

## **Common Council Meeting (February 18th 2014)**

A regular meeting of the Common Council of the City of Prairie du Chien was held on Tuesday February 18<sup>th</sup> 2014 at 7:05 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 absent

**2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Thein SECOND: Wagar VOTE: 11-0

**3. Pledge of Allegiance** – Led by Ken Fleshner

**4. PUBLIC HEARINGS** - None

### **5. CONSENT AGENDA**

A. COUNCIL MINUTES – February 4th 2014; B. FINANCE COMMITTEE – February 4th 2014; C. PERSONNEL COMMITTEE – November 14th 2013; D. JOINT MEETING OF THE PERSONNEL AND PUBLIC WORKS COMMITTEES – November 14th 2013; E. REDEVELOPMENT AUTHORITY- January 21st 2014; F. PUBLIC WORKS COMMITTEE – February 4th 2014; G. PLAN COMMISSION – January; H. FIRE CHIEF'S REPORT – January 2014; I. OPERATORS LICENSES (if any); ACTION: To approve the Consent Agenda MOTION: Solomon SECOND: Gilberts VOTE: 11-0

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

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

Keith Coburn (Frazier's Old Faithful Inn) addressed the Council on his plans to appeal the Office of Commissioner of Railroads' (OCR) decision to close the Haydn Street crossing, and asked for the Council's support. He said he has asked Crawford County Judge Jim Czajkowski to stay the ruling, and a hearing on the matter is set for February 27<sup>th</sup>.

### **8. CITY ADMINISTRATOR'S REPORT**

Kramer provided an update on the Haydn Street Crossing Closing Timetable, saying the City was preparing to close the crossing on March 1<sup>st</sup>, per the ruling from the OCR. No action taken.

Without objection the agenda was moved:

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

**F. PUBLIC WORKS - Marquette Road - Phase Two**

Craig Fisher (DOT) was present to discuss the preliminary plans for the project, which covers Marquette Road from La Pointe to Mooney Streets and would be done in 2017. The original contract called for a 5-lane roadway, but the DOT is now recommending a 3-lane road, with a turn lane in the middle. The project also calls for the closure of the 11<sup>th</sup> Street-Marquette Road intersection and making 11<sup>th</sup> Street a cul-de-sac. Medians would be placed at the Parrish Street intersection to assist with pedestrian safety. Staff recommended that no action take place at the Council meeting later tonight, and that a public hearing be held on the proposal in March to take feedback from residents, once the DOT can confirm which Council meeting works best for them. ACTION: To hold a public hearing on March 4<sup>th</sup> or 18<sup>th</sup> on the proposed project plan for Marquette Road – Phase Two MOTION: Kozelka SECOND: Wagar VOTE: 11-0

D. PUBLIC WORKS - North Gateway Park plans

A report and list of proposed projects from Vierbicher was included in the packet. If approved, work would be done this spring and summer. Kurt Muchow (Vierbicher) was present to review the proposals, which consist of the construction of new roads being 37 feet wide and consisting of asphalt pavement with concrete curb & gutter. Sanitary sewer, water main, and storm sewer will be constructed within the roadways to serve the development. Storm water management facilities will be constructed along the western portion of the property to meet regulatory requirements. In addition, a water main loop will be constructed along STH 35 to Vena Court. An intersection meeting WisDOT requirements will be constructed to connect to STH 35. Additional activities associated with the project will include an Archeological investigation as well as obtaining a variance to the Scenic Easement that exists along STH 35. The estimated cost of the entire project list is \$1.025 million. ACTION: To move forward with the project MOTION: Pintz SECOND: Kozelka VOTE: 11-0

E. PUBLIC WORKS – Professional Services Agreement with Vierbicher (North Gateway Park)

ACTION: To approve the Professional Services Agreement with Vierbicher (North Gateway Park) MOTION: Pintz SECOND: Kozelka VOTE: 11-0

B. PLAN COMMISSION - Review and recommendation on Certified Survey Map located in Gov't Lot 1, Section 11, and Gov't Lot 3, Section 12, T7N,R7W, Town of Prairie du Chien, Crawford County, Wisconsin, also being Lots 1 and 2, Crawford County Certified Survey Map Number 222, Town of Prairie du Chien, which is in the extraterritorial limits of the City of Prairie du Chien, Crawford County, Wisconsin – brought by Steve & Sharon Slife and Charles & Rose Everts

ACTION: To approve the CSM MOTION: Kozelka SECOND: Wagar VOTE: 11-0

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

C. DISCUSSION AND ACTION – Ordinance 2014-04 (AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

Zoning Administrator Jackson said this Ordinance will correct an error in Ordinance 2005-05, which has an incorrect legal description. ACTION: To approve Ordinance 2014-04 MOTION: Titlbach SECOND: Kozelka VOTE: 11-0

**9. COMMITTEE REPORTS AND ACTIONS**

A. FINANCE – Claims

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

C. FINANCE - 2014-2016 Capital Budget

The proposed budget for the General Fund, Wastewater, Sewer and various TIF Districts was reviewed. Kramer provided an update on the timetable to move forward and the long-term impact on City finances. He said PFM, the city's financial advisors, will be present at the March 4<sup>th</sup> Council meeting to provide an update and bonding schedule. No action taken.

**10. OLD BUSINESS** - None

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

A. DISCUSSION AND ACTION – Memorandum of Understanding between the City of Prairie du Chien and Pattison Sand Company, LLC

The wastewater staff and DNR representatives met with Pattison Sand last September, as Pattison has developed a product that has shown to be very effective in removal of phosphorus from the waste stream (both influent and effluent) and may be an option for meeting the future needs and requirements of the facility and DNR. The Council approved moving forward with the project. This memorandum continues that forward progress. ACTION: To approve the Memorandum of Understanding between the City of Prairie du Chien and Pattison Sand Company, LLC MOTION: Kozelka SECOND: Gilberts VOTE: 10-0-1 (Pintz abstained)

B. DISCUSSION AND ACTION - Relocation services contract with SRF (Marquette Road Project)

This will extend the city's contract with SRF on the Marquette Road project relocations through October 31st 2015. ACTION: To approve the Relocation services contract with SRF (Marquette Road Project) contingent on City Planner Frable's coordination with MSA MOTION: Titlbach SECOND: Solomon VOTE: 11-0

D. DISCUSSION AND ACTION – Acceptance of 2014 Urban Forestry Grant by the WI Department of Natural Resources

This grant has been awarded for the creation of an Outdoor Forestry Classroom on the former Northern Engraving site on St. Feriole Island. Titlbach expressed her concern that she would support the grant but wanted the City to continue to look for a location for a pet park. ACTION: To approve the 2014 Urban Forestry Grant by the WI Department of Natural Resources MOTION: Pintz SECOND: Kozelka VOTE: 11-0

E. DISCUSSION AND ACTION – Ordinance 2014-03(RECREATING SECTION 7.11 (PARKING AND TRAVEL REGULATIONS ON PART OF WACOUTA AVENUE) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

This Ordinance codifies the actions of the Common Council of February 4th - 1) To change the traffic flow on South Wacouta Avenue from Mooney 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. The Ordinance would take effect on May 1st 2014 if approved. ACTION: To approve Ordinance 2014-03 MOTION: Wagar SECOND: Solomon VOTE: 11-0

F. DISCUSSION AND ACTION – Mayoral Appointment

ACTION: To approve the following appointments: 1) Linda Munson to the Board of Zoning Appeals, replacing Judeen Ames, for a term to run through May 1st 2014; 2) Wendy Adkins to the Housing Authority, replacing George Sutton, for a term to run through September 1st 2016 MOTION: Gilberts SECOND: Jones VOTE: 11-0

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

H. ADJOURN to CLOSED SESSION (8:22 PM)

ACTION: To go into closed session 1) 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, and; 2) Under Wisconsin State Statute 19.85(1) (c). Considering employment, promotion, compensation or performance data of any public employee over whom the governmental body has jurisdiction or exercises responsibility RE: Performance Review of the City Administrator and RE: Employee Evaluation Reviews MOTION: Gilberts SECOND: Wagar VOTE: 11-0

I. CONVENE into OPEN SESSION (9:00 PM)

MOTION: Solomon SECOND: Wagar VOTE: 11-0

J. ACTION from CLOSED SESSION

ACTION: To approve the settlement between the City of Prairie du Chien and the Redevelopment Authority versus Martin F. Rifken; Block 43, LLC; Thomas Gialamas; and, Madison Office Fund, LLC. MOTION: Kozelka SECOND: Wagar VOTE: 11-0

**12. ADJOURN (9:02 PM)**

MOTION: Solomon SECOND: Wagar VOTE: 11-0

Submitted by City Administrator Aaron Kramer

**ORDINANCES APPROVED**

\* Ordinance 2014-03(RECREATING SECTION 7.11 (PARKING AND TRAVEL REGULATIONS ON PART OF WACOUTA AVENUE) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

\* Ordinance 2014-04 (AMENDING THE ZONING ORDINANCE OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)