

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION

Tuesday, September 11, 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, Berlye Middleton, Bob Von Haden and Thomas Vue. Absent: Council Member David Klinkhammer.

CONSENT AGENDA

Council Member Buchanan left the Council Chamber.

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, September 11, 2007. Thereupon a motion was offered by Council Member Middleton and seconded by Council Member Davis "to adopt the consent resolution". Said motion passed by unanimous vote.

Council Member Buchanan returned to the Council Chamber.

LOAN

The City Council considered a resolution approving a \$125,000 Business Development Fund loan to OEM Fabricators, Inc. Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Hughes "to adopt said resolution". Said motion passed the following vote: Aye: Council Members Adler, Buchanan, Davis, Duax, Hughes, Kincaid, Middleton, Von Haden, and Vue. Nay: Council Member Kemp.

DEVELOPMENT AGREEMENTS

The Council considered a resolution authorizing the City Manager to enter into a development agreement with Commonweal Development Corporation for street and utility improvements to Southfield Business Park, located south of I-94 and adjacent to HWY 53. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Vue "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City Manager to enter into a development agreement with Oppidan for street and utility improvements to Southfield Retail Center (Gander Mountain SP-0725) located in the southeast quadrant of I-94 and HWY 53. 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.

MILL MEADOWS DEVELOPMENT

The City Council considered a resolution vacating Mill Meadows Drive North and Mill Meadows Drive South within the plat of Mill Meadows East. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Kincaid “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution releasing utility easements within Mill Meadows Drive North and Mill Meadows Drive South within the plat of Mill Meadows East. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Von Haden “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution releasing the drainage easements within the plat of Mill Meadows East. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Middleton “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the City Manager to enter into a development agreement with Menard, Inc. for street and utility improvements to Mill Meadows Subdivision Phase I. 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 Council considered a resolution indicating the location of required sidewalk construction within Mill Meadows Subdivision Phase I. 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 the final plat for Mill Meadows Subdivision (Phase I) for property located at the northeast corner of CTH “EE” and W. Folsom Street as shown on Planning File P-13-06. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Kincaid “to adopt said resolution”. Said motion passed by unanimous vote.

CONDOMINIUM PLAT

The City Council considered a resolution approving the Princeton Ridge Condominiums located on Williamsburg Drive as shown on Planning File #P-7-07. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Von Haden “to adopt said resolution”. Said motion passed by unanimous vote.

CERTIFIED SURVEY MAP

The Council considered a resolution approving a Certified Survey Map with right-of-way dedication for the cul-de-sac on the north end of Fairview Drive off Lorch Avenue as shown on Planning File #CSM-4-07. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Middleton “to adopt said resolution”. Said motion passed by unanimous vote.

ENCROACHMENT

The City Council considered a resolution approving an encroachment at 101 Graham Avenue for a waste receptacle. Thereupon a motion was offered by Council Member Buchanan and seconded by Council Member Von Haden "to adopt said resolution". Thereupon a motion was offered by Council Member Duax and seconded by Council Member Buchanan "to amend said resolution by adding the following two paragraphs at the end of the resolution:

8. This encroachment shall be in effect for 30 days from the date of adoption by the City Council, unless extended by the City Manager for a period ending not more than 60 days from the effective date of this resolution.

BE IT FURTHER RESOLVED, the City Manager be and hereby is authorized to negotiate a ground lease and any other necessary arrangements for the placement of a waste receptacle storage area on city property in the Haymarket Parking lot to serve businesses in the immediate vicinity. All such agreements are subject to the approval of the City Council, unless otherwise authorized by city policies, resolutions or ordinances."

Said motion to amend passed by the following vote: Aye: Council Members Adler, Buchanan, Davis, Duax, Hughes, Kemp, Kincaid, Von Haden, and Vue. Nay: Council Member Middleton. The Council then voted on the resolution as amended. Said resolution was adopted by unanimous vote.

ANNEXATION

The Council considered an ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 14th Assessment Ward, 5th Aldermanic District, that part of the SE ¼ - SE ¼ of Section 11-27-10, 3128 Folsom Street, Town of Union, Eau Claire County, as shown on Planning Drawing No. 07-3A (Gillette petition). Thereupon a motion was offered by Council Member Davis and seconded by Council Member Buchanan "to adopt said ordinance". Said motion passed by unanimous vote.

PARKING

The City Council considered an ordinance amending Table VIII of the City Code of Ordinances, entitled "Parking Prohibited," by adding Roosevelt Avenue, west side from 565 feet east of Wilson Street to a point on the south side of McKinley Avenue 520 feet east of Wilson Street. Thereupon a motion was offered by Council Member Kemp and seconded by Council Member Duax "to adopt said ordinance". Said motion passed by unanimous vote.

ZONING

The Council had first reading on an ordinance rezoning property at the northwest corner of Menomonie Street and Tenth Avenue from R-3P and C-2P to R-3P for an addition to the Oxbow Apartments as shown on Planning File #Z-1395-07.

PLAT & CSM REVIEW

The City Council had first reading on an ordinance amending Section 17.20.040 of the Subdivision Code adding provisions for review of plats and Certified Survey Maps within the City's extraterritorial plat approval jurisdiction as shown on Planning File #Z-1396-07.

PARKING

The Council had first reading on an ordinance amending Table VIII of the City Code of Ordinances entitled "Parking Prohibited," by adding W. Frank Street, both sides, from 455 feet west of Deblene Lane to 525 feet west of Deblene Lane.

ADJOURNMENT

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

Adjournment: September 11, 2007

Time: 5:18 p.m.

David J. Adler, President

ATTEST:

Donna A. Austad, City Clerk