

MINUTES OF THE COMMON COUNCIL – AUGUST 16th 2016

A regular meeting of the City of Prairie du Chien Common Council was held on Tuesday August 16th 2016 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** – Jean Titlbach absent **2. Certification of the open meeting law agenda requirements and approval of the agenda** – MOTION: Solomon SECOND: Gilberts VOTE: 7-0 **3. Pledge of Allegiance** – Led by Ron Leys

4. PUBLIC HEARINGS - None

5. CONSENT AGENDA - A. COUNCIL – August 2nd 2016; B. FINANCE COMMITTEE – July 19th 2016; C. PLAN COMMISSION – July 18th 2016; D. BOARD OF CANVASSERS – April 11th 2016; E. Request from St. Feriole Island Memorial Gardens along with the City Parks & Recreation Department to host Oktoberfest on St. Feriole Island Gardens and the Oktoberfest Parade on October 15th 2016; E. OPERATORS LICENSES MOTION: To approve MOTION: Gilberts SECOND: Solomon VOTE: 7-0

6. ITEMS REMOVED FROM CONSENT AGENDA - None

7. CITIZENS' COMMENTS, RESOLUTIONS AND PRESENTATIONS – None

Without objection, the agenda was moved:

9. COMMITTEE REPORTS AND ACTIONS

G. PUBLIC WORKS – Changing Traffic Flow on a Portion of Perry Street - Holy Family Parish is requesting that the section of Perry Street located between North Beaumont and Prairie be designated a one-way street, with traffic flowing east to west. The Committee recommended approving the change. A number of petitions opposing the change are included in the packet. ACTION: To accept the petitions into the official record MOTION: Leys SECOND: Solomon VOTE: 7-0. Father James Weighner (Holy Family) explained the request to the Council, citing student and vehicular safety. Eileen Hermsen (114 West Perry Street) spoke in opposition to the request. Police Chief Abram said he supported the proposal, citing the safety factor. Solomon spoke in opposition to the request. ACTION: To approve changing the traffic flow on that section of West Perry Street, located between North Beaumont and Prairie, to a one-way street, with traffic flowing east to west MOTION: Gilberts SECOND: Crotty VOTE: 4-3 (Myers, Solomon, Leys opposed)

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

C. DISCUSSION AND ACTION – Request to relocate the Country on the River music festival on St. Feriole Island (Townsquare Live Events Wisconsin LLC) - A usage form for the Island (2017) and a map showing the proposed layout of the festival is included in the packet. Country on the River, currently held in the Town of Bridgeport, was first held on St. Feriole Island (2010-11). Sally Lidinsky (Director, Live Events, Townsquare) addressed the Council on the proposal and asked questions. Considerable discussion was held on the proposal. ACTION: To delay any action by the Council at this time on the relocation request, but to have a Public Comment period at the September 6th Council meeting, and to direct the Mayor to appoint an ad hoc committee to negotiate the possible terms for an agreement to relocate the festival and report their findings or a proposal at the September 20th Council meeting. MOTION: Leys SECOND: Hayes-Hall VOTE: 6-0-1 (Gilberts abstained)

8. CITY ADMINISTRATOR'S REPORT - A. UPDATES (1. Marquette Road Phase Two/North Michigan Street Project, 2. Marina, and 3. Flood Mitigation Project) - Kramer said the Wisconsin DOT has informed the City that the Marquette Road project has been delayed, once again, back to 2018.

He said, as a result, the North Michigan project will likely be scheduled for the second half of 2018. City Attorney Czajkowski-Higgins informed the Council she has not heard back from the attorney for Regal Marine in regards to a proposed new lease or the City's offer to discussing financing for the needed improvements to the marina. Kramer said the marina operators have received an extension from the state until mid-October to comply with the state-ordered repairs. Kramer also informed the Council that a pre-construction meeting for the Flood Mitigation project will be held tomorrow (Wednesday) at 10 AM, and the adjacent property owners have been invited. He did say that not all easements and land acquisitions have been secured in order for the project to commence.

9. COMMITTEE REPORTS AND ACTIONS

A. FINANCE – Claims – Kramer asked that one additional claim for New Age Construction (\$25,064.70) for the Safe Routes to School project be included in the claims. MOTION: Gilberts SECOND: Solomon VOTE: 7-0

B. FINANCE – Closeout of TIF District #2 - Per Council action earlier this year, TID #2 has been closed out. The remaining cash proceeds will be disbursed: Prairie du Chien Area School District (\$95,091), City of Prairie du Chien (\$74,671), Crawford County (\$67,930) and Southwest Tech (\$15,585). Staff recommends the disbursements be approved. When the TID was created in 1989, it has a base value of \$70,300. Today, it has \$3.674 million in taxable property, meaning approximately \$3.6 million will be placed on the tax rolls for 2017. ACTION: To approve the disbursement MOTION: Gilberts SECOND: Solomon VOTE: 7-0

C. FINANCE – Tax Increment District Update - An analysis with updated cashflow projections and TID closeout dates is included in the packet. No action taken.

D. FINANCE – Trade of FAA Entitlements with the Superior Airport - Under this proposed FAA entitlement trade, Superior would trade unused funds from their 2011 and 2012 allotments (\$60,754) for an equal amount of Prairie du Chien's 2016 allotment, which will be released later this year. It is essentially a short term loan – with no interest, and will allow the terminal project to commence on August 24th. ACTION: To approve the trade MOTION: Gilberts SECOND: Solomon VOTE: 6-1 (Leys opposed)

E. FINANCE - Request to Waive the Bid Process - A. Garbage Contract with Town and Country (5-year extension through 2021) and B. Addition to Tourism Information Center (Chamber of Commerce). Kramer asked that no action be taken on Item B, as it has been determined it will have to bid out. ACTION: To recommend the Council approve waiving the bid process for the garbage contract, that doing so was in the public interest, and to have staff negotiate a five-year contract with Town and Country MOTION: Solomon SECOND: Gilberts VOTE: 7-0

F. PLAN COMMISSION - Review and recommendation on the request to combine lots for MK-9 Corporation (AmericInn) without requiring a new certified survey map, for purposes of constructing a covered drive-through canopy on the front of the building at 130 S. Main Street - ACTION: To approve the request to combine lots for MK-9 Corporation (AmericInn) without requiring a new certified survey map, for purposes of constructing a covered drive-through canopy on the front of the building at 130 S. Main Street MOTION: Gilberts SECOND: Jones VOTE: 7-0

H. PUBLIC WORKS – Proposed Water Rate Increase - The Water Utility is seeking permission to an application on September 30th with the Public Service Commission to increase water rates three (3) percent for general service. Rate increases of this nature do not require a public hearing. Public Fire Protection and Wholesale rates (if applicable) will also increase 3 percent. This rate increase, if

approved, would go into effect on December 1st. The Committee recommended approving the change. Larry Gates (Water Department Director) explained the application process and the financial need for the increase ACTION: T approve the water rate increase application MOTION: Crotty SECOND: Jones VOTE: 7-0

10. OLD BUSINESS - None

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

A. DISCUSSION AND ACTION - Recommend to approve bid of Sun Environmental Group Inc. of Waukesha for Exterior Wall Upgrades at Hoffman Hall not to exceed \$20,800 - Funds for this project will come from the 2014-2016 Capital Fund. ACTION: To approve the bid MOTION: Gilberts SECOND: Jones VOTE: 7-0

B. DISCUSSION AND ACTION – Approval to construct berm adjacent to Universal Forest Products - The construction for the Flood Mitigation project is scheduled to begin the week of August 22nd. There is approximately 10,000 cubic yards of excess material generated from the overall project. This excess material could be used to construct a berm east of Universal Forest Products to provide a noise and visual screen for future development. The estimated cost (\$35,297.60) would be divided between the Flood Mitigation Project and TIF District #5. ACTION: TO approve the berm constructions MOTION: Leys SECOND: Myers VOTE: 7-0

D. DISCUSSION - Items for future agenda consideration or Committee assignment – Kramer stated that the Personnel Committee will need to meet soon to discuss a pending vacancy in the City Hall front office, and the Public Works Committee will need to meet to discuss traffic on Water Street and the future of the Cedar Street Boat Landing. No action taken.

E. ADJOURN to CLOSED SESSION (8:30 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: Conflict of Interest, and 2. 1. Under Wisconsin State 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: Contract negotiations with the Wisconsin Professional Police Association, Possible Land Trade (Economic Development), Possible Land Sale (Economic Development) and Land Purchase (Flood Mitigation Project) MOTION: Solomon SECOND: Myers VOTE: 7-0

F. CONVENE into open session (9:30 PM) – MOTION: Jones SECOND: Crotty VOTE: 7-0

G. ACTION from closed session – None taken.

12. ADJOURN (9:31 PM) – MOTION: Gilberts SECOND: Solomon VOTE: 7-0

Submitted by Aaron Kramer, City Administrator