

SEPTEMBER 12, 2017

The City of Owen Common Council met in regular session on Tuesday, September 12, 2017 at 7 pm at City Hall. Mayor Charles Milliren presided and City Clerk Terri Ernst served as secretary. Roll call of Alderpersons: Mael, Renderman, Wilczek, Jaffke, Wagner and Martine. A quorum being present, the meeting was called to order. Also present were: Tim Swiggum-CDC, Todd Averill-STP Operator, Erik Stinson-DPW and Andy Schade-Owen Police Chief.

Minutes

A Wilczek/Martine motion and subsequent vote approved the minutes of the 8/22/17 meeting.

Treasure's Report

A Jaffke/Renderman motion and subsequent vote approved the Treasurer Reports for August.

Public Works

A Wilczek/Jaffke motion and subsequent vote approved the public works report presented by Erik Stinson for 8/5/17 to 9/11/17.

4 Year Phosphorus Report

Gary Strand was present to explain the City's 4-year final phosphorus compliance alternatives report. A Mael/Wilczek motion and subsequent vote approved to submit the plan to the DNR.

Signage

A Renderman/Martine motion and subsequent vote approved the public works to install on E. 4th Street, caution signage for children playing.

Police Service Agreement

Village President Everett Lindgren was present to answer any questions regarding the Notice from the Village of Withee that they are rescinding the 2017 Police Service Agreement with Owen PD. Owen is unable to cover the Village as stated in the Agreement with only 1 officer. Everett explained that this is a temporary situation and look forward to possibly contracting with Owen again in the future. A Jaffke/Wagner motion and subsequent vote approved to accept the Notice from the Village of Withee.

Police Report

The two speed signs have been put up on N. Paul Avenue traveling out of Owen and Hwy. X traveling into Withee. A Wagner/Renderman motion and subsequent vote approved the Police Report.

Stranded Policy

Samples were presented of PD Policy for how to handle stranded individuals. Jaffke reported that giving rides to stranded people is a big liability against the City. Chief Schade will contact Lexipol if they could create such a policy. A Wilczek/Martine motion and subsequent vote approved to table the issue.

Public Opinion

Public Present: Kitara Mills, Nicole Shattuck, Travis Rogers-Sentinel & Rural News, Jackie Reinke, Lonnie Kroeplin, Grace Dale, Mark Hanson, Ken Truman Jr., Jason Sensenig, Jane Kroeplin, Everett Lindgren, Gary Strand-Cooper Engineering, Thomas Clark and Cindy Cardinal-OW Enterprise. No public opinion.

Appointment

A Mael/Jaffke motion and subsequent vote approved the Mayoral Appointment of Jonathon Dircks to the Police Discipline Commission. Bernie Shelton was a second option. Wilczek abstained.

PDC Attorney

A Mael/Wagner motion and subsequent vote approved the hiring of Attorney Danielle Cveykus for the Police Discipline Commission Public Hearing scheduled for 9/13/17.

Annual Insurance

A Jaffke/Martine motion and subsequent vote approved the renewal of the City's Liability, Workers Comp. and Property Insurance.

Taxes

A Mael/Jaffke motion and subsequent vote approved to write-off the 2016 Personal Property Tax for Mike's Bar of \$377.92.

Property Sales

A Mael/Renderman motion and subsequent vote approved to send the 5 City Property sales along N. Paul Avenue to the Planning Commission.

Lehnen Street

A Wilczek/Wagner motion and subsequent vote approved the abandonment of Lehnen right of way Parcel #265.0346.000 and to send to the Planning Commission.

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CDC Report

CDC Tim Swiggum reported he will be meeting with the DNR and U.S. Army Corps of Engineers next week. Heartland would like the spur in this year. We are waiting for DNR approval. DRC is now working on the Autumn Fest and haunted house. A Mauel/Jaffke motion and subsequent vote approved the CDC report.

Future Agendas

None.

Disbursements

Question Check 26481. A Wilczek/Wagner motion and subsequent vote approved to pay the disbursements: City Pooled Check #26424-26512. City \$71,005.62; Water \$18,216.02; Sewer \$135,734.28, TIF #3 \$31,837.50, TIF #4 \$65,662.50.

Closed Session

A Martine/Renderman motion and subsequent vote approved to convene into closed session at 8:04 pm. Roll Call vote: Mauel-yes, Renderman-yes, Wilczek-yes, Jaffke-yes, Wagner-yes, Martine-yes.

ITEM (#1) Under WI Statute 19.85 (1) (f) Considering financial, medical, social or personal histories or disciplinary data of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if Discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations:

(1) Discussion of Citizen Complaint.

ITEM (#2) Under WI S. S. 19.85 (1) (c) Consideration of employment, promotion, compensation, or performance evaluation data of public employees over which the governmental body has jurisdiction or exercises responsibility:

(2) Consideration of performance evaluation of Chief of Police.

A Wilczek/Jaffke motion and subsequent vote approved to reconvene into Open Session at 9:37 pm.

Open Session

Item #1: Clerk Ernst announced the actions taken in closed session. Under citizen complaint, Alderman John Mauel will make a public apology at the 9/26/17 Council meeting and will also be suspended from Council meetings and events for 1 month. Upon return, if any inappropriate behavior takes place, may lead to removal from the City Council.

Item #2: Clerk Ernst announced the actions taken in closed session. Under performance evaluation of the Chief of Police, Andrew Schade will be put on 30 day administrative leave for 30 days effective immediately. Immediately after the meeting he must turn in his badge, gun and keys and is not allowed on any City property.

Adjourn

A Mauel/Wilczek motion and subsequent vote approved to adjourn the 9/12/17 open session meeting at 9:41 p.m.

Charles Milliren, Mayor

Terri Ernst, City Clerk/Treasurer

(To be considered for Approval at the 9/26/17 Council Meeting. Published 9/19/17)