

## Minutes of the Common Council - October 7<sup>th</sup> 2014

A regular meeting of the City of Prairie du Chien Common Council was held on Tuesday October 7th 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** – Mark Thein absent. The Council has one vacancy.

**2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Solomon SECOND: Gilberts VOTE: 10-0

**3. Pledge of Allegiance** – Led by Sharon Boylen

**4. PUBLIC HEARINGS** - None

### **5. CONSENT AGENDA**

A. SPECIAL COUNCIL – September 24th 2014; B. FINANCE – September 16th 2014; C. REDEVELOPMENT AUTHORITY – September 2nd 2014; D. POLICE AND FIRE COMMISSION – August 21st 2014; E. LaRIVIERE PARK BOARD – August 13th 2014; F. PERSONNEL COMMITTEE – July 15th 2014; G. PUBLIC WORKS COMMITTEE – September 9th 2014; H. FIRE CHIEF'S REPORTS – September 2014 and Third Quarter 2014; H. OPERATORS LICENSES (if any); ACTION: To approve MOTION: Kozelka SECOND: Solomon VOTE: 10-0

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

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

Wayne Cassidy (Prairie du Chien) addressed the Council about concerns involving the one-way changes on Illinois Avenue and people pulling over in the roundabouts when emergency vehicles are present, which is not the correct procedure. Ted Finn (Prairie du Chien) addressed the Council with concerns about the condition of the river wall on St. Feriole Island.

A. PRESENTATION – PDC Main Street: The group, at the request of Judy Wall, was present to discuss their organizational efforts and to request the City give them the assets of the former PDRI. Those funds, per a Council motion in February, were placed in "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." Considerable discussion was held on the proposed plans for PDC Main Street, as well as the city's possible financial contributions, with the proposed PDC Main Street budget showing an annual contribution of \$15,000 starting in 2015. No formal action was taken, but the consensus of the Council was to place the request for the former PDRI funds on the October 21<sup>st</sup> agenda.

B. DISCUSSION AND ACTION – Resolution 2014-38 (DECLARING THE WEEK OF OCTOBER 19-25 AS "FREEDOM FROM WORKPLACE BULLIES WEEK" IN THE CITY OF PRAIRIE DU CHIEN): ACTION: To approve Resolution 2014-38 MOTION: Titlbach SECOND: Solomon VOTE: 10-0

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

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

A. FINANCE – Claims: ACTION: To approve MOTION: Gilberts SECOND: Kozelka VOTE: 10-0

B. PERSONNEL - City Health Insurance Plan (November 2014-November 2015): Under the current plan, the employees contribute 13 percent to the monthly health insurance premium, and have a \$1,000 (single)/\$2,000 (family) deductible. With a proposed 13.5 percent increase in the premiums for the next renewal, a number of alternatives were presented to the Committee. ACTION: To approve the health

insurance plan, which increases the employee contribution from 13 to 14 percent , and increase the deductible to \$1,500(single)/\$3,000 (family) MOTION: Solomon SECOND: Gilberts VOTE: 10-0

C. PERSONNEL – Ordinance 2014-25 (REPEALING AND RECREATING CHAPTER 22.03 (6) (PERSONNEL – DEFINITIONS), CHAPTER 22.03 (7) (PERSONNEL – DEFINITIONS), CHAPTER 22.04 (3) (VACATION - CARRYOVER OF UNUSED VACATION), CHAPTER 22.06 (1) (COMPENSATORY TIME AND OVERTIME – NON-ADMINISTRATIVE PERSONNEL) AND CHAPTER 22.07 (HOURS OF WORKS) AND CREATING CHAPTER 22.03 (21) (PERSONNEL – DEFINITIONS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN): This proposed change to the Personnel Ordinance would change the city's current Funeral leave procedures, increase the amount of vacation carried over from one calendar year to the next from the current forty (40) hours to eighty (80) hours, and create a call-out rate in Public Works and a Sunday rate for the Wastewater Department. ACTION: To approve Ordinance 2014-25 MOTION: Solomon SECOND: Leys VOTE: 9-1 (Boylen opposed)

## **10. OLD BUSINESS** - None

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

A. DISCUSSION AND ACTION – Lease with Regal Marine: The lease, for 2015, calls for a rental payment of \$2,931.72 to the City. ACTION: To approve the lease MOTION: Titlbach SECOND: Kozelka VOTE: 10-0

B. DISCUSSION AND ACTION – Ordinance 2014-23 (AN ORDINANCE ANNEXING TERRITORY TO CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN): This Ordinance will officially annex the 3-acre parcel located at 470 Cliff Haven Road. ACTION: To approve Ordinance 2014-23 MOTION: Kozelka SECOND: Fleshner VOTE: 10-0

C. DISCUSSION AND ACTION – Ordinance 2014-24 (REPEALING AND RECREATING CHAPTER 12.16 (3) (a) (ANIMAL CONTROL - ANNOYANCES) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN): The purpose of this Ordinance is to bring a section of the Municipal Code in agreement with another section so that police officers can issue abatements for dogs that continue to bark after receiving multiple citations from staff. ACTION: To approve Ordinance 2014-24 MOTION: Solomon SECOND: Leys VOTE: 10-0

D. DISCUSSION AND ACTION - Awarding the contract for the shared-ride taxi service: The contract awarded will cover the period January 1, 2015 through December 31, 2016. The initial contract period will be for 24 months commencing January 1, 2015 through December 31, 2016. The Contract contains three 1-year renewal options, each beginning on January 1st. The contract is to provide seven days a week, door-to-door, demand-responsive, advanced reservation, shared-ride taxi service that is made available to the general public within the City of Prairie du Chien and 2 miles beyond the border of the municipality. The evaluation committee met on October 6, 2014 and prepared the report which will be handed out at the Council meeting. ACTION: To award the contract to Running, Inc. MOTION: Solomon SECOND: Hayes-Hall VOTE: 10-0

E. DISCUSSION AND ACTION – Disposal of SMRT Bus: One of the SMRT buses has a blown engine. The vehicle has 132,170 miles on it. Normally, with these buses, the retirement mileage is 150,000. It is estimated that replacing the engine will cost \$12,000 to \$14,000. It is proposed that the City dispose of the bus as a sealed bid (per Chapter 13.11 of the Municipal Code). Any revenue realized would be used to help cover the match on the replacement bus the City has ordered as part of its current grant. The WDOT agrees with this approach and has released its lien on the bus. ACTION: To approve the disposal MOTION: Titlbach SECOND: Solomon VOTE: 10-0

F. DISCUSSION AND ACTION – Resolution 2014-40 (AUTHORIZING THE PREPARATION AND SUBMISSION OF OPERATING AND CAPITAL GRANTS TO THE STATE OF WISCONSIN 5311 TRANSIT PROGRAM): ACTION: To approve Resolution 2014-40 MOTION: Kozelka SECOND: Gilberts VOTE: 10-0

G. DISCUSSION AND ACTION - Lease between the City of Prairie du Chien and the Crawford County Restorative Justice for City Hall office space: Crawford County Restorative Justice has approached the City about leasing space in City Hall, as they did in 2010-2013. ACTION: To approve the lease MOTION: Solomon SECOND: Jones VOTE: 10-0

H. DISCUSSION AND ACTION - Lease between the City of Prairie du Chien and Scream Xtreme for use of Cedar Building: Scream Xtreme is asking for permission to leave some semi-permanent structures in place during the off-season - Section 7 (Alteration to Premises) – and is agreeing to an increase of their rental payment from \$200 to \$500 a year, with the lease to be extended to December 31<sup>st</sup> 2018. ACTION: To direct staff to modify the lease as proposed MOTION: Solomon SECOND: Titlbach VOTE: 9-0-1 (Gilberts abstained)

I. DISCUSSION - Items for future agenda consideration or Committee assignment: Leys asked for an update on the City's Emergency Planning. Gilberts asked the Public Works Committee to look into permanent four-way stops at Main and Blackhawk, and at Main and Washington. No formal action taken.

J. ADJOURN to CLOSED SESSION (8:25 PM): ACTION: To go into closed session under Wisconsin Statute 19.85 (1) (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session. RE: Proposed Sale of City property and Request for Loan Modification (TID #6), and under Wisconsin State Statute 19.85 (1) (c) Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility. RE: Hiring of Water Department Operator MOTION: Solomon SECOND: Titlbach VOTE: 10-0

K. CONVENE into open session (10:05 PM): MOTION: Solomon SECOND: Jones VOTE: 10-0

L. ACTION from closed session: ACTION: To offer the position of Water Department Operator to Bill Rodenkirch MOTION: Solomon SECOND: Gilberts VOTE: 10-0 ACTION: To approve the requested modifications to the loan between the City of Prairie du Chien and WLA Enterprises, LLC (Bill Adamany) MOTION: Kozelka SECOND: Gilberts VOTE: 10-0

**12. ADJOURN (10:07 PM):** - MOTION: Kozelka SECOND: Hayes-Hall VOTE: 10-0

Submitted by City Administrator Aaron Kramer

### **ORDINANCES ADOPTED**

\* **Ordinance 2014-23 (AN ORDINANCE ANNEXING TERRITORY TO CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)**

\* **Ordinance 2014-24 (REPEALING AND RECREATING CHAPTER 12.16 (3) (a) (ANIMAL CONTROL - ANNOYANCES) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)**

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### **RESOLUTIONS ADOPTED**

\* **Resolution 2014-38 (DECLARING THE WEEK OF OCTOBER 19-25 AS “FREEDOM FROM WORKPLACE BULLIES WEEK” IN THE CITY OF PRAIRIE DU CHIEN)**

\* **Resolution 2014-40 (AUTHORIZING THE PREPARATION AND SUBMISSION OF OPERATING AND CAPITAL GRANTS TO THE STATE OF WISCONSIN 5311 TRANSIT PROGRAM)**