

REGULAR MEETING OF COMMON COUNCIL

The regular meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, April 20, 2010 at 6:30 PM in the City Hall Council Chambers. Mayor Gregory Hoffman presiding. The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

Council Members present: Michael Dahlby, Brian Flynn, Jason Anderson, Jane Lardahl, Susan Zukowski. Absent: CW King. (Sixth Ward Council seat vacant)

City Staff present: Interim Police Chief John Liddell, Public Works Director/City Engineer Rick Rubenzer, City Planner Jayson Smith, Fire Chief Tom Larson, Deputy Clerk Julie Marshall.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

(a) Motion by Flynn/Zukowski, all present voting aye, to approve the minutes of the regular council meeting of April 6. **Motion carried.**

PERSONAL APPEARANCES BY CITIZENS

Russ Blair, Oak Knoll Drive, Chippewa Falls, commented on the proposed closed session regarding the sale of city property to CS&P. (CSP Plant Property Holdings, LLC). He asked that the Council either not sell the land or table any action until the Wellhead Protection Plan revisions are completed. Mr. Blair was also concerned about the location of this property in the wellhead protection area and had concerns about contamination of the Eastern well field. Another concern mentioned by Mr. Blair was that a "Request for Proposal" was not issued for the Wellhead Protection Study. (Note: Alderman Dahlby asked staff to look into this matter to be sure all Statutory and City processes and procedures were followed)

Ralph Couey, Central Street, Chippewa Falls, spoke to the Council regarding his request for a liquor license to sell local wines along with ice cream, bakery and produce items from his shop on Central Street. The current ordinance only allows three Class A licenses in the City. Committee #3 discussed this issue and the minutes will be addressed later in the meeting.

Alan Curtis, Evergreen Lane, Chippewa Falls, spoke about concerns members of the Concerned Citizens Group have with the sand processing plant. They have gathered information from many sources that indicate this plant will result in serious health threats to the City's air quality. They have installed air quality monitors and data can be obtained from www.ccc-wis.com.

PUBLIC HEARINGS

(a) Mayor Hoffman opened a public hearing at 6:48 PM regarding a Special Use Permit to operate a Renaissance Faire, campground and other events on Parcel #4710.1000 located south of the Chippewa River, west of USH #53 and north of Nelson Road. No one appeared for or against and the hearing was subsequently closed.

(b) Mayor Hoffman opened a public hearing at 6:49 PM regarding a change of districts in the Zoning Ordinance of the City from P-1 Public to R-1C Single Family Residential District on Parcel #4726 lying west of 5th Street, north of Canal Street and south of the Chippewa River. City Engineer Rick Rubenzer clarified the portion that was included in the rezoning. No one else appeared for or against and the hearing was closed at 6:50 PM.

COMMUNICATIONS

None

REPORTS

(a) Motion by Anderson/Lardahl to approve the minutes of the Board of Public Works meeting of April 12, 2010. **After a roll call vote, said motion passed unanimously.** City Engineer Rick Rubenzer

REPORTS(cont.)

noted the Hwy 29 intersection connection from the Garden Street neighborhood should be put in now as planned and can be evaluated at a later date to see if unusual amounts of traffic are occurring in the neighborhood. Rubenzer indicated if a petition from residents was received in the future asking for review of this intersection, it would be sent to the Board of Public Works.

(b) The minutes of the Business Improvement District Board of Directors meeting of April 15 were presented.

APPLICATIONS

(a) Motion by Zukowski/Flynn, all present voting aye, to approve the five Operator (Bartender) Licenses as recommended by the Police Department. **Motion carried.**

(b) Motion by Zukowski/Anderson, all present voting aye, to approve the Street Use Permit Application for The Past Passed Here May 1--May 10. **Motion carried.**

(c) Motion by Flynn/Lardahl, all present voting aye, to approve the Street Use Permit Application for the Valley Art Association "Solstice on Grand Art Faire" June 19. **Motion carried.**

(d) Motion by Zukowski/Flynn, all present voting aye, to approve the Temporary Class B Beer License Application for June Dairy Days at the Northern WI State Fairgrounds on June 16. **Motion carried.**

(e) Motion by Zukowski/Anderson, all present voting aye, to approve the Class E Dance Application for June Dairy Days at the Northern WI State Fairgrounds on June 16. **Motion carried.**

(f) Action on this item was delayed and held after Council action on the Committee #3 Minutes from April 19. Motion by Flynn/Dahlby, all present voting aye, to approve the Sidewalk Use Permit Application by Duncan Creek Winebar & Grille, 213 N. Bridge Street for setting out benches in the front of their establishment. **Motion carried.**

(g) Motion by Anderson/Zukowski, all present voting aye, to approve the Class B Beer/Class C Wine Application for the Wisconsin Renaissance Faire, 2302 Nelson Road. **Motion carried.**

(h) Motion by Zukowski/Anderson, all present voting aye, to approve the Class B Beer/Class B Liquor License Application by David & Cindy Welk for "The Snout" located at 13 W. Central Street contingent upon inspections by the Police, Fire and Inspection Departments. **Motion carried.**

PETITIONS

(a) A Petition concerning the Garden Street connection to Chippewa Crossing Boulevard was presented. A copy of the petition was attached to the April 12 Board of Public Works Minutes and addressed at that time.

MAYOR ANNOUNCES APPOINTMENTS None

MAYOR'S REPORT None

COUNCIL COMMITTEE REPORTS

(a) Motion by Dahlby/Zukowski, all present voting aye, to suspend the rules and allow discussion of the April 19 Committee #2 minutes. **Motion carried.**

Motion by Lardahl/Zukowski to approve the minutes of the Committee No. 2, Labor Negotiations, Personnel Policy & Administration, meeting of April 19. **After a roll call vote, said motion passed unanimously.**

(b) Motion by Zukowski/Dahlby, all present voting aye, to approve the minutes of the Committee No. 3, Transportation, Construction, Public Safety & Traffic, meeting of April 19. **Motion carried.**

The Council took action on Item (f) under Applications at this time.

(c) Motion by Zukowski/Anderson to approve the minutes of the Committee No. 4, Consider Committee No. 4, Recycling, Computerization, Buildings & Intergovernmental Services meeting of April 6. **After a roll call vote, said motion passed unanimously.**

COUNCIL COMMITTEE REPORTS(cont.)

(d) The minutes of the Park Board Meeting of April 13 were presented.

(e) The minutes of the Library Board Meeting of April 14 were presented.

REPORT OF OFFICERS

None

ORDINANCES

(a) **Motion by Anderson/Flynn** to approve **Ordinance 2010-16 Entitled:** An Ordinance Granting a Special Use Permit to Construct & Operate a Renaissance Faire on Parcel #4710.1000 Located North of Nelson Road, West of USH #53 and South of the Chippewa River. **After a roll call vote, said motion passed unanimously.**

(b) **Motion by Flynn/Anderson** to approve **Ordinance 2010-17 Entitled:** An Ordinance Amending the Zoning Code of the City of Chippewa Falls. **After a roll call vote, said motion passed unanimously.**

RESOLUTIONS

None

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW

(a) **Motion by Dahlby/Flynn** to authorize the Mayor to sign the Letter of Intent for the City to participate in the Wisconsin Community Development Block Grant Housing Program. **After a roll call vote, said motion passed unanimously.**

(b) **Mayor Hoffman** presented Council member Jason Anderson with a plaque in appreciation for his dedicated service to the City and Community and service on the Council from April 2008 through April 2010.

CLAIMS

(a) The Claims Committee met at 6:00 PM before the regular meeting to review the claims submitted by the various departments of the City for payment. **Motion by Zukowski/Anderson** to approve the payment of the claims listed below. **After a roll call vote, said motion passed unanimously.**

Total City General and	
Authorized/Handwritten Claims:	\$231,213.26
Department Public Utilities	\$503,312.37

CLOSED SESSION

Motion by Zukowski/Dahlby to go into closed session under 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” to discuss an Offer to Purchase from CSP Plant Property Holdings, LLC to purchase city owned land and determine a course of action, if any, to be taken in response to the offer to purchase and to include City Attorney Ferg, City Clerk Bauer, City Planner Smith, and representatives (Gary Stone, Tom Hubbard, Rhonda Ficke, Howard Nielson) from CSP Plant Property Holdings, LLC as requested; and may return to open session.

Said motion passed after the following roll call vote: Aye – Zukowski, Flynn, Anderson, Lardahl; Nay – Dahlby.

The Council discussed this matter.

Motion by Dahlby/Zukowski, all present voting aye, to return to open session to take action on the Offer to Purchase. **Motion carried.**

Motion by Anderson to approve the Offer to Purchase from CSP Property Plant Holdings, LLC. to purchase City owned land. **This motion failed due to lack of a second.**

Motion by Lardahl/Flynn to deny the Offer to Purchase from CSP Property Plant Holdings, LLC. to purchase City owned land. **Said motion passed after the following roll call vote: Aye – Lardahl, Flynn, Dahlby, Zukowski; Nay – Anderson.**

ADJOURNMENT

Motion by Anderson/Zukowski, all present voting aye to adjourn sine die at 7:58 PM. **Motion carried.**

Minutes submitted by,
Lynne Bauer, City Clerk