

**EAU CLAIRE CITY COUNCIL AGENDA**

**TUESDAY, DECEMBER 12, 2023**

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

**PLEDGE OF ALLEGIANCE AND ROLL CALL**

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**CONSENT AGENDA**

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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.

**MINUTES**

3. Resolution approving Minutes of Regular Meeting of Tuesday, November 28, 2023.  
(Page 10)

**LICENSES**

4. Resolution granting new bartender licenses.  
(Page 13)
5. Resolution granting the renewal of Secondhand Article Dealer licenses for the 2024 licensing year.  
(Page 14)
6. Resolution granting the renewal of Secondhand Jewelry Dealer licenses for the 2024 licensing year.  
(Page 15)
7. Resolution granting a Change of Agent for the Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of VFW Club 305 Inc., d/b/a VFW Club 305, 1300 Starr Avenue, from Richard A. Anderson to Kevin Bertetto, be approved.  
(Page 16)

**CITY OF EAU CLAIRE MISSION STATEMENT**

IT IS OUR MISSION TO ASSURE THE COMMON GOOD THROUGH SERVICES ESSENTIAL  
FOR A SAFE, SUSTAINABLE, ENGAGED AND HEALTHY COMMUNITY.

8. Resolution granting a Temporary Class B Fermented Malt Beverage license to the St. Olaf Parish, Pastor Rev. James R. Kurzynski, 3220 Monroe Street, for the dates of January 5, January 19, February 2, February 16, March 1, March 15, March 22, and April 5, 2024, for the St. Olaf Fish Fry event.  
(Page 17)

### **APPOINTING ELECTION OFFICIALS**

9. Resolution appointing persons to serve as election officials for the 2024-2025 election cycle.  
(Page 18)

### **SPECIAL ASSESSMENTS**

10. Preliminary resolution declaring the City’s intention to exercise its special assessment powers under Section 66.0703, Wisconsin Statutes, for alley improvements, and directing the City Clerk to give notice of a hearing scheduled for January 22, 2024, on the following alleys:
- Alley East of Dewey Street, Earl Street to North End (24-501);
  - Alley East of Fourth Street, Fountain Street to North End (24-502);
  - Alley East of Fifth Street, Fountain Street to Marshall Street (24-503);
  - Alley South of Emery Street, Culver Street to Fleming Avenue (24-504);
  - Alley North of Roosevelt Avenue, Park Avenue to State Street (24-505);
  - Alley East of Whipple Street, Maxon Street to Platt Street (24-506);
  - Alley South of Lake Street, Sixth Avenue to East Alley (24-507);
  - Alley East of Sixth Avenue, Hudson Street to Lake Street (24-508);
- (Page 33)
11. 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 January 22, 2024, on Oakwood Hills Parkway, Pine Lodge Road to Golf Road (24-305).  
(Page 35)
12. Resolution authorizing 2024 adjustments to “Special Assessment Improvement Program Schedule C” for the adopted Assessment Policy.  
(Page 36)

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## BUSINESS AGENDA

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### LICENSES

13. Resolution granting a Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to The Phoenix EC LLC, d/b/a The Phoenix Taproom & Kitchen, 402 Graham Ave, First Floor, Bradley Hansen, agent.  
(Jenessa Stromberger, Page 39)
14. Resolution granting a Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage license and Class A Cabaret license to The Menomonie Market Food Co-op, d/b/a Menomonie Market Food Co-op – Eau Claire, 206 North Barstow Street, Crystal Halvorson, agent.  
(Jenessa, Stromberger, Page 79)

### EASEMENT

15. Resolution approving granting an Access Easement through City of Eau Claire Property, for a property on Bellevue Street.  
(Corey Lee, Page 101)

### SKY PARK LOT 11

16. Resolution approving an offer to purchase for the sale of Lot 11 in Sky Park to Rykey Properties, LLC for development of a warehouse.  
(Corey Lee, Page 107)

### TRANSIT AGREEMENT

17. Resolution authorizing the City Manager to execute the 2024 Federal Transit Administration Section 5307 Supplemental Agreement between the City of Eau Claire and the City of Chippewa Falls.  
(Ty Fadness, Page 117)

### TRANSIT GRANTS

18. Resolution authorizing the Community Services Department, on behalf of the City Manager, to apply for and execute the 2024 5307 Federal Mass Urban Transit Operating Assistance and the 5339 Capital Assistance grants with the Federal Transit Administration.  
(Ty Fadness, Page 121)

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19. Resolution authorizing the Community Services Department, on behalf of the City Manager, to apply for and execute the 2024 85.20 Transportation Operating Assistance grant and the 2024 85.205 Urban Mass Transit Assistance – Paratransit Supplemental Aid with the State of Wisconsin Department of Transportation.  
(Ty Fadness, Page 124)

### **HEALTH INSURANCE PLAN**

20. A Resolution extending the current health insurance plan with Group Health Cooperative for one year.  
(Kitzie Winters, Page 127)

### **BOARDS, COMMISSIONS AND COMMITTEES**

21. Resolution approving appointments and reappointments to various Boards, Commissions and Committees.  
(Advisory Committee on Appointments, Page 132)

### **STREET VACATION**

22. Resolution authorizing the vacation of a portion of Farwell Street and Main Street and a portion of Farwell Street and Gray Street.  
(Dave Solberg, Page 134)
23. Resolution releasing the utility easements within a portion of Farwell Street and Main Street and a portion of Farwell Street and Gray Street.  
(Dave Solberg, Page 140)

### **SETTLEMENT OF LITIGATION WITH THE TOWN OF WASHINGTON**

24. Resolution approving the settlement of litigation with the Town of Washington concerning the annexation and development of Orchard Hills.  
(Steve Nick, Page 146)

### **CITY MANAGER PERFORMANCE EVALUATION PROCESS**

25. Resolution to establish the annual performance evaluation process of the City Manager as recommended by the City Manager Evaluation Committee.  
(Council President Emily Berge, Page 160)

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## ORDINANCES FOR ACTION

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### MANAGEMENT OF WASTE AND RECYCLABLES

26. Ordinance amending Chapter 8.32 entitled “Management of Waste and Recyclables” of the Code of Ordinances of the City of Eau Claire.  
(Dave Solberg, Page 165)

### PARKING CITATIONS & TRAFFIC VIOLATIONS

27. Ordinance creating Section 1.24.035 entitled “Parking Citation Deposit Schedule” and amending Chapter 10.44 entitled “Penalties for Traffic Violations” of the Code of Ordinances of the City of Eau Claire.  
(Dave Solberg, Page 172)

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## ANNOUNCEMENTS & UPDATES

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Announcements and updates by the City Manager and City Council.  
(Stephanie Hirsch, Page 176)

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## ADJOURNMENT

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The next City Council Legislative Meeting is scheduled to be held at 4 p.m. on January 9, 2024.

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## WORK SESSION

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Following the Legislative session, the Council will convene in the Council Chamber for two work sessions.

28. Work Session for the City Council to discuss how to best make all residents, present and future, feel welcome in our community.  
(Council President Emily Berge, Page 178)
29. Work Session reviewing recommendations developed by the Advisory Committee of Appointments with regard to possible changes to the composition of the Boards, Committees, and Commissions.  
(Council Member Joshua Miller, Page 179)

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## NOTICE TO CITIZENS

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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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