

EAU CLAIRE CITY COUNCIL AGENDA

TUESDAY, May 13, 2014

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.

CONSENT RESOLUTION

1. Resolution adopting the Consent Agenda. (Page 11)

COMMENDATIONS AND PROCLAMATIONS

2. Consideration of Commendations and Proclamations and Recognitions (Page 12)

MINUTES

3. Resolution approving Minutes of Organizational Meeting of April 15, 2014. (Page 14)
4. Resolution approving Minutes of Regular Meeting of April 22, 2014. (Page 22)

LICENSES

5. Resolution granting new bartender licenses. (Page 27)
6. Resolution granting Change of Agent for the Combination Class B Fermented Malt Beverage and Intoxicating Liquor license of Toat Management, Inc., d/b/a Bug Eyed Betty's, 1920 S. Hastings Way, from Christopher McHugh to Ryan B. Anderson. (Page 28)
7. Resolution granting a Class B Fermented Malt Beverage and a Class C Wine license to Geno's Slice N Ice Pizza Shack, LLC, d/b/a Geno's Slice N Ice, 5110 Fairview Drive, Kevin Burzynski, agent. (Page 29)

GRANT APPLICATION

8. Resolution authorizing the Police Department to apply for the Edward Byrne Memorial Justice Assistance Grant (JAG) Formula Program funds from the US Department of Justice, Office of Justice Programs, Bureau of Justice Assistance. (Page 30)

CITY OF EAU CLAIRE MISSION STATEMENT

IT IS OUR MISSION TO PROVIDE FOR THE COMMON GOOD AND DELIVER SERVICES ESSENTIAL
FOR A SAFE, SUSTAINABLE, AND ENGAGED COMMUNITY.

SPECIAL EVENTS

9. Resolutions authorizing the following special events:
 - a. Eau Claire Patriotic Council to conduct the Memorial Day Parade and Program on Monday, May 26, 2014 at Owen Park and along city streets. (Page 34)
 - b. Volume One to conduct the Sounds like Summer Concert Series at Phoenix Park every Thursday in the summer beginning June 5, 2014 and ending on August 28, 2014. (Page 39)
 - c. Eau Claire Events, Inc. to conduct the Eau Claire Triathlon on June 7-8, 2014 at Half Moon Beach and along city streets, trails and sidewalks. (Page 44)
 - d. Eau Claire National Little League Baseball to conduct the Sawdust City Slam Little League Baseball Tournament on June 7 and 8, 2013 at the Carson Park Softball Fields, and Fairfax Little League Fields. (Page 55)
 - e. Northern Wisconsin Hosta Society to conduct the Northern Wisconsin Hosta Society Sale on Sunday, June 8, 2014 at Phoenix Park. (Page 59)
 - f. Eau Claire Express to conduct the Express Fireworks Events and Boy Scout Camp Out on June 13, 2014 and fireworks only on June 20, July 25, and August 8, 2014. (Page 64)

CERTIFIED SURVEY MAP

10. Resolution approving a Certified Survey Map (CSM) with right-of-way dedication for property east of Huntsinger Heights in the Town of Brunswick as shown on Planning File #CSM-4-14). (Page 68)

BIDS AND PROPOSALS

11. Resolutions approving the following bids and proposals:
 - a. Procurement No. 2014-03, City Wide Safe Route Improvements. (Page 73)
 - b. Procurement No. 2014-23, Furnish Water Play Structure at Fairfax Municipal Pool. (Page 75)
 - c. Procurement No. 2014-31, City Wide Street & Utility Reconstruction. (Page 78)
 - d. Procurement No. 2014-35, City Wide Park Improvements. (Page 80)
 - e. Procurement No. 2014-36, Purchase of One Portable Truck Hoist. (Page 82)

STREET IMPROVEMENTS

12. 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 June 9, 2014, on the following streets:
 - Brackett Avenue, Harding Avenue to 410 feet west of Donnellan Lane (14-101)
 - Harding Avenue, Lee Street to Brackett Avenue (14-107)
 - Fairfax Street, Kirk Street to Ridge Road (14-103)
 - Kirk Street, Fairfax Street to Esmond Road (14-108)
 - Donnellan Lane, Brackett Avenue to Ohm Avenue (14-102)(Page 84)

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BUSINESS AGENDA

LICENSES

13. Resolution granting a temporary expansion of the Combination Class B Intoxicating Liquor & Fermented Malt Beverage licensed premise of Eau Claire Fire House, L.L.C., d/b/a The Fire House, 202 Gibson St., to include a fenced in area for May's Backyard Bash event, on Saturday, May 31, 2014.
(Doug Hoffer) (Page 87)
14. Resolution granting a Temporary Class B Fermented Malt Beverage license to Eau Claire Events, Inc., Andrew Ottum, president, on June 8, 2014, Half Moon Park, for the Eau Claire Triathlon.
(Doug Hoffer) (Page 95)
15. Resolution granting a Temporary Class B Fermented Malt Beverage and Temporary Class B Wine license to Eau Claire Chamber Education Foundation, Mark Faanes, president, on July 14, 2014, in the fenced in parking lot of the Eau Claire Chamber of Commerce, 101 N. Farwell Street, for the 100th Anniversary Chamber Open House event.
(Doug Hoffer) (Page 100)

SPECIAL EVENTS

16. Resolution authorizing the American Cancer Society to conduct Relay for Life Eau Claire County on Friday, June 6, 2014 at Carson Park.
(Phil Fieber) (Page 106)
17. Resolution authorizing Harvestime Church to conduct the Chippewa Valley Motorcycle Show and Blessing on June 14, 2014 at the Chippewa Valley Technical College and along city streets.
(Phil Fieber) (Page 113)
18. Resolution authorizing the City of Eau Claire to conduct the Juneteenth Celebration 2014 on June 19, 2014 at the Carson Park Pine Pavilion.
(Phil Fieber) (Page 120)
19. Resolution authorizing the Eau Claire Chamber of Commerce to conduct the Eau Claire Chamber of Commerce 100th Anniversary on Monday, July 14, 2014 at Phoenix Park and along city streets.
(Phil Fieber) (Page 125)

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20. Resolution authorizing Color Vibe LLC to conduct the Color Vibe 5K on Saturday, August 16, 2014 at Carson Park.
(Phil Fieber) (Page 131)

GRANT ACCEPTANCE

21. Resolution accepting a grant from the U.S. Department of Energy for the advancement of alternative fuels.
(Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes, is required for adoption.)
(Phil Fiber) (Page 139)

COUNCIL TRAINING

22. Resolution approving city council travel / training expenses to the American Planning Association training, "Planning for New and Expanding Bikeshare Systems."
(Russell Van Gompel) (Page 141)

BRACKETT AVENUE STORM WATER PROJECT

- 23/24. Resolution authorizing a Purchase Agreement with CVFE, LLC for the acquisition of property along Brackett Avenue.
(Tom Hoff) (Page 148)

MARKET & JOHNSON

25. Resolution vacating the following sections of city streets:
- Moore Street, from Galloway Street to Bellevue Avenue
 - Bellevue Avenue, from Moore Street to Starr Avenue
 - Westerly portion of N. Hastings Way West Frontage Road, from Galloway Street to 400 feet north.
- (Phil Fieber) (Page 162)
26. Resolution releasing the utility easements within:
- Moore Street, from Galloway Street to Bellevue Avenue
 - Bellevue Avenue, from Moore Street to Starr Avenue
 - Westerly portion of N. Hastings Way West Frontage Road, from Galloway Street to 400 feet north.
- (Phil Fieber) (Page 167)
27. Resolution authorizing the sale of property along Galloway Street to the abutting property owner.
(Phil Fieber) (Page 173)

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28. Resolution granting permanent encroachments to Parcel No. 10-1159, 2350 Galloway Street (Market and Johnson) for a retaining wall extending into the N. Hastings Way West Frontage Road right-of-way.
(Phil Fieber) (Page 179)
29. Resolution granting permanent encroachments to Parcel No. 10-1159, 2350 Galloway Street (Market and Johnson) for a poster panel sign board extending into the N. Hastings Way West Frontage Road right-of-way.
(Phil Fieber) (Page 183)

PROPERTY TRANSACTIONS

30. Resolution accepting the dedication of land and an easement for land located on Truax Boulevard and Preston Road from Gateway Industrial Park Corporation to the City of Eau Claire for a storm water detention pond and storm sewer easement.
(John Genskow) (Page 187)
31. Resolution authorizing the acquisition of former railroad right-of-way between 3rd Street and Harris Street.
(Phil Fieber) (Page 193)

STREET IMPROVEMENT PROJECTS

32. Final Resolution approving the project and levying special assessments for street and utility improvements on Emery Street, Huebsch Boulevard to Summer Street (14-202).
(Doug Derks) (Page 202)
33. Resolution ordering sidewalk to be repaired in accordance with Wisconsin Statute s 66.0907 on Emery Street, Huebsch Boulevard to Summer Street (14-202).
(Doug Derks) (Page 205)
34. Resolution approving the 2014-2015 Local Road Improvement Program State/Municipal Project Agreement for reconstruction of Starr Avenue, North Lane to Melby Street, Project No. 13235 MSIPGT.
(Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes is required for adoption.)
(David Solberg) (Page 207)

NORTH BARSTOW AREA PARKING STRUCTURE

35. Resolution approving Procurement No. 2014-25, Professional Engineering Design Services for the North Barstow Parking Structure.
(David Solberg) (Page 211)

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AGREEMENTS

36. Resolution approving an agreement with the Eau Claire Area School District for the placement of City weather warning sirens on School District properties.
(Phil Fieber) (Page 214)
37. Resolution approving an agreement with the City of Altoona for transit and para-transit services.
(Phil Fieber) (Page 219)
38. Resolution approving City of Eau Claire / University of Wisconsin - Eau Claire Transit Service Agreement for UW - EC students, faculty and staff.
(Phil Fieber) (Page 227)

HEALTH INSURANCE

39. Resolution extending the current health insurance plan with Group Health for one year.
(Dale Peters) (Page 235)

CVS PHARMACY

40. Resolution approving the Purchase and Development Agreement with Land of Opportunity, L.L.C. and Wisconsin CVS Pharmacy, L.L.C., for the sale of City property and construction of a retail commercial development at Hastings Way and Brackett Avenue.
(Stephen Nick) (Page 238)
41. Resolution vacating Donnellan Lane, from Brackett Avenue to Ohm Avenue.
(John Genskow) (Page 266)
42. Resolution releasing the utility easements within Donnellan Lane, from Brackett Avenue to Ohm Avenue.
(John Genskow) (Page 270)

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ORDINANCES FOR ACTION

REZONING

43. Ordinance rezoning property at the northwest corner of S. Hastings Way and Brackett Avenue from C-3 and C-1P to C-3P and to approve the General Development Plan (site plan) and Certified Survey Map for a CVS Pharmacy as shown on Planning File #Z-1538-14.
(Darryl Tufte) (Page 275)
44. Ordinance rezoning property at 103, 117, and 123 Roosevelt Avenue from R-1 to P-Public for the existing homes to be used for university housing as shown on Planning File #Z-1540-14.
(Darryl Tufte) (Page 279)

WATERWAY & GREENWAY AREAS

45. Ordinance amending the Zoning Code adding new references for the update of the Development Guidelines for Waterway and Greenway areas as shown on Planning File #Z-1539-14.
(Darryl Tufte) (Page 283)

WATER STREET CBDP

46. Ordinance amending the General Development Plan for the CBDP zoned area for Water Street allowing consideration by conditional use permit of additional height with buildings and changes to curb cuts, as shown on Planning File #Z-1541-14.
(Darryl Tufte) (Page 292)

SKY PARK PROTECTIVE COVENANTS

47. Ordinance amending the zoning provisions of the Sky Park Protective Covenants pertaining to front and side yard parking requirements as shown on Planning File #Z-1542-14. (Darryl Tufte) (Page 299)

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ORDINANCES FOR INTRODUCTION

SPEED LIMITS

48. Ordinance amending Table I of the City Code of Ordinances entitled "Speed Limits," by changing the speed limit in various locations on Ferry Street.
(Leah Ness) (Page 302)
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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 June 10, 2014.

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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