



# City of La Crosse, Wisconsin

City Hall  
400 La Crosse Street  
La Crosse, WI 54601

## Meeting Minutes Common Council

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Thursday, March 14, 2013

7:30 PM

Council Chambers

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### Mayor Mathias Harter, Presiding

*The meeting was called to order at 7:30 p.m. by Mayor Mathias Harter.*

### Roll Call

**Present:** 12 - Andrea Richmond, Jai Johnson, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

### Pledge of Allegiance

### Invocation

*Moment of Silence*

### Approval of Minutes

*Motion by Andrea Richmond, second by Al Wagner to approve the minutes of February 12 and 14, 2013 Common Council meetings. The motion carried unanimously by voice vote.*

### Reports

#### [13-0160](#)

Report of the Department of Building & Inspections for the month of February 2013.

2013-03-001

**A motion was made by Council Member Andrea Richmond, seconded by Council Member Al Wagner, that this Report be ACCEPTED AND FILED. The motion carried unanimously by voice vote.**

## Notices and Discussions

*Kader recognized the Park & Rec Department for award and congratulated Larry Kirch on receiving Irish citizenship. Happel spoke about recent Fire Dept. focus groups for strategic planning. Formanek spoke about the Fire Dept. focus groups for accreditation. Sullivan spoke about upcoming gardening expo.*

## COMMON COUNCIL MATTERS

- 1      [13-0085](#)      RECONSIDERATION - C. Member Cherf  
Resolution awarding contract to Poellinger Electric, Inc. in the amount of \$3,033.00 for La Crosse Center Concourse Light Replacement.
- 2013-02-012
- Motion by Audrey Kader to reconsider, second by Andrea Richmond. The motion carried unanimously by voice vote.*
- Richard Becker moved to amend to add paragraph allowing La Crosse Center to purchase 41 lights in the amount of \$12,000 from 2013-B PN (La Crosse Center). The motion carried unanimously on voice vote. As amended. The motion carried on the following vote:**
- Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 1 - Katherine Svitavsky
- Non-Voting:** 1 - Robert Seaquist
- Andrea Richmond read the following Resolutions and moved the the committee recommendations. The motion carried by the following vote:**
- Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 1 - Katherine Svitavsky
- Non-Voting:** 1 - Robert Seaquist
- 2      [13-0165](#)      Resolution approving 2012 and 2013 Bills paid in March.
- 2013-03-002
- ADOPTED**

- 3      [13-0161](#)      Resolution approving Engineering Estimates paid in March 2013.

2013-03-003

**ADOPTED**

- 4      [13-0127](#)      Citizens Board of Review : Sean O'Flaherty, 2645 Hackberry Ln. Mike Brown, 906 Caledonia St. Kara Burgos, 2106 Main St. City of La Crosse Arts Board: Vicki Burke, W8349 North Shore Dr. , Onalaska. Jan Gallagher, 1715 Madison St. Donald Smith, 762 Shore Acres Rd., La Crescent. Library Board: Cindy Halter, 3013 Cliffside Dr. Ad hoc Information Technology Committee: Council Member James Cherf, 511 Main St. Ad hoc La Crosse-Epinal Committee: Andrea Richmond, 1312 Cunningham St.

2013-03-004

**Andrea Richmond read the committee appointments and moved they be CONFIRMED. The motion carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Non-Voting:** 1 - Robert Seaquist

- 5      **SUSPENSION OF COUNCIL RULE VIII FOR THE FOLLOWING ITEMS RECOMMENDED TO BE ADOPTED (2/3 Vote)**

**Motion by Andrea Richmond to suspend Council Rule VIII for the following three items. The motion carried unanimously.**

- 6      [13-0099](#)      Resolution removing sunset clause from resolution previous approved by the Common Council relating to abolishment of Highways, Properties & Utilities Committee.

2013-03-005

**Al Wagner read the Resolution and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 13 - Andrea Richmond, Chris Olson, Jai Johnson, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**No:** 2 - Al Wagner and John Satory

**Absent:** 1 - Katherine Svitavsky

**Al Wagner read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 7      [13-0102](#)      AMENDED Resolution amending Council Rule VII relating to membership of the Executive Committee.

2013-03-006

**ADOPTED**

- 8      [13-0063](#)      Resolution authorizing BPW to take steps to acquire real estate for Bike Trail on BNSF Railroad & Dairyland Power property from Oak to Gillette Street.

2013-03-007

**ADOPTED**

### **ORDINANCES RECOMMENDED TO BE ADOPTED**

- 9      [13-0087](#)      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 Traditional Neighborhood District - General and Multiple Dwelling District to the Traditional Neighborhood District - Specific allowing for multi-family residential and commercial development at 10th and State Streets and waiver of commercial/multi-family design standards.

Ord 4744

**Al Wagner read the Ordinance and moved the committee recommendation. Francis Formanek moved to amend to require a limit of 150 occupancy on structure, second by Marilyn Wigdahl. Andrea Richmond moved to suspend Council Rule to allow for public hearing, second by Al Wagner. The motion carried on a vote of 11-4 (Olson, Seaquist, Kader, Happel voted No). The following person spoke in FAVOR: Jason Alberty. The following persons spoke in OPPOSITION: Brett Sawyer, Jessica Olson. Andrea Richmond moved to close public hearing, second by Al Wagner. The motion carried unanimously by voice vote. On motion by Formanek/Wigdahl, FAILS on a vote of 4-10 (Cherf, Seaquist, Formanek, Wigdahl voted YES; Johnson Abstained). On the committee recommendation to ADOPT, the motion carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Recused:** 1 - Marilyn Wigdahl

10      [13-0053](#)

A THIRD AMENDED ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from Single Family Residence District to the Local Business District allowing for remodel and expansion of tavern business at 2712 Main Street.

**A motion was made by Robert Seaquist, seconded by Richard Swantz, that the Ordinance be REFER 30 days, due back on 4/2/2013. The motion carried by the following vote:**

**Aye:** 12 - Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**No:** 1 - Andrea Richmond

**Absent:** 1 - Katherine Svitavsky

**Recused:** 1 - Audrey Kader

**Non-Voting:** 1 - Sara Sullivan

11      [13-0051](#)

AN ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from Multiple Dwelling District to the Public and Semi-Public District allowing for consolidation into one contiguous parcel 411 9th St. N. and 829 Pine St.

*Ord 4734*

**Chris Olson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 2 - Katherine Svitavsky and Robert Seaquist

- 12      [13-0054](#)      AN ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from Local Business District to the Single Family Residential District allowing for construction of single family homes at 737, 747 and 749 24th St. N.
- Ord 4735*
- Chris Olson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**
- Aye:** 13 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Richard Becker, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 2 - Katherine Svitavsky and Robert Seaquist
- Non-Voting:** 1 - Audrey Kader
- 13      [13-0055](#)      AN ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from Washburn Residential District to the Public and Semi-Public District allowing for surface parking lot at 802-804 8th St. S. and 716 Winnebago St.
- Ord 4736*
- Chris Olson read the Ordinance and moved the committee recommendation ADOPT. The motion carried by the following vote:**
- Aye:** 13 - Andrea Richmond, Al Wagner, Jai Johnson, John Satory, James Cherf, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 2 - Katherine Svitavsky and Robert Seaquist
- Non-Voting:** 1 - Chris Olson
- 14      [13-0083](#)      AN ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from Residence District to the Public/Semi-Public District allowing for new school and playground at 1616, 1630, 1632, 1636 and 1640 Charles St.
- Ord 4737*
- Chris Olson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**
- Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 1 - Katherine Svitavsky

- 15      [13-0064](#)      AN ORDINANCE to amend Section 15.02(B) 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. (Dobson Property - Mississippi Valley Conservancy).
- Ord 4738*
- Chris Olson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**
- Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 1 - Katherine Svitavsky
- 6      [13-0065](#)      AN ORDINANCE to amend Section 15.02(B) 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. (Mathy II Property - Mississippi Valley Conservancy).
- Ord 4739*
- Jai Johnson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**
- Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 1 - Katherine Svitavsky
- 17      [13-0080](#)      A SECOND AMENDED ORDINANCE to amend Paragraph 20.25(B) (29) and (38), Paragraph 20.25(F)(3), to create Paragraph 20.25(H)(6) (a) and (b), to amend Paragraph 20.25(H)(9), to amend Table 20.25(H) (11)(b)2 "Conversions of Static to Digital Display EMUs" and to amend Table 20.25(H)-2b "ON-PREMISE EMUs" of the Code of Ordinances of the City of La Crosse relating to Off Premise and On Premise Sign and Billboard regulations.
- Ord 4740*
- Jai Johnson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**
- Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz
- Absent:** 1 - Katherine Svitavsky

- 18      [13-0073](#)      AN ORDINANCE to repeal Section 8.03 and to create Section 20.10 of the Code of Ordinances of the City of La Crosse relating to outdoor food stands and mobile food units.

*Ord 4741*

**Jai Johnson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 19      [13-0075](#)      AN ORDINANCE to amend 20.21(B)(1) and (I)(5) and to create 20.21(C)(22) and (D)(2)(c) of the Code of Ordinances of the City of LaCrosse relating to Direct Sellers.

*Ord 4742*

**Jai Johnson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 20      [13-0074](#)      AN AMENDED ORDINANCE to create a portion of Section 25.01 of the Code of Ordinances of the City of La Crosse relating to Outdoor Food Stand/Mobile Food Unit under Section 20.10.

*Ord 4743*

**Jai Johnson read the Ordinance and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

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

**John Satory read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**



**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**21**      [13-0111](#)      Report of Quotes & Resolution awarding contract to American Pavement Solutions, Inc. in the amount of \$18,515.00 for Erickson Pool Repair.

*2013-03-008*

**ADOPTED**

**22**      [13-0110](#)      Report of Bids & Resolution awarding contract to Winona Controls, Inc. in the amount of \$241,000.00 for La Crosse Center Main Chiller Replacement.

*2013-03-009*

**ADOPTED**

**23**      [13-0108](#)      Report of Bids & Resolution awarding contract to Klich Electric, Inc. in the amount of \$100,160.00 for Generator Replacement at Fire Station 1 and Airport Main Terminal.

*2013-03-010*

**ADOPTED**

**24**      [13-0106](#)      Report of Bids & Resolution awarding contract to Harter Trucking, Inc. in the amount of \$136,774.00 for Patros Remediation.

*2013-03-011*

**ADOPTED**

**25**      [13-0104](#)      Report of Bids & Resolution awarding contract to Fowler & Hammer, Inc. in the amount of \$24,263.45 for 8th Street Extension.

*2013-03-012*

**ADOPTED**

**James Cherf read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 26     [13-0103](#)     Report of Bid & Resolution awarding contract to Fowler & Hammer, Inc. in the amount of \$305,699.65 for 2013 Streetscape Improvements.

2013-03-013

**ADOPTED**

- 27     [13-0109](#)     Report of Bids & Resolution awarding contract to Winona Controls, Inc. in the amount of \$454,670.00 for Library HVAC Systems at Main Library.

2013-03-014

**ADOPTED**

**ITEMS RECOMMENDED TO BE ADOPTED**

- 28     [13-0113](#)     Various license applications pursuant to Chapter 20 of the La Crosse Municipal Code for the license period 2012-13 and resolution approving same.

2013-03-015

**ADOPTED**

- 29     [13-0082](#)     Application of A&S Foster LLC dba Bottoms Up for an Expansion of Alcohol Beverage License & Street Privilege Permit for special event at 500 Copeland Avenue on June 1, 2013 and resolution approving same.

2013-03-016

**ADOPTED**

- 30     [13-0027](#)     Application of Western Technical College for a Conditional Use Permit at 232 6th St. N. allowing for demolition of former motel/residence hall for the construction of greenhouse project and AMENDED resolution approving same.

2013-03-017

**ADOPTED**

**Robert Seaquist read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 31**     [13-0056](#)     Application of Viterbo University Inc. for a Conditional Use Permit to demolish existing structures allowing for surface parking lot at 802-804 8th St. S. and 716 Winnebago St. and AMENDED resolution approving same.

2013-03-018

**ADOPTED**

- 32**     [13-0021](#)     Resolution authorizing the Fire Department to apply for an Assistance to Firefighters Grant through the Federal Emergency Management Agency.

2013-03-019

**ADOPTED**

- 33**     [13-0062](#)     Resolution approving hazardous materials training agreement between the City of La Crosse and City Brewery.

2013-03-020

**ADOPTED**

- 34**     [13-0035](#)     Resolution to approve 2013 Collapse Rescue Contract through the State of Wisconsin.

2013-03-021

**ADOPTED**

- 35**     [13-0030](#)     Resolution endorsing the City of La Crosse as a "Bird City" and to support the annual International Migratory Bird Day (IMBD) at Myrick Hixon Eco Park.

2013-03-022

**ADOPTED**

- 36**     [12-0403](#)     AMENDED Resolution approving the City of Kumbo, Republic of Cameroon as a sister city.

2013-03-023

**Richard Becker read the Resolution and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Richard Becker read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 37**     [13-0024](#)     Claim for excessive assessment on behalf of PR Valley View LP for properties located at 3700 State Road 16, 3800 State Road 16 and 4400 State Road 16 and resolution denying same.

*2013-03-024*

**ADOPTED**

- 38**     [13-0093](#)     Claim for excessive assessment on behalf of 100 Harborview Partners LLC for properties located at 100 2nd St. N. and resolution denying same.

*2013-03-025*

**ADOPTED**

- 40**     [13-0058](#)     Resolution authorizing payment and release of funds for airport engineering services.

*2013-03-026*

**ADOPTED**

- 39**     [13-0123](#)     Resolution approving a Stipulation with the Shrine of Our Lady of Guadalupe, Inc. regarding a tax exemption dispute.

*2013-03-027*

**Richard Becker read the Resolution and moved the committee recommendation to ADOPT. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Audrey Kader read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Non-Voting:** 1 - Sara Sullivan

**41**     [13-0057](#)     Resolution amending the Airport 2013 Capital Improvement Program Budget.

*2013-03-028*

**ADOPTED**

**42**     [13-0059](#)     Resolution re-appropriating un-used PFC funds from PFC Project 8-7.

*2013-03-029*

**ADOPTED**

**43**     [13-0052](#)     Resolution to appropriate additional funds for the Townsend Street Storm Sewer.

*2013-03-030*

**ADOPTED**

**44**     [13-0041](#)     Resolution authorizing the purchase of a sign retroreflectometer, accessories, and software, designating source of funds, and directing implementation.

*2013-03-031*

**ADOPTED**

**45**     [13-0040](#)     AMENDED Resolution approving carryover list of unexpended appropriations from the 2012 operating budget to the 2013 operating budget.

*2013-03-032*

**ADOPTED**

- 49      [13-0084](#)      AMENDED Resolution requesting reallocating carryover funds for a pay and classification study.

2013-03-033

**Sara Sullivan read the Resolution and moved the committee recommendation to ADOPT. Robert Seaquist moved to amend to provide that the HR Director and Finance & Personnel Committee select the consultant from the RFPs, second by Richard Becker. The motion carried 15-0. Andrea Richmond moved to amend to strike the paragraph selecting Carlson to do the study and to add a paragraph authorizing the HR Director to prepare an RFP, second by Richard Becker. The motion carried 15-0. As amended. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Sara Sullivan read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 46      [13-0044](#)      Resolution approving a one-year agreement between the City of LaCrosse and Healics Inc. for health risk assessment (HRA) services effective May 1, 2013.

2013-03-034

**ADOPTED**

- 47      [13-0077](#)      Resolution authorizing the Director of Human Resources to seek proposals from qualified vendors for the purchase of claims administrative services for the medical benefit plan for the term January 1, 2014 through December 31, 2017.

2013-03-035

**ADOPTED**

- 48      [13-0079](#)      Resolution approving a safe harbor for determination of full time employee for health plan eligibility purposes as required under Affordable Care Act.

2013-03-036

**ADOPTED**

- 50      [13-0042](#)      Resolution amending the table of organization to temporarily provide for the addition of one (1) Civilian Service Employee position.

2013-03-037

**ADOPTED**

- 54      [13-0078](#)      AMENDED Resolution releasing funds for a Paint and Fix-up Program and establishing guidelines to administer said program.

2013-03-038

**Francis Formanek read the Resolution and moved the committee recommendation to ADOPT. Al Wagner moved to amend to provide grant be offered to owner-occupied homeowners only and not landlords, second by Andrea Richmond. Motion withdrawn. The motion on committee recommendation carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Recused:** 1 - Francis Formanek

**Francis Formanek read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 51      [13-0068](#)      Resolution allocating 1% room tax for the 2012 La Crosse Center Operating Budget expenditures related to convention and tourism business.

2013-03-039

**ADOPTED**

- 52     [13-0031](#)     Resolution approving City of La Crosse Three-Year Harbor Development Statement of Intentions - 2013.

2013-03-040

**ADOPTED**

- 53     [13-0046](#)     Resolution approving the transfer of lands within the Riverside Redevelopment Project from the Redevelopment Authority to the City of LaCrosse for a canoe/kayak launching site on the south side of the LaCrosse River.

2013-03-041

**ADOPTED**

- 55     [13-0050](#)     Resolution authorizing use of left over 2011 Park Capital Equipment monies to enhance 2013 Park Capital Equipment monies for procurement of golf carts for Forest Hills.

2013-03-042

**ADOPTED**

**Paul Medinger read the following Resolutions and moved the committee recommendations. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

- 56     [13-0048](#)     Resolution authorizing use of left over 2011 Park Capital Equipment monies to enhance 2013 Park Capital Equipment monies for procurement of greens mower for Forest Hills.

2013-03-043

**ADOPTED**

- 57     [13-0049](#)     AMENDED Resolution authorizing use of left over 2011 Park Capital Equipment monies for procurement of snack bar equipment for Forest Hills.

2013-03-044

**ADOPTED**



- 58     [13-0047](#)     Resolution authorizing use of left over 2011 Park Capital Equipment monies for procurement of a spreader for Forest Hills.

2013-03-045

**ADOPTED**

- 59     [13-0043](#)     Resolution appropriating additional contingency funds for a project to extend fiberoptic cables to the public parking ramps owned by the City.

2013-03-046

**ADOPTED**

### **ITEM RECOMMENDED TO BE RE-REFERRED**

- 60     [13-0071](#)     Resolution approving license agreement with the 4000 Foundation.

(Note: The committee, Committee of the Whole and/or Common Council may convene in closed session pursuant to Wis. Stats. sec. 19.85(1)(e) to update and formulate negotiation strategies and parameters. Following the closed session, the committees and/or Council may reconvene in open session.)

**REFER to the April 2013 Board of Park Commissioners, Finance & Personnel Committee, Committee of the Whole and Common Council meetings.**

- 61     [13-0028](#)     Application of Western Technical College for a Conditional Use Permit at 532 8th St. N. to demolish residential structure allowing for green space and parking and resolution approving same.

**Douglas Happel read the Resolution and moved the committee report to REFER to the May 2013 City Plan Commission, Judiciary & Administration Committee, Committee of the Whole and Common Council meetings. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

### **ITEMS RECOMMENDED TO BE DIVIDED**

- 62**     **13-0061**     Resolution approving Federal CDBG and HOME Program funded Housing Rehabilitation Program and Replacement Housing Program Guidelines.

*2013-03-048*

**Douglas Happel read the resolution and moved the committee report to be DIVIDED. The motion carried unanimously by voice vote.**

- A**     [13-0167](#)     Resolution approving Housing Rehabilitation Program guidelines/CDBG funds.

*2013-03-049*

**Douglas Happel read the Resolution and moved the committee recommendation to be ADOPTED. The motion carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Recused:** 1 - Francis Formanek

- B**     [13-0168](#)     Amended Resolution approving Replacement Housing Program guidelines.

*Recommended to be Re-referred*

**Douglas Happel read the Resolution and moved the committee report to REFER to the April 2013 Housing Rehabilitation Personnel Committee, Committee of the Whole and Common Council meetings. The motion carried by the following vote:**

**Aye:** 14 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

**Recused:** 1 - Francis Formanek

### **ITEMS RECOMMENDED TO BE ACCEPTED AND FILED**

- 63**     [13-0081](#)     La Crosse Public Library 2012 Annual Report of Special Funds.

*2013-03-047*

**Douglas Happel read the Report and moved the committee recommendation to be ACCEPTED AND FILED. Richard Becker moved to amend to Receive and File, second by Andrea Richmond. As amended. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

## ITEM RECOMMENDED TO BE TABLED

**64**     [13-0067](#)            Resolution amending membership of the Housing Rehabilitation Review Board.

**Douglas Happel read the Resolution and moved the committee recommendation to be TABLED. The motion carried by the following vote:**

**Aye:** 15 - Andrea Richmond, Al Wagner, Chris Olson, Jai Johnson, John Satory, James Cherf, Robert Seaquist, Richard Becker, Audrey Kader, Sara Sullivan, Francis Formanek, Paul Medinger, Douglas Happel, Marilyn Wigdahl and Richard Swantz

**Absent:** 1 - Katherine Svitavsky

## New Items for Referral

*Council Member Happel offered for first reading the following Ordinances:*

**13-0118**            A CHARTER ORDINANCE to amend Subsection 2.02 of the Code of Ordinances of the City of La Crosse regarding Council Member Salaries.

[13-0122](#)            AN ORDINANCE to amend Paragraph 8.02 (R) (1) of the Code of Ordinances of the City of La Crosse to change the number of bedrooms from 7 to 8 to be consistent with the definition of City serviced dwellings.

[13-0132](#)            AN ORDINANCE to amend Paragraph 13.02(D)(1) of the Code of Ordinances of the City of La Crosse - Restriction on Use of Airport Property.

[13-0164](#)            AN ORDINANCE to amend Subsection 15.02(B) of the Code of Ordinances of the City of La Crosse transferring certain property from the Light Industrial District to the Traditional Neighborhood District - Specific allowing for apartments and/or partial office space at 2350 South Ave.

[13-0154](#)            AN AMENDED ORDINANCE to amend Section 15.25(B)(5)(a) of the Code of Ordinances of the City of La Crosse to allow for covered stoops to project into the front yard setback.

- [13-0147](#) AN ORDINANCE to amend Section 15.26(D)(13) to create Section 15.26(D)(13)a) and Section 15.26(D)(13)(b) of the Code of Ordinances of the City of La Crosse to allow for expansion of limited non-conforming commercial uses.
- [13-0146](#) AN ORDINANCE to amend Paragraph 15.26(H)(2) of the Code of Ordinances of the City of La Crosse to allow for the production and bottling of wine and wine tasting rooms by conditional use in the Commercial, Local Business, and Community Business zoning districts.
- [13-0152](#) AN ORDINANCE to Create Paragraph 15.26(X) of the Code of Ordinances of the City of La Crosse to establish Conditional Use requirements for sand processing, storage, and transporting facilities.
- [13-0142](#) A SECOND AMENDED ORDINANCE to amend Paragraph 20.02(F) (4) (b) of the Code of Ordinance of the City of La Crosse to allow Temporary Class "B" licenses in various parks with Board of Park Commissioners' approval.
- [13-0117](#) AN AMENDED ORDINANCE to rescind Subsection 20.22(FF)(1)(C) of the Code of Ordinances of the City of La Crosse removing requirement for 50% written approval from neighbors in order to keep pigeons.
- [13-0116](#) AN AMENDED ORDINANCE to rescind Subsection 20.22(GG) of the Code of Ordinances of the City of La Crosse removing requirement for 50% written approval from neighbors in order to keep chickens.

### **Adjournment**

*On motion by Richard Swantz, the Council voted unanimously to adjourn at approximately 9:03 p.m.*