

Common Council Agenda – March 18th 2014

CITY OF PRAIRIE DU CHIEN

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Notice is hereby given according to State Statutes that the **COMMON COUNCIL** of the City of Prairie du Chien will meet on **Tuesday March 18th 2014 at 7:00 P.M.** in the Council Chambers of City Hall.

MEETING NOTICE – COMMON COUNCIL

Date: Tuesday March 18th 2014

Time: 7:00 P.M.

Location: Council Chambers – City Hall

ITEMS TO BE ACTED UPON:

- 1. Call to order/Roll Call.**
- 2. Certification of the open meeting law agenda requirements and approval of the agenda**
- 3. Pledge of Allegiance**

4. PUBLIC HEARINGS

5. CONSENT AGENDA

A. COUNCIL MINUTES – March 4th 2014; B. FINANCE COMMITTEE – March 4th 2014; C. BOARD OF ZONING APPEALS – February 19th 2014; D. PLAN COMMISSION – February 17th 2014; E. PUBLIC WORKS – March 4th 2014; F. JOINT MEETING OF THE AIRPORT BOARD AND PUBLIC WORKS – March 4th 2014; G. REDEVELOPMENT AUTHORITY – February 4th 2013; H. FIRE CHIEF'S REPORT – February 2014; I. OPERATORS LICENSES (if any); NOTE: These items may be approved on a single motion and vote due to their routine nature or previous discussion. Please indicate to the Mayor/Council President if you would prefer separate discussion and action.

6. ITEMS REMOVED FROM CONSENT AGENDA

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

8. CITY ADMINISTRATOR'S REPORT

9. COMMITTEE REPORTS AND ACTIONS

A. FINANCE – Claims

B. PROTECTION AND HEALTH - Amending Chapter 9.02 (FIREARMS IN PUBLIC BUILDINGS)

Councilmember Kozelka is requesting the Council consider a proposal which would permit conceal carry in City Hall. The Committee recommended the Council amend Chapter 9.02 (Firearms in Public Buildings) to remove the following language - or any person duly authorized by the Chief of Police, which conceal carry would not be permitted in any city building.

- 1) Ordinance 2014-07 (RECREATING SECTION 9.02 (3) (FIREARMS IN PUBLIC BUILDINGS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN

C. PUBLIC WORKS/AIRPORT BOARD - Airport Six-Year Improvement Plan

A list of the proposed improvements (2014-2019) is included in the packet, along with a resolution establishing the intent to move forward with the projects.

D. PUBLIC WORKS/AIRPORT BOARD - RESOLUTION 2014-09 (APPROVING THE PROPOSED SIX-YEAR IMPROVEMENT PLAN AND STATEMENT OF INTENTIONS FOR THE PRAIRIE DU CHIEN AIRPORT

If approved, this will be forwarded to the Council for action at their March 18th meeting.

E. PUBLIC WORKS – Awarding of Bid for Sanitary Sewer Cured in Place Lining

Bids were opened on Thursday March 6th. Staff recommends awarding the bid to Michels Pipe (Brownsville, WI) for \$46,704. The 2014 budget included \$50,000 for this project.

F. PUBLIC WORKS – Awarding of Bid for Roof Replacement at Storage Garage/Grit Building

Bids were opened on Thursday March 6th. Staff recommends awarding the bid to K&L Construction (Bloomington, WI) for \$17,500. The 2014-2016 Capital Budget included \$30,000 for this project.

G. PUBLIC WORKS - AMPI milk spill on February 15th 2014

The wastewater superintendent met with AMPI staff and a discussion on the affects to the wastewater treatment process, invoice based on the sewer use ordinance for excessive discharges and AMPI response and planned modifications and changes to procedures will be discussed.

H. PUBLIC WORKS – Electrical Improvements at LaRiviere Park Horse Park

Proposed improvements to the electrical system at the horse park will be presented to the Committee for approval. There is no budget impact. Staff would recommend approval and forwarding to the Council.

I. PUBLIC WORKS – Lease with Regal Marine

Staff would recommend a 1-year extension, with an increase in the lease payment to \$2,877.06, with Regal Marine to operate the marina on St. Feriole Island. The previous lease is included in the packet.

J. PLAN COMMISSION - Certified Survey Map located in Farm Lots 39 & 40 of the Private Land Claims at Prairie du Chien, Town of Bridgeport, Crawford County, Wisconsin, also being Lot 2 of Crawford County Certified Survey Map Number 786, which is in the extraterritorial limits of the City of Prairie du Chien, Crawford County, Wisconsin – brought by Terrence & Vivian Thomas

K. PLAN COMMISSION- Certified Survey Map located in Lots 1-9, part of Lot 10, part of Lots 20-26, Lot 27, and part of Lot 28, Block 43, of the Union Plat of the City of Prairie du Chien, in Farm Lot 31 of the Private Land Claims at Prairie du Chien, City of Prairie du Chien, Crawford County, Wisconsin, – brought by the Redevelopment Authority (RDA) of the City of Prairie du Chien

L. PLAN COMMISSION - Certified Survey Map located in Farm Lots 15, 16, and 17 of the Private Land Claims at Prairie du Chien, City of Prairie du Chien, Crawford County, Wisconsin, also including Lot 3, Crawford County Certified Survey Map Number 1331– brought by the City of Prairie du Chien

M. PUBLIC WORKS - TID 6 - Business Park Archaeological Investigations (Phase 1)

- a) Staff is seeking permission to bid out the archaeological excavation work
- b) Staff is requesting approval of a contract from Mississippi Valley Archaeological Center (MVAC) to monitor the work, obtain appropriate permits, and submit documentation to the Wisconsin Historical

Common Council Agenda – March 18th 2014

Society for archaeological clearance, at a cost of \$10,632. The remaining area within the business park will be inspected for archaeological features during the business park construction this summer.

10. OLD BUSINESS

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

A. DISCUSSION AND ACTION – Request to Change Previously-Made Vote (Boylen)

On March 4th, the Council approved the following motion during a discussion on downsizing the Common Council:

ACTION: To table the item until a future, undetermined date MOTION: Pintz SECOND: Their VOTE: 6-5 (Kozelka, Solomon, Titlbach, Gilberts and Wagar opposed)

Following the meeting, Boylen contacted the City Administrator and asked that her vote be changed from a "yes" to either "no" or "abstain". Per Robert's Rules of Order (Section 46 – Voting), a member can make the change only by permission of the assembly, which may be given by general consent; that is, by no member's objecting when the chair inquires if any one objects. If objection is made, a motion may be made to grant the permission, which motion is non-debatable.

B. DISCUSSION AND ACTION – Reducing the Size of the Council

If the previous request to change a previously-made vote is approved, the March 4th motion to table the discussion on the downsizing of the Council to a future date will have been defeated. Thus, the issue will be placed back on the table for Council consideration. If the previous request is not approved, then this agenda item shall be voided.

C. DISCUSSION AND ACTION – Ordinance 2014-06 (RECREATING SECTION 18.12 (4) (ARCHITECTURAL CONTROL – WOODRIDGE ACRES) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

This change will remove the requirement that homes built in Woodridge Acres be Energy Star Rated, due to a lack of contractors with this designation in southwestern Wisconsin.

D. DISCUSSION AND ACTION – Prorated refunds on garbage charge

Staff is requesting the Council provide direction on whether the annual garbage fees can be refunded, which the current Ordinance does not clearly permit. The City has been seeing an increasing number of requests for prorated refunds.

E. DISCUSSION AND ACTION – Mayoral Appointment

1) Robert D. McDonald to the Crawford County Economic Development Corporation (CCEDC) for a three-year term, expiring on April 17th 2017

F. DISCUSSION - Items for future agenda consideration or Committee assignment

G. ADJOURN to 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: Condemnation of property for public need

H. CONVENE into OPEN SESSION

I. ACTION from CLOSED SESSION

12. ADJOURN

Aaron Kramer, City Administrator

NOTE: The Common Council meetings next month will be held on Tuesday April 8th and Tuesday April 22nd due to the Spring Election on Tuesday April 1st (Chapter 2.02 (2) (Council Meetings – Regular Meetings) of the Municipal Code).

PROOF OF POSTING AFFIDAVIT: This agenda was posted more than 24 hours prior to the start of this meeting as follows: City Hall, 214 E. Blackhawk Avenue (kiosk) - Library, 125 S. Wacouta Avenue - U.S. Post Office, 120 S. Beaumont Rd. - Mailed & emailed to Members - News media as requested