

## **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 18, 2011, in the City Hall Council Chambers. Mayor Greg Hoffman called the meeting to order at 6:30 p.m. The Pledge of Allegiance was recited.

### **CLERK CALLS THE ROLL**

Aldermen present: Michael Hanke, Brian Flynn, CW King, Chuck Hull, Jane Lardahl, Bill Hicks, and George Adrian.

Also Present: Attorney Bob Ferg, Police Chief Wendy Stelter, Fire Chief Tom Larson, City Engineer Rick Rubenzer, Planner/Transit Director Jayson Smith, Parks & Recreation Director Dick Hebert and Interim City Clerk Julia Marshall

### **APPROVAL OF MINUTES OF PREVIOUS MEETING**

**(a) Motion by Flynn/Adrian** to approve the minutes of the regular Council meeting of October 4.  
**Motion carried unanimously.**

### **PERSONAL APPEARANCES BY CITIZENS**

**(a)** John Walton, President of Advanced Laser Machining and Charlie Walker, President/CEO of Chippewa County Economic Development Corporation, appeared to update the council on the progress the CCEDC has made in 2011 in marketing and informing businesses/entrepreneurs of available locations in the City, Lake Wissota Business Park and Riverside Industrial Park for their operations.

**(b)** Wesley Partlo, 120 W. Columbia Street, owner of Every Buddy's Bar, 19 W. Central Street, appeared to object to the proposed city ordinance regarding prohibiting smoking in certain specified public places in the city. One of his concern was what is a reasonable distance from doors, windows and ventilation.

Cindy Welk, E9243 690<sup>th</sup> Avenue, Elk Mound, owner of two businesses in the city, also appeared to object to the proposed smoking ordinance.

Teri Ouimette, 106 N. State Street, Chippewa Falls Main Street, Inc., representing the business owners in the city asked that the ordinance be sent back to committee for clarification.

Doug Olson, 17374 County J, owner Tomahawk Room, 305 N. Bridge Street, appeared to object to the smoking ordinance as he only has the sidewalk area outside his bar for smokers.

Shawn Hutton, Bloomer, appeared to object to the smoking ordinance. Wants to know who hands out the citations by determining a reasonable distance.

Kevin Bowe, 28 E. Willow Street, Tomahawk Room bartender, objected to the smoking ordinance.

Duane Lambert, 1 E. Canal Street, General Manager Dewey's Roadhouse, 1 E. Canal Street appeared to object to the smoking ordinance. He asked that it be sent back to committee to be rewritten to mirror the state law Act 12.

Alitia Kerr, 1615 Wheaton Street, appeared to ask why there had to be another law on smoking.

Dave Welk, owner Snout Saloon, 13 W. Central Street, asked if the council would approve an ordinance if it was written up exactly as in Act 12.

**PUBLIC HEARINGS** - None

**COMMUNICATIONS** - None

### **REPORTS**

**(a) Motion by Lardahl/Hanke** to approve the minutes of the Plan Commission meeting of October 10.  
**Motion carried unanimously.**

## APPLICATIONS

(a) **Motion by Flynn/King** to approve the Operator (Bartender) Licenses as recommended by the Police Department. **Motion carried unanimously.**

PETITIONS - None

MAYOR ANNOUNCES APPOINTMENTS - None

## MAYOR'S REPORT

(a) Mayor proclaimed November 10<sup>th</sup> and 11<sup>th</sup> Rotary Rose Days. The Rotary Club raises money from the sale of roses to support scholarships to the UWEC for seniors at both high schools and numerous other activities.

## COUNCIL COMMITTEE REPORTS

(a) **Motion by Flynn/Hanke** to approve the minutes of Committee #1 Revenues, Disbursements, Water & Wastewater meeting of October 6. **Motion carried unanimously.**

(b) **Motion by Hull/Adrian** to approve the minutes of Committee #1 meeting of October 13. **Motion carried unanimously.**

(c) **Motion by King/Adrian**, all voting aye, **except Flynn** voting no, to approve the minutes of Committee #3, Transportation, Construction, Public Safety and Traffic meeting of October 17. **Motion carried.**

(d) Park Board minutes of October 11 were presented.

(e) Library Board minutes of September 14 were presented.

(f) **Motion by Lardahl/King, roll call vote** taken to approve the minutes of Transit Board of Directors meeting of October 6. **Motion carried unanimously.**

(g) **Motion by Hicks/Lardahl, roll call vote taken** to approve minutes of the Business Improvement District Board of Directors meeting of October 1. **Motion carried unanimously.**

REPORT OF OFFICERS - None.

## ORDINANCES

(a) **Motion by Flynn/King, roll call vote** taken to approve **Ordinance #2011-11 Entitled:** An Ordinance Amending the Licensing of Taxicab Operators and Revocation of Taxicab Operators Licenses Code Sections, Sections 12.06(15) and (16) of The Chippewa Falls Municipal Code as presented in a second reading. **Motion carried unanimously.**

(b) **Motion by King/Flynn, roll call vote** taken to **table Ordinance #2011-12 Entitled:** An Ordinance to Prohibit Entry or Presence in Public Buildings While Carrying Firearms. **Motion carried unanimously.**

(c) **Motion by Flynn/King, roll call vote** taken to approve **Ordinance #2011-14 Entitled:** An Ordinance Amending the Dance License Code Section, Section 12.04 of the Chippewa Falls Municipal Code was presented in a second reading. **Motion carried unanimously.**

(d) **Motion by King/Flynn, roll call vote** taken to **table Ordinance #2011-13 Entitled:** An Ordinance Prohibiting Smoking in Certain Specified Public Places, Section 10.05 of The Chippewa Falls Municipal Code. **Motion carried unanimously.**

(e) **First Reading of Ordinance #2011-15 Entitled:** An Ordinance Amending the Official Map of the City of Chippewa Falls, Wisconsin by Removing the Garden Street Corridor from Park Avenue to Five-Hundred (500) Feet East was presented.

RESOLUTIONS - None

**OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW**

**(a) Motion by King/Flynn** to reappoint Jayson Smith to serve on the Wisconsin Gateway Corridor coalition and also reappoint Rick Rubenzer the alternate representative on the coalition. **Motion carried unanimously.**

**CLAIMS**

**(a) Motion by King/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:	\$ 162,055.82
Authorized Handwritten Claims:	\$ 10,000.00
Department of Public Utilities:	<u>\$ 69,653.03</u>
TOTAL:	\$ 241,708.85

**In a roll call vote, the motion carried unanimously.**

**CLOSED SESSION**

**(a) Motion by Flynn/King, roll call vote** taken to enter into a closed session as authorized by Wisconsin Statute #19.85(1)(e) for “deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specific public business, whenever competitive or bargaining reasons require a “Closed Session” to discuss and consider the purchase of property at 13 North Bridge Street per the Downtown Entrance Plan. Council will return to open session.

**Motion carried unanimously.**

**Motion by Flynn/Hanke** to return to open session. **Motion carried unanimously.**

**ADJOURNMENT**

**Motion by Adrian/Flynn** to adjourn at 8:02 p.m. **Motion carried unanimously.**

Submitted by: Julia Marshall  
Interim City Clerk