

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, April 22, 2014, at 7:00 pm in the Council Chambers at City Hall.
Mayor Tipple presiding.

Roll Call

04/22/2014 7:00:34 PM

Roll call indicated 10 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

Proclamations:

- 1) Mayor Tipple proclaimed *Saturday, May 10, 2014 as International Migratory Bird Day* and urged all citizens to celebrate this observance and to support efforts to protect and conserve migratory birds and their habitats in our community and the world at large.
- 2) Mayor Tipple proclaimed *Saturday, April 26, 2014 as Optimist Day* in the City of Wausau, and urged all citizens of this community to give of one's self in service to others to advance the well-being of humankind, community life, and the world.

Presentations: Acknowledgement of Critical Care level of service for Wausau Fire Department (Chief Hardel)

Chief Hardel stated recently Wausau Fire Department became one of the few licensed Critical Care Services in the state. In 2013 the state made requirements that patients being transported on a ventilator need to be managed by Critical Care Paramedics. The training involves 112 hours of classroom, 16 hours of clinical time spent at surgical ICU, and additional hours spent at Mount View for extra education with ventilators and respiratory management. He stated eight Wausau Fire Department paramedics have received this training and one will complete the training next month: Shahn Kariger, Quinn Ambrosius, Shawn Gehring, Nick Gehring, Tim Bingham, Shane Woller, Travis Krueger, Matt Brockman and Jaren Thompson.

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

- 1) Jerry Buerer, 503 ½ Third St, spoke regarding the Thomas Street project stating he would very much like to see the matter brought to closure for his friends who live on Thomas Street. He felt that expanding it and destroying a neighborhood is going a bit too far; better traffic lights and turn signals should solve the traffic issues at rush hour.
- 2) Don Lewandowski, 6626 Mission Lake Rd, indicated he and his wife own a house on Thomas Street. He referred to a document entitled: Thomas Street 2013 Council Interview Summary Pertinent Questions. He asked for clarification of a statement in it. Mayor Tipple indicated he or staff would follow-up with him.
- 3) Tom Kilian, 133 E Thomas Street, spoke about the Thomas Street project and commented the way it unfolded is unfortunate. He questioned the outcome of the legal issues and spoke about Miron Construction, Ghidorzi Companies and GRAEF. He urged them not to tear down 40-60 families' homes based on these opinions for an unnecessary project.
- 4) Debra Ryan, 702 Elm St, spoke regarding the irrigation connection for the bird project and did not think the city should get another consultant for landscaping. She recommended they not subsidize CBL for the Wausau Center Mall.
- 5) David Chekouras, 1426 Lake Dr, Rosholt, spoke regarding TIF District payback and the proposed Thomas Street project. He read a letter from an individual who lives on Thomas Street and is a certified residential appraiser.

Communications & Committee Reports

None

Consent Agenda

04/22/2014 7:31:15 PM

Motion by Nutting, second by Abitz to approve all items on the consent agenda as follows:

Mayor Tipple withdrew 14-0401 minutes of previous meeting. Nagle requested 08-0306 be taken off Consent for comments.

14-0408 Resolution of the Capital Improvements and Street Maintenance Committee approving the extension of 1st Street from 250'

north of Fulton Street to North River Drive.

14-0411 Resolution of the Capital Improvements and Street Maintenance Committee authorizing a public hearing to amend the Official City Map to establish the new exterior lines of the realignment of Bridge Street from Westwood Drive to 28th Avenue.

14-0412 Resolution of the Capital Improvements and Street Maintenance Committee approving Easement and Hold Harmless Agreement for the installation of fiber optic cable across the 500 block of North 72nd Avenue.

01-0710 Joint Resolution of the Capital Improvements and Street Maintenance Committee and the Plan Commission accepting dedication of north portion of right-of-way on Talon Lane.

01-0710 Joint Resolution of the Capital Improvements and Street Maintenance Committee and the Plan Commission accepting dedication of south portion of right-of-way on Talon Lane.

Yes Votes: 10 No Votes: 0 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

08-0306

04/22/2014 7:32:54 PM

Motion by Winters, second by Rasmussen to adopt a Resolution of the Capital Improvements and Street Maintenance Committee renewing permit to operate 90,000 lb. vehicles on City Streets (3M).

Nagle felt it would beneficial to get together with 3M and perhaps the railroad to look at some type of ability in the future to bring that rock to the company by rail.

Yes Votes: 10 No Votes: 0 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

14-0403

04/22/2014 7:33:37 PM

Motion by Oberbeck, second by Neal to confirm Mayor's appointment to the Citizens Advisory Committee - Community Development Block Grant.

Yes Votes: 10 No Votes: 0 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

02-1005

04/22/2014

Motion by Rasmussen, second by Nutting to adopt a Joint Resolution between the Capital Improvements and Street Maintenance and the Economic Development Committees adopting Thomas Street Corridor Master Plan.

Meilke indicated he initially voted for this at CISM but has now changed his mind. He did not think the plan as presented was well thought out and although he wanted closure for the Thomas Street residents, we are also waiting for the results of an investigation. He wanted to either table it or scrap it for right now.

Rasmussen felt it was important to recognize that all this vote does is accept GRAEF's work product as the plan that at some point we want to go forward with, but it doesn't address the right-of-way width, the acquisition of properties, the alignment of the right-of-way plat, and the true design. These things will be worked out in future committees and she felt we can't continue to hold this project up. She opposed tabling it and urged moving forward. Wagner agreed; this is basically just a guideline and he committed to taking it to the Coordinating Committee to make a path and get a shovel in the ground.

Oberbeck asked Marquardt to clarify the construction schedule of the original project. Marquardt stated originally we did not have a true construction date assigned to it because we did not have the funds available for construction. Oberbeck reiterated there was no construction date and we are not ready to go. He felt it should be amended to add that we start investigating the two lanes with a turn lane option, with a four lane from 3rd Avenue to the river to accommodate higher level of development along the river, which is prime property.

Gisselman thought there were too many unanswered questions yet and we have to study the potential for economic development. He felt we have to move very carefully and make sure we do the job right. Neal indicated he would vote against the plan for now and wanted to work with Economic Development Committee to look at more options.

Abitz expressed disappointment with fellow Council members and was frustrated that they were putting another halt to Thomas Street. She stated there are residents trying to move on with their lives, people that are trying to retire, and businesses that are trying to sell their property that are at a standstill.

Rasmussen disagreed with the amendment put forth by Oberbeck because there was too much committee work to do on the plan yet. We need to find a compromise and bring closure to the people. Oberbeck stated we should follow the GRAEF recommendation and they are all about neighborhoods; strong neighborhoods and he urged the Council to move forward and quit stalling. He indicated he was hearing people want two lanes and left turn lanes.

Nagle commented this is the only plan that is a redevelopment plan for the area, not just a road plan and he will vote yes. Winters appealed to the no votes to consider this plan as a basic framework to begin with or we will be back in the brainstorming phase with serious delays. He asked the public to let them resolve to promise to develop cost estimates for a baseline simple repair of the road and include it in the mix of options we analyze.

Call the Question on 02-1005

04/22/2014 8:21:09 PM

Motion by Abitz, second by Winters to call the question to vote on the Thomas Street Corridor Master Plan.

Yes Votes: 8 No Votes: 2 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	NO

6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	NO

02-1005 Amendment

04/22/2014 8:21:28 PM

Motion by Oberbeck, second by Nagle to amend the Joint Resolution between the Capital Improvements and Street Maintenance and the Economic Development Committees adopting Thomas Street Corridor Master Plan as recommended by GRAEF to include two lanes with a left turn lane from 17th Avenue to 3rd Avenue; and four lanes from 3rd Avenue to the river.

Yes Votes: 3 No Votes: 7 Abstain: 0 Not Voting: 1 Result: FAIL

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

02-1005

04/22/2014 8:22:08 PM

Motion by Rasmussen, second by Nutting to adopt a Joint Resolution between the Capital Improvements and Street Maintenance and the Economic Development Committees adopting Thomas Street Corridor Master Plan.

Yes Votes: 8 No Votes: 2 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	NO
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	NO

13-1109

04/22/2014 8:23:15 PM

Motion by Rasmussen, second by Neal to adopt a Joint Resolution of the Economic Development and the Finance Committees approving Budget Modification - to remove the Tax Increment District Number Seven Streetscape Project.

Yes Votes: 9 No Votes: 1 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES

8	Kellbach, Karen	NV
9	Oberbeck, David	NO
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

14-0410 Refer back

04/22/2014 8:38:44 PM

Motion by Oberbeck, second by Mielke to refer back the Joint Resolution of the Finance and Economic Development Committees authorizing amendment of Ground & Air Rights Lease between the City of Wausau & CBL to \$1 for a 12 month period and waiving the additional rent payable in 2014 and extending the Special Letter of Agreement for a two year period, to the Economic Development Committee.

Oberbeck wanted more information before taking action and wanted someone from CBL to come forward. Rasmussen was concerned with the impact of delaying and not moving forward for another month. Megan Lawrence stated CBL is looking for some assistance before they move forward re-tenanting the JC Penney space. They want to know if we are going to be a partner with them before they continue investing in this mall because the financial implications of this anchor loss are very significant. Oberbeck wanted a commitment about what was going to happen.

Yes Votes: 9 No Votes: 1 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	NO
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

13-1109

04/22/2014 8:39:21 PM

Motion by Nutting, second by Rasmussen to adopt a resolution of the Finance Committee approving Budget Modification - Irrigation Connection.

Yes Votes: 9 No Votes: 1 Abstain: 0 Not Voting: 1 Result: PASS

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

99-1104

04/22/2014 8:39:50 PM

Motion by Winters, second by Abitz to adopt a resolution of the Finance Committee modifying the Procurement Policy.

Yes Votes: 9 No Votes: 1 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	NO

14-0409

04/22/2014 8:40:30 PM

Motion by Wagner, second by Mielke to adopt a resolution of the Plan Commission amending the precise implementation plan for 901 North 6th Street to allow for a counseling agency.

Yes Votes: 10 No Votes: 0 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

Public Comment or suggestions (for items not appearing on the agenda)

- 1) Robert Baumann, 1040 ½ S 5th Avenue, spoke regarding dogs and dog attacks and felt they should punish the deed not the breed. He suggested a city ordinance requiring dog owners to muzzle dogs when walking them.
- 2) Dave Nutting reminded everyone of the Ghidorzi Green & Clean this weekend to clean up the surrounding metro area. It starts at the Corporate Cove Tower at 8:00 a.m.

Adjournment

04/22/2014 8:44:35 PM

Motion by Mielke, second by Abitz to adjourn. Meeting adjourned at 8:45 p.m.

Yes Votes: 10 No Votes: 0 Abstain: 0 Not Voting: 1 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	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NV
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	YES

James E. Tipple, Mayor
Toni Rayala, City Clerk