

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

December 18, 2012.

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

It was moved by Olsen and seconded by Winship to approve the Council Minutes of 10/23/12, 11/8/12 and 11/13/12, and to acknowledge receipt and filing of the following: Report of Manually-Produced Checks for November, 2012; Police Department Monthly Report for October, 2012; Irvin L. Young Memorial Library Board Minutes of 11/19/12; Park and Recreation Board Minutes of 11/5/12 and Financial Reports for November, 2012. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None.

APPROVAL OF PAYMENT OF INVOICES. It was moved by Olsen and seconded by Winship to approve payment of City invoices in the total sum of \$ 95,041.43. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None.

STAFF REPORTS: City Manager Clapper presented a **Proclamation Honoring Retiring Department of Public Works Director Fischer.** Police Chief Otterbacher reported on Police Department's efforts to obtain a **K-9 service animal.** Library Director Lunsford updated the Council on the **Library building expansion project and planning** and Park and Recreation Director Amundson indicated that the Big Brick Park **ice skating rink** warming house was in need of a new furnace.

HEARING OF CITIZEN COMMENTS. Matt Amundson thanked retiring Director of Public Works Fischer for his many years of wonderful service. Resident Roy Nosek presented his "Christmas Wish List": 1) Requested follow up regarding the use of the liquor license issued known as the "Split Decision" license, issued to the establishment just west of the Hawk Bowl. 2) Councilmember discussion and public update regarding the Development Agreement entered into with Richard Vultaggio for the property adjacent to the roundabout on the East side of Whitewater; 3) Discussion regarding flashing lights at Cottage and Main – Nosek recalls that when the stop light was installed, that the flashing lights at Cottage were to be removed. 4) Recommended that Plan Commission review "green" fences. Nosek noted that deterioration of many trees has eliminated the natural fence and that corrections should be made.

"MOVE TO AMEND" PETITION. James Hartwick of 178 N. Franklin Street and member of the "Move to Amend" committee, presented a Petition to the City Clerk. The Move to Amend organization would like a question placed on the April, 2013 ballot asking citizen input on campaign finance, and whether Corporations, LLCs, etc., should be considered "people" relative to campaign donations. It was moved by Binnie and seconded by Winship to place the question on the April, 2013 ballot as presented by the "Move to Amend" group. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None.

ADOPTION OF 2013 SALARY RESOLUTION. As required by State Statutes, the annual salary resolution was presented for adoption. It was noted that corrections were needed to the Rescue Squad section and that the Sports Coordinator position is missing.

**CITY OF WHITEWATER
2013 SALARY RESOLUTION**

WHEREAS, the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, sets forth the wage and salary schedule for employees for 2013, in which wages are established.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, that the following ranges and numbers of employees in the 2013 Wage and Salary Schedule are hereby adopted pursuant to Wisconsin Statutes; and

BE IT FURTHER RESOLVED that the contents of this resolution shall supersede such previously adopted schedules where the subject matter between the two shall be in conflict, and the changes contained herein shall be effective beginning January 1, 2013.

**SCHEDULE I
ADMINISTRATIVE POSITIONS**

Position	# of Positions	Effective	Salary
City Manager	1	10/03/2012	90,000.00
Chief of Police	1	06/19/2012 Retroactive to 01/01/2012	87,870.00
Municipal Judge	1	06/19/2012 Retroactive to 01/01/2012	19,772.53
City Attorney	1	06/19/2012 Retroactive to 01/01/2012	53,056.56

* The annual salary reflects the Assistant to the City Manager's current salary plus \$1,250 per month.

**SCHEDULE II
PROFESSIONAL AND TECHNICAL EMPLOYEE PAY PLAN**

Pay Grade	# of Positions	Classification Titles	Pay Grade	# of Positions	Classification Titles
A*	3/4	Senior Coordinator (Part-time)	F	1	City Clerk
	2	Administrative Assistant II - Records Technician	G	1	Neighborhood Services Manager
	2	Administrative Assistant II - General Admin	H		
B*	1	Accounting Technician II - Payroll & Accounts Payable	I	1	Chief Information Officer
	1	Accounting Technician II - Utilities		1	Water Superintendent
	1	Accounting Technician II - Utilities (Part-time)	J	1	Streets, Parks & Forestry Superintendent
	1	Administrative Assistant I - Neighborhood Services		1	Parks & Recreation Director
	1	Clerk of Courts		1	Wastewater Treatment Plant Superintendent
C	1	GIS Technician	K	1	Lieutenant - Field Services
D	1	Finance Support Services Manager	L	1	Captain
	1	Support Services Manager		1	Finance Director
E	1	Community TV/Media Services Manager			1
	1	CDA Coordinator			
	1	Recreation & Community Events Programmer			

*Non-Exempt Positions

**SCHEDULE II
PROFESSIONAL AND TECHNICAL EMPLOYEE PAY PLAN**

Pay Grade		1	2	3	4	5
A*	Hourly Wage	15.08	15.54	16.21	16.90	17.56
	2080 Hours	31,364.94	32,331.31	33,717.84	35,146.38	36,532.91
B*	Hourly Wage	16.16	16.90	17.62	18.36	19.09
	2080 Hours	33,612.80	35,146.38	36,658.96	38,192.54	39,705.12
C	Salary	36,522.18	38,181.49	39,841.05	41,502.08	43,161.64
D	Salary	39,442.25	41,235.65	43,026.55	44,819.69	46,614.60
E	Salary	43,287.74	45,254.95	47,221.88	49,190.33	51,158.51
F	Salary	46,671.27	48,792.53	50,912.80	53,035.56	55,155.58
G	Salary	50,054.56	52,330.39	54,604.97	56,878.05	59,153.89

H	Salary	53,438.08	55,865.75	58,295.90	60,722.06	63,153.70
I	Salary	56,820.38	59,403.59	61,985.33	64,567.55	67,150.77
J	Salary	60,202.41	62,938.71	65,676.49	68,411.54	71,149.09
K	Salary	63,587.20	66,476.54	69,367.42	72,255.53	75,146.38
L	Salary	66,969.48	70,013.16	73,058.34	76,101.03	79,147.21

*Non-Exempt Positions

**SCHEDULE III
LIBRARY EMPLOYEE PAY PLAN**

Pay Grade	# of Positions	Classification Titles	Step				
			1	2	3	4	5
A1	3	Library Aide*	12.03	12.56	13.13	13.13	13.13
A2	5	Library Assistants*	13.07	13.67	14.27	14.86	15.45
A3	3	Library Technical Assistants*	14.86	15.54	16.21	16.90	17.56
	3	Library Associates*					
A4	1	Youth Service Librarian	36,522.18	38,181.74	39,841.05	41,502.08	43,161.64
A5	1	Assistant Library Director	46,671.27	48,792.53	50,912.80	53,030.77	55,155.58
A6	1	Library Director	60,202.41	62,938.71	65,676.49	68,411.54	71,149.09

*Non-Exempt Positions

**SCHEDULE IV
WHITEWATER POLICE DISPATCH UNION**

Position	Effective Date	Step			
		1	2	3	4
Records Communications Coordinator	08/21/2012*	18.83	19.82	20.86	21.10
<i>One Employee at 2080 Hours</i>		39,169.11	41,235.22	43,388.32	43,888.54
Dispatch / Records Communications Aide	08/21/2012*	16.94	17.82	18.76	18.95
<i>Six Employees at 1947 Hours</i>		32,979.77	34,689.83	36,522.04	36,888.48
<i>One Employee at 976 Hours</i>		16,532.23	17,389.46	18,307.91	18,491.61

*Effective Date is 08/21/2012, but the wage change will be retroactive to January 1, 2012.

**SCHEDULE V
PUBLIC WORKS EMPLOYEE PAY PLAN**

Pay Grade	Classification Title	Step					
		1 0-11 mos.	2 12-23 mos.	3 24-35 mos.	4 36-47 mos.	5 48-59 mos.	6 60+ mos.
A	Chemist Assistant	12.71	13.33	13.96	13.96	13.96	13.96
B	Custodian/Groundskeeper <i>Per 2,080 Hours</i>	15.11 31,427.97	15.69 32,625.42	16.26 33,822.88	16.81 34,957.31	17.37 36,133.76	17.94 37,310.21
C	Laborer II <i>Per 2,080 Hours</i>	17.65 36,721.98	18.23 37,919.44	18.80 39,095.89	19.35 40,251.33	19.93 41,448.78	20.48 42,604.22
D	Building Maintenance <i>Per 2,080 Hours</i>	19.77 41,112.66	20.34 42,310.11	20.89 43,444.54	21.47 44,663.01	22.03 45,818.45	22.60 47,015.90
E	Laborer I Laborer I - Mechanic Code Enforcement/Building Maintenance Water Operator - no certification (1) Wastewater Operator - no certification (1) Wastewater Operator - Lab Technician – no certification (1) <i>Per 2,080 Hours</i>	22.12 46,007.52	22.61 47,036.91	23.10 48,045.30	23.60 49,095.70	24.09 50,104.08	24.59 51,154.48

(1) Additional twenty cents (\$.20) per hour upon completion and receipt of Grade I certification and one (1) subgrade

Grade

F: Successful completion of Grade II and all Grade II subgrades required by Wisconsin Administrative Code for the City of Whitewater Wastewater Utility.

Wastewater
Operator \$25.37 \$52,772.10

Grade

G: Successful completion of Grade IV and all Grade IV subgrades required by Wisconsin Administrative Code for the City of Whitewater Wastewater Utility.

Wastewater
Operator \$25.63 \$53,318.30

**SCHEDULE VI
WHITEWATER PROFESSIONAL POLICE ASSOCIATION UNION**

Position	# of Positions	Effective Date	Hourly Wage	<i>Per 2,080 Hours *Patrol (2,008 Hours)</i>
Sergeant*	3	01/01/2011	30.10	60,460.88
Detective Sergeant	1	01/01/2011	30.10	62,608.80
Detective	2	01/01/2011	28.78	59,862.40
Juvenile Officer	1	01/01/2011	28.78	59,862.40
Patrol Officer I*	14	01/01/2011	27.54	55,300.32
Patrol Officer II*		01/01/2011	24.96	50,119.68
Patrol Officer III*		01/01/2011	23.54	47,268.32

**SCHEDULE VII
FIRE-RESCUE**

Position	# of Positions (Part-time)	Wage
Fire-Inspector	6	\$11.00 per hour
Volunteer Fire	48	\$8.00 per call
Rescue Squad Captain	1	\$10.00 per call
Rescue Squad Lieutenant	4	\$9.00 per call
Rescue Squad Maintenance	1	\$100.00 per month
Rescue Squad EMTs		\$8.00 per call
EMT Driver		\$16.00 per hour
EMT Basic		\$17.50 per hour
EMT Intermediate		\$20.00 per hour
EMT On-Call Pay (Truck #1)		\$1.00 per hour
EMT On-Call Pay (Truck #2)		\$1.00 per hour
Fire Chief	1	\$15.00 per call
1st Asst. Fire Chief	1	\$13.00 per call
2nd Asst. Fire Chief	1	\$11.00 per call
Fire Vehicle Maintenance	5	\$50.00 per month

**SCHEDULE VIII
PART-TIME EMPLOYEES**

Position	# of Positions	Effective Date	Hourly Wage
CDA Support Research Specialist	1	08/07/2012	\$10.00
Community Service Officer	2	01/01/2009	\$10.54
Neighborhood Services Officer	1	01/01/2009	\$10.54
Sports Coordinator	1	12/18/2012	\$12.00

**SCHEDULE IX
PART-TIME SEASONAL EMPLOYEES**

Position	Step				
	1	2	3	4	5
Program Attendants	7.25	7.50	7.75	8.00	8.25
Activity Instructors	7.75	8.00	8.25	8.50	8.75
Cable TV Camera Operator	7.25	7.50	8.00	8.75	9.75
General Seasonal Labor	7.25	7.50	8.00	8.75	9.75
Election Officials	8.00	8.00	8.00	8.00	8.00
Activity Leaders	9.25	9.50	10.00	10.50	11.50
Certified Instructors	10.00	11.00	12.00	13.00	15.00
Crossing Guards	10.96	10.96	10.96	10.96	10.96
Sports Officials	20.00	21.00	22.00	24.00	25.00

Resolution introduced by Olsen, who moved its adoption. Seconded by Councilmember Binnie. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. ADOPTED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FIRST READING OF ORDINANCE PROHIBITING PARKING ON PORTIONS OF MILWAUKEE STREET.

ORDINANCE AMENDING CHAPTER 11.16.150 OF THE CITY OF WHITEWATER MUNICIPAL CODE ENTITLED “STREET INDEX OF PARKING RESTRICTIONS.

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

SECTION 1: Chapter 11.16.150 entitled “Street Index of Parking Restrictions” shall be amended as follows:

The following is hereby *deleted* to the chart entitled Street Index of Parking Restrictions:

Milwaukee	South side; from the east curblin of S. Wisconsin, east to a point 150 feet east	11.16.080	No Parking
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The following is hereby *added* to the chart entitled Street Index of Parking Restrictions:

Milwaukee	Both sides; from Wisconsin Street to Dann Street	11.16.080	No Parking
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SECTION 2: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember Olsen, who moved its adoption. Seconded by Councilmember Winship. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. FIRST READING APPROVED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FIRST READING OF ORDINANCE REZONING WHITEWATER UNIVERSITY TECHNOLOGY PARK REAL ESTATE.

FIRST READING OF AN ORDINANCE AMENDING THE CITY OF WHITEWATER ZONING MAP AND ZONING CLASSIFICATION OF CERTAIN PROPERTY IN THE CITY OF WHITEWATER

The Common Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, do, pursuant to Municipal Code Section 19.69, hereby amend the zoning classification of the below-described properties as set forth herein:

SECTION 1:

Pursuant to Whitewater Municipal Code 19.69, the below described property is hereby rezoned to 19.38 (Whitewater University Technology Park District).

Certified Survey Map 4442

A parcel of land located in the NW ¼ and the NE ¼ of the SE ¼ of Section 3, Township 4 North, Range 15 East, of the City of Whitewater, Walworth County, Wisconsin, as shown on Certified Survey Map No. 4442 recorded at the Walworth County Register of Deeds Office on October 5, 2012, at 10:38 a.m. in Volume 29 of C.S.M.'s, page(s) 30-33, Document No. 848249.

Certified Survey Map 4443

A parcel of land located in the SE ¼ and the SW ¼ of the NE ¼ of Section 3, Township 4 North, Range 15 East, of the City of Whitewater, Walworth County, Wisconsin, as shown on Certified Survey Map No. 4443 recorded at the Walworth County Register of Deeds Office on October 5, 2012, at 10:38 a.m. in Volume 29 of C.S.M.'s, page 34, Document No. 848250.

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

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

Ordinance introduced by Councilmember Olsen, who moved its adoption. Seconded by Councilmember Winship. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. FIRST READING APPROVED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

AMENDING CHAPTER 2.28 TO CHANGE NAME OF POLICE COMMISSION (TO POLICE AND FIRE COMMISSION).

**FIRST READING OF AN ORDINANCE CHANGING THE NAME OF CHAPTER 2.28
POLICE COMMISSION
TO THE POLICE AND FIRE COMMISSION**

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

SECTION 1. Whitewater Municipal Code Chapter 2.28, Police Commission, is hereby amended to change the name to the Police and Fire Commission.

SECTION 2. Pursuant to Section 1, Whitewater Municipal Code Chapter 2.28 shall hereinafter read as follows:

2.28.010 – Created – Membership.

There shall be created as hereinafter specified a Police and Fire Commission consisting of five members (one of whom shall be a city councilmember) who shall have the power and perform the duties as specified in Wis. Stats. §62.13.

2.28.020 – Appointment – Terms.

The Board of Police and Fire Commissioners shall be appointed by the Common Council at the time specified by statute, one member to serve until the first day in May, one to serve until the first day in May; and annually thereafter one commissioner who shall hold his/her office for five years and until his/her successor is appointed and qualified. In the year and thereafter, one member of the Police and Fire Commission shall be a member of the City Council and shall be appointed by the City Council to a one-year term; the one-year term shall commence on the first day of May in each calendar year.

2.28.030 – State statutes applicable.

The provisions of Wis. Stats. §62.13, and all acts amendatory thereto so far as the same are applicable, are incorporated herein and shall be effective in the same manner as if set forth in full herein.

2.28.040 – Power and authority limited.

The power and authority of the Police and Fire Commission hereby created shall not extend any control whatsoever over the Whitewater Volunteer Fire Department. This chapter shall not affect the organization of the Whitewater Volunteer Fire Department as it existed heretofore, and the Department is authorized to continue to operate on the same relationship with the City as it has prior to the adoption of the ordinance codified in this chapter.

Ordinance introduced by Councilmember Olsen, who moved its adoption. Seconded by Councilmember Abbott. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. FIRST READING APPROVED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

ORDINANCE CREATING CHAPTER 9.06.015 “BACKYARD CHICKEN ORDINANCE.”

**ORDINANCE CREATING SECTION 9.06.015
ENTITLED BACKYARD CHICKEN ORDINANCE**

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

Section 1. Whitewater Municipal Code Section 9.06.015 is hereby created to read as follows:

(a) Purpose. The following regulations will govern the keeping of chickens in residential zoning districts and are designed to prevent nuisances and prevent conditions that are unsanitary or unsafe. No person shall keep chickens unless the following regulations are followed:

(1) Number. No more than six (6) hens shall be allowed for each dwelling unit.

(2) Setbacks. Coops or cages housing chickens shall be kept at least twenty-five (25) feet from the door or window of any dwelling or occupied structure other than the owner's dwelling. Coops and cages shall not be located within five (5) feet of a side-yard or rear-yard lot line. Coops and cages shall not be located in the front yard.

(3) Enclosure. Hens shall be provided with a covered, predator-proof coop or cage that is well-ventilated and designed to be easily accessed for cleaning. The coop shall allow at least two square feet per hen. Hens shall have access to an outdoor enclosure that is adequately fenced to contain the birds on the property and to prevent predators from access to the birds. Hens shall not be allowed out of these enclosures unless a responsible individual, over 18 years of age, is directly monitoring the hens and able to immediately return the hens to the cage or coop if necessary.

(4) Sanitation. The coop and outdoor enclosure must be kept in a sanitary condition and free from offensive odors. The coop and outdoor enclosure must be cleaned on a regular basis to prevent the accumulation of waste.

(5) Slaughtering. There shall be no slaughtering of chickens.

(6) Roosters. It is unlawful for any person to keep roosters.

(7) The owner shall abide by all state laws and regulations for livestock premises registration, including applicable sections of Wisconsin Statute 95.51, and Wisconsin Administrative Code Chapter ATCP 17 and any applicable amendments thereto. Applicant shall also follow state law regarding import, purchase and sales of live poultry as set forth in ATCP 10.40 and ATCP 10.42 of the Wisconsin Administrative Code and any applicable amendments thereto.

(8) There shall be no breeding or hatching of chickens.

(9) Any poultry feed shall be stored so as to keep out rodents. The owner shall practice proper poultry waste disposal in order to avoid odors. Waste composting on the premises shall be allowed as long as it does not create odors or other nuisances for neighboring properties.

(10) The main food source for the chickens should be provided in dedicated feeding containers and scatter feeding as the primary food source is prohibited (small amounts of scratch grains that do not accumulate on the property are allowable).

(b) Permit. A permit shall be required to keep chickens in the City of Whitewater. An application for a permit must contain the following items:

(1) The name, phone number, and address of the applicant.

(2) The location of the subject property.

(3) A proposal containing the following information.

i. A description of any coops, cages or outdoor enclosures, providing dimensions and the precise location (if fixed) of these enclosures in relation to property lines and adjacent properties. If applicant proposes to use a mobile coop and/or a chicken run, the dimensions of the structure(s) shall be provided and the area of requested allowed placement areas shall be provided.

ii. The application fee charge for the permit shall be \$10.00. There shall be no charge for renewal of the permit.

(4) If the applicant proposes to keep chickens in the yard of a rented dwelling, the applicant must present a signed statement from the owner of the dwelling consenting to the applicant's proposal for keeping chickens on the premises.

(5) Chickens may only be kept on single-family unit lots. Chickens may not be kept on two-family or multiple-family lots.

(c) Permit Renewal. Permits will be granted on an annual basis (unless this Chicken Ordinance is repealed). If the permittee follows the terms of the ordinance, the permit will be presumptively renewed (unless this Chicken Ordinance is repealed) and the applicant may continue to keep chickens under the terms and conditions of the initial permit. The City Neighborhood Services Director may refuse to renew or may revoke the permit at any time, (after giving the permittee 15 days notice of the basis for the revocation or nonrenewal and an opportunity to be heard on the issue) if the permittee does not follow the terms of this ordinance, or if the Neighborhood Services Director finds that the permit holder has not maintained the chickens, coops, or outdoor enclosures in a clean and sanitary condition.

If the Chicken Ordinance is repealed, no party shall have the right to keep chickens based on a nonconforming use status obtained under this ordinance.

(d) Penalty. Any person who violates any of the provisions of this chapter shall, upon conviction thereof, be subject to a penalty of not less than fifty dollars or more than one hundred dollars for the first offense; and for the second offense within year, shall be subject to a penalty of not less than one hundred dollars or more than two hundred dollars; and for a third and subsequent offenses within one year not less than two hundred dollars or more than three hundred dollars, together with the costs of prosecution.

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

It was then moved by Olsen and seconded by Winship to waive the requirement for a second reading of this ordinance. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. ADOPTED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

AMENDING CHAPTER 9.06.010 “LIVESTOCK”, TO ALLOW POULTRY IN BACK YARDS.

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

Section 1. Whitewater Municipal Code Section 9.06.010 is hereby amended to read as follows:

Section 9.06.010 Livestock. No person shall raise, store or keep livestock within the city on land which is less than two acres in size. “Livestock” includes, but is not limited to, sheep, goats, horses, cattle, pigs and poultry (except as provided in 9.06.015). Livestock does not include dogs or cats.

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

It was then moved by Olsen and seconded by Winship to waive the requirement for a second reading of this ordinance. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. ADOPTED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

AMENDING CHAPTERS 19.15, 19.18, 19.21 AND 19.24 TO ALLOW BACK YARD CHICKEN RAISING IN RESIDENTIAL AREAS.

**ORDINANCE AMENDING TITLE 19 REGARDING
BACKYARD CHICKENS**

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

Section 1. Whitewater Municipal Code Chapter 19.15, (R-1 One-Family Residential District) Section 19.15.020 is hereby amended by adding backyard chicken raising pursuant to Whitewater Municipal Code 9.06.015 as a permitted use.

Section 2. Whitewater Municipal Code Chapter 19.18, (R-2 One- and Two-Family Residential District) Section 19.18.020 is hereby amended by adding backyard chicken raising pursuant to Whitewater Municipal Code 9.06.015 as a permitted use.

Section 3. Whitewater Municipal Code Chapter 19.21, (R-3 Multi-Family Residential District) Section 19.21.020 is hereby amended by adding backyard chicken raising pursuant to Whitewater Municipal Code 9.06.015 as a permitted use.

Section 4. Whitewater Municipal Code Chapter 19.24, (R-4 Mobile Home District) Section 19.24.020 is hereby amended by adding backyard chicken raising pursuant to Whitewater Municipal Code 9.06.015 as a permitted use.

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

It was then moved by Olsen and seconded by Winship to waive the requirement for a second reading of this ordinance. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. ADOPTED: December 18, 2012.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

RADICOM CONTRACTS (POLICE RADIO MAINTENANCE SERVICES). It was moved by Olsen and seconded by Abbott to approve contracts with Radicom for Police Department radio maintenance services. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. (Correct Police Chief contact information in contract).

APPROVAL OF CONTRACT WITH KAS CUSTOM CLEANING FOR JANITORIAL SERVICES. It was moved by Olsen and seconded by Winship to approve a janitorial service contract with KAS Custom Cleaning of Elkhorn, Wisconsin, for a three-year term. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None.

APPROVAL OF POLICE DEPARTMENT PURCHASE OF CAMERAS FROM AXON. Police Department presented a request to purchase Axon Flex video system glasses, which will record interactions between Police Officers and citizens. It was moved by Olsen and seconded by Binnie to approve the purchase 10 units of Axon camera equipment to be used by officers on duty, at a cost of \$11,354.40. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None.

APPOINTMENT OF INTERIM COUNCILMEMBER AT LARGE REPRESENTATIVE. Four residents have applied to be appointed to the late Marilyn Kienbaum's former Councilmember at Large position. Applicants are: Andrew Crone, Cort Hartmann, Kenneth Kienbaum, and Kristine Zaballos. In conjunction with the newly-adopted councilmember appointment policy, applicants present at the meeting gave information about themselves, including what they feel their contributions to the Council and Committee could be.

An initial vote was taken by the Council, for the purpose of reducing the pool of candidates. Candidates were voted for as follows: CRONE: Binnie, Kidd. HARTMANN: Olsen, Abbott. ZABALLOS: Winship. Councilmember Singer abstained from the vote.

A vote was now taken on the reduced pool of candidates: HARTMANN: Olsen, Abbott. CRONE: Winship, Binnie, Kidd. Councilmember Singer abstained from the vote.

Andrew Crone was appointed to serve as interim Councilmember at Large until after the April, 2013 election.

SWEARING IN OF NEWLY-APPOINTED INTERIM COUNCILMEMBER AT LARGE. Andrew Crone of Wildwood Drive in Whitewater was sworn in by City Clerk Smith. Andrew will serve as interim councilmember at large until the April election.

APPOINTMENT OF COUNCILMEMBER REPRESENTATIVE TO LANDMARKS COMMISSION. It was moved by Olsen and seconded by Abbott to appoint Andrew Crone as council representative to the Landmarks Commission. AYES: Olsen, Abbott, Winship, Binnie, Singer, Kidd. NOES: None. ABSENT: None. ABSTAIN: Crone.

COUNCILMEMBER REQUESTS FOR FUTURE AGENDA ITEMS: None.

EXECUTIVE SESSION. It was moved by Singer and seconded by Olsen to adjourn to executive session, not to reconvene, pursuant to Wisconsin Statutes 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." Item to be Discussed: *Review of and discussion regarding applications for the Department of Public Works Director position.* Prior to entering into closed session, a 20-minute recess occurred, for the purpose of wishing retiring Public Works Director Fischer well. AYES: Olsen, Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ABSENT: None. The meeting adjourned at 9:05 pm.

Respectfully submitted,

Michele R. Smith, City Clerk