

## **Minutes of the Meeting of the Common Council – 13 April 2010**

A meeting of the Common Council of the City of Prairie du Chien, Wisconsin was held on Tuesday April 13<sup>th</sup> 2010 at 7:00 PM in the Council Chambers of City Hall. In the absence of Mayor Karl Steiner, Council President Dave Hemmer called the meeting to order.

### **Call to order/Roll Call**

All present

### **Certification of the open meeting law agenda requirements**

MOTION: Munson SECOND: Hein VOTE: 12-0

### **Pledge of Allegiance**

### **I. PUBLIC HEARINGS, PRESENTATIONS, AND INPUT**

A. FARMER'S MARKET - Pam Ritchie presented a proposal for a Farmer's Market next to the Fire Station on Prairie Street to begin in May.

### **VII. NEW BUSINESS**

E. APPROVAL OF FARMER'S MARKET IN DOWNTOWN

ACTION: To approve the farmer's market for one year

MOTION: Hein SECOND: Ames VOTE: 12-0

### **I. PUBLIC HEARINGS, PRESENTATIONS, AND INPUT**

B. PRESENTATION – Sidewalk Trip Hazard Program

ACTION: None required as this was informational

C. PUBLIC HEARING – JACKSON STREET VACATION - Public hearing on the resolution vacating all that part of South Jackson Street abutting Lots 1, 2, 3, 4, 5, 6, 7, and 8 of Block 184, and abutting Lots 9, 10, 11, 12, 13, 14, 15, and 16 of Block 189, Union Plat (south of Webster Street right-of-way and north of the right-of-way of vacated Dunn Street); all in the City of Prairie du Chien, Crawford County, Wisconsin.

No one addressed the Council during the public hearing.

### **VII. NEW BUSINESS**

J. RESOLUTION - Review and action on final resolution vacating all that part of South Jackson Street abutting Lots 1, 2, 3, 4, 5, 6, 7, and 8 of Block 184, and abutting Lots 9, 10, 11, 12, 13, 14, 15, and 16 of Block 189, Union Plat (south of Webster Street right-of-way and north of the right-of-way of vacated Dunn Street); all in the City of Prairie du Chien, Crawford County, Wisconsin. (NOTE: Vacation of this portion of platted but unopened Jackson Street is part of the Planned Community Development plan approved by Council for the development of duplexes in the "Senior Village" development. The proposed vacation was reviewed and recommended by the City Plan Commission.

ACTION: To approve the resolution

MOTION: Munson SECOND: Hein VOTE: 12-0

### **I. PUBLIC HEARINGS, PRESENTATIONS, AND INPUT**

D. PRESENTATION ON DOWNTOWN REVOLVING LOAN COMMITTEE – Judy Wall presented a list of potential candidates.

### **VII. NEW BUSINESS**

C. APPROVAL OF DOWNTOWN REVOLVING LOAN COMMITTEE MEMBERS

ACTION: To table the approval until the April 20<sup>th</sup> Council meeting

MOTION: Hein SECOND: Riebe VOTE: 10-2 (Ruskey and Titlbach opposed)

### **V. COMMITTEE REPORTS AND ACTIONS**

A. PARK BOARD – APPROVAL FOR PRAIRIE DOG BLUES FEST - The Park Board approved, on March 17<sup>th</sup>, the request of Todd Yeomans to hold the festival July 28<sup>th</sup> to July 31<sup>st</sup> on St. Feriole Island, contingent on

fees, park usage requirements, and council approval. Yeomans was present to answer questions and discuss the event

ACTION: To grant permission

MOTION: Pintz SECOND: Titlbach VOTE: 12-0

## **VII. NEW BUSINESS**

A. PERMISSION TO TEMPORARILY BLOCK DOUSMAN STREET – May 12<sup>th</sup> (NOTE: Gundersen Lutheran Prairie du Chien Clinic, in conjunction with the semi-annual community health and safety event, are seeking permission to close off South Dousman Street between Taylor and Crawford Streets from 2:00 to 6:00 PM on May 12<sup>th</sup>. A letter from David Campbell, Clinic Manager, is included in the packet.

ACTION: To approve the street blockage

MOTION: Riebe SECOND: Hein VOTE: 12-0

## **II. CONSIDERATION OF CONSENT AGENDA**

A. COUNCIL MINUTES – March 16<sup>th</sup> 2010

B. COUNCIL MINUTES – March 31<sup>st</sup> 2010

C. FINANCE COMMITTEE MINUTES – March 15<sup>th</sup> 2010

D. PUBLIC WORKS COMMITTEE MINUTES – February 25<sup>th</sup> 2010

E. PARK BOARD MINUTES – March 17<sup>th</sup> 2010

F. PARK AND REC REPORT

G. MONTHLY POLICE REPORT (March 2010)

Items C, E and F were pulled

ACTION: To approve the remaining consent agenda items

MOTION: Munson SECOND: Hein VOTE: 12-0

## **III. ITEMS REMOVED FROM CONSENT AGENDA**

C. FINANCE COMMITTEE MINUTES – March 15<sup>th</sup> 2010 – Pintz pointed out an error in a vote on the purchase of the canine vehicle – that he had voted against when the original minutes showed he had voted for

ACTION: To approve the amended minutes

MOTION: Pintz SECOND: Hein VOTE: 12-0

E. PARK BOARD MINUTES – March 17<sup>th</sup> 2010 – Questions were raised about the fees being charged for the 2010 pool season

ACTION: To approve

MOTION: Hemmer SECOND: Pintz VOTE: 12-0

F. PARK AND REC REPORT – Questions were raised about the fees being charged for the 2010 pool season

ACTION: To approve

MOTION: Hemmer SECOND: Pintz VOTE: 12-0

## **IV. CITIZENS' COMMENTS, OBSERVATIONS, PETITIONS, AND PUBLIC INPUT**

Wendy Mezerra (1733 ½ South Marquette) spoke in favor of the proposed changes to the room tax ordinance

## **V. COMMITTEE REPORTS AND ACTIONS**

B. PARK BOARD – APPROVAL FOR SUMMER BEAN BAG LEAGUE (NOTE: The Park Board approved, on March 17<sup>th</sup>, the request from Paul Clements to hold a summer bean bag league at Lucky Park, beginning May 27<sup>th</sup>, contingent on fees, park usage requirements and council approval.

ACTION: To approve for one year

MOTION: Titlbach SECOND: Ames VOTE: 12-0

NOTE: Chairman Hemmer left the meeting at 8:18 PM

C. FINANCE AND PROTECTION AND HEALTH COMMITTEES - ACCEPTANCE OF BIDS – Police Canine Vehicle

ACTION: To accept the committee report - To approve the bid from Veto Enterprises to purchase 2006 vehicle for \$9,000 (\$4,500 to come from capital funds and \$4,500 from general fund), with the city trading in the

current existing canine vehicle and Veto making the necessary changes to the new vehicle to make it operational

MOTION: Ruskey SECOND: Munson VOTE: 11-0 (Hemmer absent)

NOTE: Chairman Hemmer returned to the meeting at 8:24 PM

D. FINANCE COMMITTEE – ACCEPTANCE OF BIDS - Sanitary sewer reconstruction projects

ACTION: To approve the committee report - To approve the bid of Rickleff Plumbing and Heating (Prairie du Chien, WI) for \$29,922.33

MOTION: Pintz SECOND: Ames VOTE: 12-0

E. PERSONNEL, LICENSE AND INSURANCE COMMITTEE - PROPOSED CHANGES – Room Tax Ordinance

ACTION: To accept the committee report to approve the ordinance

MOTION: Riebe SECOND: Hackett VOTE: 12-0

## **VII. NEW BUSINESS**

D. APPROVAL OF CHANGES TO ROOM TAX ORDINANCE (Ordinance 2010-07)

ACTION: To approve

MOTION: Hackett SECOND: Munson VOTE: 12-0

## **V. COMMITTEE REPORTS AND ACTIONS**

F. PERSONNEL, LICENSE AND INSURANCE COMMITTEE - APPROVAL FOR COMPENSATION ADJUSTMENT – Richard Yeomans

ACTION: To accept the committee report - To approve a one-time payment of \$1,102.99 to compensate for previous underpayments, and set the new salary for the position to \$1,845.29, beginning on May 1, 2010

MOTION: Ames SECOND: Hackett VOTE: 12-0

G. PUBLIC WORKS BOARD - RESOLUTION – Adopting the Airport's 6-year Improvement Plan

ACTION: To accept the committee report – To approve and send to the Council for their April 13th meeting

MOTION: Wayne SECOND: Solomon VOTE: 12-0

H. PUBLIC WORKS BOARD - APPROVAL – Water Consumer Confidence Report

ACTION: To accept the committee report – To approve and send to the Council for their April 13th meeting

MOTION: Riebe SECOND: Pintz VOTE: 12-0

I. PUBLIC WORKS BOARD - CONTRACT APPROVAL – Verbicher – Bypass project

ACTION: To accept the committee report – To approve and send to the Council for their April 13th meeting

MOTION: Pintz SECOND: Solomon VOTE: 12-0

J. PUBLIC WORKS BOARD – AUTHORIZATION TO BID – 2010 Capital Works Projects

ACTION: To accept the committee report – To approve and send to the Council for their April 13th meeting

A. Pine and State Streets (NOTE: Funds will come from TIF #1 borrowing internally from TIF #4.)

B. Asphalt Overlay (NOTE: Funds will come from capital funds already borrowed.)

C. Seal Coating (NOTE: Funds will come from capital funds already borrowed.)

D. Sidewalk Repair and Construction (NOTE: Funds will come from capital funds already borrowed.)

MOTION: Wayne SECOND: Ames VOTE: 12-0

K. PUBLIC WORKS BOARD - AUTHORIZATION TO BID – Reconstruction of Well #1

ACTION: To accept the committee report – To approve and send to the Council for their April 13th meeting

MOTION: Ruskey SECOND: Munson VOTE: 12-0

L. PUBLIC WORKS BOARD - APPROVAL OF BIDS – Sludge Truck

ACTION: To approve the committee report - To reject the low bid (\$152,599) of Truck Country of Dubuque, IA for failing to meet bid specs. To approve the bid (\$154,625) of River States Truck and Trailer of La Crosse, WI with the staff's option to purchase the extended warranty

MOTION: Riebe SECOND: Solomon VOTE: 12-0

## **VI. OLD BUSINESS**

None

## **VII. NEW BUSINESS**

B. APPROVAL FOR ELECTRONIC RECYCLING PICKUP IN CITY HALL PARKING LOT - Terry Meyer is proposing the city permit Gina's E Recycling be permitted to hold an Electronic Recycling Pickup in the City Hall parking lot on April 24<sup>th</sup>. Staff agrees with this, provided that the company produces a certificate of liability insurance.

ACTION: To approve

MOTION: Hemmer SECOND: Munson VOTE: 10-2 (Riebe and Pintz opposed)

F. RESOLUTION – Adopting the Crawford County All Hazards Mitigation Plan - The city is required to pass this resolution in order to be eligible for grants and preparing for potential disasters in the future.

ACTION: To approve

MOTION: Pintz SECOND: Ames VOTE: 12-0

G. REVIEW/APPROVAL OF GRANT CONTRACT FOR COMMUTER BUS FEASIBILITY STUDY

ACTION: To approve

MOTION: Pintz SECOND: Riebe VOTE: 11-1 (Boylen opposed)

H. REVIEW/APPROVAL OF CONTRACTOR TO PERFORM COMMUTER BUS FEASIBILITY STUDY

ACTION: To approve contract with Verbicher

MOTION: Titlbach SECOND: Munson VOTE: 11-1 (Boylen opposed)

I. REVIEW AND APPROVAL OF CONTRACTOR TO DO HOFFMAN HALL CAPITAL CAMPAIGN

FEASIBILITY STUDY - After reviewing the proposals, Garth and Mike Ulrich are recommending the city contract with Leslie, Kline and Lukas, based in Omaha, NE, to do the study for \$17,950 plus expenses. The Council earlier approved a \$20,000 limit for this project.

ACTION: To table for one week and ask Leslie, Kline and Lukas to include language that clearly states the \$20,000 cap

MOTION: Riebe SECOND: Solomon VOTE: 12-0

K. ESTABLISHING CITY'S POSITION IN FORECLOSURE PROCEEDINGS - A May 13<sup>th</sup> date has been set for a sheriff's sale in the matter of CitiMortgage, Inc, vs. Sarah Knight, et al. Council approval to have the city attempt to bid in the sale in regards to our second mortgage to the property through our CDBG program is recommend tonight by city staff.

ACTION: To direct staff not to participate in the sheriff's sale due to the likelihood no money will be recouped

MOTION: Pintz SECOND: Solomon VOTE: 12-0

L. ELECTION CANVASS – Approve results of April 6<sup>th</sup> canvass

ACTION: To approve

MOTION: Ruskey SECOND: Boylen VOTE: 12-0

M. DISCUSSION OF FILLING VACANCY IN DISTRICT TWO - With the election of Dave Hemmer as mayor, a vacancy will be created on the Council for the seat he recently won re-election to. Staff and the City Attorney will discuss options and methods for filling the vacancy.

ACTION: To take applications for one week, with a deadline of Monday April 19<sup>th</sup> at 5 PM, with the council to make their appointment to a one-year term at the April 20<sup>th</sup> organizational meeting

MOTION: Pintz SECOND: Solomon VOTE: 11-1 (Riebe opposed)

## **N. ADJOURN (9:39 PM)**

MOTION: Pintz SECOND: Riebe VOTE: 12-0

Submitted by City Administrator Aaron Kramer