



City of La Crosse, Wisconsin

City Hall
400 La Crosse Street
La Crosse, WI 54601

Meeting Agenda - Final Common Council

Thursday, September 11, 2014

7:30 PM

Council Chambers

Mayor Tim Kabat, Presiding

Roll Call

Pledge of Allegiance

Invocation

Charles Robinson, First Church of Christ

Approval of Minutes

Minutes of August 14, 2014 regular meeting.

Reports

[14-1025](#) Report of the Department of Building & Inspections for the month of August 2014.

[14-1061](#) Report of the Interim Director of Finance for the month of August 2014.

Notices and Discussions

COMMON COUNCIL MATTERS

[14-0817](#) Amended Resolution declaring portion of former Park Plaza property located on Barron Island to be declared as surplus and authorizing sale of said property.

Reconsideration by Council Member Kader.

[14-1062](#) Resolution approving Monthly Estimates for September 2014.

[14-1078](#) Resolution approving 2014 bills paid in September.

APPOINTMENTS BY THE MAYOR

[14-1015](#) Municipal Transit Utility Board: John Becker (UWL Student Rep), 1018 Pine Street - Apartment 6.

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

14-0902, 14-0964, 14-1051, 14-1052, 14-1054, 14-0965, 14-0972, 14-0592

ITEMS WITH NO RECOMMENDATION

- [14-0902](#) Communication from BNSF Railway regarding second track within BNSF's existing right of way through the City of La Crosse.
(Note: The Committee and/or Council may convene in closed session pursuant to Wis. Stat. 19.85(1)(g) to confer with legal counsel and 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.)
- [14-0934](#) Resolution approving the Term Sheet and Developer's Agreement with G2G, LLC.
(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 Committee and/or Council may reconvene in open session.)
- [14-0964](#) Resolution approving the Term Sheet and Developer's Agreement with the Charmant Hotel, LLC.
(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 Committee and/or Council may reconvene in open session.)
- [14-1051](#) Resolution approving Estoppel Agreement concerning various Development Agreements with the Redevelopment Authority of La Crosse, Riverside Center, LLC, Riverside Center II, LLC and Riverside Center III, LLC.
(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.)
2/3 vote required to suspend Council Rule V regarding action by standing committee.
- [14-1052](#) Resolution approving Fifth Amendment to the Development Agreement Between the City of La Crosse, the Redevelopment Authority of the City of La Crosse, and Riverside Center, LLC., Fifth Amendment to Riverside Center II, LLC - Phase II Development Agreement, and Second Amendment to the Amended and Restated Riverside Center Phase 3 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.)
2/3 vote required to suspend Council Rule V regarding action by standing committee.
- [14-1054](#) Resolution granting certain easements to the various Riverside Center entities.
(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.)
2/3 vote required to suspend Council Rule V regarding action by standing committee.

[14-0827](#) AN AMENDED ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from the Residence District to the Local Business District allowing for a theatre and salon at 1353 Avon Street.

Referred with no recommendation as action taken by J&A was not appropriate; please see Legal Memorandum.

REPORT OF BIDS/QUOTES RECOMMENDED TO BE ADOPTED

[14-1001](#) Report of Bids & Resolution awarding contract to Pember Companies, Inc. in the amount of \$198,750.00 for the La Crosse River Railroad Bridge Repairs.

[14-1003](#) Report of Bids & Resolution awarding contract to Builders Flooring, Inc. in the amount of \$139,440.00 for Re-Bid-La Crosse Center Carpeting: Ballroom, Board Rooms, Conference Room and Foyer.

[14-1004](#) Report of Bids & Resolution awarding contract to Poblocki Sign Company LLC in the amount of \$59,757.00 for the La Crosse Regional Airport Way Finding Signage.

ITEM RECOMMENDED TO BE ADOPTED

[14-0891](#) Report and recommendations from Library Task Force.

8-1 vote out of committee.

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.

ORDINANCES RECOMMENDED TO BE ADOPTED

[14-0879](#) AN ORDINANCE to amend Section 44-108(c)(1) of the Municipal Code of Ordinances of the City of La Crosse regarding special parking exemptions for trade vehicles.

[14-0912](#) AN ORDINANCE to amend and create portions of Section 22 of the Code of Ordinances of the City of La Crosse to protect people from discrimination based on gender identify or expression.

[14-0935](#) AN ORDINANCE to amend Section 2-404(g)(5) of the Code of Ordinances of the City of La Crosse to modify the application review procedure for economic development incentives and to create Section 2-404(m) regarding sale of City-owned land.

[14-0937](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Commercial District to the Special Multiple Residence District at 117 8th St. N. allowing for a residential duplex.

[14-0939](#) AN ORDINANCE to amend Subsection 4-145(a) of the Code of Ordinance of the City of La Crosse relating to the sale of Class "B" licenses on city-owned land.

ITEMS RECOMMENDED TO BE ADOPTED

- [14-0696](#) Amended Resolution reimbursing the Park & Recreation Department for Parking Lot, Trail and Landscaping Improvements at the Chad Erickson Memorial Park and appropriation of funds.
- [14-0762](#) Amended Resolution approving Municipal Transit bus advertising agreement.
- [14-0779](#) Resolution approving the purchase of Redundant Backup System for the IS&T Department.
- [14-0876](#) Resolution proclaiming September as National Campus Fire Safety month.
- [14-0884](#) Resolution approving the abolishment of the City of La Crosse Contribution Committee.
- [14-0885](#) Resolution approving the abolishment of the City of La Crosse Public Facilities Designation Committee.
- [14-0886](#) Resolution approving the abolishment of the City of La Crosse Ad hoc Consultant Committee.
- [14-0887](#) Resolution approving the abolishment of the City of La Crosse Ad hoc LACVB Lease Negotiating Committee.
- [14-0888](#) Resolution reappropriating funds for purchase of Disaster Recovery Equipment.
- [14-0889](#) Resolution authorizing the final downtown parking assessment.
- [14-0896](#) Application of Sloopy's Bar & Grill, Inc. dba Sloopy's Bar & Grill for Expansion of Alcohol Beverage License at 163 Copeland Avenue for Special Event on September 27, 2014 and resolution approving same.
- [14-0898](#) Application of Howie's On La Crosse, LLC dba Howie's for Expansion of Alcohol Beverage License at 1128 La Crosse Street for Special Event on September 26 and 27, 2014 and resolution approving same.
- [14-0907](#) Resolution to accept Request for Proposal of Menard Consulting, Inc. for GASB 45 Other Post Employment Benefits (OPEB) Actuarial Services for a 3-year term.
- [14-0909](#) Resolution amending pay rates for interim Director of Finance and interim Transit Manager.
- [14-0913](#) Communication from the City Assessor relative to Annual Adjustments to Prior Year's Assessment Rolls and resolution approving same.

- [14-0914](#) Resolution authorizing the Mayor and City Clerk to sign a Relocation of Facilities Agreement with Windstream for the Oak Street Bike/Pedestrian Bridge over the BNSF.
- [14-0915](#) Amended Resolution authorizing Mayor and City Clerk to sign a Relocation Agreement and Final Appropriations Estimate with Xcel Energy for the Oak Street Bike/Pedestrian Bridge over the BNSF.
- [14-0917](#) Preliminary Plat of Barrewood to the Town of Barre, Wisconsin and resolution regarding same.
- [14-0931](#) Resolution authorizing the Human Resources Department to seek proposals from qualified vendors for the purchase of Stop Loss Insurance and attain a binding agreement for the term January 1, 2015 through December 31, 2015.
- [14-0932](#) Amended Resolution approving the appointment of Amy Peterson as interim Director of Planning and Development effective September 3, 2014.
- [14-0933](#) Resolution approving the 2014 City of La Crosse Medical Benefit Plan Master Plan Document and Summary Plan Description.
- [14-0936](#) Resolution approving the contract extension for the TIF Analysis and Recommendation Report.
- [14-0949](#) Application of Maria Norberg for waiver of two-story requirement for new construction at 304 Main Street which is located within the downtown area as defined in 15.25(A)(5) of the Code of Ordinances of the City of La Crosse and resolution approving same.
- [14-0950](#) Application of The Concordia Aid Society, Inc. dba Concordia Ballroom for Expansion of Alcohol Beverage License at 1129 La Crosse Street for Special Event on September 25, 26 and 27, 2014 and resolution approving same.
- [14-0957](#) Application of Christopher Edward Olson dba The Sports Nut for Expansion of Alcohol Beverage License at 801 Rose Street for Special Event on September 20, 2014 and resolution approving same.
- [14-0958](#) Application of Christopher Edward Olson dba The Sports Nut for Expansion of Alcohol Beverage License at 801 Rose Street for Special Event on September 27, 2014 and resolution approving same.
- [14-0965](#) Resolution providing direction to complete a traffic study to pursue the option of having one-way streets running north and south near the new Northside Elementary School.
- [14-0972](#) Resolution authorizing the City of La Crosse to accept donations for the Safe-Cam project and establishing a miscellaneous Safe-Cam contributions account for said donations.
- [14-0984](#) Various license applications pursuant to Chapter 20 of the La Crosse Municipal Code for the remainder of license period 2014-15 (September) and resolution approving same.

ITEM RECOMMENDED TO BE NOT ADOPTED

- [14-0819](#) AN ORDINANCE to create Subsections 15.04(P) and 20.22(HH) of the Code of Ordinances of the City of La Crosse to permit beekeeping as an accessory use in residential, commercial district with residential uses, and public and semipublic districts.

ITEM RECOMMENDED TO BE RE-REFERRED

- [14-0592](#) Resolution allocating additional funding (\$52,000) for the 2014 Paint and Fix-up Program.
- Re-referred to the regular October 2014 Finance & Personnel Committee and Common Council meetings.*

ITEMS RECOMMENDED TO BE ACCEPTED AND FILED

- [14-0872](#) City of La Crosse, Wisconsin, Federal and State Single Audit Reports as of December 31, 2013.
- [14-0873](#) City of La Crosse, Wisconsin, Independent Auditors' Report on Communications with Those Charged With Governance as of December 31, 2013.
- [14-0874](#) City of La Crosse, Wisconsin, Financial Statements with Independent Auditors' Report as of December 31, 2013.

ITEM RECOMMENDED TO BE RECEIVED AND FILED

- [14-0906](#) 2013 La Crosse Police Department Annual Report.

NEW ITEMS FOR REFERRAL

- [14-1005](#) Resolution authorizing reallocation of Fire Department 2005 and 2006 unappropriated bond funds for Engine 10 fire pump repairs.
- F&P*
- [14-1011](#) Resolution accepting the donation of a monitor for the airport terminal military lounge.
- Aviation Bd F&P*
- [14-1012](#) Resolution authorizing Consultant to amend and closeout PFC applications eight and nine.
- Aviation Bd F&P*
- [14-1013](#) Resolution appropriating additional funds for the terminal rehabilitation project.
- Aviation Bd F&P*

- [14-1014](#) Resolution approving a term extension to an airport lease agreement with American Towers LLC.
Aviation Bd F&P
- [14-1016](#) Resolution approving the abolishment of the City of La Crosse Branch Library Ad Hoc Task Force.
J&A
- [14-1019](#) Resolution authorizing the Police Department to accept a FY 2014 DHS/FEMA Port Security Grant to provide for enhanced port and river security in the City of La Crosse.
F&P
- [14-1020](#) Resolution authorizing the Police Department to use funds from the revolving Police Security Services fund for expenditures related to police security, services, and safety.
F&P
- [14-1027](#) Resolution approving the EXECUTIVE REPORT from John A. Mayer, Utility Rate Consultant, and proposed changes to sanitary sewer rates.
BPW F&P
- [14-1032](#) Resolution approving a contract for further TIF analysis, creations and amendments.
EDC F&P
- [14-1035](#) Resolution approving Tax Incremental District Eleven Amendment Four and Project Plan, City of La Crosse, Wisconsin.
EDC CPC F&P
- [14-1036](#) Resolution approving release of reserve and carryover funds for purchase of vehicles and equipment for Inspection Department.
F&P
- [14-1039](#) Resolution approving a professional services agreement with Cedar Corporation to assist in site preparation for the DNR Ready for Reuse Brownfields Cleanup Loan for the LIPCO La Crosse Footwear property located at 606 George Street/1319 St. Andrew Street and appropriation of funds.
F&P
- [14-1041](#) Amended Resolution approving the reorganization to the table of positions and classifications for the La Crosse Regional Airport.
Aviation Bd F&P
- [14-1042](#) AN ORDINANCE to amend Section 48-26(b)(7) of the Code of Ordinances of the City of La Crosse to correct the legal description of the Bluff Slough Slow No Wake Zone.
J&A

- [14-1043](#) AN ORDINANCE to amend Subsection 115-347(6) and Subsection 115-347(6) (a)2 of the Code of Ordinances of the City of La Crosse to allow for structures that were originally built as churches to be used for limited retail and personal service business by Conditional Use Permit in residential zoning districts.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1073](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Light Industrial District to the Local Business District at 1407/1501 St. Andrew Street allowing for residential apartments on upper floors.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1074](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Single Family District to the Commercial District at 716 Hood Street allowing for small local business.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1075](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Multiple Dwelling District to the Special Multiple District at 503, 509/511, 513/515 12th St. N. and 1117 Badger Street allowing for residential apartments.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1076](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Planned Development District - General to the Heavy Industrial District at 1319/1325 St. Andrew Street and 606 George Street allowing for consistent zoning with adjacent land for potential expansion.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1077](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Public/Semi-Public District to the Commercial Business District at 315 State Street allowing for mixed use development.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1079](#) AN ORDINANCE to amend Section 115-110 of the Code of Ordinances of the City of La Crosse transferring certain property from the Traditional Neighborhood District - General to the Traditional Neighborhood District - Specific at 1025 and 1031 Green Bay Street allowing for residential redevelopment.
CPC J&A, public hearing 09/30/14, 7:30 p.m.
- [14-1080](#) Application of Diana Hobson for a Conditional Use Permit at 1229 Caledonia Street allowing for a winery with tasting room.
CPC J&A, public hearing 09/30/14, 7:30 p.m.

[14-1081](#)

Communication from Margaret Ebner requesting the City of La Crosse accept Outlot 1 CSM Part of Government Lot 5, Section 15, T16N-R7W (west of Hwy 16 near 12th Ave) to be dedicated as a public street and resolution approving same.

BPW CPC F&P

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.”