

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, July 8, 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, Eric Larsen, Monica Lewis, Kathy Mitchell, David Strobel, Bob Von Haden, Andrew Werthmann, and Michael Xiong. Absent: Council Members David Duax and David Klinkhammer.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday, July 8, 2014:

- Approving Minutes of Regular Meeting of June 24, 2014.
- Granting new bartender licenses.
- Granting the renewal of bartender licenses for the 2014-2016 licensing period.
- Granting a Temporary Class B Fermented Malt Beverage license and Temporary Class B Wine license to Special Olympics Wisconsin Indianhead Region, Paul Baniel, president, for August 30, 2014 in the fenced area between Oak and Pine Pavilions at Carson Park for the 32nd Annual Leader-Telegram Buckshot Run.
- Granting a Combination Class A Intoxicating Liquor and Fermented Malt Beverage license to Kwik Trip, Inc., d/b/a Kwik Trip #210, 1506 Black Ave., Pamela K. Kind, agent.
- Granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Red Lobster Hospitality LLC, d/b/a Red Lobster #0370, 1019 W Clairemont Ave., Brian Grosz, agent.
- Authorizing the Special Olympics Wisconsin to conduct the Buckshot Run on August 30, 2014 and Little Buckshot Run on August 27, 2014 at Carson Park and along city trails and sidewalks.
- Authorizing Downtown Eau Claire, Inc. to conduct the International Fall Festival on September 20, 2014 in downtown Eau Claire on city streets, sidewalks and parking lots.
- Approving the bid and proposals for:
 - Procurement No. 2014-24, City Wide Arterial Street Construction.
 - Procurement No. 2014-43, Brackett Ave & Harding Ave Reconstruction.
 - Procurement No. 2014-50, City Wide Sidewalk, Curb & Gutter Repair.

Thereupon a motion was offered by Council Member Lewis and seconded by Council Member Xiong "to adopt the consent resolution". Said motion passed by unanimous vote.

Council Member Klinkhammer arrived in the Council Chamber.

LICENSES

The Council considered a resolution granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage and a Class A Cabaret license of Revivify LLC, d/b/a The Lismore Hotel, Restaurant & Bar, 205 S. Barstow St., Terry Vajgrt, agent. Thereupon a motion was offered by Council Member Strobel and seconded by Council Member Werthmann “to adopt the resolution”. Said motion passed by unanimous vote.

SPECIAL EVENTS

The City Council considered a resolution authorizing the University of Wisconsin - Eau Claire to conduct the UW Meets Eau Claire event on September 5, 2014 at Phoenix Park, Owen Park and along city trails and sidewalks. Thereupon a motion was offered by Council Member Mitchell and seconded by Council Member Larsen “to adopt the resolution”. Said motion passed by unanimous vote.

The Council considered a resolution authorizing the Junior League of Eau Claire to conduct the Diaper Bank Stroller Derby 5K on Sunday, September 14, 2014 at Carson Park and along city trails and sidewalks. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Emmanuelle “to adopt the resolution”. Said motion passed by unanimous vote.

SIDEWALK REPAIRS

The City Council considered a resolution ordering the repair of sidewalk at 23 locations beginning with 1503 Frederic Street, Parcel No. 03-0776. Thereupon a motion was offered by Council Member Lewis 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 Klinkhammer “to amend the resolution by removing Parcel No. 11-1423-D, 1231 Red Maple Trail from the list of sidewalk repairs as the trip hazard has been corrected”. Said motion to amend passed by unanimous voice vote. The Council then voted on the resolution as amended. Said resolution was adopted by unanimous vote.

COLLECTIVE BARGAINING AGREEMENT

The Council considered a resolution authorizing the City Manager to execute a collective bargaining agreement between the City and Local 284. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Strobel “to adopt the resolution”. Said motion passed by the following vote: Aye: Council Members Kincaid, Klinkhammer, Lewis, Mitchell, Strobel, Von Haden and Xiong. Nay: Council Members Emmanuelle, Larsen and Werthmann.

E-CIGARETTES

The Council considered an ordinance amending Section 9.38 entitled “Smoking” of the City Code of Ordinances to prohibit the use of E-Cigarettes on City-owned property. Thereupon a

motion was offered by Council Member Mitchell and seconded by Council Member Xiong “to adopt the ordinance”. Said motion passed by the following vote: Aye: Council Members Emmanuelle, Kincaid, Klinkhammer, Larsen, Lewis, Mitchell, Von Haden, Werthmann and Xiong. Nay: Council Member Strobel.

REZONING

The Council had first reading on an ordinance rezoning property on the north side of LaSalle Street, east of E. Princeton Avenue, from TR-1A and R-1A to R-1 as shown on Planning File #Z-1545-14.

PAY PLAN

The City Council had first reading on an ordinance amending the Pay Plan, specifically those parts referencing Local 284. Thereupon a motion was offered by Council Member Von Haden and seconded by Council Member Klinkhammer “to suspend the rules which interfere with the immediate consideration of said ordinance”. Said motion to suspend the rules passed by the following vote: Aye: Council Members Kincaid, Klinkhammer, Larsen, Lewis, Mitchell, Strobel, Von Haden and Xiong. Nay: Council Members Emmanuelle and Werthmann. Thereupon a motion was offered by Council Member Klinkhammer and seconded by Council Member Von Haden “to adopt the ordinance”. Said motion passed by the following vote: Aye: Council Members Kincaid, Klinkhammer, Lewis, Mitchell, Strobel, Von Haden and Xiong. Nay: Council Members Emmanuelle, Larsen and Werthmann.

ADJOURNMENT

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

Adjournment: July 8, 2014

Time: 5:03 p.m.

ATTEST:

Kerry J. S. Kincaid, President

Donna A. Austad, City Clerk