

## Minutes of the Common Council January 6<sup>th</sup> 2015

A regular meeting of the City of Prairie du Chien Common Council was held on Tuesday January 6<sup>th</sup> 2015 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 absent. The Council has one vacancy.
2. **Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Solomon SECOND: Thein VOTE: 10-0
3. **Pledge of Allegiance** – Led by Mark Thein

### **4. PUBLIC HEARINGS** - None

### **5. CONSENT AGENDA**

A. COUNCIL – December 16th 2014; B. FINANCE – December 16th 2014; C. BOARD OF ZONING APPEALS – November 25th 2014; D. POLICE AND FIRE COMMISSION – October 21st 2014; E. FIRE CHIEF'S REPORT – November 2014; F. OPERATORS LICENSES (if any); ACTION: Solomon SECOND: Hayes-Hall VOTE: 10-0

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

**7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS** – Roger Kordus (307 South Jackson) addressed the Council and said he felt that had not been enough public involvement or input into the flood mitigation proposal for the Jackson Street ditch and adjacent areas.

**8. CITY ADMINISTRATOR'S REPORT** – Kramer reminded the Council about the public information meeting regarding the 2017 Marquette Road project that will be held on Tuesday January 13<sup>th</sup> from 6 to 8 PM.

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

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

### **10. OLD BUSINESS**

**A. DISCUSSION AND ACTION - 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. This is the second reading for this Ordinance. ACTION: To approve Ordinance 2014-29 MOTION: Titlbach SECOND: Solomon VOTE: 9-1 (Hayes-Hall opposed)

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

**A. DISCUSSION AND ACTION – DNR Municipal Flood Control Grant Award/Flood Mitigation Project – Jackson Street Ditch/Retention Basins** - The Wisconsin DNR has awarded the City a Municipal Flood Control Grant (\$436,050), which will require a match of \$255,000 from the City. Memos outlining the proposed plans and the funding are included in the packet. Staff recommended the item be discussed tonight, then a final decision be made at the February 3rd Council meeting. Kurt Muchow (Vierbicher) reviewed the proposal, which included the construction of two detention basins and a secondary ditch from the Jackson Street ditch to Godden Pit. Roger Kordus (307 South Jackson) asked several questions about

the proposal and asked the Council to consider a land swap between him and the City related to the secondary ditch. No formal action was taken.

**B. DISCUSSION AND ACTION – 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. A motion to approve the Ordinance at the December 16th Council meeting failed 6-3. Councilmember Titlbach had requested the item be brought back for discussion. Discussion was held on the Ordinance, with Zoning Administrator Julie Jackson answering several questions on the proposal. Comparable ordinances from Boscobel, Lancaster, Dodgeville, Viroqua and Ripon were handed out to the Council. ACTION: To send Ordinance 2014-28 back to the Plan Commission for further discussion MOTION: Fleshner SECOND: Hayes-Hall VOTE: 10-0

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

**D. ADJOURN to CLOSED SESSION (7:50 PM)** – ACTION: To go into closed session 1) 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: Condemnation Action, 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: Employment – City Hall Front Office

**E. CONVENE into open session (8:25 PM)** – MOTION: Thein SECOND: Gilberts VOTE: 10-0

**F. ACTION from closed session** – ACTION: To approve the payment of \$700 to Jeff Kaiser related to the condemnation action between the City and Kaiser MOTION: Gilberts SECOND: Jones VOTE: 10-0 ACTION: To keep the position of City Hall Receptionist open for six (6) additional months, and divide the current job responsibilities between Barb Elvert, Cassie Rickleff and Joni Clausen, with each of them receiving an additional \$1.00 per hour temporary increase in their base pay during the time the position remains open, and to review the impact of the position being kept open and the possibility of reposting the position in six (6) months MOTION: Hayes-Hall SECOND: Solomon VOTE: 10-0

**12. ADJOURN (8:29 PM)** – MOTION: Thein SECOND: Solomon VOTE: 10-0

Submitted by City Administrator Aaron Kramer

### **ORDINANCES APPROVED**

\* 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)