

REGULAR MEETING OF COMMON COUNCIL

The regular meeting of the Common Council of the City of Chippewa Falls was held on Tuesday, August 3, 2010 at 6:30 PM in the City Hall Council Chambers. Mayor Gregory Hoffman presiding. The Pledge of Allegiance was recited.

CLERK CALLS THE ROLL

Council Members present: Michael Dahlby, Brian Flynn, CW King, Chuck Hull, Jane Lardahl, Bill Hicks. (7th Ward Vacant)

City Staff present: Police Chief Wendy Stelter, Captain John Liddell, Fire Chief Tom Larson, Public Works Director/City Engineer Rick Rubenzer, Parks & Recreation Director Bill Faherty.

APPROVAL OF MINUTES OF PREVIOUS MEETINGS

(a) Motion by Flynn/King, all present voting aye, to approve the minutes of the regular council meeting of July 20. **Motion carried.**

PERSONAL APPEARANCES BY CITIZENS

(a) Ron Patten introduced himself and stated he is running for Chippewa County Coroner. He is currently the Chief and EMS Director for the Boyd-Edson-Delmar Fire Department.

(b) Karen Moe, First Avenue, Chippewa Falls, indicated she was happy the Bloomer City Council voted against allowing a sand processing plant in their community. She is wondering if Chippewa Falls city officials are wondering why they allowed a sand plant operation to come here.

(c) Dale McGraw, 44th Avenue, Chippewa Falls, has concerns about the minerals being extracted from the sand plant area and that they are exempt from sales tax. He does not believe that the \$56,000 offer from EOG Resources, Inc. is adequate for the property they want to buy from the City.

(d) Henry Boschen, 178th Street, Chippewa Falls, is concerned about the value of the product leaving this area from the sand plant operation. He believes the three-acre parcel is critical to the sand plant operations and should be used as bargaining power by the City to deal with safety and air quality issues.

PUBLIC HEARINGS

(a) Mayor Hoffman opened a public hearing at 6:40 PM regarding the Beer Garden Application of West Hill Bar, 250 W. Elm Street. Brian Dusick, Elm Street, spoke indicating he was not opposed to the beer garden but was concerned for the safety of his kids. It was explained there would be an 8 foot fence around the area. Judy Blaeser also indicated there would be an alarm on the outside exit. No one else spoke for or against and the hearing was closed at 6:42 PM.

COMMUNICATIONS

None

REPORTS

None

APPLICATIONS

(a) Motion by Flynn/Hull, all present voting aye, to approve the Operator (Bartender) Licenses as recommended for approval by the Police Department. **Motion carried.**

Motion by King/Lardahl, all present voting aye, to deny the Operator/Bartender License Application of Samantha Taylor as recommended for denial by the Police Department. **Motion carried.**

APPLICATIONS(cont.)

(b) Motion by Dahlby/Flynn, all present voting aye, to approve the Beer Garden Application of West Hill Bar, 250 W. Elm Street. **Motion carried.**

(c) Motion by Flynn/Hicks, all present voting aye, to approve the Temporary Class B Beer Retailers License for Holy Ghost Parish Picnic on September 12. **Motion carried.**

PETITIONS

None

MAYOR ANNOUNCES APPOINTMENTS

(a) Motion by Flynn/King to approve the appointment of Rae M. Buckwheat as City Clerk. **After a roll call vote, said motion passed unanimously.**

MAYOR'S REPORT

None

COUNCIL COMMITTEE REPORTS

(a) Motion by Flynn/Lardahl to approve the minutes of the Department Head Review Committee meeting of July 26. **After a roll call vote, said motion passed unanimously.**

(b) Motion by Flynn/Hull, all present voting aye, to approve the minutes of the Committee No. 2, Labor Negotiations, Personnel, Policy & Administration meeting of July 22 at 8:00 AM. **Motion carried.**

(c) Motion by Lardahl/Hicks, all present voting aye, to approve the minutes of the Committee No. 2, Labor Negotiations, Personnel, Policy & Administration meeting of July 22 at 10:30 AM. **Motion carried.**

(d) Motion by Hull/Flynn to approve the minutes of the Committee No. 2, Labor Negotiations, Personnel, Policy & Administration meeting of July 29 with an amendment removing Council member Hull's name from the motion to adjourn. **After a roll call vote, said motion passed unanimously.**

(e) Motion by Lardahl/King, all present voting aye, to approve the minutes of the Committee No. 4, Recycling/Computerization/Building/Intergovernmental Services meeting of July 29. **Motion carried.** Committee Chairman Mike Dahlby thanked the eighty-eight people who completed the recycling survey.

(f) Motion by Lardahl/Hicks to approve the minutes of the Committee No. 4, Recycling/Computerization/Building/Intergovernmental Services meeting of August 3. **Said motion passed after the following roll call vote: Aye – Lardahl, Hicks, Dahlby, Flynn, King; Nay – Hull.** The Council discussed concerns about having one hauler for both garbage and recycling and the elimination of choice by the residents and the possibility of putting current haulers out of business. There was also discussion of the impact of rejecting current bids. Committee members Dahlby and Lardahl felt it necessary to reject bids in order to clarify the expectations in a new RFP and make it fair for all haulers to bid on. Terms for the new RFP will be discussed at a future Committee #4 meeting.

REPORT OF OFFICERS

None

ORDINANCES None

RESOLUTIONS

None

OTHER NEW OR UNFINISHED BUSINESS AS AUTHORIZED BY LAW

(a) The Council discussed filling the vacancy in the 7th Ward created by the resignation of Susan Zukowski. **Motion by King/Flynn, all present voting aye**, to set the deadline for submission of applications/letters of interest for the Seventh Ward vacancy at noon on Friday, August 13 with consideration of these applicants at a special council meeting to be held prior to the next regular meeting on August 17. **Motion carried.**

(b) Attorney Brian Nodolf presented information to the Council regarding the Offer to Purchase submitted to the City by EOG Resources, Inc. Attorney Nodolf indicated this piece of property would be useful for the sand plant operation. He indicated there would be reduced frequency and duration of blockages due to rail traffic and would make the operation more efficient. Also present were Attorney John Behling and EOG Resources, Inc. official Eric Dille.

(c) The Council addressed the matter of electing a council president due to the resignation of Susan Zukowski. **Motion by Flynn/Lardahl** to nominate CW King for Council President. There were no other nominations. **The motion to approve the nomination of CW King for Council President passed after the following roll call vote: Aye – Flynn, Lardahl, Dahlby, King, Hicks; Nay – Hull.**

CLAIMS

(a) The Claims Committee met at 6:00 PM before the regular meeting to review the claims submitted by the various departments of the City for payment. **Motion by Hull/Flynn** to approve the payment of the claims listed below. **After a roll call vote, said motion passed unanimously.**

Total City General and
Authorized/Handwritten Claims: \$67,357.16

CLOSED SESSION

Motion by Hicks/Lardahl to go into closed session under 19.85(1)(e) for “deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session” to discuss a Vacant Land Offer to Purchase received from EOG Resources, Inc. and determine a course of action, if any, to be taken in response to the Offer to Purchase and to include Mayor Hoffman, City Attorney Ferg, Public Works Director/City Engineer Rick Rubenzer, City Clerk Lynne Bauer and representatives from EOG Resources, Inc. if requested; and may return to open session.

Said motion passed after the following roll call vote: Aye – Hicks, Lardahl, Flynn, King, Hull; Nay – Dahlby.

The Council discussed this matter.

There was a motion in closed session by Council Member Flynn, seconded by Council Member Hicks to accept the Offer to Purchase from EOG Resources, Inc. for \$56,000. Said motion passed after the following roll call vote: Aye – Flynn, Hicks, King, Lardahl; Nay – Dahlby, Hull.

Motion by King/Flynn, all present voting aye, to return to open session. **Motion carried.**

Mayor Hoffman announced the result of the vote taken in closed session.

ADJOURNMENT

Motion by King/Flynn, all present voting aye, to adjourn at 8:44 PM. **Motion carried.**

Minutes submitted by,
Lynne Bauer, City Clerk