

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

**Roll Call**

07/08/2014 7:09:42 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	Neal, Tom	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

**Presentations:**

Mayor Tipple presented a plaque to Police Chief Hardel in recognition of his service as Interim Fire Chief from February 1, 2014 through May 12, 2014.

**WSD Superintendent Kathleen Williams & Franklin School Principal Jon Euting**

Kathleen Williams introduced Dr. Jeff Lindell to conduct a PowerPoint presentation regarding the safety plan for the school district. Jon Euting spoke regarding Franklin School neighborhood crime incidents and concerns. Dr. Williams suggested two ideas for the Wausau School District to collaborate with the city to provide safer neighborhood conditions for the children: 1) the Safe Passages Program; and 2) the expansion of the Neighborhood Watch Program.

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

- 1) Dennis Nicoliasen, 1813 Crestview Dr, member of First English Lutheran Church, spoke in support of an electronic sign for the church. He was concerned with the condition to turn the sign off from 10:00 pm to 6:00 am, indicating they have the ability to dim the sign at night rather than turn it off.
- 2) Kevin Korpela, 1221 Steuben St, spoke in opposition to the process in which the Council was proceeding with on the Thomas Street project. He presented alternative phases and asked them to table the items until additional questions can be addressed.
- 3) Robert Baumann, 1040 ½ S 5<sup>th</sup> Ave, spoke regarding the deterioration of Thomas Street and sidewalks and his frustration with the delays on the project.
- 4) Phil Keller, 1400 Woodland Ridge Rd, spoke in opposition to widening to four lanes on Thomas Street requiring residents to move.
- 5) Larry Anklam, 1040 S 1<sup>st</sup> Ave, spoke regarding Thomas Street noting he has lived in his home for 37 years and did not want to move.
- 6) Dave Svetlik, 1750 Tonawanda Rd, Kronenwetter, agreed with Mr. Keller and was opposed to the Thomas Street project.
- 7) Don Lewandowski, 133 E Thomas St, spoke in opposition to four lanes on Thomas Street.
- 8) Tom Kilian, 133 E Thomas St, opposed the Thomas Street project taking people's homes and a TIF district.
- 9) Joel Lewis, 2103 N 3<sup>rd</sup> St, opposed the Thomas Street expansion project.

**Communications and Reports**

Mayor Tipple introduced the new Human Resources Director, Myla Hite.

**Consent Agenda**

07/08/2014 8:17:43 PM

Motion by Neal, second by Mielke to adopt all items on the consent agenda as presented:

*(Mayor Tipple indicated he was pulling 14-0704 and 14-0710 from the Consent Agenda to take up separately.)*

**14-0501** Minutes of the previous meetings. (05/13/14 & 05/27/14)

**01-0842** Resolution of the Capital Improvements & Street Maintenance Committee approving Jurisdictional Transfer Agreement for Surplus Right-of-Way Property - STH 52 and STH 29 from the Wisconsin DOT

**11-0104** Resolution of the Capital Improvements & Street Maintenance Committee approving Renewal of North Central Wisconsin Stormwater Coalition Cooperative Agreement.

**14-0707** Resolution of the Capital Improvements & Street Maintenance Committee approving State/Municipal Agreement for Townline Road, Grand Avenue to Easthill Drive.

**14-0712** Joint Resolution of the Capital Improvements & Street Maintenance Committee and Plan Commission accepting dedication of right-of-way for the extension of 80th Avenue.

**13-0309** Ordinance of the Finance Committee Amending 3.40.010 Fees and Licenses schedule.

**14-0708** Resolution of the Plan Commission approving a conditional use at 1500 Merrill Avenue to allow for an educational academy, in a B2, Community Service District.

**14-0709** Ordinance of the Parking & Traffic Committee establishing mid-block crosswalk between 500 N. 72nd Avenue (Eastbay) and 401 N. 72nd Avenue (formerly Award Hardwood Floors).

**14-0711** Ordinance of the Parking & Traffic Committee authorizing installation of stop signs for eastbound and westbound traffic on Elm Street at North 2nd Avenue.

**14-0713** Ordinance Parking & Traffic Committee designating "one-way" traffic flow in the alley bounded by Hamilton Street, Adams Streets and 6th and 7th Streets.

**01-0115** Resolution of the Public Health & Safety Committee keeping the relocation of District 3 & District 10 Polling Place from the Rose Garden Banquet Hall to Marathon Park East Gate Hall for the 2014 Elections.

**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	Neal, Tom	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

**14-0704**

07/08/2014 8:36:40 PM

Motion by Nutting, second by Rasmussen to adopt a Resolution of the Capital Improvements & Street Maintenance Committee approving State/Municipal Agreement for South 1<sup>st</sup> Avenue, Thomas Street to Stewart Avenue.

Nagle questioned if any thought had been given to turning 1<sup>st</sup> Avenue into a two way street. Lenz indicated it has been discussed but there was still time for more analysis since the project isn't happening until 2018. Nutting agreed with returning to a two-way street and requested decorative lighting be a consideration as well. Tipple pointed out the state DOT contract will pay for standard lighting, so if we choose to do decorative lighting it the additional cost over the standard lighting will be our expense. Rasmussen clarified the vote tonight is strictly to accept MPO grant funding, not to plan the design or light the street. She indicated the CISM Committee beginning last month has now taken urban street lighting as a consideration on all streets that are being reconstructed. She felt it was important to recognize that the receipt of these MPO grants for Townline Road and 1<sup>st</sup> Avenue are the replacing grants for the two that were lost on Thomas Street.

Oberbeck requested this discussion move to the Coordinating Committee as for discussion on how to coordinate planning and engineering and work towards better designs within the city relative to urban design. He felt it was important that it not be just an engineering design and that it have all the aspects which make this city a great place to live. This will ensure that departments collaborate on these issues before they come to Council.

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	Neal, Tom	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

**14-0710**

07/08/2014 8:40:27 PM

Motion by Nutting, second by Winters to amend the Resolution of the Plan Commission approving a conditional use at 402 North 3<sup>rd</sup> Avenue to allow for a digital message center sign in an R-3 District (First English Lutheran Church), to strike the condition that the "sign is turned off from 10:00 p.m. to 6:00 a.m." and allow the sign to be dimmed instead.

Rasmussen questioned if this would put others that are complying with similar requirements in other areas at a disadvantage. Tipple explained the Plan Commission typically recommends turning them down or off at 10:00 pm when they are located in residential neighborhoods and this should be considered for consistency. Lenz agreed, stating some signs have the requirement and others do not; 100% of the signs do not have the requirement to be shut off at night.

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	Neal, Tom	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

**14-0710**

07/08/2014 8:40:53 PM

Motion by Nutting, second by Wagner to adopt a Resolution of the Plan Commission approving a conditional use at 402 North 3<sup>rd</sup> Avenue to allow for a digital message center sign in an R-3 District (First English Lutheran Church) as amended on council floor.

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	Neal, Tom	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

Motion by Mielke, second by Neal to confirm Mayoral appointments to the Airport Committee, the BID Board and the Incubator Board as corrected.

Mayor Tipple stated he added the appointment of Bill Nagle to the Incubator Board (replacing Jim Brezinski), rather than appointing Romey Wagner due to a conflict of interest. Wagner explained the conflict interest was that the Incubator is the organization that he runs professionally. It is important in economic development and the Entrepreneurial Centers seats the Economic Development Director of not only the City Council, but also of the County.

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	Neal, Tom	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

Motion by Rasmussen, second by Abitz to approve the Resolution of the Capital Improvements and Street Maintenance Committee approving two lane/four lane cross section for the Thomas Street Project with four lanes from the river to 3<sup>rd</sup> Avenue and two lanes from 3<sup>rd</sup> Avenue to 17<sup>th</sup> Avenue including turn lanes.

Rasmussen stated the plan in front of them is the result of a hybrid approach taken by Graefe. Originally it was proposed to be 110' right-of-way, four lanes and huge median, however, this plan approved by CISM Committee, represents that compromise that we need. She stated they have taken more public input on the design of this street than on any other street that we have done in the last decade. She indicated she was emailed Mr. Korpela's plan a month ago and it was reviewed with staff, but our engineers did not vet that plan. She questioned why we would want to experiment in a clinical trial with our infrastructure which we have never done before, is added cost for striping and signage, creates confusion for the neighborhood and for motorists, and is an unnecessary step in the interim that we don't need to take. She stated this Council spent \$52,000 to hire Graefe and we cannot go back and redesign this thing a third time. We are under contract with ACOM to design this road and if we approve this plan tonight it allows ACOM to go forward and start to draw the plan and put costs to it. Right now we can't definitively tell 100% of these people if they are in the path of a buy out or not; if they are eligible for acquisition or not; or if they are staying or going because we don't have a final design.

Nagle indicated he supported Korpela's plan and wanted to table the issue and send it back to committee to have it considered further. Gisselman requested Tom Killian speak regarding contamination. Oberbeck supported sending it back to look at different options because there appears to be a lot of opposition to four lanes. Abitz indicated she was tired of the numerous delays and expressed frustration that they could not seem to make a decision and move forward.

**Call the question** (9:16:41 PM)

Motion by Abitz, second by Neal to call the question to end discussion.

Yes Votes: 1 No Votes: 9 Abstain: 0 Not Voting: 1 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	Neal, Tom	NO
5	Gisselman, Gary	NO
6	Winters, Keene	NO

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

Mielke indicated the vote in CISM was 3-2 and that he and Gisselman were the dissenting votes. He stated he could not justify the cost of four lanes; was worried about the soil contamination; concerned with a bottleneck at the bridge: as well as making a super highway for the retail out in Rib Mountain.

Wagner did not feel the Coordinating Committee was the appropriate place for Korpela plan to be sent to. Oberbeck disagreed and felt the Coordinating Committee can direct staff to study the Korpela plan and bring back the information to the appropriate committees.

**02-1005 To Table & Refer**

07/08/2014 9:27:21 PM

Motion by Nagle, second by Oberbeck to table the Resolution of the Capital Improvements and Street Maintenance Committee approving two lane/four lane cross section for the Thomas Street Project with four lanes from the river to 3<sup>rd</sup> Avenue and two lanes from 3<sup>rd</sup> Avenue to 17<sup>th</sup> Avenue including turn lanes, and refer to the Coordinating Committee regarding consideration of the Korpela plan. (Abitz exited the meeting prior to the vote.)

Yes Votes: 7      No Votes: 3      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	NO
8	Kellbach, Karen	NO
9	Oberbeck, David	YES
10	Abitz, Sherry	NV
11	Mielke, Robert	YES

Mayor Tipple indicated the next Resolution approving the purchase of additional property for the purpose of either future expansion of Thomas Street or economic development would be included in this table and referral to Coordinating Committee.

**14-0705**

07/08/2014 9:28:57 PM

Motion by Nutting, second by Mielke to adopt a Resolution of the Capital Improvements & Street Maintenance Committee approving design of 1st Street from the day lighted stream north to Bridge Street.

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	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	NV
11	Mielke, Robert	YES

**14-0706**

07/08/2014 9:29:40 PM

Motion by Neal, second by Rasmussen to adopt a Resolution of the Capital Improvements & Street Maintenance Committee approving the installation of decorative street lighting on McClellan Street from 1st Street to 7<sup>th</sup> Street and on Grant Street from 1<sup>st</sup>

Street to 3<sup>rd</sup> Street.

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	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	NV
11	Mielke, Robert	YES

**08-0710 To Table**

07/08/2014 9:32:06 PM

Motion by Nagle, second by Winters to table the Resolution of the Finance Committee approving amendment to Parking Space Lease Agreement between City of Wausau and Murdock Wausau Limited Properties and that it is to be brought back to Economic Development Committee.

Nagle stated he received a call from the representative of the local owner of substantial property downtown who is negotiating with Murdock Properties for the acquisition of that building and he indicated that number 4 in the resolution that the rate will be reviewed after one year could be problematic. This individual was requesting that they table this resolution for further consideration and hear his plan for the property.

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	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	NV
11	Mielke, Robert	YES

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

Robert Baumann, 1040 ½ S 5<sup>th</sup> Ave, suggested that a map of the City of Wausau be made that would show where people can and cannot ride their bikes. He indicated he has been yelled at quite a few times by pedestrians and police officers and would like to know where he is allowed. Mayor Tipple indicated his office could provide him with a Bicycle/Pedestrian map.

Wagner expressed disappointment with the Council for not being allowed to be heard on the Thomas Street issue even though he had his request to speak light on and had patiently waited for his turn. Gissleman agreed and felt anyone with their light on should be allowed to speak. Tipple requested the Attorney review Robert's Rules of Order and bring back an interpretation of the rule on a motion to table and the allowance of subsequent discussion.

**Adjourn**

07/08/2014 9:39:21 PM

Motion by Mielke, second by Neal to adjourn. Meeting adjourned at 9:39 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	YES
9	Oberbeck, David	YES
10	Abitz, Sherry	NV
11	Mielke, Robert	YES

James E. Tipple, Mayor  
Toni Rayala, City Clerk