

**CITY OF EDGERTON
REGULAR COMMON COUNCIL MEETING
EDGERTON CITY HALL, COUNCIL CHAMBERS
12 ALBION STREET**

Monday, June 19, 2023 at 7:00 p.m.

NOTICE: The meeting noticed above will also be live streamed on a Zoom platform: To view the meeting, please select the link to the meeting listed on the **calendar events** on the City website's home page at www.cityofedgerton.com. Due to occasional technical difficulties, citizen participation via Zoom may not be possible.

1. Call to order; Roll call
2. Pledge of Allegiance.
3. Confirmation of appropriate meeting notice posted on Friday, June 16, 2023.
4. Council acceptance of agenda.
5. Personal appearances for non-agenda items limited to 3 minutes.
6. Minutes:
 - A. Consider approval of minutes from June 5, 2023 Council meeting.
7. Committee Reports:
 - A. Finance Committee:
 1. Consider approval of bills and payroll vouchers.
 2. Consider approval of Tobacco License renewals for:
 - a. Burns Full Service
 - b. Kwik Trip Inc, dba Kwik Trip #675
 - c. Kwik Trip Inc, dba Stop N Go #1500
 - d. Casey's Marketing Company, dba Casey's General Store
 - e. Days Family Foods Inc, dba Piggly Wiggly
 - f. 424 Game Day Liquor, dba Game Day Liquor
 - g. Family Dollar #23086
 - h. Sukheja Enterprises LLC, dba A2Z Mini Mart
 3. Consider public event packet for Edgerton Tobacco Days.
 4. Consider Temporary Class "B" Beer/Wine License for Edgerton Tobacco Days.
 5. Consider purchase of body cams for PD.
 6. Consider reimbursement of Temporary Beer License fee for Edgerton Night Market.

7. Consider new “Class B” Combination Liquor/Beer License applications.
 8. Consider City of Edgerton Resolution 15-23: Resolution Declaring Official Intent to Reimburse Expenditures for the 2024 Private and Public Lead Service Lateral Replacement Project.
 9. Consider City of Edgerton Resolution 16-23: Authorized Representative to File Application for Financial Assistance for the 2022 Lead Lateral Replacement Program from State of Wisconsin Environmental Improvement Fund.
 10. Consider City of Edgerton Resolution 17-23: Resolution Declaring Official Intent to Reimburse Expenditures for the Albion Street Water Infrastructure Replacement Project.
 11. Consider City of Edgerton Resolution 18-23: Authorized Representative to File Applications for Financial Assistance for the 2024 Public & Private Lead Lateral Replacement Programs from State of Wisconsin Environmental Improvement Fund.
- B. Utility Commission:
1. Report on discussion and action taken at previous meeting, future agenda items and upcoming scheduled meeting.
 2. Consider City of Edgerton Resolution 14-23: Adopting the 2022 Compliance Maintenance Annual Report.
- C. Zoning Board of Appeals:
1. Report on discussion and action taken at previous meeting, future agenda items and upcoming scheduled meeting.
- D. Library Board:
1. Report on discussion and action taken at previous meeting, future agenda items and upcoming scheduled meeting.
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8. Consider City of Edgerton Resolution 13-23: Resolution Providing for the Publication, Filing, Inspection and Adoption of a Code of General Ordinances.
 9. Consider construction extension for Graceful LLC for Marshview Court lot.
 10. Mayor, alderperson and staff reports.
 11. Adjourn.

Notice: If a person with a disability requires that the meeting be accessible or that materials at the meeting be in an accessible format, call the City Administrator’s office at least 6 hours prior to the meeting to request adequate accommodations. Telephone: (608) 884-3341.

**JUNE 5, 2023 COMMON COUNCIL MEETING MINUTES
CITY OF EDGERTON**

Mayor Christopher Lund called the meeting to order at 7:00 p.m.

Present: Shawn Prebil, Casey Langan, Candy Davis, Paul Davis, Tim Shaw and Jim Burdick.

Others Present: City Administrator Ramona Flanigan, City Clerk Wendy Loveland, Municipal Services Director Howard Moser, Police Chief Robert Kowalski, Fire Chief Randy Pickering, City Attorney Bill Morgan and Jim Kapellen.

Loveland confirmed the meeting agendas were properly posted on Friday, June 2, 2023 at the Post Office, Edgerton Library, City website, and City Hall.

ACCEPT THE AGENDA: A Jim Burdick/Casey Langan motion to approve the agenda as posted passed, all voted in favor.

MINUTES: A Candy Davis/Shawn Prebil motion to approve the May 15, 2023 Council meeting minutes passed, all voted in favor.

COMMITTEES:

Finance Committee: A Tim Shaw/Candy Davis motion to approve change order #2 for BKS Construction Inc for the Henry St, Street and Utility Improvement Project for an increase of \$22,301 passed on a 6/0 roll call vote.

A Tim Shaw/Shawn Prebil motion to approve pay request #4 for BKS Construction Inc for the Henry St, Street and Utility Improvement Project in the amount of \$135,933.68 passed on a 6/0 roll call vote.

A Tim Shaw/Candy Davis motion to approve the bills and payroll in the amount of \$492,103.83 passed on a 6/0 roll call vote.

A Tim Shaw/Shawn Prebil motion to approve a new "Class A" Combination Liquor/Beer license for Sukheja Enterprises LLC, dba A2Z Mini Mart, 611 N Main St, agent Mahesh Sukheja passed on a 6/0 roll call vote.

A Tim Shaw/Shawn Prebil motion to approve a new Tobacco License for A2Z Mini Mart, 611 N Main St passed on a 6/0 roll call vote.

Tim Shaw/Candy Davis moved to approve "Class B" Combination Liquor & Beer License renewals for the following:

- a. Town Country Club Inc, Agent Matthew Rivers
- b. 2 Brothers LLC, agent Ilir Banushi
- c. 1102 North Main Street LLC, dba Café on Main, agent Ilir Banushi
- d. El Patron Mexican Grill, agent Alejandro Ramirez Meza
- e. Last Nite Bar & Grill, agent Terri Nottestad
- f. TTK Enterprises Inc, dba The Decoy Bar & Grill, agent Tom Kuhlow
- g. Young/Fier Pitstop, dba Pit Stop, agent Patricia Young
- h. 124 West Fulton St LLC, dba Red Baron, agent Ilir Banushi
- i. 112 W Fulton St LLC, dba Lounge 1848, agent Ilir Banushi

The motion passed on a 6/0 roll call vote.

Tim Shaw/Shawn Prebil moved to approve Class "B" Beer Licenses renewals for the following:

- a. Mario's Italian Restaurant LLC, agent Carla Zimmerman
- b. Campbell Boys LLC, agent Dusty Campbell

The motion passed on a 6/0 roll call vote.

Tim Shaw/Shawn Prebil moved to approve “Class A” Combination Liquor & Beer License renewals for the following:

- a. Day’s Family Foods Inc, dba Piggly Wiggly, agent Nathan Perry
- b. 424 Game Day Liquor Inc, dba Gameday Liquor, agent Chandresh Patel
- c. Casey’s Marketing Company, dba Casey’s General Store #3731, agent Anthony Hawks
- d. Burns Full Service LLC, agent Casey Burns
- e. Sukheja Enterprises LLC, dba A2Z Mini Mart, agent Mahesh Sukheja

The motion passed on a 6/0 roll call vote.

Tim Shaw/Shawn Prebil moved to approve Class “A” Beer License renewals for the following:

- a. Kwik Trip Inc, dba Stop N Go #1500, agent Alesha Imhoff
- b. Kwik Trip Inc, dba Kwik Trip #675, agent Sarah Pierce

The motion passed on a 6/0 roll call vote.

A Tim Shaw/Shawn Prebil motion to approve a Class C Wine License renewal for Campbell Boys LLC, agent Dusty Campbell passed on a 6/0 roll call vote.

Tim Shaw/Shawn Prebil moved to approve Sandwich Board permits for the following:

- a. Red Baron
- b. 2 Brothers Bar & Grill

The motion passed on a 6/0 roll call vote.

A Tim Shaw/Shawn Prebil motion to approve a Private Property on Public Sidewalk permit for Burns Full Service LLC passed on a 6/0 roll call vote.

A Tim Shaw/Shawn Prebil motion to approve the bid from Pioneer Roofing for the library roof repair in the amount of \$111,064 using 2022 Loan Proceeds passed on a 6/0 roll call vote.

CLOSED SESSION: A Casey Langan/Jim Burdick motion to go into closed session pursuant to Wis. Stat. 19.85(1)(e) “Deliberating or negotiating 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.” Discuss and consider negotiation of land purchase, land sale, and economic development incentives passed on a 6/0 roll call vote.

Being no other business before the Council, a Tim Shaw/Casey Langan motion to adjourn passed on a 6/0 roll call vote.

Wendy Loveland
City Clerk
Adopted June 19, 2023

Memo

To: Common Council
From: Staff
Date: 6/16/2023
Re: June 19, 2023 Meeting

Night Market Temporary license: The Chamber has decided to not hold the Night Market in June due to the Henry Street project. They are requesting a refund of their \$10 temporary liquor license fee.

Graceful LLC Construction extension: Please recall Graceful LLC, purchaser of a lot from the city on Marshview Court, received a six-month extension of the construction requirement deadline from the Council. The Council's motion for the extension required that construction commence by July 14, 2023. Graceful cannot meet the deadline and is requesting a further extension of 60 days.

Recodification Resolution: The City is reaching the final steps in the comprehensive rewrite of the Code Book referred to as recodification. The adoption of the Code is scheduled for July 5. The adoption procedure requires the city pass the attached resolution providing for the public notice of the adoption.

SDWLF Authorization to Apply Resolution: The water utility plans to borrow low interest loan funds from the WDNR Safe Drinking Water Loan Fund (SDWLF) for the following: the public side lead laterals that were replaced in 2022; the replacement of public side laterals in 2024; and for costs that are not covered by a grant to replace the private side lead laterals in 2024. The resolution authorizes the Mayor to sign the application documents.

Water Utility Reimbursement Resolutions: The water utility plans to borrow funds for the 2024 lead lateral replacement project and the Albion Street project in the future. Prior to a loan being approved, the city will incur costs for design and construction. To ensure the city will be reimbursed for those expenses incurred before the loan is approved, the city must pass this "comfort" resolution indicating we intend to reimburse ourselves from loan proceeds.

Tobacco Heritage Days Event Packet: The 2022 Event Packet was approved with the following conditions:

- Park open until midnight Friday and Saturday
- Waive fees for fence installation and removal (Howard stated the cost for installation and removal would be \$1000)
- Waive all other fees
- Alcohol ticket sales end at 11:30 pm
- Allow petting zoo
- Organizers pay ½ Police OT
- Organizers supply no smoking signs

City policy indicates that any additional services that are not normally provided by the city are the responsibility of the event organizers. These services include but are not limited to: fencing, dumpsters and port-a-potties.

Body Cameras for PD: In December of 2022 the Council approved the purchase of new body cameras for the PD. Funding for the cameras was to come from a \$10,747.75 grant to cover 50% of the costs, proceeds from federal asset program from a previous drug arrest, and some city funds to cover the estimated \$1,1000 shortfall.

Police staff obtained 6 quotes for the equipment and the operating costs of each system. Staff is recommending the city purchase Safe Fleet body cam system. Safe Fleet system is not the lowest initial purchase cost system, but it includes the use of a server which we will reduce cloud storage costs over the life time of the equipment making it cheaper than those options that use cloud storage only.

The cost of the cameras and server is approximately \$36,000. Staff has applied for an increase in the grant for a grant amount of \$18,000. The asset forfeiture funds are \$7,700. If the additional grant funding is awarded, the shortfall in funding is an estimated is \$10,300. If the council agrees to provide the additional funding, funds could be taken from the contingency fund and capital surplus funds.

Body Worn Camera System Comparison

VENDOR	CAMERA	OPERATING SYSTEMS	LENTGHT OF CONTRACT	TOTAL COST
Pro-VISION	BC-4	SECURAMAX Video Management cloud storage	5 year annual installments	\$36,300.00
AXON	Body-3	Evidence.com cloud storage for duration of contract and beyond	5 years 1 st year - \$14,141.03 2-5yrs \$4928.29	\$33,854.19
LENSLOCK	Gen 12	Lenslocker.com cloud storage for duration of contract and beyond	5 years \$5388.00 per year	\$26,940.00
SAFE FLEET	Focus X2	SafeFleet Nexus Hybrid cloud and server storage	3 year plan Installments available	\$22,910.00 <u>13,000 server</u> \$35,910
MOTOROLA	VB400	Video Manager cloud storage 5years then storage on separate server	5 years \$4176.00 per year	\$20,880.00 <u>13,000.00 server</u> \$33,880.00
BAYCOM				

**CITY OF EDGERTON
RESOLUTION 14-23**

ADOPTING THE 2022 COMPLIANCE MAINTENANCE RESOLUTION

RESOLVED that the City of Edgerton informs the Department of Natural Resources that the following actions were taken by the Common Council:

1. Reviewed the Compliance Maintenance Annual Report that is attached to this Resolution.
2. Continue to provide for the operation and maintenance of the Wastewater Treatment Facility in order to maintain effluent requirements contained in the WPDES Permit.

This resolution was adopted June 19, 2023

Motion by:

Seconded by:

Roll Call: Yeas: Noes:

Dated: June 19, 2023

Christopher W. Lund, Mayor

ATTEST:

Wendy Loveland, City Clerk

**RESOLUTION 13-23
ADOPTION OF THE CITY OF EDGERTON
CODE OF ORDINANCES**

**A RESOLUTION PROVIDING FOR THE PUBLICATION, FILING, INSPECTION AND
ADOPTION OF A CODE OF GENERAL ORDINANCES**

WHEREAS a Code of General Ordinances titled "Code of the City of Edgerton" has been prepared and tentatively approved by the City Council;

NOW, THEREFORE, BE IT RESOLVED that this Code be presented for adoption by the City Council at the next regular Council meeting on July 5, 2023; and

BE IT FURTHER RESOLVED that the City Clerk, in accordance with the requirements of § 66.0103, Wis. Stats., shall file a copy of the proposed Code of the City of Edgerton in the Clerk's office for public inspection and cause a copy of the following notice to be published:

PLEASE TAKE NOTICE that the City Council of the City of Edgerton will consider the adoption of a new Code of Ordinances titled "Code of the City of Edgerton" at 5:00 p.m. on July 5, 2023, at Edgerton City Hall, 12 Albion Street, Edgerton, WI 53534.

You are further notified that a copy of said proposed new Code will be on file and open for public inspection in the office of the City Clerk and on the City's website for a period of not less than two weeks prior to its adoption, commencing June 7, 2023, in accordance with § 66.0103, Wis. Stats.

This resolution was adopted June 19, 2023

Motion By:

Second By:

Roll Call: Yeas: Noes:

Dated: June 19, 2023

Christopher W. Lund, Mayor

Wendy Loveland, City Clerk