

OFFICIAL COUNCIL PROCEEDINGS

A regular meeting of the City Council of the City of Menomonie, Dunn County, Wisconsin, was held in open session on August 20, 2012, and called to order by Mayor Knaack at 7:00 p.m. in the City Council Chambers. The following members were present: Smith, Hausler, Dickmann, Riedel, Schwebs, Brown, Solberg, Cruz, Beety and Mercil. Knaack was absent at roll call but arrived prior to approval of the minutes.

MOTION was made by Dickmann, seconded by Beety, and carried to approve the minutes of the August 6, 2012 meeting.

PUBLIC COMMENTS

Linda and Rod Buss spoke in opposition and requested the Council not approve the request from the Dunn County Humane Society for a city land transfer for their building expansion project.

Chuck Klos spoke in opposition to the Bundy Hall zoning ordinance amendment and voiced his concerns of subsequent future uses of the property if the rezoning is approved.

Vince Hague stated his concerns that properties surrounding Bundy Hall could lose value if the rezoning is approved.

Pat Thibado stated he understands the need for expansion but would like to see the Dunn County Humane Society consider other locations for their facility.

Mark and Patty Kraske stated that they have a signed purchase agreement contingent on rezoning the Bundy Hall property and obtaining a liquor license, and they stated that some of the proposed uses of the property would include use as a wedding facility, a bed & breakfast, and a small conference center for meetings.

MOTION was made by Brown, seconded by Solberg, and carried to extend the time limit by 15 minutes.

Jim Lilli announced that the Dunn County Humane Society requested portion of land has been revised to .4 acres.

John Backhaus requested the City Council to remember the historical significance of the property (Bundy Hall).

PRESENTATION – Public Works Director, Randy Eide, provided an overview of the process for the proposed city land transfer to the Dunn County Humane Society which includes their presentation of a certified survey map to the Plan Commission for approval which would, if approved, then require the City Council to deed the land back to the Humane Society.

MOTION was made by Solberg, seconded by Brown, and carried to suspend the rules to hear from Jim Lilli. Mr. Lilli described the requirements and time frame that they must meet to comply with the state's new puppy mill law, Act 90.

MOTION was made by Schwebs, seconded by Solberg, and carried to suspend the rules to hear from Rod and Linda Buss. Mr. & Mrs. Buss expressed their frustration with the noise from barking dogs at the facility.

MOTION was made by Smith and seconded by Riedel and then withdrawn to postpone action until after the CSM is approved by the Plan Commission.

MOTION was made by Cruz, seconded by Riedel, and carried to suspend the rules to hear from Rod Buss. Mr. Buss answered questions about his complaints to the police department about the dogs barking.

MOTION to endorse the plan to donate land (similar to 2009) to the Dunn County Humane Society, pending completion of a certified survey map and submittal of documentation that has been requested on two occasions relating to their business plan and their financials, was made by Smith, seconded by Riedel, and carried on the following roll call vote: Ayes: Smith, Hausler, Dickmann, Schwebs, Brown, Solberg, Beety and Mercil. Noes: Knaack, Riedel and Cruz.

ORDINANCE regarding specified uses on specific property in T-1 Technology Park Specialized Industrial (TPSI) District was introduced by Dickmann. MOTION to refer the ordinance to the Plan Commission was made by Beety, seconded by Cruz, and carried unanimously on roll call vote.

ORDINANCE regarding occupancy on any ground level (at grade) of any building for any residential purpose in specified areas within the B-1 General Commercial District was introduced by Brown. MOTION to refer the ordinance to the Plan Commission was made by Brown, seconded by Schwebs, and carried.

MOTION was made by Schwebs, seconded by Hausler, and carried unanimously on roll call vote approving the 2012 contract agreement with the Menomonie Fire Battalion Chiefs, as presented.

MOTION was made by Smith, seconded by Solberg, and carried unanimously on roll call vote to accept the Menomonie Fire Department billing rates effective September 1, 2012, to correspond with the paramedic service level increase.

MOTION was made by Smith, seconded by Cruz, and carried unanimously on roll call vote to accept the grant from the Department of Homeland Security for the following equipment (City share of cost = \$14,346.70):

- Self Contained Breathing Apparatus – Jefferson Fire & Safety	\$194,474.15
- Stationary Breathing Air System – Jefferson Fire & Safety	\$ 43,510.75
- Mobile Cascade Fill System – Fire/Rescue Supply (Eagle brand)	\$ 13,590.00

MOTION was made by Beety, seconded by Brown, and carried unanimously on roll call vote to accept the grant of \$11,544 from the Department of Homeland Security (DHS) for the purchase of pagers (local match = \$1,461.50).

BIDS were received for Fire Station #1 replacement windows as follows:

	<u>Base Quote</u>
Liberty Exteriors	\$13,266.00
Dunn Rite	\$14,342.00
Carpentry Specialists	\$18,756.00
Cudd Bros. Construction	\$18,968.35
Rhom Construction	\$21,758.00

MOTION was made by Solberg, seconded by Schwebs, and carried unanimously on roll call vote to accept the bid from Liberty Exteriors of \$13,266.00 for window replacement at Fire Station #1.

RESOLUTION NO. 16 requesting a waiver for the installation of pedestrian and bicycle facilities on the proposed extension of Freitag Drive was introduced by Smith. MOTION to adopt the resolution was made by Mercil, seconded by Solberg, and carried unanimously on roll call vote.

BUDGET TRANSFER – MOTION was made by Beety, seconded by Cruz, and carried unanimously on roll call vote to approve the budget transfer of \$227.31 from Police 01.52110.447 Range, Weapon and Riot Control to 01.52110.723 Protective Gear.

COMMUNICATIONS AND MISCELLANEOUS BUSINESS – The agenda packet included communication from Dunn County Transit Department relating to the possible development and approvals for a North/South bus route service; notice of approval from the DNR to begin weed harvesting at Wolske Bay; and a letter of commendation and gratitude for the professionalism and compassion exhibited by Menomonie firefighters during their response to a recent vehicle accident.

CLAIMS - MOTION was made by Solberg, seconded by Smith, and carried unanimously on roll call vote to approve payment of the following claims:

<u>Claims</u>	
First Supply	\$1,507.20
Manpower	773.90
<u>Parking Utility Claims</u>	
City Treasurer	\$ 675.55

LICENSES - MOTION was made by Schwebs, seconded by Dickmann, and carried to approve the license list, as presented:

OPERATORS: Holly L. Brummer; Courtney J. Harnisch; Matthew T. Rice.

TAXI CAB DRIVER: Melissa R. Hathaway; Debra A. Link.

CLASS “A” BEER (Change of Agent):

Kwik Trip, Inc. (Kwik Trip #498 – 1213 S. Broadway), New Agent – Victoria L. Braker.

PUBLIC DANCE PERMIT: St. Joseph Catholic Parish, Sept. 15, 2012 (event = Fall Festival

Location of dance = 910 Wilson Avenue – Parish Center Parking Lot

(rain site = gym or church basement).

TEMPORARY CLASS “B” BEER LICENSE:

St. Joseph Parish, Sept. 15 - 16, 2012 (event = St. Joseph Fall Festival)

Licensed area = 910 Wilson Avenue – Outdoor parking area, gym area; and Saturday evening (Sept. 15th) in church basement – Charles Hall during dinner.

FYI - The following Temporary Class “B” Beer license applications have been received and issued by the City Clerk (the City Administrator and Mayor have reviewed the applications):

Wisconsin Pony Pullers Assoc., Dunn Co. Rec. Park , (*Dairy Barn*) Sept. 14 - 16th, 2012, event = Horse Pull; and

Greater Menomonie Area Chamber of Commerce, Optimum Therapies, LLC, (*Entire Building*), 1309 Stout Road, Aug. 20, 2012, event = Business After Hours.

MOTION to convene in closed session under Wisconsin Statutes 19.85 (1) (c), (e), and (g) for the purpose of considering employment, promotion, compensation or performance evaluation data of any public employee over which the government body had jurisdiction or exercises responsibility; deliberating or negotiating the purchase/sale of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session; conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved was made by Smith, seconded by Solberg, and carried unanimously on roll call vote.

MOTION to return to open session was made by Smith, seconded by Brown, and carried unanimously on roll call vote.

No action was taken.

MOTION to adjourn was made by Solberg, seconded by Smith, and carried.

JoAnn L. Kadinger
City Clerk