

## 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, April 17, 2012, 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

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

Also Present: Attorney Bob Ferg, Finance Manager/Treasurer Lynne Bauer, Police Chief Wendy Stelter, Planner/Transit Manager Jayson Smith, Director Of Public Works/City Engineer/Utilities Manager Rick Rubenzer, Fire Chief Tom Larson, Parks & Recreation Director Dick Hebert, Executive Director of Chippewa Falls Main Street Teri Ouimette, Brian Reilly of Ehlers and City Clerk Bridget Givens.

**Motion by King/Hanke** to Postpone to a Certain Time, the discussion/consideration of the Timbers-Selissen Land Specialists, Inc. Proposal to provide real estate services for the acquisition of the property located at 1 North Bridge Street. This discussion/consideration is contingent upon the results of the Closed Session, and as such, will be heard immediately following the return to open session. **All present voting aye, motion carried.**

### APPROVAL OF MINUTES OF PREVIOUS MEETING

**(a) Motion by Hanke/Flynn** to approve the minutes of the Regular Council Meeting of April 3. **All present voting aye, motion carried.**

**PERSONAL APPEARANCES BY CITIZENS** - None

**PUBLIC HEARINGS** - None

**COMMUNICATIONS** - None

### REPORTS

**(a) Motion by Lardahl/Adrian** to approve the Plan Commission minutes of April 9. **Roll Call Vote: Aye – Lardahl, Adrian, Hanke, Flynn, Hull; Nay – King, Hicks. Motion carried.**

**(b)** Joint Review Board minutes of April 9 were presented.

**(c)** Chippewa Falls Business Improvement District Board of Directors minutes of April 13 were presented.

### APPLICATIONS

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

Trenton Schick, 16220 35<sup>th</sup> Avenue, appeared on his own behalf to request that the Council consider his application for an Operator (Bartender) license despite the recommendation by the Chief of Police that said license be denied. Following discussion, there was a **motion by Flynn/Hicks** to approve the Operator (Bartender) license application for Trenton Schick. **Roll Call Vote: Aye – Flynn, Hicks; Nay – King, Hull, Lardahl, Adrian; Abstain – Hanke. Motion denied.**

Michelle Siegert, 951 W. Willow Street, appeared on her own behalf to request that the Council consider her application for an Operator (Bartender) license despite the recommendation by the Chief of Police that said license be denied. Following discussion, there was a **motion by King/Hicks** to approve the Operator (Bartender) license application for Michelle Siegert. **Roll Call Vote: Aye – King, Hicks; Nay – Adrian, Hanke, Flynn, Hull, Lardahl. Motion denied.**

**Motion by Flynn/King** to vote on items (b) through (g) in one motion. **All present voting aye, motion carried.**

**Motion by Flynn/Hanke** to approve applications (b) through (g) as follows:

**(b)** Street Use Permit Application from Chippewa Falls Main Street, Inc. for a Master Gardeners Plant Sale to be held in half of Market Lot (between Spring and Central Streets, east of Rushman Drive) on June 2 from 7:00 a.m. – 2:00 p.m.

**(c)** Application for Temporary Class B Beer and Wine Retailer's License from the Chippewa Youth Hockey Association for Northwest Beer Fest to be held at the Chippewa Area Ice Arena, 839 First Avenue, on May 19.

**(d)** Application for Class E Dance and Live Music License from the Chippewa Youth Hockey Association for the Chippewa Area Ice Arena, 839 First Avenue, on May 19.

**(e)** Application for Temporary Class B Beer Retailer's License from Chippewa Falls Main Street, Inc. for the Pure Water Days Duck Splash Festival & Raffle to be held on Bridgewater Avenue in the Bernard Willi Pool and Marshall Field area on August 11.

**(f)** Sidewalk Use Permit Application from the Salvation Army Thrift Store, 521 North Bridge Street, for a sandwich board sign to advertise sales once or twice a week for the year 2012 as approved by Committee #3.

**(g)** Sidewalk Use Permit Application from Foreign 5 & Lucy's Deli for outside seating from April 16 until October 13, 2012 as approved by Committee #3.

**All present voting aye, motion carried.**

**PETITIONS** - None

**MAYOR ANNOUNCES APPOINTMENTS** - None

**MAYOR'S REPORT** - None

**COUNCIL COMMITTEE REPORTS**

**(a) Motion by Flynn/King** to approve the Committee #1 Revenues, Disbursements, Water and Wastewater minutes of April 5. **Roll Call Vote: Aye – Flynn, King, Hull, Lardahl, Hicks, Adrian, Hanke. Motion carried.**

**(b) Motion by Flynn/Lardahl** to approve the Committee #2 Labor Negotiations, Personnel, Policy & Administration minutes of April 12. **Roll Call Vote: Aye – Flynn, Lardahl, Hicks, Adrian, Hanke, King, Hull. Motion carried.**

**(c) Motion by King/Hanke** to approve the Committee #3 Transportation, Construction, Public Safety and Traffic minutes of April 9. **All present voting aye, motion carried.**

**(d)** Park Board minutes of April 12 were presented.

**(e)** Library Board minutes of March 14 were presented.

**REPORT OF OFFICERS** - None

**ORDINANCES**

**(a) Motion by Flynn/King** to approve **Ordinance #2012-08 Entitled:** An Ordinance Establishing the Width of Pavement on Cedar Street (Wheaton St. – Pearl St.) Columbia Street (Island St. – Bay St.) at 38 Feet Face to Face of Curbs. **Roll Call Vote: Aye – Flynn, King, Hull, Lardahl, Hicks, Adrian, Hanke. Motion carried.**

**(b) Motion by King/Hanke** to approve **Ordinance #2012-09 Entitled:** An Ordinance Establishing the Width of Pavement on Columbia Street (Bay St. – Rushman Dr.) at 42 Feet Face to Face of Curbs. **Roll Call Vote: Aye – King, Hanke, Flynn, Hull, Lardahl, Hicks, Adrian. Motion carried.**

**(c) Motion by Flynn/King** to approve **Ordinance #2012-10 Entitled:** An Ordinance Establishing the Width of Pavement on Spring Street (Duncan Creek – State Street) at 30 Feet Face to Face of Curbs. **Roll Call Vote: Aye – Flynn, King, Hull, Lardahl, Hicks, Adrian, Hanke. Motion carried.**

**(d)** The First Reading of **Ordinance #2012-11 Entitled:** An Ordinance Amending the Additional Conditions for Sidewalk Use Permits Code Section, § 8.10(3)(d) 9.a. of the Chippewa Falls Municipal Code to Allow for Waiver of the Set Permit Period was held.

**(e)** The First Reading of **Ordinance #2012-12 Entitled:** An Ordinance Amending the Assessment for Street Paving Code Section § 8.01(3)(a) of the Chippewa Falls Municipal Code to Provide Better Clarity in Code Language was held.

## **RESOLUTIONS**

Brian Reilly from Ehlers appeared to discuss recommendations for possible amendment to resolutions and provided two reports for review, namely:

1. Pre-Sale Report for: \$6,800,000 Taxable General Obligation Refunding Bonds, Series 2012A; and
2. Pre-Sale Report for: \$2,325,000 Taxable General Obligation Refunding Bonds, Series 2012B.

**(a) Motion by King/Hicks** to approve **Resolution #2012-11 Entitled:** Initial Resolution Authorizing \$3,410,000 General Obligation Bonds for Street Improvement Projects. **Roll Call Vote: Aye – King, Hicks, Adrian, Hanke, Flynn, Hull, Lardahl. Motion carried.**

**(b) Motion by Flynn/Hicks** to approve **Resolution #2012-12 Entitled:** Initial Resolution Authorizing \$345,000 General Obligation Bonds for Water System Projects. **Roll Call Vote: Aye – Flynn, Hicks, Adrian, Hanke, King, Hull, Lardahl. Motion carried.**

**(c) Motion by King/Adrian** to approve **Resolution #2012-13 Entitled:** Initial Resolution Authorizing \$660,000 General Obligation Bonds for Sewerage Projects. **Roll Call Vote: Aye – King, Adrian, Hanke, Flynn, Hull, Lardahl, Hicks. Motion carried.**

**(d) Motion by Lardahl/Flynn** to approve **Resolution #2012-14 Entitled:** Initial Resolution Authorizing \$165,000 General Obligation Bonds for Constructing Renovations to a Police Facility. **Roll Call Vote: Aye – Lardahl, Flynn, King, Hull, Hicks, Adrian, Hanke.**

**(e) Motion by King/Hanke** to amend **Resolution #2012-15 Entitled:** Initial Resolution Authorizing \$2,235,000 General Obligation Refunding Bonds to read Initial Resolution Authorizing \$2,220,000 General Obligation Refunding Bonds. **All present voting aye, motion carried.**

**Motion by King/Adrian** to approve amended **Resolution #2012-15 Entitled:** Initial Resolution Authorizing \$2,220,000 General Obligation Refunding Bonds. **Roll Call Vote: Aye – King, Adrian, Hanke, Flynn, Hull, Lardahl, Hicks. Motion carried.**

**(f) Motion by King/Lardahl** to approve **Resolution #2012-16 Entitled:** Resolution Directing Publication of Notice to Electors. **Roll Call Vote: Aye – King, Lardahl, Hicks, Adrian, Hanke, Flynn, Hull. Motion carried.**

**(g) Motion by King/Hanke** to amend **Resolution #2012-17 Entitled:** Resolution Providing for the Sale of \$6,815,000 General Obligation Corporate Purpose Bonds to read Resolution Providing for the Sale of \$6,800,000 General Obligation Corporate Purpose Bonds. **All present voting aye, motion carried.**

**Motion by King/Hull** to approve amended **Resolution #2012-17 Entitled:** Resolution Providing for the Sale of \$6,800,000 General Obligation Corporate Purpose Bonds. **Roll Call Vote: Aye – King, Hull, Lardahl, Hicks, Adrian, Hanke, Flynn. Motion carried.**

**(h) Motion by King/Lardahl** to amend **Resolution #2012-18 Entitled:** Resolution Providing for the Sale of \$2,320,000 Taxable General Obligation Refunding Bonds to read Resolution Providing for the Sale of \$2,325,000 Taxable General Obligation Refunding Bonds. **All present voting aye, motion carried.**

**Motion by King/Lardahl** to approve amended **Resolution #2012-18 Entitled:** Resolution Providing for the Sale of \$2,325,000 Taxable General Obligation Refunding Bonds. **Roll Call Vote: Aye – King, Lardahl, Hicks, Adrian, Hanke, Flynn, Hull. Motion carried.**

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

**(a) Motion** made previously in the meeting to Postpone to a Certain Time, the discussion/consideration of the Timbers-Selissen Land Specialists, Inc. Proposal to provide real estate services for the acquisition of the property located at 1 North Bridge Street as this discussion/consideration is contingent upon the results of the Closed Session, and as such, will be heard immediately following the return to open session.

**CLAIMS**

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

City General Claims:	\$146,372.42
Authorized/Handwritten Claims:	\$0.00
Department of Public Utilities:	\$234,632.09
Total of Claims Presented	<u>\$381,004.51</u>

**Roll Call Vote: Aye – King, Adrian, Hanke, Flynn, Hull, Lardahl, Hicks. Motion carried.**

**(b) Motion by Flynn/King** to approve the referral of the claim submitted by Todd and Tammy Rud, 1109 North Street, to the insurance company.

**CLOSED SESSION**

**(a) Motion by Flynn/Hull** to go into Closed Session per Wisconsin Statute 19.85 (1) (e) for “Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session” for:

- (1)** Consideration of an offer to purchase to Richard and Denise Haughian for their property located at 1 North Bridge Street; and to allow Ferg, Smith, Bauer, and Givens to attend the closed session; may return to open session.

**Roll Call Vote: Aye – Flynn, Hull, Lardahl, Hicks, Adrian, Hanke, King. Motion carried.**

**Motion by King/Adrian** to return to open session. **All present voting aye, motion carried.**

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

**(a) Motion by King/Hicks** to approve the Proposal from Timbers-Selissen Land Specialists, Inc. to provide real estate services for the acquisition of the property located at 1 North Bridge Street through eminent domain. **Roll Call Vote: Aye – King, Hicks, Adrian, Hanke, Flynn, Hull, Lardahl.**

**ADJOURNMENT (Sine Die)**

**Motion by King/Adrian** to adjourn at 8:35 p.m. **All present voting aye, motion carried.**

Submitted by:

Bridget Givens  
City Clerk