

## **MINUTES**

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

**Tuesday, December 12, 2017**

**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, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden and Terry Weld.

Council Members absent: Kate Beaton, 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, December 12, 2017:

- Adopting the Consent Agenda.
- Approving the Minutes of the November 28, 2017 Council Legislative Session.
- Granting new bartender licenses.
- Granting the renewal of Secondhand Article Dealer licenses for the 2018 licensing year.
- Granting a new Secondhand Article Dealer license for the 2018 licensing year.
- Authorizing the University of Wisconsin-Eau Claire to conduct the Shamrock Shuffle on Saturday, March 10, 2018, along City trails and sidewalks.
- Approving the renewal of the Municipal Animal Control Agreement with the Eau Claire County Humane Association, Inc. for 2018-2019.
- Approving Procurement No. 2018-04, Purchase of Four Plow Trucks.
- Approving Procurement No. 2017-65, RFP for Design Services for Dewey Street Bridge Over the Eau Claire River.
- Appointing persons to serve as election officials for the 2018-2019 election cycle.

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

#### **LICENSING**

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Chippewa Valley Home Builders Association, Jon Schwieters, president, February 23-25, 2018, at the Eau Claire Indoor Sports Center, 3456 Craig Road, for a Home & Garden Show. Thereupon a motion was offered by Council Member Weld and seconded by Council Member Klinkhammer “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution granting a Reserve Combination “Class B” Intoxicating Liquor & Fermented Malt Beverage license to Shanghai Bistro LLC, d/b/a Shanghai Bistro, 2930 Craig Road, Fei Fei Poon, agent. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Mitchell “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 license and a Class B Cabaret license to Ivory Piano Bar Inc., d/b/a Ivory Piano Bar, 2526 Golf Road, Jessica Schoettle, agent. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Emmanuelle “to adopt the resolution.” Said motion passed by the following vote:

Aye: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, David Strobel, Tim Tewalt, Bob Von Haden and Terry Weld.

Nay: Council Member Kathy Mitchell.

### **HEALTH INSURANCE**

The City Council considered a substitute resolution extending the current health insurance plan with Group Health Cooperative of Eau Claire for one year. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Weld “to adopt the resolution.” Said motion passed by unanimous vote.

### **PROPERTY TRANSACTIONS**

The City Council considered a resolution declaring the property at 2300 1<sup>st</sup> Street, Parcel #09-0187, excess land and authorizing the sale to the Redevelopment Authority. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Mitchell “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the purchase of a section of property along Hewitt Street, accepting the conveyance of a temporary easement and granting the conveyance of a permanent easement (Parcel 14-0817). Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Tewalt “to adopt the resolution.” Said motion passed by the following vote. Aye: Council Members Kerry Kincaid, David Klinkhammer, Kathy Mitchell, David Strobel, Tim Tewalt, Bob Von Haden and Terry Weld.  
Absent: Council Member Catherine Emmanuelle.

### **APPOINTMENTS**

The City Council considered a resolution approving appointments and reappointments to various Boards, Committees and Commissions. 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.

## **GRANTS**

The City Council considered a resolution allowing for the application process for the 2018 5307 Federal Mass Urban Transit Operating Assistance and the 5339 Capital Assistance grants with the Federal Transit Administration. Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Weld “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a substitute resolution allowing for the application process for the 2018 85.20 Transportation Operating Assistance grant with the State of Wisconsin Department of Transportation. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the resolution.” Said motion passed by unanimous vote.

## **AGREEMENTS**

The City Council considered a resolution authorizing the City Manager to execute the 2018 Federal Transit Administration Section 5307 Supplemental Agreement between the City of Eau Claire and the City of Chippewa Falls. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the Memorandum of Understanding between the City of Eau Claire and the Eau Claire Figure Skating Club. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Mitchell “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the Addendum to the Lease Agreement between the City of Eau Claire and OutdoorMore, Inc., in regards to certain property in Pinehurst Park. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Emmanuelle “to adopt the resolution.” Said motion passed by unanimous vote.

## **CONDOMINIUM PLAT**

The City Council considered a resolution approving the first addendum to the final condominium plat of 222 Water Street Condominiums (File P-5-17 Amd #1). Thereupon a motion was offered by Council Member Tewalt and seconded by Council Member Weld “to adopt the resolution.” Said motion passed by unanimous vote.

## **CREEK RIDGE II**

The City Council considered a resolution approving the final plat for Creek Ridge II located off the west end of Creek Ridge Drive (File P-5-16 Phase II). Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the City Manager to enter into a Development Agreement with Kent Homes, Inc. for street and utility improvements within the Plat of Creek Ridge II. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution.” Said motion passed by unanimous vote.

### **VOTING WARDS**

The City Council considered a resolution creating new voting wards within the City of Eau Claire. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Tewalt “to adopt the resolution.” Said motion passed by unanimous vote.

### **ALDERMANIC DISTRICTS**

The Council considered a charter ordinance relating to the City Council and the reapportionment of the Aldermanic Districts of the City of Eau Claire. Thereupon a motion was offered by Council Member Weld and seconded by Council Member Klinkhammer “to adopt the ordinance.” Said motion passed by unanimous vote.

### **ZONING**

The Council considered an ordinance rezoning property at 4803 and 4819 Bullis Farm Road from C-3P to R-3P with a General Development for two 20-unit assisted living memory care CBRFs and one 80-unit assisted living CBRF, and to approve three CBRFs with total capacity for 120 units with an exception to the 2,500’ requirement (File Z-1617-17, CBRF-2-17). Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Mitchell “to adopt the ordinance.” Said motion passed by unanimous vote.

### **PARKING**

The Council considered a substitute ordinance amending Tables VIII and IX of the Code of Ordinances of the City of Eau Claire entitled “Parking Prohibited” and “Parking During Specified Hours.” Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Emmanuelle “to adopt the ordinance.” Said motion passed by unanimous vote.

### **ZONING**

The City Council had first reading on an ordinance rezoning property on the north side of Westover Road, west of State Street, from R-1 to R-1P and to adopt the General Development Plan for single-family development (File Z-1616-17).

The City Council had first reading on an ordinance rezoning property at 883 Grover Road from TR-1A to R-1 (File Z-1618-17).

The City Council had first reading on an ordinance rezoning property at the southwest corner of Mt. Washington Avenue and Menomonie Street from TR-1A and R-1A to R-1 (File Z-1620-18).

The City Council had first reading on an ordinance amending the zoning code provisions for splitting of two-family residential lots adding that a joint cross-access and maintenance agreement be recorded with the land division (File Z-1619-18).

### **ADJOURNMENT**

A motion was offered by Council Member Tewalt and seconded by Council Member Weld “that this meeting does now adjourn without objection.” Said motion passed by unanimous consent.

Adjournment: December 12, 2017

Time: 5:09 p.m.

/s/ Kerry J. S. Kincaid, President

ATTEST:

/s/ Carrie L. Riepl, City Clerk