

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, March 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, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Bob Von Haden, and Andrew Werthmann.

Absent: Council Members David Duax and Michael Xiong.

CONSENT AGENDA

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

- Approving Minutes of Regular Meeting of March 11, 2014.
- Granting new bartender licenses.
- Granting Change of Agent for the Class A Fermented Malt Beverage license of Kwik Trip, Inc., d/b/a Kwik Trip #389, 108 Madison St. from Dan Harriman to Sonja Nolan.
- Granting Change of Agent for the Class A Fermented Malt Beverage license of Kwik Trip, Inc., d/b/a Kwik Trip #398, 2135 Brackett Ave. from Rebecca Sprague to Kimberly Schweiger.
- Granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Boys & Girls Club of the Greater Chippewa Valley, Terry McHugh, president, on May 10, 2014, at HOM Furniture, 2921 Mall Dr., for 7th Annual Wine & Cheese Tasting Fundraiser.
- Granting the renewal of the six-month Class B Fermented Malt Beverage license of Gary D. Martin, Carson Park Concession Plaza, Hobbs and Gelein Softball Fields and football field.
- Authorizing notice of public hearing regarding the vacation of:
 - Moore Street, from Galloway Street to Bellevue Avenue
 - Bellevue Avenue, from Moore Street to Starr Avenue
 - Westerly portion of N. Hastings Way West Frontage Road to 400 feet north.
- Authorizing notice of public hearing regarding the vacation of Donnellan Lane, from Brackett Avenue to Ohm Avenue.
- Authorizing the National Multiple Sclerosis Society to conduct the Multiple Sclerosis Walk on Saturday, April 26, 2014 at Owen Park and along city trails and sidewalks.
- Authorizing Downtown Eau Claire, Inc. to conduct First Fridays on each Friday beginning May 2, 2014 and ending October 3, 2014 located in the downtown areas of Eau Claire.
- Authorizing the Water Street Merchants to conduct the Doll and Pet Parade on Saturday, May 10, 2014 along Water Street.
- Authorizing Regis Catholic Schools to conduct the Gus Macker 3 on 3 Tournament on July 12-13, 2014 at Owen Park and along First Avenue.
- Accepting a donation of fireworks from Festival Foods for the July 4, 2014 Community Celebration.

- Approving a subordination agreement between the City, the Redevelopment Authority and Northwestern Bank.
- Approving the bid and proposal for Procurement No. 2014-01, City Hall Campus Phase II - HVAC & Controls Upgrades including Boiler & Water Heater Replacement.
- Approving the bid and proposal for Procurement No. 2014-02, City Hall Campus Fire Alarm System Upgrades.
- Approving the bid and proposal for Procurement No. 2014-15, Financial Advisor Services for Bond Issues.

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.

LICENSES

The City Council considered a resolution granting a Temporary Class B Wine license to St. Olaf Parish, Brian Konopa, Pastor, for April 5, 2014, from 6:00 p.m. to 9:00 p.m., at 3220 Monroe St., for Seder Meal event. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer “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 United Way of the Greater Chippewa Valley, Inc., Joan Coffman, president, on April 14, 2014, at the RCU Building, 200 Riverfront Terrace, for Chamber of Commerce Business After Hours. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by unanimous vote.

The City Council considered a resolution granting a Reserve Combination Class B Intoxicating Liquor & Fermented Malt Beverage to Coffee Grounds, Inc., d/b/a The Coffee Grounds, 4212 Southtowne Drive, Eric Nelson, agent. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

SPECIAL EVENTS

The City Council considered a resolution authorizing the Minnesota MG Group to conduct the Rally in the Valley on Saturday, May 31, 2014 at Carson Park. 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.

The Council considered a resolution authorizing Lutheran Social Services and Plan Ahead Events to conduct the Mom’s Day 5K event on Saturday, May 10, 2014 at Phoenix Park and along city trails, and sidewalks. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Center Ice Club and Gordy's County Market to conduct the Hops for Hockey on Saturday, September 6, 2014 at the Hobbs Ice Center. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel "to adopt the resolution". Said motion passed by unanimous vote.

COMMUNITY GARDEN AGREEMENTS

The City Council considered a resolution authorizing a use agreement with the North Riverfronts Neighborhood Association for the use of Forest Street Park for community gardens. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle "to adopt the resolution". Said motion passed by unanimous vote.

The Council considered a resolution authorizing a use agreement with the Historic Randall Park Neighborhood Association for the use of Lakeshore Park for neighborhood gardens. 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.

The Council considered a resolution authorizing a use agreement with the Third Ward Neighborhood Association for the use of Demmler Park for neighborhood gardens. Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer "to adopt the resolution". Said motion passed by unanimous vote.

LIFE JACKET LOANER BOARD

The City Council considered a resolution authorizing the renewal of an agreement with the Wisconsin Department of Natural Resources to maintain a life jacket loaner board at the Riverview Park boat landing. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel "to adopt the resolution". Said motion passed by unanimous vote.

DNR GRANT

The City Council considered a resolution accepting and appropriating a grant from the State of Wisconsin Department of Natural Resources for the acquisition of 97 West Madison Street. Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle "to adopt the resolution". Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Von Haden and Werthmann. Nay: None. Abstain: Council Member Lewis.

SCULPTURE TOUR

The Council considered a resolution granting encroachments to Sculpture Tour of Eau Claire for the "Sculpture Tour" exhibit. 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.

APPOINTMENTS

The Council considered a resolution approving the following appointments to Boards, Committees and Commissions:

Advisory Committee on Sustainability

(new appointments with staggered terms to expire April 1 of listed year)

One-year terms to expire in 2015:

Dan Anderson Rod Bagley

Two-year terms to expire in 2016:

James Boulter Kate Hartsel Gina Keenan

Three-year terms to expire in 2017:

Brian Larson Crispin Pierce Dody Wubker

Housing Advisory Board (three-year terms to expire April 30, 2017)

Merrill Lovvik – reappointment Paula Stuetgen - reappointment

Housing Authority (five-year term to expire April 30, 2019)

Laurie Klinkhammer - reappointment

North Barstow/Medical BID Board

Nick Meyer – appointment to fill unexpired term which expires December 31, 2015

Plan Commission (three-year terms, to expire April 30, 2017)

Jim Lahti – appointment Terry Pederson - appointment

William Glass – reappointment Terry Weld – reappointment

Police and Fire Commission (five-year term to expire April 30, 2019)

Jill Barland - reappointment

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

STREET & SIDEWALK IMPROVEMENT PROJECTS

The City Council considered a Final Resolution approving the project and levying special assessment for street and utility improvements on Menomonie Street, N. Clairemont Avenue to Carson Park Drive (14-204). Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer “to adopt the resolution”. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Lewis “to amend the resolution to have the project constructed under Option 2, ‘*Constructed under traffic*’, thus maintaining one lane of traffic in each direction at all times”. Said motion to amend passed by following vote. Aye: Council Members Larsen, Lewis, Strobel, Von Haden and Werthmann. Nay: Council Members Emmanuelle, Kincaid, Klinkhammer, and Mitchell. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Larsen “to amend the resolution by adding the following paragraph:

The following items should be included in the Menomonie Street construction project in connection with the bicycle / pedestrian trail crossing at Menomonie Street:

- Installation of stop/yield signs on the multi-use path
- Marking a pedestrian crossing to the east side of Carson Park Drive using zebra stripes
- Installation of wider curb cuts for crossings
- Pavement mark the trail connection on Menomonie Street using zebra stripes

- Installation of HAWK (High intensity Activated crossWalk) signals for advanced warning of the trail crossing.”.

Said motion to amend passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell and Werthmann. Nay: Council Members Lewis, Strobel and Von Haden. The Council then voted on the resolution as amended. Said resolution was adopted by unanimous vote.

The Council considered a resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s. 66.0907 on Menomonie Street, N. Clairemont Avenue to Carson Park Drive (14-204). Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt said resolution”. Said motion passed by unanimous vote.

The Council considered a Final Resolution approving the project and levying special assessments for street and utility improvements on Galloway Street, N. Barstow Street to N. Dewey Street (14-105). Thereupon a motion was offered by Council Member Larsen and seconded by Council Member Emmanuelle “to adopt said resolution”. Thereupon a motion was offered by Council Member Emmanuelle and seconded by Council Member Mitchell “to postpone consideration of said project. Staff shall request further input from the North Barstow / Medical Business Improvement District Design Committee. The Design Committee is requested to include the affected property owners in their discussions”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Larsen, Lewis, Mitchell, Strobel, Von Haden and Werthmann. Nay: Council Member Klinkhammer.

The Council considered a Final Resolution approving the project and levying special assessments for street and utility improvements on

- Hogarth Street, Robin Road to Joles Avenue (14-106).
- First Avenue, Hudson Street to Lake Street (14-104)
- First Avenue, Water Street to Hudson Street (14-301)
- Lake Street, Second Avenue to Lake Street Bridge (14-109).

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.

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

- Galloway Street, N. Barstow Street to N. Dewey Street (14-105)
- First Avenue, Hudson Street to Lake Street (14-104)
- First Avenue, Water Street to Hudson Street (14-301)
- Lake Street, Second Avenue to Lake Street Bridge (14-109)

Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Klinkhammer “to adopt the resolution”. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Lewis “to amend the resolution by removing the sidewalk repair proposed for Galloway Street, N. Barstow Street to N. Dewey Street (14-105) from the resolution. Said repair project shall come back for consideration after staff has received further input from the North Barstow / Medical Business Improvement District Design Committee on the entire project.”. Said motion to amend passed by the following vote:

Aye: Council Members Emmanuelle, Kincaid, Larsen, Lewis, Mitchell, Strobel, Von Haden and Werthmann. Nay: Council Member Klinkhammer. Council then voted on the resolution as amended. Said resolution was adopted by unanimous vote.

WATER RATES

The Council considered an ordinance amending Title 14 of the City Code of Ordinances entitled “Waterworks” to reflect PSC changes resulting from the 2013 Full Rate Case Application. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Mitchell, Strobel, Von Haden, and Werthmann. Nay: Council Member Lewis.

PARKING PROHIBITED

The City Council had first reading on the following ordinances amending Table VIII of the City Code of Ordinances, entitled “Parking Prohibited” regarding changes in parking prohibitions:

- Adding Starr Avenue, west side, from North Lane to Melby Street.
- Adding Menomonie Street, both sides, from Clairemont Avenue to Tenth Avenue and deleting the following:
 - Menomonie Street, both sides, from Clairemont Avenue to 50 feet east of the Chicago and Northwestern spur track;
 - Menomonie Street, the north side, from 125 feet to 300 feet west of Tenth Avenue;
 - Menomonie Street, the south side, from Tenth Avenue to a point 100 feet west of Tenth Avenue;
 - Menomonie Street, the south side, from a point 150 feet west of Tenth Avenue to a point 600 feet west of Tenth Avenue.
- Adding Water Street, both sides, from Tenth Avenue (southern approach) to 220 feet east of Tenth Avenue (southern approach) and deleting Menomonie Street, the south side, from Tenth Avenue to a point 75 feet east of Tenth Avenue.

ADJOURNMENT

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

Adjournment: March 25, 2014

Time: 6:11 p.m.

ATTEST:

Kerry J. S. Kincaid, President

Donna A. Austad, City Clerk