

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

September 19, 2017

The regular meeting was called to order at 6:30 p.m. The meeting was held on the UWW Campus, in the Ballroom of the University Center. MEMBERS PRESENT: McCormick, Schulgit, Grady, Binnie, Goettl, Allen, Singer. MEMBERS ABSENT: None. LEGAL COUNSEL PRESENT: McDonell.

It was moved by Binnie and seconded by Allen to approve the Council minutes of 9/5/17 and to acknowledge receipt and filing of the following: Landmarks Commission Minutes of 7/13/17 and 8/3/2017; the Parks and Recreation Board Minutes of 7/19/17; and the Financial Reports for August, 2017. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

PAYMENT OF INVOICES. It was moved by Binnie and seconded by Allen to approve payment of city invoices in the total sum of \$171,231.73. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

STAFF REPORTS. City Manager Clapper presented a Proclamation recognizing the annual CROP Walk. The UWW team award was delayed.

CITIZEN COMMENTS. In response to parking regulation agreements between the City and the University, James Allen noted that parking meters have been removed from Prairie Street and Prince Street, with a requirement that University parking passes are now required. The costs for University parking passes have increased. Allen expressed confusion as to why University Parking passes were requested when city streets were being used. Stephanie Goettl also expressed concern, indicating that the meters installed at the time of entering into the agreement between the University and the City have been removed. She also expressed concern over changes to parking that negatively affect disabled people. Heather Miller of 329 E. Cravath Street indicated that she works on the UWW campus, and has an issue locating parking. She indicated there is no longer any free parking anywhere on campus. Jimmy Schulgit indicated that the recent parking changes implemented by the University have been unreasonable. Schulgit indicated that he had received information through a UWW Student Government meeting that the Parking budget has a \$300,000 +/- interest payment due, and the increased fees have been implemented to fund a woefully mismanaged budget. It was noted that the University is requiring parking passes at the former Sentry Store on Main Street. A faculty member ("Lisa") expressed a desire to add insight from a staff member who does not purchase a parking permit, but does need to utilize the parking on days with inclement weather. Resident Larry Kachel indicated that he finds it disheartening that even though the Council meeting was being held on campus, no management staff representative from the University was present at this meeting.

RESOLUTION RECOGNIZING VALUE OF IMMIGRANTS TO OUR COMMUNITY.

**RESOLUTION RECOGNIZING VALUE OF IMMIGRANTS
IN THE CITY OF WHITEWATER**

BE IT RESOLVED that the City of Whitewater recognizes the value that all immigrants bring to our community regardless of their legal status. We especially recognize immigrant students at the University of Wisconsin Whitewater who seek to better themselves, their family,

their communities and our country through their educational pursuits. Resolution introduced by Councilmember Schulgit, who moved its adoption. Seconded by Councilmember Binnie. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None. ADOPTED: September 19, 2017.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

RESOLUTION REQUESTING EXEMPTION FROM JEFFERSON COUNTY LIBRARY

TAX.

Resolution Requesting Exemption from County Library Tax

WHEREAS the Jefferson County Board has established a county library service and levies a county library tax as authorized under Section 43.57 (3) of the Wisconsin Statutes, and

WHEREAS Section 43.64 (2) (b) of the Wisconsin Statutes provides that a village or city is exempt from the county library tax if it levies a tax for public library service and appropriates and expends for a library fund as defined by s.43.52 (1) during the year for which the county tax levy is made a sum at least equal to the county library tax rate in the prior year multiplied by the equalized valuation of the property in the city or village for the current year, and

WHEREAS the City of Whitewater will, in 2018, appropriate and expend an amount in excess of that calculated above,

NOW THEREFORE BE IT RESOLVED that the City of Whitewater hereby requests of the Jefferson County Board of Supervisors that the City of Whitewater be exempted from the payment of any tax for the support of the County Library Service as provided in Section 43.64 (2).

BE IT FURTHER RESOLVED that copies of this resolution be forwarded by the city/village clerk to the following parties:

ADMINISTRATOR

Jefferson County Library Council

Dwight Foster Public Library

209 Merchants Avenue

Fort Atkinson, WI 53538

COUNTY CLERK

311 S. Center Ave, Room 109

Jefferson, WI 53549

Fiscal Note:

Estimated Municipal 2018 Library Appropriation \$502,576.

Resolution introduced by Councilmember Binnie, who moved its adoption. Seconded by Councilmember Allen. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None. ADOPTED: September 19, 2017.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

FIRST READING OF ORDINANCE CHANGING ZONING AT 713 W. HIGH STREET.

ORDINANCE NO. 1946 - AN ORDINANCE IMPOSING THE R-2A 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 Chapter 19.19, hereby impose the R-2A Residential Overlay District Zoning Classification (19.19) on the below properties:

Section 1. The R-2A Residential Overlay District Zoning Classification is hereby imposed upon:

<u>Property Address:</u>	<u>Tax ID#:</u>	<u>Property Owner:</u>
713 High Street	/A 55600001	Marcus Tincher 254 Prairie LLC

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 Council Member Goettl, who moved its adoption. Seconded by Council Member Binnie. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None. FIRST READING APPROVED: September 19, 2017.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

SECOND READING OF ORDINANCE AMENDING CHAPTER 17 OF THE WHITEWATER MUNICIPAL CODE (LANDMARKS COMMISSION).

Discussion ensued regarding the person who should be notified in the event of maintenance concerns. After lengthy discussion, council consensus was the City Manager or his/her designee would be the proper place for concerns to be dealt with.

**ORDINANCE No 1945A
AN ORDINANCE CONCERNING THE POWERS AND DUTIES OF THE
LANDMARKS COMMISSION**

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

SECTION 1. Whitewater Municipal Code Section 17.08.040, Powers and Duties is hereby amended as follows:

Subsection 17.08.040 (10) is created to read:

If the Landmarks Commission has concerns related to the maintenance of a landmark, it shall notify the City Manager or his or her designee. The City Manager or his or her designee shall have 60 days to develop a plan of action in response to the concerns reported by the Landmarks Commission. The plan of action shall be sent to the Landmarks Commission within the 60-day time frame. The plan of action for any City of Whitewater owned landmark shall be publicly posted within the 60-day timeframe.

Ordinance introduced by Council Member Allen, who moved its adoption.

Seconded by Council Member Binnie. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None. ADOPTED: September 19, 2017.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

POLCO AGREEMENT. The proposed renewal agreement for POLCO citizen polling software would be in effect until 2018. Councilmember Goettl expressed concern about paying an annual fee of \$3,000 based on the current rate of city polling. Goettl indicated she was under the impression this was a tool to survey subjects likely to be on a council agenda, or in some way being dealt with by the community. Goettl believes it is a great tool to assist in decision making, but believes it is being underutilized. Councilmember Allen agreed, suggesting that the City get rid of “fluff” and get down to it. City Manager Clapper indicated that city staff is already on the course to submit more in-depth questions. Clapper indicated that the reasons for the delay in implementing have been more related to the governing body’s question approval process. Council President Singer agreed that the implementation was slower than he had hoped for. Singer hopes that the next year will kick-start the polling. Councilmember Schulgit indicated that Facebook has a polling option as well, and could possibly serve as an alternative. It was noted that two different council people have had difficulty with registration and POLCO’s connection with Voter Registration records. Public Relations Coordinator Mickelson indicated that she would investigate the connection problems.

WATER SYSTEM STUDY. Bill Skemper of Strand Associates, along with Water Superintendent Rick Lien, provided detailed information regarding the Water System Study completed for the City. A question regarding sporadic loss of water pressure for one to five second periods in the Indian Mound Parkway area of the City was presented. Water Superintendent Lien explained that it is his belief this pressure drop is a result of an issue with the older SCADA operating system the City is using.

PRINCE AND PECK STREET PARKING, NEAR LINCOLN ELEMENTARY SCHOOLS. Resident Tom Miller indicated that the parking problems near Lincoln School seem to have been resolved with the help of a Community Service Officer. Miller did indicate that the disabled spot was still being used, but not necessarily by those issued a disabled parking permit. Streets Superintendent Chuck Nass indicated that the disabled parking space must remain intact, as it is beneficial for those attending school functions.

GOOD GOVERNANCE STANDARDS FOR COUNCIL. Councilmember Grady indicated he is trying to come up with standards relating to good governance. The standards can be used by both the Common Council and Boards and Commissions. Grady noted that “adventures” sometimes occur, and with no standards in effect, if a Board decided to hold their meetings at 3:00 a.m., there would be nothing to prevent them from doing so. Councilmember Singer proposed that City Attorney McDonell and City Manager Clapper get together to draft a set of rules to bring back to the Council. Grady further explained that standards are necessary to set regulations as to what should be done while holding a meeting. It was agreed that there is no “one size fits all” but a process to put in place relating to bringing ordinances forth to Council would be beneficial. Councilmember Goettl indicated she has not run into these issues and does not want to set the standards too narrow. Councilmember Grady indicated when he joined Landmarks Commission, he asked for the meeting start time to be changed from 6:00 to 6:30 p.m. to accommodate his work schedule. The request was denied, and Grady believes this response does not signify good governance. Goettl stated that she does not want the Council to regularly be writing ordinances relating to personal conflicts. Councilmember Singer wants to be sure personality differences are not included in decision making. It was agreed that the City Manager will provide further information at a future meeting.

BOARD AND COMMISSION APPOINTMENTS. It was moved by Singer and seconded by Allen to appoint Patrick Wellnitz and Mike Higgins to the **Birge Fountain Committee**. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

FINDINGS OF ALCOHOL LICENSING COMMITTEE RELATING TO COLIN RIGGS. Councilmember and Alcohol Licensing Committee Chairperson Goettl reported that the Alcohol Licensing Committee had met, heard the appeal of the denial of the license applied for by Colin Riggs, and unanimously voted to uphold the denial. It was moved by Goettl and seconded by Allen to uphold the Police Chief’s recommendation for denial of the Beverage Operator’s License applied for by Colin Riggs. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None.

COUNCILMEMBER REQUESTS FOR FUTURE AGENDA ITEMS. Councilmember McCormick requested future discussion of securing a grocery store and the pending Grocery store co-op. Councilmember Goettl requested POLCO questions relating to the pending housing study be considered, as well as potential parking questions. Goettl suggested the proposed questions be brought to the Communications Committee meeting October 19th.

EXECUTIVE SESSION. It was moved by Singer and seconded by Allen to Adjourn to Closed Session, **NOT TO RECONVENE**, pursuant to Wisconsin Statutes 19.85(1) (e) “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: Contract/Agreements with UWW relating to parking on city streets. AYES: McCormick, Schulgit, Grady, Binnie, Goettl, Singer, Allen. NOES: None. ABSENT: None. The regular portion of the meeting adjourned at 8:45 p.m.

Respectfully submitted,

Michele R. Smith, Clerk