

**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 5, 2020

The regular meeting of the Common Council was held virtually (via technological devices and not in person), and was called to order by Council President Lynn Binnie. MEMBERS PRESENT VIRTUALLY: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. MEMBERS ABSENT: None. LEGAL COUNSEL PRESENT (VIRTUALLY): Wallace McDonell.

It was moved by Allen and seconded by Schulgit to approve the Council minutes of 2/4/20 and 3/3/20 and to acknowledge receipt and filing of the Plan and Architectural Review Commission minutes of 11/11/19 and 12/9/19; and to authorize the amendment of the Council Agenda with less than 72 hours notice (as required by the City of Whitewater transparency ordinance). AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None.

CITY MANAGER UPDATE: City Manager Clapper provided his bi-weekly update on city events.

STAFF REPORTS: Parks and Recreation Director Boettcher indicated that the Lakes drawdown project is continuing. Finance Director Hatton reported that due to changes in fare revenue for the Ride Share services (taxi cab), the City will receive extra funds, and the deficit in this budget will be eliminated.

CITIZEN COMMENTS: None.

INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$200,000 FOR FIRE DEPARTMENT EQUIPMENT.

**INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION BONDS
IN AN AMOUNT NOT TO EXCEED \$200,000
FOR FIRE DEPARTMENT EQUIPMENT**

BE IT RESOLVED by the City Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$200,000 for the public purpose of paying the cost of acquiring equipment for the fire department.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN AMOUNT NOT TO EXCEED \$335,000 FOR STREET IMPROVEMENT PROJECTS.

**INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION BONDS
IN AN AMOUNT NOT TO EXCEED \$335,000
FOR STREET IMPROVEMENT PROJECTS**

BE IT RESOLVED by the City Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$335,000 for the public purpose of paying the cost of street improvement projects.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager Michele R. Smith, City Clerk

**INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN
AMOUNT NOT TO EXCEED \$980,000 FOR WATER SYSTEM PROJECTS.**

**INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION BONDS
IN AN AMOUNT NOT TO EXCEED \$980,000
FOR WATER SYSTEM PROJECTS**

BE IT RESOLVED by the City Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$980,000 for the public purpose of paying the cost of water system projects.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager Michele R. Smith, City Clerk

**INITIAL RESOLUTION AUTHORIZING GENERAL OBLIGATION BONDS IN AN
AMOUNT NOT TO EXCEED \$1,180,000 FOR SEWERAGE PROJECTS.**

**INITIAL RESOLUTION AUTHORIZING
GENERAL OBLIGATION BONDS
IN AN AMOUNT NOT TO EXCEED \$1,180,000
FOR SEWERAGE PROJECTS**

BE IT RESOLVED by the City Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$1,180,000 for the public purpose of paying the cost of sewerage projects, consisting of sanitary sewer and storm sewer projects.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager Michele R. Smith, City Clerk

INITIAL RESOLUTION AUTHORIZING \$2,725,000 GENERAL OBLIGATION REFUNDING BONDS.

**INITIAL RESOLUTION AUTHORIZING \$2,725,000
GENERAL OBLIGATION REFUNDING BONDS**

BE IT RESOLVED by the City Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin, that there shall be issued, pursuant to Chapter 67, Wisconsin Statutes, general obligation bonds in an amount not to exceed \$2,725,000 for the public purpose of paying the cost of refunding obligations of the City, including interest on them.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager Michele R. Smith, City Clerk

RESOLUTION DIRECTING PUBLICATION OF NOTICES TO ELECTORS RELATING TO BOND ISSUES.

**RESOLUTION DIRECTING PUBLICATION OF NOTICE TO ELECTORS
RELATING TO BOND ISSUES**

WHEREAS, initial resolutions authorizing general obligation bonds have been adopted by the City Council of the City of Whitewater, Walworth and Jefferson Counties, Wisconsin (the "City") and it is now necessary that said initial resolutions be published to afford notice to the residents of the City of their adoption;

NOW, THEREFORE, BE IT RESOLVED that the City Clerk shall, within 15 days, publish a notice to the electors in substantially the form attached hereto in the official City newspaper as a class 1 notice under ch. 985, Wis. Stats.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager Michele R. Smith, City Clerk

RESOLUTION PROVIDING FOR THE SALE OF \$5,420,000 GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2020A.

RESOLUTION PROVIDING FOR THE SALE OF \$5,420,000 GENERAL OBLIGATION CORPORATE PURPOSE BONDS, SERIES 2020A

WHEREAS, the City of Whitewater, Walworth and Jefferson Counties, Wisconsin (the "City") has adopted initial resolutions authorizing the issuance of general obligation bonds for the following public purposes and in the following amounts:

- (a) \$200,000 for acquiring equipment for the fire department;
- (b) \$335,000 for street improvement projects;
- (c) \$980,000 for water system projects;
- (d) \$1,180,000 for sewerage projects, consisting of sanitary sewer and storm sewer projects; and
- (e) \$2,725,000 for refunding obligations of the City, including interest on them; and

WHEREAS, the City Council hereby finds and determines that the projects and the refunding described above are within the City's power to undertake and therefore serve a "public purpose" as that term is defined in Section 67.04(1)(b), Wisconsin Statutes;

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City that:

Section 1. Combination of Issues. The issues referred to above are hereby combined into one issue of bonds designated "General Obligation Corporate Purpose Bonds, Series 2020A" (the "Bonds") in an amount not to exceed \$5,420,000 for the purposes above specified.

Section 2. Sale of the Bonds. The City Council hereby authorizes and directs that the Bonds be offered for public sale. At a subsequent meeting, the City Council shall consider such bids for the Bonds as may have been received and take action thereon.

Section 3. Notice of Sale. The City Clerk (in consultation with Ehlers & Associates, Inc. ("Ehlers")) is hereby authorized and directed to cause the sale of the Bonds to be publicized at such times and in such manner as the City Clerk may determine and to cause copies of a complete Notice of Sale and other pertinent data to be forwarded to interested bidders as the City Clerk may determine.

Section 4. Official Statement. The City Clerk (in consultation with Ehlers) shall also cause an Official Statement to be prepared and distributed. The appropriate City officials shall determine when the Official Statement is final for purposes of Securities and Exchange Commission Rule 15c2-12 and shall certify said Official Statement, such certification to constitute full authorization of such Official Statement under this resolution.

Resolution introduced by Councilmember Singer, who moved its adoption. Seconded by Councilmember Palmer. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

Adopted, approved and recorded May 5, 2020.

Cameron L. Clapper, City Manager Michele R. Smith, City Clerk

FIRST READING OF ORDINANCE AMENDING CHAPTER 7.22.020, AMENDING FEES AS IT RELATES TO PENALTIES CHARGED TO THOSE IN VIOLATION OF THE GRASS CUTTING ORDINANCE.

**FIRST READING OF AN ORDINANCE AMENDING SUBSECTION 7.22.020
NUISANCE DECLARED – FAILURE TO CUT – COSTS.**

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

SECTION 1. Whitewater Municipal Code Chapter 7.22 Subsection 7.22.020 is hereby amended to read:

The common council further declares in exercise of its police powers that any grass or weeds of whatever nature in excess of seven inches in height on all private premises within the city are a fire hazard, a public nuisance, and a potential health hazard. If any person in the city neglects or fails to cut the same after having been given a five-day written notice (only one such notice need be issued per property per calendar year, thereafter enforcement action may proceed without prior notice) by the city manager or his appointed representative, the City may cut or cause to be cut the grass or weeds and the cost thereof shall be charged at a rate of \$100 per hour with a minimum charge of \$100. Work lasting more than one hour will be billed an additional \$25. Any subsequent cutting of grass or weeds, which takes place within six months of the prior cutting, will be charged at a rate of \$150 per hour, with a minimum charge of \$150. Work lasting more than one hour will be billed an additional \$25. If the City contracts the service out for cutting grass or weeds, the City shall bill back to the property owner the cost of the contracted services, plus a 10% administrative cost fee, or, at the City's discretion, the street department's going rate for the work. The cost of such removal shall be reported to the Finance Division in writing with a description of the premises and, if not paid within 30 days of the date of the invoice being sent to the owner of the premises, shall be and become a special tax and lien against the premises and, if not previously paid, shall be inserted in the next ensuing tax roll as a special tax and lien against such premises; and such costs may, in the discretion of the common council, be collected by suit against the owner or occupant of the premises.

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

Seconded by Council Member Schulgit. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None. FIRST READING APPROVED: May 5, 2020.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

DISCUSSION REGARDING POSSIBILITY OF MAILING EACH REGISTERED VOTER AN ABSENTEE BALLOT APPLICATION. Councilmember Brown had asked for discussion about the possibility of mailing each registered voter an absentee ballot application. City Clerk Smith had reviewed the possibility, of mailing the City’s 6,500 registered voters an application. Smith indicated that approximately 1,388 of those voters are living in predominantly student districts. Smith indicated that many of the student housing mailings would be “returned to sender” since very few students are currently living in the dorms as a result of Coronavirus outbreak. The cost to mail the letters would be \$5,270 if no return address envelope was included. Addition of a stamped self-addressed envelope would increase the cost to \$10,400. Common Council requested that the City Manager oversee the preparation of a study on what can be done to increase absentee voting and advance voter registration. Further information will be forthcoming.

CITIZEN MEMBER APPOINTMENT TO PEDESTRIAN AND BIKE COMMITTEE. It was moved by McCormick and seconded by Singer to appoint Dan Currier and John Sotherland as members to the newly-formed Pedestrian and Bike Committee. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None.

FUTURE AGENDA ITEMS AND POLCO QUESTION REQUESTS. Councilmembers had no requests.

EXECUTIVE SESSION. It was moved by Binnie and seconded by Allen to adjourn to Closed Session, TO RECONVENE, per Wisconsin Statutes 19.85(1)(e) “Deliberating or negotiating the purchase 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: Agreement with Wisconsin Professional Police Supervisor’s Association. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None. The regular portion of the meeting adjourned at 7:55 p.m.

RECONVENE INTO OPEN SESSION. At 8:15 p.m., it was moved by Allen and seconded by Singer to reconvene into open session. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None

AGREEMENT WITH WISCONSIN PROFESSIONAL POLICE SUPERVISORS ASSOCIATION FOR 2020 THROUGH 2022. Presented for approval was a three-year agreement between the City and the Police Supervisor’s Association. Highlights include the addition of longevity pay for Lieutenants; amendment of health insurance premium contributions to compare with those of other city employees; creation of a consistent paid leave program; and addition of tuition reimbursement. Salary increases for 2020 would be zero percent; for 2021 - .25% and for 2022 - .5%. It was moved by Allen and seconded by Brown to approve the Agreement with the WPPSA as presented. AYES: McCormick, Palmer, Brown, Binnie, Schulgit, Allen, Singer. NOES: None. ABSENT: None

ADJOURNMENT. It was moved by Allen and seconded by Singer to adjourn the meeting. Motion carried by unanimous voice vote. The meeting adjourned at 8:25 p.m.

Respectfully submitted,

Michele R. Smith, Clerk