



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Minutes Judiciary & Administration Committee

Tuesday, November 5, 2013

7:30 PM

Council Chambers

Call To Order, Roll Call

The meeting was called to order by Andrea Richmond, Vice Chair, at 7:30 p.m.

Present: 7 - Sara Sullivan, Richard Becker, Andrea Richmond, Francis J. Formanek, James Cherf, Dempsey Miller and David J. Krump

Excused: 2 - Jai Johnson and Robert Seaquist

[13-0368](#)

AN ORDINANCE to amend Section 15.02(B) of the Code of Ordinance of the City of La Crosse by transferring certain property from the Planned Development District - General to the Planned Development District - Specific to allow for a senior housing residential, rehabilitation, therapy, transitional care and recreational facility at 622 Bennora Lee Ct (Eagle Crest South).

(Note: The Committee, Committee of the Whole and/or Council may convene in closed session pursuant to Wis. Stat. 19.85(1)(g) to confer with legal counsel. Following such closed session, the Committees and/or Council may reconvene in open session.)

A motion was made by Becker, seconded by Formanek, that the Ordinance be RECOMMENDED TO BE RE-REFERRED WITH NO RECOMMENDATION to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0446](#)

Preliminary Plat of The Harbor Subdivision to the City of La Crosse, Wisconsin.

A motion was made by Cherf, seconded by Becker, that the Application be RECOMMENDED TO BE TABLED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0479](#)

Request of Bethany Lutheran Homes for waiver of the 2500 foot rule for a Community Based Residential Facility and 1% of population capacity limit in an aldermanic district for facility proposed at 622 Bennora Lee Ct.

(Note: The Committee, Committee of the Whole and/or Council may convene in closed session pursuant to Wis. Stat. 19.85(1)(g) to confer with legal counsel. Following such closed session, the Committees and/or Council may reconvene in open session.)

A motion was made by Becker, seconded by Formanek, that the Application be RECOMMENDED TO BE RE-REFERRED WITH NO RECOMMENDATION to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0581](#)

AN ORDINANCE to amend Section 15.04(G)(5) of the Code of Ordinances of the City of La Crosse to reduce the required minimum size of parking spaces.

A motion was made by Becker, seconded by Cherf, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0585](#)

AN ORDINANCE to create Subsection 2.05(C) and Section 2.51 and to amend Section 2.47 and Subsection 2.04(C) of the Municipal Code of the City of La Crosse regarding the salary and fringe benefits of the elected offices of Mayor, Council Member, City Clerk and Municipal Judge.

Amendment - increase salary to \$40,000

A motion was made by Becker, seconded by Cherf, to amend to current salary; Carried 4-3. A second motion was made by Formanek, seconded by Miller, to amend the amendment to increase the salary to \$40,000; Carried 4-3. A motion by Formanek, seconded by Miller, that this Ordinance be RECOMMENDED TO BE ADOPTED AS AMENDED to the Committee of the Whole, due back on 11/12/2013; Carried.

[13-0624](#)

Resolution approving the abolishment of the City of La Crosse Ad hoc Copeland Park Lease Negotiating Committee.

A motion was made by Becker, seconded by Cherf, that the Resolution be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0625](#)

Resolution approving the abolishment of the City of La Crosse Ad hoc Alcohol Oversight Committee.

A motion was made by Becker, seconded by Cherf, that the Resolution be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0626](#)

An Ordinance to rescind the Sign Ordinance Review Committee established by Council Ordinance in June 2011.

A motion was made by Becker, seconded by Cherf, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0627](#)

Resolution approving the abolishment of the City of La Crosse Ad hoc Economic Development Strategic Plan Blue Ribbon Committee.

A motion was made by Becker, seconded by Cherf, that the Resolution be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0628](#)

Resolution approving the abolishment of the City of La Crosse Ad hoc Intergovernmental Committee Solid Waste and Recycling Evaluation .

A motion was made by Becker, seconded by Cherf, that the Resolution be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0643](#)

Application of Free Beer Tomorrow LLC for a Conditional Use Permit allowing for a Combination "Class B" Beer and Liquor License at 214-218 Main Street.

Approved CPC report with condition that applicant report status of installation of kitchen to CPC within 12 months of opening the tavern.

A motion was made by Becker, seconded by Cherf, that the Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0644](#)

Application of Gregory Starch for a Conditional Use Permit allowing for demolition of single family home to green space for future commercial development at 3511 Mormon Coulee Road.

Approved CPC report without establishing a PILOT agreement.

A motion was made by Cherf, seconded by Sullivan, that the Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0645](#)

AN ORDINANCE to amend Section 15.02(B) of the Code of Ordinance of the City of La Crosse by transferring certain property from the Multiple Dwelling District to the Special Multiple District allowing for an 18-unit apartment building on the properties located at 1216, 1228, 1230 Pine St. and 319 13th St. N.

A motion was made by Krump, seconded by Becker, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0649](#)

Application of Tolzmann Investments LLC for a Conditional Use Permit allowing for a Combination "Class B" Beer and Liquor License at 326 Pearl Street.

Approve CPC report with condition that CUP be revisited by City Plan Commission within 12 months of opening the business.

A motion was made by Krump, seconded by Richmond, that the Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 4 - Sullivan, Richmond, Miller and Krump

No: 2 - Becker and Formanek

Excused: 2 - Johnson and Seaquist

Abstain: 1 - Cherf

[13-0650](#)

AN ORDINANCE to amend Subsection 9.06(D) of the Code of Ordinances of the City of La Crosse regarding the parking of vehicles over 12,000 pounds or eighteen (18) feet restricted.

A motion was made by Krump, seconded by Becker, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0660](#)

AN ORDINANCE to create a portion of Section 25.01 of the Code of Ordinances of the City of La Crosse relating to Single Family Rental Registration under Section 8.07 (C).

A motion was made by Becker, seconded by Formanek, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0661](#)

AN ORDINANCE to amend Section 8.07 (C) of the Code of Ordinances of the City of La Crosse to improve the single family rental registration process and establishing an escalating renewal fees.

A motion was made that the Ordinance be RECOMMENDED TO BE RE-REFERRED for 60 DAYS to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0666](#)

Various license applications pursuant to Chapter 20 of the La Crosse Municipal Code for the license period 2013-14 (November).

Divided as follows:

Application of Mitchell J. Kessler dba La Crosse Goods & More for a Secondhand Article Dealer License at 732 Rose Street - Recommended to be Denied.

Balance of Various Licenses - Recommended to be Approved subject to compliance

A motion was made by Formanek, seconded by Becker, that the Application be RECOMMENDED TO BE DIVIDED to the Committee of the Whole, due back on 11/12/2013. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

FOR THE FOLLOWING J&A ONLY AGENDA ITEMS:

The Committee may convene in closed session pursuant to Wis. Stats. sec. 19.85(1)(a) to deliberate its decision. Following any closed session, the Committee may reconvene in open session.

[13-0642](#)

Request of Jiachun Zhen for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 612 Winnebago St.

2013-11-001

A motion was made by Becker, seconded by Cherf, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0652](#)

Request of Kay Robinson for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 717 16th St. S.

2013-11-002

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0665](#)

Request of Lucas Tranberg for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 2209 Losey Blvd.

2013-11-003

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0667](#)

Request of Steve and Sandy Waterhouse for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 1919 State St.

2013-11-004

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0668](#)

Request of Lee Xiong for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for properties at 814 Kane St. and 2837 22nd St. S.

2013-11-005

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0673](#)

Request of Bridget Flood for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 616 Mississippi St.

2013-11-006

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0677](#)

Request of Jon Erickson for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 901 5th Ave. S.

2013-11-007

A motion was made by Seaquist, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0678](#)

Request of Dale Nelson for a waiver of restrictions provided in 8.07(l) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for property at 2124 22nd St. S.

2013-11-008

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

[13-0682](#)

Request of Mike and Pat Oliver for a waiver of restrictions provided in 8.07(I) of the Municipal Code establishing a moratorium regarding the conversion of single-family home into a rental for properties at 1408 West Ave.

2013-11-009

A motion was made by Becker, seconded by Krump, that the Communication be APPROVED. The motion carried by the following vote:

Aye: 7 - Sullivan, Becker, Richmond, Formanek, Cherf, Miller and Krump

Excused: 2 - Johnson and Seaquist

Adjournment

Unanimous consent to adjourn at approximately 9:15 p.m.