

## Common Council Meeting (September 17<sup>th</sup> 2013)

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday September 17<sup>th</sup> 2013 at 7:00 PM in the Council Chambers of City Hall. In the absence of Mayor Dave Hemmer, Council President Ken Fleshner called the meeting to order. **Call to order/Roll Call** – Jean Titlbach absent **Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Ames SECOND: Thein VOTE: 11-0 **Pledge of Allegiance** – Led by Ron Leys

### I. PUBLIC HEARINGS AND PRESENTATIONS

A. PUBLIC HEARING - Review and recommendation on request from Pellock Construction, Inc., to rezone Lots 3, 4 & 5 and N. 20' of Lot 6 (parcel #12-271-1853-0000), Block 117; Union Plat, City of Prairie du Chien, Crawford County, Wisconsin; from R-1 "Low Density Residential" to R-2 "Medium Density Residential" Zoning District

Fleshner opened the public hearing at 7:04 PM. Steve Pellock (Pellock Construction) addressed the Council on his request. No one else spoke on the issue. Fleshner closed the public hearing at 7:14 PM.

B. ACTION of aforesaid agenda item – Ordinance 2013-23 (AMENDING THE ZONING ORDINANCE FOR THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)  
ACTION: To approve Ordinance 2013-23 MOTION: Pintz SECOND: Solomon VOTE: 11-0

C. PUBLIC HEARING - Proposed application for Community Development Block Grant (CDBG) – Emergency Assistance funds for the proposed flood mitigation project upstream of Fillmore Street

Fleshner opened the public hearing at 7:18 PM. The agenda for the public hearing was: 1) Identification of potential available funds; 2) Eligible CDBG activities: economic development, public facilities & housing; 3) Presentation of identified housing and community development needs; 4) Identification of housing and community development needs by the public; 5) Presentation of activities proposed for CDBG application, and; 6) Citizen input regarding proposed and other CDBG activities. Kurt Muchow (Vierbicher) presented the proposed flood mitigation plan to the Council, which calls for the construction of two detention ponds – one on city land east of the Jackson Street ditch, and another on private property in the Town of Prairie du Chien along Highway 27. He said the City would have to acquire the land in the Township for the project. The estimated cost of the project is approximately \$695,000, and the City will be applying for a CDBG grant, and a possible FEMA grant, to fund the work. Bill Howe (Prairie du Chien) and Dennis Pellock (Crawford County Highway Commissioner) addressed the Council on the issue. The City Administrator stated that the City will continue to make improvements on the existing drainage ditch and is exploring future options for Goddens' Pit. Fleshner closed the public hearing at 7:55 PM.

D. ACTION on aforesaid agenda item – Resolution 2013-27 (AUTHORIZING SUBMISSION OF A CDBG EMERGENCY ASSISTANCE GRANT APPLICATION RELATING TO THE CITY OF PRAIRIE DU CHIEN PARTICIPATION IN THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM)

ACTION: To approve Resolution 2013-27 MOTION: Leys SECOND: Solomon VOTE: 11-0

NOTE: Mayor Hemmer joined the meeting at 7:55 PM, and replaced Fleshner as Chair of the meeting.

Without objection, the agenda was moved:

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

**E. DISCUSSION AND ACTION – Water and Sewer Service Agreement between the City of Prairie du Chien and the Prairie du Chien Memorial Hospital Association, Inc.**

The City Administrator explained that this agreement is needed to assist the Hospital in their financing efforts for the new hospital. Dave Breitbach, representing the Hospital, thanked the Council and City for their work on the agreement. ACTION: To approve the Water and Sewer Service Agreement between the City of Prairie du Chien and the Prairie du Chien Memorial Hospital Association, Inc. MOTION: Ames SECOND: Wagar VOTE: 11-0

**II. CONSENT AGENDA**

A. COUNCIL MINUTES – September 3rd 2013; B. FINANCE COMMITTEE – September 3rd 2013; C. POLICE AND FIRE COMMISSION – August 21st 2013; D. PUBLIC WORKS COMMITTEE – August 20th 2013; E. PLAN COMMISSION – August 19th 2013; F. FIRE CHIEF'S REPORT – August 2013; G. OPERATORS LICENSES (if any) ACTION: To approve the consent agenda MOTION: Pintz SECOND: Fleshner VOTE: 11-0

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

**IV. CITY ADMININSTRATOR'S REPORT**

The City Administrator thanked Peoples' State Bank for their sponsorship of the 2013-2014 Fall and Winter Activity Guide. Wagar asked Kramer about the status of the Haydn Street crossing decision. Kramer stated he would be asking the Council at its October 1<sup>st</sup> meeting to approve filing a Writ of Mandamus in either Crawford or Dane County to compel the Office of Commissioner of Railroads to release the findings of the hearing. Kramer also reminded the Council about the September 24<sup>th</sup> Chamber of Commerce Dinner and the September 19<sup>th</sup> Public Information meeting on the proposed resort area sales tax, and stated that, while a quorum of the Council may be present at these meetings, no formal action will be taken and these are not to be considered formal meetings of the Council.

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

**VI. COMMITTEE REPORTS AND ACTIONS**

**A. FINANCE – Claims**

ACTION: To approve MOTION: Thein SECOND: Ames VOTE: 11-0

**B. FINANCE – 2014-2016 Capital Budget**

The City Administrator reviewed the proposed tentative 2014-2016 Capital Budget. ACTION: To approve the proposed tentative 2014-2016 Capital Budget MOTION: Thein SECOND: Ames VOTE: 11-0

**C. FINANCE – Amended 2013 Budget**

The City Administrator presented the amended 2013 budget. ACTION: To set a public hearing in October on the proposed amended 2013 budget MOTION: Pintz SECOND: Wagar VOTE: 11-0

**D. FINANCE – City Health Insurance Plan**

Staff presented several options for the Committee to consider: 1) Renewing the City's insurance plan with Health Tradition (Mayo) on November 1st (14.4 percent increase in premium), 2) Renewing the City's insurance plan with Mayo on January 1st 2014 (18.3 percent increase), or 3) Bidding the City's insurance plan out. The City Administrator said he had held a meeting with city staff last week, and they preferred Option #1. ACTION: To approve the renewal of the health insurance plan with Health Tradition and maintain the employee premium contribution level at 13 percent MOTION: Pintz SECOND: Ames VOTE: 11-0

E. FINANCE – Resolution 2013-30 (AUTHORIZING EXPENDITURE OF UP TO \$10,000 OF TAX INCREMENT FINANCING DISTRICT NUMBER 4 (TID #4) FUNDS TOWARD THE REVELOPMENT OF THE FORMER PRAIRIE STREET FIRE STATION)

These funds will be used to provide a loan to the radio station, which was approved at the September 3<sup>rd</sup> Council meeting. ACTION: To approve Resolution 2013-30 MOTION: Ames SECOND: Gilberts VOTE: 11-0

F. FINANCE – Resolution 2013-31 (AUTHORIZING EXPENDITURE OF UP TO \$8,040 OF TAX INCREMENT FINANCING DISTRICT NUMBER 5 (TID #5) FUNDS TO SUPPORT THE RELOCATION OF HESS AUTO AS PART OF THE MARQUETTE ROAD PROJECT)

These funds will be used to provide assistance in the Hess Auto relocation, which was approved at the September 3<sup>rd</sup> Council meeting. ACTION: To approve Resolution 2013-31 MOTION: Leys SECOND: Solomon VOTE: 11-0

G. FINANCE – Resolution 2013-32 (AUTHORIZING EXPENDITURE OF UP TO \$138,928 OF TAX INCREMENT FINANCING DISTRICT NUMBER 6 (TID #6) FUNDS FOR ACQUISTION COSTS ASSOCIATED WITH REMNANT PARCELS ACQUIRED AS PART OF THE STATE HIGHWAY 35 / MARQUETTE ROAD PROJECT)

These funds will be used to pay the city's share of the land acquisitions for the Marquette Road project. ACTION: To approve Resolution 2013-32 MOTION: Pintz SECOND: Jones VOTE: 11-0

VII. OLD BUSINESS - None

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

A. DISCUSSION AND ACTION – Filling Council Vacancy

Alderwoman Ames has submitted her resignation from the Council, effective September 30th. Her term, representing the Sixth Aldermanic District, runs through April 2014. The Council will need to determine the process for filling the seat for the remainder of the term or leaving the seat vacant until the April 2014 election. ACTION: To take applications to fill the vacancy and appoint a new Councilmember at the October 15<sup>th</sup> Council meeting MOTION: Thein SECOND: Fleshner VOTE: 11-0

B. MAYORAL APPOINTMENTS

ACTION: To approve the appointment of Brenda Anderson replacing Christine Henna on the Library Board, for a term expiring on May 1st 2014; and Jamie Wagar (Council Representative) to the Wyalusing Academy Community Advocacy Committee to a three-year term MOTION: Pintz SECOND: Solomon VOTE: 11-0

NOTE: Hemmer announced he is appointing Karen Solomon as acting chairperson of the Personnel, License and Insurance Committee, replacing Judeen Ames, effective October 1<sup>st</sup>.

C. DISCUSSION AND ACTION – Resolution 2013-28 (AUTHORIZING SUBMISSION OF A URBAN FORESTRY GRANT APPLICATION TO THE WISCONSIN DEPARTMENT OF NATURAL RESOURCES)

This grant could be used, if awarded, to assist in creating an Urban Forest on the north side of the former Northern Engraving property on St. Feriole Island, as well as other tree-related projects in the City. ACTION: To approve Resolution 2013-28 MOTION: Leys SECOND: Jones VOTE: 11-0

D. DISCUSSION AND ACTION – Resolution 2013-29 (DECLARING SEPTEMBER 2013 TO BE DRIVE THE GREAT RIVER ROAD MONTH IN PRAIRIE DU CHIEN)

In 1938, the governors of the 10 river states developed the concept of a transcontinental Great River Parkway along the Mississippi River. This year marks the 75th anniversary of the creation of the Great River Road. In choosing to conserve precious resources, among them land, time and dollars, the governors decided rather than building a new continuous road, the existing network of rural roads and then-fledgling highways that meandered and crisscrossed the river would become the Great River Road. ACTION: To approve Resolution 2013-29 MOTION: Wagar SECOND: Gilberts VOTE: 11-0

F. DISCUSSION AND ACTION – Extension of Contract with MSA for Marquette Road Project  
Staff is recommending that the current contract Amendment #7 be extended to February 11th 2014. As it stands right now, all the negotiations will not be completed by the date they we have in Amendment #7 (October 1st 2013) as it was submitted at an earlier Council meeting. ACTION: To extend of Contract with MSA for Marquette Road Project (Amendment #7) to February 11<sup>th</sup> 2014 MOTION: Ames SECOND: Wagar VOTE: 11-0

G. DISCUSSION - Items for future agenda consideration or Committee assignment - None

H. ADJOURN into closed session (8:55 PM)

ACTION: To go into closed session 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 litigation MOTION: Solomon SECOND: Pintz VOTE: 11-0

I. CONVENE into open session (9:15 PM)

MOTION: Solomon SECOND: Gilberts VOTE: 11-0

J. ACTION from closed session - None

**IX. ADJOURN (9:16 PM)**

MOTION: Gilberts SECOND: Solomon VOTE: 11-0

Submitted by City Administrator Aaron Kramer

**ORDINANCES APPROVED**

**\* Ordinance 2013-23 (AMENDING THE ZONING ORDINANCE FOR THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)**

**RESOLUTIONS APPROVED**

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