

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION

Tuesday, October 26, 2010

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

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, October 26, 2010. Council Member Olson requested that Items 8 and 9 be removed from the Consent Agenda and voted upon separately. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Balow “to adopt the remainder of the consent resolution”. Said motion passed by unanimous vote.

GRANT APPLICATIONS

The Council considered two resolutions authorizing the Police Department to apply for an Alcohol Enforcement Grant and a Speed Enforcement Grant, both funded by the Wisconsin Department of Transportation, Bureau of Transportation Safety. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Wachs “to adopt said resolution”. Said motion passed by unanimous vote.

LICENSE

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage and a Class A Cabaret license to Slavic LLC, d/b/a Playmakers Bar and Grill, 101 Graham Ave., Kevin Hoyt, agent. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Olson “to adopt said resolution”. Said motion passed by unanimous vote.

LEASE

The Council considered a resolution approving a lease agreement between the City and Slavic, LLC, d/b/a Playmakers Bar and Grill for storage of refuse and recyclable materials in the Haymarket Parking Lot on Graham Avenue. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

USE OF CITY FACILITIES

The City Council considered a resolution authorizing Festival Foods, the Turkey Trot Foundation, and USA Track and Field to conduct the Festival Foods Turkey Trot on Thursday, November 25, 2010 along city streets and trails beginning at the YMCA on Graham Avenue. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Kemp “to adopt said resolution”. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Kemp “that the phrase ‘contingent upon approval of the Waterways and Parks Commission’ be inserted in the Now, Therefore Be It Resolved paragraph’. Said motion was accepted as a friendly amendment by the mover and seconder. The Council then considered the ordinance as amended. Said ordinance was adopted by unanimous vote.

GRANTS & AGREEMENTS & DONATIONS

The Council considered a resolution authorizing the Police Department to accept Bureau of Justice Assistance grant funds to help fund replacement of body armor for officers. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Von Haden “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution approving the 2010 Federal Mass Urban Transit Operating Assistance Agreement with the Federal Transit Administration. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Wachs “to adopt said resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution accepting a donation of labor from the Chippewa Valley Home Builders for the construction of additional restrooms in Phoenix Park. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Duax “to adopt said resolution”. Said motion passed by unanimous vote.

Council member Werthmann arrived in the Council Chamber.

ECONOMIC DEVELOPMENT

The City Council considered a resolution approving the semi-annual report of the EDA Revolving Loan Fund. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution approving a \$50,000 forgivable loan to Culimeta-Saveguard. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Kemp “to adopt said resolution”. Said motion passed by unanimous vote.

SCULPTURE TOUR

The City Council considered a resolution granting a permanent encroachment to Sculptures Eau Claire, Inc. for the "Sculpture Tour" exhibit. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by unanimous vote.

DOWNTOWN STREET DESIGN

The Council considered a resolution awarding a contract for Procurement No. 2010-55, Professional Design Services for Downtown Street Design Development on S. Barstow Street, Eau Claire Street, and the east bank of the Chippewa River. Thereupon a motion was offered by Council Member Wachs and seconded by Council Member Vue "to adopt said resolution". Said motion passed by the following vote: Aye: Council Members Duax, Kemp, Kincaid, Klinkhammer, Olson, Pavelski, Von Haden, Vue, Wachs, and Werthmann. Nay: Council Member Balow.

SITE PLAN APPROVAL

The City Council considered a resolution approving a site plan for a parking lot expansion for Xcel Energy's facility at 1501 Black Avenue as shown on Planning File #PZ-1008. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer "to adopt said resolution". Said motion passed by unanimous vote.

HVAC LICENSING

The Council considered an ordinance amending Chapter 5.22.010 of the City Code of Ordinances, entitled, "License-Required-Classifications". Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Kemp "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Balow, Duax, Kemp, Kincaid, Klinkhammer, Olson, Pavelski, Von Haden, Vue, and Wachs. Nay: None. Abstain: Council Member Werthmann.

Council Member Vue left the Council Chamber.

SITE PLAN

The City Council considered an ordinance amending Chapter 18.45 of the Code of City Ordinances, entitled "Site Plans", by adding provisions for timetable/expiration dates as shown on Planning File #Z-1475-10. 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.

Council Member Vue returned to the Council Chamber.

SEWER SERVICE CHARGE

The City Council had first reading of an ordinance amending Chapter 15.04 of the Code of Ordinances of the City of Eau Claire entitled "Sewerage Service Charge" to increase the sewer user charges as proposed in the 2011 Program of Services.

ADJOURNMENT

A motion was offered by Council Member Werthmann and seconded by Council Member Von Haden "that this meeting does now adjourn." Said motion passed by unanimous vote.

Adjournment: October 26, 2010

Time: 6:06 p.m.

Kerry J. S. Kincaid, President

ATTEST:

Donna A. Austad, City Clerk