

Minutes of the Common Council – July 7th 2015

A regular meeting of the City of Prairie du Chien Common Council was held on Tuesday July 7th 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 – Mike Jones absent. **2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Solomon SECOND: Titlbach VOTE: 7-0 **3. Pledge of Allegiance** – Led by Jean Titlbach

4. PUBLIC HEARINGS – None

5. CONSENT AGENDA - A. COUNCIL – June 16th 2015; B. COUNCIL (Special) – June 23rd 2015; C. FINANCE – June 16th 2015; D. REDEVELOPMENT AUTHORITY – June 2nd 2015; E. REDEVELOPMENT AUTHORITY – June 17th 2015; F. PARK BOARD – April 15th 2015; G. BOARD OF ZONING APPEALS – May 20th 2015; H. PLAN COMMISSION – June 2nd 2015; I. PUBLIC WORKS – June 9th 2015; J. USAGE REQUEST - Request from Coulee Region Sound and Tara Newman to allow camping of musicians only on St. Feriole Island Jaycees Shelter area on June 25th 2016; K. USAGE REQUEST - Request from Mike Ryder of Villa Louis Carriage Classic to utilize St. Feriole Island (September 7-15, 2015); L. OPERATORS LICENSES (if any); ACTION: To approve the Consent Agenda MOTION: Titlbach SECOND: Gilberts VOTE: 7-0

6. ITEMS REMOVED FROM CONSENT AGENDA - None

Without objection, the agenda was moved:

7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS

B. PRESENTATION – Resolution 2015-24 (RESOLUTION AWARDING THE SALE OF APPROXIMATELY \$1,345,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015) – Brian Della (PFM) presented the results of the bond sale. UMB Bank of Kansas City, Missouri, with Peoples State Bank of Prairie du Chien, has the lowest bid – 2.655 percent – which allowed the issue to be reduced to \$1,340,000 and resulted in a savings of \$86,376 in interest in the initial interest rate projections in June. The Capital Campaign will make the payments on the bond (interest-only) through 2020, and then the General Fund will begin to pick up the payment schedule. The principal will be paid from 2025-2030. ACTION: To approve Resolution 2015-24 MOTION: Gilberts SECOND: Kozelka VOTE: 7-0

A. PRESENTATION – Annual Tourism Council Report – Patti Wacker (Tourism Director) reviewed the work of the Tourism Council, which has been increasing its advertising reach due to an increase in room tax revenue over the past several years. No formal action taken.

C. DISCUSSION AND ACTION – Resolution 2015-26 (CALLING ATTENTION TO THE NEED TO PROPERLY FUND TRANSPORTATION IN THE STATE) - The League of Wisconsin Municipalities, working in conjunction with the Transportation Development Association, the Wisconsin Counties Association, and other groups, has created a sample resolution calling attention to the need to properly fund transportation in the state. ACTION: To approve Resolution 2015-26 MOTION: Leys SECOND: Myers VOTE: 7-0

8. CITY ADMINISTRATOR'S REPORT

A. DISCUSSION AND ACTION – 2014 Audit - A copy of the 2014 audit has been reviewed by staff, with a memo outlining the highlights included in the meeting packet. The recommendation is for the Council to approve the 2014 audit as presented. City Administrator Kramer said the city's undesignated reserve account had an excess of \$7,601, which he recommended be placed the Compensated Absences Reserve Account, putting the new balance at \$84,661. The City's 2014 budget had \$171,685 in additional general fund revenue from what was anticipated in the 2014 amended budget, and \$154,659 in higher-than-

expected general fund expenses. The net surplus for the year was \$5,708. The City's debt limit as of December 31st 2014 was \$17,196,730, an increase of \$822,395 over the 2013 limit. Total general obligation debt outstanding at year-end was \$13,030,000, an increase of \$142,250 over the 2013 total indebtedness. The City is currently at 75.8 percent of its debt limit, a decrease from the 2013 limit of 78.7 percent. ACTION: To approve the 2014 audit MOTION: Leys SECOND: Myers VOTE: 7-0

9. COMMITTEE REPORTS AND ACTIONS

A. FINANCE – Claims – ACTION: To approve MOTION: Gilberts SECOND: Kozelka VOTE: 7-0

B. FINANCE – Adjustments to the City Budget Format - Kramer was recommending that the Mass Transit and Room Tax portions of the General Fund be removed and converted into their own segregated accounts. ACTION: To approve moving the Mass Transit and Room Tax portions of the General Fund into their own, segregated funds MOTION: Gilberts SECOND: Myers VOTE: 7-0

C. FINANCE - Minimum acceptable payment for the acquisition of property for the next phase of the Marquette Road project – City Planner Frable recommended the minimum price for property acquisition should be set at \$400. ACTION: To set the minimum acceptable payment for the acquisition of property for the next phase of the Marquette Road project at \$400 MOTION: Titlbach SECOND: Leys VOTE: 7-0

D. PUBLIC WORKS – Resolution 2015-21 (ADOPTING THE 2014 WASTEWATER TREATMENT FACILITY COMPLIANCE MAINTENANCE REPORT) – ACTION: To approve Resolution 2015-21 MOTION: Kozelka SECOND: Hayes-Hall VOTE: 7-0

E. PUBLIC WORKS – Proposed sale of city properties in the southwestern quadrant of the City and Setting Date for Public Hearing of No Public Need - Staff was recommending the Public Hearing of No Public Need be held on July 21st for the following properties: 1) BEAUMONT'S ADDITION - BLOCK 3 - LOTS 7 & 8; 2) COMMISSIONER'S PLAT - BLOCK 1 - LOT 4; 3) COMMISSIONER'S PLAT - BLOCK 1 - LOT 5; 4) COMMISSIONER'S PLAT - BLOCK 1 - LOT 6 & 7; 5) COMMISSIONER'S PLAT - BLOCK 1 - LOT 8 & 9; 6) COMMISSIONER'S PLAT - BLOCK 2 - LOT 10 & 11; 7) LOWER P.D.C. ADDITION - BLOCK 213 - LOT 6 EXC THAT PART USED FOR HWY PURPOSES AS DESC. IN WD #307820 (PCL #86 PLAT), and; 8) PRIVATE LAND CLAIMS - PRT OF FARM LOT 35 AS DESC. IN VOL 639/D/268 ACTION: To approve the proposed sale and set the public hearing of no public need for July 21st MOTION: Myers SECOND: Kozelka VOTE: 7-0

F. PUBLIC WORKS – Improvements to Campbell Creek Bridge - Staff is recommending the repairs, estimated at \$10,000, be funded from the 2014-2016 Capital Projects Fund. ACTION: To amend the 2014-2016 Capital Projects Fund to make improvements to the Campbell Creek Bridge (\$10,000) MOTION: Kozelka SECOND: Myers VOTE: 7-0

G. PUBLIC WORKS – Resolution 2015-29 (INITIAL RESOLUTION VACATING ALL THAT PART OF A CERTAIN ALLEY LOCATED IN BLOCK 19, UNION PLAT IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) – ACTION: To approve Resolution 2015-29 MOTION: Kozelka SECOND: Gilberts VOTE: 7-0

H. PUBLIC WORKS – Resolution 2015-30 (RESOLUTION SETTING TIME AND PLACE FOR HEARING ON RESOLUTION VACATING ALL THAT PART OF A CERTAIN ALLEY LOCATED IN BLOCK 19, UNION PLAT IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN) – The public hearing will held on August 18th. ACTION: To approve Resolution 2015-30 MOTION: Kozelka SECOND: Hayes-Hall VOTE: 7-0

I. PUBLIC WORKS – Resolution 2015-31 (INITIAL RESOLUTION VACATING ALL THAT PART OF PINE STREET LYING WEST OF THE WEST RIGHT-OF-WAY LINE OF NORTH MAIN STREET, NORTH OF AND ABUTTING THE NORTH BOUNDARY LINE OF BLOCK 19 OF THE UNION PLAT OF THE CITY OF PRAIRIE DU CHIEN, SOUTH OF AND ABUTTING THE SOUTH BOUNDARY LINE OF BLOCK 12 OF THE UPPER VILLAGE LOTS, CITY OF PRAIRIE DU CHIEN, AND BOUNDED ON THE WEST BY THE

MARAIS DE SAINT FERIOLE, ALL IN CRAWFORD COUNTY, WISCONSIN) – ACTION: To approve Resolution 2015-31 **MOTION:** Kozelka **SECOND:** Hayes-Hall **VOTE:** 7-0

J. PUBLIC WORKS – Resolution 2015-32 (RESOLUTION SETTING TIME AND PLACE FOR HEARING ON RESOLUTION VACATING ALL THAT PART OF PINE STREET LYING WEST OF THE WEST RIGHT-OF-WAY LINE OF NORTH MAIN STREET, NORTH OF AND ABUTTING THE NORTH BOUNDARY LINE OF BLOCK 19 OF THE UNION PLAT OF THE CITY OF PRAIRIE DU CHIEN, SOUTH OF AND ABUTTING THE SOUTH BOUNDARY LINE OF BLOCK 12 OF THE UPPER VILLAGE LOTS, CITY OF PRAIRIE DU CHIEN, AND BOUNDED ON THE WEST BY THE MARAIS DE SAINT FERIOLE, ALL IN CRAWFORD COUNTY, WISCONSIN) - The public hearing will held on August 18th. ACTION: To approve Resolution 2015-32 **MOTION:** Kozelka **SECOND:** Hayes-Hall **VOTE:** 7-0

J. PLAN COMMISSION - Certified Survey Map located in Farm Lots 40 and 41 of the Private Land Claims at Prairie du Chien, Town of Bridgeport, which is in the extraterritorial limits of the City of Prairie du Chien, Crawford County, Wisconsin – brought by Jeff White – ACTION: To approve the CSM **MOTION:** Kozelka **SECOND:** Hayes-Hall **VOTE:** 7-0

10. OLD BUSINESS - None

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

A. DISCUSSION AND ACTION – Prairie du Chien Memorial Library Capital Campaign Gift Solicitation, Donation and Recognition Policies - Staff was recommending the Council adopt the Policies, which will be applied to the Capital Campaign for the proposed expansion and upgrade of the Library. **ACTION:** To approve the Prairie du Chien Memorial Library Capital Campaign Gift Solicitation, Donation and Recognition Policies **MOTION:** Titlbach **SECOND:** Kozelka **VOTE:** 7-0

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

C. ADJOURN to CLOSED SESSION (8:01 PM) – ACTION: To go into closed session 1. 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:** City Attorney; 2. 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:** Developer’s Agreement; 3) 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. **Update on:** a. Excalibur Laundries, Inc. (Jay White) vs. City of Prairie du Chien, b. City of Prairie du Chien versus Paul C. Jones, c. City of Prairie du Chien versus Cletus L. Mezera, and d. Katherine Novey, Joan Novey and Lawrence Novey versus City of Prairie du Chien

D. CONVENE into open session (8:25 PM) – MOTION: Gilberts **SECOND:** Hayes-Hall **VOTE:** 7-0

E. ACTION from closed session – ACTION: To approve the amended Developer’s Agreement and Offer to Purchase with Bridger Acquisitions **MOTION:** Gilberts **SECOND:** Solomon **VOTE:** 7-0 **ACTION:** To reject the claim of Katherine Novey, Joan Novey and Lawrence Novey versus City of Prairie du Chien **MOTION:** Solomon **SECOND:** Kozelka **VOTE:** 7-0

12. ADJOURN (8:27 PM) - **MOTION:** Gilberts **SECOND:** Solomon **VOTE:** 7-0

Submitted by City Administrator Aaron Kramer

RESOLUTIONS ADOPTED

* **Resolution 2015-21 (ADOPTING THE 2014 WASTEWATER TREATMENT FACILITY COMPLIANCE MAINTENANCE REPORT)**

- * Resolution 2015-24 (RESOLUTION AWARDING THE SALE OF APPROXIMATELY \$1,345,000 GENERAL OBLIGATION REFUNDING BONDS, SERIES 2015)
- * Resolution 2015-26 (CALLING ATTENTION TO THE NEED TO PROPERLY FUND TRANSPORTATION IN THE STATE)
- * Resolution 2015-29 (INITIAL RESOLUTION VACATING ALL THAT PART OF A CERTAIN ALLEY LOCATED IN BLOCK 19, UNION PLAT IN THE CITY OF PRAIRIE DU CHIEN, CRAWFORD COUNTY, WISCONSIN)
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