

## **MINUTES**

### **EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION**

**Tuesday, August 11, 2009**

**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, Brandon Buchanan, David Duax, Thomas Kemp, Kerry Kincaid, David Klinkhammer, Berlye Middleton, Jackie Pavelski, and Thomas Vue. Absent: Council Members Bob Von Haden and Andrew Werthmann.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, August 11, 2009. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Kemp “to adopt the consent resolution”. Council Member Duax requested that Items No. 15, Resolution authorizing the Police Department to apply for a \$16,000 Comprehensive Alcohol Risk Reduction (CARD) Program Grant, and Item No. 17, Resolution authorizing the Police Department to apply for a \$30,000 Alcohol Enforcement Grant, be removed from the consent agenda and voted upon separately. Said motion to adopt the remainder of the consent agenda passed by unanimous vote.

Council Member Werthmann arrived in the Council Chamber.

#### **GRANT APPLICATIONS**

The Council considered resolutions authorizing the Police Department to apply for a \$16,000 Comprehensive Alcohol Risk Reduction (CARD) Program Grant and a \$30,000 Alcohol Enforcement Grant both through the Wisconsin Department of Transportation, Bureau of Transportation Safety. Thereupon a motion was offered by Council Member Buchanan and seconded by Council Member Pavelski “to adopt said resolutions”. Said motion passed by unanimous vote.

#### **LIQUOR LICENSES**

The City Council considered a resolution granting a temporary expansion of the Combination Class B Intoxicating Liquor & Fermented Malt Beverage licensed premise of Hilltop Corporation of Eau Claire, d/b/a Hilltop, 924 E. Madison St., to include a 30’ x 30’ tent, for a 25<sup>th</sup> Class Reunion, on August 14<sup>th</sup>, 2009. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Duax “to adopt said resolution”. Said motion passed by unanimous vote.

### **PLANET WALK**

The City Council considered a resolution approving an Eau Claire Planet Walk to begin in Phoenix Park and extend to UW – Eau Claire. Thereupon a motion was offered by Council Member Middleton and seconded by Council Member Werthmann “to adopt said resolution”. Said motion passed by unanimous vote.

### **PHOENIX PARK**

The City Council considered a resolution approving the bid and proposal for Procurement No. 2009-01R, Phoenix Park Restroom Construction. Thereupon a motion was offered by Council Member Balow and seconded by Council Member Klinkhammer “to adopt said resolution”. After lengthy discussion, the Council voted on the motion to adopt the resolution. Said motion failed on the following vote: Aye: Council Members Buchanan, Kemp, Kincaid and Klinkhammer. Nay: Council Members Balow, Duax, Middleton, Pavelski, Vue, and Werthmann.

### **GRANT ACCEPTANCE**

The City Council considered a resolution authorizing the Fire Department to accept a \$25,192 grant from the Wisconsin Office of Justice Assistance to purchase and install infra-structure for IFERN (Interagency Fire Emergency Radio Network) mobile radio frequencies and approving an appropriation in the 2009 Program of Services. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Buchanan “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Housing Division to accept a \$382,613 Wisconsin Neighborhood Stabilization Program (NSP) Grant. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Vue “to adopt said resolution”. Said motion passed by unanimous vote.

### **CITY TRANSIT**

The City Council considered a resolution approving a contract for Transit Services with the University of Wisconsin – Eau Claire for the 2009 - 2010 academic year. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Middleton “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution approving a joint procurement agreement with the City of Kenosha for the purchase of buses under the American Recovery and Reinvestment Act (ARRA). Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Balow “to adopt said resolution”. Said motion passed by unanimous vote.

## **WHITE AVENUE SIDEWALK**

The City Council considered a resolution amending Resolution No. 2009-116, which was adopted on March 10, 2009, to defer sidewalk on the west side of White Avenue from Anderson Drive to Melby Street. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Duax “to adopt said resolution deferring construction of said sidewalk”. Said motion passed by unanimous vote.

## **ANNEXATION**

The City Council considered an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 15<sup>th</sup> Assessment Ward, 2<sup>nd</sup> Aldermanic District, that part of the NW ¼ - SE ¼, NE ¼ - SE ¼, SE ¼ - SE ¼, SW ¼ - SE ¼, and part of the NE ¼ - SW ¼ of Section 1, all in the Township 26, Range 9, Town of Washington, Eau Claire County, as shown on Planning Drawing No. 09-01A (Mayer petition), located south of I-94, along Hwy. 53. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Buchanan “to postpone consideration of said ordinance until the September 8, 2009 Council meeting”. Said motion passed by unanimous vote.

## **ZONING**

The Council had first reading on an ordinance rezoning property on the north side of W. Shorewood Drive, across from Shorewood Heights Parkway, from R-1 to R-2P, and to adopt the General Development Plan for duplex development as shown on Planning File #Z-1448-09.

## **ADJOURNMENT**

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

Adjournment: August 11, 2009

Time: 5:52 p.m.

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Kerry J. S. Kincaid, President

ATTEST:

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Donna A. Austad, City Clerk