

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, August 9, 2011

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 Larry Balow, David Duax, Kerry Kincaid, David Klinkhammer, Kathy Mitchell, Mark Olson, Jackie Pavelski, Bob Von Haden, Thomas Vue, and Andrew Werthmann. Absent: Council Member Dana Wachs.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, August 9, 2011. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Balow "to adopt the consent resolution". Said motion passed by unanimous vote.

COMMENDATIONS AND PROCLAMATIONS

Council President Kincaid, on behalf of the City Council, presented the Eau Claire North High School Baseball Team a Certificate of Commendation for winning the WIAA Division 1 State Baseball Championship.

AGREEMENTS

The Council considered a resolution approving the 2011 State Urban Mass Transit Operating Assistance Contract with the Wisconsin Department of Transportation. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Pavelski "to adopt said resolution". Said motion passed by unanimous vote.

The City Council considered a resolution authorizing renewal of Regional Hazardous Materials Response Team Services Contract with the State of Wisconsin. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Police Department to enter into a Community Liaison Services Agreement with the Eau Claire Area Hmong Mutual Assistance Association, Inc. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Olson "to adopt said resolution". Said motion passed by unanimous vote.

PRAIRIE PARK DEVELOPMENT

The City Council considered a resolution approving the final plat for Prairie Park Phase 3, located west of Hwy. 53, along Prairie Park Drive, as shown on Planning File #P-2-11. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Werthmann "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City Manager to amend the existing development agreement with Rooney Properties for street and utility improvements for Prairie Park Phase I to include Prairie Park Phases 2 and 3. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Vue "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution indicating the location of required sidewalk construction within the Plat of Prairie Park. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to adopt said resolution". Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Olson "to grant the developer's request and defer the construction of sidewalk, consistent with the Prairie Park Phase 3 site plan and also defer the construction of sidewalk on the south side of Prairie Park Drive and both sides of Rooney Drive, due to the existence of an alternative pedestrian facility". Said motion to defer failed on the following vote: Aye: Council Members Olson, Pavelski, Von Haden and Vue. Nay: Council Members Balow, Duax, Kincaid, Klinkhammer, Mitchell and Werthmann. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Duax "to defer construction of sidewalk on the northeast side of Rooney Drive and the west side of Southern Way". Thereupon a motion was offered by Council Member Olson and seconded by Council Member Pavelski "to postpone consideration of said resolution for two weeks". Said motion to postpone failed on the following vote: Aye: Council Members Balow, Olson, Pavelski and Von Haden. Nay: Council Members Duax, Kincaid, Klinkhammer, Mitchell, Vue and Werthmann. The Council then voted on the Klinkhammer / Duax motion to defer construction of sidewalk on the northeast side of Rooney Drive and the west side of Southern Way. Said motion failed on the following vote: Aye: Council Members Duax, Kincaid, Klinkhammer, Vue and Werthmann. Nay: Council Members Balow, Mitchell, Olson, Pavelski and Von Haden. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden "to postpone consideration of said resolution until such time as the developer is able to appear before Council". Said motion failed on the following vote: Aye: Council Member Balow, Klinkhammer, Olson, Pavelski and Von Haden. Nay: Council Member Duax, Kincaid, Mitchell, Vue and Werthmann. The Council then voted on the original motion to adopt the resolution requiring the construction of sidewalk. Said motion passed by the following vote: Aye: Council Members Balow, Duax, Kincaid, Klinkhammer, Mitchell, Vue and Werthmann. Nay: Council Members Olson, Pavelski and Von Haden.

COMMITTEE APPOINTMENT

The City Council considered a resolution appointing a Council Member to the Affirmative Action Committee. Council Member Klinkhammer agreed to serve on the Committee. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by unanimous vote.

FIRE BELL RESTORATION

The Council considered a resolution authorizing the restoration of the Historic City Hall Fire Bell. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Olson "to adopt said resolution". Thereupon a motion was offered by Council Member Duax "to amend said resolution as follows:

The Now, Therefore Be It Resolved paragraph is amended to read:

Now, Therefore Be It Resolved, that the City Council of the City of Eau Claire hereby authorizes the City Manager to proceed with refinishing the 1875 City Hall Fire Bell for an estimated cost of \$2,250 and to display the bell on an appropriate pallet in the ground floor lobby outside the City Council Chambers until such time as an alternate location has been identified and properly prepared;

An additional paragraph is added to read:

Be It Further Resolved, that the City Manager is authorized to facilitate an appropriate ceremony at the Fire Bell display site in said lobby to commemorate the tenth anniversary of the tragic events in New York, NY, Shanksville, PA, and Washington, DC on September 11, 2001".

Said motion to amend was accepted as a friendly amendment. The Council then voted on the resolution as amended. Said motion to adopt the resolution passed by unanimous vote.

ZONING

The City Council considered an ordinance rezoning property at 3922 Harless Road from TR-1A to R-1 as shown on Planning File #Z-1490-11. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Werthmann "to adopt said ordinance". Said motion passed by unanimous vote.

The Council had first reading on an ordinance amending the General Development Plan for R-3P zoned property located south of LaSalle Street, along Concord Trail, to allow single-family condo units as shown on Planning File #Z-1474-10.

The Council had first reading on an ordinance rezoning property at 2245 Prairie Lane from Temporary I-1to I-1 as shown on Planning File #Z-1491-11.

ALDERMANIC DISTRICTS - REDISTRICTING

The City Council had first reading on a Charter Ordinance relating to the City Council and the reapportionment of the Aldermanic Districts of the City of Eau Claire.

ADJOURNMENT

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

Adjournment: August 9, 2011

Time: 5:36 p.m.

Kerry J. S. Kincaid, President

ATTEST:

Donna A. Austad, City Clerk