

## **MINUTES**

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

**Tuesday, October 14, 2008**

**City Council Chamber**

**4:00 p.m.**

#### **PLEDGE OF ALLEGIANCE AND ROLL CALL**

Council President Adler called the meeting to order. The following members were present: Council Members David Adler, Larry Balow, David Duax, Kerry Kincaid, Berlye Middleton, Jackie Pavelski, Bob Von Haden and Thomas Vue. Absent: Council Members Brandon Buchanan, Thomas Kemp and David Klinkhammer.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, October 14, 2008. Thereupon a motion was offered by Council Member Pavelski and seconded by Council Member Vue “to adopt the consent resolution”. Said motion passed by unanimous vote.

#### **COMMENDATIONS AND PROCLAMATIONS**

Council President Adler read a proclamation recognizing the Parks, Recreation and Forestry Department upon the receipt of two awards from the International City / County Management Association Center for Performance Measurement and the National Research Center. The Department received the Voice of the People Award for Excellence in Parks and the Voice of the People Award for Transformation in Parks.

Council Klinkhammer arrived at the Council Chamber.

#### **LIQUOR LICENSE**

The City Council considered a resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license and Class A Cabaret license to TIG, Inc., d/b/a Tailgates Sports Bar & Grill, 1505 North Clairemont Avenue, Judi L. Corey-Malone, agent. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Balow “to adopt said resolution”. Said motion passed by unanimous vote.

#### **DONATION**

The Council considered a resolution accepting the donation of 50 carbon monoxide detectors from First Alert. Thereupon a motion was offered by Council Member Kincaid 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 approving the Indianhead Area Special Olympics to host the Pumpkin Fest, at Wilson Park on Friday and Saturday, October 24-25, 2008. Thereupon a motion was offered by Council Member Middleton and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Indianhead Track Club to sponsor the Just Us for Justice Run/Walk at Owen Park on Saturday, November 8, 2008. 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.

## **ENCROACHMENT**

The City Council considered a resolution granting a permanent encroachment to Luther Hospital to extend a parking lot and storm water facilities into the Randall Street right-of-way west of Belling Street. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Balow "to adopt said resolution". Said motion passed by unanimous vote.

## **HISTORIC PROPERTIES**

The Council considered a resolution concurring with the National Register eligibility of the Roosevelt Avenue Historic District (415-455 Roosevelt Avenue) and 302-310 West Grand Avenue (Salsbury Row House) being considered by the Wisconsin Historical Society for listing on the National Register of Historic Places. Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Klinkhammer "to adopt said resolution". Said motion passed by unanimous vote.

## **PLAT APPROVAL**

The City Council considered a resolution approving the final condo plat for Milestone Senior Living Condominium Phase II located south of STH "312" and west of Mill Run Road as shown on Planning File #P-2-08 #2. 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.

Council Kemp arrived at the Council Chamber.

The Council considered a resolution amending the final plat of Thistledown Subdivision in the Town of Washington, located east of Hwy. 93 and north of CTH "II", to change the building pads for Lot 26 as shown on Planning File #P-7-03 Amd. #5. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Duax "to adopt said resolution". 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 14<sup>th</sup> Assessment Ward, 5<sup>th</sup> Aldermanic District, 2809 Preston Road Town of Union, Eau Claire County, as shown on Planning Drawing No. 08-7A (Short petition). Thereupon a motion was offered by Council Member Balow and seconded by Council Member Kincaid “to adopt said ordinance”. Said motion passed by unanimous vote.

## **ZONING**

The Council considered an ordinance rezoning property at the southeast corner of Jeffers Road and W. Shorewood Drive from C-3P to R-3P and to adopt the General Development Plan for multi-family development as shown on Planning File #Z-1428-08. The applicant had withdrawn the rezoning request. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Balow “to approve the request of Arrowhead Properties, LLC to withdraw their application to rezone property located at the southeast corner of Jeffers Road and W. Shorewood Drive from C-3P to R-3P for multi-family development as shown on Planning File #Z-1428-08”. Said motion passed by unanimous vote.

## **TRAFFIC**

The City Council considered an ordinance amending Table II of the Code of Ordinances of the City of Eau Claire entitled “Through Streets,” by adding Gateway Drive from Prill Road (CTH “AA”) to E. Hamilton Avenue and Gateway Drive from House Road to Prill Road (CTH “AA”). Thereupon a motion was offered by Council Member Balow and seconded by Council Member Kincaid “to adopt said ordinance”. Said motion passed by unanimous vote.

The Council considered an ordinance amending Table XI of the Code of Ordinances of the City of Eau Claire entitled “Traffic Control Signals,” by adding the intersection of Birch Street/River Prairie Drive and Galloway Street. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Middleton “to adopt said ordinance”. Said motion passed by unanimous vote.

## **ZONING**

The City Council had first reading on an ordinance rezoning property located at the southeast corner of N. Clairemont Avenue and Truax Boulevard from C-3P and I-1P to C-3P and to adopt the General Development Plan for restaurants as shown on Planning File #Z-1430-08.

## **PARKLAND FEE**

The Council had first reading on an ordinance amending Title 17 of the City Code of Ordinances entitled “Subdivision Code” regarding parkland fees.

### **OFF-PREMISE SIGN CODE**

The City Council had first reading on an ordinance amending Chapter 16.18 of the City Code of Ordinances regarding the Off-premise Sign Code.

### **CODE AMENDMENTS**

The City Council had first reading on an ordinance amending Chapter 1.24 of the City Code of Ordinances entitled "Citations for Ordinance Violations" regarding public nuisances and Chapter 9.36 entitled "Public Nuisance."

The Council had first reading on an ordinance creating Chapter 8.18 of the City Code of Ordinances entitled "Hotel & Motel Guest Registration."

### **ADJOURNMENT**

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

Adjournment: October 14, 2008

Time: 4:43 p.m.

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David J. Adler, President

ATTEST:

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Donna A. Austad, City Clerk