



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Minutes

Common Council

Thursday, December 14, 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

The invocation was offered by Chaplain Frank O'Laughlin, Living Word Christian Church.

Approval of Minutes

A motion was made by Richmond, seconded by Neumeister, that the Minutes of November 9 regular meeting and November 14 budget meeting be APPROVED. The motion carried unanimously.

Reports

[17-1720](#)

Report of Fire Department - Division of Fire Prevention and Building Safety on Inspections & Permit Revenue for the Month of November 2017.

2017-12-001

A motion was made by Richmond, seconded by Medinger, 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

[17-1774](#)

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

2017-12-002

A motion was made by Richmond, 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

-Council Member Brever announced his resignation effective at the conclusion of 1/11/18 Council meeting.

-Council Member Marshall thanked Brever for service, and stated he will be absent the next three months on military orders.

COMMON COUNCIL MATTERS

[17-1562](#)

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

2017-11-011

The City Clerk read the Mayor's Veto message verbatim. A motion was made by Gaul, seconded by Christians, that the Veto be OVERRIDDEN. The question before the Council is: Should the act become effective notwithstanding the objections of the Mayor? The motion carried by the following vote:

Yes: 9 - Richmond, Neumeister, Janssen, Marshall, Marcou, Olson, Gaul, Happel, Christians

No: 4 - Brever, Padesky, Ostrem, Medinger

[17-1766](#)

Resolution approving December 2017 Engineering Estimates.

2017-12-003

A motion was made by Richmond, 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

[17-1769](#)

Resolution approving 2017 bills paid in December.

2017-12-004

A motion was made by Brever, 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

[17-1764](#)

International Committee: Michael De Yoe, 317 22nd St. N., Art Marson, 717 19th St. S.

2017-12-005

A motion was made by Neumeister, seconded by Brever, 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 Gaul, seconded by Richmond, to SUSPEND Council Rule VIII for Items 17-1489, 17-1491, 17-1630, 17-1636, 17-1652, 17-1660, 17-1712 and 17-1721. The motion carried unanimously.

REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED

[17-1676](#)

Report of Bids & Resolution awarding the contract to McCabe Roofing, Inc. in the amount of \$59,900.00 for the WWTP Digester Building Roof Replacement Project.

2017-12-006

A motion was made by Richmond, seconded by Marcou, that the Report of Bids & 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 ADOPTED

[17-1618](#)

Resolution to create a nonpartisan procedure for the preparation of legislative and congressional redistricting plans.

2017-12-007

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

Yes: 8 - Richmond, Marshall, Brever, Marcou, Padesky, Ostrem, Medinger, Christians

No: 2 - Neumeister, Happel

Abstain: 3 - Janssen, Olson, Gaul

[17-1608](#)

Amended Resolution presenting the River Architects estimate of construction costs: Schematic Design Phase for Veterans Memorial Pool.

A motion was made by Medinger, seconded by Ostrem, that the Resolution be AMENDED to strike the amendment by Finance & Personnel Committee on 12-7-17 and the first Now Therefore clause. Also, add language that the council does not wish to proceed with Concepts A, B or C, and authorize development of RFP for design of Veterans Memorial Pool and Bathhouse, solicit responses, review and rank proposals, interview, select and recommend a design firm and report back to Council.

A motion was made by Gaul, seconded by Padesky, to AMEND the motion by Medinger to add language that the engineering design is based on designed parameters of historic renovation and the approved Capital Improvement Budget 2018 amount of \$3,990,000 or less. The motion carried by the following vote:

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

The Council then voted on the Medinger motion as amended, which carried by the following vote:

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

2017-12-008

A motion was made by Gaul, seconded by Medinger, 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

[17-1587](#)

Amended Resolution approving Tax Incremental Financing Loan with Stizo Development, LLC for the Hub on 6th.

A motion was made by Gaul, seconded by Padesky, that the Resolution be AMENDED to reference the transfer of all real estate and development obligations from Stizo Development LLC to The Hub on 6th LLC, and approve the revised loan documents and recommendations of Economic Development Commission. The motion carried by the following vote:

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

2017-12-009

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

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

[17-1605](#)

Resolution authorizing installation of neighborhood safety street lighting on the new access road near George & West George Streets and appropriation of funds.

A motion was made by Neumeister, seconded by Ostrem, that the Resolution be AMENDED to install three LED lights instead of two, increase the funding to \$8,000; and appropriate \$35,000 from CDBG funds. The motion carried by the following vote:

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

2017-12-010

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

Yes: 13 - Richmond, Neumeister, Janssen, Marshall, Brevier, 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 60 days, due back to Judiciary & Administration Committee on 1/30/2018. The motion carried by the following vote:

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

CONSENT AGENDA

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

ITEMS RECOMMENDED TO BE ADOPTED

[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.

Ord. 5039. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

[17-1660](#)

AN ORDINANCE to amend Sec. 10-623(b)(6) and Sec. 10-624(d) of the Code of Ordinances of the City of La Crosse regarding public vehicle for hire titles.

Ord. 5040. For complete ordinance, see p. ____ of Volume 11 of Ordinances.

[17-1394](#)

Resolution approving partial alley vacation of property located between Harvey Street, Powell Street and St. Andrew Street.

2017-12-011

- [17-1489](#) Resolution approving Election Officials for 2018-2019.
2017-12-012
- [17-1491](#) Resolution approving Second Amendment to Gundersen Lutheran Development Agreement.
(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 Committees and/or Council may reconvene in open session.)
2017-12-013
- [17-1499](#) Resolution approving the abolishment of the City of La Crosse Alcohol Working Committee.
2017-12-014
- [17-1544](#) Resolution declaring certain property located at 604 2nd St. S. (parcel #17-30103-30) as surplus property.
2017-12-015
- [17-1588](#) Resolution approving Tax Incremental Financing Loan with RWR Properties, LLC for Camp 20.
2017-12-016
- [17-1592](#) Resolution approving Intergovernmental Agreement for La Crosse County Household Hazardous Materials Program for 2018-2027.
2017-12-017
- [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.
2017-12-018
- [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.
2017-12-019
- [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.
2017-12-020

- [17-1607](#) Amended Resolution approving the request of developer to create eighteen (18) residential condominiums as part of The Hub on 6th development project.
2017-12-021
- [17-1619](#) Resolution authorizing the La Crosse Police Department to enter into a radio interoperability agreement with the University of Wisconsin-La Crosse Police Department.
2017-12-022
- [17-1624](#) Resolution approving Application of Bee Cab, Inc. dba Bee Cab for 2018 Public Vehicle for Hire License.
2017-12-023
- [17-1625](#) Resolution approving Application of DJL, Inc. dba Luxury Limousines for 2018 Public Vehicle for Hire License.
2017-12-024
- [17-1626](#) Resolution approving Application of Sinkoss USA LLC dba Bullet Cab for 2018 Public Vehicle for Hire License.
2017-12-025
- [17-1627](#) Resolution approving Application of Top Hat, Inc. dba CTS Taxi for 2018 Public Vehicle for Hire License.
2017-12-026
- [17-1628](#) Resolution approving Application of Cinderella Carriage LLC for 2018 Horse-Drawn Vehicle License.
2017-12-027
- [17-1630](#) Resolution authorizing the Interim Transit Manager to enter into a contract with Gillig Corporation for the purchase of four (4) transit buses.
2017-12-028
- [17-1631](#) Resolution appropriating funds for neighborhood improvements in the Logan Northside Neighborhood.
2017-12-029
- [17-1636](#) Resolution regarding Certificate by City Clerk of Petition for Direct Legislation Supporting a Constitutional Amendment.
2017-12-030

[17-1652](#) Resolution approving Application of Coulee Region Taxi LLC dba Coulee Region Taxi for 2018 Public Vehicle for Hire License.

2017-12-031

[17-1661](#) Resolution approving 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 (December).

2017-12-032

[17-1712](#) Resolution amending the part time LTE position wage schedule for the Planning Department to cover the Associate Planner position duties.

2017-12-033

[17-1721](#) Resolution amending Appendix C Fee Schedule to increase dog and cat license fees.

2017-12-034

ITEM RECOMMENDED TO BE NOT ADOPTED

[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.

2017-12-035

ITEM RECOMMENDED TO BE RE-REFERRED

[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.

Re-referred 30 days to the January 2018 meetings.

[17-1599](#) Resolution approving the sale of City-owned land to Steve and Barbara Rendler.

Re-referred 30 days to the January 2018 meetings.

ITEM RECOMMENDED TO BE RECEIVED AND FILED

[17-1609](#) 2018-2023 La Crosse Police Department Strategic Plan.

2017-12-036

NEW ITEMS FOR REFERRAL

- [17-1671](#) AN ORDINANCE to amend Sec. 46-23(a)(4) of the Code of Ordinances of the City of La Crosse deleting reference to specific properties served with water under an Annexation and Water Connection Agreement.
- [17-1702](#) Resolution approving Certified Survey Map Part of NW-SE, SW-SE, Section 23, T15N-R7W, Town of Shelby, La Crosse County, Wisconsin (Justin Farms LLC).
- [17-1722](#) Resolution approving the 2018 Stop Loss Insurance contract with QBE Insurance Corporation.
- [17-1727](#) Resolution authorizing the La Crosse Fire Department to accept donations from Logistics Health Incorporated and Kwik Trip towards the purchase of a fire safety house and associated equipment.
- [17-1729](#) Resolution approving sublease request by American Tower Corporation for a cell tower on the Airport premises.
- [17-1730](#) Resolution approving assignment of lease with Dairyland Power Cooperative to Tru-Gas of Florida, Inc.
- [17-1731](#) Resolution approving assignment of lease with Dawson Oil, LTD to Black Oak Leasing, LLC.
- [17-1734](#) Resolution authorizing expansion of an airport management information system and appropriation of funds.
- [17-1735](#) Resolution authorizing payment and release of funds for airport hangar concrete repairs.
- [17-1736](#) Resolution approving a partial vacation of the alley located between Vine Street and 21st Street.
- [17-1737](#) Resolution declaring certain property located at 800 Moore St. (parcel #17-10281-30) as surplus property.
- [17-1747](#) Resolution appropriating funds for background element and data update of the comprehensive plan.
- [17-1748](#) Resolution creating the La Crosse historic and cultural museum planning task force.
- [17-1749](#) Resolution appropriating additional funds to SEH, Inc. for construction oversight for the road construction expansion of Berlin Drive.

[17-1768](#)

Resolution approving partial street vacation located by Kane Street and St. James Street.

Adjournment

A motion was made by Richmond, seconded by Gaul, to ADJOURN at 7:27 p.m.
The motion carried by voice vote.