

EAU CLAIRE CITY COUNCIL AGENDA

TUESDAY, OCTOBER 22, 2019

**CITY HALL COUNCIL CHAMBER
203 S. FARWELL STREET 4:00 P.M.**

PLEDGE OF ALLEGIANCE AND ROLL CALL

CONSENT AGENDA

The following matters may be acted upon by the City Council utilizing a single vote. Individual items, which any member wishes to address in greater detail or as a separate item on the regular agenda, may be removed from the Consent Agenda upon the request of any Council Member.

CONSENT RESOLUTION

1. Resolution adopting the Consent Agenda. (Page 9)

COMMENDATIONS AND PROCLAMATIONS

2. Consideration of Commendations and Proclamations and Recognitions. (Page 10)

MINUTES

3. Resolution approving Minutes of Regular Meeting of Tuesday, October 8, 2019. (Page 11)

SPECIAL EVENTS

4. Resolution authorizing Downtown Eau Claire, Inc. (DECI) to conduct the Let It Glow event on Friday, December 6, 2019, in Phoenix Park in Eau Claire. (Page 16)
5. Resolution authorizing Downtown Eau Claire, Inc. (DECI) to conduct Haymarket Holiday on Saturday, December 7, 2019, in downtown Eau Claire at the Haymarket Plaza and on City streets and sidewalks. (Page 18)

LICENSES

6. Resolution granting new bartender licenses. (Page 22)
7. Resolution granting a Change of Agent for the Combination Class A Fermented Malt Beverage and Intoxicating Liquor license of Cenergy, LLC, d/b/a Mega Holiday #3715, 2806 Golf Road, from Jennifer L. Peery to Amber Schmidt be approved. (Page 23)

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8. Resolution granting a Class B Fermented Malt Beverage license to Ted & Diane Enterprises, LLC, d/b/a Best Western Eau Claire South, 3614 Gateway Drive, Guy Rossato, agent. (Page 24)
9. Resolution granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to Wisconsin Apple, LLC, d/b/a Applebee's Neighborhood Grill & Bar, 4745 Golf Road, Joshua Michal, agent. (Page 25)

GRANTS

10. Resolution authorizing the Fire Department to apply for grant monies from the Firehouse Subs Public Safety Foundation to purchase rope rescue equipment. (Page 41)
11. Resolution authorizing the Engineering Department to apply for grant monies through the WisDOT Multimodal Local Supplement (MLS) program. (Page 42)

SIDEWALK REPAIR

12. Final resolution granting petition and waiver for sidewalk repair at 3404 Cummings Avenue, Parcel No. 15-3153. (Page 43)

SCHEDULE OF FEES & LICENSES

13. Resolution amending the City of Eau Claire Schedule of Fees and Licenses, effective January 1, 2020. (This item is for introduction only. A Public Hearing will be held on Monday, November 11, 2019. This item will be placed on the November 12, 2019 agenda for consideration.) (Page 45)

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BUSINESS AGENDA

LICENSE

14. Resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage license and a Class A Cabaret license to Mosk and Ray, LLC, d/b/a Red Coal BBQ, 2839 Mall Drive, Suite #7, Brian T. Moskiewicz, agent.
(Jenessa Stromberger) (Page 94)

GRANTS

15. Resolution accepting and appropriating Edward Byrne Memorial Justice Assistance Grant (JAG) formula program funds from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance. (Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)
(Gerald Staniszewski) (Page 116)
16. Resolution authorizing the Fire Department to accept grant monies from the Department of Natural Resources (DNR) Forest Fire Protection Grant Program to purchase radio equipment and wildland firefighting equipment. (Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)
(Al Bertrang) (Page 153)

BUDGET APPROPRIATIONS

17. Resolution authorizing Operating and Capital Budget appropriations for fiscal year 2019. (Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)
(Kristine Basom) (Page 158)

AGREEMENTS

18. Resolution authorizing the City Manager to enter into an Intent to Negotiate Purchase Agreement Memorandum of Understanding with Merge LLC for property located at 402 S. Farwell Street, the current bus transfer facility site.
(Stephen Nick) (Page 161)
19. Resolution approving the extension of a Memorandum of Understanding between the City of Eau Claire and the Carson Park Baseball Renovation Group for improvement and renovation of the Baseball Stadium at Carson Park.
(Jeff Pippenger) (Page 170)

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STEAM LOCOMOTIVE #2719

20. Resolution authorizing the City Manager to enter into an agreement regarding the disposition of the Soo Line Steam Locomotive #2719.
(Stephen Nick) (Page 177)

STANDING AGAINST RACISM

21. Resolution standing against racism, and supporting a community member and UW-Eau Claire student who faced a racist and hateful attack. (Postponed from the September 24, 2019 Council meeting.)
(Council Members Werthmann & Beaton) (Page 178)

ORDINANCES FOR ACTION

ZONING

22. Ordinance rezoning a property located at the west end of Lorch Avenue, south of Interstate 94 from TR-1A to C-3P and R-3P and to adopt the general development plan for commercial development and multi-family development for apartment buildings (File Z-1654-19). (Plan Commission postponed action. Therefore, it is required that consideration be postponed to allow for Plan Commission consideration.)
(Scott Allen) (Page 184)
23. Ordinance rezoning a property located west of Kane Road, south of Hwy 312/12 from R-2P to R-3P and to adopt the general development plan for multi-family development for apartment buildings (File Z-1653-19). (Postponed from the October 8, 2019 Council meeting.)
(Scott Allen) (Page 187)

ORDINANCES FOR INTRODUCTION

ZONING

24. Ordinance rezoning a property located at 2408 Vine Street from R-1 to C-3P and to adopt the general development plan for office use (File Z-1656-19).
(Scott Allen) (Page 191)

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ANNEXATION

25. Ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 10th Assessment Ward, 1st Aldermanic District, being a part of the Southeast 1/4 of the Southwest 1/4 of Section 10-27-9 West, Town of Seymour, Eau Claire County, as shown on Planning Drawing No. 19-4A (Holland Petition).
(Per Wisconsin Statutes 66.0217(8), an annexation ordinance requires a two-thirds (2/3) vote “of the elected members of the governing body.” Therefore, eight (8) affirmative votes of the eleven (11) elected Council members are required for adoption.)
(Scott Allen) (Page 194)

ALDERMANIC DISTRICTS

26. Charter Ordinance relating to the City Council and the reapportionment of the Aldermanic Districts of the City of Eau Claire. (Adoption of a Charter Ordinance requires a two-thirds (2/3) vote “of the elected members of the governing body”. Therefore, eight (8) affirmative votes are required of the eleven (11) elected Council members for adoption.)
(Carrie Riepl) (Page 198)

PARKING

27. Ordinance amending Table VIII of the Code of Ordinances of the City of Eau Claire entitled “Parking Prohibited.”
(Dave Solberg) (Page 200)

PAY PLAN & PRACTICES

28. Ordinance amending the City of Eau Claire Pay Plan and Practices.
(Vicki Seltun) (Page 203)

EMPLOYEE BENEFITS & LEAVES

29. Ordinance amending the City of Eau Claire Employee Benefits and Leaves Plan.
(Vicki Seltun) (Page 206)

SEWERAGE SERVICE CHARGE

30. Ordinance amending Chapter 15.04 of the Code of Ordinances of the City of Eau Claire entitled “Sewerage Service Charge” to increase the sewer user charges as proposed in the 2020 Operating Budget.
(Jay Winzenz) (Page 208)

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ANNOUNCEMENTS

Announcements by the City Manager and City Council.

ADJOURNMENT

The next City Council Legislative Meeting is scheduled to be held at 4 p.m. on Nov. 12, 2019.

WORK SESSION

Following the Legislative Session, the City Council will convene in the North Conference Room at City Hall, 203 S. Farwell Street, for a Work Session on the 2020 Operating Budget and the Strategic Plan.

NOTICE TO CITIZENS

Due to requirements contained in the Wisconsin Open Meetings Law, only those matters placed on this agenda may be considered by the City Council at this meeting. If any member of the public desires that the City Council consider a matter not included on this agenda, he or she should contact a City Council Member or the City Manager to have the matter considered for placement on a future City Council agenda.

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