

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE SESSION

Tuesday, June 14, 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, David Duax, Raymond Hughes, Kerry Kincaid, Berlye Middleton, Dallas Neville, Terri Stanley, 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, June 14, 2005. It was requested that Item No. 7, Resolution approving various items in connection with the ISC World Fastball Tournament in Carson Park on August 12-20, 2005, be voted upon separately. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Vue "to adopt the remainder of the consent resolution". Said motion passed by unanimous vote.

FAST PITCH TOURNAMENT

The Council considered a resolution approving the following items in connection with the ISC World Fastball Tournament in Carson Park on August 12-20, 2005:

- Selling concessions and souvenirs
- Allowing self-contained camping
- Charging a parking fee
- Charging an admission fee.

Thereupon a motion was offered by Council Member Biegel and seconded by Council Member Hughes "to adopt said resolution." Said motion passed by unanimous vote.

BONDS

The City Council considered a resolution authorizing the issuance of \$6,050,000 aggregate principal amount of General Obligation Bonds, Series 2005, of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin, providing details, prescribing the form of bond, awarding the bonds to the best bidder, and levying taxes to be used for street improvements, storm sewer improvements and Downtown development in TIF #8. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to adopt said resolution". Said motion passed by unanimous vote.

DOG PARK DONATION

The City Council considered a resolution accepting a donation of \$7,600 from the Community Parks Association for the purchase and installation of a drinking water fountain to be installed at the Off-leash Dog Park and approving a budget appropriation for the donation.

Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Middleton "to adopt said resolution". Said motion passed by unanimous vote.

HASTINGS WAY RECONSTRUCTION

The City Council considered a resolution selecting a preferred alternative for the reconstruction of Hastings Way (Business Hwy 53) from Galloway Street to Seymour Road, including the Birch Street and Seymour Road intersections. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Von Haden "to adopt said resolution approving Alternative No. 4A, the At-Grade Signalized intersections at Birch Street and Seymour Road". Said motion passed by the following vote: Aye: Council Members Adler, Davis, Duax, Hughes, Kincaid, Middleton, Von Haden, and Vue. Nay: Council Members Biegel, Neville and Stanley.

LORCH AVENUE

The City Council considered a resolution authorizing the conveyance of a parcel of land adjacent to the Lowes Creek Regional Storm Water Facility to Eau Claire County. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by unanimous vote.

The City Council considered a resolution accepting public right-of-way for Lorch Avenue, adjacent to the Eau Claire County Fairgrounds. Thereupon a motion was offered by Council Member Stanley and seconded by Council Member Biegel "to adopt said resolution". Said motion passed by unanimous vote.

The City Council considered a resolution approving an amended Certified Survey Map with right-of-way dedication for Lorch Avenue as shown on Planning File #CSM-03-05 Amd. Thereupon a motion was offered by Council Member Davis and seconded by Council Member Neville "to adopt said resolution". Said motion passed by unanimous vote.

LAND ACQUISITION

The City Council considered a resolution acquiring a small (.15 acre) parcel of land along Galloway Street adjacent to the bike trail. Thereupon a motion was offered by Council Member Vue and seconded by Council Member Von Haden "to adopt said resolution". Said motion passed by unanimous vote.

PROPERTY ACQUISITION - HOME OWNERSHIP PROGRAM

The City Council considered a resolution approving the acquisition of the property at 2918 Starr Avenue for inclusion in the Housing Authority's HOME Ownership Program. Thereupon a motion was offered by Council Member Stanley and seconded by Council Member Middleton "to adopt said resolution". Said motion passed 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 SW ¼ - SW ¼ and the NW ¼ - SW ¼ and the NE ¼ - SW ¼, Section 10, and also part of the NE ¼ - SE ¼ and the SE ¼ - SE ¼, Section 9, and also part of the NW ¼ - NW ¼, Section 15, all within T 27 N, R 10 W, Town of Union, Eau Claire County, as shown on Planning Drawing No. 2005-06A. (Menards petition for approximately 90 acres of vacant land south of I-94, along CTH "EE"). Thereupon a motion was offered by Council Member Davis and seconded by Council Member Von Haden "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Davis, Duax, Hughes, Kincaid, Middleton, Neville, Von Haden, and Vue. Nay: Council Member Stanley.

REZONING

The City Council considered an ordinance rezoning property located north of the U.S. Hwy. 53 Frontage Road and west of Gateway Drive from R-3P to C-3P and to adopt the General Development Plan for Menard's storage yard expansion, as shown on Planning File #Z-1327-05. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Kincaid "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Adler, Biegel, Davis, Duax, Hughes, Kincaid, Middleton, Neville, Von Haden, and Vue. Nay: Council Member Stanley.

The City Council considered an ordinance rezoning property located at 311 Maple Street from C-2 to R-3P and to adopt a General Development Plan (with a conditional use permit) for a single-family home, as shown on Planning File #Z-1328-05. Thereupon a motion was offered by Council Member Duax and seconded by Council Member Davis "to adopt said ordinance". Said motion passed by unanimous vote.

The City Council considered an ordinance rezoning property located at 1209 Bellevue Avenue from I-1 to R-3P and to adopt the General Development Plan for a duplex, as shown on Planning File #Z-1329-05. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Vue "to adopt said ordinance". Said motion passed by unanimous vote.

WATERFORD PROJECT

City Attorney Stephen Nick left the Council Chambers and Assistant City Attorney Steve Bohrer arrived to serve served as legal counsel to the Council.

The City Council considered an ordinance amending the General Development Plan for CBDP zoned property located on the east side of Hastings Way, across from Main Street, for the Waterford project, as shown on Planning File #Z-1294-04 Amd., regarding the increased height of the two condominium towers. Thereupon a motion was offered by Council Member Kincaid and seconded by Council Member Hughes "to adopt said ordinance". Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Duax "to amend said

ordinance to limit the height of the towers to 12 stories with a maximum height of 135 feet and the total number of residential units in the project shall be limited to 234 units". Said motion to amend passed by the following vote: Aye: Council Members Adler, Davis, Duax, Hughes, Kincaid, Middleton, Neville, Von Haden, and Vue. Nay: Council Members Biegel and Stanley. The Council then voted on the ordinance as amended. Said ordinance was adopted by the following vote: Aye: Council Members Adler, Davis, Duax, Hughes, Kincaid, Middleton, Neville, Von Haden, and Vue. Nay: Council Members Biegel and Stanley.

City Attorney Stephen Nick returned to the Council Chambers and Assistant City Attorney Steve Bohrer left the meeting.

PARKING

The City Council considered an ordinance amending Table VIII of the City Code of Ordinances entitled "Parking Prohibited", by adding W. Hamilton Avenue, the north side, from Craig Road to 150 feet east of Eldorado Boulevard. Thereupon a motion was offered by Council Member Neville and seconded by Council Member Vue "to adopt said ordinance". Said motion passed by the following vote: Aye: Council Members Biegel, Duax, Kincaid, Middleton, Neville, Stanley, Von Haden, and Vue. Nay: Council Members Adler, Davis, and Hughes.

STOP INTERSECTIONS

The City Council had first reading on an ordinance amending Table III of the City Code of Ordinances entitled "Stop Intersections", by adding Speros Lane and Meadow Lane, when entering from the west on Meadow Lane and from the east on Bostrom Court.

ADJOURNMENT

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

Adjournment: June 14, 2005
Time: 5:55 p.m.

David J. Adler, President

ATTEST:

Donna A. Austad, City Clerk