

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, April 8, 2014, at 7:00 pm in the Council Chambers at City Hall.
Mayor Tipple presiding.

Roll Call

04/08/2014 7:08:29 PM

Roll Call indicated 11 members present.

<u>District</u>	<u>Aldersperson</u>	<u>Present</u>
1	Nagle, William P.	YES
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Brezinski, Jim	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

Proclamations

- 1) Mayor Tipple proclaimed **April 8, 2014** as **National Service Recognition Day** and encouraged residents to recognize the positive impact of national service in our city and thank those who serve; and to find ways to give back to their communities.
- 2) Mayor Tipple proclaimed **April 6 – 12, 2014** as **Week of the Young Child** in the City of Wausau and encouraged all citizens to work to make a good investment in early childhood.

Public Comment (Pre-registered citizens for matters appearing on the agenda)

- 1) Deb Ryan, 702 Elm St, spoke regarding committees, commissions and boards and suggested getting new people as well as young people to serve on them.

Communications & Committee Reports

- 1) Mayor Tipple presented outgoing Alderman Jim Brezinski with a plaque recognizing and thanking him for his public service to the City of Wausau as Alderman of District #4 for the past 10 years.
- 2) Nutting acknowledged the students at NTC, specifically the Scholarships for Education and Economic Development, who are under obligation to complete 250 hours of volunteerism throughout the community each year. He noted the upcoming Ghidorzi Green & Clean to beautify our highways needs volunteers.

Consent Agenda

04/08/2014 7:28:50 PM

Motion by Mielke, second by Abitz to adopt all items on the Consent Agenda as follows:

14-0301 Minutes of the previous meetings. (03/25/14)

06-0310 Resolution of the Finance Committee authorizing cancellation of United HealthCare Services, Inc. Parking Agreement.

03-0306 Resolution of the Finance Committee authorizing the write off of certain uncollectible delinquent personal property tax accounts from the City's accounting records.

14-0108 Resolution of the Public Health & Safety Committee Approving or Denying Various Licenses as indicated.

Yes Votes: 11 No Votes: 0 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	YES
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Brezinski, Jim	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES

8	Kellbach, Karen	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

12-1205

04/08/2014 7:29:34 PM

Motion by Rasmussen, second by Mielke to adopt a Resolution of the Capital Improvements and Street Maintenance Committee postponing the street construction project of 2nd Avenue from Stewart Avenue to Elm Street and Clark Street from 2nd Avenue to the cul-de-sac.

Yes Votes: 11 No Votes: 0 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	YES
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Brezinski, Jim	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

14-0404

04/08/2014 7:31:03 PM

Motion by Nutting, second by Winters to adopt a Resolution of the Finance Committee approving alleged claim for excessive assessment - GE Capital Franchise Financial Corporation (Applebee's)

Yes Votes: 0 No Votes: 11 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	NO
2	Wagner, Romey	NO
3	Nutting, David E.	NO
4	Brezinski, Jim	NO
5	Gisselman, Gary	NO
6	Winters, Keene	NO
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	NO
9	Oberbeck, David	NO
10	Abitz, Sherry	NO
11	Mielke, Robert	NO

14-0405

04/08/2014 7:32:40 PM

Motion by Nutting, second by Nagle to adopt a Resolution of the Finance Committee approving alleged claim for excessive assessment - Financial Way, LLC.

Yes Votes: 0 No Votes: 11 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	NO
2	Wagner, Romey	NO
3	Nutting, David E.	NO
4	Brezinski, Jim	NO
5	Gisselman, Gary	NO
6	Winters, Keene	NO
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	NO
9	Oberbeck, David	NO

10	Abitz, Sherry	NO
11	Mielke, Robert	NO

12-0313

04/08/2014 7:33:17 PM

Motion by Mielke, second by Wagner to adopt a Resolution of the Finance Committee approving alleged claim for excessive assessment - Sears Holdings Corporation.

Yes Votes: 0 No Votes: 11 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	NO
2	Wagner, Romey	NO
3	Nutting, David E.	NO
4	Brezinski, Jim	NO
5	Gisselman, Gary	NO
6	Winters, Keene	NO
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	NO
9	Oberbeck, David	NO
10	Abitz, Sherry	NO
11	Mielke, Robert	NO

08-0406

04/08/2014 7:33:58 PM

Motion by Kellbach, second by Nagle to adopt a Resolution of the Finance Committee approving alleged claim for excessive assessment - Walgreen Co. (105 Central Bridge Street).

Yes Votes: 0 No Votes: 11 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	NO
2	Wagner, Romey	NO
3	Nutting, David E.	NO
4	Brezinski, Jim	NO
5	Gisselman, Gary	NO
6	Winters, Keene	NO
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	NO
9	Oberbeck, David	NO
10	Abitz, Sherry	NO
11	Mielke, Robert	NO

14-0406

04/08/2014 7:34:30 PM

Motion by Nutting, second by Nagle to adopt a Resolution of the Finance Committee approving alleged claim for excessive assessment - Walgreen Co. (504 S. 17th Avenue)

Yes Votes: 0 No Votes: 11 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	NO
2	Wagner, Romey	NO
3	Nutting, David E.	NO
4	Brezinski, Jim	NO
5	Gisselman, Gary	NO
6	Winters, Keene	NO
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	NO
9	Oberbeck, David	NO
10	Abitz, Sherry	NO
11	Mielke, Robert	NO

Motion by Mielke, second by Gisselman to adopt an Ordinance of the Public Health & Safety Committee creating Section 2.20.045 Enforcement of certain property violations.

Rasmussen indicated she was the dissenting vote on this item in committee. She explained this plan was brought forward to the committee by four Council members who are looking to find an effective and efficient way to attack blight. The Inspection Department identified eight subject areas where they felt immediate citations would get great compliance. She stated last July we asked the department to implement several changes, measure the results and report to the committee, which they did. She felt this plan was premature because we don't yet have a year of results from these efforts. She did not agree with adding an extra layer of tickets and felt we should give the tools we have already implemented a chance to work. She indicated she would vote against it and was concerned with the police department taking on too much inspection work.

Abitz indicated she would also vote no because although she felt it was good policy overall, the person who has never received a warning in advance is going to be well taken aback by it.

Oberbeck commented our objective should be to solve the issue and not have any revenue because of it. He felt the same procedure could be done with walking up to the front door and telling them rather than send a letter. We should just educate and not add the \$30 fine. We already have the ordinances to enforce and don't need to create new ones.

Yes Votes: 8 No Votes: 3 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	YES
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Brezinski, Jim	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	YES
9	Oberbeck, David	NO
10	Abitz, Sherry	NO
11	Mielke, Robert	YES

Motion by Brezinski, second by Mielke to adopt an Ordinance of the Public Health & Safety Committee Amending, Repealing and Creating the following sections of the Wausau Municipal Code to implement enforcement program for certain minor non-structural property code violations: Amending Section 1.01.025(c)(1)(B) and (C) Issuance of citations, Section 2.20.010 Purpose, Section 2.20.040 Uniform ordinance violation citation, Section 6.44.040 Solid waste containers, Section 6.44.060 Location of waste and recycling containers for collection, Section 6.44.080 Noncollectible materials, Section 6.44.100 Enforcement, Section 6.48.010 Mowing required, Section 6.48.020 Mowing by city, Section 8.08.220 Removal of animal excreta, Section 15.04.010 Created, Section 15.48.030 Permit required, Section 16.04.010 Housing code adopted, Section 16.04.020 Enforcement of BOCA Code by Marathon County, Section 16.04.035 Vehicles, Section 23.12.130 Off-street parking in yards, Section 23.12.133 Storage of recreational equipment in yards; Creating Section 6.48.040 Penalty; Repealing and recreating Section 6.44.090 Storing of refuse; Repealing Section 6.44.110 Penalties, Section 16.04.015 Section H-104.4 deleted, Section 16.04.016 Section H-301.7 A deleted

Yes Votes: 8 No Votes: 3 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	YES
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Brezinski, Jim	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	YES
9	Oberbeck, David	NO
10	Abitz, Sherry	NO
11	Mielke, Robert	YES

Public Comment or Suggestions (for items not on the agenda).

None.

Adjournment Sine Die

04/08/2014 8:16:27 PM

Motion by Brezinski, second by Kellbach to adorn. Meeting adjourned at 8:15 p.m.

Yes Votes: 11 No Votes: 0 Abstain: 0 Not Voting: 0 Result: PASS

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	YES
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Brezinski, Jim	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

James E. Tipple, Mayor
Toni Rayala, City Clerk