Works/Sewer & Water Committee

- (1) Discussion and Possible Action Re: Awarding contract for Project 2019-101, Verona Street Asphaltic Rehabilitation Project. Motion by Touchett, seconded by Kemp, to award the contract for Project 2019-101, Verona Street Asphaltic Rehabilitation Project to Raymond P. Cattell in the amount of \$430,840,.00. Four bids were

received for this project, with the bid from Raymond P. Cattell being the low bid. Motion carried 8-0.

- (2) Discussion and Possible Action Re: Awarding contract for Project 2019-102, Bituminous Seal Coat Project. Motion by Touchett, seconded by Jerney, to award the contract for Project 2019-102, Bituminous Seal Coat Project to Fahrner's Asphalt Sealers in the amount of 237,870.00. Two bids were received for this project, with the bid from Fahrner's Asphalt being the low bid. Motion carried 8-0.
- (3) Discussion and Possible Action Re: Memorandum of Understanding for Joint Design and Construction of MMSD Pumping Station 17 Force Main Relief – Phase 1, and City of Verona East Side Interceptor Replacement. Motion by Touchett, seconded by Kemp, to approve the Memorandum of Understanding (MOU) for Joint Design and Construction of MMSD Pumping Station 17 Force Main Relief – Phase 1, and City of Verona East Side Interceptor Replacement. This MOU anticipates cost savings through economies of scale and the elimination of duplicate efforts by the City of Verona and Madison Metropolitan Sewerage District designing and constructing their interceptor replacement projects together.

Mr. Jacobson stated the final document has been reviewed by legal counsel, and has been forwarded to the City Clerk, so there is no need for the contingency of final legal review mentioned in the Administrator's Memo.

Motion carried 8-0.

- (4) Discussion and Possible Action Re: Release of temporary construction easement under document number 4297834 located at 2159 Range Trail. Motion by Touchett, seconded by Kemp, to approve the release of the temporary construction easement located at 2159 Range Trail. This easement is no longer necessary, and is being removed in preparation of acquisition of the property by the City of Verona. Motion carried 8-0.

Mayor Diaz requested unanimous consent to take up Item 12.A. at this time. There were no objections.

12. New Business

A. Discussion Re: Using the Verona Public Library as a warming center.

Ms. Reekie stated the main question from the Library Board regarding this topic was whether or not the library is the best place for a warming center. There might be better places to have a warming center.

Library Director Stacey Burkart stated that the topic of the library being a warming center came up at the Library Board meeting because of last week's Polar Vortex. The library tries to stay open as much as possible, as long as it is safe for staff to travel to and from work. The positive for using the library as a warming center is there are things for people to do at the library. The negative is getting staff to the library safely in inclement weather.

Discussion followed regarding staffing, the possibility of using other public buildings, coordinating with area churches, and the need for the City to have good emergency planning in place.

11. Old Business

A. Discussion and Possible Action Re: Agreement for Assessor Services with Associated Appraisal Consultants, Inc.

The Common Council may convene in a closed session as authorized by Wisconsin Statute 19.85(1)(e) for the purpose of deliberating or negotiating the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session.

Mr. Kleinmaier explained that Council directed staff to negotiate an agreement with Associated Appraisal Consultants, Inc. for assessor services. The City has received a proposed agreement from Associated Appraisal. There is one item in the proposal that he would like to discuss with the Council in closed session.

Motion by Kohl, seconded by Kemp, to convene in a closed session as authorized by Wisconsin Statute 19.85(1)(e) for the purpose of deliberating or negotiating the investing of public funds or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session. On roll call: Alder Touchett – Aye; Alder Cronin – Aye; Alder Gaskell – Aye; Alder Jerney – Aye; Alder Kemp – Aye; Alder Kohl – Aye; Alder Posey – Aye; Alder Reekie – Aye. Motion carried 8-0.

The Common Council convened in closed session at 7:35 p.m. Finance Director Lamers remained for the closed session.

CLOSED SESSION

Motion by Touchett, seconded by Kemp, to reconvene in open session at 8:10 p.m.

Motion by Reekie, seconded by Kemp, to approve the agreement for Assessor services with Associated Appraisal Consultants, Inc. subject to final review by City Attorney and Finance Director. Motion carried 8-0.

Mayor Diaz requested unanimous consent to convene in closed session for Items 11.B. and 11. C. at the same time, with the Council approving a motion to convene in closed session for each item. There were no objections.

B. Discussion and Possible Action Re: Discussion and any permissible action regarding Fire Chief performance and evaluation

The Common Council may convene in a closed session for discussion and permissible action regarding Fire Chief performance and evaluation as authorized by Section 19.85(1)(c) of the Wisconsin Statutes to consider employment, promotion,

compensation or performance evaluation data of any public employee subject to the jurisdiction or authority of the City of Verona; and Section 19.85(1)(e) for the deliberation of or negotiation for purchase of public properties, investment of public funds, or conduct of other specific public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session.

Mayor Diaz explained that this is a continuation of the Fire Department Improvement Plan.

Motion by Kohl, seconded by Gaskell, to convene in a closed session for discussion and permissible action regarding Fire Chief performance and evaluation as authorized by Section 19.85(1)(c) of the Wisconsin Statutes to consider employment, promotion, compensation or performance evaluation data of any public employee subject to the jurisdiction or authority of the City of Verona; and Section 19.85(1)(e) for the deliberation of or negotiation for purchase of public properties, investment of public funds, or conduct of other specific public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session. On roll call: Alder Cronin – Aye; Alder Gaskell – Aye; Alder Jerney – Aye; Alder Kemp – Aye; Alder Kohl – Aye; Alder Posey – Aye; Alder Reekie – Aye; Alder Touchett – Aye. Motion carried 8-0.

The Common Council convened in closed session at 8:16 p.m.

CLOSED SESSION

Motion by Touchett, seconded by Gaskell, to reconvene in open session at 8:55 p.m. No action was taken by the Common Council in closed session.

- C. Discussion and Possible Action Re: Discussion and any permissible action regarding City Administrator performance and evaluation and City Administrator contract. *The Common Council may convene in a closed session for discussion and permissible action regarding City Administrator performance and evaluation and City Administrator contract as authorized by Section 19.85(1)(c) of the Wisconsin Statutes to consider employment, promotion, compensation or performance evaluation data of any public employee subject to the jurisdiction or authority of the City of Verona; and Section 19.85(1)(e) for the deliberation of or negotiation for purchase of public properties, investment of public funds, or conduct of other specific public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session.*

Motion by Kohl, seconded by Gaskell, to convene in a closed session for discussion and permissible action regarding City Administrator performance and evaluation and City Administrator contract as authorized by Section 19.85(1)(c) of the Wisconsin Statutes to consider employment, promotion, compensation or performance evaluation data of any public employee subject to the jurisdiction or authority of the

City of Verona; and Section 19.85(1)(e) for the deliberation of or negotiation for purchase of public properties, investment of public funds, or conduct of other specific public business, whenever competitive or bargaining reasons require a closed session. The Common Council may reconvene in open session to discuss and take action on the subject matter discussed in the closed session. On roll call: Alder Gaskell – Aye; Alder Jerney – Aye; Alder Kemp – Aye; Alder Kohl – Aye; Alder Posey – Aye; Alder Reekie – Aye; Alder Touchett – Aye; Alder Cronin – Aye. Motion carried 8-0.

The Common Council convened in closed session at 8:16 p.m.

CLOSED SESSION

Motion by Touchett, seconded by Gaskell, to reconvene in open session at 8:55 p.m. No action was taken by the Common Council in closed session.

D. Discussion and Possible Action Re: City Administrator agreement

Motion by Gaskell, seconded by Kemp, to accept the voluntary resignation agreement, waiver and release between the City of Verona and Jeffrey Mikorski.

On behalf of the Council and the City, Mr. Touchett thanked Mr. Mikorski for his time spent here and wished him the best.

Mayor Diaz echoed those comments and announced that a press release will be going out tomorrow morning.

Motion carried 8-0.

12. New Business

- B. Discussion and Possible Action Re: Approval of operator licenses. Motion by Touchett, seconded by Kohl, to approve operator license applications as presented by the City Clerk. Motion carried 8-0.

13. Adjournment:

Motion by Touchett, seconded by Reekie, to adjourn at 8:59 p.m. Motion carried 8-0.

Ellen Clark
City Clerk