

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

May 2, 2017

The regular meeting of the Common Council was called to order at 6:30 p.m. by Council President Singer. MEMBERS PRESENT: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. MEMBERS ABSENT: None. LEGAL COUNSEL PRESENT: Wallace McDonell.

It was moved by Binnie and seconded by Singer to approve the Council minutes of 4/18/2017 and to acknowledge receipt and filing of the Irvin L. Young Memorial Library Board minutes of 2/20/17 (as amended) and 3/20/17. AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

PAYMENT OF CITY INVOICES. It was moved by Binnie and seconded by Singer to approve payment of city invoices in the sum of \$79,023.96. AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

STAFF REPORTS: City Manager Clapper gave his update on city happenings. **CITIZEN COMMENTS:** Larry Kachel of 457 Buckingham commended the staff on their diligence in planning and managing a well-run Spring Splash event. Kachel thanked the Police Chief for the partnerships that occurred.

AUTHORIZATION OF COMMUNITY DEVELOPMENT BLOCK GRANT APPLICATION (Franklin and Ann Street Reconstruction Projects). As part of the City's 2018 Capital Improvement program, the reconstruction of Franklin and Ann Streets will be completed. The engineering firm is nearing completion of their work. To help offset the cost of the project, the City would like to apply for a Community Development Block Grant (CDBG). A requirement of the application is for the City to hold a public hearing and approve a Resolution authorizing submission of the grant application. The grant award could be as high as \$500,000. The reconstruction project is scheduled for 2018. The Assistant City Manager has held public information sessions for the project as well. No comments were received from the public at the hearing. It was moved by Allen and seconded by Goettl to approve the submission of a Community Development Block Grant application for completion of the Franklin and Ann Street reconstruction. AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

AUTHORIZING RESOLUTION

for the Submission of a
Community Development Block Grant (CDBG) Application

Relating to the City of Whitewater participation in the
(County, City, Village, or Town) (UGLG/Unit of General Local Government's Name)

Community Development Block Grant – Public Facilities (CDBG–PF) / Planning (CDBG-PLNG)

program;

WHEREAS, Federal monies are available under the Community Development Block Grant (CDBG) program, administered by the Wisconsin Department of Administration (DOA) Division of Energy, Housing and Community Resources (DEHCR) for the purpose of the provision or

development of a City of Whitewater
(County, City, Town, Village)

plan (CDBG-PLNG), or for the provision or improvement of public facilities (CDBG-PF); and

WHEREAS, after public meeting and due consideration, Common Council
(Name of Appropriate Committee)

has recommended that an application be submitted to DOA for the following project(s):

Franklin Street and Ann Street Reconstruction ; and
(CDBG Proposed Project Title)

WHEREAS, it is necessary for Common Council to
(County Board, City Council, Village Board, Town Board)

approve the preparation and filing of an application for City of Whitewater to
(County, City, Town, Village)

receive funds from this program; and

WHEREAS, the Common Council has reviewed the
(County Board, City Council, Village Board, Town Board)

need for the proposed project(s) and the benefit(s) to be gained there from;

NOW, THEREFORE, BE IT RESOLVED, that Common Council
(City Council, County Board, Village Board, Town Board)

does hereby approve and authorize the preparation and filing of an application for the above-named project(s); and that the City Manager is hereby
(Council President, Mayor, Board Chair, Village President)

authorized to sign all necessary documents on behalf of City of Whitewater ; and
(County, City, Village, Town)

that authority is hereby granted to The City of Whitewater
(Name of Appropriate Committee)

to take the necessary steps to prepare and file the application for funds under this program in accordance with this resolution.

ADOPTED on 2nd day of May, 2017. ATTEST: Michele Smith
this _____ of _____, _____ .
(Day) (Month) (Year) (Signature of Clerk)

The governing body of The City of Whitewater has authorized the above resolution
of _____
(UGLG/Unit of General Local Government's Name)

by Resolution No.: n/a, dated 5/2/2017.
(Resolution Number) (Date Authorized)

Patrick J. Singer Council President 5/2/2017

Signature of the Chief Elected Official *Title* *Date*
Signed

Patrick J. Singer

Typed Name of the Chief Elected Official

ORDINANCE AMENDING CHAPTER 11- NO PARKING ON S. PRINCE STREET.

City Manager Clapper indicated that the proposed ordinance included in the packet did not include the fact that the parking limitations proposed on S. Prince Street and W. Peck Street would run from 7:00 a.m. – 4:30 p.m. during scheduled school days. It was noted that several neighbors have contacted the City, concerned about parking beyond the school hours. Bonnie Miller, Prince Street resident, wanted to confirm that the hours of prohibited parking are from 7:00 – 4:30 p.m. only. David Yochum of 230 Greenhouse Lane expressed concern that when parking is eliminated from Peck Street, people will begin to park elsewhere. He is concerned that the parking will end up on Greenhouse Lane, which is very narrow. Tom Miller of 221 Prince Street indicated that at the current time, there have to be at least 25 open parking spaces in the Lincoln School lot. Miller noted that teaching staff is parking on Prince Street, assumedly because it is more convenient for them. Virginia Epps of 970 W. Highland Street questioned whether there would be ability for dropping off students, expressed concern for those needing to park closer due to special needs, and expressed concern about the effects on Highland Street. Councilmember Binnie explained that the original intent was to prohibit stopping or parking, but the ordinance presented provides only for no parking. Binnie would like the subject of stopping or standing addressed as well. Councilmember Goettl was under the impression that the school was redesigning their layout to allow for drop off locations to be on the side of the school property. Goettl does not remember discussion relating to total removal of parking on Peck Street, thereby pushing school parking further into residential areas. Councilmember Singer requested that the School District administration be present for the second reading of the ordinance on May 16th.

ORDINANCE No. 1937
AN ORDINANCE AMENDING CHAPTER 11.16 PARKING LIMITATIONS

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

SECTION 1. Whitewater Municipal Code Chapter 11.16 is amended by deleting from Section 11.16.150 the parking restrictions set forth below:

S	Prince St.	East side; from the north curbline of W. Peck, north to a point 250 feet north	11.22.015	No stopping, standing or parking from 7:30 am to 4:30 pm except Saturday, Sunday and holidays
S	Prince St.	West side; from S curbline of Highland Street thence south 285 feet	11.16.031	Fifteen minute parking
S	Prince St.	West side; from the north curbline of W. Peck extended, north to a point 70 feet north	11.16.080	No parking

SECTION 2. Whitewater Municipal Code Chapter 11.16 is hereby amended by adding to Section 11.16.150, the No Stopping, Standing or Parking areas set forth below:

S	Prince St.	Both sides; from W. Highland Street, thence south to the south curb line of W. Peck Street	11.22.010	No stopping, standing or parking 7:00 a.m. to 4:30 p.m. during scheduled school days
S	Prince St.	Both sides; from the south curb line of W. Peck Street thence south 300 feet	11.22.010	No stopping, standing or parking 7:00 a.m. to 4:30 p.m. during scheduled school days
W	Peck St.	Both sides; from S. Prince Street, to the east curb line of Greenhouse Lane	11.22.010	No stopping, standing or parking 7:00 a.m. to 4:30 p.m. during scheduled school days

Ordinance introduced by Council Member Binnie, who moved its adoption. Seconded by Council Member Allen. AYES: McCormick, Grady, Binnie, Singer, Allen. NOES: Langnes, Goettl. ABSENT: None.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

ORDINANCE RELATING TO BOARD AND COMMISSION TERM LIMITS. A lengthy discussion took place relating to the pros and cons of eliminating existing term limits for Board and Commission members. Being able to draw from long-term experience was considered positive, although it was noted that ideas brought forth from newer members are very beneficial. Councilmember Binnie acknowledged the difficulty of recruiting new members on local Boards. Councilmember Allen indicated that Councilmembers do not have term limits, and he felt that Board and Commission positions should be handled in the same manner. Councilmember Grady encouraged member turnover to prevent stagnation. Various options were discussed. Councilmember Goettl supported turnover of Board members. It was moved by Binnie and seconded by Langnes to refer this subject to the newly-created Community Involvement Commission, have them make a recommendation and refer it back to Council. AYES: McCormick, Grady, Binnie, Goettl, Singer, Allen. NOES: Langnes. ABSENT: None.

TOWING CONTRACTS WITH FERO'S AND MILLS. It was moved by Binnie and seconded by Goettl to approve contracts with Fero's Towing and Mills Automotive (relating to towing of vehicles in City). AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

DOWNTOWN PARKING LOT RESURFACING IN 2016. City Manager Clapper indicated that the City hired Jefferson County to complete chip seal work on eleven parking lots in the downtown area. The chip seal covering was the most cost effective. Heavy rains after the work was done last year caused emulsion stain on the sidewalk. After steady cleaning and plowing since the work completion, the work product has not endured. Councilmember and staff concerns were raised, and this subject has been discussed at previous council meetings. Clapper indicated that the Environmental group that was called to do cleanup work has confirmed through their testing that the Lake was not contaminated as a result of the emulsion runoff. However, there is an \$80,000 bill for their services. Clapper indicated that the City has paid \$56,000 of the bill, and will negotiate in an effort to eliminate the \$24,000 balance. Clapper indicated that Jefferson County has received \$60,000 for the paving. Clapper has had conversations with the County Administrator regarding mitigation, and possibly even working with the County to fix any issues. If a mill and overlay job must be done, it could cost between \$80,000 - \$100,000. City Manager Clapper indicated that further information will be coming at the next Council meeting.

CHANGE ORDER NO. 7 WASTEWATER TREATMENT PLANT. Details regarding the changes requested for the Wastewater Treatment Plant were presented. It was confirmed that some of the changes had already been improved internally. The total cost of the requested changes is \$40,369.72. (Leaves a contingency balance for project at \$1,096,427.63). It was moved by Binnie and seconded by Allen to approve Change Order No. 7 as requested. AYES: McCormick, Grady, Binnie, Singer, Allen. NOES: Langnes, Goettl. ABSENT: None.

SANITARY SEWER MAINTENANCE APPROVAL – 2017. It was moved by Binnie and seconded by Goettl to approve the 2017 sewer maintenance programming, which includes televising, grout injection, pressure testing and sealing, CIPP spot repairs and CIPP gravity mains. The total cost estimate for 2017 is \$100,244.00. Televising and CIPP spot repairs are to be awarded to Great Lakes TV & Seal of Green Bay, Wisconsin. MH grout injection and pressure test and seal functions are to be awarded to Visu-Sewer of Pewaukee, Wisconsin. CIPP gravity main will be handled by Terra Engineering of Madison, Wisconsin. AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

WASTEWATER TREATMENT PLANT WASTE RECEIVING STATION FEASIBILITY STUDY. City Manager Clapper reported that the City entered into a contract with Baker Tilly in March of 2016 to assess feasibility of a joint venture partner that would provide most or all of the funding necessary to place a waste receiving station at the Wastewater Utility. A summary report was received from Baker Tilly in October. The summary, which was very brief, indicated the need for more thorough data in order to better assess the potential for the waste receiving station. It is believed the consultant became more aware that digester

loading cannot be categorized by volume only. Characteristics of the waste is critical to arrive at anaerobic digester design and capacity. Baker Tilly's conclusion was that smaller disposal volumes were not attractive to industrial clients, and "unknowns" made it difficult to have meaningful discussions with clients. The agreement with Baker Tilly included a \$10,000 non-refundable retainer. There would be a success fee that would equal 10% of the estimated construction cost of the receiving station (but not less than \$40,000). The City incurred \$6,000 in fees. Several council members were concerned that the fee paid was too high for the services received. It was recommended that City staff consult with Baker Tilly for an additional consideration in fee reduction.

REQUESTS FOR FUTURE AGENDA ITEMS. Councilmember Grady requested that the Council consider hearing from one Board or Commission per month, to hear what they have been working on and their goals. The purpose of the presentations is so Council can stay abreast of the activities of the Boards and Commissions.

EXECUTIVE SESSION. It was moved by Allen and seconded by Goettl to adjourn to Closed Session, TO RECONVENE APPROXIMATELY 20 MINUTES AFTER GOING INTO CLOSED SESSION, per Wisconsin Statutes 19.85 (1) (e): "Deliberating or negotiating the purchase of public properties, the investing of public funds, or conducting other specific public business, whenever competitive or bargaining reasons require a closed session." Item to be Discussed: Discussion concerning Police Union (WPPA) Contract for canine handler. AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

WPPA CONTRACT (POLICE UNION) FOR CANINE HANDLER. A contract between the WPPA and the City of Whitewater relating to handling of the canine was presented. It was moved by Allen and seconded by Grady to approve the agreement between the City and the WPPA. AYES: McCormick, Langnes, Grady, Binnie, Goettl, Singer, Allen. NOES: None.

ADJOURNMENT. It was moved by Grady and seconded by Binnie to adjourn the meeting. Motion carried by unanimous voice vote. The meeting adjourned at 8:50 p.m.

Respectfully submitted,

Michele R. Smith, Clerk