

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, October 7, 2014, in the City Hall Council Chambers. City Attorney Robert Ferg called the meeting to order at 6:30 pm. Attorney Ferg advised that Mayor Hoffman was absent, and with the resignation of Council President, Bill Hicks, any Council member could be nominated to preside over the meeting. **Motion by Mason/Kiefer** to elect George Adrian as temporary chairman. **All present voting aye, motion carried.** The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

Council Members present: Mike Hanke, Rob Kiefer, Amy Mason, Chuck Hull, Paul Olson, and George Adrian.

Also Present: City Attorney Robert Ferg, Finance Manager/Treasurer Lynne Bauer, Police Chief Wendy Stelter, Fire Chief Mike Hepfler, Senior Technician Todd Berg, City Clerk Bridget Givens, and those on the attached sign-in sheet.

APPROVAL OF MINUTES OF PREVIOUS MEETING

(a) Motion by Hanke/Kiefer to approve the minutes of the Regular Council Meeting of September 16, 2014. **All present voting aye, motion carried.**

PERSONAL APPEARANCES BY CITIZENS - None

PUBLIC HEARINGS

(a) Adrian announced a public hearing regarding the proposed change of districts in the Zoning Ordinance of the City of the Chippewa Falls of the following real estate: Lot #2 of CSM #2655 Parcel #4432.0900 from C-2 General Commercial District and R-3-M Multiple-Family Residential District to R-3A Multi-Family Residential District.

The hearing was opened at 6:34 pm with Attorney Ferg announcing that a written petition to deny rezoning was received in the office of the City Clerk from Homestead Village/Chippewa Senior Apartments I & II, signed by 48 persons. A petition against the zoning change was also received by the Clerk's Office from Foley & Lardner law firm submitted on behalf of Chippewa Senior Apartments, Chippewa Senior Apartments II, and Milo S. Pinkerton.

The following individuals appeared in opposition to the proposed zoning change citing reasons such as the developer did not provide a site plan, the possibility of decreased property value, and safety concerns:

Daniel DeFrancesco	320 Colome Street
Rhonda Sweeney	710 Olive Street
Kathy Hartman	320 Colome Street
Elizabeth Shafer	320 Colome Street
Fran Kmiecik	320 Colome Street

Developer, Jason Grippentrog, appeared in support of the proposed zoning change stating that he did not want to incur the cost of developing site plans without the zoning change first being approved. He further stated he has several other rental properties and has had no issues, largely in credit to his screening process.

There being no further requests to speak, the Public Hearing closed at 7:06 pm.

(b) Adrian announced a Public Hearing regarding the Street Use Permit Application submitted by Dewey's Roadhouse, Burlly's, Sweeney's Bar & Grill and Weekend at Bernie's for Trick or Treat on Canal Street on November 1, 2014.

The hearing opened at 7:06 pm.

There being no requests to speak, the hearing closed at 7:06 pm.

COMMUNICATIONS - None

REPORTS

(a) Motion by Mason/Hanke to approve the corrected Board of Public Works Meeting minutes of September 8, 2014. **All present voting aye, motion carried.**

(b) The Board of Public Works Meeting of September 22, 2014 was cancelled due to lack of agenda items.

APPLICATIONS

(a) Motion by Hanke/Olson to approve the Operator (Bartender) Licenses as approved by the Police Department. **All present voting aye, motion carried.** **Motion by Hanke/Mason** to deny the Operator (Bartender) License as recommended by the Police Department. **All present voting aye, motion carried.**

(b) Shawn Boettcher, 2510 Skeels Avenue, Eau Claire, appeared to appeal the denial of his Taxicab Business and Taxicab Driver License as recommended by the Police Department. Following discussion

Motion by Hanke/Kiefer to approve the denial of the Taxicab Business and Taxicab Driver License of Shawn Boettcher as recommended by the Police Department. **Roll Call Vote: Aye - Hanke, Kiefer, Mason, Hull, Olson. Motion carried.**

Motion by Hanke/Mason to consider items (c) - (g) in one motion. **All present voting aye, motion carried.**

Motion by Hanke/Mason to consider items (c) - (g) in one motion. **All present voting aye, motion carried.**

Motion by Hanke/Hull to approve items (c) - (g) as follows:

(c) Application for Temporary Class "B" Beer Retailer's License from the Knights of Columbus for the Hunter's Stag to be held on November 5, 2014 at 236 Pumphouse Road.

(d) Application for Temporary Class "B" Beer Retailer's License from the Happy Tails Dog Park for the Pooch Party in the Park on October 11, 2014 at 841 Chippewa Crossing Blvd.

(e) Street Use Permit Application from Chippewa Falls Main Street for Santa's Arrival on November 29, 2014 utilizing parking spots on Spring Street up to 411 N Bridge Street.

(f) Street Use Permit Application from Chippewa Falls Main Street for Horse Drawn Wagon Rides on December 2, 4, 9-11, and 16-18 from 4:00 pm – 8:00 pm starting at Chippewa Hardware/Gordy's parking lot proceeding east on Columbia to Bridge Street and Elm Street, west on Bridgewater Avenue to Irvine Park and back.

(g) Street Use Permit Application from Chippewa Falls Main Street for the Bridge to Wonderland Parade to be held on December 6, 2014 from 6:00 pm – 7:00 pm on Bridge Street from Elm Street to E Spring Street (including Market Street lot).

All present voting aye, motion carried.

(h) Motion by Hanke/Kiefer to approve the Street Use Permit Application of Sweeney's Bar & Grill, Dewey's Roadhouse, Burly's, and Weekend at Bernie's for Trick or Treat on Canal Street utilizing Canal Street at Main Street to Depot Street on November 1, 2014 with the provision that no alcohol is allowed outside of the temporary extension of premises.

Motion by Hanke/Hull to amend the motion to further include and that it is the responsibility of each bar owner to ensure their temporary extension of premises is covered under their insurance policy to result in zero liability on behalf of the City. **All present voting aye, motion carried.**

(i) Motion by Hanke/Kiefer to approve the request of Colleen Johnson (Sweeney's Bar and Grill) for a temporary extension of premises in relation to her current Alcohol Beverage License Application for an event to be held on November 1, 2014. **All present voting aye, motion carried.**

(j) Motion by Hanke/Kiefer to approve the request of Dwayne Lambert (Dewey's Roadhouse) for a temporary extension of premises in relation to his current Alcohol Beverage License Application for an event to be held on November 1, 2014. **All present voting aye, motion carried.**

(k) Motion by Hanke/Kiefer to approve the request of Bernard LaVelle (Weekend at Bernie's) for a temporary extension of premises in relation to his current Alcohol Beverage License Application for an event to be held on November 1, 2014. **All present voting aye, motion carried.**

Motion by Hull/Hanke to consider items (l) - (m) in one motion. **All present voting aye, motion carried.**

Motion by Hull/Hanke to approve items (l) - (m) as follows:

(l) Application for Class "E" Dance and Live Music License from Colleen Johnson for 201 E Canal Street on November 1, 2014.

(m) Application for Class "E" Dance and Live Music License from Dwayne Lambert for 1 E Canal Street on November 1, 2014.

All present voting aye, motion carried.

PETITIONS - None

MAYOR ANNOUNCES APPOINTMENTS

(a) Adrian announced the Mayor's recommendation for appointment of Mary Knoble, Bonnie Vircks, Nancy Turecek, Dennis Buttke, and John Monarski as Election Inspectors. Action on these appointments will be taken October 21, 2014.

MAYOR'S REPORT - None

COUNCIL COMMITTEE REPORTS

(a) **Motion by Hanke/Olson** to approve the Committee #1 Revenues, Disbursements, Water and Wastewater minutes of September 23, 2014. **Roll Call Vote: Aye - Hanke, Olson, Kiefer, Mason, Hull. Motion carried.**

(b) **Motion by Mason/Hanke** to approve the Committee #1 Revenues, Disbursements, Water and Wastewater minutes of October 7, 2014. **Roll Call Vote: Aye - Mason, Hanke, Kiefer, Hull, Olson. Motion carried.**

(c) **Motion by Kiefer/Hanke** to approve the Committee #2 Labor Negotiations, Personnel, Policy and Administration minutes of September 23, 2014. **All present voting aye, motion carried.**

(d) **Motion by Hull/Hanke** to approve the Committee #2 Labor Negotiations, Personnel, Policy and Administration minutes of October 1, 2014. **All present voting aye, motion carried.**

(e) **Motion by Hanke/Mason** to approve the revision of Committee #3 Transportation, Construction, Public Safety, and Traffic minutes of September 16, 2014 to reflect proper motion and allow correction of Council minutes of September 16, 2014. **All present voting aye, motion carried.**

(f) **Motion by Mason/Olson** to approve the Committee #3 Transportation, Construction, Public Safety, and Traffic minutes of September 22, 2014. **All present voting aye, motion carried.**

REPORT OF OFFICERS - None

ORDINANCES

(a) **Motion by Hanke/Hull** to approve Amended **Ordinance #2014-16 Entitled:** An Ordinance Amending the Zoning Code of the City of Chippewa Falls (regarding Lot #2 of CSM #2655, Parcel #4432.0900, located north of Colome Street and east of Woodward Avenue). **Roll Call Vote: Aye - Hanke, Hull, Olson, Kiefer, Mason. Motion carried.**

(b) The First Reading of **Ordinance #2014-17 Entitled:** An Ordinance Amending the No Parking Section of the Chippewa Falls Municipal Code, Section 7.09 (1) (b) was held.

RESOLUTIONS

(a) **Motion by Mason/Hanke** to approve **Resolution #2014-38 Entitled:** Resolution Designating Public Depositories. **Roll Call Vote: Aye - Mason, Hanke, Kiefer, Hull, Olson. Motion carried.**

(b) **Motion by Mason/Hanke** to approve **Resolution #2014-39 Entitled:** Resolution Appointing Special Registration Deputies. **Roll Call Vote: Aye - Mason, Hanke, Kiefer, Hull, Olson. Motion carried.**

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW

(a) **Motion by Mason/Hanke** to nominate George Adrian as Council President due to the resignation of Bill Hicks. **Roll Call Vote: Aye - Mason, Hanke, Kiefer, Hull, Olson. Motion carried.**

(b) Clerk Givens advised that if the Council appoints a candidate to fulfill the term of Bill Hicks, the candidate would not have to be on the ballot for the Spring 2015 Election. If they did not appoint the candidate to fulfill the term, the candidate would have to run on the ballot in the 2015 Spring Election. Kiefer and Mason raised the concern that a candidate may not have enough time to determine if they would want to run on the Spring 2015 ballot as the date to begin circulating nomination papers is December 1st. **Motion by Hanke/Mason** that a 30-day posting be made to fill the sixth ward Council vacancy with the interview and selection process completed by the first Council Meeting of November. **All present voting aye, motion carried.**

Motion by Hanke/Mason to amend the motion to accept applications until noon on Friday, November 14, 2014 and to begin the interview process at the November 18th Council Meeting. **All present voting aye, motion carried.**

Motion by Hanke/Olson that the prospective candidate fulfill the term of past Council Member Bill Hicks until April 2016. **All present voting aye, motion carried.**

CLAIMS

(a) Motion by Hull/Hanke to approve the claims as recommended by the Claims Committee.

City General Claims:	\$987,920.39
Authorized/Handwritten Claims:	\$668,409.37
Department of Public Utilities:	<u>\$1,288,159.75</u>
Total of Claims Presented	<u>\$2,944,489.51</u>

Roll Call Vote: Aye – Hull, Hanke, Kiefer, Mason, Olson. Motion carried.

CLOSED SESSION - None

ADJOURNMENT

Motion by Hanke/Mason to adjourn at 8:05 pm. **All present voting aye, motion carried.**

Submitted by:
Bridget Givens, City Clerk