

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, November 10, 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, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden, Andrew Werthmann, and Michael Xiong.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, November 10, 2015:

- Adopting the Consent Agenda.
- Approving Minutes of Regular Meeting of October 27, 2015.
- Granting new bartender license.
- Authorizing the Mehara Shrine Club to conduct the Mehara Shrine Circus on Tuesday and Wednesday, June 14-15, 2016 at Carson Park Baseball Stadium.
- Authorizing LE Phillips Senior Center to conduct the Water Street Mile/5K on Saturday, July 9, 2016 along Water Street and city trails and sidewalks.
- Authorizing Center Ice Club Foundation to conduct the Hops for Hockey Beerfest on Saturday, September 10, 2016 at Hobbs Ice Center.
- Granting petition and waiver for installation of storm sewer and paving on the alley south of Chippewa Street, from Eighth Avenue to 320 feet west of Eighth Avenue.
- Approving the bid and proposal for Procurement No. 2015-56, Water Treatment Plant New Production Wells.

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, read a proclamation declaring November 30 as Methamphetamine Awareness Day as part of the effort to increase awareness about devastating impact that meth has on individuals, families and the community.

AGREEMENT

The Council considered a resolution approving the renewal of the Municipal Animal Control Agreement with the Eau Claire County Humane Association, Inc. for 2016-2017. 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.

BUDGET ADJUSTMENTS

The City Council considered a resolution authorizing appropriation adjustments to the 2015 Program of Services for grants, donations, and budget adjustments. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Werthmann “to adopt the resolution”. 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 proposal to re-appropriate funds from several projects to the Jeffers Road Park Project and re-funding those projects in 2016”. Said motion to divide failed on the following vote: Aye: Council Members Lewis, Strobel, Tewalt and Von Haden. Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Werthmann and Xiong. Discussion continued on the motion to adopt the resolution. The Council then voted on the original motion. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Von Haden, Werthmann, and Xiong. Nay: Council Member Lewis.

PROPERTY TRANSACTION

The Council considered a resolution declaring a portion of Archery Park, located on Hastings Way and Fairway Street, excess land and authorizing the sale to the adjoining property owner. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

COMMUNITY ARTS FACILITY

The Council considered a resolution approving a Development Agreement for the Community Arts Facility between the City, Haymarket Concepts, L.L.C. and Eau Claire Confluence Arts, Inc. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Larsen “to adopt the resolution”. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Von Haden “to amend Section 2.9, paragraph (c) of the Development Agreement to read “The City agrees will consider granting the Developer and Owner a permanent license to encroach upon.....”. After discussion, the motion to amend was withdrawn by the mover and the seconder. Council continued their discussion on the original motion to adopt the resolution. Council then voted on the motion to adopt the resolution approving the Development Agreement. Said motion passed by unanimous vote.

SPECIAL EVENTS APPLICATION PROCESS

The City Council considered an ordinance amending Chapter 9.59 entitled “Special Events,” Chapter 9.76 entitled “Parks – Public Grounds,” Chapter 9.24 entitled “Boating Regulations,” Chapter 9.32 entitled “Fireworks and Firearms,” and create Section 5.28.033 entitled “Temporary Class “B” License Issuance” of the City Code of Ordinances as they relate to the special events approval process. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

2016 BUDGET RESOLUTIONS & ORDINANCES

The Council considered resolutions adopting the following proposed budgets and appropriations for the fiscal year ending December 31, 2016:

- a. General Fund.
- b. L. E. Phillips Memorial Public Library.
- c. City - County Health Department.

Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the resolution approving the General Fund budget”. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Werthmann “to adopt the resolution approving the L. E. Phillips Memorial Public Library budget”. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the resolution approving the City – County Health Department”. Said motion passed by unanimous vote.

The Council considered a resolution adopting the following proposed budgets for various agencies and utilities for the fiscal year ending December 31, 2016:

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| a. Economic Development | k. Water Utility |
| b. Community Enhancement | l. Sewer Utility |
| c. Downtown Fund | m. Storm Water Management |
| d. Cemetery Maintenance | n. Parking Utility |
| e. Hazardous Materials Response | o. Public Transit |
| f. Landfill Remediation | p. Hobbs Ice Center |
| g. Debt Service – General Fund | q. Outdoor Pool |
| h. Debt service – TID #5
(Gateway Northwest Bus. Park) | r. Risk Management |
| i. Debt Service – TID #6
(Northeast Industrial Area) | s. Central Equipment |
| j. Debt Service – TID #7
(Soo Line Development Area) | t. Redevelopment Authority |

Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Lewis “to adopt the resolution”. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann “to amend the resolution by increasing the 2016 budget for Economic Development by \$3,900 for administrative costs associated with the Market Match program with the source of funds being the Economic Development Fund Balance, and authorizing city staff to incorporate the changes in the 2016 Operating budget”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Tewalt, Von Haden, Werthmann and Xiong Nay: Council Members Lewis and Strobel.

Council President Kincaid passed the gavel to Vice President Mitchell.

Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Larsen “to amend the resolution by increasing the Economic Development Fund support for the Chippewa Valley Innovation Center (CVIC), by \$2,000 to \$14,100 and to decrease Economic Development Fund support for the Eau Claire Area Development Corporation by \$2,000 to \$88,000, and authorizing city staff to incorporate the changes in the 2016 Operating budget”. Said motion passed by unanimous vote.

Vice President Mitchell returned the gavel to Council President Kincaid.

The Council then voted on the original motion adopting the proposed budgets for various agencies and utilities as amended. Said motion passed by unanimous vote.

Council Member Larsen left the Council Chamber.

SPECIAL ASSESSMENTS

The City Council considered a resolution levying special assessment charges and extending annual installments of 2015 special assessments. 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.

Council Member Larsen returned to the Council Chamber.

CAPITAL IMPROVEMENT PLAN

The City Council considered a resolution appropriating funding for the 2016 capital projects identified in the 2016 – 2020 Capital Improvement Plan for the City of Eau Claire. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden “to adopt the resolution”. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Tewalt “to amend the resolution to change the Parks & Recreation budget to reflect Council’s earlier action regarding the 2015 transfer of \$150,000 to the Jeffers Road Park Project and the 2016 transfer back to:

Riverview Park	\$62,500
Ferry Street Park	15,000
Rod and Gun Park Maintenance	34,000
Owen Park Well	26,000
Playground Equipment	<u>12,500</u>
	\$150,000”.

Said motion to amend passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Lewis, Strobel, Tewalt, Von Haden, Werthmann and Xiong. Nay: Council Member Mitchell. The Council then voted on the original motion. Said motion passed by unanimous vote.

ISSUANCE OF BONDS AND OFFICIAL INTENT

The City Council considered a resolution authorizing the issuance of bonds and authorizing an officer to declare official intent for federal income tax purposes. 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.

BUSINESS IMPROVEMENT DISTRICT BUDGETS

The Council considered a resolution approving the 2016 Budgets for the Business Improvement Districts within the City and authorization to levy special assessments on the businesses within:

- a. South Barstow Business Improvement District
- b. West Grand Avenue Business Improvement District
- c. Water Street Business Improvement District
- d. N. Barstow/Medical Business Improvement District.

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.

FEES AND LICENSES

The Council considered a resolution amending the City of Eau Claire Schedule of Fees and Licenses, effective January 1, 2016. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Von Haden, Werthmann and Xiong. Nay: Council Member Lewis.

WATER RATES

The City Council considered a resolution authorizing an application to the Wisconsin Public Service Commission for a Water Utility rate increase. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Von Haden, Werthmann and Xiong. Nay: Council Member Lewis.

SEWERAGE SERVICE CHARGE

The Council considered an ordinance amending Chapter 15.04 of the City Code of Ordinances entitled “Sewerage Service Charge” to increase the sewer user charges as proposed in the 2016 Operating Budget. 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.

PAY PLAN AND EMPLOYEE BENEFITS AND LEAVES PLAN

The City Council considered an ordinance amending the Pay Plan for the City of Eau Claire. 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.

The Council considered an ordinance amending the City of Eau Claire Employee Benefits and Leaves Plan. 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.

ADJOURNMENT

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

Adjournment: November 10, 2015

Time: 6:32 p.m.

ATTEST:

Kerry J. S. Kincaid, President

Donna A. Austad, City Clerk