

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

January 15, 2013

The regular meeting of the Common Council was called to order by Council President Singer. MEMBERS PRESENT: Abbott, Winship (arrived at 6:34), Binnie, Singer, Crone, Kidd. MEMBERS ABSENT: Olsen. LEGAL COUNSEL PRESENT: McDonell.

It was moved by Binnie and seconded by Kidd to approve the Council Minutes of November 20, 2012, December 4, 2012 and December 18, 2012 and to acknowledge receipt and filing of the following: Report of Manually-Issued Checks for December, 2012, Landmarks Commission Minutes of 10/4/12 and 11/1/12; Financial Reports (Preliminary) for December, 2012, Park and Recreation Board Minutes of 12/3/2012, and Police Department Consolidated Monthly Report for November, 2012. AYES: Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ABSENT: Olsen.

APPROVAL OF PAYMENT OF INVOICES. It was moved by Binnie and seconded by Kidd to approve payment of city invoices in the total sum of \$355,961.21. AYES: Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ABSENT: Olsen.

STAFF REPORTS: City Manager Clapper presented a Proclamation honoring the Service of Rescue Squad Captain, Tom Schopen. Tom has served on Whitewater Rescue Squad since 1968.

CITIZEN COMMENTS: None.

SECOND READING OF ORDINANCE PROHIBITING PARKING ON PORTION OF MILWAUKEE STREET.

ORDINANCE AMENDING CHAPTER 11.16.150 OF THE CITY OF WHITEWATER MUNICIPAL CODE ENTITLED “STREET INDEX OF PARKING RESTRICTIONS.

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

SECTION 1: Chapter 11.16.150 entitled “Street Index of Parking Restrictions” shall be amended as follows:

The following is hereby *deleted* to the chart entitled Street Index of Parking Restrictions:

Milwaukee	South side; from the east curblin of S. Wisconsin, east to a point 150	11.16.080	No Parking
-----------	---	-----------	------------

	feet east		
--	-----------	--	--

The following is hereby *added* to the chart entitled Street Index of Parking Restrictions:

Milwaukee	Both sides; from Wisconsin Street to Dann Street	11.16.080	No Parking
-----------	--	-----------	------------

SECTION 2: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember Binnie, who moved its adoption. Seconded by Councilmember Kidd. AYES: Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ABSENT: Olsen. ADOPTED: January 15, 2013.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

SECOND READING OF ORDINANCE REZONING WHITEWATER UNIVERSITY TECHNOLOGY PARK REAL ESTATE.

AMENDING THE CITY OF WHITEWATER ZONING MAP AND ZONING CLASSIFICATION OF 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 Section 19.69, hereby amend the zoning classification of the below-described properties as set forth herein:

SECTION 1:

Pursuant to Whitewater Municipal Code 19.69, the below described property is hereby rezoned to 19.38 (Whitewater University Technology Park District).

Certified Survey Map 4442

A parcel of land located in the NW ¼ and the NE ¼ of the SE ¼ of Section 3, Township 4 North, Range 15 East, of the City of Whitewater, Walworth County, Wisconsin, as shown on Certified Survey Map No. 4442 recorded at the Walworth County Register of Deeds Office on October 5, 2012, at 10:38 a.m. in Volume 29 of C.S.M.'s, page(s) 30-33, Document No. 848249.

Certified Survey Map 4443

A parcel of land located in the SE ¼ and the SW ¼ of the NE ¼ of Section 3, Township 4 North, Range 15 East, of the City of Whitewater, Walworth County, Wisconsin, as shown on Certified Survey Map No. 4443 recorded at the Walworth County Register of Deeds Office on October 5, 2012, at 10:38 a.m. in Volume 29 of C.S.M.'s, page 34, Document No. 848250.

SECTION 2: The official zoning map of the City of Whitewater is hereby amended to show the above change.

SECTION 3: This ordinance shall take effect upon passage and publication as provided by law.

Ordinance introduced by Councilmember Binnie, who moved its adoption. Seconded by Councilmember Kidd. AYES: Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ABSENT: Olsen. ADOPTED: January 15, 2013.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

SECOND READING OF ORDINANCE AMENDING CHAPTER 2.28, POLICE COMMISSION, TO INCLUDE FIRE COMMISSION.

AN ORDINANCE CHANGING THE NAME OF CHAPTER 2.28 POLICE COMMISSION TO THE POLICE AND FIRE COMMISSION

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

SECTION 1. Whitewater Municipal Code Chapter 2.28, Police Commission, is hereby amended to change the name to the Police and Fire Commission.

SECTION 2. Pursuant to Section 1, Whitewater Municipal Code Chapter 2.28 shall hereinafter read as follows:

2.28.010 – Created – Membership.

There shall be created as hereinafter specified a Police and Fire Commission consisting of five members (one of whom shall be a city councilmember) who shall have the power and perform the duties as specified in Wis. Stats. §62.13.

2.28.020 – Appointment – Terms.

The Board of Police and Fire Commissioners shall be appointed by the Common Council at the time specified by statute, one member to serve until the first day in May, one to serve until the first day in May; and annually thereafter one commissioner who shall hold his/her office for five years and until his/her successor is appointed and qualified. In the year and thereafter, one member of the Police and Fire Commission shall be a member of the City Council and shall be appointed by the City Council to a one-year term; the one-year term shall commence on the first day of May in each calendar year.

2.28.030 – State statutes applicable.

The provisions of Wis. Stats. §62.13, and all acts amendatory thereto so far as the same are applicable, are incorporated herein and shall be effective in the same manner as if set forth in full herein.

2.28.040 – Power and authority limited.

The power and authority of the Police and Fire Commission hereby created shall not extend any control whatsoever over the Whitewater Volunteer Fire Department. This chapter shall not affect the organization of the Whitewater Volunteer Fire Department as it existed heretofore, and the Department is authorized to continue to operate on the same relationship with the City as it has prior to the adoption of the ordinance codified in this chapter.

Ordinance introduced by Councilmember Binnie, who moved its adoption. Seconded by Councilmember Kidd. AYES: Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ASBSENT: Olsen. ADOPTED: January 15, 2013.

Cameron L. Clapper, City Manager

Michele R. Smith, City Clerk

COUNCILMEMBER REQUESTS FOR FUTURE AGENDA ITEMS. Councilmember Binnie requested that Council review the stop light located at Main Street and Cottage Street and discuss the council meeting date for the second meeting in February. It is scheduled on an election day and per ordinance, would be moved to the Thursday following the regularly-scheduled council meeting day.

EXECUTIVE SESSION. It was moved by Singer and seconded by Binnie to Adjourn to Closed Session, not to reconvene, pursuant to Wisconsin Statutes 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”. Items to be Discussed: City Manager Performance Evaluation. AYES: Abbott, Winship, Binnie, Singer, Crone, Kidd. NOES: None. ABSENT: Olsen. Being no further business to come before the regular portion of the meeting, the meeting adjourned at 6:38 p.m.

Respectfully submitted,

Michele R. Smith, Clerk