

MINUTES OF THE REGULAR MEETING OF THE COMMON COUNCIL

The regular meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, June 18, 2013, in the City Hall Council Chambers. Mayor Greg Hoffman called the meeting to order at 6:30 pm. The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

Council Members present: Mike Hanke, Amy Mason, Chuck Hull, Jane Lardahl, Bill Hicks, and George Adrian.

Also Present: City Attorney Robert Ferg, Finance Manager/Treasurer Lynne Bauer, City Planner/Transit Manager Jayson Smith, Director of Public Works/City Engineer/Utilities Manager Rick Rubenzer, Police Chief Wendy Stelter, Assistant City Engineer Matt Decur, Parks and Recreation Director Dick Hebert, Chippewa Falls Main Street Executive Director Teri Ouimette, and City Clerk Bridget Givens.

APPROVAL OF MINUTES OF PREVIOUS MEETING

(a) Motion by Hanke/Adrian to approve the minutes of the Regular Council Meeting of June 4, 2013. **All present voting aye, motion carried.**

PERSONAL APPEARANCES BY CITIZENS

(a) John Montoya, 4171 N. Town Hall Road, Eau Claire, appeared to appeal the denial of his taxicab license as recommended by the Police Department. **Motion by Hanke/Adrian** to approve the issuance of a taxicab license to John Montoya. **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(b) Director of Public Works/City Engineer/Utilities Manager Rick Rubenzer introduced the new Assistant City Engineer Matt Decur and provided a brief overview of his employment experience.

PUBLIC HEARINGS

(a) Mayor Hoffman announced a Public Hearing regarding Amending the Zoning Code of the City of Chippewa Falls for the following real estate; Lot #63, Parcel #4006.7600, 836 Bridgewater Avenue from an R-1B Single Family to R-3-4 Multi-Family (*see Ordinance #2013-09*). Rick Rubenzer provided a brief overview of the amendment with Bill Albright providing additional information and a map to the Council.

Mayor Hoffman opened the Public Hearing at 6:47 pm.

Harold O'Donnell, 1431 Perry Street, appeared in opposition of the amendment and expressed his concern regarding population and traffic density.

There being no further requests to speak, the Public Hearing was closed at 6:53 pm.

COMMUNICATIONS -None

REPORTS

(a) Motion by Hicks/Hanke to approve the Board of Public Works minutes of June 10, 2013. **All present voting aye, motion carried.**

(b) Motion by Mason/Hanke to approve the Plan Commission minutes of June 10, 2013. **All present voting aye, motion carried.**

(c) Motion by Hull/Lardahl to approve the Special Plan Commission minutes of June 17, 2013. **All present voting aye, motion carried.**

APPLICATIONS

(a) Motion by Hicks/Adrian to approve the Operator (Bartender) licenses as recommended by the Police Department. **All present voting aye, motion carried.**

Motion by Lardahl/Hanke to approve the denial of an Operator (Bartender) license for Sara Buntz as recommended by the Police Department. **All present voting aye, motion carried.**

Motion by Hanke/Hicks to approve the denial of an Operator (Bartender) license for David Earley as recommended by the Police Department. **All present voting aye, motion carried.**

APPLICATIONS (continued)

Motion by Mason/Hanke to approve the denial of an Operator (Bartender) license for Faith Peterson as recommended by the Police Department. **All present voting aye, motion carried.**

Gary Schmidt, 6659 55th Street, appeared to appeal the denial of his Operator (Bartender) license as recommended by the Police Department. **Motion by Hanke/Hicks** to approve the issuance of an Operator (Bartender) license to Gary Schmidt. **Roll Call Vote: Aye – Hanke, Hicks, Hull; No- Mason, Lardahl; Abstain – Adrian. Motion carried.**

(b) Motion by Hicks/Mason to approve the Dance License Applications/Renewals for 2013/2014. **All present voting aye, motion carried.**

(c) Motion by Hanke/Hicks to approve the Alcohol Beverage License Applications/Renewals for 2013/2014. **All present voting aye, motion carried.**

(d) Motion by Hicks/Adrian to approve the Original Alcohol Beverage Retail License Application from 2 Bay Street, LLC, Wayne Gazzo, Agent for a Class “B” Beer and Class C Wine License for 2 Bay Street Bistro located at 2 Bay Street conditioned upon receipt of a valid Seller’s Permit. **All present voting aye, motion carried.**

(e) Motion by Hanke/Hull to accept the conditional surrender from Dewey’s Roadhouse, LLC, Marjorie Volbrecht, Agent (1 E Canal Street) of their Class “B” / “Class B” Intoxicating Liquor and Malt Beverage License predicated upon the granting of the license to Dwayne Lambert. **All present voting aye, motion carried.**

(f) Motion by Hanke/Adrian to approve the Original Alcohol Beverage Retail License Application from Dwayne Lambert for a Class “B” / “Class B” Intoxicating Liquor and Malt Beverage License for Dewey’s Roadhouse located at 1 E Canal Street conditioned upon receipt of a valid Seller’s Permit. **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(g) Motion by Hanke/Mason to table the Renewal Alcohol Beverage Retail License Application from Dewey’s Roadhouse, LLC, Marjorie Volbrecht, Agent for a Class “B” / “Class B” Intoxicating Liquor and Malt Beverage license for Dewey’s Roadhouse located at 1 E Canal Street. **All present voting aye, motion carried.**

Motion by Hicks/Adrian to consider items (h) – (p) in one motion. **All present voting aye, motion carried.**

Motion by Hicks/Adrian to approve items (h) – (p) as follows:

(h) Renewal of the 2013/2014 Garbage/Recycling Licenses of Tambornino Sanitation; Waste Management; Express Disposal, Inc.; Advanced Disposal Services Solid Waste Midwest, LLC (FKA Veolia); Normacycle, Inc.; Boxx Sanitation, LLC; and Provyro Waste Services.

(i) Renewal of 2013/2014 Major Arcade License for Micon Cinemas.

(j) Renewal of the 2013/2014 Taxicab Business License of John Hallquist (Town & Country Taxi) conditioned upon submission of passing Taxicab Vehicle Inspections as performed by the Police Department.

(k) Renewal of the 2013/2014 Taxicab Business Licenses of Nina Eisold (Ready Ride Taxi), Kinfemichael Mitiku (Door 2 Door Taxi), and LeRoy Johnson (LeRoy’s Courtesy Cab).

(l) Renewal of the 2013/2014 Massage Establishment Application of Rachel Funk-Johnson of Crabbee Apple Massage, operating out of A Cut Above Salon, 302 E. Central Street.

(m) New Massage Establishment Application of Summer Pena-Olson of Isabell and Eve Therapeutic Massage, LLC, operating out of the Metropolitan Building, 103 N. Bridge Street, 2nd Floor.

(n) Application for Temporary Class “B” / “Class B” Beer and Wine Retailer’s License from the Northern Wisconsin State Fair Association, Inc., 225 Edward Street, for the Northern Wisconsin State Fair on July 9-14, 2013.

(o) Application for Class “E” Dance and Live Music License for the Northern Wisconsin State Fair Association Inc., 225 Edward Street, on July 9-14, 2013.

(p) Street Use Permit Application from SEH Design Build to utilize City Street right-of-ways from June 19, 2013 – May, 2014 in accordance with the attached site use plan dated 5/29/13.

All present voting aye, motion carried.

PETITIONS - None

MAYOR ANNOUNCES APPOINTMENTS

(a) Motion by Adrian/Hull to approve the following appointments as recommended by the Mayor:

- 1) Diane Finch, Chippewa Falls Community Development Block Grant Committee;
- 2) Janet Mazur, Board of Appeals, Planning and Zoning;
- 3) Ed Cadwell, Transit Board.

Roll Call Vote: Aye – Adrian, Hull, Lardahl, Hicks, Mason; Abstain – Hanke. Motion carried.

MAYOR'S REPORT - None

COUNCIL COMMITTEE REPORTS

(a) Motion by Hanke/Adrian to approve the Committee #2 Labor Negotiations, Personnel, Policy and Administration minutes of June 17, 2013. **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(b) Motion by Hull/Adrian to approve the Committee #3 Transportation, Construction, Public Safety and Traffic minutes of June 18, 2013. **All present voting aye, motion carried.**

(c) Motion by Hicks/Hanke to approve the Committee #4 Recycling, Computerization, Building and Intergovernmental Services minutes of June 5, 2013. **All present voting aye, motion carried.**

(d) The Park Board minutes of June 11, 2013 were presented.

(e) The Library Board minutes of May 15, 2013 were presented.

REPORT OF OFFICERS - None

ORDINANCES

(a) Motion by Hanke/Mason to approve **Ordinance #2013-09 Entitled:** An Ordinance Amending the Zoning Code of the City of Chippewa Falls (Lot #63, Parcel #4006.7600, 836 Bridgewater Avenue). **Roll Call Vote: Aye – Hanke, Mason, Hull, Adrian; No – Lardahl, Hicks. Motion carried.**

RESOLUTIONS

(a) Motion by Hanke/Adrian to approve **Resolution #2013-26 Entitled:** Resolution Concerning Completion of Willow Creek Subdivision Phase II Utilities and Infrastructure. **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(b) Motion by Hanke/Adrian to approve **Resolution #2013-27 Entitled:** Resolution (regarding the purchase of 1 N. Bridge Street). **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(c) Motion by Hanke/Adrian to approve **Resolution #2013-28 Entitled:** Resolution Final Plat of Marilyn Addition. **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(d) Motion by Hanke/Adrian to approve **Resolution #2013-29 Entitled:** Resolution (regarding sale of real estate located on W Spring Street). **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

(e) Motion by Adrian/Hull to approve **Resolution #2013-30 Entitled:** City of Chippewa Falls, Wisconsin Compliance Maintenance Resolution. **Roll Call Vote: Aye – Adrian, Hull, Lardahl, Hicks, Hanke, Mason. Motion carried.**

(f) Motion by Hicks/Adrian to approve **Resolution 2013-31 Entitled:** Resolution Authorizing an Annual Adjustment for 2013 for Non-Represented and Management Employees. **Roll Call Vote: Aye – Hicks, Adrian, Hanke, Mason, Hull, Lardahl. Motion carried.**

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW

(a) The City Council interviewed Second Ward Council Member candidate, Robert (Rob) Kiefer, 15 ½ E Elm Street. Following the interview, **motion by Adrian/Hanke** to approve the appointment of Rob Kiefer to the Second Ward Council Vacancy. **Roll Call Vote: Aye – Adrian, Hanke, Mason, Hull, Lardahl, Hicks. Motion carried.**

(b) Motion by Hicks/Hanke to approve the appointment of Chuck Hull as Council Representative for the Plan Commission due to the resignation of Brian Flynn. **Roll Call Vote: Aye – Hicks, Hanke, Mason, Hull, Lardahl, Adrian. Motion carried.**

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW (continued)

(c) Motion by Hicks/Adrian to accept the Warranty Deed from the Chippewa Area Chamber of Commerce conveying property to the City of Chippewa Falls and providing a temporary limited easement for property needed for the roundabout at the intersection of Bridge and River Streets with payment to the Chippewa Area Chamber of Commerce of \$20,000 (deducted from acquisition cost of Chamber building at closing).

Roll Call Vote: Aye – Hicks, Adrian, Hanke, Mason, Hull, Lardahl. Motion carried.

(d) Motion by Hanke/Hull to ratify the labor agreement between the City of Chippewa Falls and Local 1241 AFSCME Chippewa Falls City Employees and Chippewa Falls Parks, Recreation and Forestry Department Employees. **Roll Call Vote: Aye – Hanke, Hull, Lardahl, Hicks, Adrian, Mason. Motion carried.**

(e) Motion by Hanke/Adrian to ratify the labor agreement between the City of Chippewa Falls and the Chippewa Falls Professional Police Association. **Roll Call Vote: Aye – Hanke, Adrian, Mason, Hull, Lardahl, Hicks. Motion carried.**

CLAIMS

(a) Motion by Hull/Hanke to approve the claims of the various boards and departments of the City as recommended by the Claims Committee as follows:

City General Claims:	\$307,982.05
Authorized/Handwritten Claims:	\$3,577.05
Department of Public Utilities:	<u>\$73,684.32</u>
Total of Claims Presented	<u><u>\$385,243.42</u></u>

Roll Call Vote: Aye – Hull, Hanke, Mason, Lardahl, Hicks, Adrian. Motion carried.

CLOSED SESSION

(a) Motion by Hanke/Mason to go into Closed Session as authorized by Wisconsin Statute #19.85 (1) (e) for “deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specific public business, whenever competitive bargaining reasons require a Closed Session” to discuss and consider the following:

1. Deliberate development project between the City of Chippewa Falls, Mason Companies, and Scott Kauphusman.
2. Discuss/consider acquisition of Chippewa Area Chamber of Commerce building located at 10 S. Bridge Street

and to allow Council, Mayor, Ferg, Bauer, Smith, Kiefer, Kauphusman, and Givens to attend; may return to Open Session.

Roll Call Vote: Aye – Hanke, Mason, Hull, Lardahl, Hicks, Adrian. Motion carried.

Rob Kiefer was sworn in as Second Ward Alderperson at this time.

Council discussed items (1) and (2) above.

Motion by Mason/Hanke to return to Open Session. **All present voting aye, motion carried.**

ADJOURNMENT

Motion by Kiefer/Adrian to adjourn at 8:51 pm. **All present voting aye, motion carried.**

Submitted by:

Bridget Givens
City Clerk