

CITY OF ONALASKA MEETING NOTICE

COMMITTEE/BOARD: Administrative & Judiciary Committee
DATE OF MEETING: January 8, 2014 (Wednesday)
PLACE OF MEETING: City Hall – 415 Main Street (Council Chambers)
TIME OF MEETING: 6:00 P.M.

PURPOSE OF MEETING

1. Call to Order and roll call.
2. Approval of minutes from the previous meeting.
3. Public Input: (limited to 3 minutes/individual)

Consideration and possible action on the following items:

Administrative

4. Approval of Operator's Licenses.
5. Approval of Class A Liquor License for Flowers By Guenthers, 310 Sandlake Road, Onalaska, WI.
6. Miscellaneous licensing reporting

Judiciary

1. **Ordinance 1468-2014** – to annex land located in the Southwest ¼ of the Southwest ¼ in Section 3, Township 16 North, Range 7 West from the Town of Onalaska to the City of Onalaska (Third and Final Reading) (Coulee Golf Bowl)
2. **Ordinance 1469-2014** - to annex land located in the Southwest ¼ of the Southwest ¼ in Section 29, Township 17 North, Range 7 West from the Town of Onalaska to the City of Onalaska (Third and Final Reading) (Abbey Road Development LLC)
3. **Ordinance 1470-2014** - To amend Title 10 Chapter 1 Section 50 of the City of Onalaska Code of Ordinances related to excessive Display of Power and Disorderly Conduct with a Motor Vehicle (First and Second Reading)

Adjournment

PLEASE TAKE FURTHER NOTICE that members of the Common Council of the City of Onalaska who do not serve on the Board may attend this meeting to gather information about a subject over which they have decision making responsibility.

Therefore, further notice is hereby given that the above meeting may constitute a meeting of the Common Council and is hereby noticed as such, even though it is not contemplated that the Common Council will take any formal action at this meeting.

NOTICES MAILED TO:

Mayor Joe Chilsen

* Ald. Erik Sjolander - Vice Chair Admin & Chair Jud

Ald. Jim Olson

Ald. Jack Pogreba

Ald. Jim Bialecki

* Ald. Harvey Bertrand

*Ald. Diane Oldani Wulf- Chair Admin.&Vice Chair Jud

City Attorney Dept Heads Charter Com. WXOW

La Crosse Tribune Onalaska Holmen Courier Life

WIZM WKTY WLXR WKBH WKBT WLSU

Flowers By Guenthers

Bob Stephan

Steve Dolezel

*Committee Members

Date Notices Mailed and Posted: 1/2/2014

In compliance with the Americans with Disabilities Act of 1990, the City of Onalaska will provide reasonable accommodations to qualified individuals with a disability to ensure equal access to public meetings provided notification is given to the City Clerk within seventy-two (72) hours prior to the public meeting and that the requested accommodation does not create an undue hardship for the City.

12-31-2013 11:27 AM

F O R M S R E G I S T E R

PACKET: 00680 License Packet Jan Operators

SEQUENCE: License #

ID	PERIOD	-----NAME-----	LICENSE CODE
03564	12/13/13- 6/30/15	ENDER JENNAH	OPRATOR OPERATORS - 2 YEAR

03563

ORIGINAL ALCOHOL BEVERAGE RETAIL LICENSE APPLICATION

Submit to municipal clerk.

For the license period beginning Jan 15 20 14 ending June 30 20 14

TO THE GOVERNING BODY of the: [X] City of Onalaska

County of LaCrosse Aldermanic Dist. No. (if required by ordinance)

- 1. The named [X] LIMITED LIABILITY COMPANY

hereby makes application for the alcohol beverage license(s) checked above.

- 2. Name (individual/partners give last name, first, middle; corporations/limited liability companies give registered name): Flowers By G LLC

An "Auxiliary Questionnaire," Form AT-103, must be completed and attached to this application by each individual applicant, by each member of a partnership, and by each officer, director and agent of a corporation or nonprofit organization, and by each member/manager and agent of a limited liability company. List the name, title, and place of residence of each person.

President/Member Rebecca L. Clark 1720 Viking Helmen, WI 54636
Vice President/Member Douglas Clark 1720 Viking Ave Helmen, WI 54636
Agent Rebecca Clark

- 3. Trade Name: Flowers by Guenthers Business Phone Number: 608-783-2140
4. Address of Premises: 310 Sandlake Rd, Onalaska WI Post Office & Zip Code: 54650

- 5. Is individual, partners or agent of corporation/limited liability company subject to completion of the responsible beverage server training course for this license period? [X] Yes
6. Is the applicant an employe or agent of, or acting on behalf of anyone except the named applicant? [X] No
7. Does any other alcohol beverage retail licensee or wholesale permittee have any interest in or control of this business? [X] No
8. (a) Corporate/limited liability company applicants only: Insert state WI and date of registration.
(b) Is applicant corporation/limited liability company a subsidiary of any other corporation or limited liability company? [X] No
(c) Does the corporation, or any officer, director, stockholder or agent or limited liability company, or any member/manager or agent hold any interest in any other alcohol beverage license or permit in Wisconsin? [X] No

(NOTE: All applicants explain fully on reverse side of this form every YES answer in sections 5, 6, 7 and 8 above.)

- 9. Premises description: Describe building or buildings where alcohol beverages are to be sold and stored. The applicant must include all rooms including living quarters, if used, for the sales, service, and/or storage of alcohol beverages and records. (Alcohol beverages may be sold and stored only on the premises described.) 310 Sandlake Rd, Onalaska, WI 54650
10. Legal description (omit if street address is given above):
11. (a) Was this premises licensed for the sale of liquor or beer during the past license year? [X] No
(b) If yes, under what name was license issued?
12. Does the applicant understand they must file a Special Occupational Tax return (TTB form 5630.5) before beginning business? [X] Yes
13. Does the applicant understand a Wisconsin Sealer's Permit must be applied for and issued in the same name as that shown in Section 2, above? [X] Yes
14. Does the applicant understand that they must purchase alcohol beverages only from Wisconsin wholesalers, breweries and brewpubs? [X] Yes

READ CAREFULLY BEFORE SIGNING: Under penalty provided by law, the applicant states that each of the above questions has been truthfully answered to the best of the knowledge of the signers. Signers agree to operate this business according to law and that the rights and responsibilities conferred by the license(s), if granted, will not be assigned to another. (Individual applicants and each member of a partnership applicant must sign; corporate officer(s), members/managers of Limited Liability Companies must sign.) Any lack of access to any portion of a licensed premises during inspection will be deemed a refusal to permit inspection. Such refusal is a misdemeanor and grounds for revocation of this license.

SUBSCRIBED AND SWORN TO BEFORE ME this 12th day of December, 2013. Carolin A. Burmeister (Clerk/Notary Public) My commission expires 10-18-15

Signature of Rebecca L. Clark (Officer of Corporation/Member/Manager of Limited Liability Company/Partner/Individual)
Signature of (Officer of Corporation/Member/Manager of Limited Liability Company/Partner)
Signature of (Additional Partner(s)/Member/Manager of Limited Liability Company if Any)

TO BE COMPLETED BY CLERK

Table with 4 columns: Date received and filed with municipal clerk, Date reported to council/board, Date provisional license issued, Signature of Clerk / Deputy Clerk. Includes license number 03563.

LICENSE REQUESTED table with columns TYPE and FEE. Includes Class A beer (\$37.50), Class B beer (\$), Class C wine (\$), Class A liquor (\$212.50), Class B liquor (\$), Reserve Class B liquor (\$), Publication fee (\$10.00), TOTAL FEE (\$260.00).

CITY OF ONALASKA

12/31/2013 11:37 AM

L I C E N S E M A S T E R R E P O R T

LICENSES: ALL

SORTED BY: LICENSE NUMBER

EFFECTIVE

LICENSE CODES: Include: RECBURN-O

EXPIRATIC

CLASSES: All

COMMENT:

STATUS: ACTIVE

PAY STATU

CITY LIMITS: INSIDE, OUTSIDE

ID	CODE	NAME/ PROPERTY ADDRESS	STATUS	CLASS/ REPORT	ORIG/ RENEW	TERM/ PRINTED
03568	RECBURN-O	BRENNAN	TIMOTH ACTIVE	REC BURN	12/20/2013	
12/20/13-12/31/14		455 COUNTRY CLUB LANE		REC BURN		

REPORT TOTALS: 1 LICENSES

ORDINANCE NO. 1468-2014

AN ORDINANCE TO ANNEX LAND LOCATED IN THE SOUTHWEST ¼ OF THE SOUTHWEST ¼ IN SECTION 3, TOWNSHIP 16 NORTH, RANGE 7 WEST FROM THE TOWN OF ONALASKA TO THE CITY OF ONALASKA

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. Proper petition for direct annexation by unanimous approval, signed by all the owners of all real property in such territory and all of the electors residing in such territory, having been presented to the Common Council of the City of Onalaska, requesting the annexation of the territory described in Exhibit A which is attached hereto and incorporated herein to the City of Onalaska, Wisconsin from the Town of Onalaska, La Crosse County, Wisconsin. The population of the area annexed is zero (0).

IT IS HEREBY ORDAINED that the above-described property and the same is hereby annexed to the City of Onalaska, Wisconsin, and it is further ordained that the corporate limits of the City of Onalaska are hereby amended to include the above-described property within the corporate limits of the City of Onalaska, Wisconsin.

SECTION II. Sec. 2-1-3(b) of the Code of Ordinances of the City of Onalaska entitled "Ward and Aldermanic District Boundaries" and especially subsection (1) entitled "Third Aldermanic District – Ward 11" is hereby amended to include the above-described property within the boundaries of the Third Aldermanic District.

SECTION III. The property is hereby zoned M-1 Light Industrial and all of the provisions of the Code of Ordinances of the City of Onalaska governing said zoning classification shall apply hereto.

SECTION IV. This Ordinance shall take effect and be in force from and after its passage.

Dated this _____ day of _____, 2014.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

EXHIBIT A

Legal Description for Tax Parcel No. 10-11-0

PART OF THE SOUTHWEST QUARTER OF THE SOUTHWEST QUARTER OF SECTION 3, TOWNSHIP 16 NORTH, RANGE 7 WEST, TOWN OF ONALASKA, WISCONSIN. DESCRIBED AS FOLLOWS:
COMMENCING AT THE SOUTHWEST CORNER OF SAID SECTION 3, THENCE N67°25'13"E 282.82 FEET TO THE EAST RIGHT OF WAY LINE OF GREENS COULEE ROAD AND THE POINT OF BEGINNING; THENCE ALONG SAID RIGHT OF WAY LINE N11°38'21"E 62.16 FEET; THENCE S86°15'42"E 315.74 FEET; THENCE S00°56'39"W 152.07 FEET; THENCE N89°41'28"W 47.74 FEET; THENCE N00°57'37"W 110.03 FEET; THENCE N89°41'28"W 275.52 FEET TO THE POINT OF BEGINNING. CONTAINS .51 ACRES.

FISCAL IMPACT OF ORDINANCE 1468 - 2013

Please route in this order

Coulee Golf Bowl Annexation
Brea Grace, Land Use & Development Director
(let Joe Barstow review all annexation ordinances)
•K

Brea Grace 12/13/13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer

J. Holter 12-4-13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jeff Trotnic, Chief of Police

Jeff Trotnic 12-4-13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

Fred Buehler 12-4-13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for Act 317 to be paid by petitioner/owner to meet the requirements of this ordinance.
\$ paid to Township over 5 yrs

ORDINANCE NO. 1469-2014

**AN ORDINANCE TO ANNEX LAND LOCATED IN THE SOUTHWEST ¼ OF THE
SOUTHEAST ¼ IN SECTION 29, TOWNSHIP 17 NORTH, RANGE 7 WEST
FROM THE TOWN OF ONALASKA TO THE CITY OF ONALASKA**

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS
FOLLOWS:

SECTION I. Proper petition for direct annexation by unanimous approval, signed by all the owners of all real property in such territory and all of the electors residing in such territory, having been presented to the Common Council of the City of Onalaska, requesting the annexation of the territory described in Exhibit A which is attached hereto and incorporated herein to the City of Onalaska, Wisconsin from the Town of Onalaska, La Crosse County, Wisconsin. The population of the area annexed is zero (0).

IT IS HEREBY ORDAINED that the above-described property and the same is hereby annexed to the City of Onalaska, Wisconsin, and it is further ordained that the corporate limits of the City of Onalaska are hereby amended to include the above-described property within the corporate limits of the City of Onalaska, Wisconsin.

SECTION II. Sec. 2-1-3(b) of the Code of Ordinances of the City of Onalaska entitled "Ward and Aldermanic District Boundaries" and especially subsection (1) entitled "First Aldermanic District – Ward 1" is hereby amended to include the above-described property within the boundaries of the First Aldermanic District.

SECTION III. The property is hereby zoned R-4 Multi-Family Residential and all of the provisions of the Code of Ordinances of the City of Onalaska governing said zoning classification shall apply hereto.

SECTION IV. This Ordinance shall take effect and be in force from and after its passage.

Dated this _____ day of _____, 2014.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED:

EXHIBIT A

Legal Description for Tax Parcel No. 10-830-0

Part of Lot 9 of the Recorded Subdivision Plat of Abbey Road Estates, Located in the SW1/4 of the SE1/4 of Section 29, T17N, R7W, La Crosse County, Wisconsin, described as follows: Commencing at the South Quarter Corner of Section 29, T17N, R7W, as the point of beginning of this description; thence N00°04'45"E, 5.00 Feet along the West Line of the SW1/4 of the SE1/4 of said Section 29, also being the West Line of Lot 9 of Abbey Road Estates; thence N89°53'50"E, 100.00 Feet, Parallel with the South Line of the SW1/4 of the SE1/4 of said Section 29; thence S00°04'45"W, 5.00 Feet, to the South Line of the SW1/4 of the SE1/4 of said Section 29, also being the South Line of the Lot 9 of Abbey Road Estates; thence S89°53'50"W, 100.00 feet along said South Line, to the point of beginning of this description.

Containing 500 square feet.

FISCAL IMPACT OF ORDINANCE 1469 - 2013

Please route in this order

Bob Stephan Annexation
Brea Grace, Land Use & Development Director
(let Joe Barstow review all annexation ordinances)

Brea Grace 12/3/13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jarrold Holter, City Engineer

J. Holter 12-4-13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Jeff Trotnic, Chief of Police

Jeff Trotnic 12-4-13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for _____ to meet the requirements of this ordinance.

Fred Buehler, Financial Services Director

Fred Buehler 12-4-13
(signature)

No Fiscal Impact

Budgeted Item

Will need \$ _____ for Act 317 to be paid by petitioner/owner to meet the requirements of this ordinance.
* paid to Township over 5 yrs

ORDINANCE NO. 1470 - 2014

AN ORDINANCE TO AMEND TITLE 10 CHAPTER 1 SECTION 50 OF THE CITY OF ONALASKA CODE OF ORDINANCES RELATED TO EXCESSIVE DISPLAY OF POWER AND DISORDERLY CONDUCT WITH A MOTOR VEHICLE

THE COMMON COUNCIL OF THE CITY OF ONALASKA DOES HEREBY ORDAIN AS FOLLOWS:

SECTION I. Section 10-1-50 of the Code of Ordinances of the City of Onalaska is hereby deleted and replaced with:

Section 10-1-50 Disorderly Conduct with a Motor Vehicle.

- (1) Definition. Disorderly Conduct with a Motor Vehicle shall mean the deliberate operation of a motor vehicle in a manner that is unnecessarily and unreasonably violent, abusive, loud, maneuvered or accelerated in such a manner so as to disturb, annoy or endanger any person or property in any public or private area. It includes, but is not limited to the unnecessary and unreasonable spinning of wheels, squealing of tires, accelerating the engine or vehicle or both, raising one or more vehicles off the surface, use of the horn, loud playing of radios or audio entertainment, emission of smoke, gases or other foul orders that are disagreeable, leaving the highway to travel across property to avoid an intersection, official traffic control sign, signal or other devise and deliberately causing the engine to backfire. The motor vehicle is not required to be moving at the time of commission of the disorderly conduct.
- (2) Conduct Prohibited. No person shall by or through the use of any motor vehicle, including but not limited to an automobile, truck, motorcycle, minibike, moped or snowmobile, cause or carry out Disorderly Conduct with a Motor Vehicle.

SECTION II. This Ordinance shall take effect and be in force from and after its passage and prior to publication although it will be published in due course.

Dated this ____ day of _____, 2013.

CITY OF ONALASKA

By: _____
Joe Chilsen, Mayor

By: _____
Caroline Burmaster, Clerk

PASSED:
APPROVED:
PUBLISHED: