

Minutes of the Meeting of the Harbor Commission – 31 August 2010

A meeting of the Harbor Commission of the City of Prairie du Chien, Wisconsin was held on Tuesday August 31st 2010 at 5:15 PM in the Community Room of City Hall. In the absence of a chairman, the City Administrator called the meeting to order.

1. Call to order/Roll Call

Present – All members. Also present – Mayor Dave Hemmer, Co-Public Works Manager Terry Meyer, City Attorney Tom Peterson

2. Certification of the open meeting law agenda requirements.

ACTION: To certify MOTION: Becker SECOND: Steiner VOTE: 5-0

3. APPROVAL – Minutes of May 12th 2010 and June 2nd 2010 meetings

ACTION: To approve MOTION: Becker SECOND: Howe VOTE: 5-0

4. DISCUSSION – Current Marina Lease

After staff outlined their concerns about the current lease, the city attorney asserted that in the absence of a signed lease since October 2007, the Regals do have what could be considered a “constructive contract” with the city due to their operations of the facility. As to the issue of whether the current lease is in violation, staff explained their interpretation of the current lease’s clauses. Rick Jennings, an investor in the marina, questioned as to why the city had not put their concerns into writing, which staff agreed that it had not prior to today, but did outline its concerns to the Regals at a June 10th meeting in City Hall. John McNamara, attorney for the Regals, asserted that Scott Sheckler, who has expressed an interest in the marina, approached the Regals earlier today inquiring as to purchasing the marina, and claimed the city had sent him. Jennings repeated the claim, which the City Administrator strongly denied. Kramer stated that he had met with Sheckler earlier in the day, but did not direct him or advise him to approach the Regals on the matter. Discussion was also held on the current condition of the marina, the repairs needed, the operations as they are currently being run, and the rates currently charged to the boat owners. The Regals explained that flooding issues have hampered their operations, but asserted they are making repairs to the docks and the surrounding facility.

5. ACTION – Current Marina Lease

ACTION: To develop a plan, between the city and the Regals, to improve the marina, and have the Harbor Commission hold a meeting at the marina within the next 60 days MOTION: Steiner SECOND: Gallagher VOTE: 5-0

6. Adjourn (615 PM)

MOTION: Steiner SECOND: Gallagher VOTE: 5-0

Submitted by City Administrator Aaron Kramer