

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, May 12, 2015, at 7:00 pm in the Council Chambers at City Hall.
Mayor Tipple presiding.

Roll Call

05/12/2015 7:07:58 PM

Roll call indicated 10 members

<u>District</u>	<u>Aldersperson</u>	<u>Present</u>
1	Nagle, William P.	YES
2	Wagner, Romey	NV
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

Proclamations:

- 1) Mayor Tipple acknowledged and congratulated **WAOW-TV Channel 9 in Celebration of their 50th Anniversary** in the City of Wausau and encouraged all citizens to join him in recognizing the economic impact they have provided in the community.
- 2) Mayor Tipple proclaimed the week of **May 17-23, 2015 as National Public Works Week** in the City of Wausau and called upon all citizens and civic organizations to acquaint themselves with the issues involved in providing our public works and to recognize the contributions which public works officials make every day to our health, safety, comfort and quality of life.

Presentation: Mason Cole Commendation (Lt Ben Bliven)

Lt. Ben Bliven commended Mason Cole, seven years old, for his courage and action in calling 911, taking care of his younger brother, and letting the paramedics into the home when their mother suffered a seizure.

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

- 1) Elizabeth Field, 726 Washington Street, on behalf of the River District, spoke in support of the proposed Schierl development on 1st and 3rd Avenues. It addresses a shortage in downtown housing to attract the young professionals and will revitalize and reinvigorate the near west side.
- 2) Deb Ryan, 702 Elm St, Westies Neighborhood, commented they did not feel the Schierl development fit or was safe, didn't like the closing of Clark Street and believed that housing would be vacant a year from now. She felt there were still too many questions and there was plenty of adequate housing on the west side.
- 3) Randy Olmsted, 828 N 2nd Ave, representing the Labor Temple, addressed the Council regarding Schierl and the closing of Clark Street. He wanted there to be a 50/50 split if Clark Street was vacated. He felt they were rushing the development and there would be a safety issue with the increase of traffic with the proposed housing.
- 4) Randy Radtke, 244 Wyatt St, President of the Marathon County Labor Council, did not feel there was a need to close Clark Street or for any more housing.
- 5) Anneliese Sheahan, 409 3rd St, Treasurer for Labor Council, saw potential issues with parking and snow removal in the winter in reference to the proposed Schierl development. She stated there was not sufficient parking for the residential facility and felt the plan needed some changes.
- 6) Carla Borchardt, E17986 Cty Rd Z, Ringle, was very concerned about the closing of Clark Street in regard to traffic and parking impacts.
- 7) Andrew Halvorsen, 501 Wilshire Blvd, Stevens Point, representing Schierl Sales, asked the Council for approval of the incentives and loan to bring the project to fruition. He indicated they had a meeting set up with the Labor Temple on Monday to discuss their concerns.

Communications

- 1) Mayor Tipple stated the Wausau Area Public Access Channels recently received two video festival awards from the Wisconsin Community Media Organization during the Best of the Midwest Festival spring conference on April 30, 2015.

Consent Agenda

05/12/2015 7:48:28 PM

Motion by Nutting, second by Abitz to adopt all items on the Consent Agenda as presented:

(Oberbeck requested 15-0504 be pulled off the Consent Agenda.)

15-0401 Minutes of the previous meeting(s). (4/14/15)

12-1119 Resolution of the Finance Committee approving Notice of Election to Self-Insure Worker's Compensation Program with CVMIC.

92-1215 Resolution of the Plan Commission Amending Wausau Urban Sewer Service Area.

02-0423 Resolution of the Public Health & Safety Committee Authorizing live outdoor music prior to Wisconsin Woodchucks games at Athletic Park.

12-0807 Ordinance of the Public Health & Safety Committee amending Section 8.08.120(c) Pet Fancier Permit, exempting temporary foster care from licensing requirements.

12-1014 Ordinance of the Public Health & Safety Committee amending Section 8.08.170 Licenses, exempting temporary foster care from licensing requirements.

92-0627 Ordinance of the Public Health & Safety Committee amending Section 8.08.001(g) Definitions, adding temporary foster care.

Yes Votes: 10 No Votes: 0 Result: PASS

15-0504 05/12/2015 7:51:35 PM

Motion by Nutting, second by Gisselman to adopt a Resolution of the Plan Commission approving a conditional use at 2221 Grand Avenue to allow for a community center for the elderly, in a B2, Community Service District.

Yes Votes: 9 No Votes: 0 Abstain: 1
(Oberbeck abstained from voting for pecuniary reasons)

15-0503 05/12/2015 7:52:18 PM

Motion by Gisselman, second by Neal to confirm the Mayor's appointments as presented.

Yes Votes: 9 No Votes: 0 Abstain: 1
(Oberbeck abstained from voting as one of the appointees)

14-1109 05/12/2015 7:53:17 PM

Motion by Oberbeck, second by Rasmussen to adopt a Resolution of the Finance Committee authorizing Various Room Tax Grants and modification of the 2015 Budget.

Yes Votes: 9 No Votes: 0 Abstain: 1
(Gisselman abstained from voting because of affiliation with the Marathon County Historical Society)

15-0508 05/12/2015 7:53:49 PM

Motion by Nutting, second by Rasmussen to adopt a Resolution of the Economic Development Committee approving demolition of Riverfront Former Post Office Site 1212 North 1st Street.

Yes Votes: 10 No Votes: 0 Result: PASS

15-0506 Table 05/12/2015 8:09:09 PM

Motion by Mielke, second by Gisselman to table two items under file number 15-0506 Joint Resolution of ED & Finance authorizing City to sign a Development Agreement with Schierl Sales Companies and the Ordinance of the Plan Commission of Rezoning 404 South 3rd Avenue and 308 Stewart Avenue from B2, Community Service District, to UDD; until May 26, 2015 Common Council meeting.

Mielke requested tabling (postponing) until after we find out the results of the meeting between Schierl Sales and the Labor Temple next Monday. Andrew Halvorsen stated the only concern was the timeline that is regimented by law in order to construct in 2015. He stated it would be very helpful if this was passed tonight and believed it would still allow for a significant timeframes in which to work with the Labor Temple on the Clark Street issue. Rasmussen agreed a delay could make it difficult to get off the ground in 2015 and noted if the Council voted to move forward with a public hearing there was a 40 day posting requirement beforehand. She felt

there would be plenty of time for the parties to work out their differences.

Yes Votes: 5 No Votes: 5 Abstain: 0 Not Voting: 0 Result: FAIL
Mayor Tipple broke the tie voting no.

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	NO
2	Wagner, Romey	NV
3	Nutting, David E.	NO
4	Neal, Tom	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

15-0506 Amendment

05/12/2015 8:13:54 PM

Motion by Nagle, second by Nutting to amend both files under number 15-0506 that the city money would be provided in 2016 with 2016 budget money and the agreement would be redrafted to provide for this approved by a majority vote. (but the construction would commence in 2015)

Winters questioned if this could be passed with a simple majority vote rather than a 2/3 majority vote just because the money was pushed to the 2016 budget. Jacobson indicated they spoke with our bond counsel and they stated if the money is budged in 2016 it is not currently a budget modification of anything that is being appropriated in 2015 and therefore would not require a 2/3's vote.

Yes Votes: 4 No Votes: 6 Abstain: 0 Not Voting: 1 Result: FAIL

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

15-0506

05/12/2015 8:14:27 PM

Motion by Nutting, second by Nagle to adopt a Joint Resolution of the Economic Development and the Finance Committees authorizing City to sign a Development Agreement with Schierl Sales Companies to provide developer incentives for the redevelopment of The Store and Stahmer Clinic facilities located at 308 West Stewart Avenue in TID #8. The developer incentives consist of a 15 year deferred interest free loan in the amount of \$275,000 and five reverse TID payments of \$57,500.

(2/3 vote required to pass)

Yes Votes: 5 No Votes: 5 Abstain: 0 Not Voting: 0 Result: FAIL

<u>District</u>	<u>Aldersperson</u>	<u>Vote</u>
1	Nagle, William	YES
2	Wagner, Romey	NV
3	Nutting, David E.	YES
4	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	NO
7	Rasmussen, Lisa	YES

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

15-0506

05/12/2015 8:15:49 PM

Motion by Nutting, second by Rasmussen to adopt an Ordinance of the Plan Commission Rezoning 404 South 3rd Avenue and 308 Stewart Avenue from B2, Community Service District, to UDD, Unified Development District and approving the General Development Plan to allow for a convenience store and an 11-unit multi-family residential development.

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	NV
3	Nutting, David E.	YES
4	Neal, Tom	YES
5	Gisselman, Gary	YES
6	Winters, Keene	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	NO
9	Oberbeck, David	YES
10	Abitz, Sherry	YES
11	Mielke, Robert	NO

15-0507

05/12/2015 8:16:35 PM

Motion by Oberbeck, second by Neal to adopt an ordinance of the Plan Commission Rezoning 1550 Westwood Drive from RI, Single Family Residence District, to UDD, Unified Development District and approving the General Development Plan to allow for a 132-unit multi-family residential development.

Yes Votes: 10 No Votes: 0 Result: PASS

15-0505

05/12/2015 8:17:11 PM

Motion by Oberbeck, second by Winters to adopt an Ordinance of the Plan Commission Rezoning 6815 Stewart Avenue from M1-P, Limited Industrial Park District, to M1, Limited Industrial District.

Yes Votes: 10 No Votes: 0 Result: PASS

09-1212

05/12/2015 8:18:03 PM

Motion by Mielke, second by Oberbeck to adopt an Ordinance of the Plan Commission Amending Title 23.14.020 and 23.14.030 of the Wausau Municipal code to include a new conditional use to allow educational institutions with a parcel size 25,000-40,000 square

Yes Votes: 10 No Votes: 0 Result: PASS

15-0108

05/12/2015 8:18:30 PM

Motion by Rasmussen, second by Neal to adopt a Resolution of the Public Health & Safety Committee approving or denying various licenses as indicated.

Yes Votes: 10 No Votes: 0 Result: PASS

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

None

Adjourn

05/12/2015 8:19:06 PM

Motion by Neal, second by Mielke to adjourn. Motion carried unanimously. Meeting adjourned at 8:20 p.m.

James E. Tipple, Mayor
Toni Rayala, City Clerk