

## **MINUTES**

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

**Tuesday, July 12, 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, and Dana Wachs. Absent: Council Members Thomas Vue and Andrew Werthmann.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, July 12, 2011. Council Member Duax requested that Item No. 10, regarding the vacation of Valmont Avenue, from S. Hastings Way to Donnellan Lane, be removed from the Consent Agenda and voted upon separately. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Pavelski “to adopt the remainder of the consent resolution”. Said motion passed by unanimous vote.

#### **STREET VACATION**

The Council considered a resolution authorizing the City Clerk to publish a notice of public hearing regarding the vacation of Valmont Avenue, from S. Hastings Way to Donnellan Lane. Council Member Duax requested that, in addition to the abutting property owners, the other business on the west side of S. Hasting Way between Brackett Avenue and Fenwick Avenue and the Eastside Hill Neighborhood Association also be sent copies of the notice of the proposed street vacation. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Von Haden “to adopt the resolution.” Said motion passed by unanimous vote.

#### **GRANT FUNDING**

The City Council considered a resolution authorizing the Fire Department to accept \$9,900 in grant monies from the Department of Homeland Security to participate in the WITrac patient tracking pilot program. 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.

The Council considered a resolution accepting \$9,000 in additional funding for Energy Education under the Energy Independence Community Grant. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Wachs “to adopt said resolution”. Said motion passed by unanimous vote.

## **BONDS & PROMISSORY NOTES**

The City Council considered a resolution authorizing the issuance of not to exceed \$6,350,000 aggregate principal amount of General Obligation Corporate Purpose Bonds, Series 2011A, of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin, providing details, prescribing the form of bond, awarding the bonds to the best bidder, and levying taxes. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Pavelski "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the issuance of not to exceed \$2,160,000 aggregate principal amount of General Obligation Promissory Notes, Series 2011B, of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin, providing details, prescribing the form of bond, awarding the bonds to the best bidder, and levying taxes. 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.

## **SIDEWALK REPAIR**

The City Council considered a resolution ordering the repair of sidewalk according to State Statute 66.0907 at 52 locations beginning with 402 Graham Avenue, Parcel No. 02-0390. 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.

## **STREET VACATION & RELEASE OF EASEMENTS**

The City Council considered a resolution vacating Prairie Park Drive, from Station 8+00 (715 feet west of Hwy 53) to west end. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Wachs "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution releasing the utility easements within Prairie Park Drive, from Station 8+00 (715 feet west of Hwy. 53) to west end. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Pavelski "to adopt said resolution". Said motion passed by unanimous vote.

## **ZONING**

The Council considered an ordinance rezoning property located on the west side of Hwy. 53, along Prairie Park Drive, from TR-1A to R-3P and to adopt the General Development Plan for multi-family development as shown on Planning File #Z-1487-11. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to adopt said ordinance". Said motion passed by unanimous vote.

The City Council considered an ordinance rezoning property at the northwest corner of Fifth Avenue and Fulton Street from RM to CBDP and to adopt the General Development Plan for a sign for Luther Hospital as shown on Planning File #Z-1488-11. Thereupon a motion was

offered by Council Member Klinkhammer and seconded by Council Member Olson “to adopt said ordinance”. Said motion passed by unanimous vote.

The Council considered an ordinance rezoning property at the intersection of W. Madison Street and Cameron Street from I-1 to P-Public as shown on Planning File #Z-1489-11. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Wachs “to adopt said ordinance”. Said motion passed by unanimous vote.

### **STOP INTERSECTION**

The City Council had first reading on an ordinance amending Table III of the City Code of Ordinances entitled “Stop Intersections,” by creating an all-way stop at the intersection of Bellevue Avenue, Wagner Avenue, and Starr Avenue.

### **HENS**

The Council had first reading on an ordinance to create Chapter 6.17 of the City Code of Ordinances entitled “Educational Hen Keeping Initiative”. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Balow “to suspend the rules which interfere with the immediate consideration of said ordinance.” Said motion to suspend the rules failed by the following vote: Aye: Council Member Olson. Nay: Council Members Balow, Duax, Kincaid, Klinkhammer, Mitchell, Pavelski, Von Haden and Wachs.

### **ADJOURNMENT**

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

Adjournment: July 12, 2011

Time: 4:47 p.m.

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Kerry J. S. Kincaid, President

ATTEST:

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Donna A. Austad, City Clerk