



Common Council Meeting Agenda  
**Tuesday, January 21, 2020 - 6:30 p.m.**  
City of Whitewater Municipal Building  
Community Room- First Floor  
312 W. Whitewater St., Whitewater, WI 53190

**AMENDED AGENDA AS OF 4:15 P.M. 1/20/2020**

**Items added:**

**\*Authorization to amend Council Agenda with less than 72 hours notice, as required by City of Whitewater Transparency Ordinance, AND**

**\*Addition to Executive Session Agenda - City Manager Evaluation**

- 1. Call To Order, Roll Call, And Pledge Of Allegiance**
- 2. Authorization To Amend Agenda With Less Than 72 Hours Notice, As Required By City Of Whitewater Transparency Notice.**
- 3. Consent Agenda**

Approval of Payment of Invoices Processed through (DATE) and the Acknowledgement of Receipt and filing of the following:

3.A. Approval of Council Minutes

3.A.i. Common Council Minutes of 11/19/19 and 12/17/19.

Documents:

[CCMIN 2019-1119B 1 OF 2.PDF](#)  
[CCMIN 2019-1119A 2 OF 2.PDF](#)  
[CCMIN 2019-1217A 1 OF 2.PDF](#)  
[CCMIN 2019-1217 2 OF 2 SALARY RESO - EXECUTED, FINAL.PDF](#)

3.B. Approval of Payment of Invoices processed through 1/15/2020.

Documents:

[INVOICES 1 OF 1.PDF](#)

3.C. Acknowledgement of Receipt and filing of the following:

3.C.i. Public Works Committee minutes of 11/12/19 and 12/10/19.

Documents:

[PW COMM MIN 2019-1112.PDF](#)  
[PW COMM MIN 2019-1210.PDF](#)

3.C.ii. Landmarks Commission Minutes of 11/7/19 and 12/12/19.

Documents:

LANDMARKS COMMISSION MINUTES APPROVED 2019-1107.PDF  
LANDMARKS COMMISSION MINUTES APPROVED 2019-1212.PDF

3.C.iii. Irvin L. Young Memorial Library Board Minutes of 10/21/19 and 11/18/19.

Documents:

LIB BD MIN 2019-1021.PDF  
LIB BD MIN 2019-1118.PDF

#### **4. City Manager Update**

#### **5. Staff Reports**

- 5.A. Update on 2020 Census.
- 5.B. Update on Lakes Draw Down Project.

#### **6. Hearing Of Citizen Comments**

No formal Common Council Action will be taken during this meeting although issues raised may become a part of a future agenda. Participants are allotted a three minute speaking period. Specific items listed on the agenda may not be discussed at this time; however citizens are invited to speak to those specific issues at the time the Council discusses that particular item.

#### **7. Resolutions**

#### **8. Ordinances: First Reading**

- 8.A. Amending Chapter 12.20.020, "Snow and Ice Removal."

Documents:

SNOW REMOVAL 1 OF 3.PDF  
SNOW REMOVAL EXISTING ORDINANCE 2A OF 3.PDF  
SNOW REMOVAL ORDINANCE AMENDING 12.20.020 2B OF 3.PDF  
SNOW REMOVAL PWC MINUTES 3 OF 3.PDF

- 8.B. Creating Chapter 2.43, "Administrative Appeals."

Documents:

ORDINANCE - ADMINISTRATIVE APPEALS.DOC

- 8.C. Creating Chapter 2.51, the Pedestrian and Bicycle Advisory Committee. (Councilmember Brown request).

Documents:

PEDESTRIAN AND BICYCLE ADVISORY COMMITTEE ORDINANCE.PDF

#### **9. Ordinances: Second Reading**

#### **10. Considerations**

- 10.A. Appointment of Citizen Members to open Board and Commission positions.

Documents:

[BOARD AND COMMISSION APPLICANTS.PDF](#)

- 10.B. Action on Alcohol Licensing Committee's recommendation regarding appeal filed by Morgan McPhearson relating to denial of her Beverage Operator's License application.

Documents:

[MCPHEARSON ALC APPEAL - DENIAL OF BARTENDERS LICENSE.PDF](#)

- 10.C. Request for approval of Real Estate Listing Contracts for certain city-owned properties.

Documents:

[LISTING CONTRACT - LOT 1RA.PDF](#)  
[LISTING CONTRACT - LOT 2RA.PDF](#)  
[LISTING CONTRACT - LOT 2BR.PDF](#)  
[LISTING CONTRACT - LOT 3BR.PDF](#)

- 10.D. City Manager Legislative Update and Report on recent law changes.

## **11. Councilmember Requests For Future Agenda Items And Future Polco Questions**

## **12. EXECUTIVE SESSION. Adjournment 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," , And Per 19.85(1)(G) "Conferring With Legal Counsel For The Governmental Body Who Is Rendering Oral Or Written Advice Concerning Strategy To Be Adopted By The Body With Respect To Litigation In Which It Is Or Is Likely To Become Involved." Items To Be Discussed: Possible Agreement Settling Claim For Excessive Real Estate Tax Assessment Brought By Allef Partners LLC D/B/A Walmart; And 2) Negotiation Of Employment Agreement With Whitewater Professional Police Association ("WPPA").**

- 12.A. AND 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."

- 12.B. \*City Manager Performance Evaluation

## **13. RECONVENE INTO OPEN SESSION**

- 13.A. Possible action on Whitewater Police Department Contracts) [Whitewater Professional Police Association 2020 - 2022; WPPA - WSSA Detective Memorandum of Understanding relating to 10 hour shifts; Memorandum of Understanding relating to Article XXIII - Hours, relating to Shift Differential; and Memorandum of Understanding as it relates to Canine Handlers and Canine (K-9) Decoy.

13.B. Possible Action on Settlement Agreement with Allef Partners LLC d/b/a Walmart, relating to their claim for excessive assessment.

## **14. Adjournment**

Anyone requiring special arrangements is asked to call the Office of the City Manager / City Clerk at least 72 hours prior to the meeting.

\*Items denoted with asterisks will be approved on a single motion and vote due to their routine nature or previous discussion.

Any council member may request that a consent agenda item be removed for individual discussion.