

**CITY OF WHITEWATER
COMMON COUNCIL AGENDA**

Common Council Meeting

Tuesday, October 7, 2014 – 6:30 p.m.

City of Whitewater Municipal Building Community Room
312 W. Whitewater Street, Whitewater, Wisconsin

AMENDED AGENDA AS OF 10/6/14 – 3:30 P.M.

ADDITION OF ITEM C-4A:

****Authorization to submit annual Ride-Share Taxi Grant Application (Finance Director Request).***

CALL TO ORDER, ROLL CALL, AND PLEDGE OF ALLEGIANCE.

CONSENT AGENDA

CA-A	Approval of Council Minutes of 9/2/2014.	P. 1
CA-B	Approval of Payment of Invoices Processed through 10/1/14.	P. 4
CA-C	Acknowledgment of Receipt and Filing of the Following: *Whitewater Police Department Consolidated Monthly Reports for August and September, 2014.	P. 8
CA-D	Expedited Approval of the following items, per recommendation of City Staff: O-2, O-3, C-4, C-4a	n/a

STAFF REPORTS:

School District	WUSD Representatives presentation on School District Referendum on 11/4/14 ballot.	n/a
Finance Director	Ride-Share Taxi 2015 Application (Finance Director Request).	n/a
Police Chief	Report on Whitewater Police Department Cadet Program.	n/a
City Manager	Presentation of of proposed 2015 Annual Budget and overview of the same. (City Manager Request).	P. 22

HEARING OF CITIZEN COMMENTS. No formal Common Council Action will be taken during this meeting although issues raised may become a part of a future agenda. Participants are allotted a three minute speaking period. Specific items listed on the agenda may not be discussed at this time; however citizens are invited to speak to those specific issues at the time the Council discusses that particular item.

RESOLUTIONS:

R-1	Authorizing the borrowing of \$205,025 from Fund 620 (Wastewater Equipment Revolving Fund) for purpose of paying balance of purchase price for the former Elkhorn Road Ventures LLC property located at the intersection of Highway 12, Bluff Rd. and Elkhorn Rd.	P. 31
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ORDINANCES – First Reading - None

O-1	Amending Chapter 12.24.040, Dangerous or Diseased Trees a Nuisance. (Councilmember Kidd Request)	P. 33
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ORDINANCES – Second Reading

*O-2	Ordinance rezoning property located at 250-252 S. Fourth to R-2A, Zoning Overlay. (Neighborhood Services Director Request).	P. 35
*O-3	Ordinance rezoning property located at 255 S. Prairie St. to R-2A, Zoning Overlay. (Neighborhood Services Director Request).	P. 44

CONSIDERATIONS:

C-1	Update on the purchase of the former Elkhorn Road Ventures LLC property located at the intersection of Highway 12, Elkhorn Rd., and Bluff Rd. (City Atty. Request).	n/a
C-2	Approval of Task Order with Strand Associates relating to George Street. (Asst. City Mgr.Request).	P. 52
C-3	Approval of Jurisdictional Offers on Newcomb St./Milwaukee Street right of way. (Asst. City Manager Request).	P. 55
*C-4	Action on Downtown Whitewater’s request to Close First Street (between Main and North) on 10/25/14 from 1:00 – 8:00 p.m. for Trick or Treat the Triangle.	P. 68
*C-4a	Authorization to submit 2015 Ride Share Taxi Application. (Finance Director Request)	No backup as of agenda preparation
C-5	Councilmember Requests for Future Agenda Items.	
C-6	<p><u>EXECUTIVE SESSION.</u> Adjourn to closed session, not to reconvene, pursuant to Chapter 19.85(1)(f) “Considering financial, medical, social or personal histories or disciplinary data of specific persons, preliminary consideration of specific personnel problems or the investigation of charges against specific persons except where par. (b) applies which, if discussed in public, would be likely to have a substantial adverse effect upon the reputation of any person referred to in such histories or data, or involved in such problems or investigations; and 19.85(1) (c), “Considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility” and 19.85(1)(c) and 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 require a closed session.”</p> <p><u>Item to be discussed:</u> Consideration of matters related to the performance of a City employee and discussions related to city options and strategy related to the compensation and future employment of the employee.</p>	

Anyone requiring special arrangements is asked to call the Office of the City Manager / City Clerk at least 72 hours prior to the meeting.

***Items denoted with asterisks will be approved on the Consent Agenda unless any council member requests that it be removed for individual discussion.**

**ABSTRACT/SYNOPSIS OF THE ESSENTIAL ELEMENTS OF THE OFFICIAL
ACTIONS OF THE COMMON COUNCIL OF THE CITY OF WHITEWATER,
WALWORTH AND JEFFERSON COUNTIES, WISCONSIN.**

September 2, 2014

The regular meeting of the Common Council was called to order at 6:30 p.m. by Council President Singer. MEMBERS PRESENT: Frawley, Abbott, Winship, Binnie, Singer, Bregant, Kidd. MEMBERS ABSENT: None. LEGAL COUNSEL PRESENT: Wallace McDonell.

It was moved by Bregant and seconded by Binnie to acknowledge receipt and filing of the Library Board Minutes of July 21, 2014. (Correction to Library Board Minutes noted - name should read Helmick instead of Hartwig). AYES: Frawley, Abbott, Winship, Binnie, Singer, Bregant, Kidd. NOES: None. ABSENT: None.

PAYMENT OF INVOICES. It was moved by Bregant and seconded by Binnie to approve payment of invoices in the total sum of \$130,913.11. AYES: Frawley, Abbott, Winship, Binnie, Singer, Bregant, Kidd. NOES: None. ABSENT: None.

STAFF REPORTS: Assistant City Manager Chris McDonell provided an update on the **Downtown East Gateway project.** Urban Forestry Commission members, as well as City Forester Chuck Nass, were present to receive the honored **Bird City USA designation.** City Manager Clapper read **Proclamations:** 1) Declaring September as Spinal Cord Injury Awareness month; 2) Honoring Retiring Youth Services Librarian, Catherine Bloom; and 3) Honoring Star Spangled Banner Day (9/12/14).

CITIZEN COMMENTS: Resident Ken Kienbaum suggested that the businesses negatively affected by the delay in completion of the East Gateway project receive some sort of compensation.

SECOND READING OF ORDINANCE REZONING PROPERTY AT 288 S. JANESVILLE STREET (IMPOSING R-2a RESIDENTIAL ZONING CLASSIFICATION) OWNED BY SOBO PROPERTIES LLC (Dennis and Eva Stanton).

**AN ORDINANCE IMPOSING THE R-2A RESIDENTIAL OVERLAY DISTRICT ZONING
CLASSIFICATION FOR CERTAIN PROPERTY IN THE CITY OF WHITEWATER**

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, do, pursuant to Municipal Code Section 19.69, hereby impose the R-2A Residential Occupancy Overlay District Zoning classification (19.19) on the below property:

Section 1: The R-2A Residential Occupancy Overlay District Zoning classification is hereby imposed upon:

Address
288 South Janesville St.

Tax ID #
/CL00060

Section 2: The official zoning map of the City of Whitewater is hereby amended to show the above action.

Section 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember Binnie, who moved its adoption. Seconded by Councilmember Bregant. AYES: Frawley, Abbott, Binnie, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: None.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

BLACKTHORNE SCRIBE “CLASS B” BEER AND LIQUOR LICENSE. Discussion on this subject was delayed as the Alcohol Licensing Committee meeting scheduled for September 2nd was cancelled at the request of a Blackthorne Scribe representative.

FORREST LANDSCAPING CONTRACT FOR WOODLAND DRIVE STORMWATER PROJECT. It was moved by Binnie and seconded by Bregant to approve a contract with Forrest Landscaping of Lake Mills, Wisconsin, for a sum not to exceed \$70,050, to complete stormwater improvements in the Woodland Drive area. AYES: Frawley, Abbott, Winship, Binnie, Singer, Bregant, Kidd. NOES: None. ABSENT: None.

CAPITAL IMPROVEMENT PLAN DISCUSSION. Asst. City Manager Chris McDonell presented the proposed 2015-2019 Capital Improvement Plan. Numerous upcoming projects and purchases were mentioned. It was noted that George Street is in serious need of repair. Common Council directed City Staff to review the possibility of completing both George Street and Center Street next year, and to research funding options so that these Streets can be repaired simultaneously.

COUNCILMEMBER REQUESTS FOR FUTURE AGENDA ITEMS. It was mentioned that Councilmember Sarah Bregant was recognized in the Chancellor’s State of the Union address, noting that she is a great example of a student active in both community and campus affairs. Councilmember Binnie noted that there is much discussion about the environmental impact of Enbridge Corporation’s project, and it might be worthwhile to discuss this with the County Board.

EXECUTIVE SESSION. It was moved by Singer and seconded by Abbott to adjourn to Closed Session to reconvene approximately 20 minutes after adjournment to closed session per Wisconsin Statutes 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 require a closed session”.

Items to be Discussed: Elkhorn Road Ventures LLC property foreclosure at the roundabout near Milwaukee St. / Elkhorn Rd. and Bluff Road. AYES: Frawley, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: Bregant (Councilmember Bregant left at 7:20 p.m.).

Reconvene into Open Session. At 8:50 p.m., it was moved by Singer and seconded by Winship to reconvene into open session. Motion carried by unanimous voice vote.

ELKHORN ROAD VENTURES LLC PILOT PAYMENTS, SPECIAL CHARGES AND WALWORTH COUNTY TAX FORECLOSURE OF REAL ESTATE. It was moved by Binnie and seconded by Abbott to authorize the City to make an offer to purchase the Elkhorn Road Ventures real estate, which has been foreclosed on for delinquent real estate taxes (adjacent to the roundabout at Milwaukee St. and Elkhorn Rd. and Bluff Road), from Walworth County in the sum of \$383,798.97. AYES: Frawley, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: Bregant. (Councilmember Bregant left the meeting at 7:40 p.m.)

ADJOURNMENT. It was moved by Winship and seconded by Abbott to adjourn the meeting. AYES: Frawley, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: Bregant (Councilmember Bregant left the meeting at 7:20 p.m.). The meeting adjourned at 8:51 p.m.

Respectfully submitted,

Michele R. Smith, Clerk

Report Criteria:

Detail report.
Invoices with totals above \$0.00 included.
Paid and unpaid invoices included.

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	GL Account Number
ABENDROTH WATER COND						
502	ABENDROTH WATER COND	502-100814	WASTEWATER/LAB SUPPLIES	10/08/2014	18.75	620-62870-340
502	ABENDROTH WATER COND	502-100814	WASTEWATER/OPERATING SU	10/08/2014	158.90	620-62840-340
Total ABENDROTH WATER COND:					177.65	
ALL PEST CONTROL						
4613	ALL PEST CONTROL	2014-1791	COMMUNITY BLDG/ PEST CON	10/08/2014	120.00	100-51600-355
Total ALL PEST CONTROL:					120.00	
AT&T LONG DISTANCE						
4746	AT&T LONG DISTANCE	4746-100814	SAFETY BLDG/LONG DIST	10/08/2014	15.83	100-51450-225
4746	AT&T LONG DISTANCE	4746-100814	SENIORS/LONG DISTANCE	10/08/2014	15.12	100-55310-340
4746	AT&T LONG DISTANCE	4746-100814	LIBRARY/LONG DISTANCE	10/08/2014	31.55	220-55110-225
4746	AT&T LONG DISTANCE	4746-100814	STREET/LONG DISTANCE	10/08/2014	39.77	100-53230-241
4746	AT&T LONG DISTANCE	4746-100814	WATER/LONG DISTANCE	10/08/2014	3.29	610-61921-310
4746	AT&T LONG DISTANCE	4746-100814	WASTEWATER/LONG DISTANC	10/08/2014	27.16	620-62820-225
4746	AT&T LONG DISTANCE	4746-100814	SAFETY BLDG/LONG DIST	10/08/2014	980.78	100-51450-225
4746	AT&T LONG DISTANCE	4746-100814	CABLE/LONG DISTANCE	10/08/2014	1.77	200-55110-225
Total AT&T LONG DISTANCE:					1,115.27	
BALL, RICHARD						
1033	BALL, RICHARD	33958	INNOVATION CTR/MATS	10/08/2014	184.20	920-56500-250
Total BALL, RICHARD:					184.20	
BINNING & DICKENS INS SVC LTD						
252	BINNING & DICKENS INS SVC L	27985	COURT/SURETY BOND ARAND	10/08/2014	100.00	100-51200-214
Total BINNING & DICKENS INS SVC LTD:					100.00	
BOARDMAN LAW FIRM						
3976	BOARDMAN LAW FIRM	42376	LEGAL/WIN AGREEMENT	10/08/2014	3,861.00	100-51300-212
Total BOARDMAN LAW FIRM:					3,861.00	
BROWN CAB SERVICE INC						
47	BROWN CAB SERVICE INC	1104	CAB SVC/AUGUST SVC	10/08/2014	10,825.52	235-51350-295
Total BROWN CAB SERVICE INC:					10,825.52	
CGC INC						
2005	CGC INC	39319	EASTGATE/AUG SVC	10/08/2014	901.00	450-57500-873
Total CGC INC:					901.00	
CONTROL WORKS INC						
7189	CONTROL WORKS INC	014-0591	INNOVATION CTR/HVAC CONT	10/08/2014	345.00	920-56500-250
Total CONTROL WORKS INC:					345.00	

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	GL Account Number
DIVERSIFIED BENEFIT SVC INC						
4192	DIVERSIFIED BENEFIT SVC INC	189405	FINANCE/SEPT SVC	10/08/2014	259.04	100-51500-217
Total DIVERSIFIED BENEFIT SVC INC:					259.04	
DONOHUE & ASSOCIATES INC						
7077	DONOHUE & ASSOCIATES INC	12730-02	WASTEWATER/DESIGN ENGIN	10/08/2014	93,360.76	620-62820-219
Total DONOHUE & ASSOCIATES INC:					93,360.76	
GABBEY, ROBERT						
1945	GABBEY, ROBERT	OCTOBER 201	FIRE/CELL PHONE REIMBURSE	10/08/2014	20.00	100-52200-225
Total GABBEY, ROBERT:					20.00	
HOMETOWN NEWS LIMITED PTNRSHIP						
1879	HOMETOWN NEWS LIMITED PT	31175	RENTAL/AD	10/08/2014	10.15	100-51600-250
1879	HOMETOWN NEWS LIMITED PT	31199	GEN BLD/FACILITY MTN AD	10/08/2014	127.20	100-51600-211
1879	HOMETOWN NEWS LIMITED PT	31328	RENTAL/AD	10/08/2014	40.60	100-51600-250
Total HOMETOWN NEWS LIMITED PTNRSHIP:					177.95	
JAECKEL BROS INC						
493	JAECKEL BROS INC	10993	WATER/CHERRY & E MAIN	10/08/2014	2,087.40	610-61651-350
493	JAECKEL BROS INC	10994	WATER/ELIZABETH & HIGHLAN	10/08/2014	762.62	610-61651-350
493	JAECKEL BROS INC	11256	WATER/ANN ST	10/08/2014	984.25	610-61651-350
493	JAECKEL BROS INC	11286	WATER/HWY 12	10/08/2014	1,209.34	610-61651-350
Total JAECKEL BROS INC:					5,043.61	
JIM'S KEY SHOP LLC						
4833	JIM'S KEY SHOP LLC	3238	GEN BLDG/KEYS	10/08/2014	48.80	100-51600-340
Total JIM'S KEY SHOP LLC:					48.80	
JOHN DEERE FINANCIAL						
6276	JOHN DEERE FINANCIAL	IC14434	PARKS/REPAIR PARTS	10/08/2014	156.48	100-53270-242
6276	JOHN DEERE FINANCIAL	IC14634	PARKS/REPAIR PARTS	10/08/2014	52.84	100-53270-242
6276	JOHN DEERE FINANCIAL	IC14712	PARKS/REPAIR PARTS	10/08/2014	10.08	100-53270-242
6276	JOHN DEERE FINANCIAL	IC15680	WASTEWATER/REPLACE DUST	10/08/2014	12.87	620-62860-357
6276	JOHN DEERE FINANCIAL	IW35675	WASTEWATER/#22 REPAIRS	10/08/2014	142.94	620-62890-357
Total JOHN DEERE FINANCIAL:					375.21	
K.A.S. CUSTOM CLEANING						
6868	K.A.S. CUSTOM CLEANING	16061	CRAVATH LAKEFRONT/AUG SV	10/08/2014	1,047.00	100-51600-246
6868	K.A.S. CUSTOM CLEANING	16061	CRAVATH LAKEFRONT/RENTA	10/08/2014	94.00	100-51600-246
6868	K.A.S. CUSTOM CLEANING	16061	ARMORY/AUG SVC	10/08/2014	840.00	100-51600-246
6868	K.A.S. CUSTOM CLEANING	16061	INNOVATION CTR/AUG SVC	10/08/2014	750.00	920-56500-246
6868	K.A.S. CUSTOM CLEANING	16061	LIBRARY BLDG/AUG SVC	10/08/2014	1,375.00	100-55111-246
6868	K.A.S. CUSTOM CLEANING	16061	CITY HALL/AUG SVC	10/08/2014	3,280.00	100-51600-246
6868	K.A.S. CUSTOM CLEANING	16061	COMM BLDG/AUG SVC	10/08/2014	1,175.00	100-51600-246
Total K.A.S. CUSTOM CLEANING:					8,561.00	
LUEDTKE PLUMBING INC						
3692	LUEDTKE PLUMBING INC	23433	EASTGATE/132 W MAIN SEWER	10/08/2014	3,745.00	450-57500-873

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	GL Account Number
Total LUEDTKE PLUMBING INC:					3,745.00	
MILPORT ENTERPRISES INC						
1408	MILPORT ENTERPRISES INC	209327-2	WATER/CHEMICALS	10/08/2014	1,732.00	610-61630-341
1408	MILPORT ENTERPRISES INC	209900	WASTEWATER/ALUM	10/08/2014	5,657.72	620-62840-341
Total MILPORT ENTERPRISES INC:					7,389.72	
STRAND ASSOCIATES INC						
358	STRAND ASSOCIATES INC	0106681	FIELD OF DREAMS/AUG SVC	10/08/2014	597.01	450-57500-863
358	STRAND ASSOCIATES INC	106462	STORMWATER/WOODLAND DR	10/08/2014	6,151.89	630-63440-840
358	STRAND ASSOCIATES INC	106682	MILWAUKEE ST & HWY 59/AUG	10/08/2014	380.14	450-57500-880
358	STRAND ASSOCIATES INC	106683	E GATEWAY/AUG SVC	10/08/2014	28,203.60	450-57500-873
358	STRAND ASSOCIATES INC	106684	PLANNING/AUG PMT MTG	10/08/2014	279.33	100-56300-219
358	STRAND ASSOCIATES INC	106684	GEORGE ST/SCOPE & COST	10/08/2014	913.41	450-57500-892
358	STRAND ASSOCIATES INC	106684	STORMWATER/FRANKLIN ST	10/08/2014	347.29	630-63440-845
358	STRAND ASSOCIATES INC	106684	PLANNING/LAVELLE INDUSTRI	10/08/2014	253.73	100-56300-219
358	STRAND ASSOCIATES INC	106684	PLANNING/BUSINESS PARK LE	10/08/2014	360.12	100-56300-219
358	STRAND ASSOCIATES INC	106684	FIELD OF DREAMS/ADDITIONA	10/08/2014	327.47	450-57500-863
358	STRAND ASSOCIATES INC	106684	WATER/MILWAUKEE ST & HWY	10/08/2014	2,981.64	610-61936-820
358	STRAND ASSOCIATES INC	106684	WASTEWATER/MILWAUKEE ST	10/08/2014	2,981.63	620-62810-820
358	STRAND ASSOCIATES INC	106684	STORMWATER/UTIITY ASSISTA	10/08/2014	372.75	630-63440-295
358	STRAND ASSOCIATES INC	106725	MILWAUKEE ST/AUG SVC	10/08/2014	1,704.16	450-57500-865
Total STRAND ASSOCIATES INC:					45,854.17	
TRANE US INC						
7259	TRANE US INC	33860421	HEATING & AIR/PMT #3	10/08/2014	157,544.00	450-57500-877
7259	TRANE US INC	33994517	HEATING & AIR/PMT #4	10/08/2014	157,544.00	450-57500-877
Total TRANE US INC:					315,088.00	
TRI COUNTY COOLING & HEATING LLC						
5283	TRI COUNTY COOLING & HEATI	1967	COMM BLDG/DIRTY FILTERS	10/08/2014	68.00	100-51600-244
5283	TRI COUNTY COOLING & HEATI	1981	WHITE BLDG/RESET UNITS	10/08/2014	102.00	100-51600-244
Total TRI COUNTY COOLING & HEATING LLC:					170.00	
UW WHITEWATER						
8	UW WHITEWATER	20606	POLICE PATROL/ELDER & SCH	10/08/2014	140.00	100-52110-211
8	UW WHITEWATER	20756	WASTEWATER/FLAGS	10/08/2014	28.36	620-62840-340
8	UW WHITEWATER	20756	STREET/FUSE HOLDER	10/08/2014	72.66	100-53420-340
8	UW WHITEWATER	20756	WASTEWATER/JANITORIAL SU	10/08/2014	29.22	620-62840-340
8	UW WHITEWATER	20756	GEN BLDG/JANITORIAL SUPPLI	10/08/2014	107.22	100-51600-340
8	UW WHITEWATER	20756	GEN BLDG/BLDG SUPPLIES	10/08/2014	117.15	100-51600-340
8	UW WHITEWATER	20756	INNOVATION CTR/FLAG	10/08/2014	15.23	920-56500-250
8	UW WHITEWATER	20756	GEN BLDG/BLDG SUPPLIES	10/08/2014	23.95	100-51600-340
8	UW WHITEWATER	20756	LIBRARY BLDG/JANITORIAL SU	10/08/2014	73.52	100-55111-355
8	UW WHITEWATER	20756	GEN BLDG/JANITORIAL SUPPLI	10/08/2014	58.01	100-51600-340
8	UW WHITEWATER	21128	GEN BLDG/BLDG SUPPLIES	10/08/2014	143.26	100-51600-340
Total UW WHITEWATER:					808.58	
VISU-SEWER INC						
1506	VISU-SEWER INC	26093	WASTEWATER/SLIPLINING	10/08/2014	19,374.60	620-62810-823

Vendor	Vendor Name	Invoice Number	Description	Invoice Date	Net Invoice Amount	GL Account Number
Total VISU-SEWER INC:					19,374.60	
WHITEWATER GLASS CO INC						
408	WHITEWATER GLASS CO INC	7-30-14	GEN BLDG/POLICE DEPT	10/08/2014	99.60	100-51600-355
Total WHITEWATER GLASS CO INC:					99.60	
WHITEWATER ROTARY CLUB						
6993	WHITEWATER ROTARY CLUB	3RD QUARTE	GEN ADMN/2014 DUES & MEAL	10/08/2014	561.00	100-51400-211
Total WHITEWATER ROTARY CLUB:					561.00	
WILLISON, DONALD						
457	WILLISON, DONALD	83043	WASTEWATER/#22 REPAIRS	10/08/2014	60.00	620-62890-357
Total WILLISON, DONALD:					60.00	
Grand Totals:					518,626.68	

Dated: _____10/01/2014_____

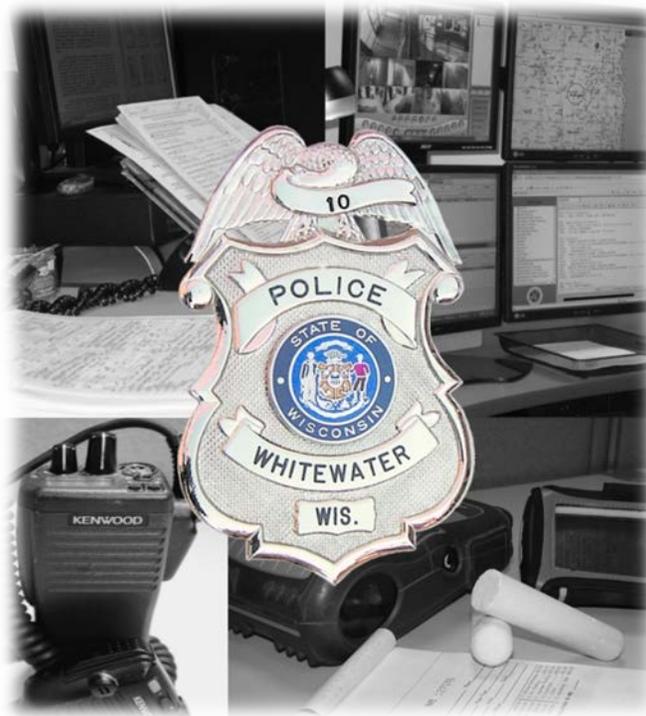
Finance Director: _____DOUG SAUBERT_____

Report Criteria:

- Detail report.
- Invoices with totals above \$0.00 included.
- Paid and unpaid invoices included.

Whitewater Police Department Consolidated Monthly Report

July 2014



Lisa K. Otterbacher
Chief of Police

**Whitewater Police Department
312 West Whitewater Street
Whitewater, Wisconsin 53190**

Unified Crime Reporting Incidents
Year-to-Date Statistics

	No. of Incidents		Total Amount Lost	
	2014	2013	2014	2013
Murder/Non-Negligent Manslaughter	0	0	\$0	\$0
Sexual Assaults - 1st, 2nd, 3rd, 4th Degree	3	16	\$0	\$0
Total Robbery	2	3	\$410	\$510
Total Burglary	20	27	\$31,287	\$12,888
Total Motor Vehicle Thefts	3	2	\$15,000	\$2,250
Thefts				
Pocket Picking	0	0	\$0	\$0
Purse Snatching	0	0	\$0	\$0
Shoplifting	27	16	\$4,735	\$4,531
From Automoblies	28	13	\$7,969	\$3,430
Automobile Parts/Accessories	4	7	\$350	\$785
Bicycles	6	12	\$934	\$1,150
From Buildings	28	26	\$6,635	\$9,610
Coin Operated Machine	0	1	\$0	\$1,075
All Other	25	30	\$9,330	\$4,628
Total Thefts	118	105	\$29,953	\$25,209
Grand Total	146	153	\$76,650	\$40,857

Property Amount Stolen and Recovered
Year to Date Statistics

	2014	2013
Property Stolen	\$76,650	\$40,857
Property Recovered	\$39,653	\$19,558
Percentage Recovered/Stolen	52%	48%
Property Stolen Average per Month	\$10,950	\$5,837

Consolidated Monthly Report - July 2014

Charge Totals:	Monthly	Year to Date
Adult	215	1,622
Juvenile	9	106
Combined Total	224	1,728

Charges	This Month	This Year to Date	Last Year to Date	Increase/Decrease
Abuse of Hazardous Substance	0	0	0	SAME
Animal Cruelty	0	0	1	-1
Animal Ordinance Violations	1	7	6	1
Arson	0	2	0	2
Assault (Aggravated)	0	8	8	SAME
Assault (Other)	2	19	17	2
Bail Jumping	10	30	21	9
Burglary	0	14	16	-2
Burglary Tools - Possess	0	0	0	SAME
Cause <18 to Listen/View Sex Activity	0	0	2	-2
Cigarette / Tobacco Violation	0	4	0	4
Citations Written for Parking Tickets	0	0	0	SAME
City License Violations	1	1	0	1
Contribute to Delinquency	0	0	0	SAME
Contribute to Truancy	0	1	5	-4
Controlled Substance - Possession	15	69	40	29
Controlled Substance - Sale / Manufacture	1	23	29	-6
Court Order Violation	0	7	2	5
Criminal Damage	3	13	21	-8
Criminal Trespassing	0	8	6	2
Curfew	0	12	8	4
Disorderly Conduct	23	174	144	30
Duty to Aid Victim/Report Crimes	0	1	0	1
Embezzlement	0	0	0	SAME
Emergency Detention / Protective Custody	3	22	23	-1
Fail to Obey Officer	1	9	3	6
False Imprisonment	0	1	0	1
Fireworks - Sell / Discharge without Permit	1	1	0	1
Forgery and Counterfeiting	2	9	0	9
Fraud	0	6	11	-5
Illegal Blood Alcohol Content (IBAC)	6	54	56	-2
Impersonate Peace Officer	0	0	0	SAME

Continued on next Page

Consolidated Monthly Report - July 2014

Charges	This Month	This Year to Date	Last Year to Date	Increase/ Decrease
Intentionally Neglect Child	0	6	1	5
Kidnapping	0	0	0	SAME
Lewd and Lascivious Behavior	0	0	2	-2
Liquor Laws	9	130	98	32
Littering	0	0	2	-2
Mental Harm of Child	0	0	3	-3
Motor Vehicle Theft	0	0	4	-4
Murder and Non-Negligent Manslaughter / Attempt	0	0	0	SAME
Noise	0	16	9	7
Obstruct / Resist Officer	0	30	21	9
Offenses Against Family and Children	0	0	0	SAME
Open Burning Permit Violation	0	1	1	SAME
Operate Auto While Intoxicated	9	67	69	-2
Park Regulations	0	0	2	-2
Pornography / Obscenity	0	0	3	-3
Possess Drug Paraphernalia	8	47	25	22
Prostitution (Enticement)	0	0	2	-2
Reckless Endangering Safety	4	6	0	6
Registered Sex Offender Violations	0	0	0	SAME
Robbery	0	4	0	4
Runaway	1	4	6	-2
Sex Offenses (Other)	0	2	4	-2
Sexual Assault - 1st Degree	0	2	5	-3
Sexual Assault - 2nd Degree	0	2	5	-3
Sexual Assault - 3rd Degree	0	0	1	-1
Sexual Assault - 4th Degree	0	0	1	-1
Stolen Property	0	2	0	2
Theft (Except Motor Vehicle)	4	83	76	7
Throw/Discharge Bodily Fluid at Public Safety Worker	0	1	0	1
Traffic Offenses	102	707	687	20
Traffic Ordinance Violations	0	0	1	-1
Truancy	0	8	16	-8
Warrant Served - Local	7	46	63	-17
Warrant / Pickups for Other Agencies	10	64	50	14
Weapons (Conceal / Possess / Negligent Use)	0	2	1	1
Zoning Violations	1	3	0	3
Total	224	1,728	1,577	151

Consolidated Monthly Report - July 2014

Miscellaneous Activities and/or Complaints

Type of Activity/Complaint	This Month	This Year to Date	Last Year to Date
Calls for Service	690	4,819	3,995
Activity Logs *	12	134	48
Traffic Stops *	256	1,687	1,402
Family Disturbances	9	34	19
Noise Complaints	14	202	204
Animal Complaints	31	179	166
False Alarms	3	43	58

* Officer initiated activities

Motor Vehicle Accidents

Type of Activity/Complaint	This Month	This Year to Date	Last Year to Date
Fatal	0	0	0
Personal Injury	3	21	15
Pedestrian/Bicycle	0	2	2
Hit and Run	1	32	42
Property Damage over \$1000	9	72	72
Property Damage under \$1000	2	35	34
Total	15	162	165

Parking Tickets Issued

Type of Activity/Complaint	This Month	This Year to Date	Last Year to Date
Issued by Patrol Officers	122	1,241	1,110
Issued by Community Service Officers	111	815	702
Total	233	2,056	1,812

Consolidated Monthly Report - July 2014

Monies Received

Type	This Month	This Year to Date	Last Year to Date
Bicycle Licenses	\$12.00	\$45.00	\$45.00
Citations/Warrant Payments	\$3,610.00	\$17,301.75	\$13,272.32
License Plate Renewal Service Fee *	\$87.75	\$474.25	\$179.00
Miscellaneous	\$11.41	\$96.03	\$135.12
Parking Honor Box	\$20.00	\$1,887.64	\$2,056.22
Parking Permits	\$1,640.00	\$25,315.00	\$16,250.00
Parking Violations	\$5,310.00	\$53,040.25	\$46,952.02
Total	\$10,691.16	\$98,159.92	\$78,889.68

* These funds are used for crime prevention initiatives.

Overtime Hours

Type	This Month	This Year to Date	Last Year to Date
Administrative Duties	0.250	3.250	11.000
Bike Patrol	0.000	0.000	5.000
County Court	2.000	83.500	124.500
Municipal Court	0.000	33.250	21.000
Data Entry	0.250	6.000	9.750
Foot Patrol	8.250	8.250	3.500
Investigation	45.250	285.000	291.750
Meeting	8.750	84.750	89.000
Officer In Charge	13.250	31.000	132.500
Other *	3.250	27.250	28.500
Parking	0.000	0.000	0.000
Prisoners (Transport/Custody)	6.000	61.000	60.250
Radio Dispatch	34.000	102.250	19.250
Reports	12.500	53.500	66.000
Roll Call	24.000	184.500	191.750
Special Event	22.250	44.000	50.750
Squad Patrol	41.750	397.750	267.250
Traffic	0.000	19.750	8.000
Training	13.250	559.500	399.750
Holidays	127.250	525.750	526.500
Total	362.250	2,510.250	2,306.000

* Other consisted of overtime for the K9 unit demos/speeches.

Consolidated Monthly Report - July 2014

WPD Personnel Training

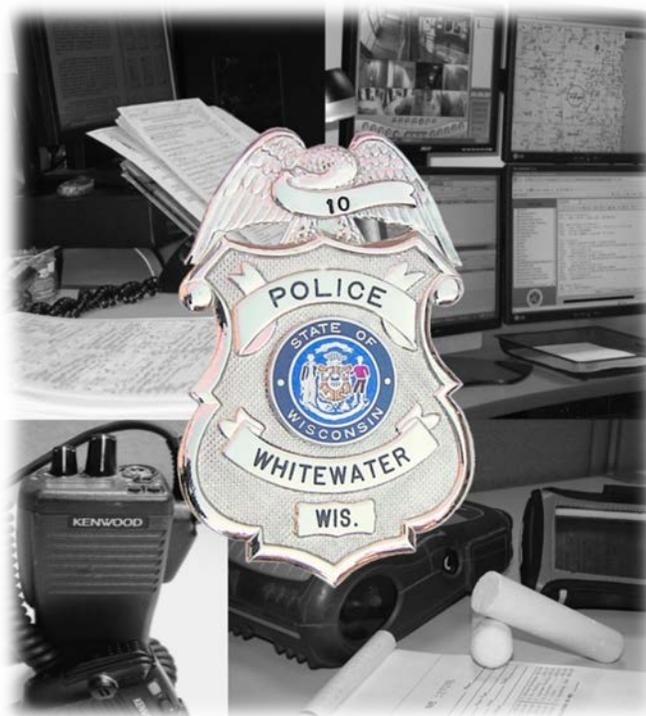
- On July 7th through July 11th Sergeant Bradford attended Law Enforcement Resiliency and Peer Support in Janesville.
- On July 15th through July 17th Officer Steger attended Basic Breath Examiner Specialist Course in Kenosha.
- On July 23rd Detective Sergeant Meyer and Officer Swartz attended BEAST National EMS user group update in Hoffman Estates, IL.
- On July 30th K9 Officer Matteson and K9 Boomer attended K9 training in Campbellsport.
- On July 31st through August 1st Detective Sergeant Winger attended the SANE-SART Resource Conference in Louisville, KY.

Proactive Community Policing and Crime Prevention Presentations and Appearances

- On July 1st K9 Officer Matteson, K9 Boomer, and Detective Vander Steeg conducted a K9 demo for the Rotary Club.
- On July 1st K9 Officer Matteson, K9 Boomer, and Detective Vander Steeg conducted a K9 demo for Fairhaven Residents.
- On July 10th Chief Otterbacher supported UW-Whitewater Mall fundraiser for Bethal House at University Center North Mall.
- On July 17th Dispatcher/Emergency Government Deputy Director Ojibway attended the Emergency Government/COOP Training Exercise at UW-Whitewater.
- On July 22nd School Resource Officer Hintz conducted an Identity Theft Presentation for the Whitewater Education Association.

Whitewater Police Department Consolidated Monthly Report

August 2014



Lisa K. Otterbacher
Chief of Police

**Whitewater Police Department
312 West Whitewater Street
Whitewater, Wisconsin 53190**

Consolidated Monthly Report - August 2014

Unified Crime Reporting Incidents
Year-to-Date Statistics

	No. of Incidents		Total Amount Lost	
	<u>2014</u>	<u>2013</u>	<u>2014</u>	<u>2013</u>
Murder/Non-Negligent Manslaughter	0	0	\$0	\$0
Sexual Assaults - 1st, 2nd, 3rd, 4th Degree	4	18	\$0	\$0
Total Robbery	2	4	\$410	\$970
Total Burglary	23	34	\$31,391	\$14,516
Total Motor Vehicle Thefts	3	3	\$15,000	\$4,250
<u>Thefts</u>				
Pocket Picking	0	0	\$0	\$0
Purse Snatching	0	0	\$0	\$0
Shoplifting	29	18	\$4,917	\$4,564
From Automoblies	39	18	\$12,074	\$5,000
Automobile Parts/Accessories	8	7	\$1,160	\$785
Bicycles	6	14	\$934	\$1,330
From Buildings	29	32	\$7,099	\$21,880
Coin Operated Machine	0	1	\$0	\$1,075
All Other	28	38	\$9,660	\$14,053
Total Thefts	139	128	\$35,844	\$48,687
Grand Total	171	187	\$82,645	\$68,423

Property Amount Stolen and Recovered
Year to Date Statistics

	<u>2014</u>	<u>2013</u>
Property Stolen	\$82,645	\$68,423
Property Recovered	\$40,439	\$20,571
Percentage Recovered/Stolen	49%	30%
Property Stolen Average per Month	\$10,331	\$8,553

Consolidated Monthly Report - August 2014

Comparison of Charges

Charge Totals:	Monthly	Year to Date
Adult	207	1,829
Juvenile	15	121
Combined Total	222	1,950

Charges	This Month	This Year to Date	Last Year to Date	Increase/Decrease
Abuse of Hazardous Substance	0	0	0	SAME
Animal Cruelty	0	0	1	-1
Animal Ordinance Violations	0	7	8	-1
Arson	0	2	0	2
Assault (Aggravated)	0	8	9	-1
Assault (Other)	1	20	23	-3
Bail Jumping	1	31	22	9
Burglary	1	15	16	-1
Burglary Tools - Possess	0	0	0	SAME
Cause <18 to Listen/View Sex Activity	0	0	2	-2
Cigarette / Tobacco Violation	0	4	0	4
Citations Written for Parking Tickets	0	0	0	SAME
City License Violations	0	1	0	1
Contribute to Delinquency	0	0	0	SAME
Contribute to Truancy	0	1	5	-4
Controlled Substance - Possession	4	73	45	28
Controlled Substance - Sale / Manufacture	0	23	33	-10
Court Order Violation	2	9	2	7
Criminal Damage	3	16	23	-7
Criminal Trespassing	2	10	6	4
Curfew	5	17	12	5
Disorderly Conduct	27	201	181	20
Duty to Aid Victim/Report Crimes	0	1	0	1
Embezzlement	0	0	0	SAME
Emergency Detention / Protective Custody	4	26	27	-1
Fail to Obey Officer	1	10	5	5
False Imprisonment	0	1	2	-1
Fireworks - Sell / Discharge without Permit	0	1	0	1
Forgery and Counterfeiting	0	9	0	9
Fraud	0	6	11	-5
Illegal Blood Alcohol Content (IBAC)	6	60	65	-5
Impersonate Peace Officer	0	0	0	SAME

Continued on next Page

Consolidated Monthly Report - August 2014

Charges	This Month	This Year to Date	Last Year to Date	Increase/ Decrease
Intentionally Neglect Child	0	6	1	5
Kidnapping	0	0	0	SAME
Lewd and Lascivious Behavior	0	0	2	-2
Liquor Laws	42	172	117	55
Littering	0	0	3	-3
Mental Harm of Child	0	0	3	-3
Motor Vehicle Theft	0	0	4	-4
Murder and Non-Negligent Manslaughter / Attempt	0	0	0	SAME
Noise	0	16	9	7
Obstruct / Resist Officer	3	33	21	12
Offenses Against Family and Children	0	0	0	SAME
Open Burning Permit Violation	0	1	1	SAME
Operate Auto While Intoxicated	10	77	82	-5
Park Regulations	0	0	2	-2
Pornography / Obscenity	0	0	3	-3
Possess Drug Paraphernalia	6	53	31	22
Prostitution (Enticement)	0	0	2	-2
Reckless Endangering Safety	2	8	0	8
Registered Sex Offender Violations	0	0	0	SAME
Robbery	0	4	0	4
Runaway	0	4	6	-2
Sex Offenses (Other)	0	2	4	-2
Sexual Assault - 1st Degree	0	2	5	-3
Sexual Assault - 2nd Degree	0	2	6	-4
Sexual Assault - 3rd Degree	1	1	1	SAME
Sexual Assault - 4th Degree	0	0	1	-1
Stolen Property	0	2	0	2
Theft (Except Motor Vehicle)	3	86	83	3
Throw/Discharge Bodily Fluid at Public Safety Worker	1	2	0	2
Traffic Offenses	76	783	760	23
Traffic Ordinance Violations	2	2	1	1
Truancy	0	8	16	-8
Warrant Served - Local	5	51	67	-16
Warrant / Pickups for Other Agencies	12	76	67	9
Weapons (Conceal / Possess / Negligent Use)	0	2	1	1
Zoning Violations	2	5	0	5
Total	222	1,950	1,797	153

Consolidated Monthly Report - August 2014

Miscellaneous Activities and/or Complaints

Type of Activity/Complaint	This Month	This Year to Date	Last Year to Date
Calls for Service	651	5,470	4,688
Activity Logs *	19	153	54
Traffic Stops *	183	1,870	1,599
Family Disturbances	5	39	22
Noise Complaints	29	231	237
Animal Complaints	23	202	190
False Alarms	5	48	61

* Officer initiated activities

Motor Vehicle Accidents

Type of Activity/Complaint	This Month	This Year to Date	Last Year to Date
Fatal	0	0	0
Personal Injury	2	23	19
Pedestrian/Bicycle	0	2	2
Hit and Run	4	36	46
Property Damage over \$1000	6	78	81
Property Damage under \$1000	2	37	37
Total	14	176	185

Parking Tickets Issued

Type of Activity/Complaint	This Month	This Year to Date	Last Year to Date
Issued by Patrol Officers	98	1,339	1,231
Issued by Community Service Officers	111	926	787
Total	209	2,265	2,018

Consolidated Monthly Report - August 2014

Monies Received

Type	This Month	This Year to Date	Last Year to Date
Bicycle Licenses	\$15.00	\$60.00	\$57.00
Citations/Warrant Payments	\$3,389.74	\$20,691.49	\$14,529.32
License Plate Renewal Service Fee *	\$47.25	\$521.50	\$246.50
Miscellaneous	\$3.19	\$99.22	\$152.88
Parking Honor Box	\$99.85	\$1,987.49	\$2,228.24
Parking Permits	\$5,000.00	\$30,315.00	\$19,150.00
Parking Violations	\$5,780.00	\$58,820.25	\$52,193.42
Total	\$14,335.03	\$112,494.95	\$88,557.36

* These funds are used for crime prevention initiatives, all other monies collected are deposited in the City of Whitewater General Fund.

Overtime Hours

Type	This Month	This Year to Date	Last Year to Date
Administrative Duties	0.000	3.250	14.000
Bike Patrol	2.000	2.000	20.000
County Court	3.000	86.500	131.000
Municipal Court	2.000	35.250	23.000
Data Entry	0.250	6.250	9.750
Foot Patrol	2.000	10.250	3.500
Investigation	53.750	338.750	346.000
Meeting	7.500	92.250	89.000
Officer In Charge	0.000	31.000	161.250
Other *	4.750	32.000	34.250
Parking	0.000	0.000	0.000
Prisoners (Transport/Custody)	1.000	62.000	70.250
Radio Dispatch	19.500	121.750	40.750
Reports	6.500	60.000	80.250
Roll Call	25.750	210.250	221.000
Special Event	12.000	56.000	74.750
Squad Patrol	91.250	489.000	315.250
Traffic	0.000	19.750	8.000
Training	35.500	595.000	432.000
Holidays	0.000	525.750	526.500
Total	266.750	2,777.000	2,600.500

* Other consisted of overtime for the K9 unit demos/speeches.

Consolidated Monthly Report - August 2014

WPD Personnel Training

- On August 4th, 5th, 6th, and 28th, all sworn personnel attended Taser recertification at WPD.
- On August 14th, Detective Meyer, Detective Vander Steeg, and School Resource Officer Hintz attended Sex Trafficking-Hidden in Plain Sight training at Walworth County Sheriff's Office.
- On August 22nd, Detective Sergeant Winger, Detective Vander Steeg, and School Resource Officer Hintz completed Sexual Assault Response on-line training.
- On August 26th and 27th, Lieutenant Gray attended the Governor's Conference on Traffic Safety in Green Bay.
- On August 27th, Officers Oliver, Winger and Valadez attended Firearms Training at the Walworth County Sheriff's Office Range.
- On August 29th, K9 Officer Matteson and K9 Boomer attended K9 Training in Campbellsport.

Proactive Community Policing and Crime Prevention Presentations and Appearances

- On August 5th, WPD hosted the National Night Out event at Cravath Lakefront. Captain Uhl, Detective Vander Steeg, Detective Meyer, Detective Sergeant Winger, School Resource Officer Hintz, K9 Officer Matteson, K9 Boomer, Officer Kleinfeldt, Dispatcher Ojibway, Records Technicians C. Swartz and Sahr participated in the event.
- On August 14th, Detective Meyer conducted a Internet Safety Presentation to APFV parents.
- On August 14th, Chief Otterbacher and Captain Uhl were in attendance at the Police and Fire Commission meeting.
- On August 14th, Chief Otterbacher and Captain Uhl supported the Relay for Life event sponsored by Ketterhagen.
- On August 28th, Chief Otterbacher, Sergeant Bradford, Detective Becker, Officer Valadez, Officer Winger and Dispatcher Petersen attended the Career Resilience Team's Wellness Committee meeting.



City of Whitewater Council Agenda Item Information Sheet

MEETING DATE: **10/07/14**

ITEM: **Proposed 2015 Annual Budget Presentation**

PRESENTER: **City Manager**

PREVIOUS ACTION, IF ANY: **None.**

SUMMARY OF ITEM BEING PRESENTED:

The proposed 2015 Annual Budget will be posted online by the end of the day on Friday, October 3, 2014. Each member of the Common Council will receive a hard copy of the budget document for review at the meeting Tuesday night. An overview of the budget will be provided by the city manager and discussion of the budget will begin at the following meeting. Attached is the tentative meeting schedule for review of the budget document as prepared by the finance director.

BUDGET IMPACT, IF ANY: **N/A**

BOARD, COMMISSION, OR COMMITTEE RECOMMENDATION, IF ANY: **N/A**

STAFF RECOMMENDATION: **N/A**

ATTACHMENT(S) INCLUDED (If none, please state):

Tentative Meeting Schedule for Common Council Review of the proposed 2015 Annual Budget

FOR MORE INFORMATION CONTACT:

Cameron Clapper, cclapper@whitewater-wi.gov, 262-473-0100.



TO: City Council Members and City Management Team

FROM: Cameron Clapper, City Manager & Doug Saubert, Finance Director

RE: **2015 Budget Timetable-Revised**

DATE: **October 1, 2014**

2015 Operating Budget Schedule

Friday	July 11	* Distribution of Payroll Estimates.
Due Back	July 25	Corrected/Revised Payroll due back by Monday, August 4
Thursday	August 1	* Distribution of Expenditure Budget worksheets. Already has payroll information on worksheets-if returned early. Also will have year to date and expense totals.
Wednesday	August 27	* Completed Departmental Budgets due
Wednesday	September 3	* Start-Review the Expenditure Budgets with City Manager and Finance Director.
Friday	thru September 19	Review the Submitted Department Budgets Objectives/Accomplishments/Performance Outcomes. We will call and set up the time and date individually with you. If you have a preferred date and/or a conflict, please call ASAP. If you have your budget completed before the above date, please contact us so that we can perform the internal budget review earlier.
Friday	October 3	* Delivery of City Manager Budget to Common Council.

Tuesday October 21
Regular Council Meeting

* **Presentation/Overview of Budget to Common Council
REVIEW THE FOLLOWING BUDGETS:**

Revenues-General Fund (100)

Debt Service-Revenue and Expense (300)

Transfers-General Fund-(59220,59230,59240)

ADMINISTRATION

Legislative Support - (51100)

Contingencies - (51110)

Court - (51200)

Legal - (51300)

General Administration - (51400)

CIP Plan-All Funds

PUBLIC WORKS

Public Works Administration - (53100)

Shop/Fleet Operations - (53230)

Street Maintenance - (53300)

Snow & Ice - (53320)

Street Lights - (53420)

PARKS & RECREATION-FACILITY MAINTENANCE

Facility Maintenance - (51600)

Young Library Facility - (55111)

Parks Administration - (55200)

Parks Maintenance - (53270)

Recreation Administration - (55210)

Park & Rec-Special Revenue Fund 248-new

Senior Citizens Program - (55310)

Community Events - (55320)

Community Based-Coop Projects - (55130)

Innovation Center-Facility Operating-(920.56500.xxx)

Tuesday October 28

SPECIAL Council Meeting

* **REVIEW THE FOLLOWING BUDGETS:**

Downtown-Whitewater presentation

LIBRARY SPECIAL REVENUE FUND - (220)

INFORMATION TECHNOLOGY - (51450)

POLICE

Administration - (52100)
Patrol - (52110)
Investigation - (52120)
Community Service Officers - (52140)
Emergency Preparedness - (52500)
Communications/Dispatch - (52600)

Water Utility (610)

Wastewater Utility (620)

Stormwater Utility (630)

Solid Waste/Recycling Fund - (230)

FINANCE

Financial Administration - (51500)
Insurance/Risk Management - (51540)

SPECIAL REVENUES/SINKING FUNDS

27 th Payroll Fund (205)
Parking Permits Fund (208)
Fire/Rescue Equipment Fund (210)
DPW Equipment Revolving Fund (215)
Police Vehicle Revolving Fund (216)
Building Repair Fund(217)
Ride-Share Grant (235)
Parkland Acquisition Fund (240)
Parkland Development Fund (245)
Forestry Fund (250)
Sick Leave Severance Fund (260)
Street Repair (280)
Capital Projects-Utility Shared Revenue Fund (450)
Birge Fountain Restoration Fund (452)

Thursday November 6
Regular Council Meeting

REVIEW THE FOLLOWING BUDGETS:

FIRE/RESCUE

Fire - (52200)
Crash Crew - (52210)
Rescue Squad - (52300)
Rescue Squad Equip/Education (810)

CABLE TV (200)

NEIGHBORHOOD SERVICES/PLANNING

Neighborhood Services - (52400)
Planning - (56300)

CDA - Operating-FD 900

Innovation Center-FD 920-- Operations

TID Budgets

TID #4-Revenue and Expense (440)
TID #5-Revenue and Expense (445)
TID #6-Revenue and Expense (446)
TID #7-Revenue and Expense (447)
TID #8-Revenue and Expense (448)
TID #9-Revenue and Expense (449)

Thursday October 30 * *Publication of Public Notice in the Whitewater Register for the Public Hearing/Adoption of the 2015 Budget on November 18th.*

Tuesday November 11 * *Any revisions will be presented to City Council. Final Adjustments - All Budgets.*
SPECIAL Council Meeting If Necessary

Tuesday November 18 * *Public Hearing/Adoption of the 2015 Budget and Tax Levy. Final adjustments/revisions to the budgets.*
Regular Council Meeting

Mid December * *Distribute the formal budget document (the final revised version) to City Council, Citizens and Department Heads and post on City Website.*



TO: City Council Members and City Management Team

FROM: Cameron Clapper, City Manager & Doug Saubert, Finance Director

RE: **2015 Budget Timetable-Revised**

DATE: **October 1, 2014**

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Tuesday October 21
Regular Council Meeting

* **Presentation/Overview of Budget to Common Council
REVIEW THE FOLLOWING BUDGETS:**

Revenues-General Fund (100)

Debt Service-Revenue and Expense (300)

Transfers-General Fund-(59220,59230,59240)

ADMINISTRATION

Legislative Support - (51100)

Contingencies - (51110)

Court - (51200)

Legal - (51300)

General Administration - (51400)

CIP Plan-All Funds

PUBLIC WORKS

Public Works Administration - (53100)

Shop/Fleet Operations - (53230)

Street Maintenance - (53300)

Snow & Ice - (53320)

Street Lights - (53420)

PARKS & RECREATION-FACILITY MAINTENANCE

Facility Maintenance - (51600)

Young Library Facility - (55111)

Parks Administration - (55200)

Parks Maintenance - (53270)

Recreation Administration - (55210)

Park & Rec-Special Revenue Fund 248-new

Senior Citizens Program - (55310)

Community Events - (55320)

Community Based-Coop Projects - (55130)

Innovation Center-Facility Operating-(920.56500.xxx)

Tuesday October 28

SPECIAL Council Meeting

* **REVIEW THE FOLLOWING BUDGETS:**

Downtown-Whitewater presentation

LIBRARY SPECIAL REVENUE FUND - (220)

INFORMATION TECHNOLOGY - (51450)

POLICE

Administration - (52100)
Patrol - (52110)
Investigation - (52120)
Community Service Officers - (52140)
Emergency Preparedness - (52500)
Communications/Dispatch - (52600)

Water Utility (610)

Wastewater Utility (620)

Stormwater Utility (630)

Solid Waste/Recycling Fund - (230)

FINANCE

Financial Administration - (51500)
Insurance/Risk Management - (51540)

SPECIAL REVENUES/SINKING FUNDS

27 th Payroll Fund (205)
Parking Permits Fund (208)
Fire/Rescue Equipment Fund (210)
DPW Equipment Revolving Fund (215)
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Building Repair Fund(217)
Ride-Share Grant (235)
Parkland Acquisition Fund (240)
Parkland Development Fund (245)
Forestry Fund (250)
Sick Leave Severance Fund (260)
Street Repair (280)
Capital Projects-Utility Shared Revenue Fund (450)
Birge Fountain Restoration Fund (452)

Thursday November 6
Regular Council Meeting

REVIEW THE FOLLOWING BUDGETS:

FIRE/RESCUE

Fire - (52200)
Crash Crew - (52210)
Rescue Squad - (52300)
Rescue Squad Equip/Education (810)

CABLE TV (200)

NEIGHBORHOOD SERVICES/PLANNING

Neighborhood Services - (52400)
Planning - (56300)

CDA - Operating-FD 900

Innovation Center-FD 920-- Operations

TID Budgets

TID #4-Revenue and Expense (440)
TID #5-Revenue and Expense (445)
TID #6-Revenue and Expense (446)
TID #7-Revenue and Expense (447)
TID #8-Revenue and Expense (448)
TID #9-Revenue and Expense (449)

Thursday October 30 * *Publication of Public Notice in the Whitewater Register for the Public Hearing/Adoption of the 2015 Budget on November 18th.*

Tuesday November 11 * *Any revisions will be presented to City Council. Final Adjustments - All Budgets.*
SPECIAL Council Meeting If Necessary

Tuesday November 18 * *Public Hearing/Adoption of the 2015 Budget and Tax Levy. Final adjustments/revisions to the budgets.*
Regular Council Meeting

Mid December * *Distribute the formal budget document (the final revised version) to City Council, Citizens and Department Heads and post on City Website.*

MEMO

TO: City Council Members

FROM: Wallace K. McDonell, City Attorney

DATE: October 2, 2014

RE: Elkhorn Road Ventures LLC Property

As you will recall, Cameron, Doug and I met with the County staff on September 5, 2014 in regard to the above property, which was foreclosed on and is now owned by the County. At the meeting, the City staff agreed to recommend the terms of the agreement to City Council and County staff agreed to recommend the terms of the agreement to the County Finance committee. The City Council approved the terms of the agreement on September 16. The County Finance Committee had it on its agenda on September 18. Doug and I attended the meeting and the County Finance Committee agreed that if the property was not sold in the foreclosure sale for \$815,000 (bid due date 10/10/14), they would sell it to the City of Whitewater for \$588,824.

It is extremely unlikely that the property will be sold for the \$815,000 amount. In order to fund the purchase by the City, staff recommends using the \$383,798 currently being held in a special account, and in addition, borrowing \$205,000 from the Wastewater Equipment Revolving Fund at 2% interest.

**RESOLUTION AUTHORIZING THE BORROWING OF
\$205,000.00 FROM THE WASTEWATER EQUIPMENT
REVOLVING FUND (FUND 620) FOR THE PURPOSE OF
ASSISTING THE FUNDING OF THE PURCHASE OF
APPROXIMATELY 10.5 ACRES OF PROPERTY
LOCATED AT HIGHWAY 12/ELKHORN ROAD AND BLUFF ROAD
IN THE CITY OF WHITEWATER**

WHEREAS, the City of Whitewater has agreed to purchase the above-referenced property for \$588,824.00, if Walworth County does not sell the property under its foreclosure sale process, and

WHEREAS, the City intends to use \$383,798.00 it currently is holding in a special account for the purchase of the property, and needs an additional \$205,000.00 to pay for the property, and

WHEREAS, City of Whitewater Wastewater Equipment Revolving Fund has sufficient funds available to lend to the City to purchase said property,

Now, therefore, **BE IT RESOLVED**,

1. The City of Whitewater shall borrow the sum of \$205,000.00 at the rate of 2% per annum from the Wastewater Equipment Revolving Fund for the purpose of assisting the funding of the purchase of approximately 10.5 acres of property located at Highway 12/Elkhorn Road and Bluff Road in the City of Whitewater.

Resolution introduced by Councilmember _____,
who moved its adoption. Resolution seconded by Councilmember _____.

AYES:

NOES:

ABSENT:

ADOPTED:

Cameron Clapper, City Manager

Michele R. Smith, City Clerk

ORDINANCE NO. _____

AN ORDINANCE AMENDING SECTION 12.24.040
DANGEROUS OR DISEASED TREES A NUISANCE
(09-25-14 – 3:00 p.m. Draft)

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do hereby ordain as follows:

Section 1: Whitewater Municipal Code Chapter 12.24, Section 12.24.040, is hereby amended to read as follows:

12.24.040 Dangerous or diseased trees a nuisance.

- (a) Any tree or shrub growing in a public street, alley or any public place, or in private property, as determined by the City Forester, which is endangering or which in any way may endanger any person or property not owned by the tree or shrub owner, or the security or usefulness of any public street, sewer, street light, or sidewalk, or which is diseased and may spread said disease to other trees, is a public nuisance, and the City may require the property owner to remove, trim, or spray such tree on private property. Failure of the property owner to remove, trim or spray such tree on private property after thirty days written notice by mail has been given by the City is in violation of this chapter.
- (b) Every seven days after said thirty days have elapsed that the property owner continues to fail to remove, trim, or spray such tree(s) on private property is a new violation.
- (c) Certificate of Compliance Required. Any property owner ordered hereunder to remove, trim, or spray a tree on private property shall file a certificate of compliance with the City Forester within seven days after such ordered removal, trimming or spraying has been completed. The certificate of compliance shall be on forms provided by the City Forester. Failure of the property owner to file the certificate within the prescribed time is a violation of this chapter.
- (d) If a property owner fails to comply with orders under this chapter within 30 days, the City may, in addition to issuing citations or other remedies available to it, do the work necessary to remedy the violations and charge the cost of said work to the property owner as a special charge and said charges shall become a special tax and lien against said premises and, if not paid, shall be inserted by the City Clerk in the next ensuing tax roll as a special tax against the premises and in addition, at the discretion of the City Manager, the costs may be collected by suit against the owner or occupant of the premises.
- (e) This subsection shall not create a duty for the City of Whitewater to inspect for dangerous trees or shrubs, or create a duty for the City of Whitewater to discover dangerous or diseased trees and shrubs and shall not be construed to hold the City of

Whitewater or any of its officers, employees or agents, liable for any injuries or damages any party suffers related to dangerous or diseased trees or shrubs.

- (f) Appeals. Appeals from orders made hereunder may be made by filing written notice thereof with the City Clerk within five days after such order is received, stating in substance that appeal is being made from such order to the City Council. The Clerk shall thereupon call such appeal to the attention of the City Council at the next regular or special meeting, at which meeting the appellant and the City Forester may present evidence. Action taken by the City Council after such hearing shall be conclusive.

Ordinance introduced by Councilmember _____ , who moved its adoption. Seconded by Councilmember _____.

AYES:

NOES:

Cameron Clapper, City Manager

ABSENT:

Michele R. Smith, City Clerk

ADOPTED:



City of Whitewater Council Agenda Item Information Sheet

MEETING DATE: **09/16/2014**

ITEM: **250 -252 S Fourth Street Rezone Request**

PRESENTER: **City Planner**

PREVIOUS ACTION, IF ANY: **None.**

SUMMARY OF ITEM BEING PRESENTED: **Proposed Conditional Use Permit and Zoning Map Amendment to Impose the R-2A Residential Overlay District to Enable Up to Four Unrelated Persons in a Residence per Section 19.19 at 250-252 S. Fourth Street (Tax ID# /OT 00175) for Randall Aschbrenner, RLA Properties, LLC.**

Parking spaces are provided with four spaces located along side the northwest side of the house and four spaces alongside the southeast. The Plan Commission requested that the parking be extended from 40 to 45 feet. The 45 feet may be shortened to meet maximum 40% impervious surface for the total lot.

BUDGET IMPACT, IF ANY: **N/A**

BOARD, COMMISSION, OR COMMITTEE RECOMMENDATION, IF ANY: **The Plan and Architectural Review Commission took action to recommend approval on September 8th, 2014.**

STAFF RECOMMENDATION: **Please see Planner Report**

RECOMMENDED MOTION: **N/A**

ATTACHMENT(S) INCLUDED (If none, please state):
Planners Report

FOR MORE INFORMATION CONTACT:
Chris Munz-Pritchard, cmunz-pritchard@whitewater-wi.gov, 262-473-0143.

To: City of Whitewater Plan and Architectural Review Commission

From: Mike Slavney, FAICP, Consulting City Planner

Date: 25 August 2014

Re: **Item # 6** Proposed Conditional Use Permit to Enable Up to Four Unrelated Persons in a Residence per Section 19.19 at 250-252 S. Fourth Street (Tax ID# /OT 00175) for Randall Aschbrenner, RLA Properties, LLC.

Summary of Request		
Requested Approvals:	Conditional Use to Enable Up to Four Unrelated Residents	
Location:	250-252 S. Fourth Street	
Current Land Use:	Two Family Dwelling with Two Four-Bedroom Units	
Proposed Land Use:	Same, but with up to 4 unrelated individuals per unit (up from 3)	
Current Zoning:	R-2 One and Two Family Residential	
Proposed Zoning:	R-2A Overlay District over the Current R-2 Zoning District	
Comprehensive Plan's Future Land Use:	Central Business	
Surrounding <i>Zoning</i> and Current Land Uses:		
Northwest:	Subject Property	Northeast:
R-2 Two-Family		B-2 Office building and surface parking
Southwest:	Subject Property	Southeast:
R-2 Two-Family		R-2 Two-Family

Description of the Proposal:

This proposal involves a request to approve a Conditional Use Permit to increase the number of permitted unrelated individuals in a non-family household from three to four. No other requirements of the existing R-2 Residential Zoning District are affected.

The existing dwelling is a two-family residence with one unit on the first floor and one unit on the second. Each unit contains four bedrooms, one bathroom, a living room and kitchen. A window on the second floor will be removed in order to accommodate a second exit in the second floor unit, as requested by the City. No other changes are proposed to the building.

Eight surface parking spaces are provided, with four spaces located alongside the north side of the house and four spaces alongside the south side. The parking spaces are stacked so that vehicles are parked in when the parking area is full. In its current configuration, the parking area does not meet the Zoning Code requirements for minimum parking space length of 20 feet (Section 19.51.050(A)(1)). In addition, Section 19.51.080(B.) of the Zoning Code permits a maximum of 6 vehicles parked in any combination of the front and side yard area, and the site currently provides eight parking spaces in the side yards, exceeding the maximum.

The Plan Commission holds the public hearing on a Conditional Use Permit, and makes the final determination of approval, approval with conditions, or denial.

PLANNER'S RECOMMENDATIONS:

The driveway and parking spaces should be paved in order to meet Zoning Code requirements, but Section 19.18.060 establishes a maximum of 40% impervious surface area in any yard. Between the limitation on the number of parking spaces in the front and side yards and the impervious surface area requirement, reconfiguring the parking to meet the Zoning Code requirements results in the removal of trees and green space in the side and rear yards as well as a significant increase the site's impervious surface area. Given the difficulty in meeting the Zoning Code requirements, I recommend that the Plan and Architectural Review Commission recognize the existing parking areas as grandfathered rather than require that parking spaces be moved to the rear yard. I would recommend allowing for four stacked parking spaces on each side of the house, as currently arranged. The Commission could require the applicant to pave the driveway and parking spaces, which I would recommend.

I recommend that the Plan and Architectural Review Commission recommend approval of the proposed Conditional Use Permit to Enable Up to Four Unrelated Persons in a Residence at 250-252 S. Fourth Street; subject to the recommendations and findings presented below:

Suggested Conditions of Approval:

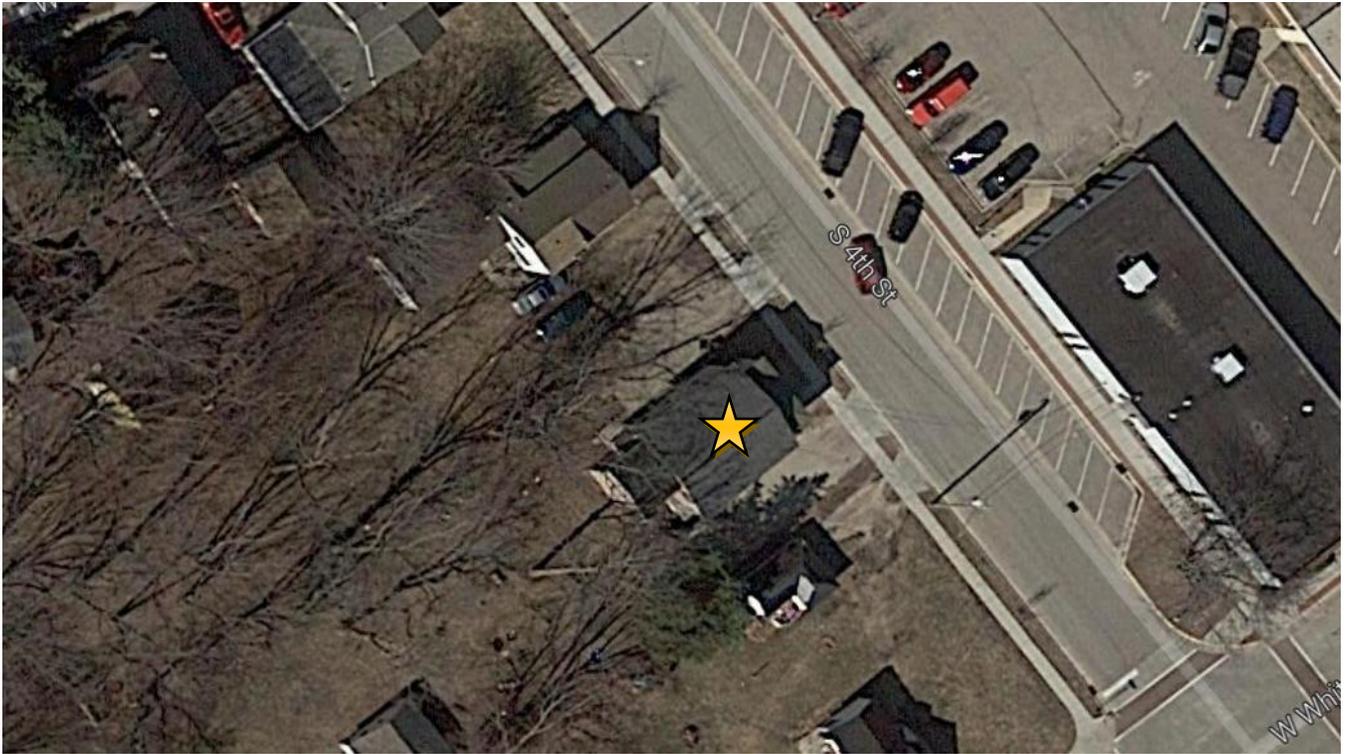
1. The parking areas and driveways must be paved with concrete or asphalt, as required by the City's Zoning Code and as depicted on the attached drawing provided by Vandewalle and Associates.
2. Any other conditions identified by City Staff or the Plan Commission.

Suggested Findings are presented on the following page.

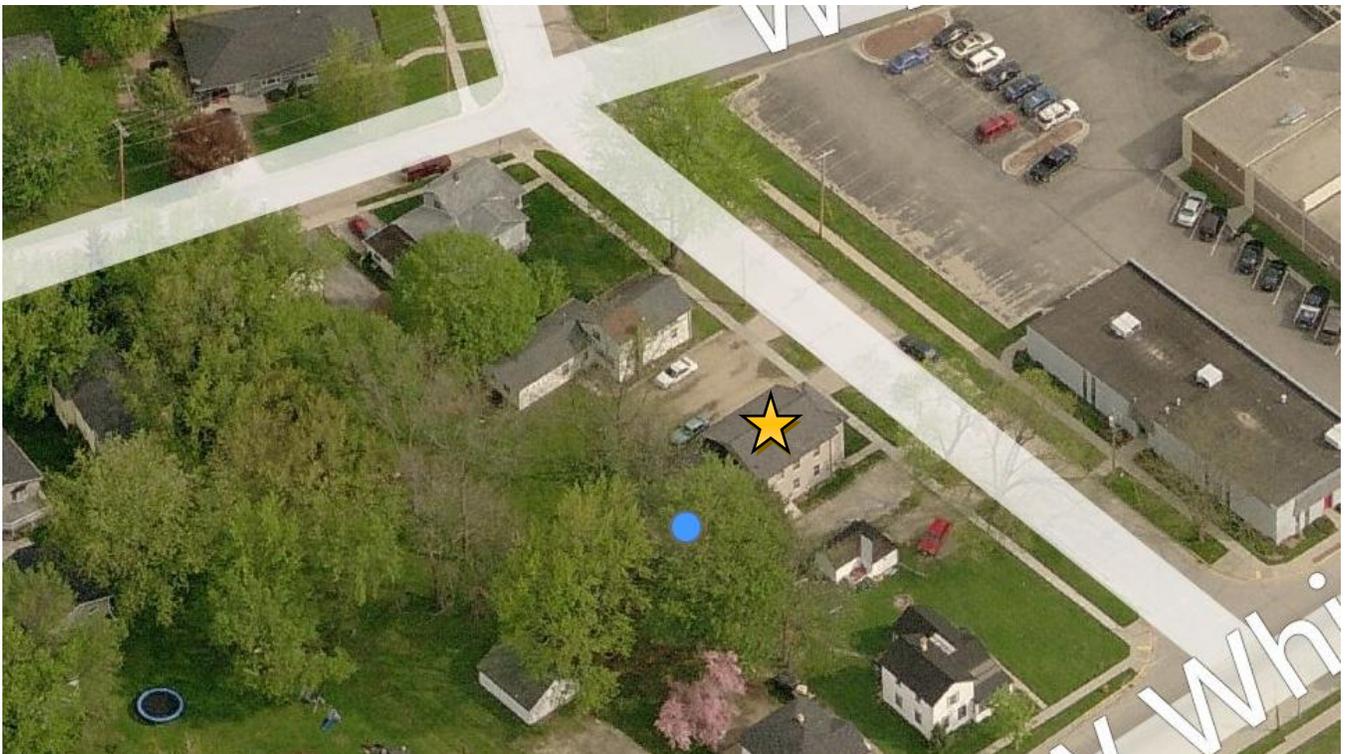
SUGGESTED FINDINGS TO BE MADE BY THE PLAN COMMISSION

Conditional Use Permits are required to be reviewed in relation to a set of standard criteria presented in the Zoning Ordinance (Section 19.66.050).

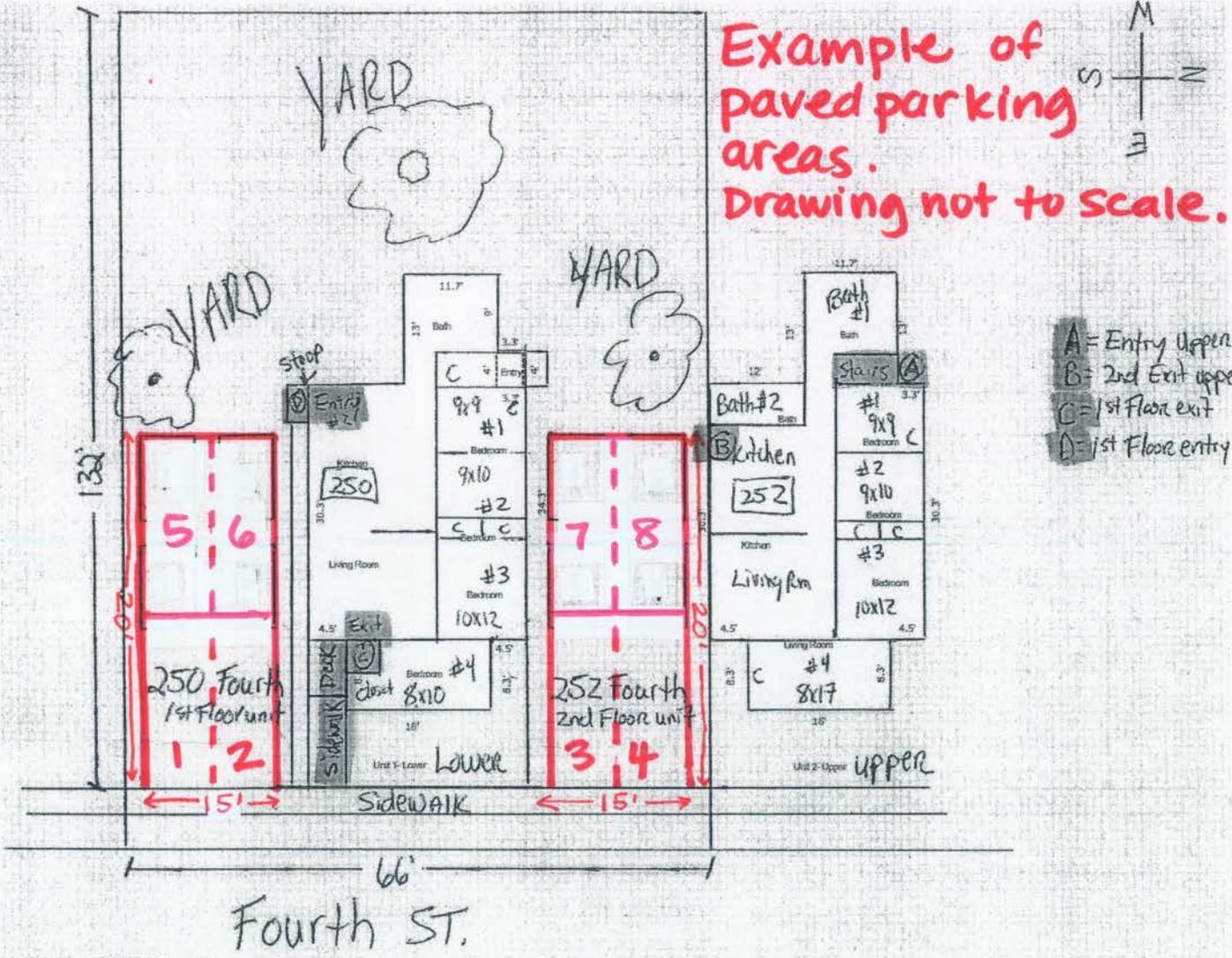
Analysis of Proposed Conditional Use Permit for: 250-252 S. Fourth Street		
<i>Conditional Use Permit Review Standards per Section 19.66.050:</i>		
STANDARD	EVALUATION	COMMENTS
1. The establishment, maintenance, or operation of the conditional use will not create a nuisance for neighboring uses or substantially reduce the values of property.	Yes	This project will involve no exterior building modifications and maintains the number of bedrooms currently in the dwelling.
2. Adequate utilities, access roads, parking, drainage, landscaping, and other necessary site improvements are being provided.	No	All utilities are adequate. The parking area does not meet the current parking requirements, but the current arrangement could be grandfathered.
3. The conditional use conforms to all applicable regulations of the district in which it is located, unless otherwise specifically exempted in this ordinance or through variance.	Yes	No exemptions or variances are being requested.
4. The conditional use conforms to the purpose and intent of the city master (comprehensive) plan.	Yes	The proposal does not change the two-family use of the property.
5. The conditional use and structures are consistent with sound planning and zoning principles.	Yes	The project is consistent with the use and density requirements of the R-2A District and the Comprehensive Plan.



250-252 S. Fourth Street - Google Maps



250-252 S. Fourth Street - Bing Maps



Comments:

250-252 Fourth St. Whitewater, WI 53190

AREA CALCULATIONS SUMMARY			
Code	Description	Net Size	Net Totals
GLA1	First Floor	1119.60	1119.60
GLA2	Second Floor	1119.60	1119.60
P/P	Porch	13.20	13.20

LIVING AREA BREAKDOWN			
Breakdown		Subtotals	
First Floor			
18.0	x	8.3	149.40
27.0	x	30.3	818.10
9.0	x	11.7	105.30
4.0	x	15.0	60.00
Second Floor			
27.0	x	30.3	818.10
8.3	x	18.0	149.40
13.0	x	11.7	152.10
P			

To: City of Whitewater Plan and Architectural Review Commission
 From: Mike Slavney, FAICP, Consulting City Planner
 Date: 25 August 2014
 Re: **Item # 5** Proposed Zoning Map Amendment to Impose the R-2A Residential Overlay District Zoning Classification per Section 19.19 at 250-252 S. Fourth Street (Tax ID# /OT 00175) for Randall Aschbrenner, RLA Properties, LLC.

Summary of Request		
Requested Approvals:	Zoning Map Amendment to Add the R-2A Overlay District	
Location:	250-252 S. Fourth Street	
Current Land Use:	Two Family Dwelling with Two Four-Bedroom Units	
Proposed Land Use:	Same, but with up to 4 unrelated individuals per unit (up from 3)	
Current Zoning:	R-2 One and Two Family Residential	
Proposed Zoning:	R-2A Overlay District over the Current R-2 Zoning District	
Comprehensive Plan's Future Land Use:	Central Business	
Surrounding <i>Zoning</i> and Current Land Uses:		
Northwest:	Subject Property	Northeast:
R-2 Two-Family		<i>B-2</i> Office building and surface parking
Southwest:		Southeast:
R-2 Two-Family		R-2 Two-Family

Description of the Proposal:

This proposal involves a request to amend the Zoning Map to add the R-2A Residential Overlay zoning district to the existing R-2 zoning district for a home at 250-252 S. Fourth Street.

The R-2A Residential Overlay district is established by Chapter 19.19 of the Zoning Ordinance. Adopting the R-2A Residential Overlay district enables the consideration of a Conditional Use Permit, which if approved, would increase the number of permitted unrelated individuals in a non-family household from three to four. No other requirements of the existing R-2 Residential Zoning District are affected.

Current Zoning: R-2 One & Two Family Residence
Proposed Zoning: R-2A Overlay District

The Plan Commission holds the public hearing on a Zoning Map Amendment request, and forwards a recommendation to the Common Council.

PLANNER’S RECOMMENDATIONS:

The existing dwelling is a two family residence with one unit on the first floor and one unit on the second. Each unit contains four bedrooms, one bathroom, a living room and kitchen. Eight surface parking spaces are provided, with four spaces located alongside the northwest side of the house and four spaces alongside the southeast side.

I recommend that the Plan and Architectural Review Commission recommend approval of the proposed Zoning Map Amendment to add the R-2A overlay zoning district to the subject property, subject to the finding presented below.

SUGGESTED FINDING TO BE MADE BY THE PLAN COMMISSION

Zoning Map Amendments and other changes to the Zoning Ordinance are addressed by Chapter 19.69.

Subsection 19.69.010 enables the Plan Commission to review and recommend, and the City Council to consider, amendments to zoning district boundaries whenever the public necessity, general welfare or good zoning practice are accomplished.

I note that the subject property is within an area identified as potentially appropriate for the R-2A Overlay Zoning District. The number of existing bedrooms and the fact that limited exterior building modifications are being proposed further indicates the suitability of this building for the proposed R-2A District.

I further note that granting this request for the subject property is consistent with the public necessity and general welfare of the community.

**AN ORDINANCE IMPOSING THE R-2A
RESIDENTIAL OCCUPANCY OVERLAY DISTRICT
ZONING CLASSIFICATION FOR CERTAIN PRPERTY
IN THE CITY OF WHITEWATER**

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, do, pursuant to Municipal Code Section 19.69, hereby impose the R-2A Residential Occupancy Overlay District Zoning classification (19.19) on the below property:

Section 1: The R-2A Residential Occupancy Overlay District Zoning classification is hereby imposed upon:

<u>Address</u>	<u>Tax ID#</u>	
250-252 S. Fourth Street	/OT 00175	Aschebrenner

Section 2: The official zoning map of the City of Whitewater is hereby amended to show the above action.

Section 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember _____, who moved its adoption. Seconded by Councilmember _____.

AYES:

NOES:

Cameron Clapper, City Manager

ABSENT:

Michele R. Smith, City Clerk

ADOPTED:



City of Whitewater Council Agenda Item Information Sheet

MEETING DATE: **09/16/2014**

ITEM: **255 S. Prairie Street Rezone Request**

PRESENTER: **City Planner**

PREVIOUS ACTION, IF ANY: **None.**

SUMMARY OF ITEM BEING PRESENTED: **Proposed Conditional Use Permit and Zoning Map Amendment to Impose the R-2A Residential Overlay District to Enable Up to Four Unrelated Persons in a Residence per Section 19.19 at 255 S. Prairie Street (Tax ID# /OT 00051) for Mark and Lexy Mass.**

Conditional Use to enable up to five unrelated resident. Condition of Approval the driveway must be paved with concrete or asphalt and because the northern most parking spaces is not long enough to meet the requirement of the City Zoning Code, the space must be assigned to a small or compact car only.

BUDGET IMPACT, IF ANY: **N/A**

BOARD, COMMISSION, OR COMMITTEE RECOMMENDATION, IF ANY: **The Plan and Architectural Review Commission took action to recommend approval on September 8th, 2014.**

STAFF RECOMMENDATION: **Please see Planner Report**

RECOMMENDED MOTION: **N/A**

ATTACHMENT(S) INCLUDED (If none, please state):
Planners Report

FOR MORE INFORMATION CONTACT:
Chris Munz-Pritchard, cmunz-pritchard@whitewater-wi.gov, 262-473-0100.

To: City of Whitewater Plan and Architectural Review Commission

From: Mike Slavney, FAICP, Consulting City Planner

Date: 25 August 2014

Re: **Item # 8** Proposed Conditional Use Permit to Enable Up to Five Unrelated Persons in a Residence per Section 19.19 at 255 S. Prairie Street (Tax ID# /CL 00051) for Mark and Lexy Maas.

Summary of Request		
Requested Approvals:	Conditional Use to Enable Up to Five Unrelated Residents	
Location:	255 S. Prairie Street	
Current Land Use:	4-Bedroom Single Family Detached Dwelling Unit	
Proposed Land Use:	5-Bedroom Single Family Detached Dwelling Unit with up to 5 unrelated individuals (up from 3)	
Current Zoning:	R-2 One and Two Family Residential	
Proposed Zoning:	R-2A Overlay District over the Current R-2 Zoning District	
Comprehensive Plan's Future Land Use:	Higher Density Residential	
Surrounding <i>Zoning</i> and Current Land Uses:		
	North:	
	R-2 Two Family	
West:	Subject Property	East:
R-2 Single Family		R-2 Single Family
	South:	
	R-2 Single Family	

Description of the Proposal:

This proposal involves a request to approve a Conditional Use Permit to increase the number of permitted unrelated individuals in a non-family household from three to five. No other requirements of the existing R-2 Residential Zoning District are affected.

The existing dwelling is a single family home with a front porch and a detached garage in the rear yard. The first floor contains one bathroom, a living room, a kitchen, a laundry room, and one bedroom connected to a front living room/parlor. The second floor contains three bedrooms and one bathroom. The proposal involves converting the living room/parlor on the first floor to a bedroom by closing off a wall and adding a closet. This would bring the total number of bedrooms to five. No other changes are proposed to the building or building exterior.

The driveway is unpaved until it reaches the rear yard, where a paved parking area is located. A two-car garage is located behind the paved area. The paved area is 14 feet wide where it begins at the gravel driveway and widens to approximately 27 feet at the garage. The paved area is 24 feet long between the garage and the driveway, but narrows to 14 feet long where it meets the patio. This area has been used to park three vehicles, however, it does not meet the Zoning Code requirements for minimum parking space length. At minimum, parking spaces must be 20 feet long, and a three-car parking area must be 24 feet by 20 feet in order to meet the requirements of Section 19.51.050(A)(1). The existing parking area is wide enough, but, due to its curved shape, it is not 20 feet long at its northern end.

The Plan Commission holds the public hearing on a Conditional Use Permit, and makes the final determination of approval, approval with conditions, or denial.

PLANNER'S RECOMMENDATIONS:

I recommend that the Plan and Architectural Review Commission recommend approval of the proposed Conditional Use Permit to Enable Up to Five Unrelated Persons in a Residence at 255 S. Prairie Street; subject to the recommendations and findings presented below:

Suggested Conditions of Approval:

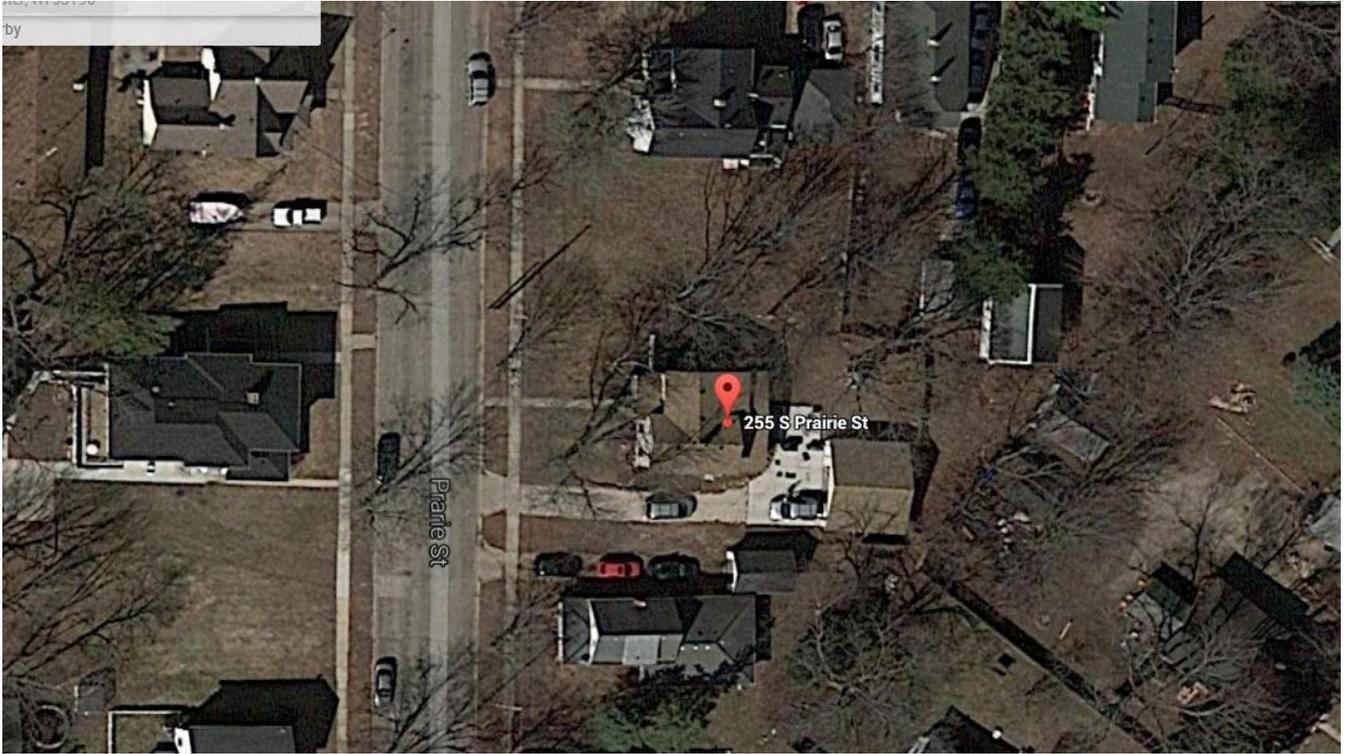
1. Because the northernmost parking space is not long enough to meet the requirements of the City's Zoning Code, this space must be assigned to a small or compact car only.
2. Pave the driveway with concrete or asphalt so that it is in full conformance with the parking requirements of the City's Zoning Code, unless this requirement is waived by the Plan Commission.
3. Any other conditions identified by City Staff or the Plan Commission.

Suggested Findings are presented on the following page.

SUGGESTED FINDINGS TO BE MADE BY THE PLAN COMMISSION

Conditional Use Permits are required to be reviewed in relation to a set of standard criteria presented in the Zoning Ordinance (Section 19.66.050).

Analysis of Proposed Conditional Use Permit for: 255 S. Prairie Street		
<i>Conditional Use Permit Review Standards per Section 19.66.050:</i>		
STANDARD	EVALUATION	COMMENTS
1. The establishment, maintenance, or operation of the conditional use will not create a nuisance for neighboring uses or substantially reduce the values of property.	Yes	This project will involve no exterior building modifications and creates one new bedroom.
2. Adequate utilities, access roads, parking, drainage, landscaping, and other necessary site improvements are being provided.	No	All utilities are adequate. The driveway to be paved in order to meet the current parking requirements. The northernmost parking space is too short and must be used for a compact car only.
3. The conditional use conforms to all applicable regulations of the district in which it is located, unless otherwise specifically exempted in this ordinance or through variance.	Yes	No exemptions or variances are being requested.
4. The conditional use conforms to the purpose and intent of the city master (comprehensive) plan.	Yes	The proposal does not change the single family use of the property.
5. The conditional use and structures are consistent with sound planning and zoning principles.	Yes	The project is consistent with the use and density requirements of the R-2A District and the Comprehensive Plan.



255 S. Prairie Street - Google Maps



Street View

To: City of Whitewater Plan and Architectural Review Commission
 From: Mike Slavney, FAICP, Consulting City Planner
 Date: 25 August 2014
 Re: **Item # 7** Proposed Zoning Map Amendment to Impose the R-2A Residential Overlay District Zoning Classification per Section 19.19 at 255 S. Prairie Street (Tax ID# /CL 00051) for Mark and Lexy Maas.

Summary of Request		
Requested Approvals:	Zoning Map Amendment to Add the R-2A Overlay District	
Location:	255 S. Prairie Street	
Current Land Use:	4-Bedroom Single Family Detached Dwelling Unit	
Proposed Land Use:	5-Bedroom Single Family Detached Dwelling Unit with up to 5 unrelated individuals (up from 3)	
Current Zoning:	R-2 One and Two Family Residential	
Proposed Zoning:	R-2A Overlay District over the Current R-2 Zoning District	
Comprehensive Plan's Future Land Use:	Higher Density Residential	
Surrounding <i>Zoning</i> and Current Land Uses:		
	North:	
	R-2 Two Family	
West:	Subject Property	East:
R-2 Single Family		R-2 Single Family
	South:	
	R-2 Single Family	

Description of the Proposal:

This proposal involves a request to amend the Zoning Map to add the R-2A Residential Overlay zoning district to the existing R-2 zoning district for a home at 255 S. Prairie Street.

The R-2A Residential Overlay district is established by Chapter 19.19 of the Zoning Ordinance. Adopting the R-2A Residential Overlay district enables the consideration of a Conditional Use Permit, which if approved, would increase the number of permitted unrelated individuals in a non-family household from three to four. No other requirements of the existing R-2 Residential Zoning District are affected.

Current Zoning: R-2 One & Two Family Residence
Proposed Zoning: R-2A Overlay District

The Plan Commission holds the public hearing on a Zoning Map Amendment request, and forwards a recommendation to the Common Council.

PLANNER’S RECOMMENDATIONS:

The existing dwelling is a single family home with a front porch and a detached garage in the rear yard. The first floor contains one bathroom, a living room, a kitchen, a laundry room, and one bedroom connected to a front living room/parlor. The second floor contains three bedrooms and one bathroom. The proposal involves converting the living room/parlor on the first floor to a bedroom by closing off a wall and adding a closet. This would bring the total number of bedrooms to five.

I recommend that the Plan and Architectural Review Commission recommend approval of the proposed Zoning Map Amendment to add the R-2A overlay zoning district to the subject property, subject to the finding presented below.

SUGGESTED FINDING TO BE MADE BY THE PLAN COMMISSION

Zoning Map Amendments and other changes to the Zoning Ordinance are addressed by Chapter 19.69.

Subsection 19.69.010 enables the Plan Commission to review and recommend, and the City Council to consider, amendments to zoning district boundaries whenever the public necessity, general welfare or good zoning practice are accomplished.

I note that the subject property is within an area identified as potentially appropriate for the R-2A Overlay Zoning District. The number of existing bedrooms and the fact that no exterior building modifications are being proposed further indicates the suitability of this building for the proposed R-2A District.

I further note that granting this request for the subject property is consistent with the public necessity and general welfare of the community.

**AN ORDINANCE IMPOSING THE R-2A
RESIDENTIAL OCCUPANCY OVERLAY DISTRICT
ZONING CLASSIFICATION FOR CERTAIN PRPERTY
IN THE CITY OF WHITEWATER**

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, do, pursuant to Municipal Code Section 19.69, hereby impose the R-2A Residential Occupancy Overlay District Zoning classification (19.19) on the below property:

Section 1: The R-2A Residential Occupancy Overlay District Zoning classification is hereby imposed upon:

<u>Address</u>	<u>Tax ID#</u>	
255 S. Prairie Street	/CL 00051	Maas

Section 2: The official zoning map of the City of Whitewater is hereby amended to show the above action.

Section 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember _____, who moved its adoption. Seconded by Councilmember _____.

AYES:

NOES:

Cameron Clapper, City Manager

ABSENT:

Michele R. Smith, City Clerk

ADOPTED:



City of Whitewater Council Agenda Item Information Sheet

MEETING DATE: **10/7/2014**

ITEM: **Strand Associates Task Order Approval – George Street Reconstruction**

PRESENTER: **Assistant City Manager**

PREVIOUS ACTION, IF ANY: **None**

SUMMARY OF ITEM BEING PRESENTED:

On September 18, 2014, Strand Associates provided staff with a Task Order for the street and utility reconstruction on George Street between North Street and the north end of the cul-de-sac. The scope of services is attached for your review.

Please note that construction-related services, such as contract administration, construction staking, and construction observation services are not included in this scope of work, but anticipated to be addressed by a future Task Order.

Services will begin upon execution of this Task Order, which is anticipated the week of October 6, 2014.

BUDGET IMPACT, IF ANY

Strand Associates will be compensated on an hourly rate basis plus expenses at a not-to-exceed fee of \$95,200.

BOARD, COMMISSION, OR COMMITTEE RECOMMENDATION, IF ANY: None

STAFF RECOMMENDATION: Staff recommends approving Task Order No. 14-04

RECOMMENDED MOTION: To approve Task Order No. 14-04 for design and bidding-related services from Strand Associates for the George Street reconstruction improvements.

ATTACHMENT(S) INCLUDED (If none, please state that) Task Order No. 14-04

FOR MORE INFORMATION CONTACT:

Chris McDonell, cmcdonell@whitewater-wi.gov, 262.473.0139.

INTERNAL REVIEW

DRAFT

Task Order No. 14-04
City of Whitewater, Wisconsin (OWNER)
and Strand Associates, Inc.® (ENGINEER)
Pursuant to Technical Services Agreement dated February 8, 2012

Project Information

Project Name: George Street Reconstruction

Project Description: Street and utility reconstruction on George Street between North Street and the north end of the cul-de-sac and in an easement between the cul-de-sac and Starin Road.

Services Description: Design services and bidding-related services for project.

Scope of Services

ENGINEER will provide the following services to OWNER:

1. Complete a topographic survey of the project area to locate existing features, utilities, and property irons in the project corridor.
2. Design new sanitary sewer, water main, and storm sewer and show on plan and profile drawings. Replacement of the water main crossing of Whitewater Creek near the existing bridge is not included in the project.
3. Design new street and prepare plan and profile drawings and cross sections for street, curb and gutter, and sidewalk construction.
4. Prepare a stormwater management plan for the project including design of up to two bioretention basins and connecting storm sewer.
5. Review existing drawings and current inspection reports prepared by others for existing bridge structure and incorporate recommended improvements into project. Replacement of the existing bridge is not included in the project.
6. Meet with OWNER to present the preliminary engineering concepts and solicit input.
7. Assist OWNER with communication with utility companies regarding relocation or modification of existing utility infrastructure in the project corridor.
8. Assist OWNER with easement and right-of-way acquisition for the bioretention basins and storm sewer. Complete field survey and prepare legal descriptions and exhibits for the various parcels needed. It is anticipated that OWNER will provide recent title reports for affected properties.
9. Prepare construction staging and detour/access plans for the project.
10. Obtain regulatory approvals for proposed construction and erosion control permit/Chapter 30 permit from the Wisconsin Department of Natural Resources (WDNR).
11. Submit final drawings, specifications, sanitary sewer extension forms, and water main extension forms to the WDNR for approval.



City of Whitewater Council Agenda Item Information Sheet

MEETING DATE: 10/7/2014

ITEM: Milwaukee St. & Newcomb St. Intersection ROW

PRESENTER: Assistant City Manager

SUMMARY OF ITEM BEING PRESENTED:

The city has made offers to purchases to the owners of five parcels needed for the WisDOT Newcomb Street/Milwaukee Street intersection project based on appraisals for the necessary right-of-way. We are now preparing to make the City's last offer through Jurisdictional Offers (JO) as outlined in Chapter 32 of the WI Statutes. If owners do not sign the JOs within twenty days of their receipt, then an Award of Damages will be signed by the City and submitted to the Walworth County Clerk of Circuit Court.

Staff is asking that City Council approve the Jurisdictional Offer amounts, and any future Award of Damages in the same amount. However, for Parcel 2 (Frawley), we are still in negotiations and ask the council to approve an amount up to what is listed on Administrative Revision (#3), which is attached to the agenda item. This amount is currently pending WisDOT approval.

We anticipate that property acquisition will be complete by the end of October. The City will be able to file for reimbursement for all property acquisition costs in November, and will likely receive reimbursement within one to two months.

BUDGET IMPACT, IF ANY:

This is a connecting highway project with 100% state funding for property acquisition. WisDOT will reimburse the City for all costs associated with property acquisition for this project, including the cost of Strand Engineering's coordination of the project.

STAFF RECOMMENDATION:

Staff recommendation is for approval. WisDOT is funding this project 100% and all acquisition expenditures will be reimbursed after all right-of-way is acquired.

RECOMMENDED MOTION:

To approve Strand Engineering continuing with the property acquisition process for WisDOT Project 3100-06-70 using the Administrative Revision for Frawley Enterprises of Whitewater dated September 30, 2014 and the Jurisdictional Offers.

And

Approve any resulting Award of Damages in amounts as outlined in the Jurisdictional Offers.

ATTACHMENT(S) INCLUDED:

Administrative Revision for Parcel 2, Jurisdictional Offers for Parcels 1, 2, 4, 5, and 6.

FOR MORE INFORMATION CONTACT:

Chris McDonell, cmcdonell@whitewater-wi.gov, 262.473.0139

ADMINISTRATIVE REVISION

LPA1592 08/2011 (Replaces LPA3038)

Property type Commercial	Property net size 4.125 acres	Fee acquired NA	Other interests Highway Easement = 0.06, TLE = 0.21
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Brief description of size, shape, effect of acquisition on property:

(Note 1:) The existing property is 4.125 acres and has features that make the parcel function as separate individual lots. Buildings on the site include office/headquarters/warehouse, car wash, convenience store, warehouse areas, and the far eastern Firestone service garage. The subject single parcel was amassed from 4 separate parcels when Frawley's built a new headquarters and warehouse in 2008–2009. The far eastern service garage is the parcel area most affected by the project. The service /retail property area is 3424 SF and has an adjacent warehouse.

(Note 2:) 8/14/14 The previous administrative revision was approved 3/5/14 (WisDOT) and 5/7/14 (City). The subject administrative revision is according to the adjusted anticipated letting and construction in 2019 instead of 2017, resulting in an increased TLE period and payment. The TLE amount was increased accordingly. The past unit price revision of \$215,000 per acre (up from the \$188,900 of the original LPA's appraisal) and land capitalization/weighted average land rate of 1.89% is retained with TLE period increased to 5.5 years(66 months). These items were consistent with the additional revised appraisals conducted by Accurate Appraisal for other parcels requiring updated appraisals based on acreage changes.

(Note 3:) 9/30/14 The proposed administrative revision is a proposed negotiated settlement with the owner. This final administrative revision settles the main concern of the owner regarding change in use or building damages to the most substantially impacted building on the lot (Firestone Store at the northwest corner of STH59/Milwaukee Street). Both appraisals provided appropriate valuations, opinions, and data with valuations and collective parcel evaluations most suitable from the state's appraisal. However, details and contents of the owner's appraisal put into question the cost to cure parking arrangements and the diminished value of the Firestone store for loss of additional retail parking stalls. The offer increases the parcels compensation for the loss of 4 of the 10 most valuable parking stalls for the parcel that has a collective 14 stalls. Additional landscaping is also provided to allow owner to landscape this prominent area.

COMPARISON OF DAMAGES

Item	Administrative Revision 2	Owner Appraisal	Administrative Revision 3
Appraiser Name	City of Whitewater (Cameron Clapper) and WisDOT	Appraisal Specialists (Art Sullivan) 1/25/14	City of Whitewater (Cameron Clapper) and WisDOT
Before Value	\$3,030,725	\$ 3,413,500	\$3,030,725
After Value	\$2,985,297 (-\$45,428)	\$ 3,164,000 (- \$71,500 before/after and -\$178,000)	\$2,975,725 (-\$55,00)
Land	@ \$215,000	@ \$305,000	@ \$ 215,000
Highway Easement	\$ 12,900	\$ 18,300	\$ 12,900
Asphalt/Concrete	\$ 4,500	\$ 4,500	\$ 4,500
Landscaping	\$ 2,325 + 650 = \$2,975	\$ 3,425	\$ 2,325+650+\$600 =\$3,575
Business Sign	\$ 4,925	\$ 6,555	\$ 4,925
Cost to Cure Parking	\$ 20,100	\$ 38,700	\$ 28,761
Rounding	\$ 28 + 2	\$ 20	\$ 339
Sub TOTAL	Rounded to \$45,430	\$ 71,500	\$ 55,000
Additional Comp. (TLE)	\$ 4,700 - See below	\$ 178,000	\$ 4,700
TOTAL DAMAGES	\$ 50,130	\$ 249,500	\$ 59,700

Justification for administrative increase (attach additional pages if necessary):

See background notes from above - Cost to Cure Parking settlement compensation provided here focuses on loss of parking at the Firestone Store which is a corner lot. The state's appraisal provided more accurate and applicable land valuation. The owner's appraisal identified more damages in the after condition related to parking maneuvers on the Firestone storefront. This building could be considered to have a highest and best use as separate from the remainder of the parcel. Reasons for adjustments in the cost to cure parking are noted; (1) The state appraisal evaluated the collective loss of three stalls over the entire 4.125 acre site; (2) The owner's appraisal used engineering data, parking

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Project: 3110-06-20	County: Walworth	Owner(s): Frawley Enterprises of Whitewater	2
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stall evaluations, and service garage turning movements to bring into question turning movements and parking conditions for the building regarding the loss of a fourth parking stall; (3) Information gained from the comparison of both appraisals indicate that the corner lot Firestone building could be more thoroughly evaluated because its highest and best use may be separate from the cumulative parcel; (4) Thus, although 14 stalls are present around the building and 12 or needed because of the size of the building, the building will be losing 4 of the most valuable retail stalls of the 10 stalls in the front of the store. The damages are calculated based on the diminishment of value for the building from retail (\$39 rounded from \$38.50 SF valuation) to warehouse (\$18.00 SF valuation). Thus, valuation for the loss of 4 of 10 most valuable parking areas is estimated at: $4/10 (\$39(\text{retail}) - \$18 (\text{warehouse}) \times 3424 \text{ SF Firestone Building} = \$28,761$; (5) Based on the loss of the four cumulative parking stalls an additional landscaping payment is recommended to allow the owners to re-install groundcover/grass in any area they so choose. Assume Lawn Valuation of \$0.60 SF rounded up from state appraisal $\times 4 \text{ stalls at } 8\text{-}10' \times 24' = 1000 \text{ SF rounded} = \600 . This compensation exceeds owner's appraisal total estimate. New Total \$3,575.

Administrative Revision drafted by JRM of Strand Associates, Inc. 9/30/14

Administrative Revision 3 \$59,700	
Approved Offering Price \$49,200 (Admin Rev 1), \$50,130 (Admin Rev 2) of 8/14/14	
Variance Amount \$9,570	Percent Increase 19.1%

James R. McCarthy 9/30/14 electronically

 Negotiator Signature (James R. McCarthy) Date

 Approving Auth. Sig. (WisDOT-SE Region RE Supervisor) Name Date

 Approving Authority Signature (Cameron Clapper) Date

 Print Name

Project: 3110-06-20	County: Walworth	Owner(s): Frawley Enterprises of Whitewater	2
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JURISDICTIONAL OFFER

LPA1786 09/2011 (Replaces 3029) s.32.05 Wis Stats.

Date
September 26, 2014

To: **Frawley Enterprises Limited Partnership, n/k/a Frawley Enterprises of Whitewater Limited Partnership;**
hereinafter referred to as Owner.

Relocation Order Date December 10, 2012	Relocation Order Recorded with the Register of Deeds	County Walworth	Public Purpose for Property Road Improvement
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The City of Whitewater, WI hereinafter referred to as Purchaser, offers to purchase a parcel of real estate and/or rights therein in which you own an interest all as particularly described on attached page, and agrees to pay the sum of:
fourteen thousand seven hundred and fifteen dollars | \$ 14,715
within 60 days from the acceptance of this offer.

- A. The said property, and/or rights as described, are required by the City of Whitewater, WI for the public purpose stated above, as more fully described in City of Whitewater, WI Relocation Order, date and place of filing specified above. The City of Whitewater, WI in good faith intends to use the above-described property for such public purpose.
- B. The City of Whitewater, WI proposes to occupy and the Owner will vacate the premises on December 31, 2014 (date).
- C. Pursuant to s.32.05(3)(d) Wis. Stats., the above purchase price is allocated as follows:

(a) Loss of land, including improvements and fixtures actually being acquired (Landscaping \$250; Asphalt/Concrete \$2,500)	\$ 2,750
(b) Damages caused by loss of existing rights of access	\$ 0.00
(c) Damages caused by loss of air rights	\$ 0.00
(d) Damages caused by loss of legal nonconforming use	\$ 0.00
(e) Damages resulting from actual severance of land including damages resulting from severance of improvements or fixtures and proximity damage to improvements remaining on Owner's land	\$ 0.00
(f) Damages to property abutting on a highway right of way due to change of grade	\$ 0.00
(g) Cost of fencing reasonably necessary to separate land taken from remainder	\$ 0.00
(h) Market value of uneconomic remnant	\$ 0.00
(i) Other - Highway Easement (\$8,600), Temporary Limited Easement and rounding (\$3,365)	\$ 11,965

Compensation for additional items of damage listed in s.32.19 Wis. Stats. has not been included. If any such items are shown to exist the owner may file claims as provided in s.32.20 Wis. Stats.
- D. The purchase price is based upon an appraisal of the owner's property of which a copy of the appraisal report has been provided to the owner.
- E. Owner has 20 days from the date of personal service of this offer, if personally served, or 20 days from the date of postmark of the certified mail envelope transmitting this offer, if transmitted by mail, or 20 days from the date of publication of this offer, if published, in which to accept this offer, unless such time is extended by mutual written consent of Owner and Purchaser. Acceptance shall be as follows: Owner must execute the acceptance clause on back of this offer on or prior to October 16, 2014; and the offer and acceptance must be delivered to Purchaser at their agents address of Strand Associates, Inc., 910 W. Wingra Drive, Madison, WI 53715 not later than regular office closing time on October 16, 2014, or mailed to Purchaser at the last above stated address in an addressed, postage prepaid envelope bearing postmark of not later than 12:00 midnight on October 16, 2014.
- F. If the Owner does not accept this offer as set forth, Owner has 40 days from the date of service, postmark or publication of this offer to commence a court action to contest the right of condemnation as provided in s.32.05(5) Wis. Stats. provided that the acceptance and retention of any compensation resulting from an award made prior to the commencement of such an action shall be an absolute bar to such action.
- G. If owner agrees to accept the Jurisdictional Offer, it is considered a negotiated purchase; therefore, the condemnor must record the conveyance with the Register of Deeds in the county where the land is located. Also, all owners of record should receive by certified mail a copy of the conveyance and a notice of their right to appeal within 6 months after the

date of the recording of the conveyance. Such an appeal would challenge the amount of compensation received by the property owner from an accepted Jurisdictional Offer.

- H. Owner has 2 years from the date of the recording of an award, as described in s.32.05(7) Wis. Stats., in the office of the Register of Deeds in which to appeal for greater compensation without prejudice to Owner's right to use the compensation given to Owner by the award. Owner's right of appeal is subject to the provisions of s.32.05(9)(a) and (11), Wis. Stats.
- I. The law provides for the payment of litigation expenses by the condemner and these costs are defined in Ch. 814 of Wisconsin Statutes.
- J. If this offer is accepted by Owner, the transfer of Highway Easement shall be accomplished within 60 days after acceptance including the payment to Owner of said purchase price, provided however, that notwithstanding any provision herein to the contrary, said 60-day period may, at the request of the Owner, be extended by mutual written agreement of the Owner and Purchaser.
- K. This offer may be withdrawn by Purchaser at any time prior to its acceptance by Owner.
- L. ~~Real estate taxes for the current year shall be prorated as of the date of proposed occupancy set forth, said proration to be based upon the latest available tax assessment.~~
- M. Purchaser will prepare necessary instruments to accomplish said transfer. Transfer shall be by Highway Easement unless a lesser conveyance is accepted by Purchaser. Transfer shall be free of defects and encumbrances but subject to ordinances and restrictions of record.
- N. If all persons or entities designated as Owner do not accept this offer within the time specified, this offer will be deemed to have been rejected by all such persons or entities notwithstanding the acceptance by one or more of such persons or entities.
- O. Included in the purchase price is payment in full for the acquisition of the following items now on the described property: Description on additional page(s).
- P. This offer, if accepted by Owner, shall constitute a binding contract.



City of Whitewater, WI

City Manager or Clerk

Title

If owner is not a firm or corporation, check and sign here:

Accepted Rejected

Owner Signature Date

Owner Signature Date

Owner Signature Date

Owner Signature Date

If owner is a firm or corporation, check and sign here:

Accepted Rejected

Name of firm or corporation

Officer Signature Date

Title

Officer Signature Date

Title

JURISDICTIONAL OFFER

LPA1786 09/2011 (Replaces 3029) s.32.05 Wis. Stats.

Date

September 26, 2014

To: **Frawley Enterprises Limited Partnership, n/k/a Frawley Enterprises of Whitewater Limited Partnership; Citizens State Bank of Whitewater**
hereinafter referred to as Owner.

Relocation Order Date	Relocation Order	County	Public Purpose for Property
December 10, 2012	Recorded with the Register of Deeds	Walworth	Road Improvement

The City of Whitewater, WI hereinafter referred to as Purchaser, offers to purchase a parcel of real estate and/or rights therein in which you own an interest all as particularly described on attached page, and agrees to pay the sum of:
fifty thousand one hundred and thirty dollars \$ 50,130
within 60 days from the acceptance of this offer.

- A. The said property, and/or rights as described, are required by the City of Whitewater, WI for the public purpose stated above, as more fully described in City of Whitewater, WI Relocation Order, date and place of filing specified above. The City of Whitewater, WI in good faith intends to use the above-described property for such public purpose.
- B. The City of Whitewater, WI proposes to occupy and the Owner will vacate the premises on December 31, 2014 (date).
- C. Pursuant to s.32.05(3)(d) Wis. Stats., the above purchase price is allocated as follows:
- | | |
|---|-----------|
| (a) Loss of land, including improvements and fixtures actually being acquired
(Sign \$4,925, Landscaping \$2,975, Asphalt/Concrete \$4,500) | \$ 12,400 |
| (b) Damages caused by loss of existing rights of access | \$ 0.00 |
| (c) Damages caused by loss of air rights | \$ 0.00 |
| (d) Damages caused by loss of legal nonconforming use | \$ 0.00 |
| (e) Damages resulting from actual severance of land including damages resulting from severance of improvements or fixtures and proximity damage to improvements remaining on Owner's land | \$ 20,100 |
| (f) Damages to property abutting on a highway right of way due to change of grade | \$ 0.00 |
| (g) Cost of fencing reasonably necessary to separate land taken from remainder | \$ 0.00 |
| (h) Market value of uneconomic remnant | \$ 0.00 |
| (i) Other - Highway Easement (\$12,900), Temporary Limited Easement and rounding (\$4,730) | \$ 17,630 |
- Compensation for additional items of damage listed in s.32.19 Wis. Stats. has not been included. If any such items are shown to exist the owner may file claims as provided in s.32.20 Wis. Stats.
- D. The purchase price is based upon an appraisal of the owner's property of which a copy of the appraisal report has been provided to the owner.
- E. Owner has 20 days from the date of personal service of this offer, if personally served, or 20 days from the date of postmark of the certified mail envelope transmitting this offer, if transmitted by mail, or 20 days from the date of publication of this offer, if published, in which to accept this offer, unless such time is extended by mutual written consent of Owner and Purchaser. Acceptance shall be as follows: Owner must execute the acceptance clause on back of this offer on or prior to October 16, 2014; and the offer and acceptance must be delivered to Purchaser at their agents address of Strand Associates, Inc., 910 W. Wingra Drive, Madison, WI 53715 not later than regular office closing time on October 16, 2014, or mailed to Purchaser at the last above stated address in an addressed, postage prepaid envelope bearing postmark of not later than 12:00 midnight on October 16, 2014.
- F. If the Owner does not accept this offer as set forth, Owner has 40 days from the date of service, postmark or publication of this offer to commence a court action to contest the right of condemnation as provided in s.32.05(5) Wis. Stats. provided that the acceptance and retention of any compensation resulting from an award made prior to the commencement of such an action shall be an absolute bar to such action.
- G. If owner agrees to accept the Jurisdictional Offer, it is considered a negotiated purchase; therefore, the condemnor must record the conveyance with the Register of Deeds in the county where the land is located. Also, all owners of record should receive by certified mail a copy of the conveyance and a notice of their right to appeal within 6 months after the

date of the recording of the conveyance. Such an appeal would challenge the amount of compensation received by the property owner from an accepted Jurisdictional Offer.

- H. Owner has 2 years from the date of the recording of an award, as described in s.32.05(7) Wis. Stats., in the office of the Register of Deeds in which to appeal for greater compensation without prejudice to Owner's right to use the compensation given to Owner by the award. Owner's right of appeal is subject to the provisions of s.32.05(9)(a) and (11), Wis. Stats.
- I. The law provides for the payment of litigation expenses by the condemner and these costs are defined in Ch. 814 of Wisconsin Statutes.
- J. If this offer is accepted by Owner, the transfer of Highway Easement shall be accomplished within 60 days after acceptance including the payment to Owner of said purchase price, provided however, that notwithstanding any provision herein to the contrary, said 60-day period may, at the request of the Owner, be extended by mutual written agreement of the Owner and Purchaser.
- K. This offer may be withdrawn by Purchaser at any time prior to its acceptance by Owner.
- L. ~~Real estate taxes for the current year shall be prorated as of the date of proposed occupancy set forth, said proration to be based upon the latest available tax assessment.~~
- M. Purchaser will prepare necessary instruments to accomplish said transfer. Transfer shall be by Highway Easement unless a lesser conveyance is accepted by Purchaser. Transfer shall be free of defects and encumbrances but subject to ordinances and restrictions of record.
- N. If all persons or entities designated as Owner do not accept this offer within the time specified, this offer will be deemed to have been rejected by all such persons or entities notwithstanding the acceptance by one or more of such persons or entities.
- O. Included in the purchase price is payment in full for the acquisition of the following items now on the described property: Description on additional page(s).
- P. This offer, if accepted by Owner, shall constitute a binding contract.



City of Whitewater, WI

City Manager or Clerk

Title

If owner is not a firm or corporation, check and sign here:
 Accepted Rejected

If owner is a firm or corporation, check and sign here:
 Accepted Rejected

Owner Signature _____ Date _____

Name of firm or corporation _____

Officer Signature _____ Date _____

Title _____

Officer Signature _____ Date _____

Title _____

JURISDICTIONAL OFFER

LPA1786 09/2011 (Replaces 3029) s.32.05 Wis. Stats.

Date

September 26, 2014

To: Merlin N. Hare; hereinafter referred to as Owner.

Relocation Order Date December 10, 2012	Relocation Order Recorded with the Register of Deeds	County Walworth	Public Purpose for Property Road Improvement
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The City of Whitewater, WI hereinafter referred to as Purchaser, offers to purchase a parcel of real estate and/or rights therein in which you own an interest all as particularly described on attached page, and agrees to pay the sum of:
 twenty-three thousand six hundred seventy five dollars \$ 23,675
 within 60 days from the acceptance of this offer.

- A. The said property, and/or rights as described, are required by the City of Whitewater, WI for the public purpose stated above, as more fully described in City of Whitewater, WI Relocation Order, date and place of filing specified above. The City of Whitewater, WI in good faith intends to use the above-described property for such public purpose.
- B. The City of Whitewater, WI proposes to occupy and the Owner will vacate the premises on December 31, 2014 (date).
- C. Pursuant to s.32.05(3)(d) Wis. Stats., the above purchase price is allocated as follows:

(a) Loss of land, including improvements and fixtures actually being acquired (Sign \$7,650, Lights \$1,300, Asphalt/Concrete \$3,425)	\$ 12,375
(b) Damages caused by loss of existing rights of access	\$ 0.00
(c) Damages caused by loss of air rights	\$ 0.00
(d) Damages caused by loss of legal nonconforming use	\$ 0.00
(e) Damages resulting from actual severance of land including damages resulting from severance of improvements or fixtures and proximity damage to improvements remaining on Owner's land	\$ 0.00
(f) Damages to property abutting on a highway right of way due to change of grade	\$ 0.00
(g) Cost of fencing reasonably necessary to separate land taken from remainder	\$ 0.00
(h) Market value of uneconomic remnant	\$ 0.00
(i) Other - Highway Easement (\$8,600), Temporary Limited Easement and rounding (\$2,700)	\$ 11,300

Compensation for additional items of damage listed in s.32.19 Wis. Stats. has not been included. If any such items are shown to exist the owner may file claims as provided in s.32.20 Wis. Stats.
- D. The purchase price is based upon an appraisal of the owner's property of which a copy of the appraisal report has been provided to the owner.
- E. Owner has 20 days from the date of personal service of this offer, if personally served, or 20 days from the date of postmark of the certified mail envelope transmitting this offer, if transmitted by mail, or 20 days from the date of publication of this offer, if published, in which to accept this offer, unless such time is extended by mutual written consent of Owner and Purchaser. Acceptance shall be as follows: Owner must execute the acceptance clause on back of this offer on or prior to October 16, 2014; and the offer and acceptance must be delivered to Purchaser at their agents address of Strand Associates, Inc., 910 W. Wingra Drive, Madison, WI 53715 not later than regular office closing time on October 16, 2014, or mailed to Purchaser at the last above stated address in an addressed, postage prepaid envelope bearing postmark of not later than 12:00 midnight on October 16, 2014.
- F. If the Owner does not accept this offer as set forth, Owner has 40 days from the date of service, postmark or publication of this offer to commence a court action to contest the right of condemnation as provided in s.32.05(5) Wis. Stats. provided that the acceptance and retention of any compensation resulting from an award made prior to the commencement of such an action shall be an absolute bar to such action.
- G. If owner agrees to accept the Jurisdictional Offer, it is considered a negotiated purchase; therefore, the condemnor must record the conveyance with the Register of Deeds in the county where the land is located. Also, all owners of record should receive by certified mail a copy of the conveyance and a notice of their right to appeal within 6 months after the

JURISDICTIONAL OFFER

LPA1786 09/2011 (Replaces 3029) s.32.05 Wis. Stats.

Date

September 26, 2014

To: Michael D. Kowalski and Lucinda R. Kowalski, husband and wife as Vendor and Charles P. Mills, III and Jean M. Mills, husband and wife as Vendee, under Land Contract, dated October 1, 2008 and recorded in the office of the Register of Deeds for Walworth County, Wisconsin on October 15, 2008, as Document No. 747603; City of Whitewater, WI; Walworth County Treasurer; United States Department of Treasury-Internal Revenue Service; hereinafter referred to as Owner.

Relocation Order Date	Relocation Order	County	Public Purpose for Property
April 28, 2014	Recorded with the Register of Deeds	Walworth	Road Improvement

The City of Whitewater, WI hereinafter referred to as Purchaser, offers to purchase a parcel of real estate and/or rights therein in which you own an interest all as particularly described on attached page, and agrees to pay the sum of:
twelve thousand four hundred dollars \$ 12,400
within 60 days from the acceptance of this offer.

- A. The said property, and/or rights as described, are required by the City of Whitewater, WI for the public purpose stated above, as more fully described in City of Whitewater, WI Relocation Order, date and place of filing specified above. The City of Whitewater, WI in good faith intends to use the above-described property for such public purpose.
- B. The City of Whitewater, WI proposes to occupy and the Owner will vacate the premises on December 31, 2014 (date).
- C. Pursuant to s.32.05(3)(d) Wis. Stats., the above purchase price is allocated as follows:
- | | |
|---|-------------|
| (a) Loss of land, including improvements and fixtures actually being acquired (concrete/asphalt \$200) | \$ 200 |
| (b) Damages caused by loss of existing rights of access | \$ 0.00 |
| (c) Damages caused by loss of air rights | \$ 0.00 |
| (d) Damages caused by loss of legal nonconforming use | \$ 0.00 |
| (e) Damages resulting from actual severance of land including damages resulting from severance of improvements or fixtures and proximity damage to improvements remaining on Owner's land | \$ 0.00 |
| (f) Damages to property abutting on a highway right of way due to change of grade | \$ 0.00 |
| (g) Cost of fencing reasonably necessary to separate land taken from remainder | \$ 0.00 |
| (h) Market value of uneconomic remnant | \$ 0.00 |
| (i) Other - Highway Easement (\$7575), Landscaping (\$3,100), Temporary Limited Easement and rounding (\$1525) | \$ \$12,200 |
- Compensation for additional items of damage listed in s.32.19 Wis. Stats. has not been included. If any such items are shown to exist the owner may file claims as provided in s.32.20 Wis. Stats.
- D. The purchase price is based upon an appraisal of the owner's property of which a copy of the appraisal report has been provided to the owner.
- E. Owner has 20 days from the date of personal service of this offer, if personally served, or 20 days from the date of postmark of the certified mail envelope transmitting this offer, if transmitted by mail, or 20 days from the date of publication of this offer, if published, in which to accept this offer, unless such time is extended by mutual written consent of Owner and Purchaser. Acceptance shall be as follows: Owner must execute the acceptance clause on back of this offer on or prior to October 16, 2014; and the offer and acceptance must be delivered to Purchaser at their agents address of Strand Associates, Inc., 910 W. Wingra Drive, Madison, WI 53715 not later than regular office closing time on October 16, 2014, or mailed to Purchaser at the last above stated address in an addressed, postage prepaid envelope bearing postmark of not later than 12:00 midnight on October 16, 2014.
- F. If the Owner does not accept this offer as set forth, Owner has 40 days from the date of service, postmark or publication of this offer to commence a court action to contest the right of condemnation as provided in s.32.05(5) Wis. Stats. provided that the acceptance and retention of any compensation resulting from an award made prior to the commencement of such an action shall be an absolute bar to such action.
- G. If owner agrees to accept the Jurisdictional Offer, it is considered a negotiated purchase; therefore, the condemnor must record the conveyance with the Register of Deeds in the county where the land is located. Also, all owners of record should receive by certified mail a copy of the conveyance and a notice of their right to appeal within 6 months after the date of the recording of the conveyance. Such an appeal would challenge the amount of compensation received by the property owner from an accepted Jurisdictional Offer.

JURISDICTIONAL OFFER

LPA1786 09/2011 (Replaces 3029) s 32.05 Wis. Stats.

Date

September 26, 2014

To: **Schenck AccuRate, Inc. n/k/a Schenck Process LLC; Dresdner Bank AG, Niederlassung Luxemburg; and Commerzbank AG Filiale Luxemburg;**

hereinafter referred to as Owner.

Relocation Order Date	Relocation Order	County	Public Purpose for Property
April 28, 2014	Recorded with the Register of Deeds	Walworth	Road Improvement

The City of Whitewater, WI hereinafter referred to as Purchaser, offers to purchase a parcel of real estate and/or rights therein in which you own an interest all as particularly described on attached page, and agrees to pay the sum of:

twenty one thousand two hundred seventy dollars \$ 21,275
within 60 days from the acceptance of this offer.

- A. The said property, and/or rights as described, are required by the City of Whitewater, WI for the public purpose stated above, as more fully described in City of Whitewater, WI Relocation Order, date and place of filing specified above. The City of Whitewater, WI in good faith intends to use the above-described property for such public purpose.
- B. The City of Whitewater, WI proposes to occupy and the Owner will vacate the premises on December 31, 2014 (date).
- C. Pursuant to s.32.05(3)(d) Wis. Stats., the above purchase price is allocated as follows:
- | | |
|---|-----------|
| (a) Loss of land, including improvements and fixtures actually being acquired (Concrete Drive and Asphalt) (\$450), | \$ 450 |
| (b) Damages caused by loss of existing rights of access | \$ 0.00 |
| (c) Damages caused by loss of air rights | \$ 0.00 |
| (d) Damages caused by loss of legal nonconforming use | \$ 0.00 |
| (e) Damages resulting from actual severance of land including damages resulting from severance of improvements or fixtures and proximity damage to improvements remaining on Owner's land | \$ 0.00 |
| (f) Damages to property abutting on a highway right of way due to change of grade | \$ 0.00 |
| (g) Cost of fencing reasonably necessary to separate land taken from remainder | \$ 0.00 |
| (h) Market value of uneconomic remnant | \$ 0.00 |
| (i) Other - Highway Easement (\$4,925), Landscaping (\$13,050), Temporary Limited Easement and rounding (\$2,850) | \$ 20,825 |
- Compensation for additional items of damage listed in s.32.19 Wis. Stats. has not been included. If any such items are shown to exist the owner may file claims as provided in s.32.20 Wis. Stats.
- D. The purchase price is based upon an appraisal of the owner's property of which a copy of the appraisal report has been provided to the owner.
- E. Owner has 20 days from the date of personal service of this offer, if personally served, or 20 days from the date of postmark of the certified mail envelope transmitting this offer, if transmitted by mail, or 20 days from the date of publication of this offer, if published, in which to accept this offer, unless such time is extended by mutual written consent of Owner and Purchaser. Acceptance shall be as follows: Owner must execute the acceptance clause on back of this offer on or prior to October 16, 2014; and the offer and acceptance must be delivered to Purchaser at their agents address of Strand Associates, Inc., 910 W. Wingra Drive, Madison, WI 53715 not later than regular office closing time on October 16, 2014, or mailed to Purchaser at the last above stated address in an addressed, postage prepaid envelope bearing postmark of not later than 12:00 midnight on October 16, 2014.
- F. If the Owner does not accept this offer as set forth, Owner has 40 days from the date of service, postmark or publication of this offer to commence a court action to contest the right of condemnation as provided in s.32.05(5) Wis. Stats. provided that the acceptance and retention of any compensation resulting from an award made prior to the commencement of such an action shall be an absolute bar to such action.
- G. If owner agrees to accept the Jurisdictional Offer, it is considered a negotiated purchase; therefore, the condemnor must record the conveyance with the Register of Deeds in the county where the land is located. Also, all owners of record should receive by certified mail a copy of the conveyance and a notice of their right to appeal within 6 months after the

date of the recording of the conveyance. Such an appeal would challenge the amount of compensation received by the property owner from an accepted Jurisdictional Offer.

- H. Owner has 2 years from the date of the recording of an award, as described in s.32.05(7) Wis. Stats., in the office of the Register of Deeds in which to appeal for greater compensation without prejudice to Owner's right to use the compensation given to Owner by the award. Owner's right of appeal is subject to the provisions of s.32.05(9)(a) and (11), Wis. Stats.
- I. The law provides for the payment of litigation expenses by the condemner and these costs are defined in Ch. 814 of Wisconsin Statutes.
- J. If this offer is accepted by Owner, the transfer of Highway Easement shall be accomplished within 60 days after acceptance including the payment to Owner of said purchase price, provided however, that notwithstanding any provision herein to the contrary, said 60-day period may, at the request of the Owner, be extended by mutual written agreement of the Owner and Purchaser.
- K. This offer may be withdrawn by Purchaser at any time prior to its acceptance by Owner.
- L. ~~Real estate taxes for the current year shall be prorated as of the date of proposed occupancy set forth, said proration to be based upon the latest available tax assessment.~~
- M. Purchaser will prepare necessary instruments to accomplish said transfer. Transfer shall be by Highway Easement unless a lesser conveyance is accepted by Purchaser. Transfer shall be free of defects and encumbrances but subject to ordinances and restrictions of record.
- N. If all persons or entities designated as Owner do not accept this offer within the time specified, this offer will be deemed to have been rejected by all such persons or entities notwithstanding the acceptance by one or more of such persons or entities.
- O. Included in the purchase price is payment in full for the acquisition of the following items now on the described property:
Description on additional page(s).
- P. This offer, if accepted by Owner, shall constitute a binding contract.



City of Whitewater, WI

City Manager or Clerk

Title

If owner is not a firm or corporation, check and sign here:

Accepted Rejected

Owner Signature _____ Date _____

If owner is a firm or corporation, check and sign here:

Accepted Rejected

Name of firm or corporation _____

Officer Signature _____ Date _____

Title _____

Officer Signature _____ Date _____

Title _____



September 12, 2014

P.O. Box 688
Whitewater, Wisconsin 53190
Phone: 262-473-2200
Mobile: 920-723-3375
director@downtownwhitewater.com
www.downtownwhitewater.com

Executive Director
Tamara Brodnicki

Board President
Dave Saalsaa

Board of Directors
Sara Amiri
Brienne Diebolt-Brown
Glenn Gebauer
Joe Jaquess
Dennis Kopf
Chris McDonell
Kim Scharine
Roni Telfer
Mark Wokasch
Kristine Zaballos

Cameron Clapper
City Manager
City of Whitewater
312 West Whitewater Street
Whitewater, Wisconsin 53190

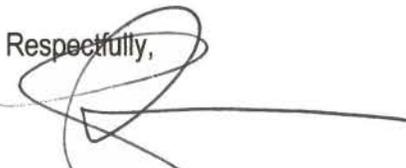
Dear Cameron,

Downtown Whitewater, Inc. is requesting that First Street between Main Street and North Street be shut down on October 25, 2014 from 1:00 pm until 8:00 pm. We would like to have the barricades and no parking signs delivered Friday morning, October 24th. The Promotion Committee will be hosting Trick or Treat the Triangle.

Some of the activities planned are pumpkin carving, dizzy barrel maze, cookie decorating, pumpkin toss, Halloween music and a costume contest to name a few.

Thank you and if you have any questions please let me know. I have also enclosed a map of the area to outline closure and activities.

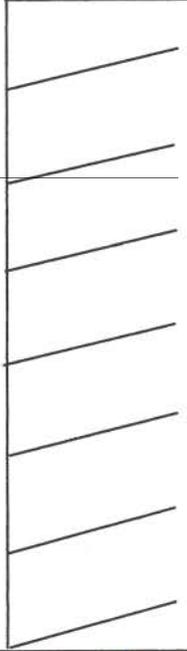
Respectfully,



Tamara Brodnicki
Executive Director
Downtown Whitewater, Inc.

Armory

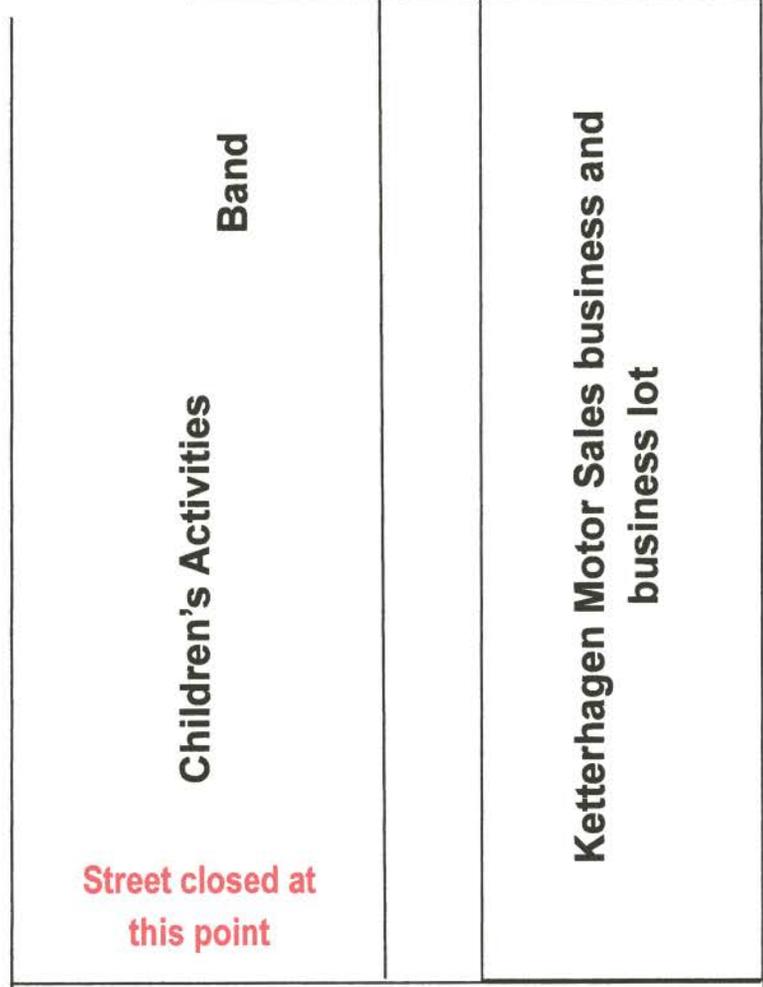
North Street



Children's Activities

Street closed at this intersection

North Street



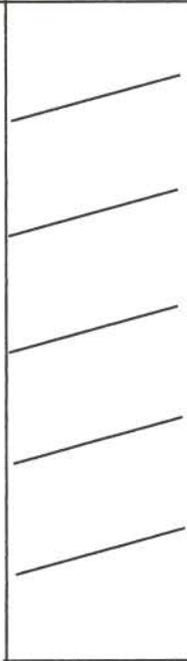
Band

Children's Activities

Ketterhagen Motor Sales business and lot

Street closed at this point

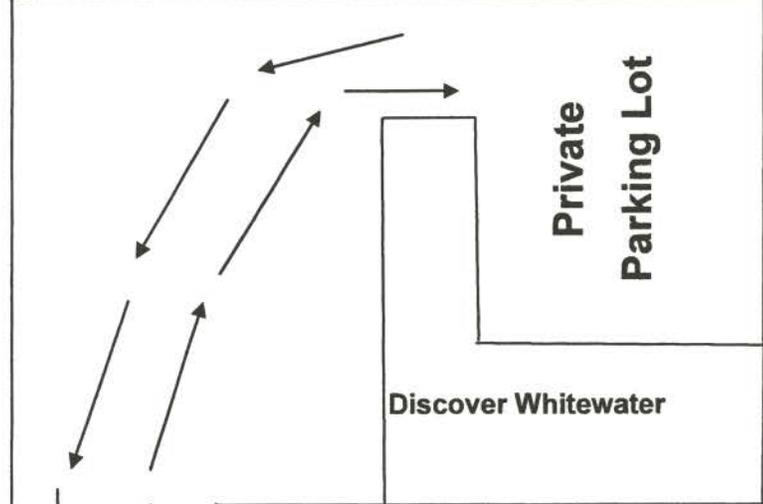
Entrance to Main Street Shops Parking Lot that will be blocked off



Children's Activities

Street closed at this intersection

Main Street



Private Parking Lot

Discover Whitewater

Main Street