

## MINUTES

### EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, February 25, 2014

City Council Chamber

4:00 p.m.

#### PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Kincaid called the meeting to order. The following members were present: Council Members Catherine Emmanuelle, Kerry Kincaid, David Klinkhammer, Monica Lewis, Kathy Mitchell, David Strobel, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Members David Duax and Eric Larsen.

#### CONSENT AGENDA

The City Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, February 25, 2014:

- Approving Minutes of Regular Meeting of February 11, 2014.
- Granting new bartender licenses.
- Granting Change of Agent for the Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Bear Creek Grille, Inc., d/b/a Grizzly's Wood Fired Grill & Steaks, 4890 Golf Rd., from Kim A. Olsen to Christopher J. McHugh.
- Authorizing B-Side, Inc. to conduct the B-Fit for B-Side event on April 12, 2014 beginning at 7:00 p.m. at Phoenix Park and along city trails and sidewalks.
- Authorizing Boy Scouts of America Chippewa Valley Council to conduct the Eau Claire Easter Egg Hunt on Saturday, April 19, 2014 in Carson Park.
- Authorizing March of Dimes to conduct the March for Babies on Saturday, May 3, 2014 in Carson Park and along city trails and sidewalks.
- Authorizing the Girl Scouts of Northwestern Great Lakes to amend the Thin Mint Sprint 5K on Saturday, June 14, 2014 at Carson Park.
- Authorizing Oral Surgery Associates to conduct the Oral Surgery Run for a Mission 5K on Tuesday, August 26, 2014 at 5:30 p.m. in Carson Park and along city trails and sidewalks.
- Authorizing Tangled Up in Hue to conduct the Artists Market on Saturday mornings May through September, 2014 at Phoenix Park.
- Approving a Preliminary Resolution declaring the City's intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street, utility, and sidewalk improvements, and directing the City Clerk to give notice of a hearing scheduled for March 10, 2014, on the following streets:
  - Rudolph Road, E. Clairemont Avenue to E. Hamilton Avenue (14-110)
  - Somona Parkway, N. Hastings Way E. Frontage Road to Morningside Drive (14-206)
  - Ravencrest Avenue, Somona Parkway to Seymour Road (14-205)
  - Zephyr Hill Avenue, Somona Parkway to 324 feet north (14-208)
  - Brian Street, STH 93 to Lever Street (14-200)
  - Fourteenth Street, Wilson Drive to Folsom Street (12-203)
  - Buffington Drive, Buffington Court to Cameron Street (14-201)

- Approving the bid and proposal for Procurement No. 2014-20 Purchase of One Trailer Mounted Pothole Patcher.

Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Von Haden “to adopt the consent resolution”. Said motion passed by unanimous vote.

### **TASTE OF THE VALLEY**

The City Council considered a resolution authorizing the Leader-Telegram and The Community Table to conduct the Taste of the Valley / Jammin’ in the Valley events on Saturday, May 31, 2014 in the City Haymarket Parking Lot and Sunday, June 1, 2014 in Phoenix Park. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Xiong “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to The Community Table, Pete Riley & Ben Franko, Co-chairs, on May 31 & June 1, 2014, for Taste of the Valley / Jammin’ in the Valley. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Mitchell “to adopt the resolution”. Said motion passed by unanimous vote.

### **STREET, UTILITY & SIDEWALK IMPROVEMENTS**

The City Council considered Final Resolutions approving various projects and levying special assessments for street and utility improvements. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Emmanuelle “to adopt the resolution for the project on Starr Avenue, Edgewood Lane to Melby Street (14-207)”. Said motion passed by unanimous vote. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Von Haden “to adopt the resolution for the project on the alley east of S. Barstow Street, Newton Street to Marston Avenue (14-500)”. Said motion passed by unanimous vote. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Xiong “to adopt the resolution for the project on E. Hamilton Avenue, State Street to Cummings Avenue (14-300)”. Said motion passed by unanimous vote. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Mitchell “to adopt the resolution approving the projects for

- Menomonie Street, N. Clairemont Avenue to Carson Park Drive (14-204)
- Menomonie Street, Carson Park Drive to Tenth Avenue (14-302)
- Water Street, Tenth Avenue to Ninth Avenue (14-303)”.

Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Werthmann “to amend said resolution by adding a paragraph #9 to read as follows: ‘The Department of Public Works is directed to work with the Bicycle-Pedestrian Advisory Committee (BPAC) to co-create a solution regarding the safety issues for bicycle riders and pedestrians in the area where the trail crosses Menomonie Street (near Dairy Queen)’.” Council discussed the amendment and whether it should reference the crosswalk in the one area or the entire project. The Council voted on the amendment. Said motion to amend failed on the following vote: Aye: Council Members Emmanuelle, Kincaid and Mitchell. Nay: Council Members Klinkhammer, Lewis, Strobel, Von Haden, Werthmann, and Xiong. The Council then

voted on the original motion to approve the project as proposed by staff. Said resolution was adopted by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Lewis, Mitchell, Strobel, Von Haden and Xiong. Nay: Council Member Werthmann.

The Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statutes 66.0907 on the following streets:

- Starr Avenue, Edgewood Lane to Melby Street (14-207)
- E. Hamilton Avenue, State Street to Cummings Avenue (14-300)
- Menomonie Street, Carson Park Drive to Tenth Avenue (14-302)
- Menomonie Street, N. Clairemont Avenue to Carson Park Drive (14-204)
- Water Street, Tenth Avenue to Ninth Avenue (14-303)

Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

### **FUTURE LAND USE MAP CHANGE**

The City Council considered a resolution approving a change in the Future Land Use Map within the Intergovernmental Agreement with the Town of Wheaton for property located on the north side of CTH “X”, west of CTH “T”. Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Von Haden “to adopt the resolution”. Said motion passed by unanimous vote.

### **FLOOD PLAIN AMENDMENT**

The Council had first reading on an ordinance amending the Flood Plain Chapter of the Zoning Code updating provisions and map references as required by FEMA (Planning File #Z-1537-14).

### **ADJOURNMENT**

A motion was offered by Council Member Xiong and seconded by Council Member Emmanuelle “that this meeting does now adjourn.” Said motion passed by unanimous voice vote.

Adjournment: February 25, 2014

Time: 4:52 p.m.

ATTEST:

/s/ Kerry J. S. Kincaid, President

/s/ Donna A. Austad, City Clerk