

**CITY OF HAYWARD**  
**SAWYER COUNTY, WISCONSIN**  
**REGULAR CITY COUNCIL MEETING**  
Monday, August 8, 2016  
**MINUTES**

The meeting was called to order by Mayor Swinkowski at 6:00 p.m.

**Roll Call:**

Council Present: Mayor Swinkowski, Ald. Gillis, Ald. Johnson, Ald. Kennell, Ald. Kreyer, Ald. Miller, Ald. Munich, Ald. Voight, and Ald. Speros  
Others Present: Attorney Kelsey, Chief Clapero, Clerk Poppe, Foreman Metcalf, Deputy Clerk Metcalf, and Frank Zufall

**Thank you – Wisconsin Army National Guard for Laying Wood Chips on Smith Creek Trail**  
Mayor Swinkowski thanked the Wisconsin Army National Guard for laying wood chips on the Smith Creek Trail.

**A motion was made by Ald. Munich, seconded by Ald. Gillis to approve the following:**

1. **Minutes:** Public Works of 7/11; Finance of 7/11; and Regular Council of 7/11 (abridge / unabridged)
2. **From Public Works of 08/08:**
  - A. Awarding the bid, in the amount of \$103,930.00, to Monarch Paving for the pulverizing and paving of 2<sup>nd</sup> Street, 3<sup>rd</sup> Street and 4<sup>th</sup> Street from Vermont Avenue to Florida Avenue; 2500 feet of Olker Road; and to pave 150 feet of the alley from Vermont Avenue toward Florida Avenue between 2<sup>nd</sup> Street & 3<sup>rd</sup> Street.
  - B. A proclamation, signed by Mayor Swinkowski on July 25<sup>th</sup>, proclaiming the flooding of Smith Creek on July 12, 2016 a disaster; and asking Sawyer County for assistance with the flooding and to advise the State of Wisconsin of the City's emergency conditions.
  - C. The estimate, for an amount not to exceed \$3,500, provided by Paul J Mirr, Ruder Ware LLC, to draft a small cell site ordinance for the City of Hayward.
  - D. The purchase of a used dump truck to replace the 1991 Chevy Kodiak dump truck for an amount not to exceed \$40,000; funds to come from the Public Works Capital Projects fund.
  - E. The quote, for an amount of \$1,800, provided by Fabick Power Systems Inc. to perform a 58 point inspection/test and a two-hour load bank test on three generators. Generators are located at Well 8, the Wastewater Treatment Plant, and a portable generator used at the lift stations.
  - F. Hydro-Klean – the quote to repair the brick, storm sewer manholes was not received in time to be presented to the council; this item will be brought back to the full council once the quote is received from Hydro-Klean.
  - G. A change order to the 2016 CDBG-PF Street & Utility Improvement project contract in the amount of \$38,092.35 for apron endwall, insulation, and seven bag no fly ash adder concrete.
  - H. The pay request (#1) in the amount of \$603,972.92 to Haas Sons Inc for work completed on the 2016 CDBG-PF Street & Utility Improvement project.
  - I. Resolution No. 16-05: Authorizing the installation of curb, gutter and sidewalk and providing for the assessment of the costs, as read by Attorney Kelsey.

**CITY OF HAYWARD**  
**SAWYER COUNTY, WISCONSIN**  
**RESOLUTION No. 16-05**  
**FINAL RESOLUTION AUTHORIZING THE INSTALLATION OF CURB, GUTTER AND**  
**SIDEWALK; AND PROVIDING FOR ASSESSMENT OF COSTS UNDER SECTION 66.0703,**  
**WISCONSIN STATUTES**

**WHEREAS**, the owner of the following described property requested that the City of Hayward provide for the installation of curb, gutter and sidewalk, and all owners signed and filed a petition with the governing body of the City of Hayward, Wisconsin, for waiver of all special assessment hearings and notices pursuant to §66.0703(7)(b). The City of Hayward provides for the assessment of such for the property described as follows: Lots Seven (7) and Eight (8), Block (9), Westside Addition, City of Hayward. Parcel Identification Number: 236-191-09-0700.

**NOW, THEREFORE**, be it resolved by the Common Council of the City of Hayward as follows:

1. Installation of curb, gutter and sidewalk, as requested by the petitioner.
2. The City Public Works Director shall cause the installation of the curb, gutter and sidewalk.
3. The costs of the installation of the curb, gutter, and sidewalk shall be paid one hundred percent (100%) by the petitioning property owner.
4. Upon completion of the work authorized by this Resolution, the City Public Works Director shall file a record of the costs of the construction on, or in front of, each parcel in the Office of the City Clerk.

5. Assessments for all projects included in the report are hereby combined as a single assessment, but any interested property owner may object to each assessment separately, or all assessments jointly for any purposes.
6. When the record of the costs of construction has been filed in the City Clerk's office, the Clerk shall enter the costs of the curb, gutter, and sidewalk installation on the tax roll against the lots or parcels served; and shall notify the owners of the amount of the charges against the premises. The charges shall constitute a lien against the premises served, or to be served, until paid in full. Assessments shall bear interest at the rate of 3.00 percent per annum on the unpaid balance from September 1, 2016 until paid. Assessments may be paid in full or in five (5) annual installments to the City Clerk. The first installment is due on September 1, 2017, and annually thereafter, until paid in full. Installments not paid when due, shall be placed on the next tax roll after the due date for collections. Installments of assessments, if not paid when due and placed on the tax roll, shall be assessed a ten percent (10%) surcharge.
7. The City Clerk shall publish this resolution as a class 1 notice under Ch. 985, Stats., in the assessment district and mail a copy of this resolution and a statement of the final assessment against the benefited property, together with notice of installment payment privileges to every property owner whose name appears on the assessment roll whose post office address is known, or with reasonable diligence can be ascertained.

**3. From Finance of 08/08:**

- A. Denial of the request, submitted by Michael Feola of Ryan Tax Compliance Services LLC, for the City to refund \$4,224.14 in 2015 personal property taxes paid by NEC Financial Services LLC.
  - B. Not taking advantage of the quote for telephone and internet service provided by Five Star Telecom Inc. and staying with CenturyLink for the City's telephone and internet services.
  - C. The payment of City General Fund checks numbered 29836 through 29903; Water & Sewer Fund checks numbered 9586 through 9612; and the July account transfers.
- 4. Operator Licenses – Regular (June 30, 2017):** Ashley R Beatty, Melody R Guibord, Dena C Waquie, Kathleen S Peterson, Michelle L Avila, Douglas C Ruckdaschel, Jill M Buchmann, Brittany L Anderson, and Sarah R Butler
- 5. A Transfer of Agent:** La Cabana Bar & Grill LLC from Rachel Aranda to Carlos A Escobedo
- 6. The Transfer of the Fire Department's Retirement Funds** from Lincoln Benefit Life to Mass Mutual.

**Roll Call Vote:** Ald. Gillis – yes, Ald. Johnson – yes, Ald. Kennell – yes, Ald. Kreyer – yes, Ald. Miller – yes, Ald. Munich – yes, Ald. Voight – yes, Ald. Speros – yes. Motion carried. Ayes (8), Nays (0)

**Public Comments**

No public comments were made.

**Clerk's Report**

Picnic licenses were issued to: Friends of the Weiss Community Library for an antique appraisal event held on July 22<sup>nd</sup>; Hayward Area Chamber of Commerce for a Business After 5 event held on July 28<sup>th</sup>; and Friends of the Weiss Community Library for the Book Night at the Library event to be held on August 10<sup>th</sup>.

**Adjournment**

A motion was made by Ald. Kreyer, seconded by Ald. Voight to adjourn. The meeting was adjourned at 6:10 p.m.

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\*William L Swinkowski, Mayor

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\*Lisa Poppe, City Clerk-Treasurer