

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

April 19, 2016

The organizational meeting of the Common Council was called to order by City Manager Clapper. The UW-Whitewater Student Government hosted the council meeting on the UWW campus.

**SWEARING IN OF NEWLY-ELECTED COUNCILMEMBERS:** City Clerk Smith swore in Councilmembers **Patrick Wellnitz** (Aldermanic District 1); **James Langnes III** (Aldermanic District 2); **Lynn Binnie** (Aldermanic District 4) and **James Allen** (Councilmember at Large).

**ELECTION OF COUNCIL PRESIDENT AND PRESIDENT PRO TEM.** Councilmember Patrick Singer was nominated to serve as council president, and was elected by unanimous vote. Councilmember Lynn Binnie was nominated to serve as President Pro Tem, and was elected by unanimous vote.

**APPOINTMENT OF COUNCIL REPRESENTATIVES TO FOLLOWING BOARDS AND COMMISSIONS:** It was moved by Allen and seconded by Goettl to appoint the following councilmembers to the following Boards and Commissions: **Alcohol Licensing Committee** – Langnes, Goettl, Singer. **Aquatic Center Board** –No appointee as board will be disbanding. **Birge Fountain Committee** –Allen. **Cable T.V. Committee** –Binnie. **Community Development Authority** – Allen, Singer. ***\*Board of Directors of Whitewater Fire Department, Inc. (1 councilmember – councilmember may not be a member of the FD).*** – Langnes. **Landmarks Commission** –Singer. **Library Board** – Grady. **Parks & Recreation Board** – Grady. **Plan & Architectural Review Commission** – Grady (alternate) , Binnie (regular). **Police and Fire Commission** – Goettl. **Technology Park Board** –Goettl. **Fire and Rescue Task Force** – Wellnitz and former Councilmember Ken Kidd to finish out term for committee that will be disbanding.

It was moved by Binnie and seconded by Allen to approve the Council minutes of 3/15/16 and 4/7/16 (with corrections), and to acknowledge receipt and filing of the following: No-Fault Sewer Backup Committee Minutes of 2/29/16 and 3/21/16; Parks and Recreation Board Minutes of 3/9/2016; Report of Manually Produced checks for March, 2016; and Financial Statements for March, 2016.

**STAFF REPORTS:** UWW Chancellor Beverly Kopper updated Council with information relating to UW-Whitewater's State support fees per full time equivalent student, as well as enrollment information as compared to other State of Wisconsin Universities.

**CITIZEN COMMENTS.** UWW Student Government President, Allison Hetz, thanked the Council for holding their meeting on the UWW campus.

**RESOLUTION AUTHORIZING OFFICIAL DEPOSITORIES.** It is necessary to adopt a resolution authorizing depositories at each year's organizational meeting.

**RESOLUTION AUTHORIZING OFFICIAL DEPOSITORIES**

WHEREAS, it is deemed necessary and expedient to designate official depositories for the City of Whitewater, Walworth and Jefferson Counties, Wisconsin.

NOW THEREFORE, it is hereby resolved by the Common Council of the City of Whitewater that the Commercial Bank, the First Citizens State Bank, Associated Bank, all in said City, be and the same hereby are, designated the official depositories for the City, as well as the State of Wisconsin – Local Government Investment Pool, and Fort Community Credit Union.

Resolution introduced by Councilmember Binnie and seconded by Councilmember Allen, who moved its adoption. AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Allen, Singer. NOES: None. ABSENT: None. ADOPED: April 19, 2016.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

**RESOLUTION AUTHORIZING OFFICIAL NEWSPAPER.** It is necessary to adopt a resolution authorizing the official newspaper at each year's organizational meeting.

**RESOLUTION ADOPTING WHITEWATER REGISTER AS OFFICIAL NEWSPAPER**

WHEREAS, it is deemed necessary and expedient to designate an official newspaper for the City of Whitewater, Walworth and Jefferson Counties, Wisconsin.

NOW THEREFORE, BE IT RESOLVED by the Common Council of the City of Whitewater, Wisconsin, Walworth and Jefferson Counties, that THE WHITEWATER REGISTER be, and the same hereby is, designated the official newspaper of said City.

Resolution introduced by Councilmember Binnie and seconded by Councilmember Allen, who moved its adoption.

AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Allen, Singer. NOES: None. ABSENT: None. ADOPTED: April 19, 2016.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

**FIRST AND SECOND READING OF ORDINANCE AMENDING CHAPTER 19.57 RELATING TO KEEPING OF HORSES IN RESIDENTIAL DISTRICTS.**

**AN ORDINANCE AMENDING TITLE 19 REGARDING KEEPING OF HORSES**

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

SECTION 1. Whitewater Municipal Code Chapter 19.57, Section 19.57.160 is hereby amended to read as follows:

19.57.160 - Keeping of horses as an accessory use.

Horses may be kept as an accessory use in any zoning district, upon the granting of a conditional use permit, and subject to the following standards:

The lot on which the horses will be kept and exercised shall be not less than two (2) acres in total area.

For each horse kept on the lot, there shall be a minimum of one (1) acre of open usable land for horse exercise and manure management. Such open land may not include wetlands, woodlands, lands with over a twelve (12) percent slope, or lands within seventy-five (75) feet of wetlands or navigable water.

Outdoor horse containment areas, including, but not limited to barns and exercise areas, shall be completely enclosed and shall meet the standards of Wisconsin Statutes Chapter 90 (fences).

The use shall meet and maintain specific conditions of the conditional use permit approval including, but not limited to, the protection of human, animal, and environmental health; and the character of the surrounding neighborhood and publicly owned lands.

The applicant is required to submit a manure management plan that must be approved by the neighborhood services director. Manure storage shall be designed to limit leachate entering surface and ground water. Manure must be placed at least fifty (50) feet from property lines and at least one-hundred (100) feet from wetlands and surface water.

## SECTION 2.

Whitewater Municipal Code Title 19 is hereby amended by deleting sub-sections 19.15.030 G (Keeping of Horses in R-1 Districts) and 19.18.030 I (Keeping of Horses in R-2 Districts).

Ordinance introduced by Councilmember Allen who moved its adoption. Seconded by Councilmember Goettl. AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Allen, Singer. NOES: None. ABSENT: None. ADOPTED: April 19, 2016.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

**FIRST AND SECOND READING OF ORDINANCE AMENDING CHAPTER 19.46, FLOOD PLAIN ORDINANCE, TO INCLUDE OLD STONE MILL DAM.** (Including Map, flood profiles, and floodway data table, all dated August, 2012).

AWAITING ORDINANCE FROM NEIGHBORHOOD SERVICES.

Ordinance introduced by Councilmember Allen who moved its adoption. Seconded by Councilmember Goettl. AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Allen, Singer. NOES: None. ABSENT: None. ADOPTED: April 19, 2016.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

**APPOINTMENT OF CITIZEN MEMBERS TO BOARDS AND COMMISSIONS:** It was moved by Singer and seconded by Goettl to approve the following slate of appointees to citizen board and commission seats: **Birge Fountain Committee:** Ken Kienbaum; **Board of Zoning Appeals:** Ken Kienbaum, Ryan Tevis; **Cable T.V. Commission:** Ken Kienbaum, Erik Sedmak; **Ethics Committee:** Bonnie Miller, Ryan Tevis; **Landmarks Commission:** Daniel Richardson, Ken Kienbaum; **Library Board:** Anne Hartwick, Jim Winship; **Parks and Recreation Board:** Brandon Knedler, Larry Kachel, Kori Oberle (from alternate to regular member) and Ken Kidd as alternate member; **Planning and Architectural Review Commission:** Dan Comfort, Tom Miller (alternate position); **Police and Fire Commission:** Jerry Grant; **Urban Forestry Commission:** Karen Coburn, Rose Mary Leaver, Jerry Schoen (from alternate to regular member). AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Allen, Singer. NOES: None. ABSENT: None.

**REPORT FROM COMMITTEE PROMOTING HISPANIC / IMMIGRANT COMMUNITY INVOLVEMENT.** Numerous members of the Community have been meeting to review and discuss options to improve Hispanic / Immigrant community involvement. Much research has gone into

obtaining viewpoints and concerns of the immigrant community. The Committee shared information they had gleaned from their research. One major request was to use the City website as a tool to incorporate immigrants into the community. It was suggested that the City website also include information in Spanish. The University Spanish group has offered their services in providing assistance to the City in translating / writing information. The group will continue meeting and further information will be forthcoming.

**AUTHORIZATION TO PURCHASE PARKS AND RECREATION VEHICLE.** It was moved by Binnie and Allen to authorize the purchase of a used 2013 Ford Edge from Ketterhagen Motors in the sum of \$23,800. (funded through DPW Equipment replacement fund). AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

**AUTHORIZATION TO PURCHASE VEHICLE FOR WASTEWATER TREATMENT PLANT.** It was moved by Binnie and seconded by Allen to authorize the purchase of a pickup truck for the Wastewater Utility, from Ketterhagen Motors, in the sum of \$30,830. AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

**AUTHORIZATION TO PURCHASE OUTDOOR RECREATION EQUIPMENT FROM LEE EQUIPMENT OF CAMBRIDGE, WISCONSIN.** It was moved by Binnie and seconded by Allen to authorize the purchase of outdoor fitness equipment to be installed at Starin Park, from Lee Recreation of Cambridge, Wisconsin, in the sum of \$20,923. AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

**DISCUSSION REGARDING CITY-WIDE LOGO CHANGE.** City Manager Clapper indicated that the Parks and Recreation Board discussed a possible redesign of the logo for their Department. Request for input to change the logo city-wide was requested. It was noted that the current logo is attractive, but is difficult for those reproducing the logo to use. Councilmembers expressed concerns about different departments having different logos, a desire for a standardized city logo, the costs affiliated with changing all existing city logos. Several logo options were presented. Various opinions on the logo options were noted. Several councilmembers indicated they were not interested in changing the logo, which was still fairly young. Further information will be forthcoming.

**COUNCILMEMBER REQUESTS FOR FUTURE AGENDA ITEMS.** Councilmember Grady requested that a discussion regarding the “Spring Splash” event, attended by young adults this past Saturday be discussed. Detailed information on the event was requested. Also noted was that discussion regarding the excessive drinking and public drunkenness exhibited at this annual event is of concern. Leadership Development Coordinator, Jan Bilgen, thanked the UWW Student Government members for voluntarily going through the City after Spring Splash, and cleaning up yards filled with debris from parties. Councilmember Wellnitz requested that the Fire Department Operation Agreement and the Knox Box ordinance be brought before Council at the May 3 meeting.

**EXECUTIVE SESSION.** It was moved by Singer and seconded by Allen to Adjourn to closed session, TO RECONVENE IN OPEN SESSION APPROXIMATELY 30 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 specific public business, whenever competitive or bargaining reasons require a closed session.

**Items to be Discussed:**

1. Strategy and cost options for hiring an outside party to evaluate the operations and management of the City of Whitewater Police Department.
2. Discussion of Resignation Agreement, Waiver and Release Between: City of Whitewater, Tina Winger, and Wisconsin Professional Police Association (including financial terms) concerning a City of Whitewater police officer.

AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Allen, Singer. NOES: None. ABSENT: None. The Council went into closed session at 8:00 p.m.

**RECONVENE INTO OPEN SESSION.** At approximately 9:30 p.m., the Council reconvened into Open Session.

**ACTION ON CONSIDERATION OF APPROVING THE HIRING OF AN OUTSIDE PARTY TO EVALUATE THE OPERATIONS AND MANAGEMENT OF THE CITY OF WHITEWATER POLICE DEPARTMENT.** No action was taken on this matter.

**ACTION ON RESIGNATION AGREEMENT, WAIVER AND RELEASE BETWEEN THE CITY OF WHITEWATER, TINA WINGER, AND WHITEWATER PROFESSIONAL POLICE ASSOCIATION (INCLUDING FINANCIAL TERMS) CONCERNING A CITY OF WHITEWATER POLICE OFFICER.** It was moved by Grady and seconded by Binnie to approve a resignation agreement and a waiver and release between the City of Whitewater, Tina Winger, and the Wisconsin Professional Police Association. AYES: Wellnitz, Langnes, Grady, Binnie, Singer, Allen. NOES: None. Abstain: Goettl. ABSENT: None.

**ADJOURNMENT.** Being no further business to come before the meeting, it was moved by Allen and seconded by Goettl to adjourn the meeting. AYES: Wellnitz, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None. The meeting adjourned at 9:35 p.m.

Respectfully submitted,

Michele R. Smith, Clerk