

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION

Tuesday, July 27, 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, Dana Wachs and Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, July 27, 2010. Council Member Duax requested that Item No. 8-B, Approval of Procurement No. 2010-41, Purchase of one Atomic Absorption Spectrometer, 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.

ATOMIC ABSORPTION SPECTROMETER

The Council considered a resolution approving the replacement of the Atomic Absorption Spectrometer at the wastewater treatment plant laboratory. Staff answered Council questions and thereupon a motion was offered by Council Member Duax and seconded by Council Member Pavelski “to adopt said resolution”. Said motion passed by unanimous vote.

BONDS

The City Council considered an initial resolution authorizing not to exceed \$5,000,000 aggregate principal amount of General Obligation Bonds of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin. 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.

The Council considered a resolution authorizing the issuance of \$3,210,000 aggregate principal amount of Taxable General Obligation Corporate Purpose Bonds, Series 2010A, 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 Vue and seconded by Council Member Olson “to adopt said resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the issuance of \$3,975,000 aggregate principal amount of General Obligation Promissory Notes, Series 2010B, of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin, in such amount, providing details,

The City Council considered a resolution authorizing the acceptance by tax deed of vacant land on Vine Street for stormwater detention. 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.

The Council considered a resolution authorizing the sale of Parcel 08-0034, a parcel fronting Riverfront Terrace and Wisconsin Street, to the Redevelopment Authority. 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.

RELOCATION ORDER

The Council considered a resolution authorizing a Relocation Order related to the acquisition of property located east of Wagner Avenue for the purpose of the Bellevue Avenue / Starr Avenue / Wagner Avenue reconstruction project. 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.

SIDEWALK REPAIR

The Council considered a resolution ordering the repair of sidewalk at 36 locations beginning with 464 Garfield Avenue, Parcel No. 03-0303. 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.

GOLF ROAD LIGHTING

The City Council considered a Final Resolution approving the project and levying special assessments for street lighting improvements on Golf Road, from London Road to STH 93 (10-606). 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.

RUDOLPH ROAD STREET PROJECT

The Council considered a resolution approving the 2010-2011 Local Road Improvement Program (LRIP) State/Municipal Project Agreement with the Wisconsin Department of Transportation for Rudolph Road, from Clairemont Avenue to Brackett Avenue, Project No. 11526 MSIPGT. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Werthmann “to adopt said resolution”. Said motion passed by unanimous vote.

PARATRANSIT SERVICES

The City Council considered a resolution approving an agreement with the Eau Claire County Department of Human Services for joint paratransit services. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Pavelski “to adopt said resolution”. Said motion passed by unanimous vote.

CONDO PLAT APPROVAL

The Council considered a resolution approving the final condo plat for Princeton Crossing Condominiums, Phase 5, located west of Black Avenue and Providence Court, as shown on Planning File #P-1-08 Amd. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Balow “to adopt said resolution”. Said motion passed by unanimous vote.

SUBDIVISION PLAT APPROVAL

The City Council considered a resolution approving the final plat for Western LaSalle Subdivision located on the west side of Hastings Way, north of LaSalle Street, as shown on Planning File #P-4-10. 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.

HOUSE NUMBERING

The Council considered an ordinance amending Chapter 13.28 of the City Code of Ordinances, entitled “Street Names-House Numbering”, requiring that numbers be placed on any building with an entrance, exit door or garage facing an alley or private street. Thereupon a motion was offered by Council Member Olson and seconded by Council Member Balow “to adopt said ordinance”. Council Member Duax offered a motion “to substitute the following wording changes for Section 1 of the proposed ordinance:

- A. ~~Such numbers~~ All numbering shall be in numerals not be less than two and one-half inches in height ~~and shall be~~ conspicuously placed immediately above, on or at the side of the front or main entrance door of each dwelling, tenement or building so that the number can be plainly seen from the street.
- B. Any dwelling, tenement or building with an entrance, exit door or garage adjacent to an alley shall also ~~include~~ conspicuously post numbers in numerals not less than two and one-half inches in height ~~and shall be conspicuously~~ placed immediately above, on, or at the side of the entrance, exit door, or garage facing the alley.
- C. Whenever any structure is situated more than eighty feet from the street line, the number of such structure shall be conspicuously displayed at the street line, near the walk, driveway or common entrance thereto or upon the gate post, fence, tree, post or other appropriate place so as to be easily discernible from the street”.

Said motion to substitute was accepted by the mover and seconder as a friendly amendment. The Council then voted on the motion to adopt the ordinance, as amended. Said motion passed by unanimous vote.

SYNTHETIC CANNABINOID

The Council considered an ordinance creating Chapter 9.375 of the City Code of Ordinances entitled “Synthetic Cannabinoid Prohibited”. Thereupon a motion was offered by Council Member Wachs and seconded by Council Member Pavelski “to adopt said ordinance”. Thereupon a motion was offered by Council Member Duax to amend said ordinance as follows:

“In Section 9.375.020 after the words “prescribe such acts”, add “provided that such use is permitted under state and federal laws”.

Add a Section 2 to read: Section 2: This ordinance shall become effective on August 2, 2010”.

Said motion was accepted by the mover and seconder as a friendly amendment. After further discussion, the Council voted on the motion to adopt the ordinance as amended. Said motion passed by the following vote: Aye: Council Members Balow, Duax, Kemp, Kincaid, Klinkhammer, Olson, Pavelski, Von Haden, and Wachs. Nay: Council Members Vue and Werthmann.

ZONING

The City Council had first reading on an ordinance rezoning property located along the south side of Wisconsin Street, from Riverfront Terrace to Barstow Street, from CBD to CBDP and to adopt the General Development Plan for Phoenix Parkside Phase II as shown on Planning File #Z-1473-10.

ADJOURNMENT

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

Adjournment: July 27, 2010

Time: 6:15 p.m.

Kerry J. S. Kincaid, President

ATTEST:

Donna A. Austad, City Clerk