

## **Common Council Meeting (May 21st 2013)**

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday May 21st 2013 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 absent **Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Ames SECOND: Solomon VOTE: 11-0 **Pledge of Allegiance** – Led by Judeen Ames

### **I. PUBLIC HEARINGS AND PRESENTATIONS**

#### **A. DISCUSSION AND ACTION – Donation of fire department extrication equipment and rescue truck from the Prairie du Chien Fire Fighters' Association**

Fire Chief Harry Remz, and Mike Anthony and Ben Pintz (Prairie du Chien Firefighters' Association), addressed the Council. The Association is seeking to donate a rescue truck (\$19,900), as well as extrication equipment and miscellaneous tools (\$36,000). Remz said a new rescue truck would cost the City around \$250,000. ACTION: To accept the donation of the rescue truck, the extrication equipment and the tools from the Firefighters' Association, with thanks MOTION: Ames SECOND: Gilberts VOTE: 11-0

Without objection, the agenda was moved:

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

#### **D. FINANCE - Purchase of All Traffic Solutions Speed Board (Police)**

Sergeant Teynor presented the most recent information. ACTION: To approve the purchase of a speed board from All-Traffic Solutions, with \$417 for the purchase coming from the Contingency Fund MOTION: Ames SECOND: Wagar VOTE: 11-0

### **II. CONSENT AGENDA**

A. COUNCIL MINUTES – May 7th 2013; B. FINANCE COMMITTEE – May 7th 2013; C. PUBLIC WORKS COMMITTEE – April 23rd 2013; D. BOARD OF ZONING APPEALS – April 24th 2013; E. REDEVELOPMENT AUTHORITY – April 8th 2013; F. FIRE CHIEF'S REPORT – April 2013; G. OPERATORS LICENSES (if any) ACTION: To approve the Consent Agenda MOTION: Pintz SECOND: Solomon VOTE: 11-0

### **III. ITEMS REMOVED FROM CONSENT AGENDA** - None

### **IV. CITY ADMININSTRATOR'S REPORT** – 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 MOTION: Solomon SECOND: Jones VOTE: 11-0

#### **B. FINANCE – Awarding of Bid for Marquette Road Demolition (Round Two)**

This round of demolitions will involve nine (9) structures. Bids were opened on Tuesday May 14th. ACTION: To award the bid to Prairie Sand and Gravel (Prairie du Chien) for \$98,500, and amend the bid to add an additional \$5,800 to allow for the demolition of one additional building if it becomes available in time, and authorize the City Administrator to execute the contract MOTION: Ames SECOND: Solomon VOTE: 10-0-1 (Kozelka abstained)

#### **C. FINANCE – Resolution 2013-22 (TRANSFERRING SURPLUS FUNDS FROM TAX INCREMENT FINANCING DISTRICT NUMBER 6 (TID #6) TO TAX INCREMENT FINANCING DISTRICT NUMBER 5 (TID #5)**

This Resolution will correctly allocate money for the 2012 purchase of the Prairie Street Fire Station by the Redevelopment Authority. At the time of the transaction, the funds were transferred from TIF #5 to TIF #4, but should have been TIF #6. ACTION: To approve Resolution 2013-22 MOTION: Ames SECOND: Solomon VOTE: 11-0

E. PUBLIC WORKS – Request from Mike Valley (Valley Fish and Cheese) for a Loading/Unloading Zone in the 100 block of West Iowa, south side of the street

The request is for an unloading/loading zone adjacent to the business, on the south side of West Iowa Street, from the driveway to Lori Knapp to the intersection with Beaumont Road. On April 9th, the Committee sent the request to the Public Works and Police Department, which are both recommending the request not be granted. ACTION: To approve a 20-minute unloading zone adjacent to Valley Fish and Cheese in the 100 block of West Iowa, with the issue to be reviewed in one (1) year MOTION: Pintz SECOND: Thein VOTE: 11-0

F. PUBLIC WORKS - e3 Energy/ lighting upgrade proposal for the wastewater facility

A memo from Terry Meyer was included in the packet, which outlined the immediate costs and potential long-term savings. ACTION: To approve the e3 Energy/ lighting upgrade proposal for the wastewater facility MOTION: Kozelka SECOND: Pintz VOTE: 11-0

G. PUBLIC WORKS – Request from Starks Sports Shop to use several parking spaces adjacent to the Prairie Street Fire Station

On April 9th, the Committee sent the request to the Public Works and Police Department, which are both recommending the request be granted. The Committee made a motion to approve the request from Starks Sports Shop to use several parking spaces adjacent to the Prairie Street Fire Station, contingent on Starks Sports Shop agreeing to pay a \$50 monthly lease fee. Considerable discussion was held on the proposal. ACTION: To approve the request from Starks Sports Shop to use several parking spaces adjacent to the Prairie Street Fire Station, with no rental fee, and direct staff to develop, by October, a policy for short-term and long-term parking space rentals in the downtown. MOTION: Ames. Before a second could be made, Ames withdrew her motion. More discussion was held. ACTION: To waive the parking restrictions for four (4) spots east of the Prairie Street Fire Station to allow Starks Sports Shop to park their trailer at said locations, with a \$50 per month rental fee, and have staff develop, by October, a policy for short-term and long-term parking space rentals in the downtown MOTION: Pintz SECOND: Jones VOTE: 2-9 (Thein, Kozelka, Ames, Solomon, Fleshner, Boylen, Titlbach, Gilberts and Wagar opposed). Motion failed. More discussion was held. ACTION: To table action on the item until the June 4<sup>th</sup> Council meeting MOTION: Wagar SECOND: Thein VOTE: 5-6 (Kozelka, Solomon, Ames, Boylen, Titlbach and Gilberts opposed). Motion failed. More discussion was held. ACTION: To direct staff to develop, by October, a policy for short-term and long-term parking space rentals in the downtown MOTION: Solomon SECOND: Ames. Both the motion and second were withdrawn. ACTION: To direct staff to develop, for the June 4<sup>th</sup> Council meeting, a policy for short-term and long-term parking space rentals in the downtown MOTION: Pintz SECOND: Solomon VOTE: 7-4 (Kozelka, Boylen, Pintz and Gilberts opposed)

VII. OLD BUSINESS - None

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

A. DISCUSSION AND ACTION – Ordinance 2013-15 (AMENDING THE ZONING ORDINANCE)

This will complete the process of the request from Thomas & Barbara Stram, 200 block of South Main Street, to rezone Lot 1 of CSM #1270 as filed in Vol. 11/CSM/37 as Document #305683, being a part of Lots 15, 16, & 17, Block 121 and Lot 5, Block 122; Union Plat (parcel #271-1893-

0000 – 200 block of S. Main St.); from R-3 “High Density Residential” to B-1 “Central Business” Zoning District, which the Council approved May 7th. ACTION: To approve Ordinance 2013-15 MOTION: Titlbach SECOND: Ames VOTE: 11-0

**B. DISCUSSION AND ACTION – Public Hearing on Airport Capital Budget for 2014-2019**

The Common Council had approved a public hearing for tonight’s Council meeting, but staff is requesting the public hearing be re-scheduled to Tuesday June 4th so that the proper publication requirements are met. ACTION: To approve the re-scheduling of the public hearing to June 4<sup>th</sup> MOTION: Pintz SECOND: Solomon VOTE: 11-0

**C. DISCUSSION - Items for future agenda consideration or Committee assignment**

Pintz said he would like to see the Public Works Committee address the previous issue of short-term and long-term parking in the downtown.

**D. ADJOURN into closed session (8:20 PM)**

ACTION: To go into 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: Discussions related to negotiations with the Prairie du Chien Police Union; and 2) 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: Block 43 development and possible litigation; and 3) 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 MOTION: Solomon SECOND: Wagar VOTE: 11-0

NOTE: Jones left the meeting at 9:00 PM

**E. CONVENE into open session (9:23 PM)**

MOTION: Titlbach SECOND: Solomon VOTE: 10-0

**F. ACTION from closed session**

ACTION: To direct the City Attorney to initiate litigation, on behalf of the City of Prairie du Chien and Redevelopment Authority, against Martin F. Rikfen; Block 43, LLC, a Wisconsin limited liability company; Thomas G. Gialamas; and, Madison Office Fund, LLC, a Wisconsin limited liability company, relative to the Block 43 parcel in the City of Prairie du Chien, Crawford County, Wisconsin MOTION: Titlbach SECOND: Wagar VOTE: 10-0

**IX. ADJOURN (9:25 PM)**

MOTION: Solomon SECOND: Ames VOTE: 10-0

Submitted by City Administrator Aaron Kramer

**ORDINANCES PASSED**

**\* Ordinance 2013-15 (AMENDING THE ZONING ORDINANCE)**

**RESOLUTIONS PASSED**

**\* Resolution 2013-22 (TRANSFERRING SURPLUS FUNDS FROM TAX INCREMENT FINANCING DISTRICT NUMBER 6 (TID #6) TO TAX INCREMENT FINANCING DISTRICT NUMBER 5 (TID #5))**

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