

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, April 14, 2015

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Monica Lewis, Kathy Mitchell, David Strobel, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Members David Duax and Eric Larsen.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, April 14, 2015:

- Approving Minutes of Regular Meeting of March 24, 2015.
- Granting new bartender licenses.
- Granting a Temporary Class B Fermented Malt Beverage license to Chippewa Valley Roller Girls, LTD, Kimm Schroeder, president, at 3456 Craig Road, for Chippewa Valley Roller Girls – Home Bout on April 18, 2015.
- Granting a Temporary Class B Fermented Malt Beverage license to Kiwanis Club of Eau Claire, Chris Brooke, President, on May 11, 2015, at Volume One, 205 N. Dewey St., for Chamber of Commerce Business After Hours.
- Granting a Temporary Class B Fermented Malt Beverage license to St. Olaf Parish, Father Felix Tigoy, Pastor, on May 16 & 17, 2015, at 3220 Monroe St., for St. Olaf Fun Fest.
- Granting a Class B Fermented Malt Beverage and Class C Wine license to Classic Garage, LLC, d/b/a The Classic Garage, 2111 Third Street, Alex Karrer, agent.
- Granting a Combination Class A Intoxicating Liquor and Fermented Malt Beverage license to Wisconsin CVS Pharmacy, LLC, d/b/a CVS/Pharmacy #10550, 2200 Brackett Avenue, Gregg Barker, agent.
- Granting a Secondhand Article Dealer license to The Attic Furniture and Home Goods, LLC, d/b/a The Attic Furniture & Home Goods at 2015 Fairfax Street.
- Authorizing National MS Society Wisconsin Chapter to conduct the MS Walk on Saturday, April 25, 2015 at Memorial High School and along city trails and sidewalks.
- Authorizing Sherwin Williams Paint Company to conduct the Sherwin Williams Pro-Show on Tuesday, April 28, 2015 at Phoenix Park.
- Authorizing March of Dimes to conduct the March for Babies on Saturday, May 2, 2015 in Owen Park and along city trails and sidewalks.
- Authorizing United Cerebral Palsy of West Central Wisconsin to conduct the UCP Walk in the Park on May 8-9, 2015 in Carson Park and along city trails.
- Authorizing Water Street Merchants to conduct the Doll & Pet Parade on May 9, 2015 along Water Street.

- Authorizing Regis Catholic Schools to conduct the Walk for Virtues on Friday, May 15, 2015 at the Eau Claire Soccer Park and along city streets and sidewalks.
- Authorizing Eau Claire County Humane Association to conduct the Fido and Friends Fun Run/Walk on Saturday, May 16, 2015 at Carson Park and along city trails.
- Authorizing Cystic Fibrosis Foundation to conduct the Great Strides of Eau Claire on Saturday, May 16, 2015 at Carson Park and along city trails and sidewalks.
- Authorizing Eau Claire Sports Commission to conduct the Color Run on Sunday, May 17, 2015 in Carson Park and along city trails and sidewalks.
- Authorizing DECI to conduct First Friday Events on the first Friday of each month beginning May 1 – October 2, 2015 in Downtown Eau Claire.
- Receiving a petition, and directing the City Engineer to prepare a report, for improvements to the alley north of Maple Street, from 9th Street to 11th Street.
- Approving the bid and proposal for Procurement No. 2015-21, City Wide CDBG Alley Improvements.
- Approving the bid and proposal for Procurement No. 2015-24, Furnish and Install Equipment in Six Police Dept. Vehicles.

Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Klinkhammer “to adopt the consent resolution”. Said motion passed by unanimous vote.

SPECIAL EVENTS

The Council considered a resolution authorizing Diamond School of Dance to conduct the Sophia Hope Run/Walk on Saturday, April 25, 2015 at Carson Park and along city trails and sidewalks. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing St. Mark’s Evangelical Lutheran Church to conduct the Koine Concert on Wednesday, June 24, 2015 at Phoenix Park. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Mitchell “to adopt the resolution”. Said motion passed by unanimous vote.

BUDGET AMENDMENTS

The Council considered a resolution authorizing the 2014 fourth quarter budget adjustments and carryovers, the 2015 first quarter budget adjustments, the Capital Improvement (CIP) carryovers and the CIP re-appropriations. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Emmanuelle “to adopt the resolution”.

Council Member Larsen arrived in Council Chamber.

Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Strobel “to divide the question to allow a separate vote on the \$25,000 Capital Improvement Plan Re-appropriation from Land, Building & Equipment – Lakeview / Forest Hill Columbia (2012) to the Economic Development’s operating fund to fund a loan to REACH, Inc. for the repayment of a Community Development Block Grant loan”. Said motion to divide the question passed by

following vote: Aye: Council Members Larsen, Lewis, Mitchell, Strobel, Von Haden, Werthmann and Xiong. Nay: Council Members Emmanuelle, Kincaid and Klinkhammer.

The Council then voted on the remainder of the budget adjustments, carryovers and re-appropriations. Said resolution was approved by unanimous vote. The Council discussed the re-appropriation which was separated. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Klinkhammer “to defer consideration of the separated re-appropriation until after Council has considered Items 18 and 19 regarding the loan to REACH, Inc.” Said motion to defer consideration passed on the following vote: Aye: Council Members Klinkhammer, Lewis, Mitchell, Strobel, Von Haden, Werthmann and Xiong. Nay: Council Members Emmanuelle, Kincaid, and Larsen.

The City Council considered a resolution authorizing the write-off of uncollectible accounts receivable and delinquent personal property taxes. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by unanimous vote.

REACH LOAN

The Council considered a resolution approving a Forgivable Loan Agreement and Promissory Note with REACH, Inc. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion failed on the following vote: Aye: Council Members Emmanuelle, Klinkhammer, Mitchell and Werthmann. Nay: Council Members Kincaid, Larsen, Lewis, Strobel, Von Haden and Xiong.

The Council considered a resolution approving a request from REACH, Inc., to forgive a \$25,000 Community Development Block Grant loan. The Council had postponed consideration of this item at its March 10 meeting. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

Because the Council approved the resolution forgiving the loan, the tabled motion regarding the \$25,000 Capital Improvement Plan Re-appropriation from Land, Building & Equipment – Lakeview / Forest Hill Columbia (2012) to the Economic Development’s operating fund to fund a loan to REACH, Inc. for the repayment of a Community Development Block Grant loan became a moot point and no action was taken.

TRANSPORTATION PLANNING PROGRAM

The Council considered a resolution approving the 2015 5304 Planning Program Contract with the Wisconsin Department of Transportation to fund a site feasibility study for possible locations of a new transit facility / transfer center. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

WESTRIDGE VILLAGE

The Council considered a resolution approving the final condo plat for Westridge Village Marketplace Condominium 2nd Addition located on the south side of Stonewood Drive, east of Mill Run Road as shown on Planning File P-4-07. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City Manager to enter into a development agreement with SW Properties and Investments, LLC for Westridge Village Marketplace Condominium 2nd Addition Street and Utility Extension. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

ASPEN MEADOWS PHASE II & III

The Council considered a resolution approving the final plat for Aspen Meadows II located north of County Line Road and west of Jeffers Road as shown on Planning File P-2-13. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City Manager to enter into a development agreement with C&M Properties and Construction for Aspen Meadows Phase III Street and Utility Improvements within plat of Aspen Meadows II. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Lewis, Mitchell, Strobel, Von Haden and Xiong. Nay: Council Member Werthmann.

The Council considered a resolution indicating the location of required sidewalk construction within Aspen Meadows II. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Lewis, Mitchell, Strobel, Von Haden and Xiong. Nay: Council Member Werthmann.

JEFFERS ROAD TOWNHOMES - PLAT AMENDMENT

The Council considered a resolution amending the final plat for Jeffers Road Townhomes to change the street name of Kayla Court to Green Park Drive, from Shorewood Drive to Jeffers Road. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

CERTIFIED SURVEY MAP

The Council considered a resolution approving a Certified Survey Map with right-of-way dedication for Fortune Drive and CTH “T” in Gateway Business Park as shown on Planning File

CSM-3-15. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

DNR GRANT – HALF MOON LAKE

The Council considered a resolution authorizing the acceptance of a Wisconsin Department of Natural Resources Aquatic Invasive Species Grant for funding of Half Moon Lake Herbicide Treatments and Research in 2016, 2017, 2018 and 2019. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by unanimous vote.

ANNEXATION

The Council considered an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 15th Assessment Ward, 2nd Aldermanic District, that part of the SE ¼-SW ¼ of Section 26-27-9, Town of Washington, Eau Claire County, as shown on Planning Drawing No. 15-2A (McCallum Petition, 4312 E. Hamilton Avenue). Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Strobel “to adopt the ordinance”. Said motion passed by unanimous vote.

The Council considered an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 15th Assessment Ward, 2nd Aldermanic District, that part of the NE ¼ - SW ¼, SE ¼ - SW ¼, SW ¼ - SW ¼, and NW ¼ - SW ¼ of Section 26-27-9, Town of Washington, Eau Claire County, as shown on Planning Drawing No. 15-3A (Wiggins Petition, south of Harless Road, east of Drier Road). Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Mitchell “to adopt the ordinance”. Said motion passed by unanimous vote.

CODE UPDATE

The Council considered a Charter Ordinance amending Chapter 2.76 of the Code of Ordinances of the City of Eau Claire entitled “Employees’ Retirement System”. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Von Haden “to adopt the ordinance”. Said motion passed by unanimous vote.

PARKING

The Council had first reading on an ordinance amending Table VIII of the City Code of Ordinances entitled “Parking Prohibited” by adding:

- Preston Road, east side from 50 feet south of Truax Boulevard to 300 feet south of Campus Road.
- Preston Road, west side from 50 feet south of Truax Boulevard to Campus Road.
- Campus Road, south side from 700 feet east of Losan Avenue to Preston Road.

ADJOURNMENT

A motion was offered by Council Member Klinkhammer and seconded by Council Member Lewis “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: April 14, 2015

Time: 6:04 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk