

**MEETING MINUTES - CITY OF TOMAH
COMMITTEE OF THE WHOLE**

A COMMITTEE OF THE WHOLE MEETING of the City of Tomah was held on the 7th day of June, 2010 at 6:30 p.m. in the Council Chambers at City Hall.

The following members were present: Nellie Pater, Dennis Greeno, John Cram, Larry Siekert, George Wright, Luke Bohlen, Ted Schleicher, and Pam Buchda. Absent: None.

Also present: Mayor John Rusch, City Administrator Jim Bialecki, City Clerk JoAnn M. Cram, Police Chief Wes Revels, Ambulance Director Jody Allen, and Treasurer Julia Rusch. Gregg Hagen videotaped the meeting.

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Chairperson John Cram called the meeting to order at 6:30 p.m.

Motion by Siekert, second by Wright approve the minutes of the May 10, 2010 regular Committee of the Whole meeting as presented. Motion passed without negative vote.

Ambulance Department Monthly Report. Ambulance Director Jody Allen provided the monthly department report.

Lake Tomah Committee Update – No Report.

Zoning/Planning/Building Inspection. Dir. Shane Rolff provided a written summary of building permits and zoning activities.

Long Range Planning Committee Report. City Administrator Bialecki advised that the next meeting is Tuesday, June 15th at 1 p.m.

Police Department Monthly Report. Police Chief Wes Revels provided a summary of police activities for May. The police department is in the process of updating their records management system. There have been numerous reports of vehicle entries and thefts.

Treasurers Cash & Investment Reports. Motion by Schleicher, second by Greeno to accept the April investment reports. Motion passed without negative vote. The cash report will be available in July.

Bartender Licenses. Jennifer Garvey and Dennis Wagner were requested to appear due to recent violations found on a record check. Jennifer Garvey appeared before the Committee. Jennifer was convicted for obstructing and for underage on premise at a licensed establishment in January. Jennifer advised she made a bad decision during that incident.

Motion by Wright, second by Cram to deny the bartender license of Jennifer Garvey based on a violation of underage on premise and obstructing stemming from an incident in January, 2010. Discussion – Alderperson Greeno feels she is a victim of circumstance and recommends putting Ms. Garvey on probation and allowing another chance. Alderperson Greeno would prefer authorizing the license providing no other violations occur within 12 months from the date of the incident. Any other violations would result in the start of the revocation process. Motion does not pass with Cram, Bohlen, and Wright voting aye. Nay votes were: Buchda, Schleicher, Greeno, Siekert and Pater.

Motion by Schleicher, second by Greeno to recommend the Common Council authorize a probationary license with the stipulation that if another alcohol related conviction occurs between now and January 24, 2011, (one year from the conviction) that the license will come back to the Council for the revocation process. Motion passed with all ayes except for Wright and Bohlen who voted no.

Mr. Dennis Wagner appeared and advised that he was involved in a disturbance at the Break Room and was subsequently issued a disorderly conduct citation for \$500. The citation was reduced to a non-alcohol related citation with a forfeiture of \$177. Mr. Wagner volunteers to sell beer at the Tractor Pull. Mr. Wagner advised he feels it's an injustice if he doesn't receive his license as he's had his license for many years without incident and he was trying to stop a fight and did not hit the other party. Police Chief Revels provided information from the police report. Mr. Wagner can continue to serve at the Tractor Pull without a license in the presence of a licensed operator. Mr. Wagner was advised he could apply for the license in March 2011 which is one year after the incident.

Motion by Pater, second by Wright to recommend the Common Council deny the bartender license of Mr. Dennis Wagner because of the alcohol related disorderly conduct incident in March 2010. Motion passed with one negative vote (Buchda).

Motion by Greeno, second by Siekert to approve bartenders licenses as listed Motion passed without negative vote. Bartender licenses approved as follows: Tricia A. Allard, Jerelyn B. Allen, Shirley R. Aller, Nicole A. Ambort-Cram, Kelsey C. Anderson, Kristen R. Arnett, Bradley M. Ashcraft, Brett J. Ateln, Roger A. Bailey, Ashley M. Baumgart, Jessica M. Baumgart, Brooklyn D. Benjamin, Barbara J. Betthausen, Jamie L. Bills, Kali M. Brandau, Dustin J. Breunig, Kimberly A. Brudnicki, Joan M. Burch, Penney S. Burkwalt, Patricia L. Burton, Lovalee L. Byrne, Christine M. Calhoon, Amy R. Calkins, Luke L. Callaway, Stephanie J. Clark, Lisa M. Cook, Nikki J. Coppernoll, Rachel L. Cordero, Kaylee S. Courtade, Brandon S. Crampes, Judith A. Danielson, Charity A. Davis, Samantha G. Davis, Wanda L. Davis, Angela R. Decker, Christopher M. Deckert, Karen M. Deckert, Ann M. DeFrang, Cheryl J. Dietzman, Sarah E. Dippen, Dane K. Dodsworth, Jennifer M. Dopson, Gina M. Doyle, Debora A. Elcock, Linda D. Erbs, Ronald S. Footer, Robert B. Frandsen, Jennifer E. Garvey (with stipulations), Richard J. Gegenfurtner, Judy L. Getter, April A. Giertych, Lori A. Goldbeck, Beverly E. Gonzales, Michael F. Grandinetti, Lorraine E. Grasser, Suzzane M. Greeman, Matthew F. Green, Stephany J. Greenwood, Eric T. Grimm, Cathy A. Gruling, Tina M. Gudie, Kimberlie D. Guenther, Carrie M. Gulley, Bobbi J. Handy, Betty J. Hanson, Marie K. Harkner, Carole J. Hart, Christen J. Haugen, Joanne E. Hay, Heidi K. Heding, Lance A. Heilman, Ashleigh M. Helming, Bonnie J. Henricks, David R. Hesar, Kionna N. Jacobs, Alvin R. Janeczko, Devon M. Janusheske, Dennis V. Johnson, Lisa M. Johnson, Robert J. Johnson, Seth J. Johnson, Kyle E. Jorgensen, Sumer M. Jorgensen, Margaret M. Kewit, Gerald J. Klaves, Kelly A. Koenig, Pamela J. Kolland, Heather J. Kramas, Peder L. Kress, Contessa M. Kuehl, Rhonda L. Kuehl, Mae E. Lamb, Susan G. Lamb, Edgar G.A. Larsen, Susan J. Larson, Timothy H. Laufenberg, Laura A. Leis, Kimberly D. Lenz, Fredrick G. LeSavage, Kristen A. Likely, Stephany K. Likely, Joseph H. Lincoln, Allen G. Lind, Cindy L. Loendorf, Pamela S. Long, Phyllis M. Markgraf, Patrick J. McGarry, Kimberly M. McIntyre, Danielle Melby, Bobby J. Miller, Susan J. Morgan, Kevin M. Murray, Malari J. Neitzel, Lori A. Nofsinger, Brielle J. Oliver, Bradley D. Olson, Christina L. Pellek, Aaron J. Pergande, Terry A. Persons, Joanne A. Pesavento, Kendra M. Peterson, Dennis D. Peth, Kevin S. Peth, Mary Jane Peth, Lynda L. Petska, Richard R. Pfaff, Toni M. Phelps, Reinhart R. Popp, Brenda S. Prescott-Kingfisher, Jamie A. Prestwood, Casey B. Purdy, Jenine T. Purdy, Kendall M. Rawls, Nena D. Reynolds, Gail A. Riedesel, Jennifer J. Robinson, Kristina M. Rowan, Katherine R. Rowley, Toni L. Rucks, Alexis J. Rudd, Sandra G. Rudolph, Matthew M. Sanmann, Kari K. Schaller, Gilbert W. Schindel, Ashley K. Schnitzler, Lindsey K. Schroeder, Tara L. Schroeder, Erica L. Schwarz, Vernon L. Seitz, Douglas L. Semrau, Daniel F. Shaw, Norma J. Shaw, Amanda J. Shawley, Nicole A. Sherwood, Chontell M. Smart, Rosemarie G. Smart, James H. Smith, Victoria L. Sojka, Melanie A. Stark, Tasha L. Steele, Michael M. Steidl, Jill M. Stoewsand, Stacy L. Storkel, Donald J. Thill, Arthur R. Thompson, Tiffany L. Thompson, Kurt D. Toczynski, Laura C. Tralmer, Samantha L. Turnmire, Michael A. Vandewege, William D. Vangelder, Lisa S. Vender, Geri L. Verhoef, Kathy L. Von Haden, Amelia M. Vruble, Melissa D. Waggoner, Linda L. Wagner, Ashley M. Walworth, Victoria L. Watkins, Jason A. Weber, James M. Weinzatl, Elizabeth F. Westerman, Michelle M. Willems, Kellie R. Williams, Miranda N. Wohlhoefer, Rhonda M. Woods, Dustin L. Workman, Nancy L. Yarrington, Suzanne L. Yorick, Alex Zamarripa, Rosemary Zawacki, Tamara L. Zellmer, and Christine A. Zimmerman.

Special Beer Permit – Tomah Lions Club – July 4, 2010. Motion by Wright, second by Schleicher to recommend the Common Council approve the Special Beer Permit for the Tomah Lions Club for July 4, 2010 to be used for the 4th of July event at Recreation Park. Motion passed without negative vote.

Resolution Amending Service Charges and Regulatory Fees. The resolution is being amended to include the recent addition of the Farmers Market/Seller's Registration Fee of \$20.

Motion by Wright, second by Greeno to recommend the Common Council approve the resolution amending service charges and regulatory fees as presented. Motion passed without negative vote.

Resolution Regarding 2009 Compliance Maintenance Annual Report. The Sewer Department's Annual Compliance Maintenance Report has been completed and needs to be submitted to the DNR along with the resolution. Our wastewater treatment facility is in compliance and has received very high scores.

Motion by Wright, second by Buchda to recommend the Common Council approve the resolution regarding the 2009 Compliance Maintenance Annual Report. Motion passed without negative vote.

2010 Budget Amendment – Transfer \$3,444.88 from Account 1-15980-227 Contingency Fund to Police Department Outlay – Equipment Account 1-57210-830 for Software Relating to Records Management System. In December of 2009, the Police Department purchased the Sequel Server Software for our upgrade to the Records Management System. The invoice was submitted in December of 2009. In May of 2010, the Police Dept. was notified that the invoice had not been paid. This budget amendment will allow the bill to be paid.

Motion by Buchda, second by Siekert to recommend the Common Council approve the 2010 Budget Amendment and transfer \$3,444.88 from Acct. 1-15980-227 Contingency Fund to Police Department Outlay – Equipment Account # 1-57210-830 for software relating to the records management system. Motion passed without negative vote.

2010 Budget Amendment – Police Department Training Reimbursement

The Department of Justice reimburses the Police Department each year for some of the costs related to the mandatory officer re-certification training required by the State of Wisconsin Training and Standards Bureau. The training is completed between July 1 and June 30th of their fiscal year. The reimbursements are received the following year. The current level of reimbursement is \$200 per sworn officer. This year, the Police Department received a check in the amount of \$3,420.31.

Motion by Buchda, second by Greeno to recommend the Common Council recognize the Department of Justice reimbursement of \$3,420.31 and increase the Police Training Account #1-52100-335 by \$420.31. Motion passed without negative vote.

La Crosse Police Department Request for Non-Obligatory Letter of Support for a Grant Application for a Regional Forensic Laboratory. The Eau Claire Police Department recently contacted the La Crosse Police Department with a grant proposal that has the potential to positively impact all local agencies. Their grant request proposes to set up six regional computer labs throughout the State of Wisconsin. The City of La Crosse is one of the six sights. As part of the regional concept, the La Crosse Police Department is seeking agencies in our area willing to be an equal partner in the La Crosse Area Law Enforcement Regional Computer Lab. Partner agencies would have equal access to the computer forensic equipment housed at the La Crosse Police Dept. and partner agencies would have their officers trained, utilizing grant funding, so each member agency would have the expertise to conduct their own computer forensic analysis. The Council wants this issue to come back to them once costs are known before a final determination is made on whether to participate or not. Initial start up costs would be paid by the grant and future maintenance and upkeep costs would be divided by the participating agencies. Equipment would be housed in La Crosse.

Motion by Buchda, second by Wright to recommend the Common Council authorize the sending of a non-obligatory letter of support for a grant application for a Regional Forensic Laboratory. Motion passed without negative vote.

Wisconsin Power and Light Service Agreement. For decades, Alliant Energy has been repairing city street lights on an as needed basis. During this time, there has never been a formal agreement. Wisconsin Power and Light is asking for a formal written service agreement.

Motion by Buchda, second by Wright to recommend the Common Council approve the Wisconsin Power & Light Services Agreement (Emergency/Short Form) and authorize the Mayor to sign the form. Motion passed without negative vote.

Resolution Approving Monthly Bills. Motion by Wright, second by Siekert to recommend the Common Council approve the resolution authorizing payment of the monthly bills for a total amount of \$576,881.17. Motion passed without negative vote.

Monthly Financial Report – May. Motion by Greeno, second by Bohlen to approve the May monthly financial reports. Motion passed without negative vote.

Motion by Wright, second by Bohlen to adjourn. Motion passed without negative vote. Meeting adjourned at 7:28 p.m.

Respectfully Submitted,

JoAnn M. Cram, City Clerk