

CITY OF WATERLOO COUNCIL MINUTES
COUNCIL CHAMBER OF THE MUNICIPAL BUILDING – 136 N. MONROE STREET
Thursday, July 3, 2014

1. **CALL TO ORDER AND ROLL CALL.** Mayor Thompson called the meeting to order at 7:00 p.m. Alderpersons present – Ziaja, Griffin, Thomas, Stinnett and Reynolds. Absent – Quimby and Springer. Others present – Police Chief Sorenson, Diane Graff of the Courier, a videographer, Kevin Pickering, Nikki Spoon, Todd Strauss, Amy L. Hopfinger, Sharon Burbach and Clerk/Treasurer Hansen.
2. **APPROVAL OF MEETING MINUTES: June 19, 2014. Motion:** Moved by Reynolds, seconded by Stinnett to approve the June 19, 2014 meeting minutes with the several typographical corrections noted. **Voice vote:** Motion carried.
3. **CITIZEN INPUT.** None.
4. **COMMUNICATIONS TO COUNCIL: 2014 Impact Fees Annual Adjustment.** Noted.
5. **COMMITTEES, COMMISSIONS & BOARDS – RECOMMENDATIONS AND REPORTS**
 - a. **Plan Commission: Kevolutionary Ventures, LLC - 1003 North Monroe Street. Requesting A Change In Land Use From R-2, Single Family Residential District To C-1 General Commercial District For Purposes Of Establishing A Restaurant, A State Approved Kitchen Suitable For Food Processing Services Including Off-Site Sales And Allowing For Fruit And Vegetable Production. Discussion:** Thompson said a Plan Commission public hearing was held on June 30, 2014 and a unanimous recommendation to approve was forwarded. **Motion:** Moved by Stinnett, seconded by Ziaja to rezone the parcel as requested by the applicant. **Roll call vote:** Ayes: Ziaja, Griffin, Thomas, Stinnett and Reynolds. Noes: None with Quimby and Springer absent. Motion carried.
 - b. **Plan Commission: Kevolutionary Ventures, LLC - 1003 North Monroe Street, Requesting A Conditional Use Permit To Allow For Outdoor Restaurant Service And Food Preparation. Discussion:** Thompson again noted that a Plan Commission public hearing was held on June 30, 2014 and a unanimous recommendation to approve was forwarded. **Motion:** Moved by Stinnett, seconded by Reynolds to grant the conditional use permit as requested by the applicant. **Voice vote:** Motion carried.
 - c. **Plan Commission: City Of Waterloo, Firemen’s Park 500 Park Avenue, Requesting A Conditional Use Permit To Allow For A Dog Park For The Southern Most Section Of Firemen’s Park, South Of The Maunsha River And Immediately West Of The Waste Water Treatment Plant. Discussion:** Thompson noted that a Plan Commission public hearing was held on June 30, 2014. Ziaja said his research showed a significant number of professional certified trainers speaking out against dog parks. He said well socialized animals do fine, but poor dog trainers can produce dangerous incidents. He said the proposed area was too small, raising dog density within the confined area as a concern. Ziaja raised additional concerns about safety. He raised concerns about aesthetics, saying the fence type was not suitable and more fencing would be unsightly in the park. Ziaja raised conservation concerns saying the park should be off limits to dogs in the winter and sanitation was a concern. Ziaja concluded by saying a larger site away from Firemen’s Park should be chosen. Reynolds replied saying sanitation was the #1 concern, that volunteers would have to lead on clean-up with two or more annual clean-up days being organized. She said vehicle parking availability was being discussed with the Utility Superintendent as part of the proposed vehicle access to the area was on Water & Light property. She said smaller parks exist as do larger sized parks. She said Ag fence as available is suitable adding that chain-linked fence would be cost prohibitive. In reply to a Thomas question, Reynolds said if parking is not permitted east of the proposed area, dogs would have to be walked on-leash from parking areas located further north in the park, west on Park Avenue or from the Mill Street parking area. Sharon Burbach spoke against the dog park proposal expressing concerns for maintenance in the park. She said the park does not generate enough volunteers currently. She said activities more profitable than a dog park should be considered. Reynolds replied that the plan called for: rounded fence corners; it involved no direct expense to the City; the project had the support of the Trustees; and funding would be self-sustaining by way of a dog park tag purchased to use the park. **Motion:** Moved by Ziaja, to deny the conditional use permit as submitted. **NOTE:** Motion failed due to the lack of a second. **Further motion:** Moved by Reynolds, second by Thomas to approve the conditional use permit as presented. **Roll call vote:** Ayes: Thomas, Stinnett and Reynolds. Noes: Ziaja and Griffin with Quimby and Springer absent. Motion carried.
 - d. **Parks Commission: Resolution #2014-27 2015-2017 Firemen’s Park Operations And Management**

Agreement. Discussion: Stinnett said the Parks Commission had further work to do on this item. Hansen said Quimby called saying the same. **Motion:** Moved by Stinnett, seconded by Ziaja to refer the resolution back to the Parks Commission. **Voice vote:** Motion carried.

- e. **Public Safety & Health Committee: Waterloo Chamber of Commerce, Application For A Special Event License, September 13, 2014, Wiener & Kraut Festival. Discussion:** Thomas said additional time was needed for the two submitting organizations to communicate and reply back. **Motion:** Moved by Reynolds, seconded by Thomas to refer the application to the August Public Safety & Health Committee meeting. **Voice vote:** Motion carried.
- f. **Public Safety & Health Committee: VFW Krause/Langer Post 6614, Application For A Special Event License, September 13, 2014, Wiener & Kraut Festival. Discussion:** As above, it was noted that additional time was needed for the two submitting organizations to coordinate and use the same space under a single permit. **Motion:** Moved by Reynolds, seconded by Thomas to refer the application to the August Public Safety & Health Committee. **Voice vote:** Motion carried.
- g. **Public Works & Property Committee: Resolution #2014-31 Awarding A Tree Removal Contract. Discussion:** In reply to a Griffin question, it was noted that this project was for mature trees damaging public sidewalks. Hansen said Kunkel Engineering has recommended awarding a contract to Beaver Tree Service of Beaver Dam in the amount of \$13,248. **Motion:** Moved by Reynolds, seconded by Stinnett to approve resolution #2014-31 awarding a tree removal contract to Beaver Tree Services in the amount of \$13,248. **Roll call vote:** Ayes: Ziaja, Griffin, Thomas, Stinnett and Reynolds. Noes: None with Quimby and Springer absent. Motion carried.
- h. **Finance Insurance & Personnel Committee: #2014-32 Authorizing The City Of Waterloo To Enroll As An Experience Works Program Host Agency. Discussion:** Hansen noted that the Finance, Insurance & Personnel Committee, at its June 19th meeting, recommended to the Common Council that it authorize the City of Waterloo to enroll as a host community. The program provides senior citizens an opportunity to gain employment skills working in the Clerk/Treasurer's office at no cost to the municipality. **Motion:** Moved by Stinnett, seconded by Ziaja to approve the resolution as presented. **Voice vote:** Motion carried.
- i. **Community Development Authority: Resolution #2014-33 Authorizing The Sale Of 120 West Madison Street. Discussion:** In reply to a Sharon Burbach question Hansen noted the statutory exceptions for holding a closed session listed as part of the posted agenda. **Motion:** By consensus the body convened to closed session. **Voice vote:** By consensus the City Council agreed to meet in closed session. NOTE: The statutory exception for the closed session was Wis. Statute 19.85(1)(e) "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business whenever competitive or bargaining reasons requires a closed session." An additional statutory exception for the closed session was Wis. Statute 19.85(1)(g) conferring "... with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved"

Upon conclusion of the closed session the Council reconvened in open session. **Motion:** Moved by Stinnett, seconded by Ziaja to approve the resolution amended adding the following conditions to the approval of the property title transfer to Todd Strauss: (1) The buyer is to furnish a financial statement; (2) the buyer is to agree to enter into a purchase money mortgage; and (3) the buyer is to indemnify the City from claims related to the property. **Roll call vote:** Ayes: Ziaja, Griffin, Thomas, Stinnett and Reynolds. Noes: None with Quimby and Springer absent. Motion carried.

6. FUTURE AGENDA ITEMS AND ANNOUNCEMENTS. # The Independence Day Celebration at Firemen's Parks was announced as being held Saturday, July 5th.

7. ADJOURNMENT. Motion: Moved by Reynolds, seconded by Ziaja to adjourn. The time was approximately 8:15 p.m.

Attest:
Morton Hansen, Clerk/Treasurer