

# CITY OF PRAIRIE DU CHIEN

214 East Blackhawk Avenue - PO Box 324 - Prairie du Chien, WI 53821

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Notice is hereby given according to State Statutes that the **COMMON COUNCIL** of the City of Prairie du Chien will meet on **Tuesday September 18<sup>th</sup> 2012 at 7:00 P.M.** in the Council Chambers of City Hall

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**PROOF OF POSTING AFFIDAVIT:** This agenda was posted more than 24 hours prior to the start of this meeting as follows: City Hall, 214 E. Blackhawk Avenue (kiosk) - Library, 125 S. Wacouta Avenue - U.S. Post Office, 120 S. Beaumont Rd. - Mailed & emailed to Members - News media as requested

## MEETING NOTICE – COMMON COUNCIL

**Tuesday September 18<sup>th</sup> 2012 – 7:00 P.M. – Council Chambers – City Hall**

### ITEMS TO BE DISCUSSED AND ACTED UPON:

- \* **Call to order/Roll Call.**
- \* **Certification of the open meeting law agenda requirements and approval of the agenda**
- \* **Pledge of Allegiance**

### I. PUBLIC HEARINGS AND PRESENTATIONS

A. PUBLIC HEARING – Resolution 2012-36 (RESOLUTION VACATING A PORTION OF THAT CERTAIN ALLEY LOCATED IN BLOCK 188, UNION PLAT, IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

B. DISCUSSION AND ACTION - Resolution 2012-36 (RESOLUTION VACATING A PORTION OF THAT CERTAIN ALLEY LOCATED IN BLOCK 188, UNION PLAT, IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

C. PUBLIC HEARING - 2012-2016 City of Prairie du Chien Outdoor Recreation Plan (NOTE: This Plan was reviewed and forwarded by the Park Board at their August meeting and the Public Works Committee at its September 4<sup>th</sup> meeting.)

D. DISCUSSION AND ACTION – 2012-2106 City of Prairie du Chien Outdoor Recreation Plan

E. PUBLIC HEARING – Proposed agreement between the City and BNSF Railroad regarding closing of the Haydn Street crossing

F. DISCUSSION AND ACTION – Proposed agreement between the City and BNSF Railroad regarding the closing of the Haydn Street crossing

### II. CONSENT AGENDA

(The following items may be approved on a single motion and vote due to their routine nature or previous discussion. Please indicate to the Mayor/Council President if you would prefer separate discussion and action.)

A. COUNCIL MINUTES – September 4<sup>th</sup> 2012; B. FINANCE COMMITTEE – September 4<sup>th</sup> 2012; C. PROTECTION AND HEALTH COMMITTEE – July 12<sup>th</sup> 2012; D. PLAN COMMISSION – August 20<sup>th</sup> 2012; E. BOARD OF ZONING APPEALS – August 15<sup>th</sup> 2012; F. PARK BOARD – August 15<sup>th</sup> 2012; G. POLICE AND FIRE COMMISSION – June 6<sup>th</sup> 2012; H. OPERATORS LICENSES

### III. ITEMS REMOVED FROM CONSENT AGENDA

#### **IV. CITY ADMININSTRATOR'S REPORT**

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

(Please limit comments to no more than three minutes)

A. DISCUSSION AND ACTION – Petition Regarding the Prairie du Chien Marina on St. Feriole Island (NOTE: A petition was submitted to the City Administrator on September 7<sup>th</sup>. Staff would recommend a motion receipting the petition.)

#### **VI. COMMITTEE REPORTS AND ACTIONS**

##### **FINANCE**

A. DISCUSSION AND ACTION - Claims

B. DISCUSSION AND ACTION - Awarding of bid for Asbestos Abatement and Demolition, and Backfill, Grading and Clean Up (NOTE: This bid involved the demolition of eight private homes and one public structure along Marquette Road. Work will be completed sometime in October or November. The City will be reimbursed for all but roughly \$8,000 of the total bid. Staff recommends awarding the bid to Holtz Lime, Gravel and Excavating (Loganville, WI) for \$115,940.)

##### **PUBLIC WORKS**

C. DISCUSSION AND ACTION - Ordinance 2012-19 - REPEALING AND RE-CREATING SECTION 13.12 (THAWING PIPES) (NOTE: This Ordinance would raises the fee for city staff to unthaw a frozen water line for a second time in a winter from \$20 to \$75 per hour to allow us to recover our costs. The first time the City unthaws the line is done at no expense to the property owner. This was approved at the September 4<sup>th</sup> Public Works meeting.)

D. DISCUSSION AND ACTION - Ordinance 2012-25 - REPEALING AND RE-CREATING SECTION 8.14 (TREE PLANTING AND CARE) (NOTE: This ordinance creates a new and improved Tree Ordinance. The Park Board reviewed and forwarded the proposal at their August meeting. This was approved at the September 4<sup>th</sup> Public Works meeting.)

##### **PROTECTION AND HEALTH**

E. DISCUSSION AND ACTION - Ordinance 2012-16 - REPEALING AND RE-CREATING SECTION 9.01 (OFFENSES AGAINST STATE LAWS SUBJECT TO FORFEITURE) (NOTE: This Ordinance would add Section 9.943.21 (1m) Fraud on Hotel or Restaurant Keeper, Recreational Attraction, Taxicab Operator, or Gas Station, allowing a local citation to be issued for such an offense. This was approved at the September 6<sup>th</sup> Committee meeting.)

F. DISCUSSION AND ACTION - Ordinance 2012-22 - REPEALING AND RE-CREATING SECTION 5.12 (ADMINISTRATIVE CODES ADOPTED) (NOTE: This would add the National Fire Protection Association (NFPA) 1: Fire Code (2009 Edition) to the list of codes we have adopted, and update the current list of codes we already enforce to reflect changes at the state level. This was approved at the September 6<sup>th</sup> Committee meeting.)

G. DISCUSSION AND ACTION - Ordinance 2012-23 - CREATING SECTION 5.20 (BURNING BAN) (NOTE: This Ordinance would establish a procedure for the Fire Chief to declare a burning ban when weather conditions warrant. This was approved at the September 6<sup>th</sup> Committee meeting.)

##### **PERSONNEL, LICENSE AND INSURANCE**

H. DISCUSSION AND ACTION - Ordinance 2012-17 - REPEALING AND RE-CREATING SECTION 12.02 (5) (INTOXICATING LIQUOR AND FERMENTED MALT BEVERAGES (LICENSE FEES)) – (NOTE: This Ordinance clears up a discrepancy on provisional license fees. This was approved at the September 4<sup>th</sup> Committee meeting.)

I. DISCUSSION AND ACTION - Ordinance 2012-18 - REPEALING AND RE-CREATING SECTION 12.40 (ANNUAL FEES FOR USE OF ALL LAUNCHING AREA) (NOTE: This Ordinance, which will take effect in 2013, will put our boat launch fees in line with state regulations. The new fees would be as follows – Daily Pass (\$7, a decrease of \$3), Resident Annual (\$20, an increase of \$5), Non-Resident Annual (\$40, an increase of \$10). This was approved at the September 4<sup>th</sup> Committee meeting.)

J. DISCUSSION AND ACTION – Ordinance 2012-27 (REPEALING AND RE-CREATING SECTION 12.05 (AMUSEMENT DEVICE LICENSE) AND REPEALING SECTION 12.06 (AMUSEMENT ARCADE LICENSE) (NOTE: This Ordinance would combine the two previous sections into one and is expected to eliminate some of the confusion over the existing Ordinances. This was approved at the September 4<sup>th</sup> Committee meeting.)

## **VII. OLD BUSINESS**

A. PUBLIC WORKS - Permission to bid out infrastructure work related to the proposed Bluffhaven Senior Village project (NOTE: 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 has met with officials from Bluffhaven to discuss a possible “green” solution to stormwater management – an on-site water garden, and would like to bid that out as an option. Staff would recommend including the new component to the bid package, and direct staff to negotiate a payment agreement with Bluffhaven for the improvements.)

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

A. DISCUSSION - Items for future agenda consideration or Committee assignment

B. ADJOURN to CLOSED SESSION

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

C. CONVENE into open session

D. ACTION from the closed session

## **IX. ADJOURN**

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Aaron Kramer, City Administrator