

OFFICIAL PROCEEDINGS OF THE WAUSAU COMMON COUNCIL
held on Tuesday, September 13, 2016, at 7:00 pm in the Council Chambers at City Hall.
Mayor Mielke presiding.

Roll Call

9/13/2016 7:00:12 PM

Roll call indicated 10 members present.

<u>District</u>	<u>Aldersperson</u>	<u>Present</u>
1	Peckham, Patrick	NV
2	Wagner, Romey	YES
3	Nutting, David E.	YES
4	Neal, Tom	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	YES
9	Gehin, Joe	YES
10	Abitz, Sherry	YES
11	Smith, Dennis	YES

Public Comment: Pre-registered citizens for matters appearing on the agenda and other public comment.

None

Communications and Committee Reports

Rasmussen stated just previous to this meeting the about half the Council and the Mayor took a tour on a couple of the Metro Ride bus routes in an effort to understand the services that are provided and the direction it is going. She thanked Metro Ride for hosting the tour as well as the transit dependent population that was on the routes talking with us.

Consent Agenda

9/13/2016 7:03:22 PM

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

Rayala noted File 16-0108 regarding licenses will be pulled from Consent and addressed after the suspension of the rules later on the agenda. She explained there was a late filed special event application added to the list that has not come through committee.

16-0801 Minutes of previous meeting(s). (08/10/16, 08/23/16, 08/25/16)

06-1215 Insurance Claims Report from the Board of Public Works for October 2015 - December 2015 and January 2016 - June 2016.

15-0105 Final Resolution of the Capital Improvements & Street Maintenance Committee levying Special Assessments for the 2016 Street Construction Project of 2nd Avenue from Stewart Avenue to Elm Street.

16-0105 Final Resolution of the Capital Improvements & Street Maintenance Committee levying Special Assessments for the 2016 Street Construction Project of Chicago Avenue from 2nd Street Avenue to 10th Street.

16-0105 Final Resolution of the Capital Improvement & Street Maintenance Committee levying Special Assessments for the 2016 Street Construction Project of Kent Street from Grand Avenue to Zimmerman Street.

16-0909 Resolution of the Capital Improvements & Street Maintenance Committee approving a petition for a public bicycle/pedestrian right-of-way crossing across the railroad tracks on North River Drive south of Bridge Street.

02-1005 Resolution of the Finance Committee approving acquisition of 1039 South 5th Avenue.

02-1005 Resolution of the Finance Committee approving acquisition of 1044 South 11th Avenue.

16-0905 Ordinance of the Plan Commission rezoning 5601 Sherman Street from RI, Single Family Residence District, to UDD, Unified Development District and allow for a community living arrangement.

16-0906 Ordinance of the Plan Commission rezoning 310 & 316 East Randolph Street from B2, Community Service District, to B3, General Commercial.

80-0828 Ordinance of the Public Health & Safety Committee amending Section 9.04.025 Consumption or possession of intoxicants on streets; amending Section 9.20.020 Regulation of persons.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

16-0703 9/13/2016 7:03:59 PM

Motion by Nutting, second by Smith to adopt the Mayor's appointments to the Citizens Advisory Committee – Community Development Block Grant.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

16-0904 9/13/2016 7:04:52 PM

Motion by Rasmussen, second by Smith to adopt a Resolution of the Capital Improvements and Street Maintenance Committee approving State/Municipal agreement for Grand Avenue, Kent Street to Division Street (intersections of Sturgeon Eddy Road and Grand Avenue; Townline Road and Grand Avenue; and Thomas Street and Grand Avenue).

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

15-1109 9/13/2016 7:14:58 PM

Motion by Gehin, second by Smith to adopt a Resolution of the Finance Department approving modification of the 2016 Budget for the payment of Engineering and Design Services for the 1st Street Skywalk - Dudley Tower.

Lindman stated there was a developer's agreement that contained an obligation for the city to construct a skyway from the Dudley Tower to the McClellan Ramp. This resolution is just for the design and there is no guarantee it will be done in 2017. He noted since the RFP went out we have purchased the property on Scott Street and Community Development is going out for RFP on it.

Discussion followed.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

16-0907 Refer back 9/13/2016 7:23:32 PM

Motion by Wagner, second by Gisselman to refer back the Resolution of the Plan Commission approving a conditional use at 317 East Kent Street to allow for material storage such as dirt, sand and compost, in a R3, Two Family Residence District - to revise this resolution by limiting the time and days of operation of this conditional use.

Wagner stated there hasn't been a change on how things are practiced, but we now have a lot of activity in the area due to the Curling Club and soccer complex. He indicated he has been receiving complaints about this operation every year for all six years he has been on the Council. The Plan Commission minutes indicated that nothing will change, but the residents continue to complain about the dirt and the dust when the wind blows it on their houses so that they can't sit on their patios or hang laundry on the line; they have to close their windows and wash them. There have also been complaints about the trucks and mixers going right at dawn and sometimes into the evening. He opposed this conditional use, but felt Plan Commission should at least have put some kind of restrictions on the time of day and days of the week. He stated it should go back to Plan Commission to determine if there is something they can do to appease the neighbors with at least a specific time period and/or better guidelines.

Vote to refer back:

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

Suspend the Rules 9/13/2016 7:24:03 PM

Motion by Neal, second by Nutting to suspend the Rules: 12(A) Referral of Resolutions and 11(D) Transmission of Committee Business to Council.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

16-0108 9/13/2016 7:25:15 PM

Motion by Wagner, second by Smith to adopt a resolution of the Public Health & Safety Committee approving or denying various licenses as indicated.

Rasmussen stated one item (Special Event Class II - Walk for Alzheimer's) was inserted into the list that did not come to Public Health & Safety, however, it is an annual event that has not had issues and the staff review was for approval.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

Motion by Neal, second by Gehin to adopt a Resolution of the Common Council approving Urban Forestry Grant and Urban Forestry Catastrophic Storm Grant Programs.

Neal stated this has just recently come to our attention so it has not gone through committee, but it is an opportunity to save some money. Bill Duncanson explained the grant we would like to apply will help us to update our Urban Forestry Plan, add to our Emerald Ash Boer Plan, and potentially develop street tree ordinances.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

16-0908

Motion by Neal, second by McElhaney to adopt a Resolution of the Finance Committee approving the sale of approximately 3.3+1-acres of land to be surveyed Wausau Business Campus land from parcel PIN #291-2906-253-0950 to HOC Properties LLC for the construction of a 7,200 sq.ft. office and warehouse building on International Drive.

Yes Votes: 10 No Votes: 0 Not Voting: 1 Result: PASS

16-0910

Motion by Rasmussen, second by Gisselman to adopt a Resolution of the Common Council supporting the continuation of an evolving relationship between Marathon County and North Central Health Care (NCHC).

Rasmussen stated there has been a lot of uncertainty surrounding the workforce that works at NCHC and the residents that receive services there. The county is poised to make a decision in the near future whether to continue or to revise that relationship and we as a key stakeholder in the outcome of that decision should weigh in with an opinion. She indicated Alderman Peckham worked with Supervisor Katie Rosenberg, City Attorney Anne Jacobson, and Interim CEO of NCHC Michael Loy to craft the ordinance. She noted there are three members of Council who are also on the County Board who will be voting at that level and may wish to abstain on voting tonight.

Michael Loy explained the tri-county agreement exists out of statutes from the 1970's, so when the state delegated responsibility for mental health, substance abuse, and developmental disability services from a state function to a county function, they had a number of different options to discharge those duties. They could do it as a single county or join together to be a multi-county organization. The NCHC is the first multi-county and is one of the last remaining multi-county organizations in the state. He stated we are looking to continue that trend of regional provider. Our most primary partner is Marathon County, which owns about 85% of the organization and a majority of the services are delivered here in Marathon County. He provided statistics of the needs and programs. He noted the medical community is very supportive of NCHC and wants to continue to see these services delivered. The medical college indicated they would not have come to this community without the support of NCHC. The thing most at risk in the present is the status of our psychiatry residency program. Loy stated the best option is to continue with North Central Health Care so we can move forward as an organization and a community.

Nutting, Kellbach and Abitz indicated they would abstain from voting as County Board Supervisors.

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

District	Aldersperson	Vote
1	Peckham, Patrick	NV
2	Wagner, Romey	YES
3	Nutting, David E.	ABS
4	Neal, Tom	YES
5	Gisselman, Gary	YES
6	McElhaney, Becky	YES
7	Rasmussen, Lisa	YES
8	Kellbach, Karen	ABS
9	Gehin, Joe	YES
10	Abitz, Sherry	ABS
11	Smith, Dennis	YES

*Rasmussen stated the County Board meeting to vote on this is coming soon. She requested this resolution be hand delivered to the County Administrator and ask that it be immediately copied and provided to the entire County Board. Mayor Mielke indicated he would deliver the resolution. Gisselman pointed out the educational meeting for the board is Thursday evening at 7:00 pm., and is open for public comment; the vote would take place the following Tuesday.

Public Comment & Suggestions

None.

Adjournment

9/13/2016 7:43:01 PM

Motion by Neal, second by Gehin to adjourn. Motion carried unanimously. Meeting adjourned at 7:45 p.m.

Robert B. Mielke, Mayor
Toni Rayala, City Clerk