

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION

Tuesday, November 13, 2007

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, Brandon Buchanan, Hal Davis, David Duax, Raymond Hughes, Thomas Kemp, Kerry Kincaid, David Klinkhammer, Berlye Middleton, Bob Von Haden and Thomas Vue.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, November 13, 2007. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Middleton "to adopt the consent resolution". Said motion passed by unanimous vote.

LICENSES

The City Council considered resolutions granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to Chicken Hut Restaurant, Inc., d/b/a Ron's Family Restaurant, 2426 Seymour Rd., Ronald Schneider, agent and granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to Eau Zone, Inc., d/b/a Metropolis Hotel and Water Park, 5150 Fairview Dr., Thomas E. Hahn, agent. There are two valid applications for one regular a Combination Class B Intoxicating Liquor and Fermented Malt Beverage license. Following Council discussion of the two applications, a motion was offered by Council Member Davis and seconded by Council Member Kincaid "to grant a Regular Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to Chicken Hut Restaurant, Inc., d/b/a Ron's Family Restaurant, 2426 Seymour Rd., Ronald Schneider, agent based on an earlier application filing date and more immediate need / use of the license". Said motion passed by unanimous vote. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Von Haden "to deny a regular Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to Eau Zone, Inc., d/b/a Metropolis Hotel and Water Park, 5150 Fairview Dr., Thomas E. Hahn, agent, because there are no regular licenses available". Said motion passed by the following vote: Aye: Council Members Adler, Buchanan, Davis, Hughes, Kincaid, Klinkhammer, Middleton, Von Haden, and Vue. Nay: Council Members Duax and Kemp.

POLICE DEPARTMENT GRANT

The Council considered a resolution authorizing the Police Department to accept a 2007 Bulletproof Vest Program Grant from the Office of Justice Programs, Bureau of Justice Assistance in the amount of \$14,465. Thereupon a motion was offered by Council Member Buchanan and seconded by Council Member Kemp "to adopt said resolution". Said motion passed by unanimous vote.

STASKAL PLACEMENT

The City Council considered a resolution petitioning Governor Doyle to have the Department of Health and Family Services review the decision to place Mark Staskal in an Eau Claire CBRF. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Kemp "to adopt said resolution". Said motion passed by the following vote: Aye: Council Members Adler, Buchanan, Davis, Duax, Hughes, Kemp, Kincaid, Klinkhammer, Von Haden, and Vue. Nay: Council Member Middleton.

WATER STREET BUSINESS IMPROVEMENT DISTRICT

The Council considered a resolution granting a permanent encroachment to the Water Street Business Improvement District for overhead wires across Water Street. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Kincaid "to postpone consideration of said resolution until the December 11, 2007 council meeting". Said motion passed by unanimous vote.

CERTIFIED SURVEY MAP

The City Council considered a resolution approving a Certified Survey Map with right-of-way dedication for a roadway extending north of Prairie Lane, west of Jeffers Road, in the Town of Union, as shown on Planning File #CSM-7-07. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Vue "to adopt said resolution". Said motion passed by unanimous vote.

ROADWAY IMPROVEMENTS

The Council considered a resolution authorizing the City Manager to enter into a development agreement with Carole Gardner (Badger State Inc.) for street and utility improvements for Mercantile Drive from Kohlhepp Road to 433 feet north. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Middleton "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution indicating the location of required sidewalk construction on Mercantile Drive from Kohlhepp Road to 433 feet north. Thereupon a motion was offered by Council Member Davis and seconded by Council Member Buchanan "to adopt said resolution". Said motion passed by unanimous vote.

The City Council considered a resolution approving Amendment No. 1 to the Development Agreement with KTJ Limited Partnership One Hundred Sixty-Five for highway improvements at the intersection of Old Town Hall Road and Highway 53. 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.

The Council considered a resolution approving a revised State / Municipal Agreement for roadway improvements at the intersection of Old Town Hall Road and Highway 53, Project I.D. No. 7905-01-01 & 71. Thereupon a motion was offered by Council Member Kincaid and

seconded by Council Member Hughes “to adopt said resolution”. Said motion passed by unanimous vote.

NORTH BARSTOW REDEVELOPMENT

The City Council considered a resolution approving a development agreement with Riverfront Partners III, LLC for property in the North Barstow Redevelopment Area. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Klinkhammer “to postpone consideration of said resolution until January 2008”. Said motion to postpone passed by unanimous vote.

DECEMBER COUNCIL MEETING

The Council considered a resolution canceling the December 24 and 25, 2007 City Council Meetings. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Klinkhammer “to adopt said resolution”. Said motion passed by unanimous vote.

ZONING

The City Council had first reading on an ordinance rezoning property at 408 Vine Street from R-3 and I-1 to R-3P and to approve a conditional use permit for a single-family home as shown on Planning File #Z-1401-07.

TRAFFIC & PARKING

The City Council had first reading on an ordinance amending Table IX of the City Code of Ordinances entitled “Parking During Specified Hours - Two hours--Between nine a.m. and six p.m., except Sundays and holidays,” by deleting Farwell Street, west side, from Washington Street to Marston Court, and amending Table VIII entitled “Parking Prohibited,” by adding Farwell Street, both sides, from Washington Street to 110 feet south of Washington Street.

The Council had first reading on an ordinance amending Table III of the City Code of Ordinances entitled “Stop Intersections,” by adding Wisconsin Street and Riverfront Terrace when entering from the east on Wisconsin Street, and by adding Hobart Street and Wisconsin Street when entering from the north and south on Hobart Street.

The Council had first reading on an ordinance amending Table VIII of the City Code of Ordinances entitled “Parking Prohibited,” by deleting:

- Bellinger Street, the east side, from Spruce Street to 75 feet south of Spruce Street;
- Bellinger Street, the west side, from 50 feet south of Spruce Street to 125 feet north of Spruce Street;
- Bellinger Street, the west side, from the realigned intersection with Mappa Street to the north a distance of 200 feet;
- Fifth Avenue, the east side, from Spruce Street to 65 feet south;

- Fifth Avenue, the west side, from a point 75 feet south of Spruce Street to a point 180 feet north of Spruce Street;
- Bellinger Street, the west side, from Chestnut Street to a point 175 feet north of Chestnut Street;
- Whipple Street, the east side, from Beach Street to Chestnut Street;
- Whipple Street, the east side, from Fulton Street to Chestnut Street;
- Whipple Street, the west side, from a point 75 feet south of Randall Street to a point 75 feet north of Randall Street;
- Whipple Street, the west side, from a point 85 feet south of Randall Street to a point 160 feet south of Randall Street;
- Whipple Street, the west side, from a point 230 feet south of Randall Street to a point 460 feet south of Randall Street;
- Whipple Street, the west side, from Chestnut Street to a point 454 feet north of Chestnut Street;
- Whipple Street, the west side, from Fulton Street to a point 50 feet north.

The City Council had first reading on an ordinance amending Table IX of the City Code of Ordinances entitled "Parking During Specified Hours - Two hours--Between nine a.m. and six p.m., except Sundays and holidays," by adding:

- Bellinger Street, west side, from Randall Street to 125 feet south of Randall Street; and Table VIII entitled "Parking Prohibited," by adding:
 - Bellinger Street, east side, from Randall Street to 75 feet south of Spruce Street;
 - Bellinger Street, west side, from 125 feet south of Randall Street to 50 feet south of Spruce Street;
 - Whipple Street, both sides, from Madison Street to Fulton Street.

ADJOURNMENT

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

Adjournment: November 13, 2007

Time: 5:34 p.m.

David J. Adler, President

ATTEST:

Donna A. Austad, City Clerk