

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING**

**Tuesday, July 12, 2016**

**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 Kate Beaton, Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Eric Larsen, 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, July 12, 2016:

- Adopting the Consent Agenda.
- Approving Minutes of Regular Meeting of June 28, 2016
- Granting new bartender licenses.
- Granting the renewal of bartender licenses

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

#### **FINANCIAL ASSISTANCE – WATER SERVICE LINE REPLACEMENT**

The City Council considered a resolution appointing an authorized representative to file applications for financial assistance from the State of Wisconsin Environmental Improvement Fund to help property owners replace their lead service lines. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

#### **BONDS AND NOTES**

The City Council considered eight initial resolutions relating to the proposed issuance of General Obligation Bonds and Promissory Notes for various city projects.

Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Larsen to adopt the Initial Resolution authorizing not to exceed \$8,135,000 aggregate principal amount of General Obligation Bonds for streets and street improvement projects. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle to adopt the Initial Resolution authorizing not to exceed \$1,015,000 aggregate principal amount of General Obligation Bonds for bridge improvement projects. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt to adopt the Initial Resolution authorizing not to exceed \$1,625,000 aggregate principal amount of General Obligation Bonds for financing the acquisition, construction, improvement, repair and replacement of fire stations and pumper trucks. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel to adopt the Initial Resolution authorizing not to exceed \$810,000 aggregate principal amount of General Obligation Bonds for storm water projects and water projects. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Werthmann to adopt the Initial Resolution authorizing not to exceed \$2,535,000 aggregate principal amount of General Obligation Bonds for water system projects. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Larsen to adopt the Initial Resolution authorizing not to exceed \$7,660,000 aggregate principal amount of General Obligation Promissory Notes for TID #8 and TID #10 contributions to the Community Arts Center, construction of the fourth level of a new parking ramp, and repairs to the Gibson Street parking ramp. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle to adopt the Initial Resolution authorizing not to exceed \$2,875,000 aggregate principal amount of General Obligation Promissory Notes for street improvements and City Hall repairs. Said motion passed by unanimous vote.

Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt to adopt the Initial Resolution authorizing not to exceed \$2,135,000 aggregate principal amount of General Obligation Refunding Bonds for refinancing General Obligation Corporate Purpose Bonds Series 2006. Said motion passed by unanimous vote.

### **CAPITAL IMPROVEMENT PLAN**

The Council considered a resolution approving the 2017-2021 Capital Improvement Plan for the City of Eau Claire. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by unanimous vote.

### **SHORT STREET PROJECT**

The City Council considered a resolution authorizing a relocation order for the acquisition of land for the Short Street Reconstruction project for a public street project. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

## **SIDEWALK REPAIRS**

The City Council considered a resolution ordering the repair of sidewalk and curb and gutter at 75 locations beginning with 1020 Keith Street, Parcel No. 13-1062. Thereupon a motion was offered by Council Member Xiong and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

## **NORTH BARSTOW PARKING RAMP - FEES**

The Council considered a resolution amending the City Schedule of Fees and Licenses, by adding charges for the North Barstow Parking Ramp. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Werthmann “to amend the resolution as follows: ‘the first 3 hours shall be free / deferred with hour 4 being \$2.00 and an hourly rate of \$0.50 per hour after that’.” Said motion to amend failed by following vote: Aye: Council Members Beaton, Larsen, Tewalt and Werthmann. Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, Mitchell, Strobel, Von Haden and Xiong. The Council then voted on the original motion to approve the parking ramp fees. Said motion to adopt the resolution passed by unanimous vote.

## **NORTH BARSTOW PARKING RAMP – JAMF AGREEMENT**

The Council considered a resolution approving a parking agreement between the City and JAMF Software, LLC., for the use of available parking stalls in the City’s North Barstow Parking Ramp. 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.

## **BOARD, COMMITTEE AND COMMISSION STRUCTURE**

The City Council considered a resolution discontinuing the Affirmative Action Committee. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Von Haden and Xiong. Nay: Council Member Werthmann.

The Council considered a resolution discontinuing the Economic Policy Advisory Committee. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution discontinuing the Fiscal Policy Advisory Committee. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by following vote: Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Werthmann, and Xiong. Nay: Council Members Strobel, Tewalt and Von Haden.

The Council considered a resolution authorizing the future appointment of a City resident rather than a City Council Member to the Seven Mile Creek Landfill Standing Committee. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution discontinuing the appointment of a Council member to the Chippewa Valley Sports Commission. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

### **SKY PARK PROTECTIVE COVENANTS**

The City Council considered an ordinance amending the Sky Park Protective Covenants and General Development Plan provisions pertaining to building sprinkler systems for fire protection as shown on Planning File Z-1580-16. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Tewalt “to adopt the ordinance”. Said motion passed by following vote: Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Tewalt, Werthmann and Xiong. Nay: Council Member Von Haden.

Council Member Tewalt left the Council Chamber.

### **CONSERVATION SUBDIVISIONS**

The Council considered an ordinance amending the City Subdivision code for “conservation subdivision” within the extraterritorial plat approval jurisdiction to be consistent with the recent amendment to the Towns agreements. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to adopt the ordinance”. Said motion passed by unanimous vote.

Council Member Tewalt returned to the Council Chamber.

### **CHARTER ORDINANCE – COUNCIL SALARIES**

The Council considered a Charter Ordinance amending Section 2.04.010 of the City Code of Ordinances, entitled “Reorganization -- Aldermanic districts -- Council salaries”, specifically paragraph B regarding City Council salaries. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Larsen “to adopt the Charter Ordinance”. Said motion failed to receive the required nine affirmative votes, a three-quarters vote of the eleven elected members of the governing body, and failed on the following vote: Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Werthmann and Xiong. Nay: Council Members Strobel, Tewalt, and Von Haden.

## **FIREARMS RESTRICTIONS**

The City Council had first reading on an ordinance amending Section 9.32.40 of the City Code of Ordinances entitled "Firearms Restricted in Certain Buildings".

## **ADJOURNMENT**

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

Adjournment: July 12, 2016

Time: 6:39 p.m.

ATTEST:

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Kerry J. S. Kincaid, President

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Donna A. Austad, City Clerk