



Meeting Minutes
Common Council

Thursday, October 30, 2014

5:30 PM

Council Chambers

special meeting

Mayor Tim Kabat, Presiding

Mayor Kabat called the meeting to order at 5:33 p.m.

Roll Call

- Present:** 15 - Tim Kabat, Andrea Richmond, Dempsey Miller, Jai Johnson, Katherine Svitavsky, James Cherf, Robert Seaquist, Richard Becker, Peg Jerome, Audrey Kader, Sara Sullivan, Francis J. Formanek, Paul Medinger, Douglas Happel, Richard Swantz
- Excused:** 3 - Ryan Cornett, David Krump, Marilyn Wigdahl

SUSPENSION OF COUNCIL RULES

A motion was made by Richmond, seconded by Medinger, to suspend Council Rules on Files 14-0902, 14-1221 and 14-1222. The motion carried unanimously by roll call vote.

PUBLIC HEARING

A motion was made by Seaquist, seconded by Becker, to open public hearing on the BNSF matter. The motion carried unanimously by voice vote.

The following persons spoke in FAVOR: Paul Nowicki, Amy McBeth, Douglas Dorsey. The following persons spoke in OPPOSITION: Elaine Anderson, Barb Janssen, Richard Pein, Kurt Schroeder, Michele Collins, George Nygaard, Chuck Lee, Irv Balto.

Motion by Becker, seconded by Jerome, to extend public hearing for additional people in OPPOSITION. The motion carried.

Maureen Freedland, Nancy Heerens-Knudson, Sondra LeGrand.

Motion by Becker, seconded by Formanek, to extend public hearing for additional people in OPPOSITION. The motion carried.

Leslie Parker Kroker, Dae Miles, Heidi Blanke, Curtis Miller.

On rebuttal: Paul Nowicki in FAVOR. Maureen Freedland in OPPOSITION.

Krump arrived at 5:57 p.m. Cornett arrived at 6:10 p.m.

A motion was made by Kader, seconded by Medinger, to convene in closed session pursuant 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. The motion carried unanimously by roll call vote.

[14-1222](#)

Resolution approving Master Relocation Agreement with BNSF Railway Company.

(Note: The 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 Council may reconvene in open session.)

2014-10-026

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

Yes: 11 - Richmond, Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Sullivan, Medinger, Happel, Swantz

No: 4 - Krump, Becker, Jerome, Formanek

Absent: 2 - Kader, Wigdahl

[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.)

2014-10-027

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

Yes: 13 - Richmond, Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Jerome, Sullivan, Medinger, Happel, Swantz

No: 2 - Krump, Formanek

Absent: 2 - Kader, Wigdahl

[14-1221](#)

Resolution approving Memorandum of Understanding between BNSF and the City regarding foam response trainer, two spill response trailers and funding from training for the Fire Department.

(Note: The 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 Council may reconvene in open session.)

2014-10-028

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

Yes: 14 - Richmond, Miller, Cornett, Johnson, Svitavsky, Cherf, Seaquist, Becker, Jerome, Sullivan, Formanek, Medinger, Happel, Swantz

No: 1 - Krump

Absent: 2 - Kader, Wigdahl

[14-1178](#)

Consideration of request from County of La Crosse seeking the City of La Crosse to build a parking ramp (Lot C).

(Note: The 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 Council may reconvene in open session.)

A motion was made by Cherf, seconded by Cornett, to convene in closed session pursuant to Wis. Stat. 19.85(1)(e) to formulate & update negotiation strategies and parameters. The motion carried unanimously by roll call vote.

In closed session, motion by Medinger, seconded by Richmond, to reconvene in open session. Motion carried unanimously by voice vote.

NEW ITEMS FOR REFERRAL

The following ordinance was referred to the November 2014 meetings.

[14-1217](#)

An ordinance to amend Section 2-404(f)(5) of the Code of Ordinances of the City of La Crosse regarding administrative fees related to economic development assistance.

Adjournment

A motion was made by Richmond, seconded by Medinger, that the meeting be adjourned. The motion carried unanimously by voice vote.