



Meeting Minutes  
Committee of the Whole

---

Tuesday, January 7, 2014

7:30 PM

Council Chambers

---

**Call to Order, Pledge of Allegiance, Roll Call**

*Richard Swantz called the meeting to order at 7:30 p.m.*

**Present** 16 - Andrea Richmond, Dempsey Miller, Ryan Cornett, Jai Johnson, Katherine Svitavsky, 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** 1 - David J. Krump

**Code of Ethics**

**Judiciary and Administration Committee**

*Robert Seaquist, Chair, presiding.*

[13-0850](#)

Resolution approving the Single Family Conversion Ad Hoc Committee Recommendations for Neighborhood Livability.

*Motion by Becker, seconded by Miller, to open public hearing; motion carried unanimously. The following persons spoke in FAVOR: Jacob Sciammas, Barb Janssen, Karl Green, Carla Pena, Carmen Deyoe, Dan Duncanson, Dae Miles, Kraig Brownell, Nate Hundt, Linda Lee. Before all speakers had the opportunity to be heard, motion by Formanek, seconded by Medinger, to extend 15 minute time limit for the remainder of those signed up in favor; motion carried unanimously. The following persons spoke in OPPOSITION: Kent Gabrielson, Michael Pietrek, Mike Kiefer. Motion by Richmond, seconded by Cornett, to close public hearing; motion carried unanimously.*

**A motion was made by Cherf, seconded by Cornett, that the Resolution be RECOMMENDED TO BE ADOPTED (to receive and file report) to the Common Council, due back on 1/9/2014. The motion carried by the following vote:**

**Aye:** 16 - Richmond, Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl and Swantz

**Excused:** 1 - Krump

[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 Andrea Richmond, seconded by Ryan Cornett, that this Ordinance be RECOMMENDED TO BE NOT ADOPTED to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[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 by Andrea Richmond, seconded by Sara Sullivan, that this Ordinance be RECOMMENDED TO BE NOT ADOPTED to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[13-0769](#)

AN ORDINANCE to amend Paragraph 20.22(E)(1) of the Code of Ordinances of the City of La Crosse regarding the number of dogs and cats allowed per household.

*Motion by Jerome, seconded by Sullivan to open public hearing; motion carried unanimously. The following person spoke in OPPOSITION: Paulette Amann. The remainder of the speakers passed. Motion by Becker, seconded by Richmond, to close public hearing; motion carried unanimously.*

**A motion was made by Jai Johnson, seconded by Richard Becker, that this Ordinance be RECOMMENDED TO BE NOT ADOPTED to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[13-0843](#)

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 Commercial District to the Special Multiple District to allow a multi-family apartment building at 1231, 1241 and 1247 La Crosse St.

**A motion was made by Andrea Richmond, seconded by Richard Swantz, that this Ordinance be RECOMMENDED TO BE ADOPTED to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[13-0846](#)

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 Heavy Industrial District to the Traditional Neighborhood District to allow for a multi-family residential building at 2219 South Ave.

**A motion was made by Andrea Richmond, seconded by James Cherf, that this Ordinance be RECOMMENDED TO BE ADOPTED to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[13-0848](#)

Application of Ronald Dean Stahr for a Conditional Use Permit allowing for a 2-unit family dwelling in the Washburn Residential District at 322 9th St. S.

**A motion was made by Andrea Richmond, seconded by Sara Sullivan, that this Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[13-0892](#)

Resolution approving various license applications pursuant to Chapter 20 of the La Crosse Municipal Code for the license period 2013-14 (January).

*On Application of Tolzmann Investments LLC for Combination "Class B" Beer & Liquor License and Indoor Cabaret at 326 Pearl Street, motion by Becker, seconded by Cornett, to open public hearing; motion carried unanimously. The following persons spoke in FAVOR: Alan Tolzmann.*

*Motion by Cherf, seconded by Formanek, to deny based on the concern of the impact on the peace, quiet and cleanliness of the neighborhood where the establishment is located.*

*Motion by Cornett, seconded by Richmond, to open public hearing a second time; motion carried unanimously. The following person spoke: Alan Tolzmann.*

*Motion by Kader, seconded by Jerome, to refer for 60 days; motion failed 5-11 (7, 8, 9, 13, 16 voted yes).*

*Motion by Medinger, seconded by Cornett, to approve applications of Tolzmann Investments LLC; motion carried 12-4 (7, 8, 9, 13 voted no).*

**A motion was made that this Application be RECOMMENDED TO BE DIVIDED to the Common Council, due back by 1/9/2014. The motion carried unanimously by voice vote.**

[13-0803](#)

AN ORDINANCE to amend Subsection 2.51 of the Code of Ordinances of the City of La Crosse regarding salary and fringe benefits of Council Members.

**Motion by Kader, seconded by Wigdahl, to amend Council Member salary to \$500 per month with 2015 elections; motion carried 10-6 (1, 7, 9, 13, 14, 15 voted no). A motion was made by Kader, seconded by Johnson, that the Ordinance be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 1/9/2014. The motion carried 10-6 (1, 7, 9, 13, 14, 15 voted no). Unanimous consent to reconsider. Motion by Becker, seconded by Formanek to delete salary increase for Council Members and leave the housekeeping corrections in place; motion carried 14-2 (Seaquist and Wigdahl voted no). As amended, the motion carried.**

**Aye:** 10 - Miller, Cornett, Johnson, Svitavsky, Seaquist, Jerome, Kader, Sullivan, Wigdahl and Swantz

**No:** 6 - Richmond, Cherf, Becker, Formanek, Medinger and Happel

**Excused:** 1 - Krump

[13-0853](#)

Resolution creating the La Crosse Branch Library Ad Hoc Task Force.

**Unanimous consent to correct minutes of J&A to record amendment by deleting the representative from La Crosse County Board. Motion by Sullivan, seconded by Swantz, to amend to add representation of La Crosse County Board back into the composition of the ad hoc committee; motion carried 12-4 (7, 9, 13, 16 voted no). A motion was made that the Resolution be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 1/9/2014. The motion carried by the following vote:**

**Aye:** 15 - Richmond, Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl and Swantz

**Excused:** 1 - Krump

**Abstain:** 1 - Jerome

### **Actions by Single Vote**

**Unanimous consent to approve the balance of the J&A items as follows:**

[13-0835](#)

Resolution approving 2014 Joint Powers Agreement - County 9-1-1 Emergency System between the City and County of La Crosse.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0851](#)

AN ORDINANCE to amend Section 15.17(A) of the Code of Ordinances of the City of La Crosse to allow restaurants and concessions as a permitted use on City park land in the Public and Semi Public Zoning District.

**This Ordinance was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0854](#)

AN ORDINANCE to amend Section 10.03(R) of the Code of Ordinances of the City of La Crosse regarding consumption of alcoholic beverages under the jurisdiction of the Board of Park Commissioners.

**This Ordinance was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0864](#)

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 Floodway Overlay District and Light Industrial District to the Public/Semi-Public District providing for consistent zoning of park land and allowing for proper enforcement of restrictions on properties located at 301, 617, 700 Pettibone Dr. and 333 Park Plaza Dr.

**This Ordinance was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

## Finance and Personnel Committee

*Audrey Kader, Chair, presiding.*

### [13-0071](#)

Resolution approving license agreement with the 4000 Foundation.  
*(Note: The committee, Committee of the Whole and/or Common Council may convene in closed session pursuant to Wis. Stats. sec. 19.85(1)(e) to update and formulate negotiation strategies and parameters. Following the closed session, the committees and/or Council may reconvene in open session.)*

*Unanimous consent to open public hearing. The following person spoke in OPPOSITION: Clifford Collins. Unanimous consent to close public hearing.*

**A motion was made by Richard Becker, seconded by Francis J. Formanek, that this Resolution be RECOMMENDED TO BE RE-REFERRED FOR 30 DAYS to the Common Council, due back by 1/9/2014. The motion carried by voice vote 15-1 (Jerome voted no).**

### [13-0802](#)

Resolution to renew lease for Harry J Olson Senior Center for 2014.

**Motion by Becker, seconded by Cherf, that lease comes back to the Council when it expires in 2015; motion carried 15-0 (Richmond Abstained). A motion was made that the Resolution be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 1/9/2014. The motion carried by the following vote:**

**Aye:** 15 - Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl and Swantz

**Excused:** 1 - Krump

**Abstain:** 1 - Richmond

### [13-0804](#)

Resolution approving South Side Senior Center lease renewal for 2014.

**Motion by Richmond, seconded by Cherf, that lease comes back to the Council when it expires in 2015; motion carried 16-0. A motion was made that the Resolution be RECOMMENDED TO BE ADOPTED AS AMENDED to the Common Council, due back on 1/9/2014. The motion carried by the following vote:**

**Aye:** 16 - Richmond, Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl and Swantz

**Excused:** 1 - Krump

[13-0849](#)

Neighborhood/Community/Senior Centers Facility and Programs Report.

**Unanimous consent to add Board of Park Commissioners in the referral (Richmond abstained). A motion was made that this Resolution be RECOMMENDED TO BE RE-REFERRED FOR 60 DAYS WITH DIRECTION TO BPW AND BPC to the Common Council, due back by 1/9/2014. The motion carried by the following vote:**

**Aye:** 15 - Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Jerome, Kader, Sullivan, Formanek, Medinger, Happel, Wigdahl and Swantz

**Excused:** 1 - Krump

**Abstain:** 1 - Richmond

### **Actions by Single Vote**

**Unanimous consent to approve the balance of the F&P items as follows:**

[13-0831](#)

Resolution approving purchase of a new or used Airport Operations vehicle.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0833](#)

Resolution approving the installation of an electric vehicle charging station at the airport.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0834](#)

Resolution authorizing a Terminal Project Improvement Account.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0838](#)

Resolution approving a wage increase for Non-Represented Employees effective January 3, 2014.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0844](#)

Resolution approving land lease between City of La Crosse and Dahl Ford.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[13-0867](#)

Resolution authorizing increase in court costs for municipal citations.

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[14-0018](#)

Resolution approving sale of land to Trueline, Inc. (Short-circuited by Mayor Kabat 12/23/2013)

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

[14-0020](#)

Resolution deferring LIPCO loan payment. (Short-circuited by Mayor Kabat 12/27/2013)

**This Resolution was RECOMMENDED TO BE ADOPTED to the Common Council due back on 1/9/2014**

## **Adjournment**

*Unanimous consent to adjourn at approximately 10:15 p.m.*