

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, October 13, 2015, at 7:00 pm in the Council Chambers at City Hall.
Mayor Tipple presiding.

Roll Call

10/13/2015 7:00:46 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

Proclamations:

Mayor Tipple proclaimed THURSDAY, OCTOBER 15, 2015 as WHITE CANE SAFETY DAY in the City of Wausau and urged operators of motor vehicles to be acutely aware of visually impaired pedestrians and obey the Wisconsin State law.

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

- 1) Phillip Buch, 1721 N 2nd Ave, spoke regarding 15-1006 rezoning the Digman properties and the 11 properties that it affects. They wanted to know what type of business was actually going to go in there and requested an R2 zone change.
- 2) John Woller, 1732 N 1st Ave, spoke regarding the rezoning, stating he preferred it be rezoned residential like all the surrounding properties.
- 3) David Hummer, 115 W Campus Dr, commented the properties to be rezoned have not been used for anything under the M1 zoning for quite some time. He also preferred a residential zoning for these properties.
- 4) Daniel Laber, 1748 N 1st Ave, stated he lives in a residential area and would like to keep it residential; he did not agree with an MI zoning.

Communications and Committee Reports

- 1) Nutting extended gratitude to the Fire Department for the great job they did with a potentially serious scenario in reference to the Downtown Grocery fire.
- 2) Abitz noted it is also the Emergency Nurses day on Wednesday and reminded anyone using the emergency room to thank those nurses.

Consent Agenda

10/13/2015 7:11:37 PM

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

(Tipple indicated there was a request to remove file # 15-1005 from the Consent Agenda.)

15-0901 Minutes of the previous meetings (9/08/15 & 9/22/15)

15-1004 Resolution of the Capital Improvements & Street Maintenance Committee establishing assessment rates for 2016 New Street Construction Projects.

03-1116 Resolution of the Capital Improvements & Street Maintenance Committee accepting Easement for the construction of a parking lot at 1801 - 1901 Westwood Center Boulevard.

15-1009 Resolution of the Finance Committee adopting a Post-Issuance Compliance Policy for Tax-Exempt and Tax-Advantage Obligations and Continuing Disclosure.

12-1009 Ordinance of the Parking and Traffic Committee removing one parking stall and replacing it with no parking on the south side of Washington Street from 51 feet of its intersection with N. 5th Street.

15-0108 Resolution of the Public Health and Safety Committee approving or denying various licenses as indicated.

Yes Votes: 11 No Votes: 0 Result: PASS

15-1005 Amendment

10/13/2015 7:19:42 PM

Motion by Gisselman, second by Mielke to amend a Joint resolution of the Capital Improvements & Street Maintenance Committee and the Plan Commission accepting dedication of right-of-way for the extension of 1st Street - to change the name of 1st Street (the proposed right-of-way north of Bridge Street) to North River Drive.

Gisselman stated he had issues with this 1st Street designation because it will be the second 1st Street. He felt we need to clear up the issue by changing that portion to the name North River Drive.

Yes Votes: 11 No Votes: 0 Result: PASS

15-1005

10/13/2015 7:19:59 PM

Motion by Nutting, second by Abitz to adopt a Joint Resolution of the Capital Improvements & Street Maintenance Committee and the Plan Commission accepting dedication of right-of-way for the extension of 1st Street, as amended on council floor.

Yes Votes: 11 No Votes: 0 Result: PASS

15-1007

10/13/2015 7:20:37 PM

Motion by Wagner, second by Mielke to approve a resolution of the Public Health & Safety Committee supporting the efforts of Wausau Fire Department in becoming an accredited agency.

Yes Votes: 11 No Votes: 0 Result: PASS

15-1008

10/13/2015 7:21:39 PM

Motion by Abitz, second by Kellbach to adopt an ordinance of the Parking and Traffic Committee designating a 15 mile per hour speed limit school zone and W. Wausau Avenue from N. 10th Avenue to Stevens Drive and Stevens Drive from W. Wausau Avenue to Golden Meadow Street.

Nutting explained he was the no vote at committee especially for the reduction in speed along Stevens Drive because he felt it was unnecessary and a restriction to the flow of traffic.

Rasmussen stated that area has become part of the school zone partially with the development of the athletic fields which resulted in a lot of activity going on there. Metro Ride's student transport bus dispenses students on Stevens Drive where they cross the street into the rear parking lot of Wausau West. She noted the school requested that the school zone be delineated.

Yes Votes: 10 No Votes: 1 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.	NO
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

15-1006 Amendment

10/13/2015 7:34:01 PM

Motion by Rasmussen, second by Winters to amend the ordinance of the Plan Commission rezoning 1741, 1749 & 1757 North 3rd Avenue from M1, Limited Industrial District, to B1, Neighborhood Shopping District, - to rezone to R2, Single Family Residence District, instead of B1.

Rasmussen stated the initial idea for the city to undertake the rezoning of this property was to relieve some grandfathered very old spot zoning. She pointed out today we would never put M1 zoning next to houses and that use has been grandfathered for decades. She stated that property has an uncertain future and the new owners have been reluctant to delineate exactly what their plan for the area is and they may even sell it. The residents have consistently testified at the Plan Commission meetings that they would like to see R2 versus B1 and even though B1 is the most restrictive commercial class we have and businesses within it typically coexist peacefully with homes, the entire area is residential. She noted the residents have even routed a petition to cause us to change that zoning via an amendment to this ordinance back to R2. She pointed out the Plan Commission has held public hearings on both B1 and R2 zoning and could have chosen either of them. The owner of the property does not oppose B1, but does oppose R2 because they feel the class is too restrictive and they really don't want to build homes. Either way M1 has to go.

Nagle questioned Brad Lenz as to the city's standpoint on what the highest and best use for that property is. Lenz stated given the surrounding area is R2 it makes sense to go residential. He noted other developers have looked at that property and say it is challenging given the site, cleanup, and the small number of lots in the neighborhood. They were not sure they could actually make a go of it with single family homes there. It may be the highest and best use but the question is if it is feasible. He indicated if a plan came forth in the future they could ask for UDD zoning or a conditional use.

Vote on Amendment:

Yes Votes: 11 No Votes: 0 Result: PASS

15-1006 10/13/2015 7:34:25 PM

Motion by Rasmussen, second by Abitz to adopt an ordinance of the Plan Commission rezoning 1741, 1749 & 1757 North 3rd Avenue from M1, Limited Industrial District, to B1, Neighborhood Shopping District, as amended on Council floor to an R2, Residential District.

Yes Votes: 11 No Votes: 0 Result: PASS

Suspend the Rule 10/13/2015 7:34:53 PM

Motion by Nutting, second by Rasmussen to suspend Rule 1(D) transmission of committee business to Council.

Yes Votes: 11 No Votes: 0 Result: PASS

01-0904 10/13/2015 7:35:48 PM

Motion by Nutting, second by Wagner to adopt a Resolution of the Economic Development Committee conveying an approximately 0.19 acre strip of City owned property located north of International Drive, east of the detention pond and south of Eastbay's existing building to Stettin Investor's Group (SIG) to facilitate additional access and parking options at the existing facility leased to Eastbay/Footlocker.com in the Wausau Business Campus as part of the sale originally approved.

Yes Votes: 11 No Votes: 0 Result: PASS

01-0904 (Addendum) 10/13/2015 7:37:48 PM

Motion by Neal, second by Nagle to adopt a Resolution of the Economic Development Committee setting the sale price of the previously approved 3 year option on an additional 8.53 acres at 7750 International Drive (PIN: 291-2907-251-0978) to Stettin Investor's Group (SIG) to facilitate additional parking and future expansion options at the existing facility leased to Eastbay/Footlocker.com in the Wausau Business Campus, to \$6,000 per acre.

Yes Votes: 11 No Votes: 0 Result: PASS

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

None.

Adjournment 10/13/2015 7:38:18 PM

Motion by Mielke, second by Nutting to adjourn. Motion carried unanimously. Meeting adjourned at 7:39 p.m.

James E. Tipple, Mayor
Toni Rayala, City Clerk