

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

November 6, 2014

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

It was moved by Winship and seconded by Binnie to acknowledge receipt and filing of the Following: Cable Television Committee Minutes of 10/23/2013 (10/23/14 shown on agenda, corrected by Clerk during the reading of the Consent Agenda). AYES: Frawley, Winship, Binnie, Singer, Bregant and Kidd. ABSTAIN: Abbott. NOES: None. ABSENT: None.

PAYMENT OF INVOICES. It was moved by Binnie and seconded by Abbott to approve payment of City invoices in the total sum of \$226,166.87. AYES: Frawley, Winship, Binnie, Singer, Bregant and Kidd. ABSTAIN: Abbott. NOES: None. ABSENT: None.

**SECOND READING OF ORDINANCE AMENDING CHAPTER 19 REGARDING FLOOD PLAIN ZONING
ORDINANCE MAPS FOR JEFFERSON COUNTY.**

**AN ORDINANCE AMENDING CHAPTER 19 REGARDING
FLOOD PLAIN ZONING ORDINANCE MAPS FOR
JEFFERSON COUNTY**

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

SECTION 1: Whitewater Municipal Code Chapter 19.46 (Flood Plain Regulations) Section 19.46.010 1.5(2)(aa) is hereby amended to read as follows:

(aa) **OFFICIAL MAPS FOR JEFFERSON COUNTY:**

1. Flood Insurance Rate Maps (FIRM), panel numbers 55055C0432F, 55055C0434F, 55055C0451F, 55055C0452F, 55055C0453F, 55055C0545F.

The above listed panels have an effective date of February 4, 2015, and a suffix of F.

Approved by: The DNR and FEMA

SECTION 2: This ordinance shall take effect upon passage and publication as provided by law.

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

ABSTAIN: Abbott. ABSENT: None. ADOPTED: November 6, 2014.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

SECOND READING OF ORDINANCE IMPOSING THE R-2A RESIDENTIAL OCCUPANCY OVERLAY DISTRICT ZONING CLASSIFICATION FOR CERTAIN PROPERTY IN THE CITY OF WHITEWATER (280 S. Janesville St., Tax Parcel No. /CL 00059 – Camery Management, LLC – Mike Kachel)

AN ORDINANCE IMPOSING THE R-2A RESIDENTIAL OCCUPANCY 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:

<u>Address</u>	<u>Tax ID#</u>
280 S. Janesville Street	/CL 00059 (Camery Management, LLC – Mike Kachel)

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 Winship, who moved its adoption. Seconded by Councilmember Binnie. AYES: Frawley, Winship, Binnie, Singer, Bregant, Kidd. NOES: None. ABSTAIN: Abbott. Absent: None. ADOPTED: November 6, 2014.

Cameron Clapper, City Manager

Michele R. Smith, City Clerk

SECOND READING OF AN ORDINANCE IMPOSING THE R-2A RESIDENTIAL OCCUPANCY OVERLAY DISTRICT ZONING CLASSIFICATION FOR CERTAIN PROPERTY IN THE CITY OF WHITEWATER (731 W. Peck St., Tax Parcel /CL 00078 – Five Reds Management, Inc. - Mike Kachel)

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731 W. Peck Street	/CL 00078 (Five Reds Management, LLC – Mike Kachel)

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

Ordinance introduced by Councilmember Winship, who moved its adoption. Seconded by Councilmember Binnie. AYES: Frawley, Winship, Binnie, Singer, Bregant, Kidd. NOES: None. ABSTAIN: Abbott. ABSENT: None. ADOPTED: November 6, 2014.

Cameron Clapper, City Manager

Michele R. Smith, City Clerk

TRANSFER OF “CLASS B” BEER AND LIQUOR LICENSE TRANSFER TO DRA LLC, DANIEL RODRIGUEZ, AGENT (HAWK’S NEST, 214 W. WHITEWATER ST). Council member Abbott reported the Alcohol Licensing Committee recommends approval of the transfer of this “Class B” Beer and Liquor License to DRA LLC, for the business currently known as “Hawk’s Nest” located at 214 W. Whitewater Street. It was moved by Abbott and seconded by Bregant to approve the license transfer, contingent upon consummation of the sale of the business and Plan Commission’s approval of a conditional use permit. Ayes: Abbot, Winship, Binnie, Singer, Bregant, Kidd and Frawley. Noes: None. ABSENT: None.

APPOINTMENT OF CITIZEN MEMBER TO URBAN FORESTRY COMMISSION. City Manager Clapper proposed appointment of Karen Coburn to serve on Urban Forestry Commission. Moved by Winship and seconded by Abbott to approve appointment of Karen Coburn as Urban Forestry Commission member. Ayes: Winship, Binnie, Singer, Bregant, Kidd, Frawley, Abbott. Noes: None. ABSENT: None.

WHITEWATER UNIVERSITY TECHNOLOGY PARK INNOVATION CENTER PRESENTATION. Innovation Center Director, Mark Johnson, and Dr. Bill Dugan gave a presentation outlining the 3-1/2 years of success, with the Innovation Center working together with City of Whitewater, University of Whitewater and Community Development Authority (CDA).

DISCUSSION AND POSSIBLE ACTION REGARDING THE PROPOSED INNOVATION CENTER BUDGET FOR 2015. City Manager Clapper noted that the Innovation Center budget had been approved by the Tech Park Board. Director Mark Johnson noted the increase in the 2015 budget includes the Director's salary, not previously included in the budget, and the increased need for faculty and staff. Also noted by Mr. Johnson was an increase in 2015 rents resulting from strong start-up companies with immediate cash flow, as well as management practices by the Innovation Director.

AMENDMENT TO MEMORANDUM OF UNDERSTANDING (“MOU”) REGARDING INNOVATION CENTER.

CDA Director, Pat Cannon reviewed the proposed Memorandum of Understanding between the City of Whitewater, Community Development Authority and the Whitewater-University Technology Park, Inc. Mr. Cannon pointed out this MOU replaces all previous MOUs for this joint venture, and includes more details, such as ownership, insurance, payments, sinking fund, term, etc. He noted both the CDA and Tech Park Board have approved this MOU. Councilmember Binnie moved approval of the proposed MOU. The approval was seconded by Abbott. Ayes: Binnie, Singer, Bregant, Kidd, Frawley, Abbott and Winship. Noes: None. ABSENT: None.

DISCUSSION AND POSSIBLE ACTION OR DIRECTION REGARDING UPDATES TO THE SOCIAL MEDIA

POLICY. City Manager Clapper and Media Services Manager, Alan Lockett, presented proposed changes to the current social media policy for the City of Whitewater. These changes would bring the policy up to date, and allow the possibility for on-line citizen comments in the future. Mr. Lockett noted the City's website will still be the main source of information. However individual departments would now be able to facilitate certain information individually to the public. Media content will continue to be overseen by the City's Chief Information Officer, Tim Nobling, and Media Services Manager, Alan Lockett. It was moved by Binnie and seconded by Bregant to approve the Social Media Policy as presented. Ayes: Singer, Bregant, Kidd, Frawley, Abbott, Winship and Binnie. Noes: None. ABSENT: None.

2015 PROPOSED BUDGET PRESENTATIONS:

1) Discuss data on municipal violations and Court convictions.

City Manager Clapper and Municipal Judge Richard Kelly noted that due to personnel changes, maternity leave, etc. warrants issued for payment of citations were delayed throughout 2014, and will be collected in 2015. Clapper noted that violations had actually increased slightly in 2014.

2) Review process for super majority approval of an additional levy increase of \$26,066.

Clapper noted that, pursuant to the Department of Revenue rules, the City is at its levy limit, and therefore, the levy limit cannot be increased at this time.

3) DPW Administrative Asst.

City Manager Clapper will distribute a job description for this proposed administrative assistant position to the council at a later date, as it was not completed for this council meeting. Clapper stated that the proposed position would be involved in receiving calls for the water or utility department; clerical duties for wastewater, stormwater and city garage, receive visitors at the Wastewater Treatment Plant, collection and billing for utility, wastewater and stormwater, assisting in filing reports with state agencies as needed, and collections for the above mentioned departments as well.

FIRE/RESCUE Fire - (52200); Crash Crew - (52210); Rescue Squad - (52300); Rescue Squad ; Equip/Education (810). Fire Chief Gregoire noted that money received from the state for insurance dues/payments for fire inspections and other fire services, sometimes called the "2%" money, no longer shows as a separate budget item. The department budget will still be whole and it is anticipated this money will be used as it has in the past, however the tracking will be done differently. The budget proposal raises the call rate from \$1.00 to \$2.00 to give an incentive for response people to sign up.

NEIGHBORHOOD SERVICES/PLANNING

An additional neighborhood services officer is proposed in the 2015 budget, which will provide more enforcement of existing City codes. Scanning older plans and maps by an outside service, as well as replacement of a City scanner is proposed in this budget. With the bulk of the zoning re-write project completed, less cost for outside professional services is anticipated.

CDA - Operating-FD 900. CDA Chairman, Jeff Knight presented the need for a full time CDA support staff person to assist in administrative CDA duties, as well as receive calls and visits from businesses and/or developers on a daily basis. This will also allow CDA Director Cannon the ability to use his contract work hours for future development, as opposed to administrative tasks.

Wastewater Fee Increase. City Manager Clapper noted an increase of approximately 30% in fees charged for wastewater, instead of the 10% previously noted. The total rate increase will be approximately 30%. Councilmember Singer suggested the proposed rate increase numbers should be released to the public as soon as possible. Finance Director, Doug Saubert noted a typical residential household using 4,000 gallons of water now pays \$35.84; with a 15% increase this figure would raise to \$41.23.

Janesville – Milton – Whitewater Bus Service a/k/a Innovation Center Bus. Rebecca Smith, Assistant Director of Janesville Transit, presented information regarding the Innovation bus ridership rates, fares, and other details. A representative from Generac was also in attendance at this council meeting. It was noted by City Manager Clapper, that Generac has indicated that they view their continued involvement in the Innovation bus system as a participant, not as a financial driver of the program. Council members Abbott, Binnie, Kidd, Winship and Singer all noted their support of public transportation, but expressed difficulty seeing the financial benefit as outweighing the cost to the City at this time. Appreciation was expressed to Generac and Janesville Transit for all of their past efforts in support of this service. Councilmember Bregant stated she also appreciates all the work and efforts, and supports this bus service.

After lengthy discussion, it was moved by Binnie and seconded by Abbot to discontinue funding for the Innovation Bus in the City's 2015 budget. Binnie noted appreciation to the entities involved in funding and supporting this bus service in the past. Ayes: Kidd, Frawley, Abbott, Binnie and Singer. Noes: Bregant and Winship. ABSENT: None.

FUTURE AGENDA ITEMS: Councilmember Winship noted that the positive feedback received from multiple observers of the November 4 election should be made public. Observers indicated Whitewater's election process was efficient. Councilmember Singer asked staff to bring forth a policy proposal at the first meeting in December to incentivize completion dates of public work projects.

EXECUTIVE SESSION. It was moved by Singer and seconded by Winship to adjourn to Closed Session, pursuant to Chapter 19.85(1)(e) of Wisconsin Statutes, "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. Item to be Discussed: " Negotiation of Contract with Stafford and Rosenbaum relating to LSP and Wisconsin DNR negotiations. Ayes: Frawley, Abbott, Winship, Binnie, Singer, Bregant and Kidd. Noes: None ABSENT: None.

RECONVENE INTO OPEN SESSION. At 9:20 p.m., Council reconvened into open session.

ACTION ON AGREEMENT FOR LEGAL SERVICES WITH STAFFORD AND ROSENBAUM REGARDING WPDES (WISCONSIN POLLUTION DISCHARGE ELIMINATION SYSTEM). (LS POWER / DNR NEGOTIATIONS). It was moved by Winship and seconded by Abbott to enter into an agreement with Stafford and Rosenbaum for legal services relating to update of DNR permits for various City facilities as required. Ayes: Frawley, Abbott, Winship, Binnie, Singer, Bregant and Kidd. Noes: None. ABSENT: None.

ADJOURNMENT. Being no further business to come before the meeting, it was moved by Winship and seconded by Binnie to adjourn the meeting. Motion carried by unanimous voice vote. The meeting adjourned at 9:23 p.m.

Respectfully submitted,

Michele R. Smith, City Clerk