

**EAU CLAIRE CITY COUNCIL AGENDA**

**TUESDAY, MAY 28, 2013**

**CITY HALL COUNCIL CHAMBER**

**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 4)

**COMMENDATIONS AND PROCLAMATIONS**

2. Consideration of Commendations and Proclamations and Recognitions.

**MINUTES**

3. Resolution approving Minutes of Regular Meeting of May 14, 2013. (Page 8)

**BARTENDER LICENSES**

4. Resolution granting new bartender licenses. (Page 14)
5. Resolution granting the renewal of bartender licenses for the 2013-2015 licensing period. (Page 15)

**LIQUOR LICENSES FOR 2013 – 2014 LICENSING PERIOD**

6. Resolutions granting the renewal of the following licenses for the 2013-2014 licensing period:
  - a. Combination Class B Intoxicating Liquor and Fermented Malt Beverage licenses. (Page 17)
  - b. Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage licenses. (Page 23)
  - c. Class B Fermented Malt Beverage licenses. (Page 25)

**CITY OF EAU CLAIRE MISSION STATEMENT**

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- d. Combination Class A Intoxicating Liquor and Fermented Malt Beverage licenses. (Page 27)
  - e. Class A Fermented Malt Beverage licenses (Page 29)
  - f. Class A Intoxicating Liquor licenses (Page 32)
  - g. Class C Wine licenses. (Page 33)
7. Resolution granting a Combination Class B Intoxicating Liquor and Fermented Malt Beverage license, Apple Hospitality Group, LLC, d/b/a Applebee's Neighborhood Grill & Bar, 4745 Golf Road, Peter Scola, agent. (Page 35)

**CABARET LICENSES FOR 2013 – 2014 LICENSING PERIOD**

- 8. Resolution granting the renewal of Class A Cabaret licenses for the 2013-2014 licensing period. (Page 36)
- 9. Resolution granting the renewal of Class B Cabaret licenses for the 2013-2014 licensing period. (Page 39)
- 10. Resolution granting a Class A Cabaret license to Brickhouse Pub & Grub, LLC, d/b/a Brickhouse Pub & Grub, 2233 Birch Street, Mark Anderson, agent. (Page 41)
- 11. Resolution granting a Class B Cabaret license to Water Street 428 Corporation, d/b/a Mona Lisa's, 428 Water Street, Lisa K. Aspenson, agent. (Page 42)

**CHANGE OF AGENT**

- 12. Resolutions granting Change of Agent for the following licensed premises:
  - a. Class A Fermented Malt Beverage license of Just Local Food Cooperative, d/b/a Just Local Foods, 1117 S. Farwell Street, from Robert J. Andruszkiewicz to Noel E. Kroeplin. (Page 43)
  - b. Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of J & L Corporation of Eau Claire, Inc., d/b/a The Pickle, 341 Water Street, from Jared J. Hart to Elizabeth A. Hart. (Page 44)
  - c. Reserve Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Bear Creek Grille, Inc., d/b/a Grizzly's Wood Fired Grill & Steaks, 4890 Golf Road, from Kent R. Letnes to Kim A. Olsen. (Page 45)
  - d. Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Johnson-Nicoles-Kuhlman-Olson American Legion Post 53, d/b/a American Legion Post 53, 634 Water Street, from Harold Robarge to Larry A. Winrich. (Page 46)
  - e. Combination Class B Intoxicating Liquor and Fermented Malt Beverage license of Clairemont Avenue Limited, Inc., d/b/a The Plaza Hotel & Suites, 1202 W. Clairemont Avenue, from Jeremiah J. Reichert to Stacy Sandvig. (Page 47)

- f. Combination Class B Intoxicating Liquor and Fermented Malt Beverage license to Azul Tequila Inc., d/b/a Azul Tequila Bar & Grill, 2503 London Road, from Jose O. Guzman to Oscar Guzman. (Page 48)

### **SPECIAL EVENTS**

- 13. Resolutions authorizing the following special events:
  - a. Open Air Festival of the Arts to conduct the Open Air Festival of the Arts Event on Saturday, 8, 2013 at Phoenix Park and along Riverfront Terrace. (Page 49)
  - b. Mehara Shrine Circus to conduct the Shrine Circus at Carson Park on June 11-12, 2013 with daily shows at 11:30am and 7:30pm. (Page 54)
  - c. Eau Claire Express to conduct the Express Season Events throughout the summer at Carson Park. (Page 59)
  - d. Eau Claire Bandits Baseball to conduct the Carson Park Classic Baseball Tournament on June 21-23, 2013 at Carson Park and UWEC Bollinger Sports Complex. (Page 62)
  - e. Eau Claire Fastpitch League and the City of Eau Claire Parks, Recreation and Forestry Department to conduct the Eau Claire Fury Fastpitch Classic on June 28-30, 2013 at Carson Park and the UWEC Bollinger Sports Complex. (Page 65)
  - f. US National Kubb Tournament to amend the US National Kubb Championship event on July 13-14, 2013 at the Eau Claire Soccer Park. (Page 68)

### **SIDEWALK REPAIR**

- 14. Resolution establishing a public hearing regarding the City's intention to order the repair of sidewalk according to State Statute 66.0907 at 20 locations beginning with 817 6th Ave., Parcel No. 06-0053. (Page 72)

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## **BUSINESS AGENDA**

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### **SPECIAL EVENTS**

15. Resolution authorizing UW-Eau Claire to conduct the UW-EC Summer Concert Events on Mondays in June and July, 2013 at Owen Park.  
(Phil Fieber) (Page 78)
16. Resolution authorizing Downtown Eau Claire, Inc. to conduct the Summerfest's Family Night in the Park on August 3, 2013 at Phoenix Park.  
(Phil Fieber) (Page 83)

### **BOARDS, COMMITTEES & COMMISSIONS**

17. Resolution approving appointments to Boards, Committees and Commissions  
(Advisory Committee on Appointments) (Page 88)

### **CDBG AND HOME GRANT FUNDING**

18. Resolution approving the 2013 Community Development Block Grant (CDBG) and HOME Grant Funding Appropriations.  
(Because this items amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)  
(Keith Johnathan) (Page 90)

### **COMPLIANCE MAINTENANCE ANNUAL REPORT**

19. Resolution indicating receipt and review of the 2012 Compliance Maintenance Annual Report (CMAR) for the Wastewater Treatment Plant and Collection System.  
(Jeff Pippenger) (Page 95)

### **BONDS**

20. Initial Resolution authorizing not to exceed \$7,710,000 aggregate principal amount of General Obligation Bonds of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin for street work.  
(Rebecca Noland) (Page 125)
21. Initial Resolution authorizing not to exceed \$1,000,000 aggregate principal amount of General Obligation Bonds of the City of Eau Claire, Eau Claire and Chippewa Counties, for storm water purposes.  
(Rebecca Noland) (Page 127)

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22. Initial Resolution authorizing not to exceed \$5,250,000 aggregate principal amount of General Obligation Bonds of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin for the police facility.  
(Rebecca Noland) (Page 129)
23. Initial Resolution authorizing not to exceed \$185,000 aggregate principal amount of General Obligation Bonds of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin for the temporary parking lot on North Barstow Street.  
(Rebecca Noland) (Page 131)
24. Initial Resolution authorizing not to exceed \$9,745,000 aggregate principal amount of General Obligation Promissory Notes of the City of Eau Claire, Eau Claire and Chippewa Counties, Wisconsin for street improvements, narrowbanding, and refunding purposes.  
(Because this items amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)  
(Rebecca Noland) (Page 133)
25. Resolution authorizing the issuance and sale of up to \$41,395,988 Sewerage System Revenue Bonds, Series 2013, and providing for other details and covenants with respect thereto.  
(Because this items amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)  
(Rebecca Noland) (Page 135)

#### **REGIONAL ARTS COUNCIL LOAN**

26. Resolution authorizing the subordination of the City's loan to US Bank on behalf of the Eau Claire Regional Arts Council.  
(Rebecca Noland) (Page 162)

#### **OPTION TO PURCHASE EXTENSION**

27. Resolution granting a six-month extension on an option to purchase the former Parks and Recreation building.  
(Rebecca Noland) (Page 164)

#### **FOLSOM HEIGHTS DEVELOPMENT**

28. Resolution approving the final plat for Folsom Heights located north of W. Folsom Street, west of Preston Road as shown on Planning File P-2-12.  
(Darryl Tufte) (Page 173)
29. Resolution authorizing the City Manager to enter into a development agreement with Kim M. Gillette for street and utility improvements for the plat of Folsom Heights.  
(John Genskow) (Page 180)

30. Resolution indicating the location of required sidewalk construction within the plat of Folsom Heights.  
(John Genskow) (Page 202)

### **JEFFERS ROAD TOWNHOMES DEVELOPMENT**

31. Resolution approving the final plat of Jeffers Road Townhomes (Phase 1) located at the southeast corner of Jeffers Road and W. Shorewood Drive as shown on Planning File P-4-12.  
(Darryl Tufte) (Page 206)
32. Resolution authorizing the City Manager to enter into a development agreement with SW Properties and Investments, LLC for street and utility improvements for the plat of Jeffers Road Townhomes.  
(John Genskow) (Page 212)
33. Resolution indicating the location of required sidewalk construction within the plat of Jeffers Road Townhomes.  
(John Genskow) (Page 233)

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## **ORDINANCES FOR ACTION**

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There are no Ordinances for Action at this meeting.

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## **ORDINANCES FOR INTRODUCTION**

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### **ZONING**

34. Ordinance rezoning property at the southeast corner of USH 53 and Prairie Park Drive from TR-1A to R-3P and to adopt the General Development Plan for Prairie Park Phase 3 for six 8-plexes as shown on Planning File #Z-1527-13.  
(Darryl Tufte) (Page 241)

### **SIGN CODE**

35. Ordinance amending the Sign Code providing provisions for Plan Commission review of certain signs by conditional use permit in residential districts, as shown on Planning File Z-1528-13.  
(Darryl Tufte) (Page 244)

### **EMPLOYEE-RELATED ORDINANCES**

36. Ordinance creating a City Employee Benefits and Leaves Ordinance.  
(Dale Peters) (Page 246)
37. Ordinance amending the City Pay Plan.  
(Dale Peters) (Page 248)
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## **ANNOUNCEMENTS AND DIRECTIVES**

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

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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 June 11, 2013.

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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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