

**03-13-2007, Tuesday, March 13, 2007**

**EAU CLAIRE CITY COUNCIL AGENDA**

**TUESDAY, MARCH 13, 2007**

**CITY HALL COUNCIL CHAMBER 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.

**COMMENDATIONS AND PROCLAMATIONS**

1. Consideration of Commendations and Proclamations.

**MINUTES**

2. Resolution approving Minutes of Regular Meeting of February 27, 2006.

**LICENSES**

3. Resolution granting a Temporary>
4. Resolution granting bartender licenses.

**IMPROVEMENT PETITION**

5. Resolution receiving a petition and directing the City Engineer to prepare a report in accordance with s. 66.0703, Wis. Stats., for grading and graveling and bituminous paving of the alley between Sherwin Avenue and Altoona Avenue from Agnes Street to Isabel Street.

**PRELIMINARY RESOLUTION -**

**STREET, SIDEWALK & UTILITIES**

6. Preliminary Resolution declaring the City's intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street and utility improvements on Barstow Street N., Riverfront Terrace to Madison Street E. (07-301), and directing the City Clerk to give notice of a hearing scheduled for March 26, 2007.
7. Preliminary Resolution declaring the City's intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for street, utility, and sidewalk improvements, and directing the City Clerk to give notice of a hearing scheduled for March 26, 2007, on the following streets:

- Rowe Street, Cornell Street to Severson Street (07-407)
- Severson Street, Cornell Street to Rowe Street (07-408)
- O'Brien Street, Cornell Street to Welsh Drive (07-409)
- Cornell Street, O'Brien Street to Ruby Lane (07-410)
- Plante Street, Cornell Street to Rowe Street (07-411).

**BUSINESS AGENDA**

**POLICE VEHICLES**

8. Resolution awarding a contract for Procurement No. 2007 - 14, Furnish six police squad cars and one police utility cruiser.  
(Frank Draxler)

**LIQUOR LICENSES**

9. Resolution granting a Temporary>(Lucie McGee)
10. Resolution granting a Combination>(Lucie McGee)
11. Resolution granting a Combination>a. Resolution granting a Reserve Combination>(Lucie McGee)

**SAWDUST CITY DAYS**

12. Resolution approving the lease and special events application by the Eau Claire Press Company, for Sawdust City Days to be held in Carson Park on June 14-17, 2007.  
(Phil Fieber)

13. Resolution granting a Temporary>(Lucie McGee)

**GENERAL OBLIGATION BONDS**

14. Initial Resolution authorizing not to exceed \$2,200,000 aggregate principal amount of General Obligation Bonds. (fire equipment)  
(Rebecca Noland)
15. Initial Resolution authorizing not to exceed \$300,000 aggregate principal amount of General Obligation Bonds. (design and construction of a police facility)  
(Rebecca Noland)
16. Initial Resolution authorizing not to exceed \$1,440,000 aggregate principal amount of General Obligation Bonds. (TIF #8, Downtown Development Area)

(Rebecca Noland)

17. Resolution directing the advertisement and sale of not to exceed \$7,000,000 aggregate principal amount of General Obligation Corporate Purpose Bonds, Series 2007-A of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin. (street and stormwater improvements)

(Rebecca Noland)

#### REVENUE BONDS

18. Initial Resolution authorizing not to exceed \$2,000,000 aggregate principal amount of Waterworks Revenue Bonds of the City of Eau Claire, Eau Claire and Chippewa Counties.

(Rebecca Noland)

#### REFUNDING BONDS

19. Initial Resolution authorizing not to exceed \$12,285,000 aggregate principal amount of General Obligation Bonds. (refinancing)

(Rebecca Noland)

#### SALE OF PROPERTY

20. Resolution declaring Parcel #08-124, 305 Hobart Street, to be excess land not required for public use and authorizing the sale to the Redevelopment Authority.

(Rebecca Noland)

#### STREET, SIDEWALK & UTILITY IMPROVEMENTS

21. Final Resolution approving the project and levying special assessments for street, utility, and sidewalk improvements on Western Avenue, 405 feet south of Laveme Street to 922 feet north of Waller Street (07-101).

(This item was postponed at the February 27 City Council Meeting.)

(Doug Derks)

22. Final Resolution approving the project and levying special assessments for street and utility improvements on Third Street, Platt Street to Maple Street (07-201).

(Doug Derks)

23. Resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s. 66.0907 on Third Street, Platt Street to Maple Street (07-201).

(Doug Derks)

24. Final Resolution approving the project and levying special assessments for street and utility improvements on the following streets:

- Seaver Street, Doty Street to Cass Street (07-306)
- Cass Street, Seaver Street to 118 feet south of Seaver Street (07-313).
- Margaret Street, Main Street to Highland Avenue (07-307)
- Farwell Street S., Washington Street to Jefferson Street (07-308)

(Doug Derks)

25. Resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s. 66.0907 on the following streets:

- Seaver Street, Dodge Street to Talmadge Street (07-306)
- Margaret Street, Main Street to Highland Avenue (07-307)
- Farwell Street S., Washington Street to Jefferson Street (07-308)

(Doug Derks)

26. Final Resolution approving the project and levying special assessments for street and utility improvements on the following streets

- Sixth Street, Cameron Street to Platt Street (07-309)
- Maxon Street, Sixth Street to Seventh Street (07-310)

(Doug Derks)

27. Resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s. 66.0907 on Sixth Street, Cameron Street to Platt Street - west side (07-309)

(Doug Derks)

28. Final Resolution approving the project and levying special assessments for street and utility improvements on London Road, 521 feet north of Damon Street to 721 feet north of Damon Street (07-413).

(Doug Derks)

#### DEVELOPMENT AGREEMENT

29. Resolution authorizing the City Manager to enter into a development agreement with Gerald (Mike) Ritsch for street and utility improvements to Mitscher Avenue, west of Nimitz Street.

(John Genskow)

#### N. BARSTOW REDEVELOPMENT

30. Resolution authorizing the City Manager to enter into a development agreement with Phoenix Parkside LLC regarding the proposed project in the North Barstow Redevelopment Area.

(Mike Schatz)

#### ORDINANCES FOR ACTION

#### ANNEXATION

31. Ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 9<sup>th</sup> Assessment Ward, 5<sup>th</sup> Aldermanic

District, that part of the SW ¼ - SE ¼ of Section 14-27-10, Town of Union (1527 W. Vine Street), Eau Claire County, as shown on Planning Drawing No. 07-1A (Luren petition).

(A 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)

(Darryl Tufte)

#### **REZONING**

32. Ordinance rezoning property at the southeast corner of USH "12" and Mill Run Road from C-2P to R-3P and C-2P, and to adopt the General Development Plan for condominium and commercial development for the West Ridge Village Neighborhood Marketplace as shown on Planning File #Z-1379-07.

(Darryl Tufte)

33. Ordinance rezoning property at the southwest corner of USH "12" and Mill Run Road, from R-3P and C-3P to C-2P and R-3P, and to adopt the General Development Plan for West Ridge Village Senior Campus with commercial development, and to allow special zoning permission for a 44-unit assisted living facility and a 24-unit CBRF memory care facility as shown on Planning File #Z-1380-07.

(Darryl Tufte)

#### **ADMINISTRATIVE REVIEW BOARD**

34. Ordinance amending Section 1.06.050 of the Code of City Ordinances entitled "Review of Administrative Determinations" regarding membership of the Administrative Review Board.

(This item was requested by Council Members Hughes and Adler.)

(Stephen Nick)

#### **RECONSIDERATION - STREET NAME CHANGE**

35. Reconsideration of the vote taken on February 27 regarding changing the name of a portion of Birch Street to McKinley Road and designating a new street as River Prairie Drive.

(This item was requested by Council Members Davis and Von Haden.)

(Brian Amundson)

#### **ORDINANCES FOR INTRODUCTION**

##### **PHOENIX PARK**

36. Ordinance amending Section 9.76.165 of the City Code of Ordinances, entitled "Parks - Intoxicants", by creating Subsection C regarding the consumption of alcohol in Phoenix Park.

(This item was requested by Council Members Kincaid and Adler.)

(Phil Fieber)

#### **COMMISSION MEMBERSHIP**

37. Ordinance amending Section 2.64.030 of the City Code of Ordinances entitled "Composition of the City Waterways and Parks Commission", and Section 2.65.030 entitled "Landmarks Commission - Composition and Terms".

(This item was requested by Council Members Hughes and Adler.)

(Stephen Nick)

38. Charter Ordinance enacted pursuant to the provisions of Section 66.0101, Wisconsin Statutes, electing not to be governed by that portion of Section 62.23(1), Wisconsin Statutes, to amend Section 2.56.020, of the City Code of Ordinances entitled "Plan Commission - Composition".

(This item was requested by Council Members Hughes and Adler.)

(Because this is a charter ordinance, it requires an affirmative vote by 2/3 vote of the elected members, or eight affirmative votes, for passage. It is subject to a citizen referendum and does not take effect until 60 days after adoption and publication.)

(Stephen Nick)

#### **ANNOUNCEMENTS AND DIRECTIVES**

Announcements by the City Manager and Directives by the City Council.

#### **ADJOURNMENT**

The next City Council Legislative Meeting is scheduled to be held at 4 p.m. on March 27, 2007.

#### **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.