

**EAU CLAIRE CITY COUNCIL AGENDA**

**TUESDAY, SEPTEMBER 23, 2014**

**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 9)

**COMMENDATIONS AND PROCLAMATIONS**

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

**MINUTES**

3. Resolution approving Minutes of Regular Meeting of September 9, 2014. (Page 12)

**LICENSES**

4. Resolution granting new bartender licenses. (Page 18)
5. Resolution granting a Temporary Class B Fermented Malt Beverage license to St. Olaf Parish, Felix Tigoy, Pastor, for October 3, November 7, and December 5, 2014, from 3:00 p.m. to 9:00 p.m., at 3220 Monroe St., for Fish Fry Dinners. (Page 19)
6. 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 October 21, 2014, at Eau Claire Indoor Sports Center at 3456 Craig Rd. for the Business Expo & Job Fair event. (Page 20)
7. Resolution granting a Temporary Class B Fermented Malt Beverage license to Sacred Heart of Jesus-St. Patrick Parish, Rev. George Thayilkuzhithottu, president, on November 2, 2014, in the basement tunnel room, 418 N. Dewey Street for a Sacred Heart/St. Patrick's Holiday Bazaar. (Page 21)

**CITY OF EAU CLAIRE MISSION STATEMENT**

IT IS OUR MISSION TO PROVIDE FOR THE COMMON GOOD AND DELIVER SERVICES ESSENTIAL  
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8. Resolution granting a temporary expansion of the Combination Class B Intoxicating Liquor & Fermented Malt Beverage licensed premise of Eau Claire Fire House, d/b/a The Fire House, 202 Gibson St., to include a fenced in area for a Wisctoberfest event, on October 4, 2014. (Page 22)
9. Resolution granting the renewal of the six-month Class B Fermented Malt Beverage license of Eau Claire Curling, Inc., d/b/a Eau Claire Curling Club, 5530 Fairview Drive, Richard A. Devriend, agent. (Page 23)
10. Resolution granting Change of Agent for the six-month Class B Fermented Malt Beverage license of the Eau Claire Curling, Inc., d/b/a Eau Claire Curling Club, 5530 Fairview Drive, from Richard A. Devriend, to John Bast IV. (Page 24)

### **ANNEXATION PETITION**

11. Resolution referring to the Plan Commission for study and report on the petition from property owners for direct annexation for that part of Lots 17, 19, and 21 of Block 7 of Replat of Kohlhepp's First Addition and the north half of Kohlhepp Road adjacent to said Lots, all located in the NW ¼ - NE ¼, of Section 14, T27N, R10W, Town of Union, Eau Claire County, as shown on Planning Drawing No. 14-02A (Stanley petition), located on the north side of Kohlhepp Road. (Page 25)

### **CLAIM**

12. Resolution disallowing the claim of the claim of Kimberly A. Herman for bodily injury arising out of a March 9, 2014, trip and fall at Hobbs Ice Arena. (Page 27)

### **BIDS AND PROPOSALS**

13. Resolutions approving the following bids and proposals:
  - Procurement No. 2014-60, Demolition of Various Buildings. (Page 29)
  - Procurement No. 2014-63, Purchase of Water Meter Test Benches. (Page 31)

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## **BUSINESS AGENDA**

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### **LICENSING**

14. Resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage to Longform LLC, d/b/a Longform LLC, 516 Galloway St., Ben Richgruber, agent.  
(Doug Hoffer) (Page 34)
15. Resolution granting a Combination Class B Intoxicating Liquor & Fermented Malt Beverage to Castro Corporation, d/b/a El Patio/Burrito-Xpress, 408 Water St., Alejandro Castro, agent.  
(Doug Hoffer) (Page 44)

### **GRANT**

16. Resolution approving and appropriating a \$10,000 State Energy Grant for an LED Retrofit at Central Maintenance Complex.  
(Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes is required for adoption.)  
(Ned Noel) (Page 51)

### **ELECTION WARD**

17. Resolution creating a new election ward within the City of Eau Claire.  
(Donna Austad) (Page 54)

### **PROPERTY TRANSACTIONS**

18. Resolution authorizing the acquisition of 97 West Madison Street, which is presently owned by Charlson's Manufacturing Company.  
(Phil Fieber) (Page 57)
19. Resolution approving a Certified Survey Map for the dedication of property from Gateway Industrial Park Corporation for the extension of Venture Drive and storm water facilities.  
(David Solberg) (Page 67)

### **STREET VACATION**

20. Resolution vacating Heimstead Road, from Warden Street to 446.74 feet west.  
(David Solberg) (Page 74)

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### **CHIPPEWA RIVER OVERLOOK & TRAIL**

21. Resolution approving an agreement with the Water Street Business Improvement District and approving Procurement No. 2014-61, Construction of Fifth Avenue River Overlook Deck and Trail.  
(Because this item amends the budget, a 2/3 vote of the elected members, or eight affirmative votes is required for adoption.)  
(Phil Fieber) (Page 77)

### **DOWNTOWN PARKING STRUCTURE**

22. Resolution authorizing BWBR to proceed with the development of construction bidding documents and solicitation of bids for the construction of the North Barstow Parking Ramp.  
(David Solberg) (Page 85)

### **PHOENIX COMMONS**

23. Resolution approving Procurement No. 2014-62, TIF #8 – Phoenix Commons.  
(Phil Fieber) (Page 87)

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## ORDINANCES FOR ACTION

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### ZONING

24. 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. (This item was postponed by the City Council at its May 13, 2014 meeting.)  
(Darryl Tufte) (Page 92)

### PARKING

25. Ordinance amending Table XII of the City Code of Ordinances, entitled "Parking, Stopping and Standing Prohibited," by changing the parking on Locust Lane adjacent to Locust Lane School.  
(Leah Ness) (Page 96)

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## ORDINANCES FOR INTRODUCTION

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### ANNEXATION

26. Ordinance in accordance with Section 66.0217 Wisconsin Statutes, annexing to the City of Eau Claire and particularly to the 14<sup>th</sup> Assessment Ward, 5<sup>th</sup> Aldermanic District, that part of Lots 17, 19, and 21 of Block 7 of Replat of Kohlhepp's First Addition and the north half of Kohlhepp Road adjacent to said lots, all located in the NW ¼ - NE ¼, of Section 14, T27N, R10W, Town of Union, Eau Claire County, as shown on Planning Drawing No. 14-02A (Stanley petition), located on the north side of Kohlhepp Road.  
(Annexation ordinances require a two-thirds (2/3) vote "of the elected members of the governing body," in accordance with Wisconsin Statutes 66.0217(8). Therefore, eight (8) affirmative votes are required of the eleven (11) elected Council members for adoption of an annexation ordinance.)  
(Darryl Tufte) (Page 99)

### ZONING

27. Ordinance rezoning property at 1010 Folsom Street, from C-2 to R-1, as shown on Planning File #Z-1548-14.  
(Darryl Tufte) (Page 103)

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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 October 14, 2014.

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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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