

## MINUTES

### EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, June 23, 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, Tim Tewalt, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Members Eric Larsen and David Strobel.

#### CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, June 23, 2015:

- Approving Minutes of Regular Meeting of June 9, 2015.
- Granting new bartender licenses.
- Granting the renewal of bartender licenses for the 2015-2017 licensing period.
- Granting the renewal of the following licenses for the 2015-2016 licensing period:
  - Combination Class B Intoxicating Liquor and Fermented Malt Beverage licenses.
  - Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage licenses.
  - Class B Fermented Malt Beverage licenses.
  - Class C Wine licenses.
  - Combination Class A Intoxicating Liquor and Fermented Malt Beverage licenses.
- Granting Change of Agent for the Class A Fermented Malt Beverage licenses of Cenergy, LLC at the following locations:
  - Mega Holiday #3717, 1731 Bracket Avenue from Anthony R. Romanowski to Christina M. Meckley.
  - Mega Holiday #3719, 2940 N. Clairemont Avenue from Daniel L. Johnson to Anthony R. Romanowski.
- Granting Class A Liquor licenses to Kwik Trip, Inc. for the following locations:
  - Kwik Trip #390, 2327 N. Clairemont Avenue, Kristin M. Holstein, agent
  - Kwik Trip #398, 2134 Brackett Avenue, Kimberly K. Schweiger, agent
  - Kwik Trip #459, 2232 Otter Road, Jennifer J. Engaldo, agent
  - Kwik Trip #633, 2715 Golf Road, Ronald M. Kind, agent
  - Kwik Trip #813, 3360 Birch Street, Ricki L. Braun, agent
- Granting a Class A Fermented Malt Beverage license to River Country Co-op, d/b/a River Country Co-op - Clairemont, 807 W. Clairemont Avenue, Doug Richardson, agent.
- Granting a Class A Fermented Malt Beverage license to Shopko Stores Operating Co., LLC, d/b/a Shopko, 955 W. Clairemont Avenue, Tom Henderson, agent.
- Granting a Class B Cabaret license for Coffee Grounds, Inc. d/b/a The Coffee Grounds, 4212 Southtowne Drive, Eric Nelson, agent.

- Granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Paul Bunyan Logging Camp of Eau Claire Inc., Gordy Wall, president, on August 6–9, 2015, at 1110 Carson Park Drive, for U.S. Open Chainsaw Sculpture Championship.
- Granting a Temporary Class B Fermented Malt Beverage to St. James The Greater Catholic Church, Father Thomas Krieg, on August 8-9, 2015, at 2502 11<sup>th</sup> Street, for St. James Summer Fest & Car Show Celebration 2015.
- Granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to UW - Eau Claire Alumni Association, Michael Strubel, president, on October 10, 2015, at Carson Park, within the fenced area surrounding Pine Pavilion, for UW – Eau Claire Homecoming.
- Authorizing the following repeat special events:
  - Eau Claire Fastpitch to conduct the Eau Claire Fastpitch Classic on June 26-28, 2015 at Carson Park and Bollinger Fields.
  - Riverfest Indianhead Model Railroad Club to conduct the Steaming by the Water on Sunday, July 12, 2015 at Phoenix Park.
  - Downtown Eau Claire, Inc. to conduct Summer Fest and Family Night in the Park on Saturday, August 1, 2015 in downtown Eau Claire and at Phoenix Park.
  - Eau Claire County-UW Extension to conduct the Chippewa Valley Sustainable Future Festival on Saturday, September 12, 2015 at the Forest Street Community Gardens.
  - UW-Eau Claire to conduct the UW Eau Claire Homecoming Parade and Event on Saturday, October 10, 2015 at Carson Park and along city streets.
- Disallowing the claim of Kirk Peterson for bodily injury arising out of a November 2, 2014, trip and fall incident on Galloway Street.
- Approving the bid and proposal for:
  - Procurement No. 2015-39, City Wide Street & Utility Reconstruction.
  - Procurement No. 2015-42, Purchase of One Compact Ramp Sweeper.

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

### **PROCLAMATION**

Council President Kincaid, on behalf of the entire City Council, proclaimed July as Parks and Recreation Month in the City of Eau Claire.

### **LICENSING**

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Eau Claire Chamber Educational Foundation, Mark Faanes, President, for the Business at the Airport event at Hawthorne Aviation Hanger, 3800 Starr Avenue on August 6, 2015. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage to Longform LLC, d/b/a Oxbow Hotel, 516 Galloway Street, Ben Richgruber, agent. 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.

### **APPOINTMENTS**

The City Council considered a resolution appointing Council Members to various Boards, Committees and Commissions. There were vacancies on the Putnam Parks Commission and the Utility Appeals Board. By unanimous consent, Council agreed to insert the name of Council Member Tewalt to fill both vacancies. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Lewis “to adopt the resolution”. Said motion passed by unanimous vote.

Council Member Larsen arrived in the Council Chamber.

### **INITIAL RESOLUTIONS - PROMISSORY NOTES**

The City Council considered an Initial Resolution authorizing not to exceed \$4,555,000 aggregate principal amount of General Obligation Promissory Notes of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered an Initial Resolution authorizing not to exceed \$11,960,000 aggregate principal amount of Taxable General Obligation Promissory Notes of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

### **AGREEMENT**

The Council considered a resolution authorizing a revised Tourism Promotion and Development Agreement with the Eau Claire Area Convention and Visitors Bureau. Council Members discussed the agreement. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Lewis “to adopt the resolution”. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Lewis “to amend the agreement, specifically Section 4, Allocation of Funding, so that at such time as the State Theater ceases to be a performing center, the funding listed in paragraph 4-b-1 ‘Regional Arts Council (7.9%)’ be re-allocated to items listed in paragraph 4-c”. Said motion to amend failed by the following vote: Aye: Council Members Lewis and Von Haden. Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Tewalt, Werthmann, and Xiong. Discussion of the agreement continued. The Council then voted on the original motion to adopt the resolution and approve the agreement. Said motion was adopted by unanimous vote.

### **PARKING**

The Council considered an ordinance amending Table VIII of the City Code of Ordinances, entitled "Parking Prohibited," by adding Short Street, south side, from the Chippewa River Bridge to the east 90 feet. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Werthmann "to adopt the ordinance". Said motion passed by unanimous vote.

### **ROOM TAX**

The City Council had first reading on an ordinance amending Chapter 3.20 of the City Code of Ordinances, entitled "Room Tax". Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle "to suspend the rules which interfere with the immediate consideration of said ordinance". Said motion to suspend the rules was adopted by unanimous voice vote. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Werthmann "to adopt the ordinance". Said motion passed by unanimous vote.

### **ADJOURNMENT**

A motion was offered by Council Member Xiong and seconded by Council Member Mitchell "that this meeting does now adjourn." Said motion passed by unanimous voice vote.

Adjournment: June 23, 2015

Time: 5:54 p.m.

ATTEST:

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Kerry J. S. Kincaid, President

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Donna A. Austad, City Clerk