



Meeting Minutes
Judiciary & Administration Committee

Tuesday, March 4, 2014

7:30 PM

Council Chambers

Call To Order, Roll Call

Robert Seaquist, Chair, presiding.

Present: 9 - Jai Johnson, Sara Sullivan, Richard Becker, Andrea Richmond, Francis J. Formanek, Robert Seaquist, James Cherf, Dempsey Miller, David J. Krump

Agenda Items:

[14-0100](#)

AN ORDINANCE to annex a parcel of land from the Town of Campbell to the City of La Crosse (Binsfeld Property).

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 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0101](#)

Petition for Direct Annexation by Unanimous Approval pursuant to Sec. 66.0217(2), Wis. Stats. of land from the Town of Campbell to the City of La Crosse (Binsfeld Property - Nakomis Avenue).

A motion was made by Becker, seconded by Richmond, that the Petition be RECOMMENDED TO BE ACCEPTED AND FILED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0116](#)

Certified Survey Map Lot 3 and Part of Lot 4 Block 25 T Burns HS Durand ST Smith & FM Rublees Addition, City of La Crosse, La Crosse County, Wisconsin and resolution approving same.

A motion was made by Becker, seconded by Richmond, that the Plat/Certified Survey Map be RECOMMENDED RESOLUTION APPROVING THE SAME to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0135](#)

AN AMENDED ORDINANCE to create Paragraph 15.04(N)(3)(vi) of the Code of Ordinances of the City of La Crosse regarding existing fences adjacent to or encroaching into alley right of way.

A motion was made by Becker, seconded by Krump, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0151](#)

AN ORDINANCE to create paragraph 11.03(B) (7) of the Code of Ordinances of the City of La Crosse Extending the Bluff Slough Slow No Wake Zone to the South Lot Line of Parcel 17- 50030-90 within the City Limits of the City of La Crosse.

A motion was made by Formanek, seconded by Cherf, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0159](#)

Resolution approving Mutual Aid Agreement between City of La Crosse Fire Department and Town of Shelby Fire Department.

A motion was made by Richmond, seconded by Becker, that the Resolution be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0165](#)

AN ORDINANCE to repeal a portion of Section 25.01 of the Code of Ordinances of the City of La Crosse to rescind the permit and fee requirements for roofing, siding and window replacements.

A motion was made by Becker, seconded by Cherf, to amend per proposed Amendment presented. The motion failed 2-7 (Cherf and Becker voted yes). A motion was made by Johnson, seconded by Krump, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 7 - Johnson, Sullivan, Becker, Richmond, Cherf, Miller, Krump

No: 2 - Formanek, Seaquist

[14-0169](#)

Resolution requesting that the State of Wisconsin Department of Transportation prepare the Coulee Connections Transportation Study in order to develop new ideas to address transportation needs in the La Crosse area.

A motion was made by Cherf, seconded by Krump to deny. The motion was withdrawn. A motion was made by Formanek, seconded by Krump, that the Resolution be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0170](#)

AN AMENDED ORDINANCE to amend Subsection 2.35 (A) to (D) of the Code of Ordinances of the City of La Crosse regarding the continuity of government.

A motion was made by Richmond, seconded by Cherf, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0171](#)

AN ORDINANCE to create Section 2.37(A)(6) and to amend Subsection 2.37(B) and (C) Of the Code of Ordinances of the City of La Crosse regarding mobs or riots - emergency action.

A motion was made by Cherf, seconded by Sullivan, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0172](#)

AN AMENDED ORDINANCE to create Section 2.52 of the Code of Ordinances of the City of La Crosse regarding Emergency Management.

Referred to COW with no recommendation

A motion was made by Formanek, seconded by Richmond, that the Ordinance be RECOMMENDED TO BE RE-REFERRED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0178](#)

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 Traditional Neighborhood District - General and Specific to the Traditional Neighborhood District - Specific to provide additional parking at 231 10th St. N., 920 Vine St. and 919 State St.

Approved with conditions - combine 920 Vine and 919 State into 901 State; Access easement for shared driveway; drainage easement for storm water management; parking spaces maintained.

A motion was made by Richmond, seconded by Cherf, that the Ordinance be RECOMMENDED TO BE ADOPTED AS AMENDED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0179](#)

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 Single Family District to the Residence District to allow property to be rented as a duplex at 2326-2328 State St.

A motion was made by Cherf, seconded by Sullivan, that the Ordinance be RECOMMENDED TO BE NOT ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0180](#)

Application of Western Technical College for a Conditional Use Permit allowing for demolition of building to provide parking with bioswales for storm water management at 402 8th St. N. and resolution approving same.

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 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0184](#)

Application of A&S Foster LLC dba Bottoms Up for an Expansion of Alcohol Beverage License & Street Privilege Permit for special event at 500 Copeland Avenue on May 31, 2014 and resolution approving same.

A motion was made by Johnson, seconded by Becker, that the Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0195](#)

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 Single Family District to the Washburn Residential District to combine lots improving a parking situation at adjacent properties and to allow for the construction of a new home on the vacant lot at 812/814 7th St. S.

A motion was made by Becker, seconded by Richmond, that the Ordinance be RECOMMENDED TO BE ADOPTED to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0246](#)

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

A motion was made by Becker, seconded by Richmond, that the Application be RECOMMENDED RESOLUTION APPROVING THE SAME to the Committee of the Whole, due back on 3/11/2014. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

FOR THE FOLLOWING J&A ONLY AGENDA ITEMS:

[14-0141](#)

Request of Vincent & Linda Hamilton 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 811 6th St. S.

Subject to fees being paid by April 10, 2014 at noon.

2014-03-001

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

Aye: 8 - Johnson, Sullivan, Becker, Richmond, Seaquist, Cherf, Miller, Krump

No: 1 - Formanek

[14-0176](#)

Request of Thomas Schams 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 942 Hood Street.

Approved subject to fees and taxes being paid by Monday at noon.

2014-03-002

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

Aye: 8 - Johnson, Sullivan, Becker, Richmond, Seaquist, Cherf, Miller, Krump

No: 1 - Formanek

[14-0177](#)

Request of Misty Lown 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 1343 Wood Street.

Approved subject to fees and taxes being paid by Monday at noon.

2014-03-003

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0181](#)

Request of Travis Houston 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 1217 19th St. S.

Action was to refer to Committee of Whole; this item is only before J&A. Refer to April, 2014 J&A Meeting.

Motion by Seaquist, seconded by Formanek, to approve. The motion failed 4-5 (Becker, Cherf, Seaquist, Formanek voted Yes). A motion was made by Johnson, seconded by Krump, that the Communication be RE-REFERRED to the Committee of the Whole. The motion carried unanimously.

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0183](#)

Request of Corey and Jacqueline Cox 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 property at 2115 16th St. S.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-004

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0192](#)

Request of Larry Alens 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 property at 626 20th St. S.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-005

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0193](#)

Request of Shea Ealey 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 property at 929 and 931 Redfield St.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-006

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0200](#)

Request of Sarah Fortune (on behalf of UR Home Rentals LLC) 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 property at 617 Market St.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-007

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0220](#)

Request of Karen Briggs 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 property at 726 Charles Street.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-008

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0221](#)

Request of Susan and Dan Woodard 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 property at 736 24th St. N.

2014-03-009

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0229](#)

Request of Nick Quint 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 property at 2902 22nd St. N.

Reconsidered. See Also April 1, 2014 J&A Minutes.

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0235](#)

Request of Kou and Nou Chee Yang 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 property at 767 Losey Blvd. N.

2014-03-010

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

Aye: 7 - Sullivan, Becker, Formanek, Seaquist, Cherf, Miller, Krump

No: 2 - Johnson, Richmond

[14-0239](#)

Request of Steve Bornitz 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 2227 George St.

2014-03-011

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0240](#)

Request of Jeff Fogel 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 1916 Strong Ave.

2014-03-012

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0241](#)

Request of Mayo Clinic Health System - Franciscan Healthcare Inc. 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 535 17th St. S.

Subject to fees and taxes paid by March 10, 2014.

2014-03-013

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0242](#)

Request of Justin Brown 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 211 Caledonia St.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-014

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

Aye: 6 - Sullivan, Becker, Richmond, Cherf, Miller, Krump

No: 3 - Johnson, Formanek, Seaquist

[14-0243](#)

Request of Boon Yang 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 property at 2114 Liberty St.

Reconsidered. See Also April 1, 2014 J&A Minutes.

A motion was made by Formanek, seconded by Sullivan, that the Communication be DENIED. The motion carried by the following vote:

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

[14-0244](#)

Request of Joshua Dudgeon 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 property at 1815 Redfield St.

Subject to fees and taxes being paid by March 10, 2014.

2014-03-015

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

Aye: 9 - Johnson, Sullivan, Becker, Richmond, Formanek, Seaquist, Cherf, Miller, Krump

Future J&A agenda items without written legislation.

No action taken.

Report and Discussions regarding Code Enforcement Ordinances.

Discussion only, no action taken.

Adjournment

Unanimous consent to adjourn at approximately 9:30 p.m.