

The Meeting of the Common Council was called to order at 7:00 p.m. on Tuesday, June 14, 2005. It was noted that the meeting had been announced and a notice posted at City Hall.

Roll call was taken, with the following members present: Mayor Jim Bialecki, Ald. Mike Giese, Ald. Diane Oldani Wulf, Ald. Gary Gonczy, Ald. Jim Olson, Ald. Bill Leathen, City Clerk Cari Burmaster, Public Works Director Ron Lund, Land Use and Development Director Jason Gilman, and Finance Director Fred Buehler. Ald. Kim Smith was excused.

Item 2 - Pledge of Allegiance

The Pledge of Allegiance was declared.

Item 3 – Amend and Approval of minutes from previous meeting.

Mayor Bialecki noted the following amendment to the minutes of the April 12, 2005 meeting of the Common Council: Delete Line 1185 through Line 1189. Replace these lines with the following two conditions for Elmwood Partners, Limited Partnership for final plat for the 2nd Addition to the Country Club Estates containing 24.72 acres and 17 lots (Tax ID# 18-4479-0):

2. Park Fee \$1,120 per lot x 17 = \$19,040.00. Park Fee shall be waived as it will be credited to the Meier Farm land dedication, which accounted for 74 units of which 35 have been previously assigned in the Country Club. This credit of 17 units will leave a remaining credit of 22 units.
3. Storm Sewer Fee of \$3,148 per acre x 24.72 = \$77,818.56. Storm Sewer Fee waived in lieu of developer installing storm sewer.

Motion by Ald. Leathen, second by Ald. Gonczy, to approve the minutes from the previous meeting as amended, printed and on file in the City Clerk's Office. On voice vote, motion carried.

Item 4 – PUBLIC HEARING – 7:00 PM – to vacate a portion of French Road.

Mayor Bialecki noted that this public hearing corresponds to **Resolution 26-2005**.

Mayor Bialecki declared the public hearing open and called for anyone wishing to speak in favor of the vacation.

John Towner, 817 Olympic Drive addressed the Common Council. Mr. Towner said, "I'm one of the members of the developers for this parcel.

"Before I start, I want to thank the City of Onalaska government and the Fire Department and the

Police Department for all the help they did for organizing the National Guard sendoff. I thought that was really nice. Everybody appreciated that.

“Regarding this French Road realignment, we’ve studied and studied and studied this and shown that this is a unique situation within the Town of Medary and the City of Onalaska and, the task of bringing these utilities in and the infrastructure with this road. What we’ve found out through almost two years now and countless meetings and a lot of good interaction with all involved – whether it’s the Country Club and their attorneys or the Town of Medary and their attorneys and their representatives, along with the City of Onalaska – is that rather than doing some redundant roads here like they’ve done in the past that this realignment going through the parcel and connecting back out seems to be the most feasible and probably the only way that this thing could go.

“Other than that, just that this development – I think – is going to be a nice transitional housing development for a lot of ‘baby boomers’ and there’ll be a good need for these condo developments. I think the tax base will be somewhere between \$6.8- and \$7 million when it’s all completed and developed. And, I just think it’s going to be a nice attribute to the City and look forward to getting started with this.

“I think this was a little unique too that a developer petitions to vacate for this size of a road or this expanse. I know that City has done it before and it’s a little bit easier process for the City to vacate a smaller portion of a road. Cari has been real helpful in coming about this petition – helping me go about getting all my signatures from all the adjacent landowners, and so was Joe Barstow. It was quite an endeavor and I don’t think we’ve done these too often. But, we got good endorsement from a lot of the landowners around there and I want to thank Cari and her staff for that.

“Later on I’ll be glad to answer any questions you might have regarding that road realignment”.

Mayor Bialecki called three times more for anyone wishing to speak in favor of the vacation. Hearing none, Mayor Bialecki called three times for anyone wishing to speak in opposition to the vacation. Hearing none, Mayor Bialecki declared the public hearing closed.

Item 5 – Resolution 26-2005 – Final Resolution vacating a portion of French Road, City of Onalaska, La Crosse County, Wisconsin.

RESOLUTION 26-2005

FINAL RESOLUTION VACATING A PORTION OF FRENCH ROAD, CITY OF ONALASKA, LA CROSSE COUNTY, WISCONSIN

WHEREAS on April 12, 2005 the Common Council of the City of Onalaska approved and passed Preliminary Resolution 23-2005 to vacate and discontinue a portion of French Road

in the City of Onalaska;

AND, WHEREAS, a notice of public hearing concerning said vacation and discontinuance was published and provided in accordance with Sec. 66.1003, Stats.;

AND, WHEREAS, said Common Council has placed the following conditions on said vacation and discontinuance; The present utility easement over and across the portion of the road to remain vacated shall be retained as a permanent utility easement;

AND, WHEREAS, A public hearing was held on June 14, 2005 at 7:00 p.m. regarding said vacation;

AND, WHEREAS, it appears that the public interest will be best served by the vacation and discontinuance of that portion of French Road so as to enable better utilization of the vacated land and return the same to the tax roll;

NOW, THEREFORE BE IT RESOLVED, that the Common Council of the City of Onalaska La Crosse County, Wisconsin does hereby vacate the portion of French Road, which is more particularly described on Exhibit A, which is attached hereto and incorporated herein.

BE IT FURTHER RESOLVED, that pursuant to law, title to the portion of the street so vacated shall vest in equal parts to the property owners abutting said road subject to the utility easement described above.

BE IT FURTHER RESOLVED, that a certified copy of this Final Resolution together with a map showing the location of the vacated road shall be recorded in the Office of the Register of Deeds for La Crosse County, Wisconsin.

Dated this 14th day of June, 2005

CITY OF ONALASKA, BY:

James S. Bialecki, Mayor

Caroline Burmaster, Clerk

PASSED:

APPROVED:

PUBLISHED:

Motion by Ald. Gonczy, second by Ald. Olson, to approve **Resolution 26-2005**. On roll call vote: Ald. Wulf – aye; Ald. Gonczy – aye; Ald. Olson – aye; Ald. Giese – aye; Ald. Leathen – aye. Resolution passes.

Item 6 - PUBLIC INPUT: (limited to 3 minutes/individual)

Mayor Bialecki called three times for anyone wishing to address the Common Council. Hearing none, Mayor Bialecki continued on with the printed agenda.

Item 7 - REPORT FROM THE MAYOR.

A. Regional Cable Services.

Mayor Bialecki reported that CenturyTel has approached the City of La Crosse regarding possible negotiations for an agreement related to the provision of cable television service.

Mayor Bialecki said, “Nearly two years ago the Mississippi River Valley Communications Commission – with several member communities from Wisconsin and Minnesota, including La Crosse and Onalaska – were exploring opportunities and we anticipated this coming forward. That committee will now meet a week from Monday to find the happenings of the proposal from CenturyTel and potential timeframes. One of the biggest things you want to do is, if in fact there’s going to be communities, rather than to negotiate separate contracts for every town, village and city that we’d prefer to negotiate from a regional perspective”.

Mayor Bialecki noted that the Common Council members had been sent meeting notices/agendas and are invited to attend.

B. 32nd Engineer Company Sendoff.

Mayor Bialecki said, “As a spin off to what John Towner said, I really want to put emphasis on Jean Lunde, Tom Hammill, the Legion Auxiliary, as well as members of Operation Homefront – based out of La Crosse within a several county area – that put a lot of emphasis on giving the sendoff. We certainly wish everybody well there”.

Mayor Bialecki reported that an Army unit would be deployed the first week of July. This is an Army Reserve unit. Mayor Bialecki reported that this unit has declined any type of a sendoff. Mayor Bialecki said, “We certainly wish them well also”.

RECOMMENDATIONS FOR APPROVAL AND/OR POSSIBLE ACTION FROM THE

FOLLOWING COMMITTEES/COMMISSIONS/BOARDS:

Ald. Wulf noted that there were those in attendance with an interest in Agenda Item 12F and recommended that that item be addressed next. There was no objection.

PLAN COMMISSION:

F. Consideration of the Conditional Use Permit for Precision Auto Center, 316 2nd Avenue South, per Plan Commission's recommendation at the April 26, 2005 meeting.

Ald. Giese reported that at the April 26, 2005 meeting of the Plan Commission a motion was made to approve changes to the Conditional Use Permit involving three areas:

- 1) Shield lighting down.
- 2) Exhaust of vehicle fumes to the west side of the building.
- 3) Doors on the north side of the building shall remain closed.

Motion by Ald. Giese, second by Ald. Leathen, to approve three additional conditions to the Conditional Use Permit for Precision Auto Center, 316 2nd Avenue South, which are: 1) Lighting shall be shielded down; 2) Vehicle fumes shall be diverted to the west side of the building; and 3) Doors on the north side of the building shall remain closed. On voice vote, motion carried.

Item 8 - Finance & Personnel Committee

FINANCE

A. Vouchers.

Motion by Ald. Olson, second by Ald. Giese, to approve Vouchers No. 1171 through No. 1463, expended since the last Common Council meeting of May 10, 2005 in the amount of \$1,855,619.18. On voice vote, motion carried four to zero with Ald. Wulf being absent for the vote.

B. Sale of City Vehicles.

1. **(2) Ford Crown Victoria cars.**
2. **1991 Ford Taurus Station Wagon.**

Motion by Ald. Olson, second by Ald. Giese, to remove from City inventory and sell at auction two (2) Ford Crown Victoria cars and one (1) 1991 Ford Taurus Station Wagon. On voice vote, motion carried.

C. Interim Development Service Agreement between City of Onalaska and Town of Onalaska.

Ald. Olson reported that the Interim Development Service Agreement between the City of Onalaska and the Town of Onalaska has been reviewed and approved by the City Attorney.

Motion by Ald. Olson, second by Ald. Leathen, to approve the Interim Development Service Agreement between the City of Onalaska and the Town of Onalaska. On voice vote, motion carried.

D. Americorp Grant acceptance and funding City's match (not to exceed \$3,000).

Motion by Ald. Olson, second by Ald. Wulf, to accept the AmeriCorps grant and to approve the City's matching portion of \$3,000 with \$1,000 being budgeted for in 2005 and the remaining \$2,000 to be budgeted for in 2006. On voice vote, motion carried.

9. PERSONNEL

A. Out-of-state Travel Request:

1. Troy Miller and Chris Danou to attend Midwest Counterdrug Training Center for "Criminal Street Gang Identification and Interdiction" in Des Moines, IA on September 12 – 14, 2005.

Motion by Ald. Olson, second by Ald. Gonczy, to approve the out-of-state travel request for Police Sergeant Troy Miller and Police Officer Chris Danou to attend the Midwest Counter-drug Training Center for "Criminal Street Gang Identification and Interdiction" to be held in Des Moines, Iowa on September 12 through September 14, 2005. On voice vote, motion carried.

B. Job Descriptions:

1. Land Use & Development Director.
2. Assistant Planner.

Motion by Ald. Olson, second by Ald. Wulf, to approve the updates to the job description for Land Use & Development Director and the updates to the job description for Assistant Planner.

Under discussion, Ald. Giese noted that at the meeting of the Finance & Personnel Committee he had raised questions relating to the tasks and specific duties of the job in question. Ald. Giese reported that Human Resources Specialist Liz Green has responded to those questions. Ald.

Giese said, "I understand that the description is correct as written".

On voice vote, motion carried.

C. Personnel Policies:

1. 1.05 Residency
2. 3.02 Fair Labor Standards Act (FLSA).
3. 4.01 Safety.
4. 4.02 Hazard Communication – Remove.
5. 4.05 Restricted/Modified Duty.

Motion by Ald. Olson, second by Ald. Gonczy, to approve the revisions to Personnel Policies 1.05 Residency; 3.02 Fair Labor Standards Act (FLSA); 4.01 Safety; and 4.05 Restricted/Modified Duty, and the removal of Personnel Policy 4.02 Hazard Communication.

On voice vote, motion carried.

D. Update on Compensation Study.

Ald. Olson reported that Liz Green has requested a 30-day extension for the completion of the study.

Motion by Ald. Leathen, second by Ald. Wulf, to grant the Human Resources Specialist a 30-day extension for the completion of the Compensation Study. On voice vote, motion carried.

Item 10 - ADMINISTRATIVE COMMITTEE:

Item A - Approval of Operator's Licenses

<u>Name</u>	<u>Location</u>	<u>Type of Application</u>
Jenna M. Alitz	Coulee Golf Bowl	Renewal
Carrie L. Bergum	Kwik Trip	Renewal
Deborah A. Brajdic	Lakeview Rest	Renewal
Keith E. Brierly	American Legion	Renewal
Keith F. Buswell	Festival Foods	Renewal
Loralee L. Byrne	Stoney Creek Inn	New/Provisional
Ellen A. Dettmann	UnWine'd	New
Todd M. Eskildsen	Rocky Rococo	Renewal

Connie D. Flottmeier	Woodman's	New/Provisional
Mike L. Gallup	Omni Center	New/Provisional
Mike A. Gates	Festival Foods	Renewal
Jacob K. Haskell	unemployed	New/Provisional
Tammy L. Hollowitsch	Kwik Trip	Renewal
Michael D. Hosch	Coulee Golf Bowl	Renewal
Tamra L. Irvine	Rocky Rococo	Renewal
Karen L. Kast	Kwik Trip	Renewal
Jeffrey K. Lieske	Rocky Rococo	Renewal
Amanda K. Lindvig	Kwik Trip	New/Provisional
Sara A. McFadden	Kwik Trip	Renewal
Kathleen E. McGahan	Kwik Trip	Renewal
Paul A. Michel	Woodman's	New/Provisional
Tiffany R. Morgan	Woodman's	New/Provisional
Kathy Moyer	Kwik Trip	New
Adrienne M. Savor	Applebee's	New/Provisional
Stephanie A. Sebion	Kwik Trip	Renewal
Sandra J. Silbaugh	Kwik Trip	Renewal
Lisa G. Smaby	Kwik Trip	New
Melanie J. Theisen	Lakeview Rest	Renewal
Danielle A. Thibodeau	Carlos O'Kelly's	New/Provisional
Emily A. Vance	Omni Center	Renewal
Mathew R. Vande Slunt	The Wharf	New
Kathy R. Wing	Woodman's	New/Provisional

Motion by Ald. Gonczy, second by Ald. Wulf, to approve the operator's licenses as listed above. On voice vote, motion carried.

Item B – Fall 15 Great River Walk – Saturday, September 10, 2005 – 7 a.m. to 2 p.m.

Motion by Ald. Gonczy, second by Ald. Giese, to approve the Fall 15 Great River Walk to be held on Saturday, September 10, 2005 from 7:00 a.m. to 2:00 p.m. On voice vote, motion carried.

Item C – Approval of Licenses for 7/1/2005 – 6/30/2005.

Ald. Gonczy recommended acting on Agenda Items C1, C3, C4, C5, C6, and C9, together as there are no restrictions on those licenses. There was no objection.

1. Class A Liquor Licenses.

<u>Owner</u>	<u>Business</u>	<u>License #</u>	<u>Agent</u>
Kwik Trip, Inc.	Kwik Trip#767	101-05-06	Dawn M. Kulcinski
Aldi's Inc.	Aldi #154	102-05-06	Christopher Richer
Corporation 90	Skogen's IGA Foodliner	103-05-06	Steven J. Anderson
Kwik Trip, Inc.	Kwik Trip #377	104-05-06	Joan E. Junghans
Kwik Trip, Inc.	Kwik Trip #822	106-05-06	Nancy M. Schroeder
Kwik Trip, Inc.	Kwik Trip #643	107-05-06	Kathleen E. McGahan
Festmark, Inc.	Festival Foods	108-05-06	Keith F. Buswell
Sam's East Inc.	Sam's Club #6436	109-05-06	Chris Schmid
Woodmans Food Mkt Inc	Woodman's Food Mkt Inc	110-05-06	Thomas J. Wysocki
Kwik Trip, Inc.	Kwik Trip #350	111-05-06	Kathy J. Pollex
Kwik Trip, Inc.	Kwik Trip #383	112-05-06	Sandra J. Silbaugh
Unwine'd	Unwine'd	113-05-06	Ellen Dettman
Wal-Mart Stores East LP	Wal-Mart Supercenter #1679	114-05-06	T Gordon N. Rasmussen

3. Class B Liquor Licenses.

<u>Owner</u>	<u>Business</u>	<u>License #</u>	<u>Agent</u>
Hock's Scoreboard	LLC Scoreboard Bar	200-05-06	none
Richard W. Mayer	Hillside Inn	201-05-06	none
Struck-Klandrud Post 336	The American Legion	203-05-06	Julie Kane
Lakeside Rest., Inc.	Chicken Steak/Choc. Cake	204-05-06	Jon S. Schuster
Carlos O'Kelly's	Carlos O'Kelly's	205-05-06	William J. Wikert
Cedar Creek Cntry Club LLC	Cedar Creek Cntry Club	206-05-06	David Cornelius
Coulee Country Club, Inc.	Coulee Golf Bowl	207-05-06	Richard B. Mulder
Onalaska Enrichment Corp	Onalaska Omni Center	209-05-06	Frank Vierling
La Crosse Country Club Inc	La Crosse Country Club	211-05-06	Mark Coakley
DJL Inc.	The Wharf Lounge	212-05-06	Donald J. Lee
GMRI Inc.	Olive Garden Ital Rest #14	213-05-06	Judith M. Leis
Mary A. Cody	Traditions Restaurant	214-05-06	none
Superior Concepts of WI Inc	Ciatti's Ital. Rest.	215-05-06	Lawrence Valdez
Seven Bridges, LLC	Seven Bridges Restaurant	217-05-06	James F. Kube
WHG Real Estate No., LLC	Applebees Neigh Bar/Grill	218-05-06	Robin Buckley
Greta Duval	Lakeview Rest. & Lounge	219-05-06	none
Stoney Creek Investors	Lax/Sontey Creek Inn Lax	220-05-06	Erik Sjolander
Manny Mex. Cocina Inc.	Manny's	221-05-06	Fiberte M. Rivera
Wisconsin Bistros, Inc	TGI Fridays	222-05-06	Daniel Austin Johnson
Outback Steakhouse FL Inc	Outback Steakhouse	223-05-06	Brenda Kingsbury

4. Class B Beer Only Licenses.

<u>Owner</u>	<u>Business</u>	<u>License #</u>	<u>Agent</u>
Pizza A La Mode, Inc.	Happy Joes Pizza/Ice Cream	202-05-06	David M. Olson
Quality Pizza, Inc.	Rocky Rococo P.S. Pizza	208-05-06	Tamra Irvine
Chow's China Inn Corp.	China Inn	216-05-06	Lau Wo Ping

5. Cigarette Licenses.

<u>Business Name</u>	<u>License #</u>	<u>Owner/Agent</u>
Kwik Trip #377 (Convenience Store)	440-05-06	Joan E. Junghans
Kwik Trip #767 (Convenience Store)	437-05-06	Dawn M. Kulcinski
Kwik Trip #383 (Convenience Store)	439-05-06	Sandra J. Silbaugh
Skogen's IGA Foodliner (Grocery)	459-05-06	Steven J. Anderson
Festival Foods (Grocery)	461-05-06	Keith F. Buswell
Woodman's Food Market (Grocery)	462-05-06	Thomas J. Wysocki
Woodman's Food Market (Gas Station)	463-05-06	Thomas J. Wysocki
Hillside Inn (Bar)	449-05-06	Richard W. Mayer
American Legion (Bar/Restaurant)	434-05-06	Julie Kane
Lakeview Restaurant	457-05-06	Greta M. Duval
Kwik Trip #822 (Convenience Store)	436-05-06	Nancy M. Schroeder
Kwik Trip #643 (Convenience Store)	438-05-06	Kathleen E. McGahan
Kwik Trip #350 (Convenience Store)	441-05-06	Kathy J. Pollex
Sam's Club #6436 (Department)	442-05-06	Chris Schmid
D&J Riversports	447-05-06	David Strelow
Wharf Lounge (Bar)	454-05-06	Donald J. Lee
Hock's Scoreboard (Bar)	448-05-06	Charles M. Hockenberry
Cedar Creek Country Club (Restaurant)	451-05-06	David Cornelius
Wal-Mart Supercenter #1679	443-05-06	Gordon N. Rasmussen
Coulee Golf Bowl (Bar/Restaurant)	435-05-06	Richard B. Mulder

6. Taxi Licenses

<u>Owner</u>	<u>Company</u>	<u>License #</u>
Beverly Scott	Community Transportation System	600-05-06
Running, Inc.	Onalaska/Holmen Public Transit	602-05-06
Susan C. Stetter	Caring Hearts Home Care and Transportation	604-05-06

9. Hotel/Motel Licenses.

<u>Owner</u>	<u>Hotel/Motel Name</u>	<u>License #</u>
Steven Pomeroy	Lake Motel	500-05-07
Comfort Inn/Heritage Inn Of Onalaska/La Crosse, Inc	Comfort Inn	501-05-06

Sandra Sue Berg	Lumber Baron Inn (B&B)	502-05-07
Rodger Herman	Holiday Inn Express	503-05-07
Kinney Road Motel, LLC	Baymont Inn & Suites	504-05-07
G & D Rentals, LLP	Onalaska Inn	505-05-07
Rodger Herman	Microtel Inn	506-05-07
Midwest Lodging Investors XV, LLC	Hampton Inn of Onalaska	507-05-07
Charles M. Hockenberry	Shadow Run Lodge	508-05-07

Motion by Ald. Gonczy, second by Ald. Wulf, to approve the Class A Liquor Licences, the Class B Liquor Licenses, the Class B Beer Only Licenses, the Cigarette Licenses, the Taxi Licenses, and the Hotel/Motel Licenses. On voice vote, motion carried.

2. Class A Beer Only

<u>Owner</u>	<u>Business</u>	<u>License #</u>	<u>Agent</u>
David M. Strelow	D&J Riversports	105-05-06	none

Motion by Ald. Gonczy, second by Ald. Leathen, to approve the Class A Beer Only license as listed with the restriction that all personal property taxes must be paid in full before issuance of the license. On voice vote, motion carried.

7. Campground/Mobile Home Licenses.

<u>Mobile Home/Campground</u>	<u>License #</u>
Onalaska Waterfront RV Par LLC	denied
Terlinqua Heights Mobile Home Court	576-05-06
Villa Estates Mobile Home Court	577-05-06
Oakwood Estates Mobile Home Court	578-05-06
Evergreen Estates Mobile Home Park	579-05-06
Lake Onalaska Mobile Home Park	580-05-06

Motion by Ald. Gonczy, second by Ald. Leathen, to approve the Campground/Mobile Home Licenses as listed, with the exception of the license application for Onalaska Waterfront RV Park, LLC – Tod Edwards – per the memorandum from Land Use & Development Director Jason Gilman. On voice vote, motion carried.

8. Weights and Measures Licenses.

<u>Business</u>	<u>License #</u>	<u># of Devices</u>
Aldi #54	700-05-06	3
Best Buy	701-05-06	3
Farm & Fleet	702-05-06	2

Braund Building Center	703-05-06	1	
D & M Recycling	705-05-06		2
Onalaska Scale	706-05-06		1
Degen Berglund	707-05-06		1
Excalibur Laundromat	708-05-06		26
Festival Foods	710-05-06	46	
Gander Mountain	711-05-06		1
Diamond Vogel Paints	712-05-06	3	
Handle w/Care Packaging	713-05-06		1
Hearts Desire	714-05-06		1
MC Sports	715-05-06		3
Home Depot	716-05-06		18
Kohl's	717-05-06		21
Kwik Trip #350	718-05-06	102	
Kwik Trip #377	719-05-06	51	
Kwik Trip #383	720-05-06	64	
Kwik Trip #643	721-05-06	40	
Kwik Trip #767	722-04-03	60	
Kwik Trip #822	723-05-06	52	
Launderland	724-05-06		13
Menards	725-05-06		20
Michaels #9514	726-05-06	7	
Dollar Tree #981	727-05-06	4	
Office Max	728-05-06		5
Party America	729-05-06		3
Petco #622	731-05-06		2
Sam's Club #6436	732-05-06	5	
Shepherds Voice Bookstore	733-05-06		3
Shopko #99	734-05-06		18
Skogen's Center 90	735-05-06		9
Snowwhite Laundromat	736-05-06		16
Target	737-05-06		30
Time Out	738-05-06		3
Subera Perfect Gifts	739-05-06		1
Wal-Mart Store #1679	740-05-06		43
Wild Birds Unlimited	741-05-06		1
Winslows Hallmark	742-05-06		2
Woodman's Food Mkt, Inc.	743-05-06		40

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Motion by Ald. Gonczy, second by Ald. Leathen, to approve the weights and measures licenses

as listed, with the understanding that those with outstanding fees must pay the fees and submit proper application before licenses are issued. On voice vote, motion carried.

Item 11 - BOARD OF PUBLIC WORKS:

A. Utility plan approval – Deer Park development.

Ald. Leathen reported that there had been significant discussion on this item as it relates to John Towner collecting assessments from the residents on the other side of the street.

Ald. Leathen said, “It was left that the City would not be in the position of trying to collect from those people”.

Motion by Ald. Leathen, second by Ald. Gonczy, to approve the Utility Plan for Deer Creek Condominium development. On voice vote, motion carried.

B. No parking on East Main Street from US Highway 53 to US Highway 16.

Motion by Ald. Leathen, second by Ald. Gonczy, to recommend to the Administrative & Judiciary Committee that an ordinance be drafted establishing No Parking on East Main Street from US Highway 53 to US Highway 16. On voice vote, motion carried.

C. Resolution 27-2005 – regarding special assessments on Mason Street.

RESOLUTION 27-2005

**FINAL RESOLUTION REGARDING
ASSESSMENTS FOR MASON STREET**

ONALASKA, WISCONSIN

**TO: THE HONORABLE MAYOR AND COUNCIL OF THE
CITY OF ONALASKA, WISCONSIN**

WHEREAS, the Board of Public Works of the City of Onalaska, Wisconsin has received signed waivers from all affected property owners within the City of Onalaska, Wisconsin, concerning the report from the City Engineer on the proposed improvements listed below on the following street:

Street and utility improvements sanitary sewer, water main, storm sewer, crushed rock, bituminous pavement, concrete curb & gutter, rough grading and miscellaneous

landscaping, located on Mason Street from East Avenue N, west approximately 1,320 feet.

NOW, THERFORE BE IT RESOLVED, by the Common Council of the City of Onalaska as follows:

- 1) That the report of the City Engineer and the Board of Public Works pertaining to the construction of the above described public improvements, including plans and specifications thereof, as modified, is hereby adopted and approved.
- 2) That payment for said improvements be made by assessing the entire cost to the property benefited as indicated in said report.
- 3) That benefits and damages shown on the report as modified represent an exercise of the police power, are true and correct, and have been determined on a reasonable basis and are hereby confirmed.
- 4) That the assessments for all projects included in said report are hereby combined as a single assessment, but any interested property owner shall be entitled to object to each assessment separately or all assessments jointly for any purpose.
- 5) Special assessments for the improvements provided for in this section may be paid in equal installments, equivalent to the length of time of any bond issue that is issued for these said projects.
- 6) The City Clerk is directed to publish this Final Resolution as a Class 1 notice under Chapter 985, in the Onalaska Community Life.
- 7) The City Clerk is further directed to mail a copy of this Resolution and a statement of the final assessment against each property together with a notice of the installment payment privilege to every property owner whose name appears on the assessment roll, whose post office address is known or can be ascertained with reasonable diligence.

Dated this 18th day of May 2005.

CITY OF ONALASKA

BY _____

James S. Bialecki, Mayor

Caroline Burmaster, City Clerk

PASSED:
APPROVED:
PUBLISHED:

Motion by Ald. Leathen, second by Ald. Gonczy, to approve **Resolution 27-2005**.

Under discussion, Mayor Bialecki asked if there were any changes to this item.

Ron Lund responded, "There is some problems right now with the fact that 2.2 acres that comes from Tony Wilson to the YMCA and then part of that back to the City for a street right-of-way has not been conveyed yet. So, if you'd want, we could table this item for 30 days and bring it back to the next Council meeting. There's no urgency here".

Motion by Ald. Gonczy, second by Ald. Olson, to table approval of **Resolution 27-2005**. On voice vote, motion carried.

D. US Highway 16 and Theater Road construction work.

Ald. Leathen reported that the Department of Transportation presented information to the Board of Public Works about the construction work on Highway 16 and Theater Road. The work will be done by the State on State right-of-way lands.

E. Quotes on right-of-way appraisal and acquisition for Oak Forest Drive intersection.

Motion by Ald. Leathen, second by Ald. Gonczy, to contract with Ayres Associates for right-of-way appraisal and acquisition for the Oak Forest Drive intersection at a cost not to exceed \$24,500.

Under discussion, Ald. Gonczy noted that the minutes of the meeting of the Board of Public Works indicate the not to exceed amount at \$24,000. Ron clarified that the correct amount is \$24,500.

On voice vote, motion carried.

F. Bids on Hydraulic Crane with heavy-duty platform crane body.

Motion by Ald. Leathen, second by Ald. Gonczy, to approve the purchase of a hydraulic crane

and heavy-duty platform crane body from Monroe Truck Equipment in an amount not to exceed \$31,878. On voice vote, motion carried.

G. LB White driveway off Mason Street.

Ald. Leathen said, "We're very close to an agreement with LB White on the driveway discussion that we've been going through for quite a while. At the Board of Public Works we had an agreement that will be revised slightly".

Motion by Ald. Leathen, second by Ald. Gonczy, to approve the agreement regarding the LB White driveway off Mason Drive, with the condition that the City Attorney review the remaining items that are under discussion relating to definitions of "debris" versus "wood" and to the location of the woodpile that will be moved, and that the cost to the City shall not exceed \$7,500; and that a signed agreement shall be submitted to the City within 14 days.

Under discussion, Ald. Gonczy asked from which date would the 14 days commence.

The City Attorney said, "I've been given the information that if it's not executed by the 29th, it will become void".

On voice vote, motion carried.

H. Status update on Farm & Fleet access.

Ald. Leathen reported that when the Department of Transportation has completed its work on that portion of Highway 16, Farm & Fleet's access would be limited to right turn in, right turn out.

I. Agreement between City of Onalaska and Onalaska School District regarding the old pool site.

Ald. Leathen reported that an agreement has been reached between the City of Onalaska and the Onalaska School District in which the School District will dedicate a 100' x 100' parcel on the former pool site for the purpose of locating a new well.

Motion by Ald. Leathen, second by Ald. Gonczy, to approve the agreement between the City of Onalaska and the Onalaska School District regarding the old pool site.

Under discussion, the City Attorney wished to refer back to Agenda Item 11G and noted that the correct deadline date for the receipt of the signed agreement between LB White and the City of Onalaska is June 28, 2005.

In response to a question from Ald. Wulf, Fred clarified that a Quit Claim deed previously had been approved at the committee level but not by the Common Council.

On voice vote, motion carried.

Item 12 - PLAN COMMISSION:

A. Regarding Conditional Use Permit application filed by Heider Business Park, LLC/ Robert Heiderscheit, W6789 Sugar Lane, Onalaska, for an auto/truck repair and sales facility on Lot 10, Eagle Business Park (Parcel # 18-2096-31).

1. CUP Fee of \$150.00.
2. Exterior storage is prohibited.
3. All lighting shall be shielded down – 25’ maximum mounting heights on freestanding poles.
4. All signs require permits
5. Owner shall disclose location and number of automobiles to be on display outside.
6. Site Plan Permit required.
7. Letter required from utility company for construction in easement.
8. Development shall conform to approval of master drainage plan.
9. Owner/developer must pay all fees and have all plans reviewed and approved by the City prior to obtaining a building permit. Owner/developer must have all conditions satisfied and improvements installed per approved plans prior to the issuance of occupancy permit.
10. Owner/developer must notify the City prior to any utility connection to public utilities.
11. All conditions run with the land and are binding upon the original developer and all heirs, successors, and assigns. The sale or transfer of all or any portion of the property does not relieve the original developer from payment of any fees imposed or

from meeting any other conditions.

12. Any omissions of any conditions not listed in the Plan Commission Minutes shall not release the developer/property owner from abiding by the City's Subdivision Ordinance and Zoning Code requirements.

Motion by Ald. Giese, second by Ald. Leathen, to approve with twelve conditions the Conditional Use Permit application filed by Heider Business Park LLC/Robert Heiderscheit for an auto/truck repair and sales facility on Lot 10 in Eagle Business Park. On voice vote, motion carried.

B. Regarding a Conditional Use Permit application filed by Paul and Kim Mauss, 542 13th Avenue North, Onalaska, for the purpose of a custom fabricating facility for kitchen and bath countertops at Lot 9, Eagle Business Park (Parcel # 18-2096-31).

1. CUP Fee of \$150.00.
2. Exterior storage is prohibited.
3. All lighting shall be shielded down – 25' mounting height maximum on freestanding poles.
4. All signage requires permits
5. Site Plan Permit required.
6. Development shall conform to master drainage plan.
7. Owner/developer must pay all fees and have all plans reviewed and approved by the City prior to obtaining a building permit. Owner/developer must have all conditions satisfied and improvements installed per approved plans prior to the issuance of occupancy permit.
8. Owner/developer must notify the City prior to any utility connection to public utilities.
9. All conditions run with the land and are binding upon the original developer and all heirs, successors, and assigns. The sale or transfer of all or any portion of the property does not relieve the original developer from payment of any fees imposed or from meeting any other conditions.

10. Any omissions of any conditions not listed in the Plan Commission Minutes shall not release the developer/property owner from abiding by the City's Subdivision Ordinance and Zoning Code requirements.

Motion by Ald. Giese, second by Ald. Olson, to approve with ten conditions the Conditional Use Permit application filed by Paul and Kim Mauss, for the purpose of a custom fabricating facility for kitchen and bath countertops at Lot 9, Eagle Business Park. On voice vote, motion carried.

C. Regarding a Conditional Use Permit application filed by the Onalaska School District, 1821 East Main Street, for the purpose of modification at Pertzsch Elementary School, 524 Main Street (Parcel # 18-1110-0 and 18-253-0)

1. CUP Fee of \$150.00.
2. Site Plan Permit required.
3. All lighting shall be shielded down – 25' mounting height maximum on freestanding poles
4. Owner/developer must pay all fees and have all plans reviewed and approved by the City prior to obtaining a building permit. Owner/developer must have all conditions satisfied and improvements installed per approved plans prior to the issuance of occupancy permit.
5. Owner/developer must notify the City prior to any utility connection to public utilities.
6. All conditions run with the land and are binding upon the original developer and all heirs, successors, and assigns. The sale or transfer of all or any portion of the property does not relieve the original developer from payment of any fees imposed or from meeting any other conditions.
7. Any omissions of any conditions not listed in the Plan Commission Minutes shall not release the developer/property owner from abiding by the City's Subdivision Ordinance and Zoning Code requirements.

Motion by Ald. Giese, second by Ald. Wulf, to approve with seven conditions the Conditional Use Permit application filed by the Onalaska School District, for the purpose of site modifications at Pertzsch Elementary School.

Under discussion, Ald. Giese asked if there had been any further decisions made on the barricade/gate or the through traffic through the site.

Mayor Bialecki recognized Larry Dalton, Director of Finance for the Onalaska School District. Mr. Dalton said, “Mr. Giese, we’ve discussed it further and at this point we’re looking at some recommendations that Jason Gilman forwarded to us for something called a chicane – it’s actually a visually sort of transition. No gate at this point is being discussed. We’re going to go for other options and see if that could work”.

On voice vote, motion carried.

D. Annexation Petition filed by the YMCA for 1.84 acres at the intersection of East Avenue and the proposed Mason Street (part of Parcel #10-1113-0).

1. Fees shall be subject to agreement between City and the YMCA.
2. Owner shall provide complete legal description.
3. Owner/developer must pay all fees and have all plans reviewed and approved by the City prior to obtaining a building permit. Owner/developer must have all conditions satisfied and improvements installed per approved plans prior to the issuance of occupancy permit.
4. Owner/developer must notify the City prior to any utility connection to public utilities.
5. All conditions run with the land and are binding upon the original developer and all heirs, successors, and assigns. The sale or transfer of all or any portion of the property does not relieve the original developer from payment of any fees imposed or from meeting any other conditions.
6. Any omissions of any conditions not listed in the Plan Commission Minutes shall not release the developer/property owner from abiding by the City’s Subdivision Ordinance and Zoning Code requirements.

Motion by Ald. Giese, second by Ald. Leathen, to approve with six conditions the Annexation Petition filed by the YMCA for 1.84 acres at the intersection of East Avenue and the proposed Mason Street. On voice vote, motion carried.

E. Annexation Petition filed by Mike Tooke, Raymond Flynn, and Jack Edwards for three parcels containing 23.48 acres east of Heritage Hills Addition (Parcel #s 10-830-0; 10-829-0; 18-828-0).

1. Annexation Act 317 Fees.
2. Park Fee of \$1,120.00 – waived until platting/rezoning.
3. Topo Fee of \$10.00 per acre x 23.48 = \$234.80.
4. East Avenue Sanitary Sewer Fee of \$898.00 per acre = \$21,085.04 – waived until platting/rezoning.
5. Storm Water Fee of \$3,148.00 per acre x 23.48 = \$73,915.04 – waived until platting/rezoning.
6. Owner/developer shall coordinate annexation with Tony Wilson/LB White. If LB White does not annex – connection to Town shall be considered from LB White to Heritage Hills via southwest corner of property.
7. Owner/developer must pay all fees and have all plans reviewed and approved by the City prior to obtaining a building permit. Owner/developer must have all conditions satisfied and improvements installed per approved plans prior to the issuance of occupancy permit.
8. Owner/developer must notify the City prior to any utility connection to public utilities.
9. All conditions run with the land and are binding upon the original developer and all heirs, successors, and assigns. The sale or transfer of all or any portion of the property does not relieve the original developer from payment of any fees imposed or from meeting any other conditions.
10. Any omissions of any conditions not listed in the Plan Commission Minutes shall not release the developer/property owner from abiding by the City's Subdivision Ordinance and Zoning Code requirements.

Motion by Ald. Giese, second by Ald. Leathen, approve with ten conditions the Annexation Petition filed by Mike Tooke, Raymond Flynn and Jack Edwards for three parcels containing 23.48 acres east of Heritage Hills Addition. On voice vote, motion carried.

G. Presentation of the American Planning Association 2005 National Conference in San Francisco, CA.

Jason Gilman reported that he and Brian Fukuda had presented to the Plan Commission information they had obtained from the conference. Jason reported that copies of the presentation are available for any who are interested.

H. Unified Development Code.

Jason reported that staff will be working through 2005 on the revised Zoning and Subdivision Code. Staff currently is focusing on Special Districts, which include: Planned Unit Development, Traditional Neighborhood Development and Conservation Cluster Development Areas. A draft of the Special Districts information was submitted to the Plan Commission for further review.

I. Further consideration of the Treanor rezoning request for Judy Rockwood, German Court (Parcel #18-3570-53).

Ald. Giese reported that a letter has been received from Bill Treanor requesting withdrawal of the application.

Motion by Ald. Giese, second by Ald. Wulf, to accept from Bill Treanor the request to withdraw the application. On voice vote, motion carried.

J. Request by Barbara Althoff and Jack Damm to withdraw their rezoning request for 206 Marcou Road.

Motion by Ald. Giese, second by Ald. Olson, to request from Barbara Althoff and Jack Damm to withdraw their rezoning request for 206 Marcou Road. On voice vote, motion carried.

Item 13 - JUDICIARY COMMITTEE:

A. Ordinance No. 1225-2005 – to amend Section 6-2-3(f)(2) of the Code of Ordinances of the City of Onalaska relating to the permit fee for a street opening in the City of Onalaska. (Third and Final Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1225-2005** its Third and Final Reading. On voice vote, motion carried.

B. Ordinance No. 1226-2005 – to amend Section 10-1-27 of the Code of Ordinances of the City of Onalaska relating to parking (Third and Final Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1226-2005** its Third and Final Reading. On voice vote, motion carried.

C. Ordinance No. 1228-2005 – to rezone property located in Section 15, Township 16 North of Range 7 West in the City of Onalaska, La Crosse County, Wisconsin, from R-1 Single-Family Residential to R-2-3 Single Family/Duplex Residential District (Third and Final Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1228-2005** its Third and Final Reading. On voice vote, motion carried.

D. Ordinance No. 1229-2005 – to rezone property located in Section 2, Township 16 North of Range 7 of the City of Onalaska, La Crosse County, Wisconsin from A-1 Agriculture District to R-1 Single-Family Residential District (Third and Final Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1229-2005** its Third and Final Reading. On voice vote, motion carried.

E. Ordinance No. 1230-2005 – to rezone property located in Section 32, Township 17 North of Range 7 West in the City of Onalaska, La Crosse County, Wisconsin from R-1 interim to M-1 Light Industrial District (First and Second Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1230-2005** its First and Second Reading. On voice vote, motion carried.

F. Ordinance No. 1231-2005 – to create Chapter 17 of the Code of Ordinances of the City of Onalaska to establish a minimum wage standard for the City of Onalaska (First and Second Reading).

Motion by Ald. Wulf, second by Ald. Olson, to withdraw **Ordinance No. 1231-2005** because the State of Wisconsin has since raised the minimum wage.

Under discussion, Ald. Giese said, “I’d just like to point out that the increase in the minimum wage was accomplished by administrative rule. However, that will be only for the \$5.70 per hour increase, which was effective June 1st of this year. Our ordinance as drafted also had an increase to \$6.50 per hour on December 1st, 2006.

“Also would point out that in a arrangement between the assembly leaders on the Republican Party side and the Governor, there has been a prohibition against any municipalities

exercising authority over any kind of minimum wage. I take exception to that. I think that home rule is a long-standing tradition in this State and has served the State well. And, this is just one other example of moving things to Madison that are best left within the local municipalities. Thank you Your Honor”.

On voice vote, motion carried.

G. Ordinance No. 1232-2005 – to create Chapter 2, of Title 1 of the Code of Ordinances of the City of Onalaska relating to the Official City Logo (First and Second Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1232-2005** its First and Second Reading.

Under discussion, in response to a question from Ald. Wulf, Cari reported that it is her understanding that it would cost approximately \$1,000 to protect the City logo. The filing fee itself is under \$500.

Ald. Giese pointed out that the motion on the floor relates only to the ordinance.

On voice vote, motion carried.

H. Ordinance No. 1233-2005 – to annex lands located in the Northwest ¼ of the Northeast ¼ of Section 32, Township 17 North of Range 7 West from the Town of Onalaska to the City of Onalaska (First and Second Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1233-2005** its First and Second Reading. On voice vote, motion carried.

I. Ordinance No. 1234-2005 – to annex lands located in the Southwest ¼ of the Southeast ¼ of Section 29, Township 17 North of Range 7 West from the Town of Onalaska to the City of Onalaska (First and Second Reading).

Motion by Ald. Wulf, second by Ald. Gonczy, to give **Ordinance No. 1234-2005** its First and Second Reading. On voice vote, motion carried.

Item 14 - LONG RANGE PLANNING COMMITTEE:

A. Intergovernmental Steering Committee/Initiative.

Jason reported that the Intergovernmental Steering Committee was recently created and includes the Town of Onalaska. Members include Town of Onalaska Chairman Dave Paudler, Town of Onalaska Long Range Planning Committee member Dave Tilton, City of Onalaska Long Range Planning Committee member Gary Lass and Jason.

Jason reported that the purpose/responsibility of the committee is to implement the intergovernmental initiatives that are listed in the City's Comprehensive Plan. The committee has identified five objectives. Jason reported that the Committee's top priority is to create a master plan for Brice Prairie and from that a boundary agreement between the City and the town.

Jason reported that the actions of the Intergovernmental Steering Committee would be reported to the Long Range Planning Committee and to the Common Council.

B. Transportation projects – Citywide.

Jason reported that the City has received two STP Urban grants. One of the grants is for Phase 1 of the Greens Coulee Intersection – as identified in the transportation study - in the amount of approximately \$125,000. The other grant is for Sand Lake Road in the amount of approximately \$500,000. This is a continuation of an STP Urban project that was granted in 1997.

Jason reported that both of the grants would be available between 2007 and 2009.

C. Development update.

Jason reviewed current development going on in the City:

- Meier Farm Second Addition – north of Menards. This project will eventually result in approximately 196 new homes.
- Country Club Phase 2 – on the eastern leg of the La Crosse County Club. Involves about 17 lots.
- Nathan Hill Estates final plat recently recorded. Project by Lester Pralle and Mike Hoppens. Will have a variety of different housing types and densities. Jason anticipates issuing building permits in the week following this Common Council meeting.
- Barson Square – project by Dick Barbour just south of Luther High School. Ten-acre site. Improvements are pending. One duplex has been built in the area but the streets have yet to be installed.
- Deer Creek Condominiums.
- Charlie Pierce Farm – north end of Greens Coulee is on the market and there has been significant speculation. This land is shown on the Comprehensive Plan as a Conservation Residential Area. Jason explained that a Conservation Residential Area is a style of development that tries to minimize impact on steep slopes, ridge lines and mitigates storm

water issues, etc.

- A number of senior housing projects are being considered citywide.
- Franciscan Skemp is well underway with their 100,000 square foot facility on Theater Road and OS.
- A three-story office building is being planned for Marcou Road and OS.
- There will be a 25,000 square foot addition to the T.J. Maxx building, and will house Petsmart. Jason reported that he has been corresponding with the architect on that project to make sure they detail both the south and the front façade.
- A Fox River Valley developer is working on a large retail development road on Theater Road kitty corner to the southwest of Franciscan Skemp. It could include a Bed Bath & Beyond as well as a department store.
- Heidersheit project will include space and mechanics to people that want to do their own custom auto restoration. Located in the Eagle Business Park, north of the OmniCenter, near the site of the future City Shop.
- Mr. Mauss is building a laminate shop for cabinetry in the Eagle Business Park. This will be next door to Mr. Heidersheit's project.
- The YMCA held its ground breaking last week.
- Greg Stangl's property is for sale. The property lies just east of Gundersen Clinic on Critter Court. There currently is speculation on this property.
- Slumberland Furniture is building a new store on the site of the Slumberland Warehouse (brown building on PH near the Theater Road/PH intersection.
- Continued strong speculation and inquiries occurring in many areas of the City from a number of different office and financial institutions, etc.

Ald. Gonczy asked what are the conditions of annexation for the Country Club development. Jason responded, "What we asked Elmwood Partners to do was as they bring in future phases, they will also bring in those adjacent sections of the Country Club – the golf course itself – to the nearest section line, so that we end up with blockier corporate limit lines and not an inverse balloon on a string.

"So, the next phase that they do will bring in another section of the golf course".

D. Unified Development Code Special Districts.

Jason noted that he had reported on this item under the Plan Commission portion of this agenda.

Item 15 - UTILITIES COMMITTEE / MASS TRANSIT:

UTILITIES

No report.

MASS TRANSIT

A. Program of Projects for 2005 budget.

Ald. Giese reported that in accordance with Federal requirements, a hearing was held, proper notice was given in the newspaper on May 25, 2005. The Program of Projects covers State and Federal funding for the Onalaska/Holmen Transit Authority.

Ald. Giese reported that principal expenditures for 2005 include \$70,000 for two mini vans, approximately \$56,000 will be funded federally, and \$14,000 from the City.

Ald. Giese reported that there was no citizen input at the Public Hearing.

B. Financials for April 2005.

Ald. Giese reviewed the 2005 financials:

- Ridership increase from April 2004 to April 2005 of 300 riders; split evenly between Holmen and Onalaska.
- The budget was received and there were no significant deviations from the budget as passed.

Motion by Ald. Giese, second by Ald. Olson, to receive and place on file the Onalaska/Holmen Public Transit Financials for April 2005. On voice vote, motion carried.

MTU

A. Financials 1st Quarter 2005.

Ald. Giese reviewed the information as reported on at the meeting by MTU Director Keith Carlson:

- Total passengers for 1st Quarter 2005 = 6,356
- Total passengers for 1st Quarter 2004 = 5,598
- Transfer passes for 1st Quarter 2005 = 182
- Transfer passes from the inception in June 2004 through year-end 2004 = 426.
- It is Mr. Carlson's opinion that more people are choosing to ride the MTU due to rising fuel costs.
- MTU had budgeted 60% of operating expenses from Federal and State sources. The

actual rate of Federal and State assistance will be 58.85%. The difference will result in a negative budget impact of approximately \$50,000.

- Mr. Carlson estimated a \$50,000 negative budget impact due to rising fuel costs.
- Mr. Carlson reported that, given these variables, the MTU considered increasing fares and cutting service. Fares were raised on June 1, 2005: Adult cash fare from \$0.90 to \$1.00; Youth case fare from \$0.75 to \$1.00; disabled riders and senior riders pay a \$0.50 fare. Monthly passes were raised from \$26.00 to \$30.00.
- Mr. Carlson reported that the fare increases would generate approximately \$50,000. The La Crosse City Council rejected a reduction in service and will cover any shortfall from the City of La Crosse surplus.

Ald. Giese concurred with the La Crosse City Council's decision to maintain service levels.

Motion by Ald. Giese, second by Ald. Olson, to receive and place on file the MTU Financials for 1st Quarter 2005. On voice vote, motion carried.

Item 16 - PARKS & RECREATION BOARD:

A. Park fees or land dedication for Deer Creek Condominiums – John Towner development located on French Road.

Motion by Ald. Gonczy, second by Ald. Leathen, to opt for a Park Fee for the Deer Creek Condominium project in the amount of \$31,360. On voice vote, motion carried.

Item 17 – SWIMMING POOL BUILDING COMMITTEE:

A. Project Contingencies and Timeline.

Ald. Wulf reported that the Pool Building Committee most recently met at 4:00 p.m. on June 14, 2005.

Ald. Wulf said, "We are hopeful to be opening soon".

Ald. Wulf reported that the State inspector and the Health Inspector are scheduled to inspect the site on June 16, 2005.

Ald. Wulf said, "One thing that I would like to say – on a personal note – it was five years ago this month that we held our first Swimming Pool Advisory Committee meeting; June 2000. And, I have to honestly say that it was pretty neat to go out to the pool site today and see water and see the pool and see it... about 95% done.

“It is a beautiful sight. I never really thought it would ever get to this point. But, after serving three and a half years on the Swimming Pool Advisory Committee, the #1 reason why I ran for Common Council in 2003 was to see the municipal project through.

“And, I want to thank Mayor Bialecki for asking me to be on the Swimming Pool Advisory (Committee). I don’t know if at the time – back in 2000, 2001, 2002 – I would have thanked you then, because it was a long haul and there were a lot of fights and hollering and complaining. There was a lot of good times and a lot of good meetings that we had, but a lot of discord also. And, I think that any time you get 20 – 25 people together in one room and trying to come to one decision, it’s not easy. I think that’s why I like six Common Council members – you come to a consensus a lot faster.

“But I have to say it was a beautiful site to see water in the pool and a zero depth entry pool. And, when everyone goes out there and see that for themselves – if you haven’t already – I hope you feel a little bit of what I did today, because I felt awfully proud”.

Ald. Wulf wished to extend thanks to Parks & Recreation Director Dan Wick for his continued work on the project. Ald. Wulf said, “I think any time you have a project of this magnitude – I wasn’t on the Common Council back in ’98 when City Hall was built, but I can only imagine; especially the size and magnitude of City Hall. And, the pool project is approximately a \$2 million project.

“There are so many things that have to be done and I know he (Dan Wick) has literally been married to the pool. And, it’s had its shares of ups and downs and it’s been a tough project. But, I know he’s put an awful lot of work and his heart and soul into it and I know a lot of the Park & Rec. staff have put a lot of work into it – and a lot of City staff. So, I want to thank them for that.

“And, lastly, I want to thank Brian Fukuda. I was pretty much disappointed about five weeks before – the pool was supposed to originally be open June 4th – but there were no bicycle directional signage signs. And, that was something that a lot of people in the community were pushing me for – to just have simple signs out so that kids on bicycles they’d have some type of directional signage to the pool. And, I thought Dan Wick had a good idea to kind of lead children on bikes from the schools within our community. Because everyone knows where Northern Hills is and this school and that school and everything – so we took them from all the public schools and the private schools. There’s directional signage – about eleven signs. I contacted Brian Fukuda and he was very instrumental in helping me work through the process and he was really great to work with. He picked up the signs today and the posts are coming in tomorrow so the signs should be installed very, very soon by the City crew. So, I’m very, happy.

“I can’t say enough about Brian because he know how upset I was that there weren’t signs going in. And, you all know how I feel about those bicycle signs and making sure that the kids are getting to the pool since I didn’t get my pool site...

“Get out there when it opens. It’s going to be open very, very soon and it’s a work of art. I have to say it’s a really great place”.

B. Set up scholarship fund for membership to the Aquatic Facility.

Ald. Wulf reported that in the past year, the Onalaska School District presented to the City a check for \$812. The City has chosen to use that money to establish a scholarship fund for membership to the Aquatic Facility.

Motion by Ald. Wulf, second by Ald. Gonczy, to use the \$812 donated by the Onalaska School District to establish a scholarship fund for membership to the Aquatic Facility.

Under discussion, Ald. Wulf reported that she would inform School Superintendent John Burnett of the Common Council's decision.

Ald. Giese asked if there were a policy in place regarding the distribution of scholarship funds. Ald. Wulf reported that those decisions would be made by the Parks & Recreation Board. Ald. Wulf stated that the process likely would be the same as that for Parks & Recreation program scholarships.

Ald. Gonczy requested a follow up report on the procedure at the next meeting of the Common Council.

On voice vote, motion carried.

Ald. Wulf reported that there had been discussion at the Swimming Pool Building Committee regarding various options/uses for the money (i.e. purchasing a picnic table and attaching a commemorative plaque). Ald. Wulf reported that she had suggested a scholarship fund and that her fellow committee members had concurred.

C. Cable contract for Aquatic Center.

Motion by Ald. Wulf, second by Ald. Gonczy, to approve the cable contract with Charter Communications in the amount of \$199 for installation and a monthly fee of \$154.99 for service and static lines, for the months of May, June, July and August, for a contract period of five years.

Under discussion, Ald. Giese said, "Until I hear justification, I'll be voting against this. I really am not sure what advantage there is to having cable at the swimming pool".

Fred explained that the cable contract is for the security system. The cable connection will allow City personnel to view the pool from remote locations (via security camera feeds) and will communicate alerts regarding the chemical/mechanical systems at the pool.

Ald. Giese said, “Where I’m deflected on this is when – in the vernacular here ‘cable’ – I think of entertainment content and that sort of thing. And so I think we need to clearly specify that this is the infrastructure that needs to be in place. And, that does invite the question of what medium is the communication going to be back to Dan Wick’s office, to City Hall and these other areas. Is that phone or is it direct cable?”

Those in attendance were not able to answer Ald. Giese’s question regarding the medium of communication.

Ald. Giese said, “Given that the pool is ready to open and I know the water quality and safety and other things have this there, I will vote for it. But, I would be a lot more comfortable if I had detailed information as to how it’s going to be working”.

On voice vote, motion carried.

D. Temporary access easement agreement.

Ald. Wulf reported that it is her understanding that the retention pond has been completed. In response to a question from Ald. Wulf, Fred confirmed that the agreement will not be necessary.

Item 18 - TOURISM COMMISSION

A. Tourism Partnering Award from La Crosse Area Conventions and Visitors Bureau (LACVB).

Ald. Olson reported that at the annual LACVB banquet held in May 2005, Onalaska Tourism was awarded the 2004 Tourism Regional Partner award for joint tourism and regional marketing.

Ald. Olson congratulated Tourism Director Jean Lunde and staff for their work.

B. Wisconsin Tourism Economic Impact Figures.

Ald. Olson offered to the members copies of the Wisconsin Tourism Economic Impact report.

C. U.S. Fish & Wildlife Public Meeting concerning changes to the Upper Mississippi Wildlife Refuge.

D. Guard Deployment sendoff.

Ald. Olson said, “The Mayor contacted Jean to start the ball rolling on this Guard sendoff and it

was absolutely fantastic and a tremendous effort by so many people that the community should be very proud of what we have done there”.

Item 19 - JOINT COOPERATIVE COMMISSION:

No meeting this month.

Item 20 - SENIORS COALITION:

No report.

Item 21 - ONALASKA/HOLMEN LONG RANGE COMPREHENSIVE PLAN COMMITTEE:

Item 22 - REPORT FROM LIBRARY COMMISSION:

A. Library Signage.

Mayor Bialecki reported that this item would be referred to Finance & Personnel Committee for funding consideration.

Item 23 - REPORT FROM TECHNOLOGY COMMITTEE:

No report.

Item 24 - REPORT FROM COMMUNITY DEVELOPMENT AUTHORITY:

A. Report on Events.

Ald. Leathen said, “Since the last report the OmniCenter played host to the Park & Rec. mass registration, the Onalaska Police Department Ropes Course for Teambuilding, the 1964 Tribute that was a concert of Beatles-type music, Sunfish Days, the 32nd Engineering Company sendoff, the neonatal picnic, an anniversary party for 400, the TAP Tool and Camping Goods Sale along with numerous smaller group meetings.

“Upcoming events include a boater safety class and other Park & Rec. activities, three wedding receptions, an auction, FirstLogic company picnic, the St. Rose Convent conference and numerous small group meetings.

“As a reminder, the fireworks and pops concert scheduled for Sunday June 26th has moved to the soccer fields east of the OmniCenter and will not be held on OmniCenter property. Parking will be limited so spectators are requested to arrive early.

“Regarding the upcoming fundraising campaign, in today’s mail we all received the first brochure that they will distribute throughout the region. A second literature packet is being designed for major donors and will soon be available as they pull the final pieces of the financial puzzle together. They hope to secure a leadership position and begin the solicitation phase for new funds for the expansion this summer”.

Item 25 - REPORT FROM POLICE AND FIRE DEPARTMENT LIAISON:

Item 26 - REPORT FROM THE SHOP RELOCATION COMMITTEE:

A. Review Space Assessment Needs.

Ald. Leathen reported that the Shop Relocation Committee consists of: Ald. Leathen, Ald. Olson, Jason Gilman, Ron Lund, Fred Buehler, and Jarrod Holter. The Committee met with Don Flynn and Greg Johnson of HSR.

Ald. Leathen reported that the last space needs assessment was conducted in 2003. An update/ review of the assessment will be conducted and incorporated into the building plan.

Ald. Leathen reported that there also would be a review of the space available on the site. There had been discussion at the Shop Relocation Committee meeting regarding consideration of purchasing Lot 4 (land adjacent to the current site).

Item 27 – SAFETY COMMITTEE:

No report.

Item 28 - REPORT FROM LAND USE AND DEVELOPMENT DIRECTOR:

A. Reconstruction of garage by Kamala and Thomas Rudolph located at 421 3rd Avenue South, Onalaska.

Jason reported that he had received a request from Kamala and Thomas Rudolph, 421 3rd Avenue South. Jason reported that Calvin King had brought the issue to Jason’s attention.

Jason said, “He (Calvin) had observed a garage on that site that is in very poor repair, could be condemned, and rather than condemn the building, Calvin contacted the building community and proactively found a way for this family to afford a new garage.

“One of the things that is problematic is that they would like to build it on the same location because of the driveway location and everything else. And, our zoning code – even

though this doesn't conform to the typical three-foot setbacks for an accessory structure, in fact because it's on Fern Street and it's in a very old portion of the City, we would typically require 25 feet of setback, which would make it virtually impossible for them to rebuild this garage.

"I've looked at it and I don't see that this would create any hardship. They're requesting that the Common Council approve their ability to replace this garage in the same size and the same location, which we've done for other non-conforming uses when they're destroyed by a calamity.

"I did ask our City Attorney, Gerard O'Flaherty, whether or not the age and condition could be considered a calamity and he determined that in fact weathering and all of the things that occur over such a long period of time can be construed to be a calamity, so that they – under this section of the zoning code – can request this from the City Council".

Motion by Ald. Gonczy, second by Ald. Olson, to approve the request from Kamala and Thomas Rudolph to reconstruct a garage at 421 3rd Avenue South. On voice vote, motion carried.

Item 29 - REPORT FROM THE ALDERPERSONS:

A. Onalaska's Schools Food Pantry July 1 – Ald. Wulf.

Ald. Wulf reported that the next food distribution would be held on Friday July 1, 2005 from 2:15 p.m. to 3:15 p.m. The food pantry will be held at Irving Pertzsch Elementary School.

B. Troop Sendoff - Ald. Olson.

Ald. Olson said, "The personal comments that I'm going to make in no way I want to reflect on anyone but me – no member of this Council nor the Mayor.

"I just wanted to say that I've considered it an honor to serve on this Council for seven years and every single time I come in here for a committee meeting, or a Common Council meeting, I take the honor that is given me by the constituents that vote for me seriously. And it is an honor to serve someone else. The other day when I was out to the sendoff, that kind of hit home to me and really makes my effort here puny in comparison.

"And my personal reflections are that I look at these men and women and the sacrifices that their families and they personally are making for all of us – made that entire experience rather humbling to me to say the least. And I shook the hands of the third serviceman and I had to leave because I emotionally could not take it any longer.

"So when I look around this country and I turn on television and I see politicians acting in a disgusting manner towards our servicemen and the sacrifices they make – and it really doesn't have anything to do with which party we're talking about – it just gets disgusting for me to see that. It actually makes politicians and politics – when they meld politics with honor, it seems to make politicians even more disgusting than they can be sometimes and it really demeans honor.

“So for what it’s worth, thank you to every one of these people who put their lives on their line for myself I will truly keep you in my prayers, and your families also. Thanks Your Honor”.

Item 30 - REPORT FROM THE FINANCIAL SERVICES DIRECTOR:

Item 31 - REPORT FROM THE CITY CLERK:

Item 32 - REPORT FROM THE CITY ATTORNEY:

Item 33 – Any other business that may come up subsequent to this notice.

Closed Session - To consider a motion to convene in Closed Session under Section 19.85 (1) (e) of the Wisconsin Statutes for the purpose of deliberating or negotiating the purchase or acquisition of property (Waterfront property) and under Section 19.85 (1) (g) of the Wisconsin Statutes for the purpose of 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 (claim against the City relating to Waterfront property). If any action is required in Open Session, as a result of the Closed Session, the Committee will convene in Open Session to take the necessary action and/or continue on with the printed agenda.

Motion by Ald. Gonczy, second by Ald. Olson, to convene in Closed Session as is stated in the agenda. On roll call vote: Ald. Gonczy – aye; Ald. Leathen – aye; Ald. Olson – aye; Ald. Giese – aye; Ald. Wulf – aye. Motion carried to convene in Closed Session.

Motion by Ald. Gonczy, second by Ald. Olson to adjourn from closed session. On roll call vote: Ald. Gonczy - aye; Ald Wulf – aye; Ald. Olson – aye; Ald. Giese – aye; and Ald. Leathen – aye. Motion carried to adjourn at 8:52 p.m.

Recorded by:

Holly Traffas