

Common Council Meeting (June 18th 2013)

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday June 18th 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** – Ken Fleshner and Ron Leys absent
Certification of the open meeting law agenda requirements and approval of the agenda – MOTION: Ames SECOND: Solomon VOTE: 10-0 **Pledge of Allegiance** – Led by Judeen Ames

I. PUBLIC HEARINGS AND PRESENTATIONS

A. DISCUSSION AND ACTION – Proposed Funding for the Marquette Road Project

The City's share of the overall project (\$15,251,309) is estimated to be \$2,141,244. The City Administrator presented the plan for financing the City's portion. No formal action was taken.

Without objection, the agenda was moved:

VI. COMMITTEE REPORTS AND ACTIONS

B. FINANCE – Resolution 2013-25 (PROVIDING FOR THE SALE OF APPROXIMATELY \$1,925,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013)

This Resolution will allow the City to refinance several of its outstanding bonds at a lower interest rate. Brian Della (PFM) presented the proposed re-financing to the Council. The proposed plan will allow the City to avoid paying an estimated \$274,350 in future debt service - \$167,206 by applying available cash to pay off existing debt and \$107,144 due to lower interest rates and repaying the remaining debt off more rapidly. ACTION: To approve Resolution 2013-25, which will re-finance the following bonds: State Trust Fund Loan (9/9/2009), State Trust Fund Loan (9/9/2009) and State Trust Fund Loan (12/21/2010) MOTION: Pintz SECOND: Ames VOTE: 10-0 ACTION: To approve paying off the following bonds with available cash reserves: State Trust Fund Loan (2/17/2009) and State Trust Fund Loan (1/13/2011) MOTION: Wagar SECOND: Solomon VOTE: 10-0

I. PUBLIC HEARINGS AND PRESENTATIONS

B. DISCUSSION AND ACTION – Request to Place Temporary Event Signs on Private Property in the City

Scott Sheckler is requesting permission to place temporary event signage in the City at two locations to promote Rock on the River and Country on the River, under Section c (2) (c) (Temporary Event Banners and Signs Located on Private Property) of Chapter 17.6.16 (Special Signs) of the Zoning Code: No temporary event sign or banner shall be erected that advertises an event held outside the corporate limits of the City without special permission from the Common Council. Sheckler was present to address the Council. Several members expressed concerns about locating one of the signs on the land Sheckler owns in the downtown due to the condition the land is currently in. ACTION: To approve one (1) of the locations for the location of a temporary event sign, on the property of Kwik Trip North, at the northwest corner of Marquette Road and Iowa Street, as long as said sign is outside a fifty (50)-foot vision triangle for the street as determined by a Co-Public Works Manager MOTION: Kozelka SECOND: Solomon VOTE: 9-1 (Pintz opposed)

II. CONSENT AGENDA

A. COUNCIL MINUTES – June 4th 2013; B. FINANCE COMMITTEE – June 4th 2013; C. BOARD OF ZONING APPEALS – May 15th 2013; D. PLAN COMMISSION – April 15th 2013; E. PUBLIC WORKS – May 9th 2013; F. FIRE CHIEF'S REPORT – May 2013; G. OPERATORS LICENSES (if any) ACTION: To approve the Consent Agenda MOTION: Pintz SECOND: Wagar VOTE: 10-0

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: Thein SECOND: Ames VOTE: 10-0

C. PUBLIC WORKS – Proposed Lot Prices for the Woodridge Acres Subdivision

At its June 5th meeting, the Public Works Committee approved a price range for the lots (\$11,000-25,000), at \$1 per square foot, with a \$500 administration fee to be collected at the time of sale. Kramer pointed out that any realtor commissions will be applied in addition to the sale price. ACTION: To approve the lot prices recommended by the Public Works Committee MOTION: Kozelka SECOND: Wagar VOTE: 10-0

D. PUBLIC WORKS – Sale of Lots in the Woodridge Acres Subdivision

At its June 5th meeting, the Public Works Committee approved a lottery/draft procedure to allow for the sale of lots to begin in July. ACTION: To approve the following procedure for selling the lots in Woodridge Acres: 1) Lots may be sold by any realty company or realty-related company with a realtor’s license which has a functional office within the City of Prairie du Chien; 2) No single realty company may be assigned more than fifty (50) percent of the available lots in the subdivision; 3) Lots will be drafted by the participating realtors in an order to be determined by a drawing of names randomly; 4) The order of the first round of the draft shall be the order of each subsequent odd-numbered round. The order of each even-numbered round shall be done in inverse order of the odd-numbered lots; 5) A participating realtor must be present to make his or her selections in the lot draft; 6) The draft shall be held on Monday July 8th at 12 Noon in the Council Chambers of City Hall. The lottery to determine the draft order shall be held initially, followed by the draft itself.; 7) Interested realty companies must notify the City Administrator by Monday July 1st of their intent to participate, and; 8) The City reserves the right to hold a re-draft of the lots after two (2) years has passed from the original lot draft MOTION: Pintz SECOND: Wagar VOTE: 10-0

E. PUBLIC WORKS/PLAN COMMISSION – Ordinance 2013-18 (CREATING SECTION 18.12 (WOODRIDGE ACRES REGULATIONS) OF THE MUNICIPAL CODE)

A proposed Ordinance, which would create covenants and requirements, is included in the packet. Kramer recommended that the Council consider reviewing the proposal tonight (first reading), then move to vote on the Ordinance on July 2nd (second reading), so that additional public input can be gathered. Considerable discussion was held on the Ordinance, and several minor changes were proposed. ACTION: To move the Ordinance to a second reading on July 2nd MOTION: Kozelka SECOND: Titlbach VOTE: 10-0

F. PLAN COMMISSION - Final Plat for 22nd Street Subdivision

The Plan Commission recommended approval of the final plat at its June 17th meeting. ACTION: To approve the final plat for the 22nd Street subdivision MOTION: Pintz SECOND: Ames VOTE: 10-0

VII. OLD BUSINESS

A. PUBLIC WORKS – Wireless Service in City Hall

A proposal from Dependable Solutions on installing wireless is included in the packet for discussion. On March 12th, the Committee recommended moving forward with the project. The item was tabled by the Council in March while other options were unsuccessfully explored. ACTION: To place the item back on the table MOTION: Ames SECOND: Kozelka VOTE: 10-0

ACTION: To approve the proposal from Dependable Solutions to install wireless service in City Hall MOTION: Ames SECOND: Solomon VOTE: 10-0

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

A. DISCUSSION AND ACTION – Ratification Vote on a Proposed Contract with the Prairie du Chien Police Association (WPPA/LEER Local # 258)

This contract would be in effect through December 31st 2016. The Police Union unanimously approved the proposed contract on June 11th. Staff would recommend approval from the Council. ACTION: To approve the proposed contract with the Prairie du Chien Police Association (WPPA/LEER Local # 258) MOTION: Titlbach SECOND: Ames VOTE: 10-0

B. DISCUSSION AND ACTION – Ordinance 2013-19 (AMENDING THE ZONING ORDINANCE)

This will complete the re-zoning of the land where the new hospital is being built from AT “Agricultural Transition” to PCD “Planned Community Development” Zoning District. ACTION: To approve Ordinance 2013-19, but delay publication of said ordinance until required approvals for the re-zoning are received from the FAA and Bureau of Aeronautics MOTION: Titlbach SECOND: Ames VOTE: 10-0

C. DISCUSSION AND ACTION – Request for Special Council Meeting

The sale of Kabers’ Restaurant is in the process of being completed. Their new liquor licenses were submitted to the City on June 11th. State law requires we hold the license for fifteen (15) days before issuance. As a result, staff is requesting a special Common Council meeting on Wednesday June 26th at 6:30 PM. Kramer noted that a short Public Works meeting would be held just prior to the Council meeting. ACTION: To schedule a special Council meeting on Wednesday June 26th at 6:30 PM MOTION: Ames SECOND: Solomon VOTE: 10-0

D. DISCUSSION AND ACTION – Appointment of Wyalusing Community Advocacy Committee

The Committee’s members are as follows: 1. One alderman from the two representing the Wyalusing Academy area, appointed by the Mayor and approved by the Common Council; 2. One staff member from Wyalusing Academy, appointed by the Academy; 3. One police officer, appointed by the Chief of Police, and 4. Two at-large community members, appointed by the Mayor, who work or reside within one mile of the Academy, and approved by the Council. Hemmer appointed Nate Gilberts (Councilmembers), Linda Munson (at-large) and Paul Morris (at-large) to the Committee. ACTION: To approve the mayoral appointments MOTION: Wagar SECOND: Kozelka VOTE: 10-0

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

Titlbach requested a short update on the Municipal Court. Kramer said things are moving along well, and a mock court will be held next Wednesday. The first court date is set for Friday July 12th at 1 PM.

F. ADJOURN into closed session (8:40 PM)

ACTION: To go into 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: Sale of City Property; and under Wisconsin State Statute 19.85 (1) (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: Litigation involving the City (Judy Doll vs. the City of Prairie du Chien) MOTION: Pintz SECOND: Solomon VOTE: 10-0

G. CONVENE into open session (9:02 PM)

ACTION: Pintz SECOND: Wagar VOTE: 10-0

H. ACTION from closed session

ACTION: To hold a public hearing on a finding of no public need for municipal property located in the 900 block of South 1st Street MOTION: Pintz SECOND: Solomon VOTE: 9-1 (Boylen opposed)

IX. ADJOURN (9:04 PM)

MOTION: Solomon SECOND: Thein VOTE: 10-0

Dave Hemmer, Mayor

Submitted by City Administrator Aaron Kramer

ORDINANCES PASSED

* **Ordinance 2013-19 (AMENDING THE ZONING ORDINANCE) (NOTE: Publication of said ordinance is delayed until required approvals for the re-zoning are received from the FAA and Bureau of Aeronautics.)**

RESOLUTIONS PASSED

* **Resolution 2013-25 (PROVIDING FOR THE SALE OF APPROXIMATELY \$1,925,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2013)**

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