

## **Common Council Meeting (February 4th 2014)**

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday February 4<sup>th</sup> 2014 at 7:00 PM in the Council Chambers of City Hall. Mayor Dave Hemmer called the meeting to order.

### **ITEMS TO BE ACTED UPON:**

- 1. Call to order/Roll Call** – Ron Leys, Karen Solomon and Sharon Boylen absent
- 2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Thein SECOND: Pintz VOTE: 9-0
- 3. Pledge of Allegiance** – Led by Mark Thein

### **4. PUBLIC HEARINGS** - None

### **5. CONSENT AGENDA**

A. COUNCIL MINUTES – January 21<sup>st</sup> 2014; B. FINANCE COMMITTEE – January 21<sup>st</sup> 2014; C. POLICE AND FIRE COMMISSION – January 9<sup>th</sup> 2014; E. PUBLIC WORKS COMMITTEE- January 20<sup>th</sup> 2014; F. OPERATORS LICENSES (if any) ACTION: To approve the Consent Agenda MOTION: Pintz SECOND: Gilberts VOTE: 9-0

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

### **7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS (NOTE: Please limit citizens' comments to no more than three minutes)**

A. DISCUSSION AND ACTION – Resolution 2014-08 (COMMENDING MATT ANTOINE FOR HIS ATHLETIC ACCOMPLISHMENTS AND WISHING HIM SUCCESS IN THE UPCOMING WINTER OLYMPICS)  
This Resolution commends the Prairie du Chien native for his upcoming participation in the 2014 Winter Olympics. ACTION: To approve Resolution 2014-08 MOTION: Titlbach SECOND: Wagar VOTE: 9-0

### **8. CITY ADMINISTRATOR'S REPORT** – No formal action taken

### **9. COMMITTEE REPORTS AND ACTIONS**

#### **A. FINANCE – Claims**

ACTION: To approve the claims MOTION: Pintz SECOND: Wagar VOTE: 9-0

#### **B. PUBLIC WORKS – Marquette Road Project Delay**

The DOT has moved the Marquette Road bid let from February 11th to March 11th due to the fact that they are still waiting on an agreement from the BNSF railroad for their work on crossings. The City Administrator said that if the DOT gets the agreements with the railroad completed before March 11, they anticipate a mid-to-late April start and feel the project still can be complete in 2014. Other options included a spot to stop the project in 2014 and resume in 2015 or deferring the project to 2015. Kramer said he was cautiously optimistic that the project will be started and completed in 2014, and will update the Council as soon as more information is available. No formal action was taken.

#### **C. PUBLIC WORKS – Request for Bids – 2014 Concrete Work**

MOTION: To approve bidding out the 2014 concrete work MOTION: Kozelka SECOND: Pintz VOTE: 9-0

#### **D. PUBLIC WORKS – Request for Bids – 2014 Asphalt Work**

MOTION: To approve bidding out the 2014 asphalt work MOTION: Kozelka SECOND: Gilberts VOTE: 9-0

#### **E. PUBLIC WORKS – Request for Bids – 2014 Weed Spraying**

MOTION: To approve bidding out the 2014 weed spraying work MOTION: Kozelka SECOND: Wagar VOTE: 9-0

F. PUBLIC WORKS - Resolution 2014-05 (AUTHORIZING THE SUBMITTAL OF A STATE GRANT APPLICATION BY THE CITY ADMINISTRATOR AND THE SUBSEQUENT APPROPRIATION OF CITY OF PRAIRIE DU CHIEN FUNDS FOR A MUNICIPAL FLOOD CONTROL GRANT PROJECT )

Kurt Muchow (Vierbicher) was present to discuss the proposal. The City intends to file a WDNR Flood Control Grant application for the detention basins at the base of the STH 27 watershed. The deadline is March 17th. Discussion was held on the proposal. ACTION: To approve Resolution 2014-05 (AUTHORIZING THE SUBMITTAL OF A STATE GRANT APPLICATION BY THE CITY ADMINISTRATOR AND THE SUBSEQUENT APPROPRIATION OF CITY OF PRAIRIE DU CHIEN FUNDS FOR A MUNICIPAL FLOOD CONTROL GRANT PROJECT) MOTION: Kozelka SECOND: Thein VOTE: 8-1 (Myers opposed).

G. PUBLIC WORKS - Godden's Pit Dredging Project

A summary of the proposed project, and the two proposed bids, was reviewed. Option #1, was a higher cost/ longer term solution, which was estimated to cost \$315,00 and increase the size of Godden Pit to handle the 240-year storm. Option #2 was a lower cost solution, which was estimated to cost \$170,000 and would increase the size of Godden Pit to handle the 210 year storm event. The cost of these improvements can be paid for by TID No. 5 and TID No. 6 because it serves the residential development in TID No. 5. Both options would include alternates that would allow for storage of the removed material in the North Gateway Business Park or have the winning bidder remove the material to another site. ACTION: To approve issuing the bids with both options and both alternatives to the options MOTION: Kozelka SECOND: Pintz VOTE: 9-0

H. PUBLIC WORKS - Prairie Maison Utility Improvements

A map outlining the proposed improvements, as well as a Professional Services Agreement with Vierbicher, was reviewed and discussed. Funds for the project will come from TIF District #6. The project includes subdividing the parcel to create ten building lots, plus an outlot for a public green space. The estimated cost of the infrastructure improvements is \$340,000, including construction and contingency. The proposed improvements include: 1) Replacement of the Broadway Street sanitary sewer lift station; 2) 310 lineal foot sanitary sewer main extension on 15th Street; 3) Installation of sanitary sewer laterals to serve ten buildings; 4) Installation of water services to serve ten buildings; 5) 620 lineal foot storm sewer extension on Broadway Street and 17th Street, and; 7) Construction of a storm water management basin to serve the new development. Discussion was also held on holding a public information meeting to review the plans with the affected residents. ACTION: To proceed with bidding out the Prairie Maison Utility improvements, and approve the PSA with Vierbicher MOTION: Kozelka SECOND: Jones VOTE: 9-0

**10. OLD BUSINESS**

A. PUBLIC WORKS – Proposal to change traffic direction and parking on a portion of South Wacouta Avenue

At the January 21<sup>st</sup> meeting, the Council approved the following motion for a second reading tonight: 1) To change the traffic flow on South Wacouta Avenue from Iowa to Blackhawk to a one-way street, with the traffic direction being northerly, and 2) To create parking on South Wacouta, on the west side, between Wisconsin and Blackhawk in a diagonal manner, and 3) To designate the alley east of City Hall, between Blackhawk and Wisconsin, as one-way, with the traffic direction being southerly. Wagar asked if the motion was incorrect in changing the traffic flow on South Wacouta, and staff said the motion should read that the traffic flow on South Wacouta will be one-way from Mooney to Blackhawk. Discussion was held on the proposed diagonal parking on South Wacouta. Todd Crotty (WPRE-WQPC) asked for more information on what signage would be installed on South Wacouta and Blackhawk to let motorists know the street would be one-way. Staff explained the proposed signage. Discussion was also held on when the change would be made, and the consensus was to make the Ordinance effective on May 1<sup>st</sup> 2014. ACTION: To direct staff to draft an ordinance, to become effective on May 1<sup>st</sup> 2014, for the February 18<sup>th</sup> Council meeting which approves the recommended changes MOTION: Kozelka SECOND: Titlbach VOTE: 9-0

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

A. DISCUSSION AND ACTION – Acceptance of Funds from Prairie du Chien Downtown Revitalization (PDR)

The PDRI Board of Directors voted earlier this month to disband the organization. The motion to do so reads as follows: "Pursuant to Article Eleven, Section Three of the Bylaws of Prairie du Chien Downtown Revitalization, Incorporated (PDRI), a Wisconsin non-profit corporation, the Board of Directors of PDRI does hereby dissolve said organization and furthermore approves the transfer of the fiduciary assets of the organization to the City of Prairie du Chien, and request the City assign the funds to a segregated account to be held until said time of the re-organization of PDRI, or failing that action taking place prior to December 31st 2014, that the Common Council of the City of Prairie du Chien disburse the funds in a manner beneficial to the downtown as recommended by the City Administrator of the City of Prairie du Chien. Furthermore, the Board of Directors of PDRI grants authority to the City of Prairie du Chien to pay any financial liabilities of the organization which may be currently outstanding or are incurred after the passage of this motion." ACTION: To formally accept the financial transfer MOTION: Titbach SECOND: Pintz VOTE: 9-0

**B. DISCUSSION AND ACTION – Resolution 2014-06 (APPLYING FOR DEPARTMENT OF NATURAL RESOURCES WISCONSIN ASSESSMENT MONEY (WAM) - CONTRACTOR SERVICES AWARD)**

The award could potentially save the City approximately \$5,600 in site assessment costs for the Northern Engraving site. ACTION: To approve Resolution 2014-06 MOTION: Kozelka SECOND: Wagar VOTE: 9-0

**C. DISCUSSION AND ACTION – Resolution 2014-07 (REQUESTING WISCONSIN READY FOR REUSE LOAN AND GRANT PROGRAM FUNDS)**

If awarded, this grant would be utilized for the Northern Engraving property. ACTION: To approve Resolution 2014-07 MOTION: Pintz SECOND: Kozelka VOTE: 9-0

**D. DISCUSSION AND ACTION – Granting access to the DNR**

Staff is requesting authority to execute an agreement with the Wisconsin Department of Natural Resources and its employees, duly authorized representatives, agents and contractors, to enter upon and have access to the Northern Engraving so that they may conduct further environmental site assessments. ACTION: To approve the access to the DNR MOTION: Titlbach SECOND: Thein VOTE: 9-0

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

Pintz thanked the staff for their recent work on acquiring grants for the City for various projects.

**F. ADJOURN into closed session (7:45 PM)**

ACTION: To go into closed session under Wisconsin 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: Block 43 litigation MOTION: Thein SECOND: Gilberts VOTE: 9-0

**G. CONVENE into open session (8:45 PM)**

MOTION: Titlbach SECOND: Wagar VOTE: 9-0

**H. ACTION from closed session**

ACTION: To approve the settlement between the City of Prairie du Chien and Redevelopment Authority versus Martin Rifken; Block 43, LLC; Madison Office Fund, LLC, and Thomas Gialamas, and further demand that the City of Prairie du Chien and RDA be the final signators to the settlement, but delay the signing of said settlement until a development agreement between the City of Prairie du Chien, the Redevelopment Authority, Nelson True Value & Agri-Center, Inc., and Marquette Hayden Property, LLC is executed, at which time both related documents shall be executed MOTION: Wagar SECOND: Pintz VOTE: 9-0

**12. ADJOURN (8:47 PM)**

MOTION: Thein SECOND: Jones VOTE: 9-0

Submitted by City Administrator Aaron Kramer

**RESOLUTIONS APPROVED**

\* Resolution 2014-05 (AUTHORIZING THE SUBMITTAL OF A STATE GRANT APPLICATION BY THE CITY ADMINISTRATOR AND THE SUBSEQUENT APPROPRIATION OF CITY OF PRAIRIE DU CHIEN FUNDS FOR A MUNICIPAL FLOOD CONTROL GRANT PROJECT)

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