

## **Minutes of the Meeting of the Common Council – 20 July 2010**

A meeting of the Common Council of the City of Prairie du Chien was held on Tuesday July 20<sup>th</sup> 2010 at 7:00 PM in the Council Chambers of City Hall. Mayor Dave Hemmer called the meeting to order.

**Call to order/Roll Call** – Absent – Frank Pintz, Joe Ruskey, Kathleen Hein, Jaaren Riebe  
**Certification of the open meeting law agenda requirements** - MOTION: Ames SECOND: Munson  
VOTE: 8-0 (Pintz, Riebe, Hein and Ruskey absent)  
**Pledge of Allegiance** – Led by Sharon Boylen

NOTE: At this time, Mayor Hemmer introduced the newest member of the Council, Erwin Mueller

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

#### **A. PUBLIC HEARING**

The hearing dealt with the vacating all that part of that certain alley located in Block 9, Beaumont's Addition, in the City of Prairie du Chien, Crawford County, Wisconsin. Hemmer opened the public hearing at 7:05 PM. No one from the public spoke, but the council members discussed the vacation during the hearing, which was closed by Hemmer at 7:33 PM

#### **B. ACTION on aforesaid agenda item**

ACTION: To deny the request for vacation MOTION: Ames SECOND: Finn VOTE: 6-2 (Mueller and Titlbach opposed, Pintz, Riebe, Hein and Ruskey absent)

### **VII. NEW BUSINESS**

#### **A. RESOLUTION**

The resolution was relating to the City of Prairie du Chien's participation in the Wisconsin Community Development Block Grant housing program for Small Cities. Dale Klemme was present to answer questions. ACTION: To approve Resolution 2010-20 MOTION: Finn SECOND: Munson VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **VI. OLD BUSINESS**

#### **A. LEASE**

The Council and staff reviewed a proposed lease between the City of Prairie du Chien and the Crawford County Restorative Justice (CCRJ) for City Hall office space. Mary Stirling and Robin Kline were present from CCRJ to discuss the lease. Concerns were raised over the length of the lease, the rental charge and the terms of renewing the lease by both parties. MOTION: To direct the City Attorney to draft a final lease between the city and CCRJ with the following changes – 1)The lease be for the period of August 1<sup>st</sup> 2010 to July 31<sup>st</sup> 2011, 2) CCRJ be required to install their own dedicated DSL line in their office, 3) the time period for either party to renew or end the lease be set at 90 days prior to the expiration of the lease and 4) the rental fee be increased, if the lease is renewed, by the rate of inflation (Consumer Price Index) for the previous year MOTION: Titlbach SECOND: Solomon VOTE: 8-0 (Ruskey, Reibe, Hein and Pintz absent)

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

- A. COUNCIL MINUTES – July 6<sup>th</sup> 2010
- B. FINANCE COMMITTEE – July 1<sup>st</sup> 2010
- C. PERSONNEL, LICENSE AND INSURANCE – July 6<sup>th</sup> 2010
- D. BOARD OF ZONING APPEALS – June 17<sup>th</sup> 2010
- E. PLAN COMMISSION – June 21<sup>st</sup> 2010

ACTION: To approve MOTION: Wayne SECOND: Ames VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

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

None

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

None

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

### **A. PROTECTION AND HEALTH - Ordinance relating to the harboring of certain dogs, namely pit bulls**

At its June 15th meeting, the Committee rejected a proposal to ban pit bulls from the city, and directed staff to come back with an ordinance change which removed pit bulls from the ordinance entirely and make other possible changes to the vicious dog ordinance. At its July 1<sup>st</sup> meeting, the committee continued its work on the ordinance, but no final draft has been produced ACTION: To table indefinitely MOTION: Titlbach SECOND: Ames VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **B. FINANCE - Approval of Claims**

ACTION: To approve MOTION: Ames SECOND: Solomon VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **C. FINANCE - Salary for City Administrator**

The Personnel Committee on July 1st recommended a salary increase to an annual base salary of \$68,000, an increase of \$3,000 over the current salary. ACTION: To approve MOTION: Wayne SECOND: Solomon VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **D. FINANCE - Budget Schedule for 2011**

This item was for discussion only.

### **E. FINANCE - Country on The River/Electrical Pad Work on St. Feriole Island**

Due to cost overruns on the electrical pad on the north end of the performance grounds, city staff is requesting permission to amend the plan approved earlier this year, by delaying the installation of four electrical pads in the center of the island, and paying \$6,000 toward the construction of the electrical pad on the north end. ACTION: To approve MOTION: Ames SECOND: Solomon VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **F. PERSONNEL – Job Description for City Attorney**

The committee has not yet approved the job description, other than to direct staff to draft an ordinance covering the items discussed at their July 19<sup>th</sup> meeting. ACTION: To table MOTION: Munson SECOND: Solomon VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **G. LARIVIERE PARK – Beneker Lease**

Considerable discussion was held on the lease, in regards to the timetable on the discussions and negotiations. Gale Beneker and his attorney, Mark Gillitzer, were asked to attend, but declined to do so. An email from Gillitzer to the City Administrator was read into the record. ACTION: To approve the amended lease MOTION: Finn SECOND: Ames VOTE: 4-4 (Munson, Boylen, Solomon and Wayne opposed, Ruskey, Hein, Pintz and Riebe absent) Mayor Hemmer voted yes to break the 4-4 tie and the amended lease was approved.

## **VII. NEW BUSINESS**

### **B. RESOLUTION**

The Council reviewed the resolution to apply for two WDOT Transportation Enhancements Grants. ACTION: To approve Resolution 2010-17 MOTION: Ames SECOND: Finn VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **C. CLOSED SESSION under Wisconsin State Statute 19.85 (1) (c)**

RE: Employment Contract for City Planner. The contract was not ready for discussion. ACTION: To table MOTION: Solomon SECOND: Ames VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

### **D. RECONVENE into open session**

Not required

E. ACTION from closed session

None

**VIII. ADJOURN (845 PM)**

MOTION: Ames SECOND: Solomon VOTE: 8-0 (Ruskey, Hein, Pintz and Riebe absent)

Submitted by City Administrator Aaron Kramer