

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, February 27, 2018

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, Kathy Mitchell, David Strobel, Bob Von Haden, Terry Weld and Andrew Werthmann.

Council Members absent: Tim Tewalt and Michael Xiong.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, February 27, 2018:

- Adopting the Consent Agenda.
- Approving the Minutes of the February 13, 2018 Council Legislative Session.
- Granting new bartender licenses.
- Granting a Temporary Class B Wine license to Sacred Heart of Jesus - St. Patrick Parish, Rev. George T. Thayilkuzhithottu, Pastor, on March 17, 2018, at 322 Fulton Street, for St. Patrick's Day Celebration.
- Granting a Change of Agent for the "Class B" Intoxicating Liquor & Fermented Malt Beverage license of GMRI, Inc., d/b/a Olive Garden Italian Restaurant #1476, 4920 Golf Road, from Aaron Kasper to Megan Jo Mayer.
- Granting a Change of Agent for the Reserve "Class B" Intoxicating Liquor & Fermented Malt Beverage license of Redtail Enterprises, Inc., d/b/a Northern Tap House, 5020 Keystone Crossing, from Christopher Pirelli to Gretta Hunt.
- Granting the renewal of the six-month Class B Fermented Malt Beverage license of Gary D. Martin, Carson Park Concession Plaza, Hobbs and Gelein Softball Fields and Football Field at 100 Carson Park Drive.
- Authorizing the Eau Claire Marathon, LLC to conduct the Eau Claire Marathon on Saturday and Sunday, May 5-6, 2018, beginning in Carson Park and along city streets, sidewalks and trails.
- Granting a Temporary Class B Fermented Malt Beverage license to Eau Claire Events, Andy Ottum, president, on May 6, 2018, at Carson Park for the Eau Claire Marathon.
- Authorizing Longfellow Elementary School to conduct the Jeanne Richie Memorial Puddle Jump on Saturday, April 21, 2018, at Boyd Park, Phoenix Park, and along city trails and sidewalks.
- Authorizing the Community Services Department to submit a letter of intent for a Mayo Clinic Health System Hometown Health grant.
- Authorizing the Community Services Department to submit an application for a grant from Marshfield Clinic Health System.
- Supporting the Half Moon Trail and approval for application to the WisDOT Transportation Alternatives Program for funding.

- Awarding a contract for Procurement No. 2018-15, CW Street and Utility Reconstruction.
- Authorizing the City Clerk to publish a notice of public hearing regarding the vacation of the alley south of Hudson Street from Sixth Avenue to the east and from Hudson Street to Broadway Street and referring said matter to the Plan Commission for study and report.
 - Resolution vacating the alley south of Hudson Street from Sixth Avenue to the east and from Hudson Street to Broadway Street;
 - Lis Pendens on the matter of said vacation of the alley south of Hudson Street from Sixth Avenue to the east and from Hudson Street to Broadway Street.

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

PROCLAMATION

President Kincaid read a proclamation acknowledging the commitment of the Chippewa Valley Writers Guild in supporting writers throughout the region by providing a nurturing environment for writers to thrive, and encouraging citizens to celebrate and promote the written arts along with the creativity and vitality it affords our community.

LICENSING

The City Council considered a resolution granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to CVTC Foundation, Inc., James Fey, President, on April 12, 2018, for a CVTC Alumni Association Spring Gala at 620 W. Clairemont Avenue. 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.

CHIPPEWA VALLEY AIR SHOW

The City Council considered a resolution authorizing the Chippewa Valley Council – Boy Scouts of America to conduct the Chippewa Valley Air Show on Saturday and Sunday, June 16-17, 2018, at the Chippewa Valley Regional Airport. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Beaton “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution granting a Temporary Expansion of the Class B Fermented Malt Beverage licensed premise of Hangar 54 Grill, LLC, d/b/a Hangar 54, 3800 Starr Avenue, to include the Chalet, Presidents Club and Reserved Seating, for the Chippewa Valley Air Show at the Chippewa Valley Regional Airport on June 14 – 17, 2018. 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.

PEDESTRIAN BRIDGE AT THE CONFLUENCE

The City Council considered a resolution awarding a contract for Procurement No. 2018-11, Pedestrian Bridge at the Confluence. 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.

Council Member Tewalt entered Council Chambers.

HAYMARKET PLAZA

The City Council considered a resolution approving a site plan in a P-Public district for Haymarket Plaza at the corner of Eau Claire Street and Graham Avenue (File PZ-1802). 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.

HIDDEN MEADOW III

The City Council considered a resolution approving the final plat for Hidden Meadow Phase III located east of Drier Road and south of Harless Road (File P-2-15). Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Beaton “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 SW Land Holdings, LLC for street and utility improvements serving the Plat of Hidden Meadow III. 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.

SESSIONS STREET TWIN HOMES

The City Council considered a resolution approving the final plat for Sessions Street Twin Homes located on the south side of Sessions Street, west of London Road (File P-3-17). 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.

CREST RIDGE

The City Council considered a resolution approving the final plat for Crest Ridge located on the south side of Grover Road (File P-11-17). 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 authorizing the City Manager to enter into a Development Agreement with JCAP Real Estate for street and utility improvements within the Plat of Crest Ridge. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Emmanuelle “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution deferring sidewalk adjacent to the Plat of Crest Ridge. Thereupon a motion was offered by Council Member Beaton and seconded by Council Member Tewalt “to adopt the resolution.” Said motion passed by the following vote:

Aye: Council Members Beaton, Emmanuelle, Kincaid, Klinkhammer, Mitchell, Strobel, Tewalt, Von Haden and Weld. Nay: Council Member Werthmann.

ZONING

The Council considered an ordinance rezoning property on the south side of the North Crossing, east of Jeffers Road from C-2P to R-3P and to adopt the General Development Plan for an apartment building (File Z-1624-18). 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.

The Council considered an ordinance amending the General Development Plan for C-2P zoned property located at 1004 Menomonie Street for a mixed-use building with reduced setbacks (File Z-1571-15 Amd). (The applicant has withdrawn the request.) Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Von Haden “to indefinitely postpone the ordinance.” Said motion passed by unanimous voice vote.

MOBILE FOOD ESTABLISHMENTS

The Council considered an ordinance amending Section 13.12.066 of the Code of Ordinances entitled “Mobile Food Establishments.” Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the ordinance.”

Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Strobel “to postpone until after the planned meeting with the vendors.”

Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann “for a five minute recess.” Said motion passed by unanimous voice vote.

After a five minute recess the meeting was reconvened.

A vote was then taken on the “motion to postpone.” Said motion failed by the following vote:

Aye: Council Members Beaton, Strobel, Von Haden and Werthmann.

Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, Mitchell, Tewalt and Weld.

Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann “to amend the ordinance” by striking language in paragraph P.(5.)(c.) as indicated below:

c. operating within Newell Park, Kappus Park, Cameron Park, Mitscher Park, Demmler Park and County Farm Park ~~one night per week, on a day and~~ in a location identified per specifications of a license issued in accordance with this section between the hours of 4:00 p.m. and 7:00 p.m. during the months of June, July and August, subject to all other restrictions in this section.

Said motion failed by the following vote: Aye: Council Members Beaton, Emmanuelle and Werthmann. Nay: Council Members Kincaid, Klinkhammer, Mitchell, Strobel, Tewalt, Von Haden and Weld.

A vote was then taken on the motion to “adopt the ordinance.” Said motion passed by unanimous vote.

TAX CREDIT REMITTANCE

The Council considered an ordinance amending Chapter 3.12 of the Code of Ordinance of the City of Eau Claire entitled “Tax Rolls.” Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Emmanuelle “to adopt the ordinance.” Said motion passed by unanimous vote.

YARDS & LAWNS

The City Council had first reading on an ordinance amending Section 8.28.100 of the City Code of Ordinances entitled “Yards and Lawns.”

PUBLIC GOOD ORDER

The City Council had first reading on an ordinance amending Section 9.56.050 entitled “Public Good Order”, Chapter 9.79 entitled “Taxicabs and Motor Buses” and Section 1.24.030 entitled “Deposit Schedule” of the City Code of Ordinances.

KEEPING OF HONEY BEES

The City Council had first reading on an ordinance amending Chapter 6.14, entitled “Keeping of Honey Bees” of the City Code of Ordinances.

ADJOURNMENT

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

Adjournment: February 27, 2018

Time: 5:51 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Carrie L. Riepl, City Clerk