



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Agenda - Final Common Council

Thursday, September 10, 2015

7:30 PM

Council Chambers

Mayor Tim Kabat, Presiding

Roll Call

Pledge of Allegiance

Invocation

Pastor Charles Robinson, First Church of Christ

Approval of Minutes

Minutes of August 13 regular and September 1 special meetings

Reports

[15-0949](#) Report of the Department of Fire Prevention and Building Safety on Inspections & Permit Revenue for the month of August 2015.

[15-0956](#) Report of the Director of Finance for the month of August 2015.

Notices and Discussions

COMMON COUNCIL MATTERS

[15-0683](#) AN AMENDED ORDINANCE to amend Section 2-58 of the Code of Ordinances of the City of La Crosse regarding salary for the office of Mayor.

Vetoed by the Mayor August 17, 2015

[15-0795](#) Appeal by Northern States Power Company of the Board of Public Works' Denial of Waiver of Ordinance 103-141 to bury overhead power lines at Cameron and Division Streets between 2nd and 3rd Street alley paving project.

(Note: The Common Council may convene in closed session pursuant to Wis. Stat. 19.85(1)(g) to confer with legal counsel and Wis. Stats. 19.85(1)(a) to deliberate its decision. Following any closed session, the Council may reconvene in open session.)

Appeal to Council only; public hearing

[15-0951](#) Resolution approving Monthly Estimates for September 2015.

[15-0957](#) Resolution approving 2015 bills paid in September.

APPOINTMENTS BY THE MAYOR

[15-0918](#) Building & Housing Appeals Board: Kenneth Wing, 1333 Wood Street. City of La Crosse Arts Board: Dick Record, 905 Cliffwood Lane. City Plan Commission: Elaine Yager, 620 22nd St. S. Ethics Board: Rev. Taylor Haley, 1935 29th St. S., Donald Campbell, 1029 28th St. S. Heritage Preservation Commission: Chris Kahlow, 719 Cass Street, Wayne Olson, 1229 Farnam Street. La Crosse Center Board: Phillip Addis, 504 Main Street, Dave Pretasky, 220 17th St. S., Amanda Halderson-Jackson, 1616 State Street. Library Board: Araysa Simpson, 1545 Travis Street, Beverly Ruston, 408 9th St. N., Katie Bittner, 1027 Charles Street.

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

15-0912

SUSPENSION OF COUNCIL RULE XXII (Action Outside of August Meeting) FOR THE FOLLOWING ITEMS (2/3 Vote Required):

15-0815, 15-0912

REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED

[15-0878](#) Report of Bids and Resolution awarding contract to Chippewa Concrete Services, Inc. in the amount of \$219,230.00 for 29th Court Replacement Curb & Gutter and Installation of Sidewalk.

[15-0924](#) Report of Quotes and Resolution awarding contract to McCabe Roofing, Inc. in the amount of \$5,755.00 for Fire Station No. 4 Porch Roof Replacement.

[15-0954](#) Report of Quotes and Resolution awarding contract to Fowler & Hammer, Inc. in the amount of \$4,950.65 for Milson Court Sidewalk & Curb Ramp Project.

REPORT OF QUOTES RECOMMENDED TO BE REJECTED

[15-0908](#) Report of Quotes for Sanitary Manhole Replacement-10th St & La Crosse St.

ITEMS RECOMMENDED TO BE ADOPTED

- [15-0827](#) AN AMENDED ORDINANCE to amend Section 101-25(a) of the Code of Ordinances of the City of La Crosse regarding the Neighborhood Revitalization Commission representative on the City Plan Commission.
6-2 vote out of Judiciary & Administration Committee
- [15-0807](#) Application of Fred and Deb Wakeen for a Conditional Use Permit at 1512 Nakomis Avenue allowing for removal of existing home for future construction of a new single family home and resolution approving same.
7-1 vote out of Judiciary & Administration Committee
- [15-0833](#) Resolution appropriating funds to the Carry-Over Dilapidated Building Account.
2/3 vote required - Reserve Funds

ITEM RECOMMENDED TO BE DIVIDED

- [15-0913](#) Various license applications pursuant to Chapters 4, 6 and/or 10 of the La Crosse Municipal Code for the remainder of license period 2015-16 (September).
Recommended to be Divided as follows:
- [15-0947](#) Resolution approving Application of Pointe West Investments, LLC dba The Hive, 901 State Street, for a Special Event Outdoor Cabaret License on September 26, 2015.
Recommended to be Adopted
6-2 vote out of Judiciary & Administration
- [15-0953](#) 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 2015-16 (balance of September 1 various license list).
Recommended to be Adopted

CONSENT AGENDA

The following consent agenda will be approved with a single voice vote, based on the recommended actions, unless an item is removed at the request of the Mayor or a Council Member.

ITEMS RECOMMENDED TO BE ADOPTED

- [15-0601](#) AN ORDINANCE to amend Secs. 10-588 and 10-589 removing pedal cabs from Public Vehicles for Hire and to create Sec. 2-2(b)(24) and Article XVIII in Chapter 10 of the Code of Ordinances of the City of La Crosse regulating pedicabs and pedal cars.

- [15-0818](#) AN ORDINANCE to amend Section 115-548 of the Code of Ordinances of the City of La Crosse to require the Commercial Development Design Standards to apply in the Public/Semi-Public Zoning District.
- [15-0820](#) AN ORDINANCE to amend Section 115-157 of the Code of Ordinances of the City of La Crosse regarding the permitted uses in the Public and Semi-Public Zoning District.
- [15-0829](#) AN ORDINANCE to amend Section 14-2(2) and (2) of the Code of Ordinances of the City of La Crosse regarding compliance with emergency orders.
- [15-0317](#) Preliminary Plat of The Quarry at Irish Hill to the Town of Shelby, Wisconsin and resolution denying same.
- [15-0758](#) Resolution to approve the La Crosse County Mutual Aid agreement.
- [15-0761](#) Resolution authorizing public improvement and levying special assessments against benefited property in La Crosse, Wisconsin - Sanitary Sewer Improvements on Main Street between 7th and 8th Streets.
- [15-0776](#) Resolution authorizing stormwater outreach group participation 2015-17.
- [15-0778](#) Resolution appropriating funds for election-related expenses.
- [15-0784](#) Resolution authorizing land swap of property between the Bouffleur Property and City of La Crosse.
- [15-0787](#) Resolution authorizing the Mayor and City Clerk to sign Revision #3 State/Municipal Agreement for the construction of the Northside Connector Bike Trail from Gillette Street to Oak Street.
(Project #5991-05-08/09;#5991-05-93/95;#5991-07-17/19)
- [15-0789](#) Resolution appropriating 2004 A-Fire bond funds for purchase of Gray Truck software.
- [15-0813](#) Application of JME Products, LLC (Joseph and Tracy Endrizzi) for a Conditional Use Permit at 1514-1516 Market Street allowing for a community arts and craft center and consignment art gallery in a residential zoning district and resolution approving same.
- [15-0821](#) Amended Resolution approving First Amendment to GGP, Inc. Development Agreement.
- [15-0822](#) Amended Resolution approving First Amendment to Fowler & Hammer Development Agreement.
- [15-0832](#) Resolution authorizing Human Resources to seek proposals and a binding agreement for 2016 stop loss insurance.
- [15-0837](#) Resolution authorizing release of funds from the 2013 Capital Improvement Budget to complete the removal of boulevard ash trees.

- [15-0839](#) Resolution approving the placement of the Airport Operations Coordinator within the Pay and Classification Study.
- [15-0840](#) Resolution amending Employee Handbook regarding meal and sleep time for Airport Operations.
- [15-0843](#) Application of 4 Sisters Catering on 4th, Inc. for a Conditional Use Permit at 133 4th St. S. allowing permission to apply for a Combination "Class B" Beer & Liquor license and resolution approving same.
- [15-0846](#) Application of Jimmy's North Star, Inc. dba Jimmy's North Star for an Expansion of Alcohol Beverage License for special event at 1732 George Street on September 26, 2015 and resolution approving same.
- [15-0849](#) Application of Christopher Edward Olson dba The Sports Nut for Expansion of Alcohol Beverage License at 801 Rose Street for Special Event on September 19, 2015 and resolution approving same.
- [15-0850](#) Application of Christopher Edward Olson dba The Sports Nut for Expansion of Alcohol Beverage License at 801 Rose Street for Special Event on October 3, 2015 and resolution approving same.
- [15-0852](#) Resolution extending time for parklet pilot program for a period of one year.
- [15-0857](#) Request of Matthew Nunemacher dba Matt's Premier Catering LLC for permission to apply for a Combination Class "B" Beer & Liquor license at 1906 Ward Avenue and resolution approving same.
- [15-0871](#) Resolution appropriating funds to correct floodplain building code violations.
- [15-0912](#) Resolution authorizing new positions to the 2016 operating budget for the Police Department.

ITEM RECOMMENDED TO BE NOT ADOPTED

- [15-0841](#) Resolution rejecting Wisconsin Department of Transportation's Exit 3/Rose Street/George & West George Streets proposed project plan (Project I.D. 1071-06-07,8,10,22,23,24,42,43 and Project I.D. 1071-06-78,79,80,81,82,83).

ITEM RECOMMENDED TO BE RE-REFERRED

- [15-0815](#) Resolution authorizing a new position of Parking Utility Coordinator to the 2016 Parking Utility Grounds operating budget.
- Recommended to be re-referred 30 days*

ITEMS RECOMMENDED TO BE RECEIVED AND FILED

- [15-0798](#) 2014 La Crosse Fire Department Annual Report.

- [15-0834](#) City of La Crosse, Wisconsin, Federal and State Single Audit Reports as of December 31, 2014.
- [15-0835](#) City of La Crosse, Wisconsin, Independent Auditors' Report on Communications with Those Charged With Governance as of December 31, 2014.
- [15-0836](#) City of La Crosse, Wisconsin, Financial Statements with Independent Auditors' Report as of December 31, 2014.

NEW ITEMS FOR REFERRAL

- [15-0863](#) Resolution requesting the release of funds from room tax to repair 2 fire door operators with Cornell FGH Fire Door Operators for the La Crosse Center.
F&P
- [15-0882](#) Resolution and report of the Board of Public Works on the costs of operating and maintaining the parking system in downtown La Crosse.
F&P
- [15-0886](#) Petition for Direct Annexation by One-Half Approval Pursuant of Sec. 66.0217(3)(a), Wis. Stats. - Strupp Trucking - Kwik Trip Property.
City Assessor City Engineer CPC J&A
- [15-0887](#) AN ORDINANCE to annex a parcel of land from the Town of Medary to the City of La Crosse (Strupp Trucking - Kwik Trip Property).
CPC J&A
- [15-0901](#) 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 (Strupp Trucking - Kwik Trip Property).
CPC J&A, public hearing 09/29/15, 7:30 p.m.
- [15-0904](#) Resolution appropriating funds in connection with City Council chambers renovations.
BPW F&P
- [15-0907](#) Application of Chuck ODell Johnson for a 2015 Horse Drawn Vehicle License.
J&A
- [15-0915](#) AN ORDINANCE to amend Section 8-52 through 5-53 of the Code of Ordinances of the City of La Crosse - Restrictions on use of airport property and Landing fees and space rental.
Aviation Bd CPC J&A
- [15-0916](#) Resolution approving transfer of land to the Mississippi Valley Conservancy, Inc.
Aviation Bd CPC F&P

- [15-0917](#) Resolution authorizing payment and release of funds for airport project designs.
Aviation Bd F&P
- [15-0919](#) Resolution modifying the guidelines of the Upper Floor Loan Program.
EDC F&P
- [15-0920](#) Resolution authorizing sale of Lot 26 in the La Crosse International Business Park to James J. DeBoer Sr. and Donna J. DeBoer.
EDC CPC F&P
- [15-0921](#) Resolution approving the project plan and establishing the boundaries for and the creation of Tax Incremental District No. 17, City of La Crosse, Wisconsin.
CPC EDC F&P, special meetings 09/29/15
- [15-0922](#) Resolution considering the application of State & West LLC for an Upper Floor Renovation Program Loan.
EDC F&P
- [15-0923](#) Resolution approving the amended Term Sheet with MetroPlains Partners, LLC and MetroPlains, LLC.
EDC F&P
- [15-0925](#) Resolution approving the 2016-2020 Capital Improvement Budget.
F&P
- [15-0927](#) AN ORDINANCE to amend and renumber Section 2-520 of the Code of Ordinances of the City of La Crosse regarding membership of the Municipal Transit Utility Board.
J&A
- [15-0928](#) Resolution authorizing early replacement of three Water Utility vans approved as part of the 2016-2020 Capital Equipment Program.
BPW F&P
- [15-0929](#) Certified Survey Map Part of SW-NW, NW-SW, Section 23, T15N-R7W to the Town of Shelby, La Crosse County, Wisconsin.
CPC J&A
- [15-0930](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinance of the City of La Crosse by transferring certain property from the Public and Semi-Public District to the Limited Commercial District on parcel bounded by South Ave., 7th St. S. and Clinic Ct. (Parcel ID 17-30080-150) allowing for a hotel and dining establishment.
CPC J&A, public hearing 09/29/15, 7:30 p.m.
- [15-0931](#) Resolution authorizing carryover of vacation for employees covered under the Employee Handbook.
F&P

- [15-0934](#) AN ORDINANCE to amend Paragraph 115-390(1)(e) of the Code of Ordinances of the City of La Crosse to require that all waivers of the requirement that all buildings within the stated boundary have a minimum of two stories are reviewed by the Common Council.
CPC J&A, public hearing 09/29/15, 7:30 p.m.
- [15-0937](#) Request for Exception to Standards for Commercial Design by VEH Properties LLC for a two-tenant commercial building at 707, 713, 717 and 721 La Crosse Streets allowing for a waiver of parking lot placement.
CPC J&A, public hearing 09/29/15, 7:30 p.m.
- [15-0938](#) Application of Generous Earth Pottery LLC for a Conditional Use Permit at 309 Pearl Street allowing permission to apply for a Combination "Class B" Beer & Liquor license.
CPC J&A, public hearing 09/29/15, 7:30 p.m.
- [15-0939](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinance of the City of La Crosse by transferring certain property from the Local Business District to the Multiple Dwelling District at 1132 Rose Street allowing for construction of a new garage.
CPC J&A, public hearing 09/29/15, 7:30 p.m.
- [15-0941](#) Resolution allocating room tax.
F&P
- [15-0952](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinance of the City of La Crosse by transferring certain property from the Commercial District to the Traditional Neighborhood District - General at 5305, 5313 and 5405 Mormon Coulee Road allowing for multifamily apartments.
CPC J&A, public hearing 09/29/15, 7:30 p.m.

Adjournment

NOTICE TO PERSONS WITH A DISABILITY

Requests from persons with a disability who need assistance to participate in this meeting should call the City Clerk's office at (608) 789-7510 or send an email to ADAcityclerk@cityoflacrosse.org, with as much advance notice as possible.

Any invocation that may be offered at the Council meeting shall be the voluntary offering of a private citizen, to and for the benefit of the Council. The views or beliefs expressed by the invocation speaker have not been previously reviewed or approved by the Council, and the Council will not endorse the religious beliefs or views of this, or any other speaker."