



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Minutes Committee of the Whole

Tuesday, June 10, 2014

7:30 PM

Council Chambers

Call to Order

Council President Dick Swantz called the meeting to order at 7:54 p.m.

Roll Call

Present: 15 - Andrea Richmond, Dempsey Miller, Ryan Cornett, David J. Krump, James Cherf, Robert Seaquist, Richard Becker, Peg Jerome, Audrey Kader, Sara Sullivan, Francis J. Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl, and Richard Swantz

Excused: 2 - Jai Johnson, and Katherine Svitavsky

Pledge of Allegiance

Opening Remarks by Council President Richard Swantz.

Finance and Personnel Committee

Audrey Kader, F&P chair, presiding.

[14-0536](#)

Resolution authorizing public improvement and levying special assessments against benefited property in La Crosse, Wisconsin - Alley Paving : 14th to 15th, between Main and State, 15th to dead end east, between Winnebago and Market, Townsend to 14th / Horton, between 14th and 15th.

A motion was made by Krump, seconded by Cornett, that the Resolution be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 13 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Sullivan, Formanek, Medinger, Happel, Wigdahl

Absent: 4 - Johnson, Svitavsky, Kader, Swantz

[14-0543](#)

Amended Resolution authorizing application and acceptance of a Wisconsin DNR for a Ready for Re-Use Loan for the remediation, monitoring and closure activities on the former Trane Plant 6 Property owned by LIPCO.

*Unanimous consent to hear from speaker in opposition first, then those in favor.
Unanimous approval to open public hearing.*

The following person spoke in OPPOSITION: Jerry Every.

The following person spoke in FAVOR: James Hill.

Unanimous approval to close public hearing.

A motion was made by Jerome, seconded by Krump, that the Resolution be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0555](#)

Amended Resolution to approve the Creation of Tax Incremental District 16 and Project Plan.

*Unanimous consent to hear from speaker in opposition first, then those in favor.
Unanimous approval to open public hearing.*

The following person spoke in OPPOSITION: Jerry Every.

The following person spoke in FAVOR: James Hill.

Unanimous approval to close public hearing.

A motion was made by Cornett, seconded by Becker, that the Resolution be AMENDED per City Planner. The motion carried by the following vote:

Yes: 14 - Richmond, Miller, Cornett, Krump, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

No: 1 - Cherf

Absent: 2 - Johnson, Svitavsky

A motion was made by Krump, seconded by Wigdahl, that the Resolution be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0592](#)

Resolution allocating additional funding (\$52,000) for the 2014 Paint and Fix-up Program.

A motion was made by Krump, seconded by Richmond, that the Resolution be RECOMMENDED TO BE RE-REFERRED for 60 days to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 14 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

Abstain: 1 - Formanek

Judiciary and Administration Committee

Bob Seaquist, J&A chair, presiding.

[14-0557](#)

Resolution declaring that the City of La Crosse fully supports the La Crosse Compassion Project and joins the International Initiative for Compassionate Cities.

A motion was made by Richmond, seconded by Cornett, that the Resolution be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0563](#)

Certified Survey Map Part of Government Lot 5, Section 15, T16N-R7W to the City of La Crosse, La Crosse County, Wisconsin and resolution approving same.

A motion was made by Krump, seconded by Cornett, that the Plat/Certified Survey Map be RECOMMENDED RESOLUTION APPROVING THE SAME to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0586](#)

Application of Mark Swingle for a Conditional Use Permit at 4120 Brickyard Lane allowing for the construction of a carriage house garage and resolution approving same.

A motion was made by Richmond, seconded by Cornett, that the Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0629](#)

Various license applications pursuant to Chapter 20 of the La Crosse Municipal Code for the license period 2014-15.

A motion was made by Krump, seconded by Sullivan, that the Application be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0689](#)

Application of Stein Haus, LLC dba Stolpa's Stein Haus for an Outdoor Cabaret License at 324 Jay Street and resolution approving same.

Medinger/Krump open public hearing. Motion carried.

The following persons spoke in FAVOR: Chris Stolpa, Michael Stolpa, Christine Quackenbush, Renee Dettman, Matthew Becker, Robert Malm, John Satory, Paul Friday, Casey Clark, Nikki Liazuk, Ron Clark.

Formanek/Medinger moved to extend time before all in favor finished speaking. Motion carried.

The following persons spoke in OPPOSITION: Maureen Carroll, Scott Ott, Terry Stuart, Brian Carroll.

Unanimous approval to close public hearing.

A motion was made by Swantz, seconded by Richmond, that the Application be RECOMMENDED TO BE RE-REFERRED 30 days. The motion failed by the following vote:

Yes: 5 - Cherf, Seaquist, Becker, Wigdahl, Swantz

No: 10 - Richmond, Miller, Cornett, Krump, Jerome, Kader, Sullivan, Formanek, Medinger, Happel

Absent: 2 - Johnson, Svitavsky

A motion was made by Richmond, seconded by Cherf, that the Application be RECOMMENDED TO BE RE-REFERRED to Thursday. The motion failed by the following vote:

Yes: 6 - Richmond, Cherf, Seaquist, Becker, Wigdahl, Swantz

No: 9 - Miller, Cornett, Krump, Jerome, Kader, Sullivan, Formanek, Medinger, Happel

Absent: 2 - Johnson, Svitavsky

A motion was made by Krump, seconded by Jerome, that the Application be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 10 - Richmond, Miller, Cornett, Krump, Jerome, Kader, Sullivan, Medinger, Happel, Wigdahl

No: 5 - Cherf, Seaquist, Becker, Formanek, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0556](#)

Application of Family & Children's Center for a Conditional Use Permit at 2502 Barlow Street allowing for a foster care home.

Unanimous approval to open public hearing.

The following person spoke in FAVOR: Mike Boehm.

The following person spoke in OPPOSITION: Norm Suhr.

Unanimous approval to close public hearing.

A motion was made by Richmond, seconded by Sullivan, that the Application be RECOMMENDED TO BE RE-REFERRED 30 days to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 8 - Richmond, Seaquist, Becker, Jerome, Formanek, Medinger, Happel, Wigdahl

No: 6 - Miller, Cornett, Krump, Cherf, Sullivan, Swantz

Absent: 3 - Johnson, Svitavsky, Kader

[14-0702](#)

Applications of Stateside LLC dba The Mint for a Combination "Class B" Beer & Liquor license at 1810 State Street for the license period 2014-15 (Notice of Intent for Non-Renewal).

Cornett/Formanek open public. Motion carried.

The following person spoke in OPPOSITION: Corrie Brekke.

Unanimous approval to close public hearing.

A motion was made by Krump, seconded by Becker, that the Non-Renewal of Application be approved for a non-renewal hearing to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

[14-0690](#)

Application of Aroma Holdings LLC dba The Brass Tap for a Class "B" Beer and "Class C" Wine at 520 State Street for the license period 2014-15 (Notice of Intent for Non-Renewal).

A motion was made by Becker, seconded by Medinger, that the Application be RECOMMENDED TO BE DENIED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 13 - Richmond, Miller, Cornett, Krump, Seaquist, Becker, Jerome, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

No: 1 - Cherf

Absent: 2 - Johnson,Svitavsky

Abstain: 1 - Kader

[14-0530](#)

AN AMENDED ORDINANCE to amend Section 15.02(B) of the Code of Ordinance of the City of La Crosse by transferring certain property from the Single Family District to the Residence District to allow for twin homes at 1409-1411 Nakomis Avenue.

A motion was made by Kader, seconded by Becker, that the Ordinance be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl,Swantz

Excused: 2 - Johnson,Svitavsky

Finance and Personnel Committee

[14-0503](#)

Resolution authorizing the Fire Department to use remaining capital equipment funds.

A motion was made by Krump, seconded by Happel, that the Resolution be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl,Swantz

Absent: 2 - Johnson,Svitavsky

[14-0441](#)

Resolution approving Agreement Concerning Payment for Municipal Services (820 La Crosse Street).

(Note: The Committee, Committee of the Whole 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.)

A motion was made by Happel, seconded by Cornett, that the Resolution be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 13 - Miller, Cornett, Krump, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl,Swantz

No: 2 - Richmond,Cherf

Absent: 2 - Johnson,Svitavsky

[14-0538](#)

Resolution requesting the release of prior year's excess room tax funds to rebuild the La Crosse Center Boiler.

A motion was made by Krump, seconded by Cornett, that the Resolution be RECOMMENDED TO BE ADOPTED to the Common Council, due back on 6/12/2014. The motion carried by the following vote:

Yes: 13 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

Abstain: 2 - Becker, Jerome

CONSENT

A motion was made by Becker, seconded by Cornett, to approve the committee recommendations for the balance of the items as follows. The motion carried by the following vote:

Yes: 15 - Richmond, Miller, Cornett, Krump, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl, Swantz

Absent: 2 - Johnson, Svitavsky

J&A Consent Items

[14-0539](#)

AN ORDINANCE to amend Subsection 16.09 (E) (1), 20.04(F), 20.06 (F), 20.07(E), 20.11 (D), 20.12 (E), 20.121 (E) and 20.27 (F) of the Code of Ordinances of the City of La Crosse to modify the inspection requirements for certain licenses.

Recommended to be Adopted

[14-0550](#)

Resolution rescinding a Conditional Use Permit issued to Tolzmann Investments, LLC at 326 Pearl Street allowing for a Combination "Class B" Beer and Liquor License.

Recommended to be Not Adopted

[14-0551](#)

Resolution approving 2013 Compliance Maintenance Annual Report for the Isle La Plume wastewater plant.

Recommended to be Adopted

[14-0587](#)

Application of Christopher Edward Olson dba The Sports Nut for Expansion of Alcohol Beverage License at 801 Rose Street for Special Event on June 21, 2014 and resolution approving same.

Recommended to be Adopted

[14-0593](#) AN ORDINANCE to amend Subsection 15.44(E)(4) of the Code of Ordinances of the City of La Crosse transferring certain property from the Commercial Land Use Category to the Downtown Land Use Category at 529 Park Plaza Drive on the Future Land Use Map in the Comprehensive Plan.

Recommended to be Adopted

[14-0605](#) Resolution designating the La Crosse Convention and Visitor Bureau, Inc. as concessionaire for the La Crosse Center along with authorization for "Class B" intoxicating Liquor Permit.

Recommended to be Adopted

[14-0628](#) Various license applications pursuant to Chapter 20 of the La Crosse Municipal Code for the remainder of license period 2013-14 (June) and resolution approving same.

Recommended to be Adopted

F&P Consent Items

[14-0524](#) Resolution establishing the 2015-2019 Capital Equipment Budget.

Recommended to be Adopted

[14-0525](#) Resolution appropriating funds to pay a private contractor to remove trash, brush, debris, and personalty from private property as part of the code enforcement Order-to-Correct process.

Recommended to be Adopted

[14-0531](#) Resolution appropriating funds to purchase Planters for Downtown.

Recommended to be Adopted

[14-0532](#) Resolution appropriating funds to pay a consultant to perform the City of La Crosse 2014 semi-annual bridge inspections.

Recommended to be Adopted

[14-0533](#) Resolution authorizing use of 2012 Capital Project funds to conduct a study with CSL for the La Crosse Center on a long rang facility plan.

Recommended to be Adopted

[14-0541](#) Resolution appropriating funds from the 2014 Capital Improvement Budget for the Reconstruction of Lang Drive from La Crosse Street to the bridge (Project I.D. #5221-03-01, 71).

Recommended to be Adopted

- [14-0542](#) Resolution appropriating funds from the 2014 Capital Improvement Budget for the reconstruction of South Avenue from Ward Avenue to Green Bay Street (Project I.D. #16-02-02, 42, 72).
Recommended to be Adopted
- [14-0544](#) Resolution appropriating funds from the 2014 Capital Improvement Budget for the reconstruction of Mormon Coulee Road from Broadview Place to Losey Boulevard (Project #1641-03-02, 72).
Recommended to be Adopted
- [14-0545](#) Resolution appropriating funds from the 2014 Capital Improvement Budget for the reconstruction of East Avenue from Losey Boulevard to Victory Street (Project I.D. #5991-05-04, 74).
Recommended to be Adopted
- [14-0546](#) Resolution appropriating funds from the 2014 Capital Improvement Budget for the reconstruction of Cass Street from 4th Street to 7th Street (Project I.D. #7575-08-02, 72, 73).
Recommended to be Adopted
- [14-0548](#) Resolution authorizing public improvement and levying special assessments against benefited property in La Crosse, Wisconsin - installation of sanitary sewer main in the vicinity of 614 4th St. S.
Recommended to be Adopted
- [14-0558](#) Resolution releasing 2012 2016 CIP Funds for \$271,975 for construction of the Black River Trail.
Recommended to be Adopted
- [14-0559](#) Resolution approving the reorganization to the table of positions and classifications to transfer Building & Inspections from the Planning & Development Department to the Fire Department.
Recommended to be Adopted
- [14-0561](#) Resolution authorizing the Parks and Recreation Department to procure a tree/brush chipper.
Recommended to be Adopted
- [14-0564](#) Resolution authorizing appropriation of funds to continue job report audits in relation to development agreements entered into by the City of La Crosse.
Recommended to be Adopted

[14-0677](#)

Resolution authorizing City Engineer to hire consulting Engineer or temporary seasonal employee on an as-needed basis while searching for permanent staff.

Recommended to be Adopted

Adjournment

Unanimous approval to adjourn at 10:48 p.m.