

Common Council Meeting – September 4th 2012

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday September 4th 2012 at 7:00 PM in the Council Chambers of City Hall. Mayor Dave Hemmer called the meeting to order. **Call to order/Roll Call** – Ron Leys and Kyle Kozelka absent **Certification of the open meeting law agenda requirements and approval of the agenda** – ACTION: To certify and approve MOTION: Ames SECOND: Munson VOTE: 10-0 **Pledge of Allegiance** – Led by Jean Titlbach

I. PUBLIC HEARINGS AND PRESENTATIONS

A. DISCUSSION AND ACTION – Resolution 2012-37 (INITIAL RESOLUTION VACATING ALL THAT PART OF A CUL- DE-SAC LOCATED IN VENA COURT IN PART OF FARM LOT 18 OF PRIVATE LAND CLAIMS ALSO BEING PART OF LOT 1, CERTIFIED SURVEY MAP NO. 1254 AND PART OF LOTS 1 AND 4, CERTIFIED SURVEY MAP NO. 1331, IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

ACTION: To approve Resolution 2012-37 and set a public hearing for October 16th MOTION: Ames SECOND: Solomon VOTE: 10-0

II. CONSENT AGENDA

A. COUNCIL MINUTES – August 21st 2012, B. FINANCE COMMITTEE – August 7th 2012, C. PUBLIC WORKS COMMITTEE – August 14th 2012, D. PUBLIC WORKS COMMITTEE – August 23rd 2012, E. PERSONNEL COMMITTEE – June 26th 2012, F. BOARD OF CANVASSERS – June 11th 2012, G. AIRPORT HANGAR LEASE – Ron Meinert (Hangar 1/Site A2) through September 1st 2017, H. OPERATORS LICENSES

Solomon requested item G be removed ACTION: To approve the Consent Agenda minus item G MOTION: Munson SECOND: Hein VOTE: 10-0

III. ITEMS REMOVED FROM CONSENT AGENDA

G. AIRPORT HANGAR LEASE – Ron Meinert (Hangar 1/Site A2) through September 1st 2017 – Solomon asked if the new rates approved last year by the Council were implemented, and was told they were. ACTION: To approve item G of the Consent Agenda MOTION: Hein SECOND: Solomon VOTE: 10-0

IV. CITY ADMININSTRATOR’S REPORT

Pintz asked that the City look into a Payment in Lieu of Taxes agreement with the Prairie du Chien Memorial Hospital when they annex into the City. No formal action taken.

V. CITIZENS’ COMMENTS, OBSERVATIONS, PETITIONS, AND PUBLIC INPUT - None

VI. COMMITTEE REPORTS AND ACTIONS

A. FINANCE – Claims

ACTION: To approve the claims including a pervious claim (Prairie du Chien Memorial Hospital - \$479.03), which was tabled at the July 17th Committee meeting. MOTION: Hein SECOND: Pintz VOTE: 10-0

B. FINANCE/PUBLIC WORKS - Awarding of Bids – Sanitary Sewer Cured In Place Lining

Bids were opened on Tuesday August 28th. Staff would recommend awarding the bid to Visu-Sewer Clean and Seal (Pewaukee, WI) for \$18,000. \$20,000 for this project was approved in the 2012 budget. ACTION: To approve awarding the bid to Visu-Sewer Clean and Seal (Pewaukee, WI) for \$18,000 MOTION: Hein SECOND: Munson VOTE: 10-0

C. FINANCE/PUBLIC WORKS - Awarding of Bid – Roof Replacement at WWTP Administrator and Blower Buildings

Bids were opened on Tuesday August 28th. Staff would recommend awarding the bid to K&L Construction (Bloomington, WI) for \$56,800 (Administration Building - \$22,100, Blower Building - \$35,700). The City budgeted \$32,000 in the 2011-2013 Capital Budget for this project. There is an additional \$25,000 in the Capital Budget for the aeration basin sandblasting and coating, which is not being done due to the bids being considerably higher than expected. ACTION: To award the bid to K&L Construction (Bloomington, WI) for \$56,800, upon proof of insurance being provided by the contractor MOTION: Hein SECOND: Pintz VOTE: 10-0

D. PUBLIC WORKS – Sidewalk Removal Request by Deb Martin, 520 South State Street

ACTION: To deny the request of Deb Martin to remove the sidewalk at 520 South State Street MOTION: Ames SECOND: Solomon VOTE: 10-0

E. PUBLIC WORKS – Sidewalk Repairs – Waiver of Special Assessments

ACTION: To approve the waiver of special assessments for Ken Mohoney (600 East Webster), Marta Brewer (521 East Iowa) and Dale and Teresa Champion (788 S. Beaumont Road) MOTION: Hein SECOND: Munson VOTE: 10-0

F. PUBLIC WORKS - Permission to bid out infrastructure work related to the proposed Bluffhaven Senior Village project

This work would be bid out along with the Overview Court and Glenn Street projects, with the work to be done yet in the spring of 2013. Staff reviewed the proposal, which would provide services to two proposed condos in 2013. ACTION: To approve the Public Works Committee action which approved the bidding out, but asked the Council to table formal Council action until September 18th at the earliest to consider storm water management options. MOTION: Pintz SECOND: Hein VOTE: 10-0

VIII. NEW BUSINESS (Including items for future agenda consideration or Committee assignment)

A. DISCUSSION AND ACTION - Awarding commuter bus contract

The three bids were reviewed. ACTION: To do the following: 1) Receipt the Evaluation Team report and award the contract to Running, Inc., 2) Direct staff to draft a contract with Running to be approved and executed by Council at its September 18th meeting, and 3) Direct staff to prepare and submit a Supplemental Transportation Rural Assistance Program grant application for 2013 funding for the system MOTION: Pintz SECOND: Hein VOTE: 10-0

B. MAYORAL APPOINTMENT

Ron Leys to the Park Board as the Council representative. No formal action needed.

C. DISCUSSION – Items for future agenda consideration or Committee assignment

Pintz asked that the Public Works Committee review and discuss the City's snow removal policy prior to winter.

D. ADJOURN to CLOSED SESSION (7:31 PM)

ACTION: To go into closed session for the following items - 1. 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: Acquisition of property; 2. 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 Development; 3. Under Wisconsin Statute 19.85 (1) (g) (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved. RE: Marina Contract; 4. Under Wisconsin Statute 19.85 (1) (g) (g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and (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: Proposed closing of the Haydn Street Crossing MOTION: Hein SECOND: Solomon VOTE: 10-0

E. CONVENE into open session (8:47 PM)

MOTION: Titlbach SECOND: Solomon VOTE: 10-0

F. ACTION from the closed session

ACTION: To direct the City Attorney to meet with the attorney representing the Regals to review the situation involving the Prairie du Chien Marina, and to direct staff to retain an qualified expert to perform an evaluation of the marina and its operations MOTION: Pintz SECOND: Solomon VOTE: 9-1 (Boylen opposed)

ACTION: To hold a Public Hearing on September 18th to consider a proposed agreement between the City and BNSF Railroad, which would proceed with the closing of the Haydn Street crossing and waive the hearing before the Office of the Commission of Railroads MOTION: Solomon SECOND: Ames VOTE: 10-0

IX. ADJOURN (8:50 PM)

MOTION: Pintz SECOND: Hein VOTE: 10-0

Submitted by City Administrator Aaron Kramer

RESOLUTIONS APPROVED

*** Resolution 2012-37 (INITIAL RESOLUTION VACATING ALL THAT PART OF A CUL-DE-SAC LOCATED IN VENA COURT IN PART OF FARM LOT 18 OF PRIVATE LAND CLAIMS ALSO BEING PART OF LOT 1, CERTIFIED SURVEY MAP NO. 1254 AND PART OF LOTS 1 AND 4, CERTIFIED SURVEY MAP NO. 1331, IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)**