



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Minutes - Final

Common Council

Thursday, December 8, 2016

7:30 PM

Council Chambers

Mayor Tim Kabat, Presiding

Mayor Kabat called the meeting to order at approximately 7:45 p.m.

Mayor Kabat recognized the years of service and retirements of Kelly Branson, Director of Finance & Purchase/Treasurer; Dale Hexom, Director of Public Works; and Keith Lee, Municipal Transit Manager, and announced this will be their last Council meeting.

Roll Call

Present: 17 - Tim Kabat, Andrea Richmond, Ryan Cornett, Jai Johnson, Elaine Anderson, David Krump, James Cherf, Robert Seaquist, Gary Padesky, Richard Becker, Audrey Kader, Francis J. Formanek, Phillip A. Ostrem, Paul Medinger, Douglas Happel, Martin Gaul, Richard Swantz

Pledge of Allegiance

Invocation

Pastor Chuck Robinson of First Church of Christ offered an invocation.

Approval of Minutes

A motion was made by Richmond, seconded by Medinger, that the minutes of November 10 regular, November 15 special and November 17 special meetings be APPROVED. The motion carried unanimously.

Reports

[16-1128](#)

Report of Fire Department - Division of Fire Prevention and Building Safety on Inspections & Permit Revenue for the month of October 2016.

2016-12-003

A motion was made by Richmond, seconded by Krump, that the Report be RECEIVED AND FILED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

[16-1178](#)

Report of Fire Department - Division of Fire Prevention and Building Safety on Inspections & Permit Revenue for the month of November 2016.

2016-12-004

A motion was made by Richmond, seconded by Becker, that the Report be RECEIVED AND FILED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

[16-1180](#)

Report of the Director of Finance for the month of November 2016.

2016-12-005

A motion was made by Richmond, seconded by Padesky, that the Report be RECEIVED AND FILED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Notices and Discussions

Council Member Swantz recognized Elaine Anderson, Council Member for the 5th District, who is resigning effective January 1, 2017 following her graduation from UW-La Crosse.

Council Member Anderson addressed the Council and spoke of the opportunity and experience serving as council member.

COMMON COUNCIL MATTERS

[15-1240](#)

Intergovernmental boundary agreement terms with neighboring municipalities pursuant chapter 66 of the Wisconsin Statutes.

[16-1174](#)

Resolution approving December 2016 Engineering Estimates.

2016-12-006

A motion was made by Richmond, seconded by Anderson, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

[16-1181](#)

Resolution approving 2016 bills paid in December.

2016-12-007

A motion was made by Cornett, seconded by Becker, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 15 - Richmond, Cornett, Johnson, Anderson, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Absent: 1 - Krump

APPOINTMENTS BY THE MAYOR

[16-1148](#)

City of La Crosse Arts Board: Robin Moses, 1016 Eastwood St., Barry McKnight, 424 20th St. S. International Committee: Irene Barmore, 2025 State St.

2016-12-008

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

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

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

A motion was made by Richmond, seconded by Medinger, to SUSPEND Council Rule VIII on File 16-1179. The motion carried unanimously.

SUSPENSION OF COUNCIL RULE V (action of standing committees) FOR THE FOLLOWING ITEMS (2/3 Vote Required):

A motion was made by Richmond, seconded by Gaul, to SUSPEND Council Rule V on File 16-1179. The motion carried unanimously.

ITEM WITHOUT RECOMMENDATION

[16-1179](#)

Resolution authorizing the Parks Department to replace furnace at 410 East Veterans Memorial Drive and appropriation of funds.

2016-12-009

A motion was made by Padesky, seconded by Richmond, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 15 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Abstain: 1 - Seaquist

REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED

[16-1177](#)

Report of Quote & Resolution awarding contract to Gridsmart Technologies, Inc. in the amount of \$16,736.00 for video installation at Losey Boulevard & State Road Signal project.

2016-12-010

A motion was made by Richmond, seconded by Medinger, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

ITEMS RECOMMENDED TO BE ADOPTED

[16-1076](#)

Resolution appropriating funds to pay for items for the Goosetown-Campus Neighborhood.

2016-12-011

A motion was made by Richmond, seconded by Cornett, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

[16-1079](#)

Resolution approving funds in connection with the La Crosse Municipal Boat Harbor, Inc.

(Note: The Committee 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.)

2016-12-012

A motion was made by Cornett, seconded by Richmond, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

[16-1101](#)

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 and Multiple Dwelling District to the Planned Development District - General allowing for development of multifamily housing development at 733 Kane St., 1109 St. James St. and 901 George St.

Ord. 4965. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

A motion was made by Cornett, seconded by Cherf, that the Ordinance be ADOPTED. The motion carried by the following vote:

Yes: 14 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Becker, Kader, Ostrem, Medinger, Happel, Gaul, Swantz

No: 2 - Padesky, Formanek

[16-1102](#)

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 to the Local Business District allowing for rebuild of McDonald's restaurant on property behind 2417 George Place (City owned surplus land).

Ord. 4966. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

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

Yes: 15 - Richmond, Cornett, Johnson, Anderson, Krump, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Abstain: 1 - Cherf

[16-1109](#)

Application of Rick Lommen dba Courtesy Corporation for a Conditional Use Permit to demolish current structures allowing construction of a new McDonald's restaurant at 2419 George Pl., 2417 George Pl., 2425 George St. and 2421-2423 George St. and resolution approving same.

2016-12-013

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

Yes: 15 - Richmond, Cornett, Johnson, Anderson, Krump, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Abstain: 1 - Cherf

ITEMS PULLED FROM CONSENT AGENDA

[16-1096](#)

Application of Immanuel Lutheran Church for a Conditional Use Permit to demolish structure allowing for green space at 1118 Avon Street and resolution approving same.

A motion was made by Cornett, seconded by Richmond, that the Resolution be ADOPTED.

A motion was made by Kader, seconded by Gaul, to AMEND providing that as long as the property remains for purposes of the church, the PILOT be suspended. The motion carried by the following vote:

Yes: 12 - Richmond, Cornett, Johnson, Anderson, Krump, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

No: 4 - Cherf, Seaquist, Padesky, Becker

2016-12-014

A motion was made by Cornett, seconded by Medinger, that the Application be ADOPTED AS AMENDED. The motion carried by the following vote:

Yes: 14 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

No: 2 - Padesky, Becker

[16-1060](#)

Resolution approving the second sale of City owned land to Courtesy Corporation for construction of a new McDonalds Restaurant.

2016-12-015

A motion was made by Richmond, seconded by Seaquist, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 15 - Richmond, Cornett, Johnson, Anderson, Krump, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Abstain: 1 - Cherf

[16-0887](#)

AN AMENDED ORDINANCE to amend Section 10-460 of the Code of Ordinances of the City of La Crosse relating to junk dealers.

A motion was made by Becker, seconded by Cornett, that this Ordinance be ADOPTED.

A motion was made by Becker, seconded by Cornett, that the Ordinance be AMENDED to create 10-483(5) allowing for description of vehicle on the application. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

Ord. 4964. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

A motion was made by Richmond, seconded by Becker, that the Ordinance be ADOPTED AS AMENDED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

[16-1110](#)

Application of Gundersen Health System for a Conditional Use Permit to demolish structures allowing green space at 1420 9th St. S. and resolution approving same.

2016-12-016

A motion was made by Johnson, seconded by Krump, that the Resolution be ADOPTED. The motion carried by the following vote:

Yes: 12 - Richmond, Cornett, Johnson, Anderson, Cherf, Seaquist, Becker, Kader, Formanek, Ostrem, Medinger, Swantz

No: 4 - Krump, Padesky, Happel, Gaul

[16-1103](#)

AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Washburn Residential District to the Planned Development District - General allowing for single-family residential homeownership townhomes at 421 Mississippi St., 926-930 5th Ave. S. and 918-922 5th Ave. S.

Ord. 4969. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

A motion was made by Kader, seconded by Krump, that the Ordinance be ADOPTED. The motion carried by the following vote:

Yes: 16 - Richmond, Cornett, Johnson, Anderson, Krump, Cherf, Seaquist, Padesky, Becker, Kader, Formanek, Ostrem, Medinger, Happel, Gaul, Swantz

CONSENT AGENDA

A motion was made by Becker, seconded by Cherf, to ADOPT the Consent Agenda. The motion carried unanimously on voice vote.

ITEMS RECOMMENDED TO BE ADOPTED

[16-1099](#)

AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Low Density Multiple and Multiple Dwelling District to the Public/Semi-Public District allowing for parking at 812 Tyler St., 1501 8th St. S., 1507 8th St. S., 1511 8th St. S., 1517 8th St. S., 1502 9th St. S., 1508 9th St. S., 1514 9th St. S., 1518 9th St. S., 1524 9th St. S., 817-819 Denton St.

Ord. 4967. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

[16-1100](#)

AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Commercial District to the Planned Development District - General allowing for development of multifamily housing development at 707, 713 and 721 La Crosse Street.

Ord. 4968. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

- [16-0968](#) Resolution vacating a portion of a street by La Crosse Street and Seventh Street.
2016-12-017
- [16-1000](#) Amended Resolution approving use of 2016 Capital Improvement Funds - Powell Park Renovations.
2016-12-018
- [16-1064](#) Resolution authorizing compression pay for Police Captains.
2016-12-019
- [16-1067](#) Resolution amending Section 125 Plan to increase the employees annual maximum election limit.
2016-12-020
- [16-1068](#) Resolution approving a wage increase effective January 1, 2017 for non-represented positions covered under the Employee Handbook and Library positions.
2016-12-021
- [16-1070](#) Resolution authorizing the Director of Human Resources to submit an application form to secure services with Delta Dental for the Union sponsored voluntary dental plan for the term January 1, 2017.
2016-12-022
- [16-1071](#) Resolution transferring section of storm sewer to owner of property at 1930 Rose Street.
2016-12-023
- [16-1073](#) Resolution extending Financial Advisor agreement for a two year period.
2016-12-024
- [16-1074](#) Resolution extending Bond Counsel Services agreement for a two year period.
2016-12-025
- [16-1075](#) Resolution accepting Water Connection Fee Report and approving implementation of Policy for application of new water connection charges.
2016-12-026

- [16-1077](#) Resolution to create a committee to negotiate a contract for emergency medical services with Tri-State Ambulance.
2016-12-027
- [16-1080](#) Resolution approving the addition to the Veterans Point Marina as seen in the 2016- 2020 Strategic Plan.
2016-12-028
- [16-1082](#) Initial Resolution authorizing not exceeding \$3,520,000 general obligation bonds of the City of La Crosse.
2016-12-029
- [16-1083](#) Initial Resolution authorizing not exceeding \$180,000 general obligation bonds of the City of La Crosse.
2016-12-030
- [16-1085](#) Initial Resolution authorizing not exceeding \$870,000 general obligation bonds of the City of La Crosse.
2016-12-031
- [16-1086](#) Initial Resolution authorizing not exceeding \$1,100,000 general obligation bonds of the City of La Crosse.
2016-12-032
- [16-1087](#) Initial Resolution authorizing not exceeding \$3,645,000 general obligation bonds of the City of La Crosse.
2016-12-033
- [16-1089](#) Initial Resolution authorizing not exceeding \$220,000 general obligation bonds of the City of La Crosse.
2016-12-034
- [16-1090](#) Amended Resolution directing the advertisement and sale of approximately \$27,135,000 aggregate principal amount of General Obligation Corporate Purpose Bonds, Series 2017, and approximately \$2,815,000 aggregate principal amount of General Obligation Promissory Notes, Series 2017 of the City of La Crosse, La Crosse County, Wisconsin.
2016-12-035

- [16-1097](#) Application of Gundersen Health System for a Conditional Use Permit to demolish structure allowing for parking at 1502 9th St. S. and resolution approving same.
2016-12-036
- [16-1108](#) Application of Desmond Investments II LLC for a Conditional Use Permit to demolish structure allowing for vehicle turnaround, drop off and temporary parking at 312-316 7th St. S. and resolution approving same.
2016-12-037
- [16-1111](#) Application of Gundersen/City of La Crosse Neighborhood Development Corp. for a Conditional Use Permit to demolish structures allowing green space at 512-514 Farnam St. and resolution approving same.
2016-12-038
- [16-1112](#) Application of A-1 Taxi Service Inc. for 2017 Public Vehicle for Hire License and resolution approving same.
2016-12-039
- [16-1113](#) Application of Sinkoss USA LLC dba Bullet Cab for 2017 Public Vehicle for Hire License and resolution approving same.
2016-12-040
- [16-1114](#) Application of Top Hat, Inc. dba CTS Taxi for 2017 Public Vehicle for Hire License and resolution approving same.
2016-12-041
- [16-1115](#) Application of DJL, Inc. dba Luxury Limousines for 2017 Public Vehicle for Hire License and resolution approving same.
2016-12-042
- [16-1116](#) Application of Coulee Region Taxi LLC dba Coulee Region Taxi for 2017 Public Vehicle for Hire License and resolution approving same.
2016-12-043
- [16-1117](#) Application of Cinderella Carriage LLC for 2017 Horse-Drawn Vehicle License and resolution approving same.
2016-12-044

- [16-1130](#) Application of Bee Cab, Inc. for 2017 Public Vehicle for Hire License and resolution approving same.
2016-12-045
- [16-1131](#) Resolution closing an alley bound by Campbell Street, Wood Street, George Street and Salem Road to through traffic at the easterly line of George Street and appropriation of funds.
2016-12-046
- [16-1134](#) Resolution authorizing a reorganization of the Engineering Department effective January 1, 2017
2016-12-047
- [16-1137](#) Resolution granting various license applications pursuant to Chapters 4, 6 and/or 10 of the La Crosse Municipal Code for the remainder of license period 2016-17 (December).
2016-12-048

ITEMS RECOMMENDED TO BE RE-REFERRED

- [16-1098](#) AN AMENDED ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Residential District to the ~~Planned Development~~ Traditional Neighborhood Development District - General allowing for an addition of a coffee shop/deli at 1514-1516 Market Street.
- [16-1107](#) Request for Exception to Standards for Commercial Design by Wiebke Fur Co., Inc. for an exception to parking lot design and parking standards with construction of new facility at 100, 110 and 122 Rose St.

NEW ITEMS FOR REFERRAL

- [16-1139](#) Resolution appropriating additional funds in connection with insurance consultation services.
- [16-1146](#) Resolution declaring certain property located in the Coulee Sites Industrial Addition and the Kramer Industrial Addition as Surplus City Industrial Property.
- [16-1147](#) Resolution appropriating additional funds for inspection services for Process Equipment Repair Services, Inc. for the Digester No. 3 Rehabilitation project.

- [16-1149](#) Amended Resolution approving An Amendment to the Project Plan of Tax Incremental Financing District No. 13, City of La Crosse, Wisconsin.
- [16-1150](#) Resolution approving agreement for design services for rehabilitation of one digester cover at Isle La Plume wastewater treatment plant.
- [16-1155](#) Resolution approving an amendment to the Employee Handbook to provide a premium for ASE certifications.
- [16-1156](#) Resolution appropriating additional funds to allow the Legal Department to continue working on the creation of standard templates for contracts.
- [16-1158](#) Resolution approving changes to the Medical Benefit Plan Master Plan Document regarding Genetic Services.
- [16-1159](#) Amended Resolution authorizing a steering committee for the South Avenue Multimodal Assessment Study.
- [16-1168](#) Resolution authorizing the Board of Public Works to authorize use of fiber infrastructure.
- [16-1170](#) Application of Peter Gerrard dba Gerrard Corporation for a Conditional Use Permit to demolish structure allowing for future multi-family housing development at 234 10th St. N. and resolution approving same.
- [16-1176](#) Resolution to approve 2017-2018 Statewide Structural Collapse Contract through the State of Wisconsin.

Adjournment

A motion was made by Richmond, seconded by Cornett, to adjourn at 8:45 p.m. The motion carried unanimously by voice vote.