

## Minutes of the Common Council – August 5th 2014

\* \* \*

A meeting of the City of Prairie du Chien Common Council was held on Tuesday August 5th 2014 at 7:00 PM in City Hall. Mayor Dave Hemmer called the meeting to order.

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

**1. Call to order/Roll Call** – ABSENT: Kyle Kozelka and Edward Hayes-Hall. The Council currently has one vacancy.

**2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Solomon SECOND: Thein VOTE: 9-0

**3. Pledge of Allegiance** – Led by Mike Jones

**4. PUBLIC HEARINGS** - None

**5. CONSENT AGENDA** - A. COUNCIL – July 15th 2014; B. FINANCE – July 15th 2014; C. PUBLIC WORKS COMMITTEE – July 8th 2014; D. PUBLIC WORKS COMMITTEE – July 22nd 2014; E. PLAN COMMISSION – June 16th 2014; F. FIRE CHIEF'S REPORT – 2nd Quarter 2014; G. POLICE CHIEF'S REPORT – 2nd Quarter 2014; H. OPERATORS LICENSES (if any); The City Administrator asked that item C (Public Works Committee) be pulled as the Committee did not meet earlier in the evening. ACTION: To approve the Consent Agenda minus item C MOTION: Solomon SECOND: Gilberts VOTE: 9-0

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

### **7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS**

Renee Martin (821 South Michigan) addressed the Council on the proposed Ordinance regulating garage and rummage sale signs.

A. DISCUSSION AND ACTION – RESOLUTION 2014-33 (DECLARING SEPTEMBER 2014 AS SPINAL CORD AWARENESS MONTH)

ACTION: To approve Resolution 2014-33 MOTION: Solomon SECOND: Titlbach VOTE: 9-0

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

The City Administrator provided an update on the recent dust sample collections, which he said might be completed this week, as well as the proposed work at the Highway 18 unloading site. No formal action taken

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

A. FINANCE – Claims

ACTION: To approve MOTION: Gilberts SECOND: Solomon VOTE: 9-0

B. PUBLIC WORKS – Ordinance 2014-20 (CREATING CHAPTER 3.13 (DISPOSAL OF CITY-OWNED REAL PROPERTY) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

This Ordinance would establish a uniform policy for the sale and lease of City property. ACTION: To approve Ordinance 2014-20 MOTION: Titlbach SECOND: Gilberts VOTE: 9-0

C. PUBLIC WORKS – Ordinance 2014-21 (RECREATING CHAPTER 8.05 (OBSTRUCTIONS AND ENCROACHMENTS) AND REPEALING CHAPTER 8.055 (INTERSECTION VISIBILITY REQUIREMENTS), CHAPTER 8.056 (PENALTIES) AND CHAPTER 17, SECTION 4.1 (INTERSECTION VISIBILITY REQUIREMENTS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

The purpose of this Ordinance is to combine the existing Ordinances in a more applicable and understandable manner, and add regulations for the placement of garage and rummage sales. Considerable discussion was held on the proposal. ACTION: To amend Chapter 8.05 (4) (f) from "(f) Timing. No garage sale sign shall be placed more than twenty-four (24) hours prior to the sale. All garage sale signs must be

removed at the end of each day.” to read “(f) Timing. No garage sale sign shall be placed more than twenty-four (24) hours prior to the sale. No garage sale sign shall remain in place for more than twenty-four hours after the completion of the sale.” MOTION: Leys SECOND: Fleshner VOTE: 6-3 (Myers, Solomon and Jones opposed). ACTION: To send Ordinance 2014-21 to a second reading on August 19<sup>th</sup> MOTION: Solomon SECOND: Gilberts VOTE: 9-0

D. PUBLIC WORKS – Ordinance 2014-22 (RECREATING CHAPTER 9.18 (USE OF METAL DETECTORS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN

Alderman Fleshner has requested the Committee and the Council look at expanding the current ordinance to allow for the use of metal detectors on City property with a permit. The purpose of this Ordinance is to allow for the use of mineral or metal detectors on City property, not including St. Feriole Island, with regulations and a permitting process. ACTION: To approve Ordinance 2014-22 MOTION: Fleshner SECOND: Jones VOTE: 9-0

E. PUBLIC WORKS – Request for Proposals for North Ohio Street Reconstruction

The City is seeking RFP’s for the engineering and design work for the North Ohio Street reconstruction, which is scheduled for 2015, with an estimated budget of \$1.081 million. ACTION: To approve the RFP for the North Ohio Street reconstruction project MOTION: Gilberts SECOND: Myers VOTE: 9-0

F. PUBLIC WORKS – Request to Bid 2015-2016 Sanitary Sewer Lining

The City is seeking to bid out the sanitary sewer lining work for 2015 and 2016. The 2014-2016 Capital borrowing included \$50,000 each year for this work. ACTION: To approve the request to bid the 2015-2016 sanitary sewer lining work MOTION: Leys SECOND: Solomon VOTE: 9-0

**10. OLD BUSINESS** - None

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

A. DISCUSSION AND ACTION – Conversion to LED lighting in downtown

Staff is seeking Council approval to move forward with converting the downtown lighting system (from Marquette Road to Main, and possibly Blackhawk to Iowa on South Main). The cost is estimated at \$19,000, with the City recouping the funds through energy savings within (3) years. ACTION: To direct Terry Meyer to commence with the grant application for the project MOTION: Leys SECOND: Gilberts VOTE: 9-0

B. DISCUSSION AND ACTION – Pedestrian walkway/sidewalk on west side of Marquette Road (2017)

Due to comments from city officials and the public regarding the existing multi-use trail on the west side of the roadway from Parrish Street to Mooney Street at the Public Involvement meeting held on July 8, 2014, the engineers have requested the Common Council provide a resolution supporting reducing the existing multi-use trail on the west side of the roadway from Parrish Street to Mooney Street down to a 5-foot sidewalk. Considerable discussion was held on the options of a 10-foot pedestrian walkway, a 5-foot sidewalk, and a walkway with a width in between those two measurements. ACTION: To direct staff to draft a resolution in support of a walkway with a width between ten (10) and five (5) feet for the Council to consider at its August 19<sup>th</sup> meeting ACTION: Titlbach SECOND: Solomon VOTE: 9-0

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

Titlbach asked that staff continue to explore options for a pet park.

D. ADJOURN to CLOSED SESSION (8:25 PM)

ACTION: To go into closed session 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: Prohibited Practice Complaint before the Wisconsin Employment Relations Commission (Wisconsin Professional Police Association/Law Enforcement Employee Relations Division o/b/o Prairie du Chien Professional Police Association Local 258/Heather Gokey vs. City of Prairie du Chien), Case 77 No. 73223 MP-4797 MOTION: Solomon SECOND: Gilberts VOTE: 9-0

E. CONVENE into open session (8:47 PM)

MOTION: Solomon SECOND: Myers VOTE: 9-0

F. ACTION from closed session

ACTION: To direct the City Attorney to proceed with mediation-arbitration proceedings in the case of Wisconsin Professional Police Association/Law Enforcement Employee Relations Division o/b/o Prairie du Chien Professional Police Association Local 258/Heather Gokey vs. City of Prairie du Chien), Case 77 No. 73223 MP-4797 MOTION: Solomon SECOND: Gilberts VOTE: 9-0

**12. ADJOURN (8:49 PM)**

MOTION: Thein SECOND: Gilberts VOTE: 9-0

Submitted by City Administrator Aaron Kramer

**RESOLUTIONS APPROVED**

\* **Resolution 2014-33 (DECLARING SEPTEMBER 2014 AS SPINAL CORD AWARENESS MONTH)**

**ORDINANCES APPROVED**

\* **Ordinance 2014-20 (CREATING CHAPTER 3.13 (DISPOSAL OF CITY-OWNED REAL PROPERTY) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)**

\* **Ordinance 2014-22 (RECREATING CHAPTER 9.18 (USE OF METAL DETECTORS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)**