

Minutes of the Common Council December 16th 2014

A regular meeting of the City of Prairie du Chien Common Council was held on Tuesday December 16th 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** – Kyle Kozelka and Edward Hayes-Hall 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: 9-0
- 3. Pledge of Allegiance** – Led by Nate Gilberts

4. PUBLIC HEARINGS

A. PUBLIC HEARING – LaRiviere Park Outdoor Recreation and Operational Plan – Hemmer opened the public hearing at 7:04 PM. Park and Rec Director Mike Ulrich provided an overview of the plan. Hemmer closed the public hearing at 7:06 PM.

B. ACTION on aforesaid agenda item – ACTION: To approve the LaRiviere Park Outdoor Recreation and Operational Plan MOTION: Boylen SECOND: Gilberts VOTE: 9-0

C. PUBLIC HEARING - Ordinance 2014-27 (REPEALING AND RECREATING CHAPTER 17, SECTION 4.3 (A) (PARKING REQUIREMENTS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) - The purpose of this Ordinance is to remove the section of the Ordinance dealing with the width of driveway accesses, which is addressed in the Public Works chapter of the Municipal Code. Hemmer opened the public hearing at 7:09 PM. Zoning Administrator Jackson addressed the Council on the ordinance. Hemmer closed the public hearing at 7:11 PM

D. ACTION on aforesaid agenda item - ACTION: To approve Ordinance 2014-27 MOTION: Solomon SECOND: Thein VOTE: 9-0

E. PUBLIC HEARING – Ordinance 2014-28 (REPEALING AND RECREATING CHAPTER 17, SECTION 2.6 (2) (F) (1) (MODIFICATIONS – YARD MODIFICATIONS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) - The purpose of this Ordinance is to establish a maximum height of 20 feet and maximum size of 1,000 square feet for accessory structures in Residential Districts or uses governed by the residential district requirements. Hemmer opened the public hearing at 7:12 PM. Zoning Administrator Jackson addressed the Council on the ordinance. Several questions were asked about the reason for the Ordinance and how a person could appeal to the Board of Zoning Appeals for a variance. Hemmer closed the public hearing at 7:19 PM.

F. ACTION on aforesaid agenda item – ACTION: To approve Ordinance 2014-28 MOTION: Thein SECOND: Titlbach VOTE: 3-6 (Myers, Boylen, Solomon, Gilberts, Jones and Fleshner opposed). Motion failed.

G. PUBLIC HEARING – Ordinance 2014-29 (CREATING CHAPTER 17, SECTION 3.18 (HOME OCCUPATIONS) AND REPEALING AND RECREATING CHAPTER 17, SECTION 3.6 (A) (B) (R-1 LOW DENSITY RESIDENTIAL DISTRICT), SECTION 3.7 (A) (B) (R-2 MEDIUM DENSITY RESIDENTIAL), SECTION 3.8 (A) (B) (R-3 HIGH DENSITY RESIDENTIAL DISTRICT) AND SECTION 3.9 (A) (B) (R-4 MOBILE HOME DISTRICT) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) - The purpose of this Ordinance is to create regulations governing Home Occupations. The purpose of this Ordinance is to allow the use of existing single-family dwellings for short-term rental in the R-2 (Medium Density Residential) and R-3 (High Density Residential) Zoning Districts. Hemmer opened the public hearing at 7:20 PM. Zoning Administrator Jackson and City

Administrator Kramer addressed the Council on the ordinance. Hemmer closed the public hearing at 7:32 PM

H. ACTION on aforesaid agenda item – ACTION: To send Ordinance 2014-29 to a second reading at the January 6th Council meeting **MOTION:** Solomon **SECOND:** Gilberts **VOTE:** 9-0

Without objection, the agenda was moved:

9. COMMITTEE REPORTS AND ACTIONS

D. PLAN COMMISSION - Certified Survey Map located in Lots 1 and 2 of Crawford County Certified Survey Map Number 1265, located in Farm Lot 39 of the Private Land Claims at Prairie du Chien, City of Prairie du Chien, Crawford County, Wisconsin, – brought by Cary and Laurie Turner – ACTION: To approve the CSM **MOTION:** Gilberts **SECOND:** Myers **VOTE:** 9-0

5. CONSENT AGENDA - A. COUNCIL – December 2nd 2014; B. COMMON COUNCIL (Special) – December 11th 2014; C. FINANCE – December 2nd 2014; D. PERSONNEL COMMITTEE – November 5th 2014; E. PARK BOARD – August 20th 2014; F. PLAN COMMISSION – November 17th 2014; G. OPERATORS LICENSES (if any); ACTION: To approve the Consent Agenda **MOTION:** Solomon **SECOND:** Thein **VOTE:** 9-0

6. ITEMS REMOVED FROM CONSENT AGENDA - None

7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS

A. DISCUSSION AND ACTION – Resolution 2014-41 (ASSIGNING A PORTION OF THE 2014 FUND BALANCE) - This Resolution will carry off previously allocated funds for the expansion of the Tourism Information Center into the 2015 fiscal year. Kramer advised the Council that the expansion is still on target for 2015, and that the bid authorization would likely come before the Public Works Committee in January or February. He said the initial estimates for the expansion are higher than earlier estimates, and the Chamber of Commerce may be seeking a larger loan or contribution from the City, but that it was too early for those discussions. **ACTION:** To approve Resolution 2014-41 **MOTION:** Gilberts **SECOND:** Titlbach **VOTE:** 9-0

8. CITY ADMINISTRATOR'S REPORT - Kramer provided information on the cost savings already taking place due to the new LED lights in the downtown. He also reminded the Council of the January 13th Public Information Meeting on the 2017 Marquette Road project.

9. COMMITTEE REPORTS AND ACTIONS

A. FINANCE – Claims – ACTION: To approve **MOTION:** Gilberts **SECOND:** Solomon **VOTE:** 9-0

B. PUBLIC WORKS – Ordinance 2014-33 (CREATING CHAPTER 7.06 (17) (NORTH AND SOUTH ILLINOIS AVENUE) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) - The purpose of this Ordinance is to amend the current Traffic Code to regulate one-way and two-way traffic on portions of North and South Illinois Avenue. **ACTION:** To approve Ordinance 2014-33 **MOTION:** Solomon **SECOND:** Myers **VOTE:** 9-0

C. PUBLIC WORKS - Review of current temporary stop signs due to Marquette Road project and possible conversion to permanent stop signs - At its November 25th meeting, the Committee approved a motion to recommend to the Council, at its December 16th meeting, that the following stop signs be retained - South Dousman and East Iowa, South Dousman and East Crawford, West Blackhawk and Main and West Washington and North Main – and that the following be removed - North Ohio and Haydn – and that the City petition the DOT to re-install stop signs at West Iowa and South Main and West Wisconsin and South Main. Discussion was held on the proposal. Leys said he would like the City remove more stop signs across the City versus installing more and opposed the proposal. **ACTION:** To retain the following stop signs - South Dousman and East Iowa, South Dousman and East Crawford, West Blackhawk and Main and West Washington and North Main; remove the stop sign at North Ohio and Haydn; and petition the DOT to

consider re-installing the stop signs at West Iowa and South Main and West Wisconsin and South Main
MOTION: Myers SECOND: Solomon VOTE: 8-1 (Leys opposed)

10. OLD BUSINESS - None

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

A. DISCUSSION AND ACTION – Ordinance 2014-34 (REPEALING AND RE-CREATING CHAPTER 1.47 (CITY BOUNDARIES AND ANNEXATIONS) AND CHAPTER 8.01 (OFFICIAL MAP) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) - The purpose of this Ordinance is to amend the current City Map and boundaries to reflect the most recent annexation. ACTION: To approve Ordinance 2014-34 MOTION: Solomon SECOND: Titlbach VOTE: 9-0

B. DISCUSSION AND ACTION – Sale of Two (2) Shared-Ride Taxi Vans - It is proposed that the City sell the vans, and any revenue realized be used to help cover the shared-ride taxi costs. ACTION: To approve the sale of two (2) shared-ride taxi vans MOTION: Titlbach SECOND: Leys VOTE: 9-0

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

D. ADJOURN TO CLOSED SESSION (8:03 PM) – ACTION: To go into closed session 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 RE: Employment Status of City Attorney RE: Employment – Water Department RE: Employment Status of City Clerk-Treasurer RE: Employment Status of Police Chief RE: Pending Litigation MOTION: Solomon SECOND: Myers VOTE: 9-0

E. CONVENE into OPEN SESSION (8:45 PM) – MOTION: Solomon SECOND: Myers VOTE: 9-0

F. ACTION from CLOSED SESSION – ACTION: To direct the City Attorney to draft an employment agreement with Police Chief Chad Abram to run through December 31st 2019 MOTION: Gilberts SECOND: Leys VOTE: 9-0 ACTION: To direct the City Administrator to prepare for and draft a Request for Proposals for the employment of a new City Attorney, with a target date of July 31st 2015 for the transition MOTION: Titlbach SECOND: Solomon VOTE: 9-0 ACTION: To extend an offer of employment to Brian (Keith) Coleman and Brett Hogan for the positions of Water Operators, effective January 5th 2015 MOTION: Gilberts SECOND: Solomon VOTE: 9-0

12. ADJOURN (8:49 PM) – MOTION: Gilberts SECOND: Myers VOTE: 9-0

Submitted by City Administrator Aaron Kramer

ORDINANCES APPROVED

* Ordinance 2014-27 (REPEALING AND RECREATING CHAPTER 17, SECTION 4.3 (A) (PARKING REQUIREMENTS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

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ORDINANCES REJECTED

* Ordinance 2014-28 (REPEALING AND RECREATING CHAPTER 17, SECTION 2.6 (2) (F) (1) (MODIFICATIONS – YARD MODIFICATIONS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

ORDINANCES SENT TO A SECOND READING

* Ordinance 2014-29 (CREATING CHAPTER 17, SECTION 3.18 (HOME OCCUPATIONS) AND REPEALING AND RECREATING CHAPTER 17, SECTION 3.6 (A) (B) (R-1 LOW DENSITY RESIDENTIAL DISTRICT), SECTION 3.7 (A) (B) (R-2 MEDIUM DENSITY RESIDENTIAL), SECTION 3.8 (A) (B) (R-3 HIGH DENSITY RESIDENTIAL DISTRICT) AND SECTION 3.9 (A) (B) (R-4 MOBILE HOME DISTRICT) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)

RESOLUTIONS APPROVED

* Resolution 2014-41 (ASSIGNING A PORTION OF THE 2014 FUND BALANCE)