



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Agenda - Final

Common Council

Thursday, April 13, 2017

7:30 PM

Council Chambers

Mayor Tim Kabat, Presiding

Roll Call

Pledge of Allegiance

Invocation

Frank O'Laughlin, Chaplain with the La Crosse Police Department

Fire Department Badge Presentation

Approval of Minutes

March 9, 2017 Common Council meeting

Reports

[17-0418](#) Report of Fire Department - Division of Fire Prevention and Building Safety on Inspections & Permit Revenue for the Month of March 2017.

Notices and Discussions

COMMON COUNCIL MATTERS

[17-0186](#) Report of Bids and Resolution awarding contract to Poellinger Electric, Inc. in the amount of \$503,301.29 for the 2017 Lighting Installation: 5th-7th-Vine Streets project.

Reconsideration by Council Member Seaquist

[17-0202](#) Amended Resolution appropriating funds to purchase equipment for 2017 Streetscape projects.

Reconsideration by Council Member Seaquist

[17-0419](#) Resolution approving Engineering Estimates for April 2017.

[17-0442](#) Resolution approving 2016 and 2017 bills paid in April 2017.

REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED

- [17-0060](#) Report of Bids and Resolution awarding contract to Borton Construction, Inc. in the amount of \$174,500.00 for the Fire Prevention & Building Safety Office Remodel project.
- [17-0330](#) Report of Bids and Resolution awarding contract to Mathy Construction Company in the amount of \$1,250,876.41 for the 2017 Curb & Gutter Replacement project.
- [17-0331](#) Report of Bids and Resolution awarding contract to A-1 Excavating, Inc. in the amount of \$2,541,047.25 for the Ferry & 6th Street Storm Sewer & Utilities project.
- [17-0332](#) Report of Bids and Resolution awarding contract to Badger Environmental & Earthworks, Inc. in the amount of \$37,806.00 for the Caledonia Streetscaping (Wall Street to St. James Street) project.
- [17-0395](#) Report of Quotes and Resolution awarding contract to Fahrner Asphalt Sealers LLC in the amount of \$19,870.00 for the 2017 Street Painting-Symbols project.
- [17-0402](#) Report of Quotes and Resolution awarding the contract to Chippewa Concrete Services in the amount of \$21,214.50 for the Commerce Street Driveways project.
- [17-0406](#) Report of Quotes and Resolution awarding the contract for the 2017 Sidewalk Replacement at Water Service Locations to Market & Johnson, Inc. in the amount of \$23,903.90.
- [17-0408](#) Report of Quotes and Resolution awarding quote to Fowler & Hammer, Inc. in the amount of \$5,701.00 for the Campbell Road Median Islands.
- [17-0409](#) Report of Quotes and Resolution awarding contract for the 2017 Miscellaneous Streetscaping to Fowler & Hammer, Inc. in the amount of \$19,924.50.

**SUSPENSION OF COUNCIL RULE VIII FOR THE FOLLOWING ITEMS:
(2/3 Vote Required)**

17-0319, 17-0322, 17-0351, 17-0372, 17-0376, 17-0377

ITEMS WITHOUT RECOMMENDATION FROM STANDING COMMITTEE

- [17-0312](#) Status Update and Report on Field for Kids and Rush WI West Soccer Club's request for new lease.
Note: The Board and/or Council may convene in closed session pursuant to Wis. Stat. 19.85(1)(e) to formulate & update negotiation strategies and parameters and Wis. Stat. 19.85(1)(g) to confer with legal counsel. Following such closed session, the Board and/or Council may reconvene in open session.

[17-0265](#) AN AMENDED ORDINANCE create Sec. 2-3(15) and to repeal and recreate Article XVII of Chapter 10 of the Code of Ordinances of the City of La Crosse regulating Pawnbrokers, Secondhand Article Dealers, Secondhand Jewelry, Precious Metal and Gems Dealers and Secondhand Article Dealer Mall/Flea Market.

4-4 tie vote out of Judiciary & Administration Committee

ITEMS WITHOUT RECOMMENDATION pending special F&P mtg 4/13/17, 7:00 pm

[17-0149](#) Resolution approving Architectural and Construction Design Services (Phase 1) proposal from ISG/Gensler for the expansion and remodeling of the La Crosse Center and appropriation of funds.

Referred to special meeting by F&P on 4/6/2017

[17-0150](#) Resolution approving Project Manager Proposal from Kraus Anderson for the Expansion and Remodeling of the La Crosse Center and the appropriation of funds.

Referred to special meeting by F&P on 4/6/2017

[17-0386](#) Resolution approving Duratech Development Agreement.
(Note: The Committee and/or Council may convene in closed session pursuant to Wis. Stat. 19.85(1)(e) to formulate & update negotiation strategies and parameters. Following such closed session, the Committees and/or Council may reconvene in open session.)

Short-circuited by Mayor Kabat 4/10/2017

ITEMS RECOMMENDED TO BE ADOPTED

[17-0229](#) Resolution releasing funds for a New Fire Station and Land Acquisition project for the Fire Department.

Reserve Funds - 2/3 vote required

[17-0237](#) Resolution approving Certified Survey Map Lot 1, C.S.M., Volume 14, Pg. 37, D.N. 1511295, Located in the SW-NE, Section 19, T16N-R6W, Town of Barre, La Crosse County, Wisconsin.

6-2 vote out of Judiciary & Administration Committee

[17-0242](#) Resolution approving the abolishment of the City of La Crosse Billboard Lease Negotiating Committee.

7-1 vote out of Judiciary & Administration Committee

[17-0245](#) AN AMENDED ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Single Family District to Special Residence District allowing for a multi-family rental (tri-plex) at 1541 Wood Street.

6-2 vote out of Judiciary & Administration Committee

[17-0351](#) Resolution requesting release of funds for purchase of 2017 Capital Equipment Program - Engine 4 and associated equipment.

Reserve Funds - 2/3 vote required

ITEMS RECOMMENDED TO BE TABLED

[17-0302](#) AN AMENDED ORDINANCE to create Section 4-19 of the Code of Ordinances of the City of La Crosse regarding restrictions on sale, service and dispensing of alcohol beverages.

5-3 vote out of Judiciary & Administration Committee

[17-0303](#) Resolution establishing a list of best practices for operators of a Temporary Class B Alcohol License.

5-3 vote out of Judiciary & Administration Committee

ITEM RECOMMENDED TO BE REFERRED

[17-0326](#) Applications of Ora's, Inc. dba Jack's for a Combination "Class B" Beer & Liquor License and Indoor Cabaret License at 318 Pearl Street for remainder of license period 2016-17.

6-2 vote out of Judiciary & Administration Committee to refer 30 days

ITEM RECOMMENDED TO BE DIVIDED

[17-0269](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Heavy Industrial District and Multiple Dwelling District to the Heavy Industrial District and Multiple Dwelling District allowing all parcels to have compatible zoning in order to reconfigure parcel lot lines at 1, 3, 5, 7, 9, 101 and 103 Buchner Place.

Recommended to be Divided as follows:

[17-0432](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Heavy Industrial District and Multiple Dwelling District to the Heavy Industrial District and Multiple Dwelling District allowing parcels to have compatible zoning in order to reconfigure parcel lot lines - PARCELS A, B and D (Viner Property on Buchner Place).

Recommended to be Adopted

[17-0435](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Heavy Industrial District and Multiple Dwelling District to the Heavy Industrial District and Multiple Dwelling District allowing parcels to have compatible zoning in order to reconfigure parcel lot lines - PARCEL C(Viner Property on Buchner Place).

Recommended to be Not Adopted

CONSENT AGENDA

The following consent agenda will be approved with a single voice vote, based on the recommended actions, unless an item is removed at the request of the Mayor or a Council Member.

ITEMS RECOMMENDED TO BE ADOPTED

- [17-0089](#) AN AMENDED ORDINANCE to amend Section 6-1 and to create Section 6-18 of the Code of Ordinances of the City of La Crosse to allow beekeeping.
- [17-0106](#) AN AMENDED ORDINANCE to amend Section 6-8 of the Code of Ordinances of the City of La Crosse regarding animals and species prohibited within the City.
- [17-0110](#) AN AMENDED ORDINANCE to amend Section 2-663(a)(6), to create Section 2-663(a)(7) and to create Section 2-663(c) of the Code of Ordinances of the City of La Crosse concerning auxiliary citizen members of the Sustainable La Crosse Commission.
- [17-0162](#) AN AMENDED ORDINANCE to create Section 115-347(8) of the Code of Ordinances of the City of La Crosse allowing distilleries in the C-1 Local Business, C-2 Commercial, and C-3 Community Business zoning districts by a Conditional Use Permit.
- [17-0238](#) AN ORDINANCE to amend Section 103-63 of the Code of Ordinances of the City of La Crosse regarding the State Code adopted defining regulations with respect to one- and two-family dwellings.
- [17-0271](#) AN AMENDED ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Residence District to the Local Business District allowing a storefront at 1649 Kane St/1026 Rublee St.
- [17-0294](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Single Family District to the Multi-Family District allowing construction of a multi-family development on the vacant property at Charles and Kane Streets.
- [17-0308](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Planned Development District - General to the Planned Development District - Specific five units of owner-occupied housing at 918-920-922 5th Ave. S., 926-928-930 5th Ave. S. and 421 Mississippi St.
- [17-0319](#) AN AMENDED ORDINANCE to amend Sec. 10-397(b)(10) the Code of Ordinances of the City of La Crosse relating to Outdoor Food Stands and Mobile Food Units vending in the same location.

- [17-0321](#) AN AMENDED ORDINANCE to amend Section 115-320(e)(2)(b) of the Code of Ordinances of the City of La Crosse regulating window openings on commercial facades in the Downtown Commercial Historic District.
- [17-0204](#) Resolution releasing funds for the Elevate Downtown Facade Program.
- [17-0227](#) Resolution releasing funds for Generator Project - Station 4 for the Fire Department.
- [17-0228](#) Resolution releasing funds for Personal Protective Equipment (PPE) Gear Rack Systems for the Fire Department.
- [17-0230](#) Resolution releasing funds for a Training Grounds Update project for the Fire Department.
- [17-0231](#) Resolution releasing funds for a Video Security System project for the Fire Department.
- [17-0239](#) Resolution approving the City of La Crosse and Dairyland Power Cooperative Services Agreement for confined space and technical rescue services.
- [17-0240](#) Resolution approving Amendment No. 1 to the Official Payments Corporation Agreement for Online and Point of Sale Services related to payment of invoices/bills.
- [17-0246](#) Resolution approving Application of A&S Foster LLC dba Bottoms Up for an Expansion of Alcohol Beverage License & Street Privilege Permit for special event at 500 Copeland Avenue on June 3, 2017.
- [17-0249](#) Resolution authorizing 2017 Action Plan and funding allocations in connection with CDBG and HOME programs.
- [17-0251](#) Resolution reimbursing the 2017 Sanitary Sewer Utility Operating Budget for Cold Storage Overhead Door Replacement project.
- [17-0252](#) Resolution approving agreement with Process Equipment Repair Services, Inc. for project management services for 2017 digester rehabilitation project.
- [17-0267](#) Amended Resolution approving extension of utilities on the International Business Park Expansion Project and the acceptance of payment for the cost.
- [17-0268](#) Resolution appropriating funds for Bridge Inspection and Management Program for the City of La Crosse Bridge Maintenance.
- [17-0270](#) Resolution approving the reorganization to the table of positions and classifications in the Planning and Development Department effective April 14, 2017.
- [17-0272](#) Amended Resolution approving purchase of a Hot Box Patcher for the Street Department.

- [17-0273](#) Resolution approving Application of Tushar Patel dba Noble Hotels LLC for a Conditional Use Permit allowing for a manager apartment within hotel at 1906 Rose Street.
- [17-0275](#) Resolution Authorizing Public Improvement and Levying Special Assessments Against Benefited Property in La Crosse, Wisconsin - Water Main on 22nd Street between Jackson Street and Johnson Street.
- [17-0277](#) Resolution Authorizing Public Improvement and Levying Special Assessments Against Benefited Property in La Crosse, Wisconsin - Sanitary Sewer Main on Milwaukee and St. Andrew Streets.
- [17-0287](#) Resolution urging the Governor and the Legislature to protect homeowners and main street businesses from additional property tax burden.
- [17-0288](#) Resolution approving Application for State Trust Fund Loan for the purpose of financing neighborhood capital improvements and the Upper Floor Loan Program.
- [17-0291](#) Resolution Authorizing Public Improvement and Levying Special Assessments Against Benefited Property in La Crosse, Wisconsin - Sanitary Sewer Main at 415, 419-421 and 422 Ferry Street.
- [17-0293](#) Resolution appropriating funds in conjunction with final adjustments to the 2016 operating budget.
- [17-0295](#) Amended Resolution approving the reorganization to the table of positions and classifications to transfer the Weed Commissioner from Parks, Recreation and Forestry to Fire Prevention & Building Safety.
- [17-0296](#) Resolution releasing funds for Copeland Park Improvements.
- [17-0297](#) Resolution authorizing installation of neighborhood safety street lighting in the 1700 block of 14th Street South.
- [17-0298](#) Resolution authorizing installation of neighborhood safety street lighting in the 2500 block of Hass Street.
- [17-0299](#) Resolution amending the Fee Schedule pertaining to Pawnbroker, Secondhand Article Dealer, Secondhand Jewelry, Precious Metal and Gems Dealer and Secondhand Article Dealer Mall/Flea Market.
- [17-0322](#) Resolution authorizing the Floodplain Manager to make formal application to the Federal Emergency Management Agency Hazard Mitigation Grant Program.
- [17-0335](#) Resolution granting various license applications pursuant to Chapters 4, 6 and/or 10 of the La Crosse Municipal Code for the remainder of license period 2016-17 (April).
- [17-0372](#) Resolution approving Waterway Marker Application and permit of Black River Water-Ski Club to install a slalom course on the Black River.

[17-0376](#) Resolution amending EMS contract negotiating committee to add citizen member.

[17-0377](#) Resolution appropriating funds to install beam guard along Isle La Plume Slough from Jackson Street running parallel with Norplex Drive to Niedbalski Bridge.

ITEMS RECOMMENDED TO BE RE-REFERRED

[17-0276](#) Resolution appropriating funds in connection with road replacement in the northbound lane of Losey Boulevard between State Road and Johnson Street.

30-day referral

[17-0305](#) Application of Katherine Soper for a Conditional Use Permit allowing for a yoga studio at 1924 14th St. S.

60-day referral

NEW ITEMS FOR REFERRAL

[17-0311](#) Resolution authorizing vacation of remaining alley located between Clinton Street and George Street.

[17-0354](#) Resolution appropriating funds for the direct purchase of equipment for new light poles and fixtures for the City Hall parking lot.

[17-0359](#) 2016 La Crosse Police Department Annual Report.

[17-0362](#) AN ORDINANCE to amend Sections 115-398(d) and (e) of the Code of Ordinances of the City of La Crosse regarding fences on nonresidential property and prohibited fences.

[17-0373](#) Resolution approving the City's Three-Year Statement of Intentions to the Wisconsin Department of Transportation for the Harbor Assistance Program.

[17-0378](#) Resolution releasing funds for Hazardous Materials HD 4 x 4 Pickup Truck and associated equipment for the Fire Department.

[17-0379](#) Resolution amending Appendix C Fee Schedule regarding bee licensing.

[17-0384](#) Resolution approving 2016 annual Stormwater Permit Report.

[17-0387](#) Resolution appropriating funds to enter into a project contract for the design of the City Hall 7th Floor Handler.

[17-0388](#) Resolution appropriating funds to enter into a contract for both the design of a new City Hall fire alarm system and maintenance of the existing system during the design & installation of the new system.

- [17-0389](#) AN ORDINANCE to amend Sections 2-404(d)(1), (6) and (7), Section 2-404(g) (3), to create Section 2-404(l)(9) through (13), to amend Section 2-404(l) and 2-404(M)(8) of the Code of Ordinances of the City of La Crosse regarding Economic Development.
- [17-0391](#) Resolution approving Amendment to SEH, Inc. for Construction Oversight for the Road Construction Expansion of Berlin Drive and appropriation of funds.
- [17-0393](#) AN ORDINANCE to amend Section 44-109 of the Code of Ordinances of the City of La Crosse regarding the City Hall parking lot.
- [17-0403](#) Resolution amending the membership of the City of La Crosse Floodplain Advisory Committee.
- [17-0404](#) Resolution authorizing developing trails on public lands for public outdoor recreation.
- [17-0405](#) Resolution approving use of 2017 Capital Improvement Funds for maintenance and repair of tennis courts.
- [17-0407](#) AN ORDINANCE to amend Section 115-1 and 115-347(6)c. of the Code of Ordinances of the City of La Crosse to include health clubs as neighborhood commercial conditional uses in residential districts.
- [17-0410](#) Resolution approving purchase of property valuation software for the City Assessor's Office and appropriation of funds.
- [17-0430](#) Resolution authorizing a change to the City of La Crosse Medical Benefit Plan - Master Plan Document regarding dental restorative services.
- [17-0440](#) Application of Renegade Enterprises, LLC for a Conditional Use Permit to demolish structure allowing for a parking lot at 520 3rd St. S.
- [17-0441](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Multiple Dwelling and Heavy Industrial District to the Multiple Dwelling District allowing parcels to have compatible zoning in order to reconfigure parcel lot lines at 9 and 103 Buchner PI (Parcel C - Viner Property).
- [17-0444](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Local Business District and Multiple Dwelling District to the Planned Development District - Specific allowing for a mixed use development at 1011, 1023, 1027 La Crosse Street and 609, 615 11th St. N.
- [17-0445](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Commercial District to the Heavy Industrial District allowing for a vehicle storage lot at 410 Wood Street.
- [17-0446](#) Application of Robert A. and Diane C. Reinhart for a Conditional Use Permit at 1415 Cass Street allowing for a 10-foot border fence.

[17-0447](#) Certified Survey Map - All of Lots 36, 37, 38 & 39; Part of Lots 34, 35, Assessors Plat of Part of the NE 1/4, Section 12, T16N-R8W; also part of the unnamed road located in part of the NE 1/4 of the NE 1/4, Section 12, T16N-R8W, Town of Campbell, La Crosse County, Wisconsin.

[17-0449](#) Certified Survey Map - Lot 1, CSM, Vol. 2, Pg. 160, Document No. 948597; Lot 1, CSM, V. 6, Pg. 13, Document No. 1100628; SW-SE, NW-SE, Section 35, T15N-R7W, Town of Shelby, La Crosse County, Wisconsin.

Adjournment

NOTICE TO PERSONS WITH A DISABILITY

Requests from persons with a disability who need assistance to participate in this meeting should call the City Clerk's office at (608) 789-7510 or send an email to ADAcityclerk@cityoflacrosse.org, with as much advance notice as possible.

Any invocation that may be offered at the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council will not endorse the religious beliefs or views of this, or any other speaker.”