

Common Council Meeting – 3 May 2011

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday May 3rd 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** – None **Certification of the open meeting law agenda requirements** – ACTION: To certify MOTION: Munson SECOND: Solomon VOTE: 12-0 **Pledge of Allegiance** – Led by Frank Pintz

I. PUBLIC HEARINGS, PRESENTATIONS, AND INPUT

A. PRESENTATION – 2010 WWTF Compliance Maintenance Annual report (CMAR)

Terry Meyer was present to present the report and answer any questions.

B. ACTION - RESOLUTION 2011-20 (ADOPTING THE 2010 WASTEWATER TREATMENT FACILITY COMPLIANCE MAINTENANCE REPORT)

ACTION: Titlbach SECOND: Pintz MOTION: 12-0

II. CONSIDERATION OF CONSENT AGENDA

A. COUNCIL MINUTES (ORGANIZATIONAL) – April 19th 2011, B. COUNCIL MINUTES (REGULAR) – April 19th 2011, C. POLICE AND FIRE COMMISSION – January 26th 2011, D. BOARD OF ZONING APPEALS – March 23rd 2011, E. BOARD OF ZONING APPEALS – April 13th 2011, F. PARK BOARD – March 16th 2011, G. FINANCE COMMITTEE – April 19th 2011 H. PUBLIC WORKS COMMITTEE – March 22nd 2011 ACTION: To approve the consent agenda MOTION: Pintz SECOND: Hein VOTE: 12-0

III. ITEMS REMOVED FROM CONSENT AGENDA

None

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

The City Administrator said a letter from the Economic Development Corporation had been sent to the Council and the Mayor, requesting the city make more of an effort to enforce its property maintenance ordinances on Marquette Road and improve the look of the city by enforcing the junk and garbage ordinances, and direct staff to review the request and make recommendations ACTION: To receipt the letter into the official record MOTION: Riebe SECOND: Munson VOTE: 12-0

The City Administrator also asked the Council if they would meet as a Committee of the Whole (Public Works Committee) on Thursday May 12th to review the latest slow-no-wake proposal. The consensus was to hold the meeting at that time.

V. COMMITTEE REPORTS AND ACTIONS

Without objection, the agenda was moved.

F. PARK BOARD – Request to change the name of Waterworks Park to Blackhawk Junction Park

A map and a proposal for the renaming were included in the packet, as well as the recently-passed policy for naming and renaming rights in the city. Jenny Coleman was present to represent Blackhawk Junction. ACTION: To direct staff to draft a resolution renaming Waterworks Park to Blackhawk Junction Park, incorporating the proposed offer from Blackhawk Junction MOTION: Riebe SECOND: Hein VOTE: 12-0

A. FINANCE – Claims

ACTION: To approve the committee report MOTION: Hein SECOND: Munson VOTE: 12-0

B. FINANCE – Proposed Changes in City Bid/Purchasing Procedures

ACTION: To approve the committee report, raising the limits on the city bid and purchasing policy, and incorporating a local preference factor of two percent **MOTION:** Hein **SECOND:** Ames **VOTE:** 12-0

C. FINANCE – City Banking Services

No action was required as the item was tabled at the committee level.

D. FINANCE - Sanitary Sewer Cured in Place Lining Bids

ACTION: To accept the bid from Visu-Sewer Clean and Seal, Pewaukee, WI for \$24,400, with \$13,000 from the Capital Budget and \$9,400 from the WWTP Budget **MOTION:** Hein **SECOND:** Pintz **VOTE:** 12-0

VI. OLD BUSINESS

A. RECONSIDERATION OF MOTION – Bid Waiver for Tourism Information Center

On April 19th, the Council approved waiving the bids on a remodeling project for the Tourism Information Center. The vote was 8-3, which did not meet the ¾ majority required by city ordinance. Council President Munson, who voted in the affirmative, has requested a reconsideration of the motion. **ACTION:** To reconsider the motion **MOTION:** Riebe **SECOND:** Munson **VOTE:** 11-1 (Pintz opposed)

B. ACTION on bid waiver, if necessary

ACTION: To approve the proposal of Steiner Associates to do remodeling at the Tourism Information Center for \$6,897, with the funds to come from the Cornelius Fund **MOTION:** Riebe **SECOND:** Hein **VOTE:** 11-1 (Pintz opposed)

C. MOTION TO RESCIND – City Contribution to the Proposed Hotel/Convention Center in Downtown Prairie du Chien

Alderman Hein has requested this agenda item. **ACTION:** To rescind the April 6th motion, which had the city making a contribution of \$845,000 to the proposed Sheckler Hotel and Convention Center **MOTION:** Hein **SECOND:** Ames **VOTE:** 8-3-1 (Thein, Pintz and Jones opposed, Fleshner abstained)

D. PUBLIC WORKS – Proposed Slow No-Wake

No action was required as the item was tabled at the committee level.

VII. NEW BUSINESS

A. ADJOURN to CLOSED SESSION (8:24 PM) - RE: Developers' Agreement involving Block 43 (Marty Rifken), RE: Possible TIF assistance to a local industry for expansion, RE: Pending litigation against the City **ACTION:** To adjourn into closed session **MOTION:** Solomon **SECOND:** Wayne **VOTE:** 12-0

NOTE: Marty Rifken was present for a portion of the closed session

B. CONVENE into OPEN SESSION (10:06 PM)

ACTION: To convene into open session **MOTION:** Titlbach **SECOND:** Solomon **VOTE:** 12-0

C. ACTION from CLOSED SESSION

ACTION: To direct staff to move forward with purchasing the railroad property in Block 43, and direct staff to negotiate a new developer's agreement with Marty Rifken **MOTION:** Riebe **SECOND:** Ames **VOTE:** 12-0

VIII. ADJOURN (10:08 PM)

MOTION: Solomon SECOND: Wayne VOTE: 12-0

Submitted by City Administrator Aaron Kramer

RESOLUTION 2011-20
**ADOPTING THE 2010 WASTEWATER TREATMENT FACILITY
COMPLIANCE MAINTENANCE REPORT**

Whereas, The Common Council of the City of Prairie du Chien has discussed and reviewed the 2010 Wastewater Treatment Facility Compliance Maintenance Report, and;

Whereas, no serious violations of state regulations have been found, now;

Therefore, the Common Council of the City of Prairie du Chien does hereby adopt the 2010 Wastewater Treatment Facility Compliance Maintenance Report.

Adopted this 3rd day of May, 2011

By a vote of: ____ in favor, ____ opposed, and ____ abstain

BY: _____
Aaron Kramer, City Administrator

David Hemmer, Mayor