



PROCEEDINGS OF THE BELOIT CITY COUNCIL
100 State Street, Beloit WI 53511
Monday, March 17, 2014

Presiding: Charles M. Haynes
Present: Sheila De Forest, Chuck Kincaid, Kevin D. Leavy, Mark Spreitzer, and James E. Van De Bogart
Absent: David F. Luebke

1. The meeting was called to order at 7:00 p.m. in the Forum at Beloit City Hall.
2. PLEDGE OF ALLEGIANCE
3. SPECIAL ORDERS OF THE DAY/ANNOUNCEMENTS
 - a. **Charter Communications Changes to Government Channels** – City Clerk Rebecca Houseman LeMire said that as of April 1, 2014, Beloit City Channels 96 and 98 will no longer be available. She stated that, per Charter Communications, government programs will still be available via Charter's digital channels 991 and 992, with Council meetings broadcast on channel 992. File 4200
4. PUBLIC HEARINGS
 - a. Community Development Director Julie Christensen presented a proposed **Zoning Text Amendment** to create Section 5-202(b)(11) of the Zoning Ordinance, Chapter 19 of the Code of General Ordinances of the City of Beloit relating to Contractor Offices and Storage Yards in the DH, Development Holding District. It was noted that the Plan Commission recommended approval 5-0. The proposed ordinance would allow contractor storage offices as a Conditional Use in the Development Holding District. She said that this amendment will accommodate a specific site that has few suitable uses while requiring a Conditional Use Permit to mitigate any potential land use concerns. Councilor Haynes opened and closed the public hearing without participation. Councilor Van De Bogart made a motion to suspend the rules and offer a second reading of the ordinance. Councilor Leavy seconded. Councilor De Forest asked about any concerns brought up at the Plan Commission meeting, and Ms. Christensen stated that one member was concerned about protecting the potential uses surrounding the property. She also stated that there will not be a standard list of conditions for this type of conditional use because each one will be evaluated individually. The motion to suspend the rules carried 6-0. On the merits of the ordinance, Councilor Spreitzer made a motion to enact and Councilor De Forest seconded. The motion carried 6-0. File 7724 Ordinance 3524
 - b. Ms. Christensen presented a resolution approving the **Vacation** of Excess S. Turtle Townhall Road right-of-way east of the Intersection with Gateway Boulevard in the City of Beloit, Rock County, Wisconsin. It was noted that the Plan Commission recommended approval 5-0. Councilor Haynes opened and closed the public hearing without participation. Councilor Spreitzer made a motion to adopt the resolution, and Councilor Leavy seconded. The motion carried 6-0. File 8631
 - c. Ms. Christensen presented a proposed ordinance amending the **Zoning District Map** of the City of Beloit to change the zoning district classification of the properties located at 9817 and 9949 S. Turtle Townhall Road, from Temporary M-1, Limited Manufacturing District, to Permanent M-1, Limited Manufacturing District. It was noted that the Plan Commission recommended approval 5-0. She stated that these properties were recently annexed from the Town of Turtle and that a permanent zoning classification is needed. Councilor Haynes opened and closed the public hearing without participation. Councilor De Forest made a motion to suspend the rules and offer a second reading of the ordinance. Councilor Spreitzer seconded, and the motion carried 6-0. On the merits of the ordinance, Councilor De Forest made a motion to enact, and Councilor Spreitzer seconded. The motion carried 6-0. File 8633 Ordinance 3525

- d. Ms. Christensen presented a proposed ordinance amending the **Zoning District Map** of the City of Beloit to change the zoning district classification of the property located at 1000 Bluff Street from R-1B, Single-family Residential District, to PLI, Public Lands and Institutions District. It was noted that the Plan Commission recommended approval 5-0. Ms. Christensen stated that one resident expressed a concern that the change in use would create more traffic. Councilor Haynes opened the public hearing.

- William Cunningham, 2601 Sarah Lane, representing St. John's Church, said that there was a school in the building until two years ago and that the church has been approached by a local non-profit organization that wants to rent the former school.

Councilor Haynes closed the public hearing. Councilor Van De Bogart made a motion to suspend the rules and offer a second reading of the ordinance. Councilor Spreitzer seconded, and the motion carried 6-0. On the merits of the ordinance, Councilor Spreitzer made a motion to enact. Councilor Kincaid seconded, and the motion carried 6-0. File 8633 Ordinance 3526

5. CITIZENS PARTICIPATION – none

6. CONSENT AGENDA

Councilor De Forest requested that item 6.c. be removed from the Consent Agenda. Councilor Leavy made a motion to adopt the Consent Agenda, which consists of items 6.a., 6.b., and 6.d. through 6.h. Councilor Spreitzer seconded, and the motion carried that the Consent Agenda be accepted, approved, adopted, or referred and acted upon as required by state and local codes by a vote of 6-0.

- a. The **Minutes** of the Regular Meeting of March 3, 2014, were approved.
- b. The application for a **Conditional Use Permit** to allow Contractor Office and Storage uses in a DH, Development Holding District, for the property located at 2100 Newark Road, was referred to the Plan Commission. File 8634
- d. The application for **Zoning Map Amendment** to change the zoning district classification from R-1B, Single-family District, to PLI, Public Lands and Institutions District, for the properties located at 319 & 333 Bluff Street, was referred to the Plan Commission. File 8636
- e. The resolution approving improvements within **Telfer Community Park**, located at 2301 Skyline Drive, was adopted. File 7274
- f. The resolution approving a **Class "A" Beer and "Class A" Liquor License** for Guzman's Supermarket, LLC, d/b/a Piggly Wiggly, 1827 Prairie Avenue, Miguel Guzman, Sr., Agent, was adopted. File 8590
- g. The resolution approving a **Class "B" Beer and "Class B" Liquor License** for D&D Buck, LLC, d/b/a Bucky's Bunker, located at Krueger-Haskell Golf Course, 1611 Hackett Street, Daniel B. Bucholtz, Agent, was adopted. File 8590
- h. The resolution **Amending the Premises Description** for the Class "B" Beer and Reserve "Class B" Liquor License for Hourglass Media, LLC, d/b/a The Castle at 501 Prospect, John Wittnebel, Agent, was adopted. File 8590
- c. Ms. Christensen presented an application to **Display Public Works of Art** on City-owned properties during Visit Beloit's 2014 Tourism Campaign. Councilor De Forest requested more detailed information regarding the doors and how they will be displayed be presented at the next meeting. Ms. Christensen said that Visit Beloit will present the project at the next meeting. Councilor De Forest made a motion to refer the matter to the Plan Commission. Councilor Leavy seconded, and the motion carried 6-0. File 8635

7. ORDINANCES

- a. Public Works Director Greg Boysen presented a proposed ordinance to establish **No-parking** on Locust Street in front of 519 and 519 ½ Locust Street. It was noted that the Traffic Review Committee recommended approval 5-0. Mr. Boysen said that this request is from the Public Works Department to accommodate the removal of refuse and recycling from Hackett School. He said that the proposed parking prohibition is from 7:30 a.m. to 4:30 p.m. on school days. Councilor Leavy made a motion to suspend the rules and offer a second reading of the ordinance, and Councilor Spreitzer seconded. Councilor Van De Bogart asked if the property owner had any concerns with the proposed change, and Mr. Boysen said that the property owner does not support the change. Mr. Boysen said that Public Works requested a prohibition from

5:00 a.m. to 7:00 a.m. or from 9:00 a.m. to 11:00 a.m. but that the Traffic Review Committee limited the hours further to create consistency with the other parking regulations in the area. The motion to suspend the rules and offer a second reading carried 6-0. Councilor Spreitzer made a motion to enact the ordinance based on its merits. Councilor De Forest seconded. Councilor De Forest made a motion to amend the ordinance to only prohibit parking from 9:00 a.m. to 11:00 a.m. on school days. Councilor Spreitzer seconded, and the motion to amend carried 6-0. The motion to enact the ordinance as amended carried 6-0. File 7791 Ordinance 3527

- b. Mr. Boysen presented a proposed ordinance to establish **4-hour parking time limit** on West Grand Avenue between Cross Street and Third Street. It was noted that the Traffic Review Committee recommended approval 5-0. Mr. Boysen stated that change was requested by a property owner and that there is currently a 1-hour time limit. Councilor Kincaid made a motion to suspend the rules and offer a second reading of the ordinance. Councilor Spreitzer seconded, and the motion carried 6-0. On the merits of the ordinance, Councilor Leavy made a motion to enact, and Councilor Spreitzer seconded. The motion carried 6-0. File 7791 Ordinance 3528
- c. Mr. Boysen presented a proposed Ordinance to establish **No-Parking** on Chapin Street between College Street and 165' East of College Street. It was noted that the Traffic Review Committee recommended approval 5-0. Mr. Boysen said that this change was requested by Beloit College. Councilor Leavy made a motion to suspend the rules and offer a second reading of the ordinance. Councilor Van De Bogart seconded. Councilor De Forest asked the reason for the request, and Mr. Boysen stated that the College wants to ensure that the new signs are visible. Councilor De Forest said that parking is a challenge in this area and that she did not understand the request to remove spaces. City Manager Larry Arft said that the College owns the majority of the property in the area. Councilor Spreitzer noted that he is employed by Beloit College but that he has no conflict of interest regarding this matter nor can he offer an additional insight. Councilor Van De Bogart asked if any property owners were notified about the proposed change, and Mr. Boysen stated that the ordinance does not require the notification of surrounding property owners. Councilor Leavy said that he is concerned about removing parking in an area where parking is a challenge and asked if staff could notify the area property owners. Mr. Arft said that this change does not impact any private residents on Chapin Street. Councilor Haynes said that residents of this neighborhood have opposed additional parking in the past. Councilor De Forest requested that this matter be laid over to obtain more information and ensure the needs of the College are balanced with those of the residents. Mr. Arft said that someone from Beloit College will be invited to the next meeting to explain the request. The motion to suspend the rules failed by a vote of 0-6. Councilor Leavy made a motion to lay this item over until the April 7th City Council meeting. Councilor De Forest seconded, and the motion carried 6-0 File 7791

8. APPOINTMENTS

Councilor Haynes announced the openings and submitted the following appointments to the City Committees, Boards, and Commission for approval. Councilor Van De Bogart made a motion to approve the appointments, and Councilor Leavy seconded. The motion carried 6-0.

- a. **Board of Review:** Craig T. Daskam as a regular member for a term ending December 31, 2016. File 6063
- b. **Park, Recreation & Conservation Advisory Commission:** Jeff Johnson for a term ending September 30, 2016. File 6180

9. COUNCILOR ACTIVITIES AND UPCOMING EVENTS

- Councilor De Forest said that she enjoyed attending the Beloit Historical Society St. Patrick's Day Gala, the McNeel Latino Community Fair, and the Aldrich Bookfest. She also expressed condolences to family of Rev. Donald Steven Moss.
- Councilor Van De Bogart said that he attended the Beloit Chamber of Commerce dinner, the retirement lunch for Dan Thompson, Executive Director of the Wisconsin League of Municipalities, and the Beloit Memorial High School presentation of Curtains; and that he will be volunteering for the Welty Center Maple Sugar event, Meals on Wheels, and a mock Fair Housing Hearing.
- Councilor Kincaid said that he will be volunteering for Meals on Wheels.
- Councilor Spreitzer said that he enjoyed attending the McNeel Latino Community Fair and the Aldrich Bookfest. He said that he met the new Chamber of Commerce Director, assisted third graders with the Maple Sugar Tour, and volunteered for Meals on Wheels.

- Councilor Haynes said that he went to Washington D.C. for the National League of Cities Conference, met with senior staff members from both Senators' offices, and had a personal meeting with Representative Mark Pocan.

10. CITY MANAGER'S PRESENTATION – none

11. REPORTS FROM BOARD AND CITY OFFICERS

- Mr. Boysen presented a resolution authorizing the City Manager of the City of Beloit to submit applications to the Wisconsin Department of Transportation for the **2014-2018 Transportation Alternatives Program (TAP) award cycle**. He explained that there are two projects for which the City will be applying for grants: the Milwaukee Road bicycle and pedestrian path project and the Powerhouse Riverwalk project. Councilor Van De Bogart made a motion to adopt the resolution, and Councilor Spreitzer seconded. Councilor De Forest asked how much the City would be responsible for paying, and Mr. Boysen said that the local share is 20 percent. He also stated that the City and Beloit College may split the local share of the Powerhouse Riverwalk project. The motion carried 6-0. File 8637
- Mr. Boysen presented a resolution of support to the Wisconsin Department of Transportation for the 2014-2018 Transportation Alternatives Program (TAP) grant application for the **Milwaukee Road Bicycle/Pedestrian Path and Lighting Project**. Councilor Van De Bogart made a motion to adopt the resolution, and Councilor Kincaid seconded. The motion carried 6-0. File 8637
- Mr. Boysen represented a resolution of support to the Wisconsin Department of Transportation for the 2014-2018 Transportation Alternatives Program (TAP) grant application for the **Powerhouse Riverwalk Project**. Councilor De Forest made a motion to adopt the resolution, and Councilor Kincaid seconded. The motion carried 6-0. File 8637
- Mr. Arft presented a resolution providing for the sale of \$1,135,000 **General Obligation Promissory Notes, Series 2014A**. Mr. Arft stated that the final six items on the agenda all relate to the issuance of debt for the 2014 Capital Improvement Program. He introduced Mike Harrigan, of Ehlers and Associates, to make the presentation. Mr. Harrigan said that the first issue is a ten-year note for financing equipment and the second includes both CIP projects and refinancing of previous debt for a significant savings. Councilor Van De Bogart made a motion to adopt the resolution, and Councilor Leavy seconded. The motion carried 6-0 by roll call. File 8618
- Mr. Arft presented an initial resolution authorizing General Obligation Bonds in an amount not to exceed \$1,990,000 for **Street Improvement Projects**. Councilor Leavy made a motion to adopt the resolution, and Councilor Kincaid seconded. The motion carried 6-0 by roll call. File 8618
- Mr. Arft presented an initial resolution authorizing General Obligation Bonds in an amount not to exceed \$210,000 for **Community Development Projects**. Councilor Kincaid made a motion to adopt the resolution, and Councilor Spreitzer seconded. The motion carried 6-0 by roll call. File 8618
- Mr. Arft presented an initial resolution authorizing General Obligation Bonds in an amount not to exceed \$245,000 for **Parks and Public Grounds Projects**. Councilor Leavy made a motion to adopt the resolution, and Councilor Spreitzer seconded. The motion carried 6-0 by roll call. File 8618
- Mr. Arft presented an initial resolution authorizing not to exceed \$5,965,000 **General Obligation Refunding Bonds**. Councilor Spreitzer made a motion to adopt the resolution, and Councilor De Forest seconded. The motion carried 6-0 by roll call. File 8618
- Mr. Arft presented a resolution directing Publication of Notice to Electors Relating to Bond Issues and Providing for the sale of not to exceed \$8,410,000 **General Obligation Corporate Purpose Bonds, Series 2014B**. Councilor Van De Bogart made a motion to adopt the resolution, and Councilor Kincaid seconded. The motion carried 6-0 by roll call. File 8618

12. At 8:34 p.m., Councilor Spreitzer made a motion to adjourn the meeting, and Councilor De Forest seconded. The motion carried 6-0.


 Rebecca Houseman LeMire, City Clerk