

## **MINUTES**

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

**Tuesday, October 10, 2006**

**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, Toby Biegel, Brandon Buchanan, Hal Davis, David Duax, Raymond Hughes, Kerry Kincaid, Terry Sheridan, Bob Von Haden and Thomas Vue. Absent: Council Member Berlye Middleton.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, October 10, 2006. Thereupon a motion was offered by Council Member Davis and seconded by Council Member Buchanan "to adopt the consent resolution". Council Member Duax requested that Item No. 5, resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to St. James Parish, and Item No. 6, resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Sacred Heart of Jesus-St. Patrick Parish, be removed from the Consent Agenda and voted upon separately. The Council then voted on the motion to adopt the remainder of the Consent Agenda items. Said motion passed by unanimous vote.

Council Members Hughes and Von Haden arrived.

#### **LIQUOR LICENSES**

The Council considered a resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to St. James the Greater Parish, Father John Schultz, president, in the downstairs school cafeteria, hall and meeting rooms at 2502 11th St., on November 3, 2006, for a fish boil, and the resolution granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Sacred Heart of Jesus-St. Patrick Parish, Rev. William Dhein, president, in the auditorium and gym at 2001 Fenwick Ave., on November 3, 2006, for "Late Nite Catechism" fundraiser. Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Vue "to adopt said resolutions". Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Buchanan, Davis, Duax, Hughes, Kincaid, Sheridan, and Vue. Nay: None. Abstained: Council Member Von Haden.

#### **SKATEBOARD PLAZA**

The Council considered a resolution allowing the Skateboard Plaza Group to raise funds for the construction of a skateboard plaza at Lakeshore Park. Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Duax "to adopt said resolution". Said motion passed by unanimous vote.

## **TOURNAMENT**

The Council considered a resolution allowing the Convention and Visitors Bureau to host the United States Boomerang National Tournament and Exposition on August 16 – 19, 2007 in the Eau Claire Soccer Park. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Sheridan “to adopt said resolution”. Said motion passed by the following vote: Aye: Council Members Biegel, Buchanan, Davis, Duax, Hughes, Kincaid, Sheridan, Von Haden, and Vue. Nay: None. Abstained: Council Member Adler.

## **EASEMENT**

The Council considered a resolution authorizing release of utility rights and granting temporary construction easement to the Wisconsin Department of Transportation on Parcels #30, #40 and #60 for the Clairemont Avenue (Highway 12) improvements, Project I.D. #7090-00-21. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Davis “to adopt said resolution”. Said motion passed by unanimous vote.

Council Member Duax left and returned to the meeting.

## **PLAT AMENDMENT**

The Council considered a resolution approving an amendment to the final plat for Skyline West to allow a storage shed within the 50’ highway setback along I-94 for property at 2445 Kenora Parkway as shown on Planning File #P-11-02 Amd. Thereupon a motion was offered by Council Member Buchanan and seconded by Council Member Biegel “to adopt said resolution”. Said motion passed by unanimous vote.

## **ENCROACHMENT**

The Council considered a resolution granting a permanent encroachment to Luther Hospital to extend the parking lot into the Randall Street right-of-way. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Kincaid “to adopt said resolution”. Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Buchanan, Davis, Duax, Hughes, Sheridan, Von Haden, and Vue. Nay: None. Abstained: Council Member Kincaid.

## **ZONING**

The Council considered an ordinance rezoning property located on the south side of Chestnut Street, between 5<sup>th</sup> Avenue and Whipple Street, from RM and R-4P to CBDP and to adopt the General Development Plan for the existing Luther Hospital uses as shown on Planning File #Z-1362-06. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Hughes “to adopt said ordinance”. Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Buchanan, Davis, Duax, Hughes, Sheridan, Von Haden, and Vue. Nay: None. Abstained: Council Member Kincaid.

The Council considered an ordinance rezoning property located on the south side of Cameron Street, between 6th Street and Kendall Street, from I-1 and C-3 to CBDP and to adopt the General Development Plan for Luther Hospital's existing parking lot as shown on Planning File #Z-1363-06. Thereupon a motion was offered by Council Member Sheridan and seconded by Council Member Von Haden "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Buchanan, Davis, Duax, Hughes, Sheridan, Von Haden, and Vue. Nay: None. Abstained: Council Member Kincaid.

### **ANNEXATION**

The Council had first reading on 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 Lot 14, Block 2, of King's Addition and that part of Mitscher Avenue right-of-way located in the NE $\frac{1}{4}$  - NE  $\frac{1}{4}$  and in the SE  $\frac{1}{4}$  - NE  $\frac{1}{4}$ , Section 32-27-9, 3455 Halsey Street, Town of Washington, Eau Claire County, as shown on Planning Drawing No. 06-06A (Giese petition).

### **ZONING**

The Council had first reading on ordinances to rezoning the following properties:

- 1324 W. Clairemont Avenue from C-1A to C-3P and to adopt the General Development Plan for the existing use of the property as shown on Planning File #Z-1365-06.
- property to the rear of 2109 Cameron Street from C-2P to R-1 as shown on Planning File #Z-1366-06.
- 2009 Noble Drive from TR-1 to R-1 as shown on Planning File #Z-1367-06.

### **HOUSING CODE AMENDMENT**

The Council had first reading on an ordinance amending Chapter 16.08 of the City Code of Ordinances entitled "Housing Code" to assess a fee for re-inspections.

### **ADJOURNMENT**

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

Adjournment: 8:12 p.m.

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David J. Adler, President

ATTEST:

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Mary Burgess, Deputy City Clerk