



# City of La Crosse, Wisconsin

City Hall  
400 La Crosse Street  
La Crosse, WI 54601

## Meeting Minutes

### Common Council

---

Thursday, November 9, 2017

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, Patrick Brever, Jacqueline Marcou, Gary Padesky, Jessica Olson, Phillip A. Ostrem, Paul Medinger, Martin Gaul, Douglas Happel, Roger Christians

#### Pledge of Allegiance

#### Invocation

*Bishop Jim Arends with La Crosse Area Synod offered an invocation.*

#### Approval of Minutes

**A motion was made by Medinger, seconded by Padesky, to APPROVE the minutes of the October 12, 2017 meeting. The motion carried.**

#### Reports

##### [17-1623](#)

Report of the Director of Finance for the month of October 2017.

*2017-11-001*

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

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

## Notices and Discussions

*K-9 Fundraiser Proceeds - The Apartment Association of the La Crosse Area (AALA) presented a check in the amount of \$5,000 for the La Crosse Police K-9 unit.*

## COMMON COUNCIL MATTERS

### [17-1614](#)

Resolution approving November 2017 Engineering Estimates.

2017-11-002

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

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

### [17-1622](#)

Resolution approving 2017 bills paid in October.

2017-11-003

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

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

## APPOINTMENTS BY THE MAYOR

### [17-1593](#)

Aviation Board: Carol Kratz, 355 21st St. S. Economic Development Commission: David Morrison, 1408 Market St., Terry Hicks, 3176 28th St. S. Heritage Preservation Commission: Daniel Manke, 1028 7th St. S., Chris Kahlow, 719 Cass St., David Riel, 1107 Caledonia St. Human Rights Commission: Jacqueline Marcou, 208 9th St. S. La Crosse Center Board: Pamela Maas, 4123 Beverly Dr.

2017-11-004

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

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

## 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 on files 17-1484, 17-1510, 17-1511, 17-1562, 17-1590. The motion carried unanimously.**

**REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED**

[17-1517](#)

Report of Quote & Resolution awarding contract to Cary Heating & Air Conditioning in the amount of \$4,349.00 for the Southside Senior Center Air Conditioner.

2017-11-005

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

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

[17-1560](#)

Report of Bids & Resolution awarding contract to Fowler & Hammer, Inc. in the amount of \$39,160.00 for the 2017 Median Islands for RRFB's.

2017-11-006

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

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

[17-1578](#)

Report of Quote & Resolution awarding contract to Water Works Dock & Boat Lifts, Inc. in the amount of \$7,000.00 to remove fallen trees blocking Pammel Creek Outfall Channel.

2017-11-007

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

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

[17-1589](#)

Report of Quotes & Resolution awarding Contract to Bernie J Buchner, Inc. in the amount of \$9,838.00 for the Pump House Heat/Cool Rooftop Unit project.

2017-11-008

**A motion was made by Neumeister, seconded by Brever, that the Resolution be ADOPTED. The motion carried by the following vote:**

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

**ITEMS RECOMMENDED TO BE ADOPTED**

[17-1418](#)

Amended Resolution approving 2018-2022 Capital Improvement Program Budget.

**A motion was made by Gaul, seconded by Janssen, that the Resolution be AMENDED per the proposed Gaul Amendment:**

**\*Item 44 Riverside Park Bandshell \$55,000 SOF 10**

**\*Item 60 Trails/Land Restoration \$170,000 SOF 10**

**\*Add Item 44a Riverside Park Fountain \$100,000 SOF 10**

**\*Item #56 to be designated as Veterans Memorial Pool Project \$575,000**

**SOF 4, \$150,000 SOF 10 (GENA), \$100,000 SOF 1 2018=Existing Bond Funds**

**The motion carried by the following vote:**

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

*2017-11-009*

**A motion was made by Medinger, seconded by Ostrem, that the Resolution be ADOPTED AS AMENDED including items requiring 2/3 vote. The motion carried by the following vote:**

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

[17-1486](#)

Resolution approving Application of H&H Investment Properties LLC for a Conditional Use Permit at 622 8th St. S. allowing for a duplex in the Washburn Residential District.

*2017-11-010*

**A motion was made by Ostrem, seconded by Neumeister, that the Application be ADOPTED. The motion carried by the following vote:**

**Yes:** 12 - Richmond, Neumeister, Janssen, Marshall, Brever, Marcou, Padesky, Ostrem, Medinger, Gaul, Happel, Christians

**No:** 1 - Olson

[17-1562](#)

Resolution authorizing WIPFLI to conduct a complete audit of the Park & Recreation Department for the last three (3) years.

*2017-11-011*

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

**Yes:** 10 - Richmond, Neumeister, Janssen, Marshall, Marcou, Olson, Ostrem, Gaul, Happel, Christians

**No:** 3 - Brever, Padesky, Medinger

[17-1590](#)

Amended Resolution approving the replacement of damaged firefighter turnout gear.

2017-11-012

**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, Brever, Marcou, Padesky, Olson, Ostrem, Medinger, Gaul, Happel, Christians

**ITEM RECOMMENDED TO BE RE-REFERRED**

[17-1356](#)

Resolution recognizing climate change and urging Congress to levy a revenue-neutral fee on carbon in fossil fuels.

**A motion was made by Richmond, seconded by Medinger, that the Resolution be REFERRED to the Sustainable La Crosse Commission. The motion failed by the following vote:**

**Yes:** 6 - Richmond, Janssen, Olson, Ostrem, Gaul, Happel

**No:** 7 - Neumeister, Marshall, Brever, Marcou, Padesky, Medinger, Christians

2017-11-013

**A motion was made by Brever, seconded by Marcou, that the Resolution be ADOPTED. The motion carried by the following vote:**

**Yes:** 7 - Neumeister, Marshall, Brever, Marcou, Padesky, Medinger, Christians

**No:** 5 - Richmond, Janssen, Ostrem, Gaul, Happel

**Abstain:** 1 - Olson

**ITEMS REMOVED FROM CONSENT AGENDA WHICH WERE RECOMMENDED TO BE ADOPTED**

[17-1380](#)

Resolution authorizing the Aviation Board to approve 2018-2021 Airline Operating Agreements.

**A motion was made by Richmond, seconded by Gaul, that the Resolution be AMENDED approving the corrected agreement changing Airport Manager to Airport Director. The motion carried by the following vote:**

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

2017-11-014

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

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

[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.

**A motion was made by Marcou, seconded by Padesky, that the Resolution be REFERRED 30 days. The motion carried by the following vote:**

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

[17-1454](#)

Amended Resolution declaring recently opened public streets as named roadways.

**A motion was made by Richmond, seconded by Brevier, that the Resolution be AMENDED to replace McDonalds Court with McDonalds Place. The motion carried by the following vote:**

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

2017-11-015

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

**Yes:** 12 - Richmond, Neumeister, Janssen, Marshall, Brevier, Marcou, Padesky, Olson, Ostrem, Gaul, Happel, Christians

**Absent:** 1 - Medinger

**CONSENT AGENDA**

**A motion was made by Richmond, seconded by Gaul, to ADOPT the Consent Agenda. The motion carried unanimously by voice vote.**

*ITEMS RECOMMENDED TO BE ADOPTED*

[17-1129](#)

AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse by adding thereto new territory and making additions and corrections to the zoning map (1903 Nakomis Ave. - Delagrave).

*Ord. 5031. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*

[17-1130](#)

AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse by adding thereto new territory and making additions and corrections to the zoning map (Medary & Shelby City-owned parcels).

*Ord. 5032. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*

- [17-1132](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse by adding thereto new territory and making additions and corrections to the zoning map (608 Dakota St. - City-owned parcel).  
*Ord. 5033. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*
- [17-1133](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse by adding thereto new territory and making additions and corrections to the zoning map (1504 Nakomis Ave. - Allen).  
*Ord. 5034. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*
- [17-1135](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse by adding thereto new territory and making additions and corrections to the zoning map (1350 Nakomis Ave. - Uhls).  
*Ord. 5035. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*
- [17-1406](#) AN ORDINANCE to amend Sec. 4-47(a)(1) and 4-113 of the Code of Ordinances of the City of La Crosse regarding hours of sale for Class A alcohol licenses.  
*Ord. 5036. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*
- [17-1442](#) AN ORDINANCE to create Section 44-39(b)(5) of the Code of Ordinances of the City of La Crosse pertaining to curb painting for parking designation.  
*Ord. 5037. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*
- [17-1457](#) AN ORDINANCE to amend Subsection 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Residence District to the Heavy Industrial District at 3302 Commerce Street allowing for additional parking for future growth of Dura Tech Industries, Inc.  
*Ord. 5038. For complete ordinance, see p. \_\_\_\_ of Volume 11 of Ordinances.*
- [17-1324](#) Resolution creating Ward 35.  
*2017-11-016*
- [17-1347](#) Amended Resolution approving lease with WisCorps Inc. for Myrick Park Center.  
*2017-11-017*
- [17-1378](#) Resolution approving Request of Pride Hotels LLC dba Settle Inn & Suites for permission to apply for a Combination Class "B" Beer & Liquor license at 2110 Rose Street.  
*2017-11-018*

- [17-1381](#) Resolution authorizing payment and release of funds for Airport apron lighting replacement.  
*2017-11-019*
- [17-1382](#) Resolution authorizing Memorandum of Agreement with the U.S. Department of Transportation Federal Aviation Administration.  
*2017-11-020*
- [17-1383](#) Resolution authorizing Leibowitz Airport Management Consultants to prepare a rental car RFP and corresponding operating agreement.  
*2017-11-021*
- [17-1384](#) Resolution approving amendment of project funding source for consolidated rental car facility design and professional services.  
*2017-11-022*
- [17-1385](#) Resolution approving maintenance service agreement with Designa Access Corporation for Airport parking equipment.  
*2017-11-023*
- [17-1386](#) Resolution petitioning the Secretary of Transportation for airport improvement aid.  
*2017-11-024*
- [17-1387](#) Resolution approving First Amendment to the Airport Fixed Base Operator's Lease and Operating Agreement with TDM, Inc.  
*2017-11-025*
- [17-1388](#) Resolution approving amendment of project scope and authorizing payment and release of funds for airport employee parking lot improvements.  
*2017-11-026*
- [17-1395](#) Resolution authorizing payment and release of funds for airport ambassador information desk for terminal building.  
*2017-11-027*
- [17-1407](#) Resolution levying Special Charges for Services performed in 2017.  
*2017-11-028*



- [17-1448](#) Resolution appropriating funds for private contractor(s) to assist with clearing snow from public sidewalks for the 2017-2018 season.  
*2017-11-029*
- [17-1449](#) 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 2017-18 (November).  
*2017-11-030*
- [17-1450](#) Resolution authorizing the City Engineer to hire a design consultant for the Municipal Service Center (MSC) Generator Project and appropriation of funds.  
*2017-11-031*
- [17-1451](#) Resolution releasing funds for purchase of land from La Crosse County for International Business Park II.  
*2017-11-032*
- [17-1452](#) Resolution appropriating funds to retrofit existing street lights with LED lighting.  
*2017-11-033*
- [17-1455](#) Resolution approving funds for door replacement at lift stations.  
*2017-11-034*
- [17-1456](#) Resolution requesting the Mayor to submit names of appointments for Boards and Commissions to the Common Council prior to the regular monthly meeting of the Council.  
*2017-11-035*
- [17-1458](#) Resolution authorizing installation of neighborhood safety street lighting in the 3100 block of Scarlett Drive and appropriation of funds.  
*2017-11-036*
- [17-1465](#) Resolution approving the reorganization to the table of positions and classifications in the Engineering Department effective November 20, 2017.  
*2017-11-037*
- [17-1469](#) Resolution authorizing the advance of funds for the Upper Floor Renovation Loan Program.  
*2017-11-038*

- [17-1473](#) Resolution amending the City's Medical Plan Master Plan Document to allow a 90-day at retail prescription benefit effective January 1, 2018.  
*2017-11-039*
- [17-1484](#) Amended Resolution authorizing the re-appropriation of funds from uncommitted TIF increment funding for the purposes of the City of La Crosse Redevelopment Authority's administration of the Riverside North master developer operating agreement and first phase planning and engineering.  
*2017-11-040*
- [17-1510](#) Resolution authorizing the Mayor and City Clerk to sign the Revised State/Municipal Agreement for the reconstruction of 6th Street from Badger Street to State Street (Project I.D. #5991-05-27, 28).  
*2017-11-041*
- [17-1511](#) Resolution authorizing additional services related to the Ebner Coulee Floodplain model and coordination with State and Federal agencies in consideration of the feasibility of future full remodel and revision of the floodway.  
*2017-11-042*

#### **NEW ITEMS FOR REFERRAL**

- [17-1445](#) Resolution approving Appendix C of the Municipal Code for the City of La Crosse entitled "Fee Schedule" 2017.
- [17-1499](#) Resolution approving the abolishment of the City of La Crosse Alcohol Working Committee.
- [17-1544](#) Resolution declaring certain property located at 604 2nd St. S. (parcel #17-30103-30) as surplus property.
- [17-1571](#) Resolution adopting the 2018 Council Calendar.
- [17-1572](#) AN ORDINANCE to repeal and recreate Section 115-86 of the Code of Ordinances of the City of La Crosse pertaining to requirements related to protest of rezoning applications.
- [17-1579](#) AN ORDINANCE to amend Section 22-24(j) of the Code of Ordinances of the City of La Crosse regarding the complaint procedures for the Human Rights Commission.
- [17-1587](#) Amended Resolution approving Tax Incremental Financing Loan with Stizo Development, LLC for the Hub on 6th.

- [17-1588](#) Resolution approving Tax Incremental Financing Loan with RWR Properties, LLC for Camp 20.
- [17-1591](#) 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 Local Business District requesting amendment to a pre-existing restrictive covenant to add convenience store as a restricted use at 931 16th St. S./1601 Jackson St.
- [17-1592](#) Resolution approving Intergovernmental Agreement for La Crosse County Household Hazardous Materials Program for 2018-2027.
- [17-1595](#) Resolution approving Application of City Brewing Company LLC for a Conditional Use Permit at 1102 4th St. S. allowing for fencing and swing gate on vacant parcel.
- [17-1596](#) Resolution approving Certified Survey Map Part of SW-NW, NW-SW, Section 23, T15N-R7W to the Town of Shelby, La Crosse County, Wisconsin.
- [17-1599](#) Resolution approving the sale of City-owned land to Steve and Barbara Rendler.
- [17-1605](#) Resolution authorizing installation of neighborhood safety street lighting on the new access road near George & West George Streets and appropriation of funds.
- [17-1606](#) Resolution approving request to transfer real estate and development obligations from Stizo Development LLC to The Hub on 6th LLC for development of The Hub on 6th.
- [17-1607](#) Amended Resolution approving the request of developer to create eighteen (18) residential condominiums as part of The Hub on 6th development project.
- [17-1608](#) Amended Resolution presenting the River Architects estimate of construction costs: Schematic Design Phase for Veterans Memorial Pool.
- [17-1609](#) 2018-2023 La Crosse Police Department Strategic Plan.
- [17-1624](#) Resolution approving Application of Bee Cab, Inc. dba Bee Cab for 2018 Public Vehicle for Hire License.
- [17-1625](#) Resolution approving Application of DJL, Inc. dba Luxury Limousines for 2018 Public Vehicle for Hire License.
- [17-1626](#) Resolution approving Application of Sinkoss USA LLC dba Bullet Cab for 2018 Public Vehicle for Hire License.
- [17-1627](#) Resolution approving Application of Top Hat, Inc. dba CTS Taxi for 2018 Public Vehicle for Hire License.

[17-1628](#)

Resolution approving Application of Cinderella Carriage LLC for 2018 Horse-Drawn Vehicle License.

## **Adjournment**

**A motion was made by Richmond, seconded by Ostrem, to ADJOURN at 7:28pm. The motion carried unanimously by voice vote.**