

Minutes of the Common Council – 4 January 2011

A meeting of the Common Council of the City of Prairie du Chien was held on Tuesday January 4th 2011 at 7:00 PM in the Council Chambers of City Hall. Mayor Dave Hemmer called the meeting to order.

Call to order/Roll Call – Joe Ruskey, Judeen Ames and Sharon Boylen absent

Certification of the open meeting law agenda requirements – ACTION: To certify MOTION: Hein SECOND: Finn VOTE: 9-0 (Ruskey, Ames and Boylen absent)

Pledge of Allegiance – Led by Karen Solomon

I. PUBLIC HEARINGS, PRESENTATIONS, AND INPUT

None

II. CONSIDERATION OF CONSENT AGENDA

A. COUNCIL MINUTES – December 21st 2010

B. FINANCE COMMITTEE MINUTES – December 20th 2010

C. PERSONNEL, LICENSE AND INSURANCE COMMITTEE MINUTES – December 21st 2010

D. TRANSFER OF AGENT – Stark's Sport Shop, 119 West Blackhawk Avenue from Richard Stark to Randall Stark

ACTION: To approve the Consent Agenda MOTION: Hein SECOND: Pintz VOTE: 9-0 (Ruskey, Ames and Boylen absent)

III. ITEMS REMOVED FROM CONSENT AGENDA

None

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

None

V. COMMITTEE REPORTS AND ACTIONS

A. FINANCE – Claims

ACTION: To approve the Committee Report MOTION: Solomon SECOND: Hein VOTE: 9-0 (Ruskey, Ames and Boylen absent)

VI. OLD BUSINESS

None

VII. NEW BUSINESS

A. DISCUSSION AND ACTION – City's Position in Foreclosure Action

Staff was seeking Council approval to maintain the city's position in the foreclosure case of United States of America versus Mary Peet. ACTION: To maintain the city's position MOTION: Titlbach SECOND: Riebe VOTE: 9-0 (Ruskey, Ames and Boylen absent)

B. ADJOURN to CLOSED SESSION under Wisconsin State Statute 19.85 (1) (e)

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... RE: Block 43 agreement, RE: Purchase Agreement with Northern Engraving, RE: Developers Agreement with Crawford Preservation Group, LLC

Prior to the adjournment, the City Administrator stated that no action or discussion would take place on the Northern Engraving issue. City Attorney Tom Peterson and City Planner Garth Frable were also

in attendance in the closed session. ACTION: To go into closed session at 7:10 PM MOTION: Riebe
SECOND: Solomon VOTE: 9-0 (Ruskey, Ames and Boylen absent)

C. CONVENE into OPEN SESSION

ACTION: To convene into open session at 7:55 PM MOTION: Riebe SECOND: Solomon VOTE: 9-0
(Ruskey, Ames and Boylen absent)

D. ACTION from CLOSED SESSION

ACTION: To direct the City Attorney to begin legal action against Mark Ihm and Crawford
Preservation Group, LLC, to collect on obligations made under the original Developer's Agreement
with the two entities MOTION: Wayne SECOND: Munson VOTE: 9-0 (Ruskey, Ames and Boylen
absent)

ACTION: To approve the tentative Developer's Agreement between the City of Prairie du Chien,
Block 43, LLC (Marty Rifken) and True Value for the development of the Block 43 parcel into a new
True Value Hardware store MOTION: Titlbach SECOND: Pintz VOTE: 9-0 (Ruskey, Ames and
Boylen absent) (NOTE: A final vote on the agreement, once finalized, will be held at the January 18th
Council meeting.)

ACTION: To direct staff to draft a resolution transferring \$93,000 from TIF District #6 to TIF District
#4 MOTION: Munson SECOND: Hein VOTE: 9-0 (Ruskey, Ames and Boylen absent)

ACTION: To direct staff to draft a resolution authorizing TIF District #4 to expend up to \$93,000 for
the acquisition of land and the relocation of existing utilities in support of the proposed development of
a True Value Hardware store on the Block 43 development MOTION: Mueller SECOND: Hein
VOTE: 9-0 (Ruskey, Ames and Boylen absent)

VIII. ADJOURN (8:01 PM)

MOTION: Solomon SECOND: Hein VOTE: 9-0 (Ruskey, Ames and Boylen absent)

Submitted by City Administrator Aaron Kramer