

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

October 15, 2013

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, Singer, Bregant, Kidd. MEMBERS ABSENT: Binnie.

It was moved by Winship and seconded by Abbott to approve the Council Minutes of 9/17/13 and to acknowledge receipt and filing of the following: Financial Reports for September, 2013; Report of Manually-Issued Checks for September, 2013; and Landmarks Commission Minutes of 9/5/13. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**PAYMENT OF INVOICES.** It was moved by Winship and seconded by Abbott to approve payment of city invoices in the total sum of \$70,475.63. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**STAFF REPORTS:** City Manager Clapper reported on the Vision 2050 Workshops and Downtown Whitewater Representatives presented the Downtown Whitewater quarterly report.

**REZONE OF PROPERTY LOCATED AT 319 W. JAMES STREET.** This item was removed from the Council agenda for discussion at a later date.

**FIRST READING OF ORDINANCE INCREASING QUOTA ON “CLASS B” BEER AND LIQUOR LICENSES.** Based on updated population figures received from the State, City Clerk Smith indicated that the City has ability to increase their “Class B” license quota by one.

**AN ORDINANCE AMENDING CHAPTER 5.20  
INCREASING THE NUMBER OF “CLASS B” LIQUOR LICENSES  
IN THE CITY OF WHITEWATER**

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

**Section 1:** Whitewater Municipal Code, Chapter 5.20, Section 5.20.050 is hereby amended to read as follows:

5.20.050    License – Quotas.

The number of the following described licenses to be issued by the City shall be limited to the quota established in this section:

- (1) Combined “Class A” intoxicating liquor, four;
- (2) “Class B” intoxicating liquor, twenty-four.

Ordinance introduced by Councilmember Abbott, who moved its adoption. Seconded by Councilmember Bregant. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie. It was then moved by Abbott and seconded by Winship to waive the requirement for a second reading of this ordinance. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie. ADOPTED: October 16, 2013.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk.

**SECOND READING OF ORDINANCE IMPOSING THE R-O (Non-Family residential overlay district) ZONING DISTRICT DESIGNATION ON FREMONT STREET PROPERTIES.**

**ORDINANCE NO. 1863A - Final**

**SECOND READING OF AN ORDINANCE IMPOSING THE NON-FAMILY 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, Wisconsin, do, pursuant to Municipal Code Section 19.69, hereby impose the Non-Family Residential Overlay District Zoning classification on the below properties:

**SECTION 1:** The Non-Family Residential Overlay District, Section 19.25, is hereby imposed upon the following described premises:

Address

Tax ID #

SEE ATTACHED EXHIBIT 1.

See attached map showing said properties.

**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 Frawley. AYES: Frawley, Winship, Singer, Bregant, Kidd. NOES: Abbott. ABSENT: Binnie. ADOPTED: October 15, 2013.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

**EXHIBIT 1 TO ORDINANCE IMPOSING THE NON-FAMILY RESIDENTIAL OVERLAY TO  
FREMONT STREET PROPERTIES.**

| <b>TAX<br/>PARCEL<br/>NO.</b> | <b>PROPERTY<br/>LOCATION</b> | <b>OWNER</b>                         | <b>OWNER /<br/>ADDRESS</b> | <b>ADDRESS</b>                | <b>CITY</b>  |
|-------------------------------|------------------------------|--------------------------------------|----------------------------|-------------------------------|--------------|
| /WUP<br>00088                 | 126 N. Fremont               | KEVIN A NICKS                        | PATTY J NICKS              | 126 N.<br>FREMONT<br>ST       | WHITEWATER   |
| /WUP<br>00064                 | 129 N. Fremont               | JENNIFER C<br>STEIL                  | JAMES EHLERS,<br>ETAL      | N7174<br>COUNTRY<br>SIDE LN   | ELKHORN      |
| /WUP<br>00087                 | 130 N. Fremont               | JOHN W EJNIK                         | SARA L<br>NORTON-EJNIK     | 130 N<br>FREMONT<br>ST        | WHITEWATER   |
| /WUP 00061                    | 131-133 N.<br>Fremont        | SABLE, W.<br>DANIEL                  | 131 N FREMONT<br>ST.       |                               | WHITEWATER   |
| /WUP<br>00086                 | 134 - 136 N.<br>Fremont      | LADWIG & VOS<br>INC                  | 140<br>LONGMEADOW<br>DR    |                               | BURLINGTON   |
| /WUP<br>00085                 | 142 N. Fremont               | BRADLEY J<br>MARKHAM                 | DIANE E<br>MARKHAM         | 142 N.<br>FREMONT<br>ST       | WHITEWATER   |
| /WUP 00084                    | 144 - 146 N.<br>Fremont      | RIEDEL,<br>JEFFREY & JOAN            | W6415 GROGAN<br>ROAD       |                               | FT. ATKINSON |
| /WUP<br>00060                 | 145 N. Fremont               | GARY B KLATT                         | PATSY A KLATT              | 145 N.<br>FREMONT<br>ST       | WHITEWATER   |
| /WUP<br>00059                 | 153 N. Fremont               | GREGG A<br>GAUGER                    | 153 N. FREMONT<br>ST       |                               | WHITEWATER   |
| /WUP<br>00083                 | 156 N. Fremont               | THAYER A<br>COBURN                   | PO BOX 147                 |                               | WHITEWATER   |
| /WUP<br>00058                 | 161 N. Fremont               | JOHN R SEIZER                        | 161 N. FREMONT<br>ST       |                               | WHITEWATER   |
| /WUP<br>00082                 | 166 N. Fremont               | HARRIETT M<br>BRIGHAM TRUST          | C/O MARY M<br>QUINLAN      | 947 6TH ST                    | REEDSBURG    |
| /WUP<br>00057                 | 169-171 N.<br>Fremont        | M&F RENTALS 2,<br>LLC                | 555 E CLAY ST              |                               | WHITEWATER   |
| /WUP<br>00056                 | 175-177 N.<br>Fremont        | CARL J WOLF                          | JONNA L WOLF               | N 431<br>TWINKLING<br>STAR RD | WHITEWATER   |
| /WUP<br>00081                 | 176 N. Fremont               | DONALD L<br>CALHOUN                  | JOAN M<br>CALHOUN          | 176 N.<br>FREMONT<br>ST       | WHITEWATER   |
| /WUP<br>00080                 | 182 N. Fremont               | JAMES C<br>SAWYER                    | CONNIE L<br>SAWYER         | 182 N<br>FREMONT<br>ST        | WHITEWATER   |
| /WUP<br>00055                 | 187 N. Fremont               | ARTHUR K LEIN                        | MARY L LEIN                | 187 N.<br>FREMONT<br>ST       | WHITEWATER   |
| /WUP<br>00079                 | 188 N. Fremont               | J&M<br>DEVELOPMENT<br>PROPERTIES LLC | W7977<br>TERRITORIAL<br>RD |                               | DELAVAN      |
| /WUP<br>00054                 | 205 N. Fremont               | BESNIK SADIKU                        | BURIM SADIKU               | 205 N.<br>FREMONT<br>ST       | WHITEWATER   |
| /WUP<br>00078                 | 206 N. Fremont               | JAROLYN R<br>MOORE                   | 206 N. FREMONT<br>ST       |                               | WHITEWATER   |
| /A 56700001                   | 212 N. Fremont               | WILLIAM E<br>SMITH                   | MICHELE R<br>MESSIER-SMITH | 212 N<br>FREMONT<br>ST        | WHITEWATER   |
| /WUP<br>00053                 | 213 N. Fremont               | SCOTT C<br>FISCHER                   | ANGELA J<br>FISCHER        | 213 N.<br>FREMONT             | WHITEWATER   |

|                |                         |                               |                                  |                         |            |
|----------------|-------------------------|-------------------------------|----------------------------------|-------------------------|------------|
| /WUP<br>00076  | 216 N. Fremont          | PAMELA J<br>DENNIS            | FRANK G<br>SLINKARD              | 216 N<br>FREMONT<br>ST  | WHITEWATER |
| /WUP<br>00052  | 217 N. Fremont          | WILLIAM<br>THOMAS<br>ATKINSON | WILLIAM<br>THOMAS<br>ATKINSON II | 217 N<br>FREMONT<br>ST  | WHITEWATER |
| /WUP<br>00051  | 221 N. Fremont          | SUSAN C<br>MESSER             | 221 N. FREMONT<br>ST             |                         | WHITEWATER |
| /WUP<br>00075  | 224 N. Fremont          | RICHARD JAMES                 | MARCIA JAMES                     | 224 N.<br>FREMONT<br>ST | WHITEWATER |
| /WUP<br>00074  | 232 N. Fremont          | JOSEPH R<br>ZAWACKI           | LAURINE M<br>ZAWACKI             | 232 N.<br>FREMONT<br>ST | WHITEWATER |
| /WUP<br>00050  | 233 N. Fremont          | JANE A<br>BLAKESLEE           | 233 N. FREMONT<br>ST             |                         | WHITEWATER |
| /WUP<br>00073  | 236 N. Fremont          | JORDAN A<br>HOFFMAN           | EVAN J<br>HOFFMAN                | 236 N<br>FREMONT<br>ST  | WHITEWATER |
| /WUP<br>00072  | 240 N. Fremont          | D&L TRIEBOLD<br>TRUST         | N7618 ENGEL<br>RD                |                         | WHITEWATER |
| /WUP<br>00049  | 243 N. Fremont          | SAMANTHA A<br>MARKHAM         | 243 N FREMONT<br>ST              |                         | WHITEWATER |
| /WUP<br>00071  | 246 N. Fremont          | ALEXANDER S<br>JACKSON        | ALICIA M<br>STONE-<br>JACKSON    | 246 N<br>FREMONT<br>ST  | WHITEWATER |
| /WUP<br>00070  | 250 - 252 N.<br>Fremont | MEISNER<br>ENTERPRISES<br>LLC | N7549 W<br>LAKESHORE DR          |                         | WHITEWATER |
| /WUP<br>00048A | 253 N. Fremont          | CBP PROPERTIES<br>LLC         | 417 N FREMONT<br>ST              |                         | WHITEWATER |
| /WUP<br>00069  | 258 N. Fremont          | GARY SASSMAN                  | RENEE<br>SASSMAN                 | 258 N.<br>FREMONT<br>ST | WHITEWATER |
| /WUP<br>00048  | 259 N. Fremont          | PAUL JHONA                    | 259 N FREMONT<br>ST              |                         | WHITEWATER |
| /PA 00015      | 266 N. Fremont          | ADAM WESNER                   | CASSANDRA<br>WESNER, ETAL        | 266 N<br>FREMONT<br>ST  | WHITEWATER |
| /WUP<br>00047  | 267 N. Fremont          | GARY LEE<br>HOFFMAN           | 267 N. FREMONT<br>ST             |                         | WHITEWATER |
| /PA 00014      | 272 N. Fremont          | EDWARD J<br>DREXLER           | KATHRYN M<br>DREXLER             | 272 N.<br>FREMONT<br>ST | WHITEWATER |
| /WUP<br>00046  | 273 N. Fremont          | DANIELLE L<br>HUDSON          | MICHAEL Q<br>KEMP                | 273 N<br>FREMONT<br>ST  | WHITEWATER |
| /PA<br>00013B  | 278 N. Fremont          | BETTY HETH                    | N8439 DUFFIN<br>RD               |                         | WHITEWATER |
| /WUP<br>00045  | 283 N. Fremont          | JASON JACOBS                  | 283 N FREMONT<br>ST              |                         | WHITEWATER |
| /PA<br>00013A  | 284 N. Fremont          | THOMAS R<br>SCHMECKEL         | 284 N FREMONT<br>ST              |                         | WHITEWATER |
| /WUP<br>00044  | 287 N. Fremont          | KENNETH I<br>MACH             | DEANNE E<br>MACH                 | 287 N.<br>FREMONT<br>ST | WHITEWATER |
| /PA 00013      | 292 N. Fremont          | LYKE, BARBARA                 | 292 N. FREMONT<br>ST.            |                         | WHITEWATER |
| /WUP<br>00043  | 293 N. Fremont          | LUIS RAMIREZ<br>JR            | ESTELA<br>RAMIREZ                | 133 N HAZEL<br>ST       | WHITEWATER |
| /PA 00012      | 296 N. Fremont          | WALWORTH<br>AVE. APTS.        | 530 S.<br>JANESVILLE ST.         |                         | WHITEWATER |

/WUP  
00041

299 N. Fremont

DONALD  
ALECKSON

MARY  
ALECKSON

299 N.  
FREMONT  
ST

WHITEWATER

**“CLASS B” BEER AND LIQUOR LICENSE APPLICATION FOR BLACKTHORNE SCRIBE LLC.** It was moved by Abbott and seconded by Bregant to issue a “Class B” Beer and Liquor license to Blackthorne Scribe LLC, Patrick Monaghan, Agent, 108 Main Street, Whitewater, contingent upon completion of the construction of the establishment and compliance with liquor licensing regulations. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**PURCHASE OF SECTION 5311 MINI-VAN.** It was moved by Winship and seconded by Abbott to approve the purchase of a mini van from A & J Vans, in the sum of \$31,664. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**COUNCIL MEETING OF 10/22/13 STARTING TIME.** Based on the fact that several councilmembers will be attending the Greater Whitewater Committee awards banquet, it was moved by Winship and seconded by Abbott to begin the 10/22/13 council meeting at 7:00 p.m. instead of the regularly scheduled start time of 6:30 p.m. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**CLOSURE OF FIRST STREET, BETWEEN MAIN AND NORTH, ON OCTOBER 26, 2013.** Downtown Whitewater, Inc. has requested closure of a portion of First Street to allow them to host “Trick or Treat the Triangle.” It was moved by Winship and seconded by Frawley to approve the closure of First Street, from Main to North, on 10/26/13. AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**ENDORSEMENT OF DOWNTOWN WHITEWATER, INC. / WISCONSIN DEPARTMENT OF COMMERCE AGREEMENT.** It was moved by Winship and seconded by Frawley to endorse the agreement between Downtown Whitewater, Inc. and the Wisconsin Department of Commerce (Wisconsin Main Street Communities Agreement). AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie.

**2014 BUDGET PRESENTATIONS:** The following proposals for 2014 budgets were presented to the Common Council: Revenues – General Fund; Debt Service – Revenue and Expense; Transfers – General Fund; Administration - Legislative Support – Contingencies – Court – Legal – General Administration. Information Technology; Finance - Financial Administration - Insurance / Risk Management.

**COUNCILMEMBER REQUESTS FOR FUTURE AGENDA ITEMS.** None.

**EXECUTIVE SESSION.** It was moved by Singer and seconded by Winship to adjourn to Closed Session, ***NOT TO RECONVENE***, pursuant to Chapter 19.85(1)(e) of the 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” and Chapter 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: Wisconsin Professional Police Association contract negotiations.  
AYES: Frawley, Abbott, Winship, Singer, Bregant, Kidd. NOES: None. ABSENT: Binnie. The regular portion of the meeting adjourned at 8:00 p.m.

Respectfully submitted,

Michele R. Smith, Clerk