

## Minutes of the Common Council – March 3<sup>rd</sup> 2015

A regular meeting of the City of Prairie du Chien Common Council was held on Tuesday March 3<sup>rd</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 and Ron Leys 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: 9-0
- 3. Pledge of Allegiance** – Led by Jean Titlbach

### **4. PUBLIC HEARINGS** – None

**5. CONSENT AGENDA** - A. COUNCIL – February 17th 2015; B. FINANCE – February 17th 2015; C. PARK BOARD – December 10th 2014; D. POLICE AND FIRE COMMISSION – January 28th 2015; E. POLICE CHIEF – 2014 Annual Report; F. PERMIT APPROVAL – Prairie du Chien Area Chamber of Commerce/St. Patrick's Day Parade (March 14th 2015); G. FACILITY USE APPROVAL – Prairie du Chien Half Marathon and 5K (May 12th 2015); H. FACILITY USE APPROVAL - Request from Todd Yeomans to utilize St. Feriole Island for Bluesfest (July 30th-August 1st 2015); I. FACILITY USE APPROVAL - Request from Big Rivers Long Rifles to utilize St. Feriole Island for Rendezvous (June 14th-22nd 2015); J. FACILITY USE APPROVAL - Request from Prairie du Chien Jaycees to utilize St. Feriole Island for Flea Market (June 14th-21st 2015); K. OPERATORS LICENSES (if any); ACTION: To approve the consent agenda MOTION: Hayes-Hall SECOND: Gilberts VOTE: 9-0

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

### **7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS** - None

**A. DISCUSSION AND ACTION – Resolution 2015-05 (HONORING JOHN YAGER FOR FIFTY YEARS OF SERVICE TO THE PRAIRIE DU CHIEN FIRE DEPARTMENT)** – ACTION: To approve Resolution 2015-05 MOTION: Gilberts SECOND: Solomon VOTE: 9-0

### **8. CITY ADMINISTRATOR'S REPORT** - No formal action

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

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

**B. PARK BOARD - Request from PDC Farmers Market to relocate to Lucky Park** – Tom Nelson was present to address the Council on the proposal, which would be for a one-year trial basis. Solomon stated that she did not want to see any permanent structures erected in the park, which Nelson said was not in the plans. ACTION: To approve the request from PDC Farmers Market to relocate to Lucky Park for a one-year trial basis MOTION: Gilberts SECOND: Titlbach VOTE: 9-0

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

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

**A. DISCUSSION AND ACTION – Ordinance 2015-01 (REPEALING AND RE-CREATING CHAPTER 1.08 (6) (CONTEMPT) AND CREATING CHAPTER 1.08 (7) (J) (STIPULATIONS AND DEPOSITS-REOPENING CASE))** - The purpose of this Ordinance is to better define the Contempt section of the Municipal Court ordinance, and increase the fine, and to create a procedure and charge for re-opening a case. Some minor language changes were proposed and approved by the Council in its motion. ACTION: To approve Ordinance 2015-01 MOTION: Gilberts SECOND: Hayes-Hall VOTE: 9-0

**B. DISCUSSION AND ACTION – Ordinance 2015-02 (REPEALING AND RE-CREATING CHAPTER 2.02 (1) AND (2) (COUNCIL MEETINGS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)** - The purpose of this Ordinance is to establish a schedule for the Council’s meetings when they conflict with elections and legal holidays. ACTION: To approve Ordinance 2015-02 MOTION: Gilberts SECOND: Solomon VOTE: 9-0

**C. DISCUSSION AND ACTION - Prairie du Chien Municipal Major Emergency and Disaster Response Plan** – The most recently-adopted plan (2009) is included in the packet, as well as a memo with an action plan for updating and modifying the plan is included in the packet. Also included were emergency plans from the water department for a chlorine gas leak and the plan to obtain water to distribution system in case of an emergency. Discussion was held on the plan, as well as the City’s plans for a train derailment and the continuity of government. ACTION: To direct staff to contact the BNSF and WSOR Railroads to collect their derailment and containment plans, as well as insurance coverage for a derailment and cleanup plans, and to direct staff to present a Continuity of Government plan to the Council at a future date MOTION: Hayes-Hall SECOND: Fleshner VOTE: 9-0

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

**E. ADJOURN to CLOSED SESSION (7:49 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: Excalibur Laundries, Inc. vs. City of Prairie du Chien MOTION: Solomon SECOND: Boylen VOTE: 9-0

**F. CONVENE into open session (7:49 PM)** – MOTION: Thein SECOND: Gilberts VOTE: 9-0

**G. ACTION from closed session** - None

**12. ADJOURN (7:50 PM)** - MOTION: Hayes-Hall SECOND: Solomon VOTE: 9-0

Submitted by City Administrator Aaron Kramer

**RESOLUTIONS APPROVED**

\* Resolution 2015-05 (HONORING JOHN YAGER FOR FIFTY YEARS OF SERVICE TO THE PRAIRIE DU CHIEN FIRE DEPARTMENT)

**ORDINANCES APPROVED**

\* Ordinance 2015-01 (REPEALING AND RE-CREATING CHAPTER 1.08 (6) (CONTEMPT) AND CREATING CHAPTER 1.08 (7) (J) (STIPULATIONS AND DEPOSITS-REOPENING CASE)

\* Ordinance 2015-02 (REPEALING AND RE-CREATING CHAPTER 2.02 (1) AND (2) (COUNCIL MEETINGS) OF THE MUNICIPAL CODE OF THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)