

## **MINUTES**

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

**Tuesday, August 9, 2005**

**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, Hal Davis, Raymond Hughes, Berlye Middleton, Dallas Neville, Terri Stanley, Bob Von Haden and Thomas Vue. Absent: Council Members David Duax and Kerry Kincaid.

#### **CONSENT AGENDA**

The Council considered a resolution adopting the Consent Agenda for selected items of routine business on Tuesday, August 9, 2005. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Vue "to adopt the consent resolution". Said motion passed by unanimous vote.

#### **FARMER'S MARKET**

The City Council considered a resolution awarding contracts and authorizing appropriations for Procurement No. 2005-14, Phoenix Park - Phase II Site Improvements, Farmers' Market and Clock Tower. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Middleton "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution allowing the Parks, Recreation & Forestry Department to close Riverfront Terrace, from N. Barstow Street to Wisconsin Street, on Saturday, September 17, 2005, for the Phoenix Park Grand Opening Ribbon Cutting Ceremony, and allowing the Downtown Farmers Market to be held on Riverfront Terrace on that day. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Stanley "to adopt said resolution". Said motion passed by unanimous vote.

#### **AGREEMENTS**

The City Council considered a resolution approving the 2005 Purchase of Service agreement between the City of Altoona and Eau Claire Transit. Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Davis "to adopt said resolution". Said motion passed by unanimous vote.

The Council considered a resolution approving the terms and conditions of a purchase agreement with Commonweal Development Corporation for land in the North Barstow Area. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Vue "to adopt said resolution". Said motion passed by unanimous vote.

### **BRUSH SITE**

The City Council considered a resolution allowing the City Manager to enter into an agreement with Eau Claire County for cooperatively operating a brush drop-off site at Jeffers Road. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Middleton “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution approving a General Site Development Plan in a P-Public District for the brush site in Jeffers Road Park as shown on Planning File PZ-05-06. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Stanley “to adopt said resolution”. Said motion passed by unanimous vote.

### **MT. WASHINGTON PARK**

The City Council considered a resolution approving a General Site Development Plan in a P-Public District for ski jump improvements at Mt. Washington Park as shown on Planning File PZ-05-05. Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Davis “to adopt said resolution”. Said motion passed by unanimous vote.

### **SHOREWOOD HEIGHTS**

The City Council considered a resolution approving the final plat for Shorewood Heights, located on the south side of W. Shorewood Drive, as shown on Planning File P-03-05. Thereupon a motion was offered by Council Member Von Haden 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 Steen Developers, Inc., for street and utility improvements for the plat of Shorewood Heights. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Stanley “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution indicating the location of required sidewalk construction within the plat of Shorewood Heights. Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Davis “to adopt said resolution”. Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Davis, Hughes, Middleton, Neville, Stanley, and Vue. Nay: Council Member Von Haden.

### **SHOREWOOD HAVEN WEST ADDITION**

The City Council considered a resolution approving the final plat for Shorewood Haven West Addition, located on the north side of W. Shorewood Drive, as shown on Planning File P-09-05. Thereupon a motion was offered by Council Member Neville 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 Fred DesForge for street and utility improvements for the plat of Shorewood Haven West Addition. Thereupon a motion was offered by Council Member Von Haden 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 within the plat of Shorewood Haven West Addition. Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Stanley “to adopt said resolution”. Said motion passed by unanimous vote.

### **ALLEY VACATION**

The City Council considered a resolution vacating the alley west of Fifth Avenue, from Chippewa Street to the east/west alley north of Water Street. Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Davis “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a resolution releasing the utility easements within the alley west of Fifth Avenue, from Chippewa Street to the east/west alley north of Water Street. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Vue “to adopt said resolution”. Said motion passed by unanimous vote.

### **SIDEWALK REPAIR**

The City Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statutes s. 66.0907 at 32 locations throughout the city, beginning with 505 S. Dewey Street, Parcel No. 02-0212. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Middleton “to adopt said resolution”. Said motion passed by unanimous vote.

### **LABOR AGREEMENT**

The Council considered a resolution authorizing the City Manger to execute a collective bargaining agreement between the City and Communication Workers of America - Local 4640 (Emergency Communication Center Telecommunicators). Thereupon a motion was offered by Council Member Hughes and seconded by Council Member Stanley “to adopt said resolution”. Said motion passed by unanimous vote.

### **ORDINANCES FOR ACTION**

There were no ordinances for second reading and action at this City Council meeting.

## **REZONING**

The City Council had first reading on an ordinance rezoning property located at the southwest corner of Mitchell Avenue and Hester Street from C-2 to R-2 as shown on Planning File Z-1330-05.

The Council had first reading on an ordinance rezoning property located at the southeast corner of W. MacArthur Avenue and Eldorado Boulevard from R-4 to R-4P and to adopt the General Development Plan for a condo project as shown on Planning File Z-1331-05.

## **CURFEW**

The City Council had first reading on an ordinance repealing and recreating Section 9.84.010 of the Code of City Ordinances entitled "Hours Prohibited in Public (Minors)".

## **PAY PLAN**

The Council had first reading on an ordinance amending the City Pay Plan, specifically that part thereof pertaining to the Communication Workers of America - Local 4640 (Emergency Communication Center Telecommunicators). Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Biegel "to suspend the rules which interfere the immediate consideration said ordinance". Said motion to suspend the rules passed by the following vote: Aye: Council Members Adler, Biegel, Hughes, Middleton, Neville, Stanley, Von Haden, and Vue. Nay: Council Member Davis. Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Neville "to adopt said ordinance". Said motion was adopted by the following vote: Aye: Council Members Adler, Biegel, Hughes, Middleton, Neville, Stanley, Von Haden, and Vue. Nay: Council Member Davis.

## **ADJOURNMENT**

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

Adjournment: August 9, 2005

Time: 5:21 p.m.

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David J. Adler, President

ATTEST:

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Donna A. Austad, City Clerk