



**Administration Department**

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**CITY OF BURLINGTON  
Committee of the Whole Minutes  
Robert Miller, Mayor  
Diahn Halbach, City Clerk  
Tuesday, September 17, 2013**

**1. Call to Order/Roll Call**

Mayor Bob Miller called the meeting to order at 6:30 p.m. starting with roll call. Aldermen present: Bob Prailes, Ed Johnson, Ruth Dawidziak, Tom Preusker, Jon Schultz, and Todd Bauman. Excused: Tom Vos

Also present: City Attorney John Bjelajac, Police Chief Peter Nimmer, Public Works Director Craig Workman, Treasurer Steve DeQuaker, Director of Administrative Services Megan Watkins, Library Director Gayle Faulk and Tom Foht of Kapur Engineering.

**2. Citizens Comments and Questions**

- John Ekes, 636 Meadow Lane, commented in regards to the train horn status and felt that the City should formally apologize to the citizens of the City of Burlington for having to put up with the train horns as a result of the City's mistake.

**3. Approval of Minutes from September 3, 2013**

- A motion was made by Preusker with a second by Dawidziak to approve the minutes from September 3, 2013. With all in favor, the motion carried to approve the minutes.

**4. Discussion regarding changes to Ordinance 7.03(5), All Night Parking.**

- Mayor Miller introduced the overnight parking discussion to Council and explained the three options that Council was being asked to consider.
- Johnson was in favor of option three because it seemed to address the issue that was of most concern to the areas of Meadow Lane and Chapel Terrace; however Johnson was concerned how that would affect the rest of the City.
- Hintz agreed with Johnson however he felt that there should be no overnight parking year around with the option of being able to call in three to four times per month for street parking permission if necessary.
- Schultz wanted to know how many people are actually utilizing the overnight parking and whether this is affecting just a small number or a much larger number of residents. Lahner responded that there is no hard count and differentiates by neighborhood; however, it's less utilized in the newer areas and more utilized in the older areas, as well as areas such as Meadow Lane and Chapel Terrace because of the apartments.
- Prailes asked Lahner to remind Council why the ordinance was changed in 2008. Lahner responded that basically they were trying to resolve the same issue as what it being discussed now and had hoped to find a compromise that would alleviate continuous parking directly in front of homes. This was designed on a trial basis and was supposed to have been reviewed after a certain period of time, however, that never happened. Lahner further stated the main source of complaint is there are too many vehicles parked directly on the street at all hours and it's become a "quality of life" issue for those who live there.

- Schultz asked if this was a Meadow Lane issue as well in 2008 as it is in 2013 or was it a city wide issue. Nimmer responded that in 2008 before the Ordinance change, there was no parking throughout the City between 2 a.m. and 6 a.m. unless called in for permission. The Police Chief at the time had this ordinance changed to alternate side parking in order to alleviate the volume of calls. This led to an increase in the number of cars being parking on the street particularly in the Meadow Lane and Chapel Terrace area, which led to another ordinance change with no parking on the home side of the street between the hours of 2 a.m. and 6 a.m. This was supposed to have been reviewed after six months but never happened.
- John Ekes, 636 Meadow Lane, stated that parking in 2008 was never an issue on Meadow Lane and that the change was all initiated by the then Police Chief.
- Bauman stated that no matter which option they chose, it would be a lose-lose situation because regardless of which option they choose, someone is going to be upset. Bauman further stated that feedback from constituents that have contacted him, prefer to leave the ordinance alone and keep it the way it is.
- Prailes said he has had a similar response and although he does understand the problems being had on Chapel Terrace and Meadow Lane, he has heard from far more people to keep the ordinance as it is and feels the majority should have the bigger voice.
- Preusker asked Chief Nimmer if he knew the approximate number of people who called in per night when there was no parking between 2 a.m. and 6 a.m. Chief Nimmer responded that he could get the numbers, but guessed about 20 calls per night.
- Several area residents spoke up and gave their opinions: Chris Vos, 273 Falcon Ridge, owns property on Meadow Lane and would prefer an ordinance change but doesn't have a solution either. Vos says there are just too many cars parked there now, but if none of the other options work, then it's best to just leave it alone. Bob Grande, 225 N. Kane Street, spoke of the old system vs. the new system. Grande felt the old system was a pain and the current system is "idiot proof". Grande further stated that the current system works for 99% of the City and the majority doesn't want the change. Louis Larson, 637 Meadow Lane, said there are just too many cars parked on the street and nobody parks in the parking lot provided for them. Larson suggested making it mandatory for those cars to park in the parking lot and if there are too many cars to fit, then they need to call it in. David Warntjes, 457 Herman Street, agreed with Grande and said the proposed ordinance puts an unfair burden on residents with older homes that have multiple cars and smaller or even shared driveways. Warntjes further stated that current laws should have stricter enforcement, and tenants of the apartment buildings need to be utilizing the parking spots allocated for them.
- After much discussion, including conversations about stricter enforcement of current laws, snow plowing, and street sweeping; there were pros and cons to all three options with no clear consensus on whether or not the ordinance should remain as is or warranted change. Mayor Miller then asked Council for a consensus with a show of hands, which resulted in a majority to keep the ordinance as is. It was also determined that stricter enforcement of the parking laws needs to ensue and that the Snow Emergency Ordinance should be reviewed.

**5. Discussion of the Honeywell Energy Services facility audit and proposed projects.**

- Kevin Lahner introduced the two representatives of Honeywell and then gave a brief overview of the comprehensive audit submitted by Honeywell. Lahner explained that the energy use audit was done in order to improve energy efficiency and reduce costs throughout all City facilities. The performance contracts are allowed under existing state law, and Honeywell must guarantee that the projects are performed as promised, or they must pay the difference.
- Honeywell representative, Scott Schroeder, explained the Energy Savings Performance Contract and proposed several items that would greatly reduce the City's overall energy costs. Several key areas were identified that could be improved to improve energy efficiency. The proposed solutions are cost neutral, would produce positive cash flow within five years, and would achieve a payback in less than

eight years. Under the contract, Honeywell must guarantee these savings and demonstrate that their solutions will work as planned.

- Bauman commented in regards to the modestly budgeted energy cost increases shown on the handouts and wanted to know if energy costs were to spike even higher, would the City see even more in energy savings. Schroeder replied yes, that the projected amount of increase is 3.5% but could go as high as 5% and the City would see even more significant savings.
  - Preusker inquired about the fast payback and wanted to know more details about the service life of the equipment being used. Schroeder replied that two criteria are used in determining the life expectancy of the equipment chosen to be used: 1. It has to pay back within the useful life of that specific piece of equipment and 2. The overall project has to cash flow within the financing term.
  - Schultz asked if there were any risks associated with this. Schroeder replied that there is always risk involved but the City is bounded by any risk because Honeywell is responsible by contract to deliver the proposed savings. Schroeder explained further that the City was very careful about where the investments would be allocated.
  - Schultz asked if this was all in relation to facilities or if street lights were also included. Lahner responded that street lights are included in this project and that the latest technology of LED lights has been proposed in order to improve efficiency.
  - Johnson inquired if the city would incur any additional costs. Schroeder responded that all costs have been included in the scope.
  - Johnson asked if the City had ever done something like this before. Lahner responded that this has not been done before but Honeywell has been very active throughout communities in Wisconsin.
  - Attorney Bjelajac commented that this is a comprehensive overview but overall, with a few minor changes, a good contract and would bring forth a revised contract for Council to review.
6. **Resolution 4631(21)** to consider approving the installation of T-Turnarounds on Hidden Creek Lane and Springbrook Drive in the amount of \$16,575.
- Preusker wanted to know from Dawidziak what her opinion is on this since she lives in the area that's being affected. Dawidziak said they are very much needed and there is a safety risk without them.
7. **Resolution 4632(22)** to consider approving the purchase of Burlington Development Group's airport terminal building and hangar and the sale of the City's airport terminal building to Burlington Development Group.
- Mayor Miller introduced Resolution 4632 and stated that the Airport Committee is recommending this proposal be approved. Mayor further stated that all funds for this would be coming out of Airport Funds and no General Fund Dollars are involved but because this is City property, it does need Council Approval.
  - Lahner explained that the City owns an old terminal building which is currently used only for storage. The building the City actually uses is a terminal located within the Burlington Development Group's building which is also occupied by Meisner Aircraft. Meisner serves as our contract Airport Manager and the City leases the hangar portion of this building for \$12,000 per year. Lahner further stated that purchasing this terminal would allow the City to lease space to the existing tenants, which would produce a positive cash flow to the City within nine months of the purchase.
  - Prailes asked who is responsible for cleaning and maintain the terminals. Lahner responded that there is currently a cleaning service contracted to clean and maintain the facility.
  - Schultz asked if the City currently rents out any other buildings. Lahner responded that ASDA leases space in the old transfer station for their equipment and that the land around the airport is also leased for farming purposes. Mayor added that private hangar ground is leased as well.

- Hintz asked what money is used for maintenance. Lahner responded that the City would incorporate a capital plan but that the good thing is the airport has good cash flow.
- Jerry, Chairman of the Airport Committee, explained that the airport is doing very well and since Airport Funds can only be used for Airport expenditures, this would be a good way to give money back to the City and felt it is something to be proud of.
- Preusker asked if there were other reasons or future plans for this purchase. Lahner said there have been some discussions as to what could produce even more cash flow that would benefit the City and better the facility by generating additional long term cash flow.

**8. Ordinance 1971(5)** to consider approving an amendment to Chapter 204-4 of the Municipal Code regarding loitering in public places.

- Chief Nimmer explained the increase of loitering complaints in the parking structure and feels this ordinance change would reduce the amount of time officers spend on these type of calls. Nimmer further explained that without this ordinance change, officers are required to warn the person at least once before taking any enforcement action. This ordinance change would allow officers to cite repeat offenders without a prior warning.
- Schultz asked if there were other areas in the City in which loitering is an issue. Nimmer responded that currently, the parking structure is the only issue as of now.

**9. Ordinance 1972(6)** to consider approving an amendment to the Official Traffic Map to repeal the “Compact Car Parking Only” stall and a 2-hour parking stall and replacing them with a “No Parking” zone on Milwaukee Avenue and Chestnut Street.

- Schultz agreed with the proposed amendment and strongly supported it.

**10. Adjourn**

A motion was made by Bauman with a second by Dawidziak to adjourn the meeting. With all in favor, the meeting adjourned at 8:10 p.m.

Minutes respectfully submitted by:

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Diahnn C. Halbach  
 Burlington City Clerk  
 Racine & Walworth Counties