

MINUTES

EAU CLAIRE CITY COUNCIL LEGISLATIVE MEETING

Tuesday, May 9, 2023

City Council Chamber

4:00 p.m.

PLEDGE OF ALLEGIANCE AND ROLL CALL

Council President Berge called the meeting to order. The following Council Members were present: Emily Anderson, Emily Berge, Jill Christopherson, Kate Felton, Jeremy Gragert, Charles Johnson, Roderick Jones, Larry Mboga, Joshua Miller, Terry Weld and Andrew Werthmann.

CONSENT AGENDA

The Council considered a resolution adopting the Consent Agenda for the following items of routine business on Tuesday May 9, 2023:

- Adopting the Consent Agenda.
- Approving the Minutes of the April 25, 2023 Council Legislative Session.
- Granting new bartender licenses.
- Granting renewal of bartender licenses for the 2023-2025 licensing period.
- Granting Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to Event Beverages LLC, d/b/a Event Beverages LLC, 5775 20th Avenue, Bernt A. Gunderson, agent.
- granting a Class B Fermented Malt Beverage and Class C Wine license to Pizza Hut of Eau Claire Inc., d/b/a Pizza Hut, 2602 E Clairemont Avenue, Thomas M. Brown, agent.
- granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage and Class A Cabaret license to Swami Bapa Hotels Inc., d/b/a Best Western Plus Conference Center, 3340 Mondovi Road, Mahesh Patel, agent.
- granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage and Class A Cabaret license to Prosper Real Estate LLC, d/b/a The Prosper Center, 2106 & 2130 N. Clairemont Avenue, Christina L. Collins, agent.
- granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to CVTC Foundation Inc., President, Gordon Howie, 3810 Campus Road, on June 8, 2023, for the CVTC Gala event
- granting a Change of Agent for the Combination Class A Intoxicating Liquor and Fermented Malt Beverage license of Kwik Trip Inc., d/b/a Kwik Trip #459, 2232 Otter Road, from Michael B. Kilroy to Justin J. Bischel be approved.
- granting a Change of Agent for the Combination Class A Intoxicating Liquor and Fermented Malt Beverage license of Dolgencorp LLC, d/b/a Dollar General #9836, 2109 Cameron Street, from Ron Borgerding to April Kaiser be approved.
- granting a Change of Agent for the Combination Class A Intoxicating Liquor and Fermented Malt Beverage license of Sam's East Inc., d/b/a Sam's Club #8185, 4001 Gateway Drive, from Crysten L. Ritzel to Taylor Nowak-Dendinger be approved

- granting a Change of Agent for the Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Wisconsin Apple LLC d/b/a Applebee's Neighborhood Bar & Grill, 4745 Golf Road, from Adam J. Schroeder to Frank Gonzales be approved.
- granting a Change of Agent for the Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Hy-Vee Inc. d/b/a Hy-Vee Store & Restaurant, 2424 E Clairemont Avenue, from Robert C. Wisco to Phillip L. Cook be approved.
- Authorizing Hive & Hollow to conduct the North Hill Spring Market on May 20, 2023 on City streets and sidewalks
- Authorizing the Eau Claire Patriotic Council to conduct the Memorial Day Parade on Monday, May 29, 2023 in Owen Park and along City streets
- Authorizing the Wisconsin Makers Market to conduct the Young Entrepreneur Vendor Market on June 10, July 8, and August 12, 2023 on Eau Claire City streets
- Authorizing the RCU Foundation, Inc. to conduct the Rock the Riverfront – RCU Charity Classic on Saturday, June 24, 2023 at Phoenix Park and along City trails and sidewalks.
- authorizing the City of Eau Claire Police Department to apply for a Bulletproof Vest Partnership Grant from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance.
- granting a petition and waiver for sidewalk construction at 4607 Rudolph Road along Bunker Lane, Parcel No. 15-3526.
- declaring May 17, 2023 as Welcome Back Bird Day in Eau Claire.
Thereupon a motion was offered by Council Member Miller and seconded by Council Member Johnson “to adopt the consent resolution.” Said motion passed by unanimous vote.

PROCLAMATIONS

Council President Berge, on behalf of the City Council, recognized and celebrated the recent designation of Eau Claire as a “High Flyer” Wisconsin Bird City.

Council President Berge, on behalf of the City Council, proclaimed May 8 through 12, 2023 Teacher Appreciation Week.

BUSINESS AGENDA

The City Council considered a resolution granting a license at 1603 Highland Avenue pursuant to Chapter 6.15, entitled “Keeping of Poultry” of the Code of Ordinances of the City of Eau Claire. Thereupon a motion was offered by Council Member Miller and seconded by Council Member Johnson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution granting a license at 2044 Cornell Street pursuant to Chapter 6.15, entitled “Keeping of Poultry” of the Code of Ordinances of the City of Eau Claire. Thereupon a motion was offered by Council Member Jones and seconded by Council Member Werthmann “to adopt the resolution.” Said motion failed unanimously.

The City Council considered a resolution approving the 2023 Community Development Block Grant (CDBG) and HOME Grant Funding Appropriation. (Because this item amends the budget, a 2/3 vote of elected members, or 8 affirmative votes, is required for adoption.) Thereupon a

motion was offered by Council Member Christopherson and seconded by Council Member Gragert “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the City Manager to enter into an Option Agreement with U.S. Bank National Association for the purchase of property located at 131 South Farwell Street. Thereupon a motion was offered by Council Member Anderson and seconded by Council Member Mboga “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution authorizing the City Manager to enter into a State Municipal Agreement for the State-Urbanized STP Urban Project for the construction of East Hamilton Avenue, from Horlacher Lane to Gateway Drive, as part of State Project 7995-02-75/76. Thereupon a motion was offered by Council Member Felton and seconded by Council Member Miller “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution accepting a bench donation from the Eau Claire Skaters Association. (Because this item amends the budget, a 2/3 vote of elected members, or 8 affirmative votes, is required for adoption.) Thereupon a motion was offered by Council Member Johnson and seconded by Council Member Jones “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving a public art installation for the Grand Avenue Plaza Skate Feature. (Because this item amends the budget, a 2/3 vote of elected members, or 8 affirmative votes, is required for adoption.) Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Christopherson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution approving the final plat for the Townhomes at Cannery Crossing located on 1st Street. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Anderson “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution appropriating Phase II ARPA Funds. (this matter was postponed from the City Council Legislative session on April 25th) (Because this item amends the budget, a 2/3 vote of elected members, or 8 affirmative votes, is required for adoption.) Thereupon a motion was offered by Council Member Mboga and seconded by Council Member Felton “to adopt the resolution.” Said motion passed by unanimous vote.

The City Council considered a resolution appropriating ARPA funds Phase II Second Allocation ARPA Funds. (Because this item amends the budget, a 2/3 vote of elected members, or 8 affirmative votes, is required for adoption.) Thereupon a motion was offered by Council Member Miller and seconded by Council Member Johnson “to adopt the resolution.” Thereupon a motion was offered by Council Member Werthmann and seconded by Council Member Felton to divide the resolution into four items for separate consideration consisting of: 1) Day Shelter, 2) Transportation Utility Rate Case Study, 3) Disposition of Publicly-Owned Land Study, 4) Formation of Neighborhood Services Division, Partnerships Study, Trash Service Delivery

Study, Employer of Choice Study, Payroll Implementation, and Asset Management Implementation. There were no objections

A vote was then taken on the Day Shelter. Said item passed by unanimous vote.

A vote was then taken on the Transportation Utility Rate Case Study item. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Werthmann “to amend the resolution to include city council action before the request for proposals is issued.” This motion passed by the following vote: Aye: Council Members Anderson, Berge, Felton, Gragert, Johnson, Jones, Mboga, Miller, and Werthmann. Nay: Council Member Christopherson. A vote was then taken on the amended Transportation Utility Rate Case Study. Said item passed by unanimous vote.

A vote was then taken on the Publicly-Owned Land Disposition Study. Said item failed unanimously.

Council Member Anderson left the meeting.

Thereupon the Council considered the Formation of Neighborhood Services Division, Partnerships Study, Trash Service Delivery Study, Employer of Choice Study, Payroll Implementation, and Asset Management Implementation. Said item passed unanimously.

Council Member Anderson returned to the meeting.

The City Council considered a motion to reconsider a resolution authorizing the City of Eau Claire with Festival Foods, to conduct a fireworks display on July 4, 2023. Thereupon a motion was offered by Council Member Gragert and seconded by Council Member Miller “to adopt the motion.” Said motion passed by the following vote: Aye: Council Members Anderson, Berge, Christopherson, Gragert, Johnson, Jones, and Miller. Nay: Council Members Felton, Mboga, and Werthmann.

The City Council considered a resolution authorizing the City of Eau Claire, with Festival Foods, to conduct a fireworks display on July 4, 2023 from the Pedestrian High Bridge. Thereupon a motion was offered by Council Member Miller and seconded by Council Member Johnson “to adopt the resolution.” Said motion passed by the following vote: Aye: Council Members Anderson, Berge, Christopherson, Gragert, Johnson, and Miller. Nay: Council Members Felton, Jones, Mboga, and Werthmann.

ORDINANCES FOR ACTION

The Council considered an ordinance to rezone property from R-1A to R-2P located at 4727 Jeffers Road to adopt the general development plan for an existing single-family home and proposed two-family homes with modified lot sizes (Z-1724-23). Thereupon a motion was offered by Council Member Miller and seconded by Council Member Johnson “to adopt the ordinance.” Said motion passed by unanimous vote.

ORDINANCES FOR INTRODUCTION

The City Council had first reading on an ordinance amending Table VIII entitled “Parking Prohibited”, Table IX entitled “Parking During Specified Hours,” and Table X entitled “Parking Meter Locations” of the Code of Ordinances of the City of Eau Claire.

ADJOURNMENT

The meeting adjourned without objection.

Adjournment: Tuesday, May 9, 2023

Time: 6:54 p.m.

ATTEST:

/s/ Emily K Berge
Council President

/s/ Nicholas L. Koerner
City Clerk