



City of Beaver Dam, Wisconsin
Common Council Meeting Minutes
205 S. Lincoln Ave; Council Chambers
Monday, August 19, 2024
7:30 PM

1) Call to Order – Roll Call

The meeting of the Common Council was called to order at 7:37 p.m. by Mayor Wissell. Present: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Absent: Joseph Bonnett, 1.

- a) Pledge - Silent Deliberation
- b) Informal Public Hearing
- c) Announcements

Mayor Wissell said pickleball courts have come together very well and will be having a grand opening on August 28, 2024. A reminder that the annual meeting of the BDLIA will be this Saturday at 8:30am in Randolph.

Alder Marcks mentioned that the annual community book read sponsored by the AAUW and the Library will be meeting with the author to talk about the book, Milked. On September 18, 2024, the author will be at the BDACT at 7pm. In addition to the author, local farmers will also be there to talk about the issues that the book addresses.

Alder Olson mentioned that the annual Beaver Dam Pepper Festival will be happening on September 14 at the Park Village Shopping Center.

Alder Hiley also mentioned that the Chamber of Commerce annual corn roast will be on Wed August 28, 2024, from 5pm–8pm. Tickets are still available.

d) Disposition of Minutes of the Common Council Meeting August 5, 2024

Motion by Kevin Burnett, second by Bobbi Marck, to Approve. Motion carried by acclamation.

2) Presentations & Reports

a) City Administrator Report

City Administrator Nathan Thiel announced the League of Municipals will be having their fall conference in October. All are welcome to attend and should let Thiel know if they would like to go. There will be no council meeting on Monday, September 2 due to the holiday. However, it is expected there will be a council meeting only on September 9, 2024, to act on some business. The budget workshop will be moved to Sept 30, 2024. The regular council meeting will still be held on September 16, 2024, as well.

b) Communications

Mayor Wissell mentioned the letter received from the Chamber of Commerce that encourages the council to be diligent in creating housing in the area.

3) Resolutions

- a) **RESOLUTION NO. 68-2024** A Resolution Awarding the Contract for the 2024 Street Maintenance Program

Motion by Zach Zopp, second by Andrew Perkins, to approve. The preceding resolution passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

- b) **RESOLUTION NO. 69-2024** A Resolution Awarding the Contract for the Pearl Street Regional Storm Water Management Pond Project

Motion by Cris Olson, second by Jennifer Hiley, to approve. The preceding resolution passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

- c) **RESOLUTION NO. 70-2024** A Resolution Authorizing Amendment No. 1 to the Professional Services Agreement for the Madison Street (Chatham St to Rowell St) Reconstruction Project

Motion by Jack Yuds, second by Nancy Wild, to approve. The preceding resolution passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

- d) **RESOLUTION NO. 71-2024** A Resolution Authorizing Amendment No. 1 to the Professional Services Agreement for the Rotary Park & South Tower Parking Lot Improvements – Phase 2 Project

Motion by Jennifer Hiley, second by Frank Ferree, to approve. The preceding resolution passed by the following vote: Ayes: Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 12. Noes: Ken Anderson, 1.

- e) **RESOLUTION NO. 72-2024** A Resolution Approving the Adjusted Urban Area Boundary for the City of Beaver Dam

Motion by Andrew Perkins, second by Jack Yuds, to approve. The preceding resolution passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

- f) **RESOLUTION NO. 73-2024** A Resolution Approving an Easement Agreement Between the City of Beaver Dam and Generac Power Systems Inc.

Motion by Mick Fischer, second by Cris Olson, to Approve. The preceding resolution passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

4) Discussion & Possible Action

- a) **ORDINANCE NO. 6-2024** An Ordinance Repealing Certain Charter Ordinances, Replacing Repealed Charter Ordinances with Amended General Ordinances, Creating a City of Beaver Dam Executive Committee, and Modifying City Ordinances Relating to the Role of the City Administrator - Second Reading May 6th, 2024

Discussion continued on this ordinance with the following amendments proposed:

A motion by Zach Zopp, seconded by Kay Appenfeldt, to amend the first part of section 2-401 (a) to read: "City Administrator shall be appointed by the Mayor subject to confirmation by the Common Council by a simple majority of seated members". The preceding amendment passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

A motion by Ken Anderson, seconded by Mick Fischer, to amend the second part of section 2-401 (a) to read: "City Administrator is subject to removal by a simple majority of seated members of the Common Council". The preceding amendment was defeated by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Mick Fischer, Andrew Perkins, Jack Yuds, 5. Noes: Kevin Burnett, Frank Ferree, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Zach Zopp, 7. Abstain: Nancy Wild, 1.

Motion by Kay Appenfeldt, seconded by Jack Yuds, to amend job duties in section 2-401 (b) (1) to include coordination between the Administrator and Library Board, BDADC, BDFD, BDPD; and Inspection Services versus a supervisory position over them. The preceding amend passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Frank Ferree, Mick Fischer, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Jack Yuds, Zach Zopp, Nancy Wild, 13. Noes: None, 0.

Motion by Kay Appenfeldt, seconded by Ken Anderson to amend 2-401 (b) (8 & 9) to strike the word "direct" to read and coordinate preparation of the annual city budget and oversee the city's purchasing policy. The preceding amendment failed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Mick Fischer, Jack Yuds, 4. Noes: Kevin Burnett, Frank Ferree Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Andrew Perkins, Zach Zopp, Nancy Wild, 9.

A motion by Mick Fischer, seconded by Jack Yuds, to amend section 2-127 (b) (1) to read: Action by the common council: The common council will meet with all department heads at a council meeting of the whole to hear and possibly amend each department budget request line item by line item. The preceding amendment passed by the following vote: Ayes: Ken Anderson, Kay Appenfeldt, Kevin Burnett, Mick Fischer, Andrew Perkins, Jack Yuds, Nancy Wild, 7. Noes: Frank Ferree, Jennifer Hiley, Monica Keel, Bobbi Marck, Cris Olson, Zach Zopp, 6.

A motion by Zach Zopp to change section 2-4 to read: "The city council shall approve or delegate the authority to approve the hiring or termination of thereof..." The amendment failed due to a lack of a second.

Motion by Ken Anderson, seconded by Kevin Burnett to approve Ordinance No. 6-2024 with amendments that have been made. The roll call vote was as follows: Ayes: Kay Appenfeldt, Kevin Burnett, Frank Ferree, Monica Keel, Bobbi Marck, Andrew Perkins, Zach Zopp, 7. Noes: Ken Anderson, Mick Fischer, Jennifer Hiley, Cris Olson, Jack Yuds, 5. Abstain: Nancy Wild, 1. The legal opinion is that because the vote required for passage of some of what was presented in the ordinance was a 2/3 vote, and the vote did not meet that threshold, no part of the ordinance passed.

5) Adjourn

Motion by Bobbi Marck, second by Nancy Wild, to adjourn. Motion carried by acclamation.

The mayor adjourned the meeting at 9:22 pm.