



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Minutes - Final

Common Council

Thursday, July 12, 2018

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 Kael Clemmerson, New Beginnings Christian Fellowship.

Approval of Minutes

A motion was made by Richmond, seconded by Neumeister, that the Minutes of June 14 regular and June 25 special meetings be APPROVED. The motion carried unanimously by roll call vote.

Reports

[18-0994](#)

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

2018-07-001

A motion was made by Richmond, seconded by Weaver, 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

[18-0998](#)

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

2018-07-002

A motion was made by Richmond, seconded by Weaver, 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

Ostrem announced Family Fun Night in Poage Park on July 19.

Janssen announced the Northside Neighborhood Association clean-up will be July 15 in Copeland Park at 10:00 a.m.

COMMON COUNCIL MATTERS

[18-0221](#)

Resolution selecting design concept "B1" for the La Crosse Center remodeling and expansion and appropriating additional funding for the project.

2018-06-018

A motion was made by Gaul, seconded by Olson, that the Veto be OVERRIDDEN with the question being Should the act become effective notwithstanding the objections of the Mayor? Nine affirmative votes were required to override the veto. The motion FAILED by the following vote:

Yes: 7 - Janssen, Marshall, Marcou, Padesky, Olson, Gaul, Christians

No: 6 - Richmond, Neumeister, Weaver, Ostrem, Medinger, Happel

[18-0983](#)

Resolution approving July 2018 Engineering Estimates.

2018-07-003

A motion was made by Medinger, seconded by Richmond, 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

[18-1006](#)

Resolution approving 2018 Bills paid in July.

2018-07-004

A motion was made by Richmond, seconded by Christians, 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

APPOINTMENTS BY THE MAYOR[18-0981](#)

Building & Housing Appeals Board: Brad Neumeister. Heritage Preservation Commission: Marcus Zettler. Human Rights Commission: Justice Weaver. Redevelopment Authority: Cassandra Woodward.

2018-07-005

A motion was made by Richmond, seconded by Marshall, that the Appointments be CONFIRMED. The motion carried by the following vote:

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

No: 1 - Gaul

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

A motion was made by Richmond, seconded by Gaul, to SUSPEND Council Rule VIII for File #18-0656. The motion carried unanimously by roll call vote.

REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED[18-0886](#)

Report of Bids & Resolution awarding contract (with the acceptance of both deduct alternates) to H & H Civil Construction, LLC in the amount of \$204,602.00 for the Bluffview Park Renovations Project.

2018-07-006

A motion was made by Richmond, seconded by Neumeister, 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

[18-0934](#)

Report of Quotes & Resolution awarding contract to Fowler & Hammer, Inc. in the amount of \$33,000.00 for the Cap Slab on Rail Workers Memorial at Kane Street Gardens project.

2018-07-007

A motion was made by Richmond, seconded by Marcou, 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 WITH NO RECOMMENDATION

[18-0806](#)

AN ORDINANCE to create Sections 44-115 and 44-116 and to amend the Parking Violation Table contained in Section 44-1 of the Code of Ordinances of the City of La Crosse regarding the immobilization, removal, impoundment and disposal of motor vehicles based on non-moving violations and for unregistered vehicles.

Ord. 5059. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

A motion was made by Richmond, seconded by Gaul, that the Ordinance 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

[18-0837](#)

A CHARTER ORDINANCE to amend various sections of the Municipal Charter of the City of La Crosse to make changes to City Officer titles and responsibilities.

Ch. Ord. 40. For complete ordinance, see p. ____ of Volume 1 of Charter Ordinances.

A motion was made by Richmond, seconded by Neumeister, that the Charter Ordinance be ADOPTED. The motion carried by the following vote:

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

[18-0851](#)

Resolution appropriating funds in connection with the Mobilitie/WITN issues related to cell towers in the public right-of-way and updating the City's cell tower ordinances.

2018-07-008

A motion was made by Gaul, seconded by Padesky, 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 REMOVED FROM CONSENT AGENDA**18-0905**

Resolution authorizing application for a disaster recovery program disaster supplemental grant to the U.S. Department of Commerce to fund the construction of storm water flooding mitigation projects and to commit to a non-federal cash match for future projects.

A motion was made by Padesky, seconded by Gaul, that the Resolution be AMENDED to correct an error in the total project cost and funding amounts as proposed. The motion carried by the following vote:

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

2018-07-009

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

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

18-0656

Amended Resolution approving Impact Seven, Inc. Development Agreement for Garden Terrace.

(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 Committee and/or Council may reconvene in open session.)

A motion was made by Padesky, seconded by Weaver, that the Resolution be AMENDED to change the address of the Developer's Lender on page 19 of the Agreement. The motion carried by the following vote:

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

2018-07-010

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

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

CONSENT AGENDA

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

ITEMS RECOMMENDED TO BE ADOPTED

- [18-0805](#) AN ORDINANCE to create Section 30-61(e) of the Code of Ordinances of the City of La Crosse regarding special charges related to enforcement of an ordinance related to noxious weeds, electronic waste or other building or property maintenance standards.
Ord. 5060. For complete ordinance, see p. ____ of Volume 11 of Ordinances.
- [18-0838](#) AN ORDINANCE to amend Section 1-2 of the Code of Ordinances of the City of La Crosse to add definitions for new director titles for City employees.
Ord. 5061. For complete ordinance, see p. ____ of Volume 11 of Ordinances.
- [18-0590](#) Resolution approving a professional services agreement with Alta Planning + Design Inc. for the completion of an economic impact study of bicycling in the city.
2018-07-011
- [18-0711](#) Resolution endorsing La Crosse's annual application as a Bird City and for the High Flyer Award from Bird City Wisconsin in 2018 and supporting the annual International Migratory Bird Day (IMBD) at Myrick Park.
2018-07-012
- [18-0789](#) Resolution appropriating uncommitted bond funds for the first phase of photovoltaic project services from Madison Solar Consulting.
2018-07-013
- [18-0804](#) Resolution approving an extension of the current sewer service agreements with the Town of Campbell and the City of Onalaska through December 31, 2019.
2018-07-014
- [18-0808](#) Resolution approving a one-year basic subscription to Wisconsin Energy Conservation Corporation's Sustainability Tracking System.
2018-07-015

- [18-0835](#) Resolution regarding Review of Conditional Use Permit allowing a bed & breakfast in the single family district at 1419 Cass Street.
2018-07-016
- [18-0836](#) Resolution regarding Review of Conditional Use Permit at 2631 South Avenue allowing for an auto diagnostic and electrical repair shop.
2018-07-017
- [18-0849](#) Resolution approving Application of Impact Seven, Inc. for a Conditional Use Permit allowing demolition of structures for green space at 901 George St. and 1109 St. James St.
2018-07-018
- [18-0879](#) Resolution authorizing the Police Department to accept a 2018 WI Department of Justice - VOCA (Victims of Crime Act) grant to fund one (1) Police Officer position.
2018-07-019
- [18-0894](#) Resolution approving Towing Agreement for Abandoned Vehicles between the City of La Crosse Police Department and Don's Towing and Repair, Inc.
2018-07-020
- [18-0897](#) Resolution approving Application of Roy L. Vingers American Legion Post 52 dba American Legion Post 52 for Expansion of Alcohol Beverage License for Special Event at 711 6th St. S. on September 2, 2018.
2018-07-021
- [18-0909](#) Resolution granting various license applications pursuant to Chapters 4, 6 and/or 10 of the La Crosse Municipal Code for remainder of license period 2018-19 (July).
2018-07-022

ITEMS RECOMMENDED TO BE NOT ADOPTED

- [18-0685](#) 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 and Residence District to the Traditional Neighborhood District - General allowing a second multi-family residential apartment building at 1114 and 1120 5th Ave. S.
2018-07-023

[18-0773](#) 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 to the Commercial District allowing parking lots to be combined and paved at 1229 Avon Street.

2018-07-024

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.

Re-referred 60 days to the September 2018 meetings.

ITEMS RECOMMENDED TO BE RECEIVED AND FILED

[18-0757](#) Report of the Transportation Demand Management Committee.

2018-07-025

[18-0791](#) City of La Crosse and La Crosse County Sustainability Indicators 2017 Report.

2018-07-026

[18-0846](#) 2017 La Crosse Fire Department Annual Report.

2018-07-027

Adjournment

A motion was made by Richmond, seconded by Weaver, to adjourn at 7:48 p.m. The motion carried by voice vote.