



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Minutes - Final

Common Council

Thursday, January 10, 2019

6:00 PM

Council Chambers

Mayor Tim Kabat, Presiding

Mayor Kabat called the meeting to order at 6:00 p.m.

Roll Call

Present: 14 - Tim Kabat, Andrea Richmond, Scott Neumeister, Barb Janssen, David D. Marshall, Justice Weaver, Jacqueline Marcou, Gary Padesky, Jessica Olson, Phillip A. Ostrem, Paul Medinger, Martin Gaul, Douglas Happel, Roger Christians

Pledge of Allegiance

Invocation

The invocation was offered by Pastor Mark Clements, Living Word Christian Church, who also presented a \$2,000 gift to the City from the Church.

Mayor's State of the City Address

State of the City Address provided by Mayor Kabat.

Approval of Minutes

A motion was made by Richmond, seconded by Weaver, that the Minutes of December 6 special and December 13, 2018 regular meetings be APPROVED. The motion carried by unanimous vote.

Reports

[18-1729](#)

Report of the Director of Finance for the month of November 2018.

2019-01-001

A motion was made by Richmond, seconded by Padesky, that the Report be RECEIVED AND FILED. The motion carried by the following vote:

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

[19-0032](#)

Report of Fire Department - Division of Fire Prevention and Building Safety on Inspections & Permit Revenue for the Month of December 2018.

2019-01-002

A motion was made by Ostrem, seconded by Medinger, that the Report be RECEIVED AND FILED. The motion carried by the following vote:

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

Notices and Discussions

*-Gaul addressed the Council regarding the annual review of the Code of Ethics.
-Mayor announced the League of Wisconsin Municipalities Regional Legislative Meeting on January 17 from 5:30-7:00 at Onalaska City Hall.*

COMMON COUNCIL MATTERS

[19-0026](#)

Resolution approving January 2019 Engineering Estimates.

2019-01-003

A motion was made by Ostrem, seconded by Weaver, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

[19-0033](#)

Resolution approving 2018 and 2019 bills paid in January 2019.

2019-01-004

A motion was made by Christians, seconded by Ostrem, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

ITEMS RECOMMENDED TO BE ADOPTED

[18-1255](#)

Resolution approving Application of Tomah VA Medical Center for a Conditional Use Permit allowing Community Living Arrangement at 3120 Farnam Street.

2019-01-005

A motion was made by Olson, seconded by Marshall, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 11 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Olson, Ostrem, Medinger, Happel, Christians

No: 2 - Padesky, Gaul

[18-1697](#)

Resolution approving Request for Exception to Standards for Multi-Family Housing Design by Thomas & Deree Friedewald, partners of South Properties, LLC, allowing for exceptions to parking and landscape requirements for new development at 505 11th St. N.

2019-01-006

A motion was made by Olson, seconded by Ostrem, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 10 - Neumeister, Marshall, Weaver, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

No: 3 - Richmond, Janssen, Marcou

[18-1726](#)

Resolution authorizing changes to the oversight of the City's ergonomics program and funding requests.

2019-01-007

A motion was made by Richmond, seconded by Ostrem, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

ITEM RECOMMENDED TO BE NOT ADOPTED

[18-1309](#)

Resolution prohibiting the Pay by Phone Parking Zone Program near WTC and UW-L Campus areas.

2019-01-008

A motion was made by Ostrem, seconded by Medinger, that the Resolution be NOT ADOPTED. The motion carried by the following vote:

Yes: 12 - Richmond, Neumeister, Janssen, Marshall, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

No: 1 - Weaver

ITEM REMOVED FROM CONSENT AGENDA

[18-1696](#)

Amended Resolution moving forward concepts for the La Crosse Center remodeling and expansion entitled North Concept and West Concept.

2019-01-009

A motion was made by Gaul, seconded by Medinger, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 12 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Ostrem, Medinger, Gaul, Happel, Christians

No: 1 - Olson

CONSENT AGENDA

A motion was made by Gaul, seconded by Weaver, that the Consent Agenda be ADOPTED. The motion carried by unanimous voice vote.

ITEMS RECOMMENDED TO BE ADOPTED

[18-1679](#)

AN ORDINANCE to repeal and recreate Section 22-24 of the Code of Ordinances of the City of La Crosse regarding enforcement procedures for the Human Rights Commission.

Ord. 5074. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

[18-1695](#)

AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Special Multiple District and Local Business District to the Traditional Neighborhood District - General allowing multi-purpose building with student housing and office area at 304, 312, 316 and 326 West Avenue North.

Ord. 5075. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

[18-1302](#)

Resolution appropriating funds from the Human Rights Commission budget to become members of the Government Alliance on Race and Equity.

2019-01-010

[18-1590](#)

Resolution reallocating funds for Fire Pumper/Tender replacement.

2019-01-011

[18-1616](#)

Resolution terminating Tax Incremental District #9.

2019-01-012

[18-1647](#)

Resolution approving Application of 4009 MCR Partners LLC for a Conditional Use Permit allowing demolition of structure for future commercial development at 4009 Mormon Coulee Road.

2019-01-013

[18-1654](#)

Resolution authorizing installation of neighborhood safety street lighting in the 1100 block of Palace Street.

2019-01-014

[18-1660](#)

Resolution approving First Amendment to Development Agreement with Spies Construction for Navy Reserve Site.

2019-01-015

[18-1661](#) Resolution approving right-of-way permit issued by the United States Department of Interior to the Airport.
2019-01-016

[18-1662](#) Resolution approving Internet Services Agreement with CenturyLink.
2019-01-017

[18-1723](#) Resolution approving various license applications pursuant to Chapters 4, 6 and/or 10 of the LaCrosse Municipal Code for remainder of license period 2018-19 (January).
2019-01-018

ITEM RECOMMENDED TO BE RE-REFERRED

[17-1056](#) Resolution approving Application of Western Technical College for a Conditional Use Permit allowing for demolition of structures to create green space at 314 and 320-322 8th St. N.

ITEM IN CLOSED SESSION

[18-1285](#) Appeal by Frank Schwarz of Impartial Hearing Officer Decision dated 6/8/2018.
(Note: The Council may convene in closed session pursuant to Wis. Stats. sec. 19.85(1)(f) to consider disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons. Following any closed session, the Council may reconvene in open session.)

A motion was made by Richmond, seconded by Gaul, to convene in CLOSED SESSION pursuant to Wis. Stat., sec. 19.85(1)(f) to consider disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons. The motion carried by the following vote:

Yes: 12 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Ostrem, Medinger, Gaul, Happel, Christians

Absent: 1 - Olson

2019-01-019

In closed session, a motion was made by Christians, seconded by Weaver, to reconvene in open session. The motion carried by voice vote.

A motion was made by Gaul, seconded by Ostrem, that the Appeal be DENIED and uphold the decision of the Impartial Hearing Officer. The motion carried by the following vote:

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Weaver, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

Adjournment

A motion was made by Padesky, seconded by Weaver, to ADJOURN at 7:50 p.m. The motion carried by voice vote.