

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, April 26, 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, Mark Olson, Bob Von Haden, Thomas Vue, and Dana Wachs. Absent: Council Members Jackie Pavelski and Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, April 26, 2011. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Vue "to adopt the consent resolution". Said motion passed by unanimous vote.

COMMENDATIONS AND PROCLAMATIONS

Council President Kincaid, on behalf of the City Council, proclaimed April 29, 2011 as Arbor Day in the City of Eau Claire.

USE OF CITY FACILITIES

The City Council considered a resolution authorizing the Chippewa Valley Cat Club to conduct the All Breed & Household Pet Cat Show on June 4 - 5, 2011 at the Hobbs Ice Center. 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 National Association of Show Trucks to conduct the Eau Claire Big Rig Truck Parade along city streets on Saturday, August 20, 2011. 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.

Council Member Duax left the Council Chamber.

NATIONAL REGISTRY HISTORICAL SITE

The City Council considered a resolution concurring with the National Register eligibility of 1615 State Street being considered by the Wisconsin Historical Society. Thereupon a motion was offered by Council Member Wachs and seconded by Council Member Balow "to adopt said resolution". Said motion passed by unanimous vote.

Council Member Duax returned to the Council Chamber.

WASTEWATER TREATMENT PLANT PROJECT

The Council considered a resolution awarding a contract to Donohue & Associates, Inc., of Sheboygan, Wisconsin, for Procurement No. 2011-02, Design Services for Wastewater Treatment Plant Improvements Phase 2. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by unanimous vote.

HASTINGS WAY RECONSTRUCTION PROJECT

The City Council considered three resolutions awarding contracts for the Hastings Way Reconstruction Project, Clairemont Avenue to the Eau Claire River. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Klinkhammer "to adopt the resolution awarding a contract to Haas Sons, Inc., of Thorp, Wisconsin, for Procurement No. 2011-01, Hastings Way Reconstruction". Thereupon a motion was offered by Council Member Duax and seconded by Council Member Balow "to amend the resolution to remove construction of the concrete pedestrian underpass at Fenwick Avenue and reduce the awarded contract price by \$532,136.05". Said motion to amend passed by the following vote: Aye: Council Members Balow, Duax, Klinkhammer, Olson, Von Haden and Vue. Nay: Council Members Kincaid and Wachs. The Council then voted on the resolution as amended. Said resolution was adopted by the following vote: Aye: Council Members Balow, Duax, Kincaid, Klinkhammer, Olson, Von Haden and Vue. Nay: Council Member Wachs.

A motion was offered by Council Member Olson and seconded by Council Member Wachs "to adopt the resolution awarding a contract to Viking Electric of Eau Claire for Procurement No. 2011-27, Street Light Poles". Said motion passed by unanimous vote.

A motion was offered by Council Member Balow and seconded by Council Member Vue "to adopt the resolution awarding a contract to Price & Sons, Inc., of Milwaukee, Wisconsin, through a State contract for Procurement No. 2011-28, Traffic Signalization". Said motion passed by unanimous vote.

LEASE AGREEMENT

The City Council considered a resolution approving a lease agreement with Badger Custom Windows. 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.

EXCESS PROPERTY

The Council considered a resolution declaring vacant property on Gooder Street and Statz Avenue to be excess land, not required for a public use. 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.

STATE BUDGET PROPOSAL

The Council considered a resolution forwarding comments to the Governor, Joint Finance Committee, and area Legislators regarding the proposed Wisconsin 2011-2013 Biennial Budget. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Klinkhammer “to adopt said resolution”. Thereupon a motion was offered by Council Member Wachs and seconded by Council Member Balow to “postpone consideration of said item and to refer the proposed resolution back to the city Fiscal Policy Advisory Committee”. Said motion to postpone and refer passed by unanimous voice vote.

COUNCIL VACANCY

The City Council considered a resolution approving the process to fill the vacant District Three Alderperson position on the City Council. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Olson “to adopt said resolution”. Said motion passed by unanimous vote.

ANNEXATION

The Council considered an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 9th Assessment Ward, 5th Aldermanic District, that part of the SW¹/₄-NW¹/₄ of Section 13-27-10, Town of Union, Eau Claire County, as shown on Planning Drawing No. 11-1A (Schuch petition, 2313 Preston Road). Thereupon a motion was offered by Council Member Vue and seconded by Council Member Von Haden “to adopt said ordinance”. Said motion passed by unanimous vote.

COMPREHENSIVE PLAN

The City Council considered an ordinance amending the Comprehensive Plan, Land Use Chapter provisions, pertaining to non-sewered development in accordance with the intergovernmental agreement with the six adjoining towns. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Klinkhammer “to adopt said ordinance”. Said motion passed by unanimous vote.

SUBDIVISION CODE

The Council considered an ordinance amending the Subdivision Code provisions relating to plats within the extraterritorial plat approval jurisdiction and other provisions as shown in Planning File #Z-1480-11. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Wachs “to adopt said ordinance”. Said motion passed by unanimous vote.

ZONING

The City Council considered an ordinance rezoning property located north of Folsom Street, west of Preston Road from R-1 to R-2P and to adopt the General Development Plan as shown on Planning File #Z-1481-11. Thereupon a motion was offered by Council Member Balow and

seconded by Council Member Vue “to adopt said ordinance”. Said motion failed by the following vote: Aye: Council Member Klinkhammer. Nay: Council Members Balow, Duax, Kincaid, Olson, Von Haden, Vue and Wachs.

ZONING

The Council had first reading on an ordinance rezoning properties on the north side of Washington Street, east of S. Farwell Street, from C-2 to CBD and R-4 as shown on Planning File #Z-1483-11.

ADJOURNMENT

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

Adjournment: April 26, 2011

Time: 5:36 p.m.

Kerry J. S. Kincaid, President

ATTEST:

Donna A. Austad, City Clerk