

## **MINUTES**

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

**Tuesday, July 24, 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, and Bob Von Haden. Absent: Council Member Thomas Vue.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, July 24, 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 Council considered a resolution granting a temporary expansion of the Combination Class B Intoxicating Liquor & Fermented Malt Beverage licensed premise of Hilltop Corporation, d/b/a Hilltop Tavern, on August 11, 2007 within the fenced area at 924 E. Madison Street for the 6<sup>th</sup> Annual Golf Outing. 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 granting a Reserve Combination Class B Intoxicating Liquor & Fermented Malt Beverage license to Jersey's Neighborhood Sports Bar and Grill, L.L.C., d/b/a Jersey's Neighborhood Sports Bar and Grill, 2839 Mall Dr., Suite 7, Michael G. Miller, agent. 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.

#### **BUDGET ADJUSTMENTS**

The City Council considered a resolution authorizing appropriation adjustments to the 2007 Program of Services for grants, donations, and service adjustments. 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.

The Council considered a resolution accepting a Department of Army grant for a Half Moon Lake alum study. 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.

### **HAZMAT CONTRACT**

The City Council considered a resolution authorizing renewal of the Regional Hazardous Materials Response Team Services contract with the State of Wisconsin. Thereupon a motion was offered by Council Member Middleton and seconded by Council Member Davis “to adopt said resolution”. Said motion passed by unanimous vote.

### **ECONOMIC DEVELOPMENT POLICY PRIORITIES**

The Council considered a resolution adopting the 2007 – 2009 Economic Development Policy priorities for the City of Eau Claire. 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.

### **ENCROACHMENT**

The City Council considered a resolution granting a permanent encroachment to the property owner at 1814 Oxford Avenue for a loading dock and handicap accessibility ramp along Maxon Street. 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.

### **WAIVER**

The Council considered a resolution approving a waiver of notice and hearing in accordance with Wisconsin Statutes s. 66.0703 for a portion of the cost to construct an underpass on Hastings Way (Bus Hwy 53) in the area of Main Street. 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.

### **AGREEMENT**

The City Council considered a resolution approving a Customer Contribution Agreement with Xcel Energy for the placement of electrical lines underground and providing new electrical service in the N. Barstow Redevelopment area. 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.

### **THISTLEDOWN SUBDIVISION FINAL PLAT**

The Council considered a resolution approving an amendment to the final plat of Thistledown Subdivision located north of CTH “II” and east of Hwy. 93 in the Town of Washington as shown on Planning File #P-7-03. 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.

## ZONING

The City Council considered an ordinance rezoning property located at the northwest corner of Water Street and Tenth Avenue from R-3P and C-2P to R-3P and to adopt the General Development Plan for an addition to Oxbow Apartments as shown on Planning File #Z-1386-07. Thereupon a motion was offered by Council Member Davis and seconded by Council Member Kemp "to adopt said ordinance". Said motion failed to receive the required six votes for passage. The ordinance was denied on the following vote: Aye: Council Members Adler, Buchanan, Hughes, Kemp, and Kincaid. Nay: Council Members Davis, Duax, Klinkhammer, and Von Haden. Abstain: Council Member Middleton.

The Council considered an ordinance rezoning property at 307 E. Hamilton Avenue from TR-1 to R-1 as shown on Planning File #Z-1390-07. Thereupon a motion was offered by Council Member Davis and seconded by Council Member Duax "to adopt said ordinance". Said motion passed by unanimous vote.

The Council considered an ordinance rezoning property on the north side of W. Shorewood Drive, east of Jeffers Road from R-1 to R-2P and to adopt the General Development Plan for duplex development as shown on Planning File #Z-1391-07. Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Hughes "to adopt said ordinance". Said motion passed by unanimous vote.

## ZONING

The City Council had first reading on an ordinance rezoning property located on the east side of Western Avenue, south of the North Crossing, from R-1 to C-3P and to adopt the General Development Plan for a warehouse facility as shown on Planning File #Z-1392-07.

## NEIGHBORHOOD ELECTRIC VEHICLES

The Council had first reading on an ordinance creating Chapter 10.10 of the Code of Ordinances entitled "Neighborhood Electric Vehicles".

## ADJOURNMENT

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

Adjournment: July 24, 2007

Time: 5:24 p.m.

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David J. Adler, President

ATTEST:

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Mary K. Burgess, Deputy City Clerk