

## **CITY COUNCIL MEETING**

**Monday, March 27, 2017**

### **OPEN SESSION**

**City Council Chamber**

**7:00 p.m.**

### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Kincaid called the meeting to order. The following members were present: Council Members Kate Beaton, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, Andrew Werthmann, and Michael Xiong.

### **PUBLIC PRESENTATIONS**

#### **PASSENGER RAIL SERVICE**

1. Presentation regarding the initiation of passenger rail service between West Central Wisconsin and the Twin Cities.

Scott Rogers and Dave Christianson with the Organizing Council / West Central Wisconsin Rail Coalition made a presentation to the Council on the group's work.

#### **HOBBS ICE CENTER**

2. Presentation of the 2016 Hobbs Ice Center Annual Report on operations.

Facility & Program Supervisor Patrick Newkirk gave the report to the Council.

#### **COUNCIL VACANCY**

3. Presentation by applicants for the vacant At-large seat on the City Council.

The resignation of Council Member Larsen in February created a vacant At-large seat on the City Council. The Council advertised for interested parties to submit a letter of application. Thirteen citizens responded and were given the opportunity to make a brief (5 minute) presentation to the Council. Council will vote on the appointment at its Tuesday, March 28 Legislative session.

### **CLOSED SESSION - GRIEVANCE HEARING**

Council President Kincaid announced that upon a motion duly made and seconded, the Council may go into closed session to hear Grievance #2017-200 before the City Council per the City's labor contract with Fire Fighters Local 487, which is permitted in closed session pursuant to s. 19.82 (1) and 19.85 (1) (e) of the Wisconsin State Statutes. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Emmanuelle to "convene into closed session". Said motion passed by unanimous vote.

Those present, in addition to Council, were

- City Manager Dale Peters
- City Attorney Stephen Nick
- City Clerk Donna Austad
- Assistant City Attorney Doug Hoffer
- Fire Chief Chris Bell
- Division Chief Brian Toonen
- Human Resources Dir. Victoria Seltun
- Local 487 President Karl Johnson
- Local 487 Vice President Tom Wallin
- Local 487 Working Relations Committee Member Tim McCaughey

The grievance dealt with administration's right to manage interruptions of the work day by requiring employees to schedule leave time so it will not interrupt the work day.

Seltun outlined the grievance hearing process. The Union would present their case; then Management would present their case. This would be followed by rebuttals, closing statements, and Council deliberations.

Local 487 President Johnson presented for the Fire Fighters Union. Assistant City Attorney Doug Hoffer and Chief Bell presented for the Fire Department Management. Following presentations by both sides, questions by the City Council and closing statements from both sides, the Director of Human Resources, representatives of the Fire Fighters Local and Fire Department Management left the Council Chamber. The Council deliberated the evidence presented.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Emmanuelle "to grant Fire Fighters Local 487 Grievance No. 2014 – 200, based on information received and considered at this hearing". Said motion failed on the following vote: Aye: Council Members Emmanuelle and Werthmann. Nay: Council Members Beaton, Kincaid, Klinkhammer, Mitchell, Strobel, Tewalt, Von Haden and Xiong. City Attorney Nick indicated that the determination will be delivered to both parties in written form within ten days.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel "that the Council return to open session". Said motion passed by unanimous voice vote.

### **ADJOURNMENT**

A motion was offered by Council Member Beaton and seconded by Council Member Werthmann "that this meeting does now adjourn." Said motion passed without objection.

Adjournment: March 27, 2017

Time: 11:42 p.m.

/s/ Kerry J. S. Kincaid, President

ATTEST:

/s/ Donna A. Austad, City Clerk