



**AGENDA  
COMMON COUNCIL**

**Tuesday, September 16, 2014**

**To immediately follow the 6:30 p.m. Committee of the Whole meeting  
Common Council Chambers, 224 East Jefferson Street**

Mayor Robert Miller  
Robert Prailes, Alderman, 1<sup>st</sup> District  
Edward Johnson, Alderman, 1<sup>st</sup> District  
Peter Hintz, Council President & Alderman, 2<sup>nd</sup> District  
Ruth Dawidziak, Alderman, 2<sup>nd</sup> District  
Tom Vos, Alderman, 3<sup>rd</sup> District  
Jon Schultz, Alderman, 3<sup>rd</sup> District  
Tom Preusker, Alderman, 4<sup>th</sup> District  
Todd Bauman, Alderman, 4<sup>th</sup> District

1. Roll Call
2. Pledge of Allegiance to the Flag
3. Citizen Comments
4. Chamber of Commerce Representative
5. Approval of the Common Council minutes for September 2, 2014 (*T. Preusker*)
6. Letters and Communications: (*R. Prailes*)
  - A. Correspondence from Ald. Schultz regarding his absence from the September 16<sup>th</sup> meetings.
  - B. Correspondence from Ald. Bauman regarding his absence from the September 16<sup>th</sup> meetings.
7. Reports by Aldermanic Representatives and Department Heads
8. Reports 1-6 (*E. Johnson*)
9. Payment of Vouchers (*P. Hintz*)
10. Licenses and Permits (*R. Dawidziak*)
11. Appointments and Nominations: None

12. **PUBLIC HEARINGS:**

None

13. **RESOLUTIONS:**

- A. Resolution 4690(24) to approve the purchase of two patrol vehicles for the Police Department from Miller Motors in the amount of \$54,600 plus set up, title and license fees. This item was discussed at the September 2, 2014 Committee of the Whole meeting. *(T. Vos)*
- B. Resolution 4692(26) to consider approving a Certified Survey Map for property located at 2600 Browns Lake Drive. This item was discussed at tonight's Committee of the Whole meeting. *(T. Preusker)*

14. **ORDINANCES:**

- A. Ordinance 1987(6) to amend Chapter 187-14B of the Municipal Code allowing for the sale of alcohol to begin at 6 a.m. for Class "A" and "Class A" license holders. This item was discussed at the September 2, 2014 Committee of the Whole meeting. *(R. Prailes)*
- B. Ordinance 1988(7) to annex territory located at 1062 Spring Valley Road in the Town of Lyons with permanent zoning of B-1, Neighborhood Business District to the City of Burlington. This item was discussed at the September 2, 2014 Committee of the Whole meeting. *(E. Johnson)*
- C. Ordinance 1989(8) to amend Section 308-4, Weapons, of the Municipal Code regarding bow hunting. This item was discussed at the September 2, 2014 Committee of the Whole meeting. *(P. Hintz)*

15. **MOTIONS:**

- A. Motion 14-783 to approve a Certificate of Appropriateness in the HPC Overlay District for 436 N. Pine Street. This item was discussed at tonight's Committee of the Whole meeting. *(R. Dawidziak)*
- B. Motion 14-784 to approve a Certificate of Appropriateness in the HPC Overlay District for 701 N. Pine Street. This item was discussed at tonight's Committee of the Whole meeting. *(T. Vos)*

16. **ADJOURNMENT** *(T. Preusker)*

*Note: If you are disabled and have accessibility needs or need information interpreted for you, please call the City Clerk's Office at 262-342-1161 at least 24 hours prior to the meeting.*



**CITY OF BURLINGTON**

**Administration Department**  
300 N. Pine Street, Burlington, WI, 53105  
(262) 342-1161 – (262) 763-3474 fax  
www.burlington-wi.gov

<b>Common Council Agenda Item Number: 5</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Diahm Halbach, City Clerk	<b>Subject:</b> Meeting Minutes

**Details:**

Attached please find the Minutes from the September 2, 2014 Common Council meeting. Staff recommends approval of these Minutes.

**Options & Alternatives:**

N/A

**Financial Remarks:**

None.

**Executive Action:**

Staff recommends that the Common Council approve these Minutes at the September 16, 2014 Common Council meeting.



**CITY OF BURLINGTON**  
**Official Minutes of the Common Council**  
**Robert Miller, Mayor**  
**Diahnn C. Halbach, City Clerk**  
**Tuesday, September 2, 2014**

**1. Call To Order – Roll Call**

Mayor Robert Miller called the meeting to order at 6:56 p.m. starting with roll call. Aldermen present: Bob Prailes, Ed Johnson, Peter Hintz, Ruth Dawidziak, Tom Vos, Jon Schultz, Tom Preusker and Todd Bauman. Excused: None.

Also present: City Administrator Kevin Lahner, City Attorney John Bjelajac, Police Chief Peter Nimmer, Fire Chief Perry Howard, Public Works Director Craig Workman, Director of Administrative Services Megan Watkins, Treasurer Steve DeQuaker, Library Director Gayle Falk, and Tom Foht of Kapur & Associates.

**2. Pledge of Allegiance**

**3. Citizen Comments**

There were no comments.

**4. Chamber of Commerce Representative**

Tom Foht, representative for the Chamber of Commerce, reminded everyone of the upcoming 18<sup>th</sup> Annual Chocolate City Open scheduled for September 16, 2014 at Hawks View Golf Course in Lake Geneva. Foht also spoke about the positive publicity Burlington has been receiving via Discover Wisconsin and representation at area fairs. Foht also reminded everyone of the 2014 Christmas Parade scheduled for December 5; and also stated that the promotional “shop local cards” are doing very well.

**5. Approval of the August 19, 2014 Common Council Minutes**

A motion was made by Bauman with a second by Vos to approve the Council Minutes from August 19, 2014.

With all in favor, the motion to approve the amended minutes was carried.

**6. Letters and Communications**

There were no Letters and Communications.

**7. Reports by Aldermanic Representatives and Department Heads**

There were no reports.

**8. Reports 1-6**

A motion was made by Prailes with a second by Dawidziak to approve Reports 1-6.

With all in favor, the motion carried.

**9. Payment of Vouchers**

A motion was made by Vos with a second by Hintz to approve vouchers, pre-paids and reimbursements in the amount of \$562,561.39.

Roll Call Aye: Prailes, Johnson, Hintz, Dawidziak, Vos, Schultz, Preusker and Bauman. Nay: None. Motion carried 8-0.

**10. Licenses and Permits**

A motion was made by Hintz with a second by Johnson to approve licenses and permits as presented.

With all in favor, the motion carried.

**11. Appointments and Nominations:**

There were no appointments and nominations.

**12. Public Hearing:**

- A. A Public Hearing to hear comments and concerns from the public regarding a Petition of Direct Annexation from Lorette Yanny and Cook Property, LLC to annex property located at 1062 Spring Valley Road in the Town of Lyons and amend the Official Zoning Map by zoning the parcels B-1, Neighborhood Business District.

Mayor Miller declared the Public Hearing open at 7:04 pm.

Bill Henningfeld, Town of Lyons Supervisor and resident at 1391 Spring Valley Road, raised concern that the planned land use doesn't comply with either the Walworth County or Town of Lyons land use plan and is also concerned about the high water table and the increased traffic.

Louise Haske, 1069 Spring Valley Road, expressed that she is not happy about the location of the new surgery center and feels it will be detrimental to her, her family's, and her neighbors quality of life.

Caroline Hansen, 1223 Spring Valley Road, was also not happy with the plans and was concerned about their quality of life as well. In addition, Hansen voiced concern about the financial impact and stated they were taxed enough already.

William Shepard, 1320 Spring Valley Road, stated that he had been lied to before by the Wisconsin Department of Transportation when the bypass was put in and wanted to be reassured that they would not be required or forced to hook-up to the city water and sewer services.

In response to Mr. Shepard's concerns, Mayor Miller stated that it is prohibited to hook up to city water and sewer services unless the residents petitioned to have their properties annexed into the city.

Vos also assured the residents that their concern regarding potential flooding issues would be examined by the city engineers.

Dawidziak motioned and Vos seconded to close the Public Hearing. With all in favor the Public Hearing was closed at 7:12 pm.

- B. A Public Hearing to hear comments and concerns from the public regarding a request to amend the Racine County Multi-Jurisdictional Comprehensive Plan for property located at 1062 Spring Valley Road.

Mayor Miller declared the Public Hearing open at 7:12 pm.

Vos motioned and Hintz seconded to close the Public Hearing. With all in favor the Public Hearing was closed at 7:13 pm.

- C. A Public Hearing to consider a proposed amendment to the Sanitary Sewer Service Area for the 1062 Spring Valley Road.

Mayor Miller declared the Public Hearing open at 7:13 pm.

Preusker motioned and Hintz seconded to close the Public Hearing. With all in favor the Public Hearing was closed at 7:14 pm.

### **13. Ordinances**

- A. **Ordinance 1986(53)** to amend the Racine County Multi-Jurisdictional Comprehensive Plan for property located at 1062 Spring Valley Road.

A request for a second reading and a motion to amend was made by Preusker with a second by Hintz.

Johnson declared a discrepancy in the acreage being annexed and wanted to know if the total number of acres being annexed was 70.9 or 82.4. Lahner replied that the information on the cover sheet was incorrect and that the correct number of 82.4 acres was stated in the actual legal description of the property.

Schultz wanted to know what role the Racine County Multi-Jurisdictional Comprehensive Plan has within Walworth County and how that might conflict with the Walworth County Multi-Jurisdictional Comprehensive Plan. Dave Schilling, Chief Land Use Planner for the Southeastern Wisconsin Regional Planning Commission (SEWRPC), responded that when the plan was drafted, a 3 mile overlap boundary was included in anticipation of the City expanding so that it would already be in the Racine plan, which then allows the City of Burlington to amend the Racine County Multi-Jurisdictional Plan.

Vos inquired about a reference made earlier regarding potential flooding and wanted to know if Aurora would be responsible for addressing the issue and if they would have to account for any taking away of the wetlands. Lahner responded that Aurora's engineers have already defined those areas and are aware that if they take any of the wetlands away, they would be responsible for mitigating that land and would need to include all of that information in their submittal and then that would be reviewed by the City's engineers for compliance with the City's run-off requirements.

Jack Summers, 1091 Spring Valley Road, stated that he has lived in his home since 1968 and has been flooded out three times in his basement and wants to make sure the DNR, or whoever is responsible, be required to look into the flooding issue as well.

Roll Call - Aye: Prailes, Johnson, Hintz, Dawidziak, Vos, Schultz, Preusker, and Bauman. Nay: none. Motion approved: 8-0.

### **14. Resolutions**

- A. **Resolution 4687(21)** to adopt a Sanitary Sewer Service Amendment for the City of Burlington.

A request for a second reading and a motion to adopt was made by Bauman with a second by Hintz.

Vos asked that the sewer service amendment be better explained for the people attending the meeting so they would know where the sewer and water would be located and who is going to be responsible in the long term to hook-up or not hook-up and reassure the residents located in this area that they would not be forced to hook-up to city services if they don't want to. Dave Schiller explained that the sewer service area must have DNR approval and must be within the service area plan and cannot extend to adjacent lands. Lahner added that once the sewer service area is adopted, the City would have the ability to offer service to only the property annexed in, which is the area Aurora wants to buy. In order to be serviced by City sewer and water, residents would have to be annexed into the City. If the individual property owners were to comply with the state law requirements for annexation, the City would be able to petition for those properties to be annexed; however, if this is approved and

moves through the process, the City has no means to force anybody to hook up to City sewer and water.

Louise Haske, 1069 Spring Valley Road, stated that during the last meeting she attended, the acreage was 79 acres and now its 82 acres. Lahner responded that the 82 acres is the legal description provided by Aurora and encompasses some right-of-way additions from the original petition, which was the same exhibit that was discussed at the previous meeting. Lahner further stated that he would provide Haske with a copy of that exhibit.

Haske also wanted to know if it's been decided where and how the sewer and water would be brought in. Schiller responded that finalized details have not been completed as of yet. Lahner replied that the preliminary plan is to come down State Street to a lift station on the corner of State and Spring Valley Road; from there a sewer line will extend down Spring Valley Road as well as water lines; then a looped water line that will go around the KW Precast property to the proposed Aurora property.

Summers wanted to know if the sewer plant in Burlington would be big enough to hold all the water coming from the proposed Aurora facility or if the city would need to build a bigger plant. Mayor Miller replied that the current sewer plant is more than capable of to handle the addition of the new building without any issues. Lahner added that the City is required to prove to the DNR and SEWRPC that it can handle the additional flow as well.

Yvette Hansen, 1225 Spring Valley Road, wanted to know if the sewer & water lines would come along the east side or west side of Spring Valley Road. Lahner responded that details have not been finalized as of yet.

Caroline Hansen, 1223 Spring Valley Road, wanted to know if the rumors of additional access roads to the bypass was true. Mayor Miller responded that he highly doubt if the State would allow additional access onto the bypass because it's a quasi-controlled highway, that it's not an interstate but is what the state qualifies as a controlled access highway and would be very surprised if the State or DOT would authorize putting additional access points to the bypass as it would defeat the purpose of its intention which is to allow traffic to flow through faster and easier.

William Shepard, 1320 Spring Valley Road, wanted to be sure that the details of residents not being forced to hook-up to the water and sewer utilities would be documented in the meeting minutes. Mayor Miller reassured Shepard that everything was being recorded and the minutes would reflect tonight's discussion.

With all in favor, the motion carried.

- B. Resolution 4688(22) to approve the award bid for solid waste and recycling collection services with John's Disposal for a term of three years.**

A request for a second reading and a motion to adopt Resolution 4688(22) was made by Prailes with a second by Hintz.

Attorney John Bjelajac wanted to make sure that everyone was aware of what they would be voting on is the revised version of the resolution which will be pursuant to a written contract to be available in the near future.

Vos inquired as to how the transition of the old receptacles to the new receptacles would be handled. Lahner responded that would be discussed and coordinated with the winning bidder, as well as communicated with the public prior to the transition taking place.

Vos then inquired about the option to receive a smaller receptacle and if that could be requested prior to receiving the bigger proposed bin and avoid having to switch those out to if necessary. Lahner said that would be discussed with the company as part of the transition.

Schultz wanted to know if there was a proposed day of the week for pick up as of yet. Attorney Bjelajac replied that schedules would be agreed upon per the written agreement but felt it would be much like it is right now.

Preusker stated that many of the people he has spoken with did not like when the City went from weekly recycling to bi-weekly recycling and also do not like the huge containers. Preusker further stated that he would like to see the City go back to weekly recycling and the use of smaller receptacles. Mayor responded that the bi-weekly recycling pick up has been a huge cost savings to the City and going back to every week could be a significant cost increase. Lahner added that ASDA did propose a weekly recycling service and smaller bins with more hands-on service, which also allowed residents to use their own garbage receptacles; however that bid was higher and the City favored a cost decrease in garbage service versus a cost increase.

Bauman clarified that what Council is voting on is the once per week garbage pick-up, bi-weekly recycling pick-up, and once per month bulk pick-up. Attorney Bjelajac confirmed Bauman's clarification and further stated that if Council approves this resolution, then they could start the process of negotiating a contract with John's Disposal.

With all in favor, the motion carried.

- C. Resolution 4689(21) to approve the purchase of a Ford Escape utility vehicle for the Building Inspection Department from Miller Motors in the amount of \$23,025 plus set-up, title and license fees.

A request for a second reading and a motion to approve was made by Johnson with a second by Hintz.

Much discussion among the aldermen pursued of whether or not a brand new car was the best use of money spent for a vehicle that's not driven that much and questions were raised regarding the possibility of purchasing a used car or receiving a hand-me-down from the police department.

Roll Call Aye: Hintz, Vos. Nay: Prailes, Johnson, Dawidziak, Schultz, Preusker and Bauman, None. Motion failed 2-4.

#### **15. Motions**

There were none.

#### **16. Adjourn**

A motion was made by Hintz with a second by Preusker to adjourn the meeting. With all in favor, the meeting adjourned at 8:13 p.m.

Meeting Minutes Respectfully Submitted by:



Diahmn C. Halbach  
City Clerk  
City of Burlington  
Racine and Walworth Counties



**Administration Department**  
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<b>Common Council Agenda Item Number: 6A</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Alderman Preusker	<b>Subject:</b> Communications

**Details:**

Communication A – Alderman Schultz will be unable to attend the September 16, 2014 Committee of the Whole and Common Council meetings.

Communication B – Alderman Bauman will be unable to attend the September 16, 2014 Committee of the Whole and Common Council meetings.

**Financial Remarks:**

None.

**Executive Action:**

Staff recommends that the Council accept this communication at the September 16, 2014 Common Council meeting.

## Megan Watkins

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**From:** Jon Schultz  
**Sent:** Tuesday, September 02, 2014 5:40 PM  
**To:** Megan Watkins; Lahner Kevin  
**Subject:** Sept 16th Council Meeting

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Megan and Kevin,

I'll be out of town and unable to attend this meeting.

Thanks,

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Jon E. Schultz II  
Alderman, 3rd District, City of Burlington  
[JSchultz@Burlington-WI.gov](mailto:JSchultz@Burlington-WI.gov)  
262.757.8580  
<http://www.LifeInBurlington.com>  
<https://www.facebook.com/LifeInBurlington>  
<https://twitter.com/LifeInBTownWI>

## Megan Watkins

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**From:** Todd Bauman  
**Sent:** Thursday, September 04, 2014 4:23 PM  
**To:** Megan Watkins  
**Subject:** sept 16 meeting

I am on vacation this week and will miss this meeting.



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<b>Common Council Agenda Item Number: 8</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> City Staff	<b>Subject:</b> Reports 1-4

**Details:**

Attached please find the following reports:

- Report 1 – Library Board minutes, July 15, 2014
- Report 2 – Police and Fire Commission minutes, August 5, 2014
- Report 3 – Plan Commission minutes, August 12, 2014
- Report 4 – Committee of the Whole minutes, September 2, 2014

**Options & Alternatives:**

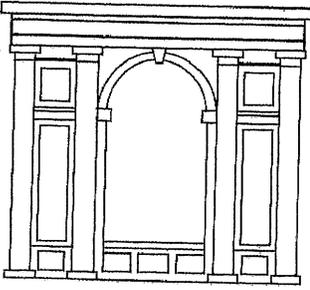
N/A

**Financial Remarks:**

None.

**Executive Action:**

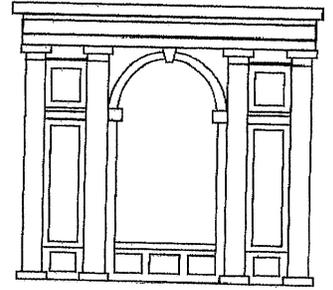
Staff recommends that the Common Council accept these Reports at the September 16, 2014 Common Council meeting.



# Burlington Public Library

166 East Jefferson Street • Burlington, Wisconsin 53105  
(262) 342-1130 • Fax (262) 763-1938

[www.burlingtonlibrary.org](http://www.burlingtonlibrary.org)



## Minutes of the Burlington Public Library Board of Trustees

The Burlington Public Library Board of Trustees met on Tuesday, July 15, 2014 in the Burlington Public Library Meeting Room. Present were Penny Torhorst, Pat Hoffman, Peter Smet, Scott Johnson, Mike Kelly, and Peter Hintz. Also present were Library Director Gayle Falk, Administrative Assistant Linda Berndt. Excused was M.T. Boyle, Pat Hurley, Dianne Boyle.

Torhorst called the meeting to order at 4:00.

Minutes of the June 24<sup>th</sup> meeting were approved. Hoffman moved approval, Johnson seconded. Motion passed.

The July 2014 General Fund Bills, Prepays, and Reimbursements and the June General Fund Deposits were discussed and approved. Kelly moved approval and Johnson seconded. Motion passed. Falk said she had included a Trust bill for State Fair Cream Puffs for staff appreciation as we have done annually. Hoffman moved and Kelly seconded the motion to approve the July 2014 Trust Fund Bills and the June 2014 Trust Fund Deposits. Motion passed.

Committee Reports: There were no reports at this time.

Federated Library Report: Falk reported that the dissolution of the SHARE consortium continues. The final day for Mid Wisconsin materials to be available in the Enterprise catalog will be July 20<sup>th</sup>.

Old Business:

Building Repairs: Pine Street entrance.

Falk presented the bids for repair of the Pine Street entrance. The Board chose the Scherrer Construction bid for stabilizing all the treads. Smet moved and Johnson seconded the motion to accept the bid from Scherrer Construction. Motion passed.

Goals and Strategic Planning: Falk reviewed the three strategies that had been identified by the Board:

- exploring technology and collection development
- advocacy, outreach, and cooperation
- renovate or replace the library building

Trustee Training: Trustee Essentials Chapter 3

Falk reported that Smet brought to her attention that there is an updated rules of order which is more suited to small Boards. Falk will review it. The rest of the discussion of Chapter 3 was postponed until the end of the meeting.

Landscaping: Everyone agreed that the landscaping looks wonderful. Falk reminded everyone that the Library is including money for maintenance and upkeep of the landscaping in the next budget.

New Business:

Book Sale Update: Falk stated that the postcards went out to Burlington people and businesses asking for donations of used books for the upcoming book sale.

Employee Appreciation: Falk had mentioned this during the approval of the Trust Fund Bills.

Budget: Falk mentioned that as the city budget process develops, it will be necessary to schedule Personnel committee and Finance committee meetings.

Bank Depositories: Falk received a letter from Talmer Bank stating that they are being purchased by Town Bank.

Directors Report:

Monthly Report: Our circ numbers are up this month. Internet users are down slightly. Falk stated that we have purchased Reference USA database which is used for job searches for the public. Falk said at the Hispanic outreach meeting the St. Charles literacy group requested more bilingual computer classes. While we could provide instruction in computer use, we would need a translator familiar with computers.

BPL in the news: The Board reviewed numerous calendar items.

Public Communication to the Board: There is a Thank You from Carol DeMarco.

Scott Johnson said he attended the lapsit story time with his granddaughter and said they enjoyed it very much.

The Board reopened discussion of Chapter 3 of the Library Bylaws:

In Article 2, changes were made to allow officers to be elected by simple majority votes. The office of Secretary-Treasurer was altered to being the Secretary. Financial responsibilities were eliminated from the position.

In the section on Meetings, the Board requested the insertion of an open meeting compliance statement.

In Article 5, the Board requested that the title "**Library Director**" be used instead of "**Librarian**".

The Board instructed Falk to insert both a listing of Board responsibilities and a Conflict of Interest statement, as included in the DPI DLTCL sample. Discussion of Parliamentary Procedure and Roberts Rules of Order was postponed to a future meeting.

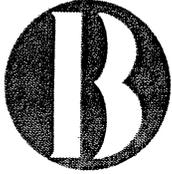
Meeting was adjourned at 5:15 p.m. Johnson moved and Hintz seconded. Motion passed.

Our next meeting will be on Tuesday, August 26<sup>th</sup> at 4:00 p.m. in the Burlington Public Library meeting room.

Respectfully submitted,

A handwritten signature in black ink, appearing to read "Peter Hintz". The signature is written in a cursive style with a long horizontal stroke at the end.

Peter Hintz,  
Aldermanic Representative



CITY OF BURLINGTON

## POLICE – FIRE COMMISSION

300 North Pine Street, Burlington, Wisconsin 53105  
(262) 763-3717



### MINUTES

City of Burlington Police and Fire Commission  
Burlington Fire Station  
165 West Washington Street, Burlington, Wisconsin  
August 5, 2014

**1. Call to Order:**

Vice President Busch called the meeting to order at 5:05 p.m.

**2. Roll Call:**

The following Commissioners were in attendance: Joseph Busch, Lori Hintz, and William Smitz. Chief Howard and Chief Nimmer were in attendance. Commissioner John Hodvedt and Jeff Erickson was excused.

**3. Public Comments:**

Todd Bouman, 500 Tower Street, Burlington, raised his concerns about departures from the Fire Department in the past year. Chief Howard noted that all members who departed had over 20 years of experience and that more members departed in 2012 than in 2013.

**4. Minutes of Previous Meeting:**

Motion by Commissioner Smitz to approve the minutes of the July 1, 2014 meeting; motion seconded by Commissioner Hintz; motion carried unanimously.

**5. Police Chief's Report and Police Department Business:**

None

**6. Fire Chief's Report and Fire Department Business:**

A. Motion by Commissioner Hintz to Closed Session pursuant to Section 19.85(1)(c), WI Statutes for purpose of discussions of personnel issues; motion seconded by Commissioner Smitz; motion carried unanimously at 5:21 p.m.

B. Motion by Commissioner Hintz to reconvene in Open Session; motion seconded by Commissioner Smitz; motion carried unanimously at 5:53 p.m.

C. Motion by Commissioner Hintz to approve Bradley Eckola, Zach Robinson, Kyle Oldenburg, and Brenton Stettner for the Volunteer Fire Department; motion seconded by Commissioner Smitz; motion carried unanimously.

D. Chief Howard presented the 2013 annual report.

**7. Police and Fire Commission Business:**

None

**8. Adjourn:**

Motion by Commissioner Busch to adjourn; motion seconded by Commissioner Smitz; motion carried unanimously at 6:07 p.m.

Respectfully submitted,  
Commissioner Hintz, Secretary



**Minutes**  
**City of Burlington Plan Commission**  
**August 12, 2014, 6:30 p.m.**

Mayor Robert Miller called the Plan Commission meeting to order at 6:30 p.m. Roll call: Alderman Ruth Dawidziak; Commissioners Darrel Eisenhardt; John Lynch and Chris Reesman were present. Alderman Tom Vos and Commissioner Mike Deans were excused.

**APPROVAL OF MINUTES**

Commissioner Eisenhardt moved and Commissioner Lynch seconded to approve the minutes of July 8, 2014. All were in favor, and the motion carried.

**CITIZEN COMMENTS**

None

**LETTERS & COMMUNICATIONS**

None

**PUBLIC HEARINGS**

None

**OLD BUSINESS**

None

**NEW BUSINESS**

**A. Consideration to approve a Site Plan application from Todd Foskett for property located at 365 W. Market Street to utilize the building for storage space and office space.**

- Mayor Miller opened this item for discussion.
- Lynch stated that he understood a fence will be installed in the back and questioned if the entire property is also going to be somewhat cleaned up. Todd Peterson, the contractor stated the entire property around the loading dock will be cleaned up as well as the building repainted and grass maintained.
- There were no more comments.

Commissioner Lynch moved, and Commissioner Reesman seconded to approve the use of this building for storage and office space subject to Patrick Scherrer's July 31, 2014 memorandum to the Plan Commission as follows:

- The proposed use is strictly for warehousing and one office space. Any cabinet fabrication or assemblage of any kind is not included in this proposed use and no outside storage of any material is being proposed.
- It appears from the aerial photo this building is very close to or on the North property line. Previous use of this building and property occupied two separate parcels. This new use is a change of use and these two parcels (two separate tax key numbers) need to be combined via a land consolidation with proof of consolidation provided to the City before occupancy of the building.

*All were in favor and the motion carried.*

**B. To recommend approval of an annexation request with permanent zoning of B-1, Neighborhood District from Lorette Yanny and Cook Property, LLC for property located at 1062 Spring Valley Road in the Town of Lyons.**

- Mayor Miller opened this item for discussion.
- Mayor Miller stated this is the property for the proposed Aurora Surgeon Center which lies in Walworth County.
- Pat Somers, 1091 Spring Valley Road, questioned if the property owner will be paying Racine County or Walworth County taxes. Mayor Miller stated some taxes will be for Racine County, Walworth County and City of Burlington.
- Lou Haske, 1061 Spring Valley Road, questioned what the difference is between the types of zonings.
- Lahner explained the zoning of B-1, Neighborhood District is for typical businesses where the commercial and office buildings are found within. This property will have a master plan and a Planned Unit Development Overlay, which will show exactly where the buildings are and will accompany the medical uses on the site.
- Lou Hakse stated as a home owner in a rural area, what can be done about opposing the annexation since the area will change and no longer be rural. Lahner stated the intent is to build a medical complex and this is what they are requesting the zoning for. There are going to be additional public hearings as the process moves forward. It will be up to the Plan Commission members and Common Council of the City to determine if the zoning will be approved. Lahner stated the citizens have other rights according to the State Statues, which he does not have enough information to give the detail, but the citizens can do their own research.
- Scott Dix, 1101 Spring Valley Road, questioned where the entrances are going to be and if roads will be changing. He also wanted to know when the citizens find out about these changes. Lahner stated the Site Plan has not been submitted yet. The Site Plan is what will show where the entrance and roads will be. Lahner explained, first is the annexation process for this parcel, then the Site Plan to provide input on the design process. Lahner stated most

likely an entrance will be on Spring Valley Road and there may be changes to the intersection.

- Pat Somers questioned where the City sewer and water will be going in. Lahner stated the main water source will come down the right-of-way on Hwy 36. The additional waterline will be on an easement on the KW Precast property.
- Pat Somers questioned if anyone could have access to the sewer and water that live there, if they wanted. Lahner stated anyone would be able to, but first would need to be annexed to the City.
- Scott Dix wanted to know if the road change would change the drainage system so the run-off would not go into the properties. Lahner stated the plans would have to be designed and engineered to handle all the run-off to avoid this problem.
- Linda Somers, 1091 Spring Valley Road, questioned if the front yards will be taken away to widen Spring Valley Road.
- Lahner stated since the plans for the road have not been submitted he cannot answer that. The City will ask them to stay on their side of the right-of-way to avoid taking the home owners land.
- Pat Somers stated the noise, traffic and dust from construction will be terrible, can Aurora buy the neighbors out. Lahner stated that has not been discussed yet. Mayor Miller commented Aurora could buy property owners out, but he has no idea if they will.
- Lou Haske inquired what the use of this building is for. Mayor Miller stated it is a surgical and clinic facility for out-patient procedures with no overnight patients.
- Linda Somers stated she has heard rumors of the hospital planning to move there. Mayor Miller responded he has not heard that, considering Aurora spent about \$10 million for upgrades at the current hospital.
- There were no more comments.

Commissioner Lynch moved, and Commissioner Reesman seconded to approve the annexation request for 1062 Spring Valley Road.

*All were in favor and the motion carried.*

**C. Consideration to approve Resolution 18 to amend the Racine County Multi-Jurisdictional Comprehensive Plan for property located at 1062 Spring Valley Road.**

- Mayor Miller opened this item for discussion.
- Lahner stated both parcels of the annex request signed the petition and will be using the

1062 Spring Valley Road address.

- There were no further comments.

Commissioner Eisenhardt moved, and Commissioner Reesman seconded to approve Resolution 18 to amend the Racine County Multi-Jurisdictional Comprehensive Plan for 1062 Spring Valley Road.

*All were in favor and the motion carried.*

### **ADJOURNMENT**

Commissioner Eisenhardt moved and Commissioner Reesman seconded to adjourn the meeting at 6:46 p.m. *All were in favor and the motion carried.*

Recording Secretary  
Kristine Anderson  
Administrative Assistant



# CITY OF BURLINGTON

## Finance Department

300 N. Pine Street, Burlington, WI 53105  
Phone: (262) 342-1170 Fax: (262) 342-1178  
www.burlington-wi.gov

<b>Common Council Agenda Item Number: 9</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Steve DeQuaker, Treasurer 	<b>Subject:</b> Prepaids and Vouchers

### Details:

Attached please find the Prepaids and Vouchers list for bills accrued through September 16, 2014:

Total Prepaids:	\$120,510.07
Total Vouchers:	\$138,286.87
Reimbursements:	\$1,846.64
<b>Grand Total:</b>	<u><u>\$260,643.58</u></u>

**Options & Alternatives:** Approve expenditures as presented or alter purchasing procedures.

### Financial Remarks: 5 Largest Disbursements on Prepaids and Vouchers

1. Sierra Petroleum Co., Inc. – AV Gas 100LL for Airport \$38,182.92
2. Sierra Petroleum Co., Inc. – Jet Fuel for Airport \$25,280.45
3. We Energies – Street Lights from 07/29/14 to 08/28/14 \$18,688.20
4. Kapur & Associates, Inc. – Utility Planning & Design for TIF #5 from May 4, 2104 to May 31, 2014 \$17,293.63
5. Black Diamond – Project #13204-2G Tee Turn Arounds \$16,565.35

### Executive Action:

Staff recommends that the Common Council accept these Prepaids and Vouchers in the amount of \$260,643.58 at the September 16, 2014 Common Council meeting.

**For Council Approval September 16, 2014**

Prepays: 09/05/14 \$120,510.07

Vouchers: 09/16/14 \$138,286.87

Reimbursements: 09/05/14 \$1,846.64

**GRAND TOTAL** \$260,643.58

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period	
100-434312-000	OPERATOR LICENSES							
	477	WILLIS, JESSICA	refund of Provisional Operator's License	1.044829	09/02/2014	15.00	09/14	PD
100-454521-001	BOND FEES							
	2485	RACINE COUNTY CLERK OF COURTS	Henrichs, Nathan; Case: 13-4407	HENRICHS	08/27/2014	285.00	09/14	PD
	8784	DOVER CLERK OF COURTS	Huppenbauer, Steve; Case: 13-3131	HUPPENBAUER	08/15/2014	161.60	09/14	PD
	8785	VILLAGE OF MENOMONEE FALLS	Nickel, Deanne; Case: V5618303	NICKEL	08/25/2014	901.30	09/14	PD
						1,347.90		*
	Total 100-454521					1,347.90		
100-515132-220	ADMIN - UTILITIES							
	3330	WE ENERGIES	5843-033-004 300 N Pine Street (split)	5843033004AUG14	08/24/2014	286.13	09/14	PD
100-515132-225	ADMIN - TELEPHONE							
	7343	AT & T	AT & T ADMIN 262 R59-7549 674 8	262R59754908	08/28/2014	251.39	09/14	PD
	Total ADMINISTRATOR					537.52		
100-515141-220	FINANCE - UTILITY SERVICES							
	3330	WE ENERGIES	5843-033-004 300 N Pine Street (split)	5843033004AUG14	08/24/2014	173.71	09/14	PD
100-515141-225	FINANCE - TELEPHONE							
	7343	AT & T	AT & T FINANCE 262 R59-7549 674 8	262R59754908	08/28/2014	150.82	09/14	PD
	Total FINANCE					324.53		
100-515154-141	ASSESSOR - BOARD OF REVIEW							
	537	TORHORST, PENNY	BOARD OF REVIEW	2014	08/29/2014	70.00	09/14	PD
	614	HEIN, SUSAN	Board of Review	2013	08/29/2014	105.00	09/14	PD
	614	HEIN, SUSAN	Board of Review	2014	08/29/2014	70.00	09/14	PD
	4417	VORPAGEL, EARL	EARL VORPAGEL BOARD OF REVEIV	2013	08/29/2014	105.00	09/14	PD
	4417	VORPAGEL, EARL	EARL VORPAGEL BOARD OF REVEIV	2014	08/29/2014	70.00	09/14	PD
	5295	BRAUNSCHWEIG, YVONNE	BRAUNSCHWEIG, YVONNE BOARD C	2013	08/29/2014	105.00	09/14	PD
	5295	BRAUNSCHWEIG, YVONNE	BRAUNSCHWEIG, YVONNE BOARD C	2014	08/29/2014	70.00	09/14	PD
	7491	SPIEGELHOFF, JIM	SPIEGELHOFF, JIM BOARD OF REVIE	2013	08/29/2014	105.00	09/14	PD
	7733	HARTWICK, ROBERT	HARTWICK BOARF OF REVIEW	2013	08/29/2014	105.00	09/14	PD
	7733	HARTWICK, ROBERT	HARTWICK BOARF OF REVIEW	2014	08/29/2014	70.00	09/14	PD
	8625	MUSGRAVE, ROBERT	BOARD OF REVIEW	2013	08/29/2014	105.00	09/14	PD
	8625	MUSGRAVE, ROBERT	BOARD OF REVIEW	2014	08/29/2014	70.00	09/14	PD
						1,050.00		*
	Total ASSESSOR					1,050.00		
100-525211-225	POLICE - TELEPHONE							
	7343	AT & T	AT & T POLICE 262 R59-7549 674 8	262R59754908	08/28/2014	402.22	09/14	PD
	Total POLICE DEPT.					402.22		
100-525220-220	FIRE - UTILITY SERVICES							

PD = Fully Paid Invoice PR = Partially Paid Invoice

Prepaid  
09-05-2014

3330 WE ENERGIES	8419-416-558 341 Origen St	3419416558AUG14	08/25/2014	10.83	09/14	PD
Total FIRE DEPT.				10.83		
100-525231-220 BLDG INSP UTILITIES						
3330 WE ENERGIES	5843-033-004 300 N Pine Street (split)	5843033004AUG14	08/24/2014	51.10	09/14	PD
Total BUILDING INSP.				51.10		
100-535321-220 STREETS - UTILITIES						
3330 WE ENERGIES	1638-891-345 DPW Bldg Electric (split)	1638891345AUG14	08/22/2014	723.96	09/14	PD
3330 WE ENERGIES	8430-081-671 Gas 2200 S Pine (split)	3430081671AUG14	08/21/2014	58.25	09/14	PD
				782.21	*	
100-535321-225 STREETS - TELEPHONE						
4485 TDS	TDS DPW 262-539-3770 (SPLIT)	262-539-3770 08/14	08/19/2014	76.13	09/14	PD
100-535321-261 STREETS - LIGHTING						
3330 WE ENERGIES	0455-414-409 Traffic Lights	0455414409AUG14	08/17/2014	230.23	09/14	PD
3330 WE ENERGIES	0818-594-802 Sign Liberty & State Rd	0818594802AUG14	08/21/2014	14.62	09/14	PD
3330 WE ENERGIES	0819-473-268 Municipal Parking Lot	0819473268AUG14	08/24/2014	61.34	09/14	PD
3330 WE ENERGIES	0838-352-542 Parking Lot Lighting	0838352542AUG14	08/20/2014	16.33	09/14	PD
3330 WE ENERGIES	0850-628-152 N Pine & Jefferson	0850628152AUG14	08/20/2014	238.52	09/14	PD
3330 WE ENERGIES	2023-503-060 Stop Lights	2023503060AUG14	08/21/2014	124.09	09/14	PD
3330 WE ENERGIES	4404-149-064 300 N Main Street	4404149064AUG14	08/17/2014	32.12	09/14	PD
3330 WE ENERGIES	4432-157-647 Street Lights	4432157647AUG14	08/28/2014	18,688.20	09/14	PD
3330 WE ENERGIES	5043-084-318 200 Amanda Street	5043084318AUG14	08/20/2014	22.64	09/14	PD
3330 WE ENERGIES	5459-100-732 St Lighting Substation	5459100732AUG14	08/24/2014	213.22	09/14	PD
3330 WE ENERGIES	5465-979-181 McHenry & Gardner	5465979181AUG14	08/19/2014	62.63	09/14	PD
3330 WE ENERGIES	5644-617-733 Traffic Signal	5644617733AUG14	08/21/2014	128.05	09/14	PD
3330 WE ENERGIES	5695-147-539 Electric 572 Milw	5695147539AUG14	08/24/2014	201.38	09/14	PD
3330 WE ENERGIES	6893-002-943 700 Black Hawk Dr Sign	6893002943AUG14	08/20/2014	8.96	09/14	PD
3330 WE ENERGIES	7245-068-041 375 N Pine St	7245068041AUG14	08/24/2014	157.48	09/14	PD
3330 WE ENERGIES	7255-756-558 McHenry & Milw Corner	7255756558AUG14	08/19/2014	14.77	09/14	PD
3330 WE ENERGIES	7467-500-426 Jefferson & Bridge	7467500426AUG14	08/24/2014	234.75	09/14	PD
3330 WE ENERGIES	8499-073-119 Traffic Signal Controller	8499073119AUG14	08/24/2014	223.74	09/14	PD
3330 WE ENERGIES	8650-632-794 Traffic Signal Power	8650632794AUG14	08/24/2014	118.64	09/14	PD
3330 WE ENERGIES	9418-285-345 Traffic Signal	9418285345AUG14	08/24/2014	81.06	09/14	PD
				20,872.77	*	
100-535321-353 STREETS REP & MAINT PRKNG DECK						
3330 WE ENERGIES	7082-958-528 Public Parking Structure	7082958528AUG14	08/24/2014	413.62	09/14	PD
Total STREET ADMINISTRATION				22,144.73		
100-555551-211 PARKS - PHYSICALS						
4154 AURORA HEALTH CARE	Acct #600003826 - Regner, James	126368727	08/07/2014	50.00	09/14	PD
100-555551-220 PARKS - UTILITIES						
3330 WE ENERGIES	0435-566-939 Washington & Main	0435566939AUG14	08/17/2014	45.19	09/14	PD
3330 WE ENERGIES	1269-762-568 Bike Path	1269762568AUG14	08/24/2014	42.49	09/14	PD
3330 WE ENERGIES	1638-891-345 DPW Bldg Electric (split)	1638891345AUG14	08/22/2014	361.99	09/14	PD
3330 WE ENERGIES	2428-946-714 Pavillion	2428946714AUG14	08/24/2014	272.21	09/14	PD
3330 WE ENERGIES	3243-370-777 Arnanda St	3243370777AUG14	08/25/2014	37.74	09/14	PD
3330 WE ENERGIES	3698-542-543 Bathhse Wagner Park	3698542543AUG14	08/25/2014	22.67	09/14	PD
3330 WE ENERGIES	6419-916-677 394 Amanda Street	6419916677AUG14	08/25/2014	10.09	09/14	PD

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period	
	3330	WE ENERGIES	6895-338-188 355 N Pine St	3895338188AUG14	08/24/2014	102.10	09/14	PD
	3330	WE ENERGIES	8430-081-671 Gas 2200 S Pine (split)	3430081671AUG14	08/21/2014	29.13	09/14	PD
	3330	WE ENERGIES	8893-353-410 Electric Sunset Dr	3893353410AUG14	08/27/2014	63.91	09/14	PD
						987.52	*	
100-555551-225	PARKS - TELEPHONE							
	4485	TDS	TDS DPW 262-539-3770 (SPLIT)	262-539-3770	08/19/2014	38.07	09/14	PD
Total PARKS						1,075.59		
Total GENERAL FUND						26,959.42		
251-555511-211	PHYSICALS							
	4154	AURORA HEALTH CARE	Acct #600003826 - Shuemate, Megan	125926236	07/21/2014	96.00	09/14	PD
251-555511-220	UTILITIES							
	3330	WE ENERGIES	0810-148-657 PUBLIC LIBRARY	0810148657AUG14	08/25/2014	1,505.24	09/14	PD
	3330	WE ENERGIES	5852-857-487 Library Gas	5852857487AUG14	08/24/2014	29.55	09/14	PD
						1,534.79	*	
251-555511-225	TELEPHONE							
	5934	TIME WARNER CABLE-MILW	TIME WARNER CABLE LIBRARY	706795501 - 09/14	09/05/2014	73.52	09/14	PD
	7343	AT & T	AT & T LIBRARY 262 R59-7549 674 8	262R59754908	08/28/2014	201.11	09/14	PD
						274.63	*	
251-555511-327	MATERIALS							
	1235	MARQUETTE UNIVERSITY	FIW DIRECTORY	2014	09/05/2014	63.00	09/14	PD
Total FUND EXPENSES						1,968.42		
Total LIBRARY OPERATIONS FUND						1,968.42		
465-555551-804	PARKS CAPITAL OUTLAY P O EQUIP							
	2871	TCF EQUIPMENT FINANCE, INC	Mower Financing- Contrat # 008-065880	3851271	08/16/2014	687.56	09/14	PD
Total PARKS						687.56		
Total CAPITAL REPLACEMENT FUND						687.56		
621-575740-220	WWTP-ELECTRIC							
	3330	WE ENERGIES	1887-026-576 Electric Sewer Plant	1887026576AUG14	08/22/2014	14,620.61	09/14	PD
	3330	WE ENERGIES	4847-248-215 S of Yahnke Rd/Pump St	4847248215AUG14	08/20/2014	169.21	09/14	PD
	3330	WE ENERGIES	4897-650-087 Springbrook Lift Station	4897650087AUG14	08/21/2014	50.69	09/14	PD
	3330	WE ENERGIES	6212-377-525 Water Sanitation	3212377525AUG14	08/22/2014	2,976.64	09/14	PD
						17,817.15	*	
621-575740-222	GAS							
	3330	WE ENERGIES	0862-239-067 2100 PINE ST	0862239067AUG14	08/21/2014	613.76	09/14	PD
	3330	WE ENERGIES	2663-378-614 Gas 624 S Pine St	2663378614AUG14	08/21/2014	8.99	09/14	PD
	3330	WE ENERGIES	3646-902-199 624 S Pine St	3646902199AUG14	08/21/2014	17.16	09/14	PD

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period	
						639.91		*
621-575740-244	REPAIRS,MAINT EQUIPMENT							
	1088	RUNDLE-SPENCE	Rundle-Spence - WWTP supplies	S2284902.001	08/08/2014	28.11	09/14	PD
Total WASTEWATER FUND EXPENSES						18,485.17		
Total WASTEWATER OPERATIONS FUND						18,485.17		
622-506220-000	POWER							
	3330	WE ENERGIES	0882-547-355 Municipal Well (split)	1882547355JULY14	08/22/2014	3,294.47	09/14	PD
	3330	WE ENERGIES	3267-293-366 384 Dunford Dr	3267293366AUG14	08/21/2014	683.67	09/14	PD
	3330	WE ENERGIES	6271-254-861 Well #9 (split)	3271254861AUG14	08/21/2014	3,775.04	09/14	PD
	3330	WE ENERGIES	7255-465-187 Municipal Well Filter Bulc	7255465187AUG14	08/21/2014	218.24	09/14	PD
Total 622-506220						7,971.42		*
622-506230-000	SUPPLIES							
	3330	WE ENERGIES	0882-547-355 Municipal Well (split)	1882547355JULY14	08/22/2014	10.52	09/14	PD
	3330	WE ENERGIES	6271-254-861 Well #9 (split)	3271254861AUG14	08/21/2014	9.45	09/14	PD
	3330	WE ENERGIES	6499-874-589 801 Weiler Road	3499874589AUG14	08/21/2014	13.58	09/14	PD
Total 622-506230						33.55		*
622-509210-000	OFFICE SUPPLY							
	4485	TDS	TDS DPW 262-539-3770 (SPLIT)	262-539-3770 08/14	08/19/2014	76.13	09/14	PD
Total 622-509210						76.13		
622-509350-000	GENERAL PLANT-SUPPLIES							
	3330	WE ENERGIES	1638-891-345 DPW Bldg Electric (split)	1638891345AUG14	08/22/2014	723.96	09/14	PD
	3330	WE ENERGIES	8430-081-671 Gas 2200 S Pine (split)	3430081671AUG14	08/21/2014	58.25	09/14	PD
Total 622-509350						782.21		*
Total WATER UTILITY FUND						8,863.31		
623-575740-200	FUEL FOR RESALE							
	6929	SIERRA PETROLEUM CO, INC.	SIERRA PETRO AV GAS 100LL	83151	08/28/2014	38,182.92	09/14	PD
	6929	SIERRA PETROLEUM CO, INC.	SIERRA PETRO JET FUEL	83253	09/02/2014	25,280.45	09/14	PD
Total 623-575740-200						63,463.37		*
623-575740-225	TELEPHONE							
	7343	AT & T	AT & T AIRPORT 262 757-0907 307 4	26275709070814	08/25/2014	82.82	09/14	PD

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
Total 623-575740						63,546.19	
Total AIRPORT FUND						63,546.19	
Grand Total:						120,510.07	

Dated: \_\_\_\_\_

Motion for Approval by: \_\_\_\_\_

Motion Seconded by: \_\_\_\_\_

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
100-454511-000	CLERKS REVENUE						
	5016	WI DEPT OF JUSTICE-2688	G1026T WI DEPT OF JUSTICE CIB	G1026T 08/14	08/31/2014	210.00	09/14
100-515111-310	CITY COUNCIL - OFF SUP-POSTAGE						
	1216	Office Copying Equipment, LTD	Copies (split)	C299392	08/31/2014	119.14	09/14
	7679	STAPLES ADVANTAGE	STAPLES MAYOR & CITY COUNCIL S	8031182997	08/30/2014	149.95	09/14
						30.81	*
100-515111-313	CITY COUNCIL - PRINTING						
	8166	NOBIUS PRESS, LLC	Autumn Newsletter (split)	082914	08/29/2014	480.00	09/14
100-515111-399	CITY COUNCIL - PUBLICATION						
	2790	SOUTHERN LAKES NEWSPAPERS LI	Conditional Use Permit	174831	08/21/2014	56.36	09/14
	2790	SOUTHERN LAKES NEWSPAPERS LI	Conditional Use Permit	175173	08/21/2014	58.40	09/14
	2790	SOUTHERN LAKES NEWSPAPERS LI	Standard Press Legals - Minutes	175805	08/28/2014	92.60	09/14
						207.36	*
						<u>656.55</u>	
Total CITY COUNCIL							
100-515121-142	MUNI COURT - WITNESS FEES						
	1354	PROFESSIONAL INTERPRETING	interpreting service	55320	08/21/2014	445.00	09/14
						<u>445.00</u>	
Total MUNICIPAL COURT							
100-515132-310	ADMIN - OFF SUPP-POSTAGE						
	555	BURLINGTON AREA SCHOOL DIST.	BASD CITY HALL ADMIN PAPER	082614	08/26/2014	95.72	09/14
	1216	Office Copying Equipment, LTD	Copies (split)	C299392	08/31/2014	244.28	09/14
	7679	STAPLES ADVANTAGE	STAPLES ADMIN OFFICE SUPPLIES	8031182997	08/30/2014	72.08	09/14
	8166	NOBIUS PRESS, LLC	Autumn Newsletter (split)	082914	08/29/2014	1,113.00	09/14
						1,525.08	*
100-515132-399	ADMIN - SUNDRY EXPENSES						
	3635	RICHTER'S MARKETPLACE	water refill (split)	082914CH	08/29/2014	1.95	09/14
	3635	RICHTER'S MARKETPLACE	water refill (split)	09/09/14CH	09/09/2014	1.95	09/14
						3.90	*
						<u>1,528.98</u>	
Total ADMINISTRATOR							
100-515140-310	CLERK - OFFICE SUPPLIES						
	1216	Office Copying Equipment, LTD	Copies (split)	C299392	08/31/2014	57.07	09/14
	3635	RICHTER'S MARKETPLACE	water refill (split)	082914CH	08/29/2014	1.95	09/14
	3635	RICHTER'S MARKETPLACE	water refill (split)	09/09/14CH	09/09/2014	1.95	09/14
	7135	BUBRICK'S COMPLETE OFFICE	Bubrick's - Inkcart	944279	08/08/2014	95.94	09/14
						156.91	*
100-515140-399	GENERAL CODE & MISC PUB						
	5419	GENERAL CODE	GENERAL CODE SUPPLEMENT NO 2	BILL00015191	08/28/2014	2,281.63	09/14
						<u>2,438.54</u>	
Total CITY CLERK							
100-515141-298	FINANCE - CONTRACT SERVICES						
	8646	EHLERS INVESTMENT PARTNERS	Monthly Management Fee	083114	08/31/2014	140.45	09/14
100-515141-310	FINANCE - OFFICE SUPP/POSTAGE						
	1216	Office Copying Equipment, LTD	Copies (split)	C299392	08/31/2014	117.44	09/14

PD = Fully Paid Invoice PR = Partially Paid Invoice

Vouchers  
09-16-2014

6

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
	7135	BUBRICK'S COMPLETE OFFICE	Bubrick's - Toner	955207	09/02/2014	90.45	09/14
						207.89	*
Total FINANCE						348.34	
100-515142-310	ELECTIONS - OPERATION SUPPLIES						
	1216	Office Copying Equipment, LTD	Copies (split)	C299392	08/31/2014	25.53	09/14
	2682	GOOSEBERRIES	GOOSEBERRIES - ELECTION	63209	08/12/2014	67.93	09/14
	2682	GOOSEBERRIES	GOOSEBERRIES - ELECTION	63210	08/12/2014	84.91	09/14
						178.37	*
Total ELECTIONS						178.37	
100-515154-298	ASSESSOR - CONTRACT SERVICES						
	3034	ACCURATE	Final 2014 Invoice	FINAL2014	09/02/2014	6,670.00	09/14
Total ASSESSOR						6,670.00	
100-515161-220	ATTORNEY - CONTRACT						
	8149	BJELAJAC, JOHN M	Attorney Fees for Burlington Cemetery	13100-090D 9	08/29/2014	375.00	09/14
	8149	BJELAJAC, JOHN M	Attorney Fees for General	14100-000D 8	08/29/2014	630.00	09/14
	8149	BJELAJAC, JOHN M	Attorney Fees - We Energies Electric D	14100-024D 6	08/29/2014	795.00	09/14
	8149	BJELAJAC, JOHN M	Aurora Healthcare Development Agreeen	14100-031D 3	08/29/2014	1,650.00	09/14
	8149	BJELAJAC, JOHN M	Garbage Contract: John's Disposal	14100-068D 1	08/29/2014	2,775.00	09/14
						6,225.00	*
100-515161-272	ATTORNEY - MUNICIPAL COURT						
	8149	BJELAJAC, JOHN M	Attorney Fees for Municipal Court	14100-099D 8	08/29/2014	4,260.00	09/14
Total ATTORNEY						10,485.00	
100-525211-310	POLICE - OFF SUPP-POSTAGE						
	555	BURLINGTON AREA SCHOOL DIST.	BASD POLICE PAPER	082614	08/26/2014	95.72	09/14
	7135	BUBRICK'S COMPLETE OFFICE	Bubrick's - Toner	944280	08/08/2014	302.26	09/14
	7679	STAPLES ADVANTAGE	STAPLES POLICE DEPT OFFICE SUP	8031182997	08/30/2014	33.83	09/14
						431.81	*
100-525211-330	POLICE - TRAVEL						
	8639	NIMMER, PETER	PER DIEM FOR TRAVEL	10/10/14	08/15/2014	88.00	09/14
Total POLICE DEPT.						519.81	
100-525220-242	FIRE - REPAIR & MAINT VEHICLES						
	2590	REINEMANS, INC.	SuperLube Dri Lube	59990	08/28/2014	9.89	09/14
100-525220-244	FIRE - REPAIR MAINT EQUIPMENT						
	390	BENDLIN FIRE EQUIP. CO., INC.	Thermo Imaging Camera	85966	08/29/2014	610.64	09/14
	1483	HENRY SCHEIN, INC	Brass Oxygen Regulator	3463869-01	08/21/2014	151.90	09/14
	1579	JEFFERSON FIRE & SAFETY	JEFFERSON FIRE & SAFETY FIRE DE	209096	08/20/2014	69.31	09/14
	5016	WI DEPT OF JUSTICE-2688	WI DEPT OF JUSTICE CIB FIRE DEPT	G1026T 08/14	08/31/2014	28.00	09/14

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
						859.85	*
100-525220-248	FIRE - REPAIR MAINT BLDGS						
	1951	MENARDS	pine-sol	58998	08/22/2014	17.14	09/14
	2590	REINEMANS, INC.	REINEMANS FIRE DEPT	60134	08/29/2014	29.82	09/14
	7370	PECK & WEIS HEATING	PECK & WEIS FIRE DEPT SERVICE C	881478	08/29/2014	664.52	09/14
						711.48	*
100-525220-298	FIRE- CONTRACT SERVICES						
	117	ALSCO	ALSCO FIRE DEPT CUST. NO. 01247C	IMIL852395	09/03/2014	44.29	09/14
	5364	DIGICORP	Legacy Models- 24/7 Renewal	305555	08/31/2014	3,219.00	09/14
	7630	MALEK & ASSOCIATES CONSULTAN	fire alarm control panel review O'Reilly A	5035	04/20/2014	330.00	09/14
	7630	MALEK & ASSOCIATES CONSULTAN	Plan Review O'Reilly Auto Parts	5036	04/20/2014	235.00	09/14
	8786	ALADTEC, INC	PRO-RATED ALADTEC SUBSCRIPTIC	9447	08/27/2014	450.51	09/14
						4,278.80	*
						5,860.02	
	Total FIRE DEPT.						
100-525231-298	BLDG INSP - CONTRACT						
	4069	MUNICIPAL SERVICES, LLC	MUNICIPAL SERVICES BLDG INSPEC	201388	08/27/2014	1,382.25	09/14
100-525231-310	BLDG INSP - OPERATING SUPPLIES						
	7679	STAPLES ADVANTAGE	STAPLES BLDG SUPPLIES	8031182997	08/30/2014	8.76	09/14
						1,391.01	
	Total BUILDING INSP.						
100-535321-159	STREETS - CLOTHING ALLOWANCE						
	117	ALSCO	ALSCO DPW (split) Customer # 074780	IMIL847400	08/20/2014	78.37	09/14
	117	ALSCO	ALSCO DPW (split) Customer # 074780	IMIL849911	08/27/2014	76.46	09/14
	117	ALSCO	ALSCO DPW (split) Customer # 074780	IMIL852405	09/03/2014	76.46	09/14
						231.29	*
100-535321-242	STREETS - REP MAINT VEHICLES						
	1457	HUMPHREY SERVICE & PARTS, INC.	Unit 503 - Parts	1151947	08/26/2014	307.29	09/14
	1457	HUMPHREY SERVICE & PARTS, INC.	HUMPHREY SERVICE DPW STOCK	1152685	09/03/2014	5.01	09/14
	2008	MILLER-BRADFORD & RISBERG INC.	MILLER-BRADFORD DPW	IB65340	08/27/2014	172.22	09/14
	2060	MOTOR PARTS COMPANY, LLC.	QT5W30	243023	09/02/2014	111.48	09/14
	5188	BABCOCK AUTO SPRING CO	BABCO - CREDIT	65645	08/26/2014	970.02	09/14
	5188	BABCOCK AUTO SPRING CO	BABCO - parts for Unit 517	65646	08/26/2014	836.19	09/14
						462.17	*
100-535321-248	STREETS REP & MAINT BLDG						
	117	ALSCO	ALSCO DPW (split) Customer # 074781	IMIL849912	08/27/2014	8.46	09/14
100-535321-261	STREETS - LIGHTING						
	2600	REWALD ELECTRIC CO., INC.	Labor - Ballast	3316	08/28/2014	653.00	09/14
100-535321-298	STREETS - CONTRACT SERVICES						
	218	ASPHALT CONTRACTORS, INC	Asphalt Contractors - E-1 12.5mm	2014058	08/27/2014	80.50	09/14
	3070	WANASEK CORPORATION	Swept Gravel by Veterans Terrace	3937	08/27/2014	50.75	09/14
	5164	DONERITE JANITORIAL SERV INC.	DONERITE JANITORIAL WWTP SEPT	2578	08/19/2014	360.00	09/14
						491.25	*
100-535321-310	STREETS - OFF SUPP/POSTAGE						
	555	BURLINGTON AREA SCHOOL DIST.	BASD DPW PAPER	082614	08/26/2014	47.86	09/14
	7679	STAPLES ADVANTAGE	STAPLES STREET OFFICE SUPPLIES	8031182997	08/30/2014	79.47	09/14
						127.33	*
100-535321-350	STREETS - REP MAINT SUPPLIES						
	218	ASPHALT CONTRACTORS, INC	Asphalt Contractors - Commercial 3/4 Si	2014050	08/20/2014	49.88	09/14
	1457	HUMPHREY SERVICE & PARTS, INC.	HUMPHREY SERVICE DPW STOCK	1151225	08/19/2014	48.77	09/14

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
	1457	HUMPHREY SERVICE & PARTS, INC.	HUMPHREY SERVICE DPW STOCK	1151369	08/20/2014	109.76	09/14
	1457	HUMPHREY SERVICE & PARTS, INC.	HUMPHREY SERVICE DPW STOCK	1151392	08/20/2014	25.70	09/14
	1457	HUMPHREY SERVICE & PARTS, INC.	HUMPHREY SERVICE DPW STOCK	1151431	08/20/2014	7.20	09/14
	1457	HUMPHREY SERVICE & PARTS, INC.	HUMPHREY SERVICE DPW CREDIT	1151680	08/22/2014	50.78	09/14
	1820	LOIS TIRE SHOP, INC.	LOIS TIRE - Unit 600	351662	08/04/2014	352.00	09/14
	1951	MENARDS	Mortar Mix	58099	08/12/2014	19.14	09/14
	2060	MOTOR PARTS COMPANY, LLC.	Motor Parts - Mobil 1 5W20	242509	08/22/2014	167.22	09/14
	2590	REINEMANS, INC.	Reinemans Street Dept	59580	08/22/2014	9.07	09/14
	2590	REINEMANS, INC.	1-1/2 " 2 hole stl strap	60448	09/04/2014	6.71	09/14
	2590	REINEMANS, INC.	Reinemans Street Dept	60462	09/04/2014	115.75	09/14
	2860	TAPCO	TAPCO DPW STENCIL	463986	08/22/2014	860.31	09/14
	3014	VERMEER WISCONSIN, INC	VERMEER DPW SUPPLIES	20165123	08/14/2014	146.90	09/14
	3120	WELDERS SUPPLY COMPANY	WELDER SUPPLY DPW	289350	08/13/2014	36.24	09/14
	3120	WELDERS SUPPLY COMPANY	WELDERS SUPPLY CO OXYGEN DPV	291655	08/29/2014	33.25	09/14
	3635	RICHTER'S MARKETPLACE	Pam Vegie Spray	09/02/14DPW	09/02/2014	26.34	09/14
						1,963.46	*
100-535321-351	STREETS - MAINT CURB,GUT,SWKS						
	2608	R.K.W. REDI-MIX CONCRETE INC.	RKW DPW	58054*	07/30/2014	62.00	09/14
100-535321-352	STREETS - REP MAINT STORM SEW						
	1381	GREAT LAKES TV SEAL, INC	2014 Sewer Inspection	16504	08/22/2014	3,597.83	09/14
	Total STREET ADMINISTRATION					7,596.79	
100-545411-291	HEALTH OFFICER-CONTRACT						
	4325	MEMORIAL HOSPITAL-WRCHD	MEMORIAL HOSPITAL WRCHD	2014AUG	08/27/2014	4,793.01	09/14
	Total HEALTH OFFICER					4,793.01	
100-545430-298	ANIMAL SHELTER						
	709	WISCONSIN HUMANE SOCIETY	ANIMAL SHELTER CONTRACT AUGU	312	09/01/2014	860.92	09/14
	Total DOG POUND					860.92	
100-555551-159	PARKS - CLOTHING						
	117	ALSCO	ALSCO DPW (split) Customer # 074780	IMIL847400	08/20/2014	30.00	09/14
	117	ALSCO	ALSCO DPW (split) Customer # 074780	IMIL849911	08/27/2014	30.00	09/14
	117	ALSCO	ALSCO DPW (split) Customer # 074780	IMIL852405	09/03/2014	30.00	09/14
						90.00	*
100-555551-242	PARKS - REPAIR MAINT VEHICLES						
	2008	MILLER-BRADFORD & RISBERG INC.	MILLER BRADFORD DPW UNIT 811	IB65207	08/14/2014	269.11	09/14
	2587	REINDERS INC	REINDERS BROS. DPW	1549554	08/27/2014	232.77	09/14
						501.88	*
100-555551-248	PARKS - REPAIR MAINT BLDGS						
	117	ALSCO	ALSCO DPW (split) Customer # 074781	IMIL849912	08/27/2014	4.22	09/14
100-555551-298	PARKS - OUTSIDE SERVICES						
	1955	MERTEN'S AUTO SERVICE CENTER	MERTENS AUTO SERVICE TOWING	337793	08/25/2014	80.00	09/14
	2330	PATS SERVICES, INC	CITY OF BURLINGTON DOG PARK	1-103648	08/26/2014	80.00	09/14
	2330	PATS SERVICES, INC	CITY OF BURLINGTON RIVERSIDE PA	A-103140	08/19/2014	160.00	09/14
	2330	PATS SERVICES, INC	CITY OF BURLINGTON COMPOST SIT	A-103173	08/19/2014	90.00	09/14
	2330	PATS SERVICES, INC	CITY OF BURLINGTON DEVOR PARK	A-103808	09/02/2014	90.00	09/14

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
	3070	WANASEK CORPORATION	Calumet St	3897	08/27/2014	1,001.75	09/14
	5164	DONERITE JANITORIAL SERV INC.	DONERITE JANITORIAL WWTP SEPT	2578	08/19/2014	180.00	09/14
						1,681.75	*
100-555551-350	PARKS - REPAIR/MTCE SUPPLIES						
	1140	ELKHORN CHEMICAL & PACKAGING	ELKHORN CHEM PARKS	551293	08/08/2014	686.99	09/14
	1951	MENARDS	Menards - Park Dept Acct 32120266	59265	08/26/2014	43.70	09/14
	1951	MENARDS	hardware	59280	08/26/2014	8.88	09/14
	2587	REINDERS INC	Turface MVP 50# Bags	2549356-00	08/15/2014	638.40	09/14
	2590	REINEMANS, INC.	Reinemans Parks Dept	59802	08/26/2014	39.88	09/14
	2590	REINEMANS, INC.	Reinemans - Hardware	59808	08/26/2014	12.46	09/14
	2590	REINEMANS, INC.	PDS 12oz HGRN Enamel	60345	09/03/2014	4.98	09/14
	3450	ZEP SALES & SERVICE	ZEP DPW SUPPLIES	9001120096	08/05/2014	372.51	09/14
	4057	ARBOR IMAGES, INC.	Arbor Images - Playground Mix	58403	08/15/2014	342.00	09/14
						2,149.80	*
	Total PARKS					4,427.65	
100-565641-298	PLAN COMM - CONTRACT SVCS						
	1940	MEEHAN & COMPANY, INC.	MEEHAN & COMPANY AUG BILLING	2014AUG	08/31/2014	3,702.40	09/14
	4217	KAPUR & ASSOCIATES, INC.	14.0162.01 Walton Road Extension	82467	06/16/2014	309.00	09/14
	4217	KAPUR & ASSOCIATES, INC.	14.0162.01 Walton Road Extension	82931	08/22/2014	1,506.00	09/14
						5,517.40	*
100-565641-299	PLAN COMM - LAND USE						
	4217	KAPUR & ASSOCIATES, INC.	KAPUR 07.0884.01 CTH W TRAIL	82928	08/21/2014	1,222.63	09/14
100-565641-310	PLAN COMM - SUPPLIES, POSTAGE						
	1216	Office Copying Equipment, LTD	Copies (split)	C299392	08/31/2014	42.55	09/14
	Total PLANNING COMMISSION					6,782.58	
100-575710-299	GARBAGE- CNTRCT SVCS LANDFILL						
	4217	KAPUR & ASSOCIATES, INC.	Kapur 13.0090.01 Burlington Landfill 20	82949	08/22/2014	1,503.50	09/14
	Total GARBAGE COLLECTION					1,503.50	
	Total GENERAL FUND					56,696.07	
251-555511-310	OFFICE SUPPLIES, POSTAGE						
	555	BURLINGTON AREA SCHOOL DIST.	BASD LIBRARY PAPER	082614	08/26/2014	71.79	09/14
	Total FUND EXPENSES					71.79	
	Total LIBRARY OPERATIONS FUND					71.79	
452-565639-399	Planning Expenditures						
	4217	KAPUR & ASSOCIATES, INC.	14.0081.01 Utility Planning & Design for	82465	06/16/2014	17,293.63	09/14
	4217	KAPUR & ASSOCIATES, INC.	14.0081.02 Utility Planning for TIF #5	82466	06/16/2014	1,414.50	09/14

GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
	4217	KAPUR & ASSOCIATES, INC.	14.0081.02 Utility Planning for TIF #5	82930	08/22/2014	3,974.50	09/14
	4217	KAPUR & ASSOCIATES, INC.	14.0081.01 Utility Planning & Design for	82935	08/22/2014	9,863.00	09/14
						32,545.63	*
Total 452-565639						32,545.63	
Total Project Horizon						32,545.63	
463-565641-298 CONTRACT SERVICES							
	1421	BLACK DIAMOND GROUP, INC	Tee Turn Arouds - Project # 13204-2G	30737	08/19/2014	16,565.35	09/14
Total PLANNING COMMISSION						16,565.35	
Total 1992 TIF #3 FUND						16,565.35	
621-181000 CONSTRUCTION IN PROGRESS							
	4217	KAPUR & ASSOCIATES, INC.	Kapur 12.0077.01 Phase II - WWTF Upg	82948	08/22/2014	2,001.00	09/14
621-575740-159 CLOTHING ALLOWANCE							
	117	ALSCO	ALSCO WWTP (split) Cust # 012230	IMIL849914	08/27/2014	67.01	09/14
621-575740-244 REPAIRS, MAINT EQUIPMENT							
	117	ALSCO	ALSCO WWTP (split) Cust # 012230	IMIL849914	08/27/2014	10.02	09/14
	1140	ELKHORN CHEMICAL & PACKAGING	ELKHORN CHEMICAL WWTP	550540	07/18/2014	158.96	09/14
						168.98	*
621-575740-248 PLANT OPERATION							
	1160	ENERGENECS, INC.	Antennas for Alarm Dialer System	0028833-IN	08/21/2014	701.11	09/14
621-575740-249 LABORATORY							
	117	ALSCO	ALSCO WWTP (split) Cust # 012230	IMIL849914	08/27/2014	4.71	09/14
621-575740-310 OFFICE SUPPLIES, POSTAGE							
	7135	BUBRICK'S COMPLETE OFFICE	Bubrick's - Inkart	944278	08/08/2014	34.50	09/14
	7679	STAPLES ADVANTAGE	STAPLES WWTP SUPPLIES	8031182997	08/30/2014	175.49	09/14
						209.99	*
621-575740-374 SAFETY							
	1224	5 ALARM FIRE AND SAFETY	Annual MSA Flow Testing for the Water	141674-1	07/29/2014	347.00	09/14
621-575740-375 TV & SEAL SANITARY SEWER							
	1381	GREAT LAKES TV SEAL, INC	2014 Sewer Inspection	16504	08/22/2014	9,974.97	09/14
	1381	GREAT LAKES TV SEAL, INC	2014 Sewer Inspection	16504	08/22/2014	8.95	09/14
						9,983.92	*
Total WASTEWATER FUND EXPENSES						11,482.72	
Total WASTEWATER OPERATIONS FUND						13,483.72	
622-504030-100 DEPRECIATION - CONTRIBUTED							

202	HOGEN ELECTRIC, INC	Installation of conduit from SCADA pane	5311	08/20/2014	1,719.00	09/14
Total 622-504030					1,719.00	
622-506310-000	CHEMICALS					
2973	USABlueBook	USA BLUEBOOK WATER DEPT #8578	425688	08/15/2014	629.73	09/14
Total 622-506310					629.73	
622-509030-000	OFFICE SUPPLIES					
117	ALSCO	ALSCO DPW - Water Customer #02557	IMIL849913	08/27/2014	28.13	09/14
Total 622-509030					28.13	
622-509350-000	GENERAL PLANT-SUPPLIES					
117	ALSCO	ALSCO DPW (split) Customer # 074781	IMIL849912	08/27/2014	8.46	09/14
5164	DONERITE JANITORIAL SERV INC.	DONERITE JANITORIAL WWTP SEPT	2578	08/19/2014	360.00	09/14
					368.46	*
Total 622-509350					368.46	
Total WATER UTILITY FUND					2,745.32	
623-575740-245	REPAIR,MAINTENANCE GROUNDS					
5880	F & W LANDSCAPE SPEC.	F & W LANDSCAPE AIRPORT CUTTIN	2887	09/01/2014	1,800.00	09/14
Total 623-575740					1,800.00	
Total AIRPORT FUND					1,800.00	
820-454590-000	PARK DEVELOPMENT					
201	CORE 4 ENGINEERING, INC	Wehmhoff Jucker Park Pavilion	1107	06/17/2014	1,600.00	09/14
2822	STELLING & ASSOCIATES	Wehmhoff - Jucker Park Restrooms/Pav	5469	08/01/2014	6,512.80	09/14
					8,112.80	*
Total CITY PARKS FUND					8,112.80	
875-232000	MUNICIPAL COURT DEP					
7140	ST OF WISC CONTROLLER'S OFFICE	ST OF WI CONTROLLER OFFICE AUC	2014 AUG	09/03/2014	4,659.59	09/14
7141	RACINE COUNTY TREASURER	RA CO JAIL SURCHARGES	2014 AUG	09/03/2014	1,141.20	09/14
7141	RACINE COUNTY TREASURER	RA CO DRIVER IMP SURCHARGES	2014 AUG	09/03/2014	465.40	09/14
					6,266.19	*
Total MUNICIPAL COURT FUND					6,266.19	

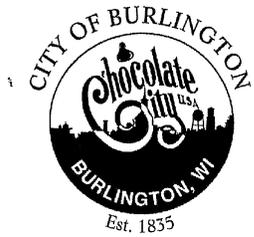
GL Acct No	Vendor	Vendor Name	Description	Invoice No	Inv Date	Amount	Period
Grand Total:						138,286.87	

Dated: \_\_\_\_\_

Motion for Approval by: \_\_\_\_\_

Motion Seconded by: \_\_\_\_\_

Emp No	Name	21-01	22-00	-00	23-01	23-02	23-03	Total Amounts
		MISC REIMB Emp Amt	MOVING EXP Emp Amt	Emp Amt	MILEAGE Emp Amt	MEALS Emp Amt	OTHER TRAV Emp Amt	
100041108	ANDERSON, MARK J.	1,200.00	.00	.00	.00	.00	.00	1,200.00
100071241	JENSEN, DANIEL P	400.00	.00	.00	.00	.00	.00	400.00
100071245	VANT, MICHAEL J	15.00	.00	.00	85.12	.00	.00	100.12
100081122	FALK, GAYLE A	.00	.00	.00	91.84	10.00	.00	101.84
100081172	PARRETT, COURTNEY A.	44.68	.00	.00	.00	.00	.00	44.68
Grand Totals:	5 Employees	1,659.68	.00	.00	176.96	10.00	.00	1,846.64



**City Clerk**  
300 N. Pine Street, Burlington, WI, 53105  
(262) 342-1161 – (262) 763-3474 fax  
www.burlington-wi.gov

<b>Common Council Agenda Item Number: 10</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Diahnn Halbach, City Clerk	<b>Subject:</b> Licenses & Permits

**OPERATOR'S LICENSES**

**Recommended for DENIAL:**

Gessert, Peter  
Padulo, Christopher

**Recommended for APPROVAL:**

Bartolone, Stephano  
Griffith, Paul  
Kaye, Krystal  
Reitz, Rachael  
Singh, Amrik  
Singh, Avtar  
Steffen, Wendy  
Vogelsang, Janet

**SPECIAL EVENTS**

There are none

**LIQUOR LICENSES**

There are none

**Financial Remarks:**

Applicants are charged a fee of which a portion funds the background checks performed by the Police Department. Business license fees are calculated on a case by case basis depending on the type of license applied for.

**Executive Action:**

Staff recommends the Common Council accept the presented licenses at the September 16, 2014 Common Council meeting.



**Police Department**

224 E. Jefferson Street, Burlington, WI, 53105  
(262) 342-1100 – (262) 763-5158 fax  
www.burlington-wi.gov

<b>Common Council Item Number: 13 A</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Peter A. Nimmer, Chief of Police	<b>Subject:</b> Resolution 4690(24) to consider approving the award of two 2015 marked police vehicle in the amount of \$27,450 per vehicle.

**Details:**

The 2014 Police Department budget includes the purchase of two patrol vehicles. The police department is recommending the purchasing of Ford Interceptor Utility vehicles based upon their exceptional performance, usefulness, and dependability. The vehicle fits all of the department’s needs as a patrol vehicle, is more fuel efficient than the current Crown Victoria, and more cost effective compared to other options. The two new vehicles will replace: Patrol Vehicle 903, 2011 Crown Victoria with 85,000 miles (is currently not being used because it needs an approx. \$4,000 transmission) squad 902, 2007 Ford Taurus with approximately 63,000 miles and is no longer in patrol ready condition nor fits the needs of the department. The Department opened the bidding process via VENDORNET for the vehicles on August 15, 2004 and closed the bidding on August 26, 2014. Four bids were received in response to specifications for the 2015 Ford Police Interceptor Utility developed by the Police Department:

Miller Motors of Burlington submitted a bid for	\$27,300.00 each.
Ewald Automotive Group submitted a bid for	\$27,465.00 each.
Badger Truck submitted a bid for	\$26,945.01 each
Kayser Automotive Group submitted a bid for	\$27,386.00 each

I recommend the Common Council award the bid for two 2015 Ford Police Interceptor Utility vehicles to Miller Motors.

**Options & Alternatives:**

An alternative would be to not replace one or more of the squads. In doing so, there is always a pending risk of major and expensive vehicle repair work such as the current Crown Victoria, as well as the condition of the vehicles are not in patrol/emergency condition or reliability.

**Financial Remarks:**

This item has been included in the 2014 Police Department Equipment Replacement Fund. This purchase is below the budgeted amount of \$33,000 per vehicle.

**Executive Action:**

This item was discussed at the September 2, 2014 Committee of the Whole meeting and scheduled for the September 16, 2014 Common Council meeting for consideration.

**A RESOLUTION APPROVING THE AWARD OF BID FOR TWO NEW  
PATROL VEHICLES FOR THE CITY OF BURLINGTON POLICE DEPARTMENT  
TO MILLER MOTORS FOR THE AMOUNT OF \$54,600 PLUS SET-UP,  
TITLE, AND LICENSE FEES**

**WHEREAS**, on June 1, 2004 the Common Council did approve Resolution 3812(18), a Resolution Adopting a Purchasing Policy for the City of Burlington; and,

**WHEREAS**, the Purchasing Policy requires that all non-construction related Budget Items requiring expenditures of \$15,000 or more to be reviewed and pre-approved by the Common Council; and,

**WHEREAS**, the Council may direct, at its discretion, that the item is to be bid in the same manner as construction contracts, or that it is to be combined with or included in another governmental bid, but shall not be required to do so; and,

**WHEREAS**, the Police Department is scheduled to replace a 2011 Ford Crown Victoria and 2007 Ford Taurus police vehicles with funds included in the 2014 Police Department budget; and,

**WHEREAS**, the Police Department has searched local Dealerships for available vehicles meeting the Police Departments specifications; and,

**WHEREAS**, the purchase of two 2015 Ford Police Utility Vehicles from Miller Motor Sales, for the amount of \$54,600 plus set-up, title and license fees has been recommended by the Chief of Police.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Burlington that purchase of the aforementioned vehicles is hereby approved for the total amount of \$54,600, plus set-up, title, and license fees.

Introduced: September 2, 2014  
Adopted:

---

Robert Miller, Mayor

Attest:

---

Diahnn Halbach, City Clerk

**Simplified Bid Announcement for 2015 Utility (Explorer) Police Interceptor**

Agency Bid Number: BUPD2014-01  
Date Available: August 15, 2014  
Bid Due Date and Time: August 26, 2014 16:00:00  
(All bid due times are Central Time)  
Last Revision: August 15, 2014

---

**For more information contact:**

Peter Nimmer  
City of Burlington  
224 East Jefferson Street  
Burlington WI 53105

E-mail Address: [pnimmer@burlington-wi.gov](mailto:pnimmer@burlington-wi.gov)  
Fax Number:

**Are faxed bids acceptable?**

No

**Are e-mailed bids acceptable?**

Yes

**Quote Price and Delivery FOB:****Synopsis:**

2015 Utility (Explorer) Police Interceptor

The bid must include the following specific vehicle options (please do not include any additional vehicle options):

K8A 4DR AWD Police  
UA Black  
YZ Police white  
9 CLTH BKTS/VNL R  
W Black Interior  
500A Equipment Group  
99R 3.7L V6 TIVCT  
44C 6 Speed Auto  
FRT License BKT  
17T Cargo Dome Light  
18W RR Window Del  
21B Rear view camera  
43D Courtesy Disable  
51R DRV LED SPT LMP  
66A Front HDLMP Pkg  
68G RR DR/LK Inop  
91A Vinyl Package 1

MISC:

Dealer: F41407

Page: 1 of 1

2015 EXPLORER 4-DOOR

Order No: 9999 Priority: J4 Ord FIN: QE258 Order Type: 5B Price Level: 515

Ord Code: 500A Cust/Flt Name: HURL.POL. PO Number:

	RETAIL	DLR INV		RETAIL	DLR INV
K8A 4DR AWD POLICE .112.6" WB	\$30185	\$28450.00	66A FRONT HDLMP PKG .GRILL WIRING	\$915	\$797.00
UA BLACK			<del>68G RR-DR/LK-INOP</del>	35	30.00
YZ POLICE WHITE			794 PRICE CONCESSN		
9 CLTH BKTS/VNL R			REMARKS TRAILER		
W BLACK INTERIOR			91A VINYL PACKAGE 1	840	733.00
500A EQUIP GRP			FLEX FUEL		
99R .3.7L V6 TIVCT	NC	NC	SP FLT ACCT CR		(408.00)
44C .6-SPD AUTO TRAN	NC	NC	FUEL CHARGE		11.01
FRT LICENSE BKT	NC	NC	PRICED DORA	NC	NC
17T CARGO DOME LAMP	50	45.00	DEST AND DELIV	895	895.00
18W RR WINDOW DEL	35	30.00	TOTAL BASE AND OPTIONS	33615	31158.01
21B REAR VIEW CAM	245	213.00	TOTAL	33615	31158.01
43D COURTESY DISABL	20	17.00	*THIS IS NOT AN INVOICE*		
51R DRV LED SPT LMP	395	345.00	*TOTAL PRICE EXCLUDES COMP PRICE ALLOW*		

F1=Help

F4=Submit

F2=Return to Order

F5=Add to Library

F3/F12=Veh Ord Menu

F9=View Trailers

S099 - PRESS F4 TO SUBMIT

QC06233

\$27,300

MILLER MOTORS

\* L & T FEES

**Prepared For:**  
Chief Peter Nimmer  
City of Burlington  
224 E Jefferson St.  
Burlington, WI 53105  
Phone: (262) 342-1100  
Fax: (262) 763-5158  
Email: pnimmer@burlington-wi.gov

**Prepared By:**  
Chrissy Gensch  
Ewald Automotive Group  
36866 E. Wisconsin Ave.  
Oconomowoc, WI 53066  
Phone: (262) 567-5555  
Fax: (262) 560-1303  
Email: cgensch@ewaldauto.com

## 2015 Fleet/Non-Retail Ford Utility Police Interceptor AWD 4dr K8A

### QUOTE WORKSHEET

QUOTE WORKSHEET - 2015 Fleet/Non-Retail K8A AWD 4dr

MSRP	\$30,185.00
Destination Charge	\$895.00
Optional Equipment	\$2,535.00
Dealer Advertising	\$0.00
PRE-TAX ADJUSTMENTS:	
STATE OF WISCONSIN MUNICIPAL DISCOUNT	(\$6,150.00)
Total Pre-Tax Adjustments	(\$6,150.00)
Taxable Price	\$27,465.00
TOTAL	\$27,465.00

Customer Signature / Date

Dealer Signature / Date

2015 Ford Utility Interceptor to the specifications as detailed. Registration fees are not included. Delivery can be anticipated approximately 12-14 weeks from order. Payment terms are net 10 days.

\*\*State of Wisconsin Contract pricing is valid through 11-1-14. All orders must be placed before this date.

Report content is based on current data version referenced. Any performance-related calculations are offered solely as guidelines. Actual unit performance will depend on your operating conditions.

GM AutoBook, Data Version: 347.0, Data updated 8/13/2014  
©Copyright 1986-2005 Chrome Systems Corporation. All rights reserved.

Customer File:

August 20, 2014 3:19:07 PM

Page 1

CNGP530

VEHICLE ORDER CONFIRMATION

08/20/14 17:13:10

==>

Dealer: F41902

2015 EXPLORER 4-DOOR

Page: 2 of 2

Order No: 5000 Priority: K2 Ord FIN: QS066 Order Type: 5B Price Level: 515

Ord Code: 500A Cust/Flt Name: BURLINGTON PO Number:

	RETAIL	DLR INV
SP DLR ACCT ADJ		\$(1308.00)
SP FLT ACCT CR		(408.00)
FUEL CHARGE		11.01
B4A NET INV FLT OPT	NC	7.00
DEST AND DELIV	895	895.00

RETAIL DLR INV

*Badger Truck Center*

*2015 Police Interceptor*

*29,857.01 - Dealer Invoice*

*- 3,012.00 - GPC Amount*

*26,845.01*

*100.00 - Delivery Fee*

*26,945.01 Bid Price*

TOTAL BASE AND OPTIONS	33615	29857.01
TOTAL	33615	29857.01

\*THIS IS NOT AN INVOICE\*

\*TOTAL PRICE EXCLUDES COMP PRICE ALLOW\*

F7=Prev

F3/F12=Veh Ord Menu

F9=View Trailers

QC06212

F1=Help

F2=Return to Order

F4=Submit

F5=Add to Library

S099 - PRESS F4 TO SUBMIT

*W. Allis*

Prepared For:  
Chief Peter Nimmer  
Burlington Police Dept.  
224 East Jefferson Street  
Burlington, Wisconsin, 53105  
Phone: (262) 342-1100

Prepared By:  
Tim Askey  
Kayser Automotive Group  
2303 West Beltline Hwy  
Madison, Wisconsin, 53713  
Phone: (608) 276-0253  
Toll Free: (800) 236-8236



## Quotation

## 2015 Ford Utility Police Interceptor

	AWD Base (K8A)	MSRP
Base Vehicle Price		30,185.00
Factory Options		2,535.00
Destination		895.00
<b>Vehicle Total</b>		<b>33,615.00</b>
Pre-Tax Adjustments		
Municipal Discount		-6,229.00
<b>Total Pre-Tax Adjustments</b>		<b>-6,229.00</b>
<b>Grand Total</b>		<b>27,386.00</b>

Prices and content availability as shown, are subject to change and should be treated as estimates only. Actual base vehicle, package and option pricing may vary from this estimate because of special local pricing, availability or pricing adjustments not reflected in the dealer's computer system. See salesperson for the most current information. Reference CT05208124 8/1/2014

**CITY OF BURLINGTON, WISCONSIN**  
**EQUIPMENT REPLACEMENT FUND EXPENDITURE**

Budget Year: 2014

<b>Classification of Expenditure:</b>	Vehicle: Explorer Interceptor Police Squad
<b>Addition or Replacement to Fleet?</b>	Replacement
<b>Initial Cost</b>	\$35,000
<b>Anticipated Annual Maintenance Cost/Cost of Operation</b>	\$1,000
<b>Cost Over 5 years</b>	\$5,000
<b>TOTAL</b>	<b>\$40,000</b>
<b>Est. Salvage Value of Former Capital Asset</b>	\$2,000
<b>EST. INITIAL INVESTMENT</b>	<b>\$33,000</b>

**Justification for Equipment Replacement Fund Expenditure**

The police department will be replacing a 2010 Ford Crown Victoria with over 110,000 miles at the time of replacement. We will be replacing this vehicle with a 2014 Ford Inceptor Utility Vehicle with four wheel drive. The vehicle will be equipped with all the essential equipment needed for patrol and during critical incidents such as traffic crashes, crime scenes, medical responses, and mutual aid requests, etc. This vehicle will also be all wheel drive which is essential in snow storms. This vehicle has proven to be an exceptional patrol vehicle.

**How will this improve our service level and efficiency?**

The squads are driven almost on a 24 hour basis and the extensive use of the vehicles requires us to replace them frequently. As the vehicles get over 100,000 miles on them they become very costly to maintain and have them work as needed. By replacing these vehicles with high mileage it prevents costly repairs and out of service time. More importantly the vehicles performance is reduced and they do not perform as well in emergency driving situations. The Ford Utility vehicle has proven to been an exceptional patrol vehicle and very acceptable.

**How will NOT fullfilling this request impact your operations?**

Operating a squad car over 100,000 miles becomes very costly to maintain. In addition the performance of the squad is significantly reduced and does not perform as needed during emergency driving.

Attach documentation



## CITY OF BURLINGTON

**Administration Department**  
300 N. Pine St., Burlington, WI, 53105  
(262) 342-1161 – (262) 763-3474 fax  
www.burlington-wi.gov

<b>Committee of the Whole Item: 6</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Kevin Lahner, City Administrator	<b>Subject:</b> Resolution 4692(26) to consider the approval of Certified Survey Map for property located at 2600 Browns Lake Drive.

**Details:**

This item is to consider recommending approval of a Certified Survey Map from Leslie Scherrer of Leslie Scherrer Development, for property located at 2600 Browns Lake Drive (former Cottonpicker restaurant site) This CSM, drafted by Kenneth B. Mehring, WLS, seeks to divide the current parcel into two parcels, Lot 1 and Lot 2. Lot 1 is proposed to be 88,573 square feet in area and Lot 2 is proposed to be 150,106 square feet in area.

The Plan Commission recommended approval of this CSM at their September 9<sup>th</sup> meeting.

**Options & Alternatives:**

The Council may choose to deny this CSM.

**Financial Remarks:**

N/A

**Executive Action:**

This item is for discussion at the September 16, 2014 Committee of the Whole meeting and scheduled for the Common Council meeting the same night for consideration.

**A RESOLUTION APPROVING A CERTIFIED SURVEY MAP IN THE CITY OF BURLINGTON  
FOR PROPERTY LOCATED AT 2600 BROWNS LAKE DRIVE**

**WHEREAS**, the Plan Commission of the City of Burlington has reviewed a Certified Survey Map (CSM) for property described as:

PART OF THE NE 1/4 OF THE NW 1/4 OF SECTION 22, TOWNSHIP 3 NORTH, RANGE 19 EAST, CITY OF BURLINGTON, RACINE COUNTY, WISCONSIN.

BEGINNING AT THE NORTHEAST CORNER OF SAID NORTHWEST 1/4 SECTION, AS ESTABLISHED BY RECORDED TIES, THENCE S89°50'30"W, ALONG THE NORTH LINE OF SAID NORTHWEST 1/4 SECTION, 60.00'; THENCE S0°37'00"E, PARALLEL WITH AND 60.00' WEST OF, AS MEASURED NORMAL TO, THE EAST LINE OF SAID NORTHWEST 1/4 SECTION, 408.51'; TO A 2" IRON PIPE FOUND ON THE WESTERLY RIGHT OF WAY OF C.T.H. "W"; MARKING THE OUTHEAST CORNER OF TIMBER TRAIL SUBDIVISION AND THE PLACE OF BEGINNING OF THE LANDS DESCRIBED AS FOLLOWS; THENCE CONTINUE, S0°37'00"E, ALONG SAID RIGHT OF WAY, 367.04' TO A FOUND "WISCONSIN DOT" CAPPED IRON ROD FOUND MARKING THE INTERSECTION OF THE WESTERLY RIGHT OF WAY OF SAID C.T.H. "W" AND THE NORTHERLY-RIGHT OF WAY OF C.T.H. "Q"; THENCE S53°02'00"W, ALONG SAID NORTHERLY RIGHT-OF-WAY, 688.40' THENCE N33°01'35"W, 312.65'; THENCE N56°58'55"E 565.57', TO A 2" IRON PIPE FOUND MARKING THE SOUTHWEST CORNER OF THE AFOREMENTIONED TIMBER TRAIL SUBDIVISION; THENCE N32°15'47"E, ALONG THE SOUTHERN LINE OF SAID TIMBER TRAIL SUBDIVISION, 247.69'; THENCE N89°21'55"E CONTINUING ALONG SAID SOUTHERN LINE, 110.03' TO THE PLACE OF BEGINNING; SAID PARCEL CONTAINS 5.48 ACRES MORE OR LESS.

**WHEREAS**, at their September 9, 2014 meeting, the Plan Commission did recommend approval of the CSM.

**NOW, THEREFORE, BE IT RESOLVED** by the Common Council of the City of Burlington, Racine County, State of Wisconsin, that the attached CSM prepared on August 15, 2014 by Kenneth B. Mehring, WLS, is hereby approved.

**BE IT FURTHER RESOLVED** that the City Clerk record said CSM with the Racine County Register of Deeds and provide a copy of the recorded CSM to the Planning and Development Director, Julie Anderson, of Racine County Planning and Development, located at 14200 Washington Ave., Sturtevant, WI 53177.

Introduced: September 16, 2014  
Adopted:

---

Robert Miller, Mayor

Attest:

---

Diahnn Halbach, City Clerk

CERTIFIED SURVEY MAP NO. \_\_\_\_\_

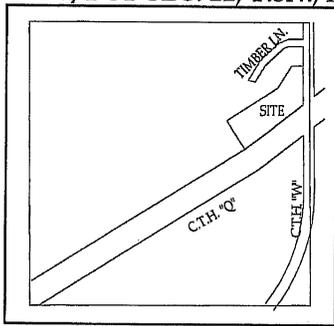
PART OF THE NE 1/4 OF THE NW 1/4 OF SECTION 22,  
TOWNSHIP 3 NORTH, RANGE 19 EAST, CITY OF BURLINGTON,  
RACINE COUNTY, WISCONSIN.

OWNER/SUBDIVIDER:  
2600 BROWNS LAKE DRIVE, LLC  
448 FALCON RIDGE DR., SUITE B  
BURLINGTON, WI 53105

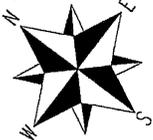
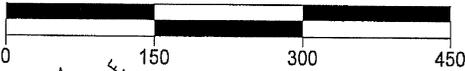
SURVEYOR:  
LYNCH & ASSOCIATES  
ENGINEERING CONSULTANTS, LLC  
5482 S. WESTRIDGE DR.  
NEW BERLIN, WI 53151  
PHONE # (262)248-3697  
FAX # (262)402-5046

NOTE:  
SEE SHEET 2 FOR NOTES,  
LEGEND, LINE TABLE AND  
BUILDING SETBACKS

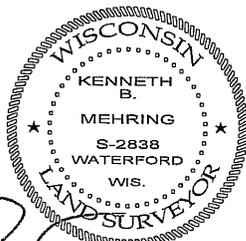
LOCATION MAP  
THE NW 1/4 OF SEC. 22, T.3N., R.19E.



SCALE 1" = 150'



BEARINGS HEREON REFERENCED TO  
THE WISCONSIN COUNTY COORDINATE  
SYSTEM, RACINE COUNTY ZONE, THE  
NORTH LINE OF THE NW 1/4 OF SEC.  
22, T3N, R19E WAS TAKEN TO BEAR  
S89°50'49"W



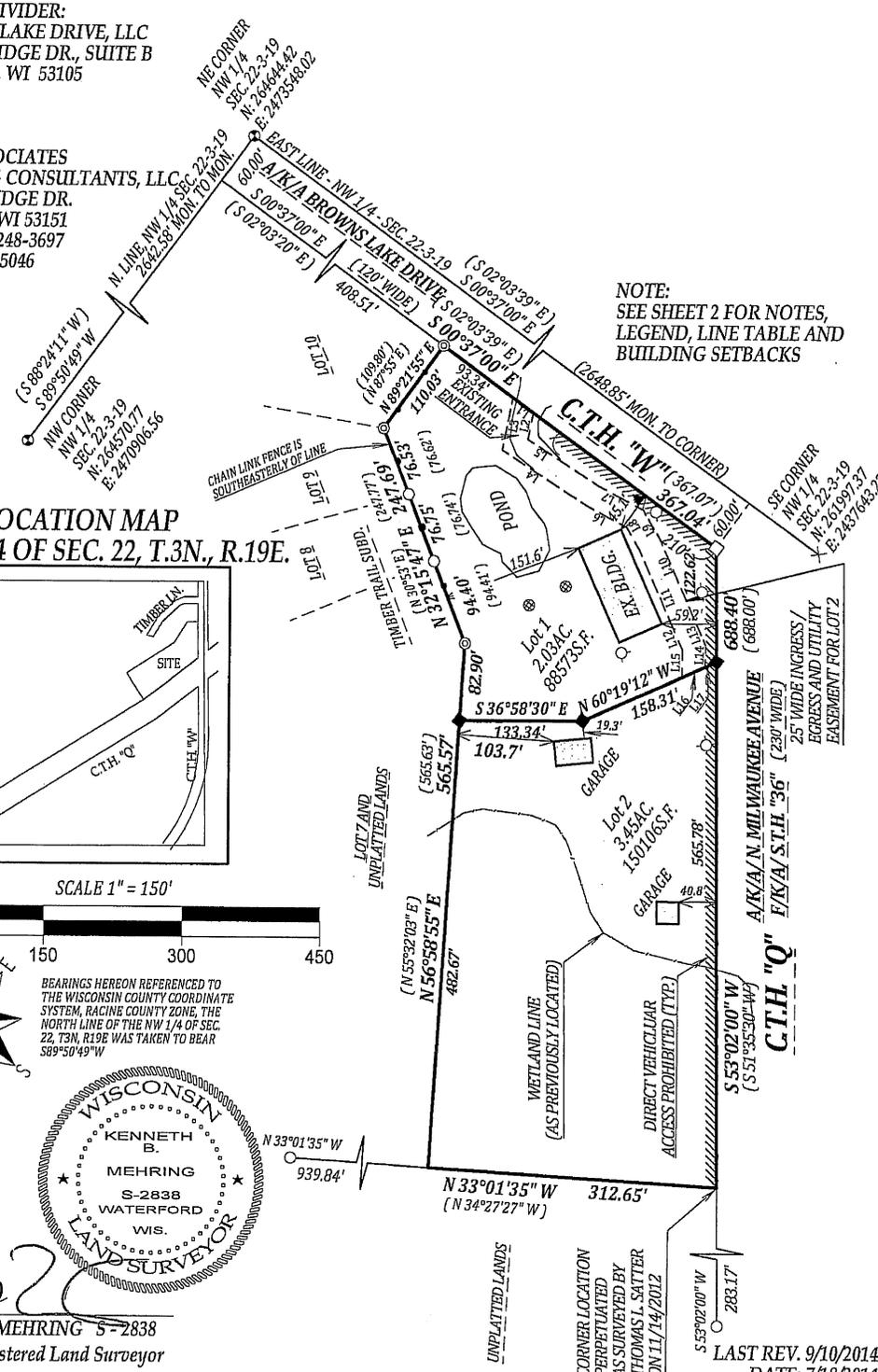
*KMB*  
KENNETH B. MEHRING S-2838  
Wisconsin Registered Land Surveyor

JOB# 14-509

INSTRUMENT DRAFTED BY KENNETH B. MEHRING R.L.S. 2838

CORNER LOCATION  
PERPETUATED  
AS SURVEYED BY  
THOMAS L. SATTER  
ON 11/14/2012

LAST REV. 9/10/2014  
DATE: 7/18/2014  
SHEET 1 OF 3



UNPLATTED LANDS

WETLAND LINE  
(AS PREVIOUSLY LOCATED)

DIRECT VEHICULAR  
ACCESS PROHIBITED (TYP.)

25' WIDE INGRESS/  
EGRESS AND UTILITY  
EASEMENT FOR LOT 2

CERTIFIED SURVEY MAP NO. \_\_\_\_\_

PART OF THE NE 1/4 OF THE NW 1/4 OF SECTION 22,  
TOWNSHIP 3 NORTH, RANGE 19 EAST, CITY OF BURLINGTON,  
RACINE COUNTY, WISCONSIN.

**LYNCH & ASSOCIATES  
ENGINEERING CONSULTANTS, LLC**

5482 S. WESTRIDGE DR.  
NEW BERLIN, WI 53151  
PHONE # (262)248-3697  
FAX # (262)402-5046

**SURVEYOR'S CERTIFICATE:**

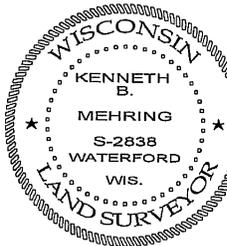
I, KENNETH B. MEHRING REGISTERED LAND SURVEYOR, HEREBY CERTIFY THAT I HAVE SURVEYED, DIVIDED AND MAPPED THE FOLLOWING LAND BOUNDED AND DESCRIBED AS FOLLOWS;

BEGINNING AT THE NORTHEAST CORNER OF SAID NORTHWEST 1/4 SECTION, AS ESTABLISHED BY RECORDED TIES, THENCE S89°50'30"W, ALONG THE NORTH LINE OF SAID NORTHWEST 1/4 SECTION, 60.00'; THENCE S0°37'00"E, PARALLEL WITH AND 60.00' WEST OF, AS MEASURED NORMAL TO, THE EAST LINE OF SAID NORTHWEST 1/4 SECTION, 408.51', TO A 2" IRON PIPE FOUND ON THE WESTERLY RIGHT OF WAY OF C.T.H. "W", MARKING THE SOUTHEAST CORNER OF TIMBER TRAIL SUBDIVISION AND THE PLACE OF BEGINNING OF THE LANDS DESCRIBED AS FOLLOWS;  
THENCE CONTINUE, S0°37'00"E, ALONG SAID RIGHT OF WAY, 367.04' TO A FOUND "WISCONSIN DOT" CAPPED IRON ROD FOUND MARKING THE INTERSECTION OF THE WESTERLY RIGHT OF WAY OF SAID C.T.H. "W" AND THE NORTHERLY RIGHT OF WAY OF C.T.H. "Q"; THENCE S53°02'00"W, ALONG SAID NORTHERLY RIGHT-OF-WAY, 688.40'; THENCE N33°01'35"W, 312.65'; THENCE N56°58'55"E 565.57'; TO A 2" IRON PIPE FOUND MARKING THE SOUTHWEST CORNER OF THE AFOREMENTIONED TIMBER TRAIL SUBDIVISION; THENCE N32°15'47"E, ALONG THE SOUTHERN LINE OF SAID TIMBER TRAIL SUBDIVISION, 247.69'; THENCE N89°21'55"E CONTINUING ALONG SAID SOUTHERN LINE, 110.03' TO THE PLACE OF BEGINNING; SAID PARCEL CONTAINS 5.48 ACRES MORE OR LESS.

I FURTHER CERTIFY THAT I HAVE MADE THIS SURVEY AND MAP IN ACCORDANCE WITH THE REQUIREMENTS OF SECTION 236.34 OF THE STATE STATUTES AND THE SUBDIVISION CONTROL ORDINANCE, CHAPTER 278 OF THE CITY OF BURLINGTON ORDINANCE AND BY THE DIRECTION OF THE OWNERS AND SUCH MAP IS A CORRECT REPRESENTATION OF ALL THE EXTERIOR BOUNDARIES OF THE LAND SURVEYED AND THE DIVISION THEREOF.

DATED THIS 05<sup>th</sup> DAY OF September, 2014

  
KENNETH B. MEHRING, S-2838



**LEGEND**

- FOUND CONCRETE MONUMENT WITH BRASS CAP
- ⊙ FOUND 2" O.D. IRON PIPE
- FOUND 1" O.D. IRON PIPE
- FOUND 5/8" O.D. IRON ROD
- SET 1.30" O.D. X 18" IRON PIPE 1.13#/L.F.
- (XX) RECORDED AS
- WELL
- ⊕ SEPTIC TANK COVER
- LIGHT POLE

**NOTES:**

1. THE WETLAND BOUNDARY WAS PREVIOUSLY LOCATED BY OTHERS.
2. BUILDING SETBACKS ARE AS FOLLOWS:  
FRONT (STREET) YARD: 25'  
SIDE YARD: 10'  
REAR YARD: 25'
3. THE MAPPING OF EXISTING AND PROPOSED CONTOURS HAS HERBY BEEN WAIVED BY THE CITY OF BURLINGTON IN ACCORDANCE WITH CH. 278-39(A)5.
4. THE TWO (2) EXISTING ACCESSORY GARAGES LOCATED ON LOT 2 SHALL BE REMOVED BY THE PROPERTY OWNER WITHIN NINE (9) MONTHS OF THE RECORDATION OF THIS CERTIFIED SURVEY MAP AT THE RACINE COUNTY OFFICE OF THE REGISTER OF DEEDS. THE CITY CLERK AND BUILDING INSPECTOR SHALL BE PROMPTLY NOTIFIED IN WRITING BY THE PROPERTY OWNER OF SAID RECORDATION.

LINE TABLE		
Id	Bearing	Distance
L1	S 00°37'00" E	27.53'
L2	N 64°37'18" E	29.18'
L3	S 64°37'18" W	57.62'
L4	S 03°31'35" E	109.69'
L5	N 03°31'35" W	91.61'
L6	N 08°53'26" W	48.90'
L7	N 08°53'26" W	54.81'
L8	N 22°44'13" E	27.41'
L9	N 22°44'13" E	36.01'
L10	N 29°40'52" E	86.94'
L11	N 29°40'52" E	85.43'
L12	N 29°40'52" E	32.51'
L13	N 29°40'52" E	38.06'
L14	N 54°44'19" E	23.11'
L15	N 54°44'19" E	29.25'
L16	N 60°19'12" W	27.60'
L17	N 60°19'12" W	13.38'

LAST REV. 9/10/2014  
DATE: 7/18/2014

CERTIFIED SURVEY MAP NO. \_\_\_\_\_

PART OF THE NE 1/4 OF THE NW 1/4 OF SECTION 22,  
TOWNSHIP 3 NORTH, RANGE 19 EAST, CITY OF BURLINGTON,  
RACINE COUNTY, WISCONSIN.

**LYNCH & ASSOCIATES  
ENGINEERING CONSULTANTS, LLC**

5482 S. WESTRIDGE DR.  
NEW BERLIN, WI 53151  
PHONE # (262)248-3697  
FAX # (262)402-5046

**CORPORATE OWNERS CERTIFICATE:**

" AS MANAGING MEMBER I HEREBY CERTIFY THAT I CAUSED THE LAND DESCRIBED  
HEREIN TO BE SURVEYED, MAPPED AND DIVIDED AS REPRESENTED ON THIS CERTIFIED  
SURVEY MAP. I ALSO CERTIFY THAT THIS CERTIFIED SURVEY MAP IS REQUIRED TO BE  
SUBMITTED TO THE CITY OF BURLINGTON FOR APPROVAL. "

\_\_\_\_\_  
**LESLIE SCHERRER,  
MANAGING MEMBER**

STATE OF \_\_\_\_\_ )

COUNTY OF \_\_\_\_\_ )

PERSONALLY CAME BEFORE ME THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 2014,  
THE ABOVE NAMED, TO ME KNOWN TO BE THE PERSON WHO EXECUTED THE FOREGOING  
INSTRUMENT AND ACKNOWLEDGE THE SAME.

\_\_\_\_\_  
MY COMMISSION EXPIRES \_\_\_\_\_

NOTARY PUBLIC \_\_\_\_\_, \_\_\_\_\_

**CITY COUNCIL APPROVAL CERTIFICATE**

APPROVED BY CITY OF BURLINGTON, THIS \_\_\_\_\_ DAY OF \_\_\_\_\_, 20\_\_\_\_

\_\_\_\_\_  
ROBERT MILLER  
(MAYOR)

\_\_\_\_\_  
DIAHNN HALBACH  
(CLERK)



*[Handwritten Signature]*

KENNETH B. MEHRING S - 2838  
Wisconsin Registered Land Surveyor



## CITY OF BURLINGTON

**Administration Department**  
300 N. Pine Street, Burlington, WI, 53105  
(262) 342-1161 – (262) 763-3474 fax  
[www.burlington-wi.gov](http://www.burlington-wi.gov)

<b>Common Council Item Number: 14 A</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Kevin Lahner, City Administrator	<b>Subject:</b> Ordinance 1987(6) to consider confirming the provisions of Section 187-14B regarding the sale of alcohol beginning at 6 a.m.

### Details:

Wisconsin 2011 Act 97 adopted a Wisconsin Statute which allowed municipalities to expand the hours of alcohol beverage sales for Class A retailers from the original start time of 8:00 a.m. to a new start time of 6:00 a.m., until 9:00 p.m. that evening. As part of the Act, each municipality has the right to impose more restrictive hours provided an ordinance is adopted reflecting the revised hours. Class A license holders are those who provide retail sales of fermented malt beverages and liquor for consumption off the premises where sold and in original packages.

A request from a local business owner was received to have the Common Council reconsider amending Section 187-14B to allow for sales to commence at 6 a.m. Class B and C licenses (where alcohol is consumed on premises) would continue to have sale hours of 6 a.m. to 2 a.m.

### Options & Alternatives:

The Common Council could choose to deny this ordinance and keep the current start time of 8 a.m.

### Financial Remarks:

N/A

### Executive Action:

This item was discussed at the September 2, 2014 Committee of the Whole meeting and is scheduled for the September 16, 2014 Common Council meeting for consideration.

ORDINANCE TO AMEND THE PROVISIONS OF SECTION 187-14(B) REGARDING RETAIL  
CLASS "A" AND "CLASS A" SALES OF ALCOHOL BEVERAGES

The City Common Council of the City of Burlington, Wisconsin, do ordain as follows:

Section 1. Section 187 -14(B) of the Code of Ordinances, pertaining to the sales of alcohol beverages by holders of a Class "A" and "Class A" retail alcohol license, is hereby amended and, in response to 2011 Act 97 of the Wisconsin Legislature, again created as follows:

If a retail "Class A" or Class "A" license, between 9:00 p.m. and 6:00 a.m. If, however, the retail establishment is permitted by the City to be open during the hours listed herein for the sale of other items, the establishment shall close its alcohol beverage section and shall not make any sale of alcohol beverages during these hours.

Section 2. This ordinance shall take effect and be in full force after its passage and publication as required by law.

Introduced: August 19, 2014  
Adopted:

---

Robert Miller, Mayor

Attest:

---

Diahnn Halbach, City Clerk

Date of enactment: **December 7, 2011**

**2011 Assembly Bill 63 (/document/session/2011/REG/AB63)** Date of publication\*: **December 20, 2011**

\* Section 991.11, WISCONSIN STATUTES 2009-10 : Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication as designated" by the secretary of state [the date of publication may not be more than 10 working days after the date of enactment].

## 2011 WISCONSIN ACT 97

AN ACT *to amend* 125.32 (3) (b) and 125.68 (4) (b) of the statutes; **relating to:** closing hours for certain alcohol beverage retailers.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

**SECTION 1.** 125.32 (3) (b) of the statutes is amended to read:

125.32 (3) (b) Class "A" premises may remain open for the conduct of their regular business but may not sell fermented malt beverages between 12 midnight and 8-6 a.m. Subsection (2) does not apply to Class "A" premises between 12 midnight and 8-6 a.m. or at any other time during which the sale of fermented malt beverages is prohibited by a municipal ordinance adopted under par. (d).

**SECTION 2.** 125.68 (4) (b) of the statutes is amended to read:

125.68 (4) (b) "*Class A*" retailers. No premises for which a "Class A" license or permit has been issued may remain open for the sale of intoxicating liquor between the hours of 9 p.m. and 8-6 a.m. A municipality may, by ordinance, impose more restrictive hours than those provided in this paragraph.



## CITY OF BURLINGTON

**Administration Department**  
300 N. Pine Street, Burlington, WI, 53105  
(262) 342-1161 – (262) 763-3474 fax  
www.burlington-wi.gov

<b>Common Council Item Number: 14 B</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Kevin Lahner, City Administrator	<b>Subject:</b> Ordinance 1988(7) to consider annexing property located on at 1062 Spring Valley Road in the Town of Lyons.

### **Details:**

Lorette Yanny and Cook Property, LLC have submitted a petition for direct annexation for property located at 1062 Spring Valley Road. This parcel is adjacent KW Precast's parcel at 5421 Mormon Road. The property petitioned for annexation will consist of 82.43 acres. Council accepted and approved the Petition for Direct Annexation on August 19<sup>th</sup> as Resolution 4684(18).

The applicant is requesting this annexation in order to construct the Aurora Health Care medical complex and utilize city utilities with operations of the medical complex.

The passage of this ordinance is the final step in the annexation process. The Plan Commission recommended approval of the annexation with permanent zoning of B-1, Neighborhood Business District at their August 12, 2014 meeting.

### **Options & Alternatives:**

The Common Council could deny the annexation application. Doing so would present tremendous difficulty for the continued development of the Aurora Medical Facility. Not annexing the parcel would prevent us from extending our Sewer Service Area to the parcel as well as prevent us from providing City water to the city.

The Common Council could also choose to annex only one of the parcels that have applied for annexation. This again would present serious difficulty in the future development of this area.

### **Financial Remarks:**

As you are aware, the project value of the proposed facility is expected to exceed \$40 million. The City is working with Aurora to establish TID District #5 in order to facilitate improvements to this district, including the extension of water and sewer lines to the parcels in the annexation petition. The city expects to spend between \$2.5 and \$3.5 million to extend the appropriate infrastructure to the site. These expenses would all be funded through TID #5.

### **Executive Action:**

This item was discussed at the September 2, 2014 Committee of the Whole meeting, for Public Hearing at the September 2 Common Council meeting and for consideration at the September 16, 2014 Common Council meeting.

AN ORDINANCE ANNEXING TERRITORY LOCATED AT 1062 SPRING VALLEY ROAD TO  
THE CITY OF BURLINGTON, RACINE AND WALWORTH COUNTIES, WISCONSIN

The Common Council of the City of Burlington, Wisconsin, do ordain as follows:

**SECTION 1.** Territory Annexed. In accordance with §66.021 of the Wisconsin Statutes and the petition for direct annexation by unanimous approval filed with the City Clerk on the 31<sup>st</sup> day of July, 2014, the following described territory having a population of one (1) person and located in the Town of Lyons, Walworth County, and the Town of Burlington, Racine County, Wisconsin, is annexed to the City of Burlington, Wisconsin:

**Town of Lyons Tax Identification Numbers:**

N LY100001A and N LY100002A

**Population Total - 1**

**Legal Description**

That part of the Northeast ¼ and the Southeast ¼ of Section 1, Township 2 North, Range 18 East, Town of Lyons, Walworth County and the Southwest ¼ and Northwest ¼ of the Northwest ¼ of Section 6, Township 2 North, Range 19 East, Town of Burlington, Racine County, Wisconsin more fully described as follows:

Commencing at the Northeast corner of said Section 1; thence South 00°55'24" East along the East line of Section 1 aforesaid 214.68 feet to a point on the former centerline of S.T.H. "36" and the point of beginning of the lands described hereinafter; thence southwesterly 557.44 feet along said centerline and arc of a curve having its center to the northwest with a radius of 425.40 feet that bears South 36°36'59" West 518.40 feet to a point; thence South 74°09'23" West along said centerline 991.71 feet to a point; thence South 75°48'21" West along said centerline 744.53 feet to a point; thence South 14°11'39" East 211.31 feet to the south line of S.T.H. "36"; thence South 06°37'48" East 78.47 feet to a point on the South line of the North ½ of said Northeast ¼ Section; thence North 89°00'53" East along said South line 294.73 feet to a point on the West line of the East ½ of the Southwest ¼ of said Northeast ¼ Section; thence South 01°08'12" East along said West line 1317.06 feet to a point on the north line of S.T.H. "11"; thence southeasterly 1225.81 feet along said north line and arc of a curve having its center to the northeast with a radius of 2739.79 feet that bears South 74°00'42" East 1215.61 feet to a point at the intersection of the north line of S.T.H. "11" and the west line of Spring Valley Road; thence South 88°17'54" East 183.45 feet to a point on the east line of Spring Valley Road; thence North 14°07'38" East along said East line 92.12 feet to a point; thence South 88°32'02" East along said East line 80.16 feet to a point; thence North 41°59'05" West along said East line 56.35 feet to a point; thence North 15°10'58" East along said East line 429.81 feet to a point; thence North 13°30'49" East along said East line 361.61 feet to a point; thence North 04°11'12" East along said East line 355.20 feet to a point; thence North 01°12'57" West along said East line 260.77 feet to a point; thence North 06°58'03" East along said East line 167.23 feet to a point; thence North 00°55'24" West along said East line 1128.37 feet to a point; thence South 89°04'36" West 33.09 feet the point of beginning. Lands contain 3,590,622 square feet (82.4293 acres).

**SECTION 2.** Effect of Annexation. From and after the date of this ordinance, the territory described in Section 1 shall be a part of the City of Burlington for any and all purposes provided by law and all persons coming or residing within such territory shall be subject to all ordinances, rules and regulations governing the City of Burlington.

**SECTION 3.** Zoning Classification. Upon recommendation of the Planning Commission, the territory annexed to the City of Burlington by this ordinance is permanently zoned B-1, Neighborhood Business District.

**SECTION 4.** Ward Designation. The territory described in Section 1 of this ordinance is hereby made part of the tenth ward, upon creation of said ward, of the City of Burlington, subject to the ordinances, rules and regulations of the City of Burlington governing wards. The population of the property is one.

**SECTION 5.** Pursuant to section 60-4 of the Code of the City of Burlington, the property set forth in Section 1 shall be added to the official map of the City of Burlington, upon the recommendation of the Plan Commission at its August 12, 2014 meeting and the public hearing held by the Common Council at its September 2, 2014 meeting.

**SECTION 6.** Payment to Town. Pursuant to Wis. Stat. ss. 66.1105(4)(gm)1 the City of Burlington pledges to pay the Town of Lyons an amount equal to the property taxes levied on the territory that is being annexed for a term of five years.

**SECTION 7.** Severability. If any provision of this ordinance is invalid or unconstitutional, or if the application of this ordinance to any person or circumstances is invalid or unconstitutional, such invalidity or unconstitutionality shall not affect the other provisions or applications or this ordinance which can be given effect without the invalid or unconstitutional provision or application.

**SECTION 8.** It is further ordained that the Clerk shall cause this Ordinance to be published as a Class 1 notice. The Clerk shall also perform the filing requirements of Wis. Stat. s. 66.0223(1).

**SECTION 9.** Effective Date. This ordinance shall take effect upon passage, public hearing and publication as provided by law.

Introduced: September 2, 2014  
Adopted:

---

Robert Miller, Mayor

Attest:

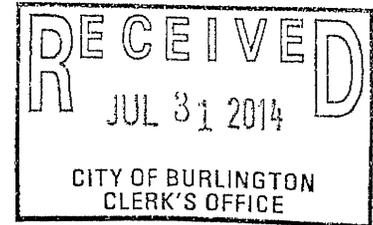
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Diahnn Halbach, City Clerk

PETITION FOR DIRECT ANNEXATION BY UNANIMOUS APPROVAL

TO: The Honorable Common Council of the City of Burlington

c/o Diahn Halbach, City Clerk  
30 North Pine Street  
Burlington, Wisconsin 53105



Lorette Yanny and Cook Property, LLC, a Wisconsin limited liability company (collectively, "Petitioners") hereby respectfully petition the Honorable Common Council of the City of Burlington pursuant to Section 66.0217 of the Wisconsin Statutes, for the direct annexation to the City of Burlington, Racine County, Wisconsin (the "City"), and the detachment from the Town of Lyons (the "Town"), of the territory described below in Paragraph 6 (the "Territory"). In support of this petition, the Petitioners allege and represent the following:

1. The Petitioners are the sole owner of all the land within the Territory.
2. Lorette Yanny is the sole elector residing in the Territory.
3. The population of the Territory is one (1).
4. The purpose of this petition for direct annexation of the Territory to the City is to obtain the benefits to be derived from owning land located within the limits of the City, including, but not limited to having access to municipal services. The Petitioners believe it to be in their own best interests and the best interests of the surrounding area to have the Territory annexed to the City.
5. The Territory is contiguous to the City.
6. The address of the Territory is 1062 Spring Valley Road, Lyons, Wisconsin. The legal description of the Territory is as follows:

Parcel I

THAT PART OF THE NORTH 1/2 OF THE NORTHEAST 1/4 OF SECTION 1, TOWNSHIP 2 NORTH, RANGE 18 EAST OF THE FOURTH PRINCIPAL MERIDIAN IN THE TOWN OF LYONS, WALWORTH COUNTY, WISCONSIN AND BEING MORE PARTICULARLY DESCRIBED AS FOLLOWS: COMMENCE AT THE NORTHEAST CORNER OF SAID

# EXHIBIT A

## Tax Identification Numbers:

N LY100001A and N LY100002A

## Legal Description

That part of the Northeast  $\frac{1}{4}$  and the Southeast  $\frac{1}{4}$  of Section 1, Township 2 North, Range 18 East, Town of Lyons, Walworth County and the Southwest  $\frac{1}{4}$  and Northwest  $\frac{1}{4}$  of Section 6, Township 2 North, Range 19 East, Town of Burlington, Racine County, Wisconsin more fully described as follows:

Commencing at the Northeast corner of said Section 1; thence South  $00^{\circ}55'24''$  East along the East line of Section 1 aforesaid 214.68 feet to a point on the former centerline of S.T.H. "36" and the point of beginning of the lands described hereinafter; thence southwesterly 557.44 feet along said centerline and arc of a curve having its center to the northwest with a radius of 425.40 feet that bears South  $36^{\circ}36'59''$  West 518.40 feet to a point; thence South  $74^{\circ}09'23''$  West along said centerline 991.71 feet to a point; thence South  $75^{\circ}48'21''$  West along said centerline 744.53 feet to a point; thence South  $14^{\circ}11'39''$  East 211.31 feet to the south line of S.T.H. "36"; thence South  $06^{\circ}37'48''$  East 78.47 feet to a point on the South line of the North  $\frac{1}{2}$  of said Northeast  $\frac{1}{4}$  Section; thence North  $89^{\circ}00'53''$  East along said South line 294.73 feet to a point on the West line of the East  $\frac{1}{2}$  of the East  $\frac{1}{2}$  of the Southwest  $\frac{1}{4}$  of said Northeast  $\frac{1}{4}$  Section; thence South  $01^{\circ}08'12''$  East along said West line 1317.06 feet to a point on the north line of S.T.H. "11"; thence southeasterly 1225.81 feet along said north line and arc of a curve having its center to the northeast with a radius of 2739.79 feet that bears South  $74^{\circ}00'42''$  East 1215.61 feet to a point at the intersection of the north line of S.T.H. "11" and the west line of Spring Valley Road; thence South  $88^{\circ}17'54''$  East 183.45 feet to a point on the east line of Spring Valley Road; thence North  $14^{\circ}07'38''$  East along said East line 92.12 feet to a point; thence South  $88^{\circ}32'02''$  East along said East line 80.16 feet to a point; thence North  $41^{\circ}59'05''$  West along said East line 56.35 feet to a point; thence North  $15^{\circ}10'58''$  East along said East line 429.81 feet to a point; thence North  $13^{\circ}30'49''$  East along said East line 361.61 feet to a point; thence North  $04^{\circ}11'12''$  East along said East line 355.20 feet to a point; thence North  $01^{\circ}12'57''$  West along said East line 260.77 feet a point; thence North  $06^{\circ}58'03''$  East along said East line 167.23 feet to a point; thence North  $00^{\circ}55'24''$  West along said East line 1128.37 feet to a point; thence South  $89^{\circ}04'36''$  West 33.09 feet the point of beginning.

Lands contain 3,590,622 square feet (82.4293 acres).

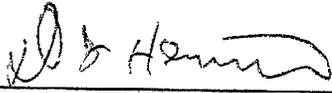
Said Territory contains approximately 3,091,157 square feet or 70.9632 acres.

7. Attached to this Petition as Exhibit A is a scale map which depicts the boundaries of the Territory.

(Signature pages attached.)

*Lorette Yanny*  
Lorette Yanny

COOK PROPERTY, LLC

By:  7/30/17  
Print: David J. Henningfield  
Title: Member

By:  7/30/17  
Print: Geri L. Henningfield  
Title: Member

**EXHIBIT A**

**TERRITORY BOUNDARIES**

(Attached)

**LEGAL DESCRIPTION**

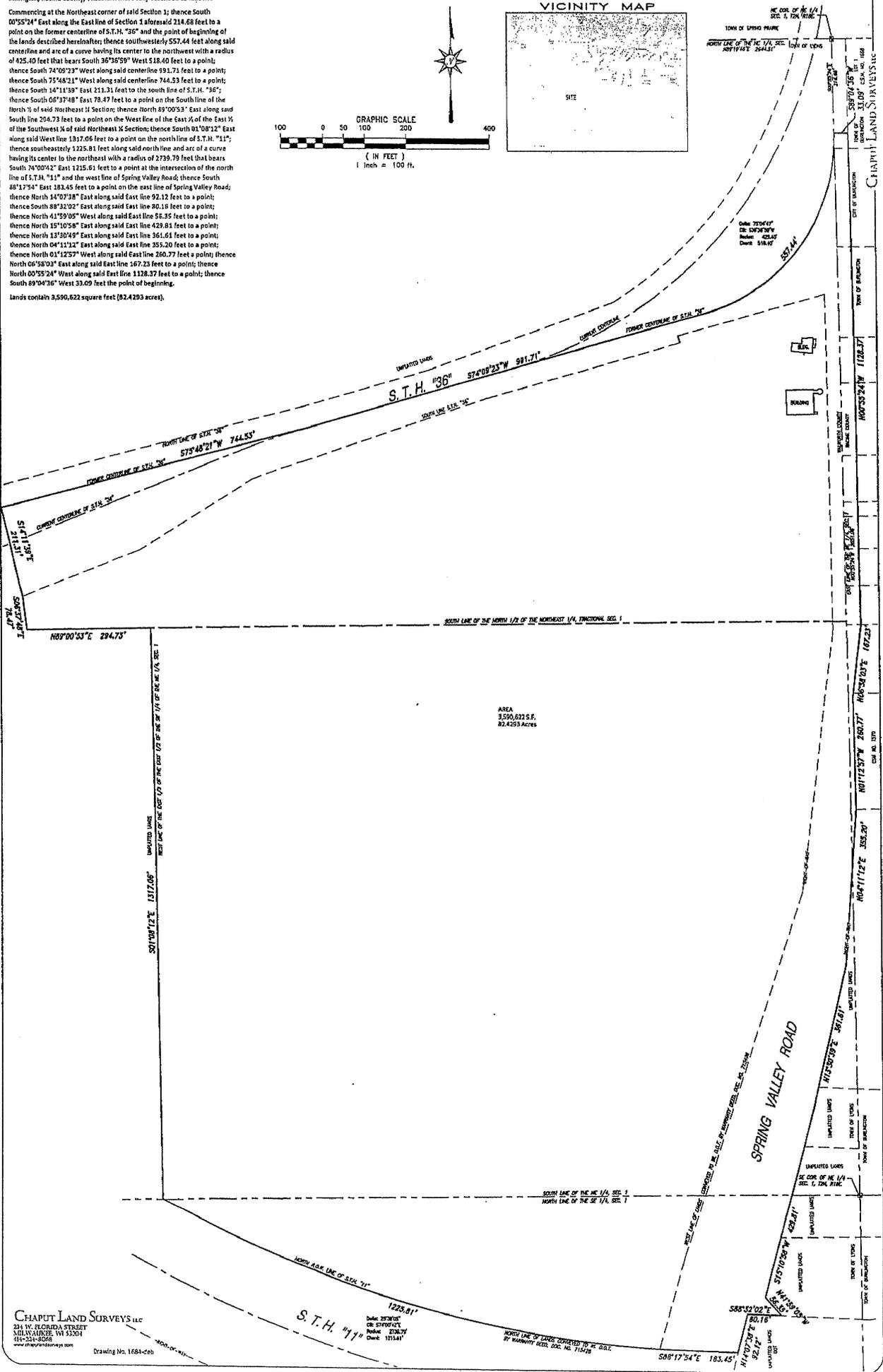
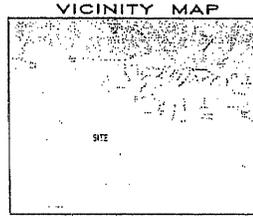
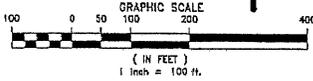
That part of the Northeast 1/4 and the Southeast 1/4 of Section 1, Township 2 North, Range 18 East, Town of Lyons, Walworth County and the Southwest 1/4 and Northwest 1/4 of Section 6, Township 2 North, Range 19 East, Town of Burlington, Racine County, Wisconsin more fully described as follows:

Commencing at the Northeast corner of said Section 1; thence South 00°55'24" East along the East line of Section 1 aforesaid 214.68 feet to a point on the former centerline of S.T.H. "36" and the point of beginning of the lands described herein; thence South 75°48'21" West along said centerline and arc of a curve having its center to the northwest with a radius of 425.40 feet that bears South 36°36'59" West 518.40 feet to a point; thence South 74°09'23" West along said centerline 991.71 feet to a point; thence South 75°48'21" West along said centerline 744.53 feet to a point; thence South 14°11'39" East 211.31 feet to the south line of S.T.H. "36"; thence South 06°37'48" East 78.47 feet to a point on the South line of the North 1/2 of said Northeast 1/4 Section; thence North 89°09'53" East along said South line 224.73 feet to a point on the West line of the East 1/2 of the East 1/2 of the Southwest 1/4 of said Northeast 1/4 Section; thence South 01°08'12" East along said West line 1317.06 feet to a point on the north line of S.T.H. "11"; thence southeasterly 1225.81 feet along said north line and arc of a curve having its center to the northeast with a radius of 2739.79 feet that bears South 74°00'42" East 1215.61 feet to a point at the intersection of the north line of S.T.H. "11" and the west line of Spring Valley Road; thence South 88°17'54" East 183.45 feet to a point on the east line of Spring Valley Road; thence North 14°07'38" East along said East line 92.12 feet to a point; thence South 88°32'02" East along said East line 80.16 feet to a point; thence North 41°59'05" West along said East line 56.35 feet to a point; thence North 15°10'58" East along said East line 428.81 feet to a point; thence North 13°30'49" East along said East line 361.61 feet to a point; thence North 04°11'12" East along said East line 355.20 feet to a point; thence North 01°12'27" West along said East line 160.77 feet to a point; thence North 06°58'03" East along said East line 167.23 feet to a point; thence North 00°55'24" West along said East line 1128.37 feet to a point; thence South 89°04'36" West 33.09 feet the point of beginning.

Lands contain 3,590,622 square feet (82.4293 acres).

**CLIENT**  
Quarles & Brady LLP  
**SITE ADDRESS**  
1062 Spring Valley Road, Town of Lyons, Walworth County, Wisconsin.

**ANNEXATION EXHIBIT**



CHAPUT LAND SURVEYS, LLC  
241 W. FLORIDA STREET  
MILWAUKEE, WI 53201  
414-351-8058  
www.chaputland.com

Drawing No. 1684-Cdb

S.T.H. "11"

Date: 2/28/10  
By: 5770747X  
P: 23074  
Date: 12/14/11

NORTH LINE OF LINES ADJACENT TO W. 1/4  
BY WATSON REED, DEC. NO. 71542

CHAPUT LAND SURVEYS, LLC



## CITY OF BURLINGTON

### Police Department

224 E. Jefferson Street, Burlington, WI, 53105  
(262) 342-1100 – (262) 763-5158 fax  
www.burlington-wi.gov

<b>Common Council Item Number: 14 C</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Peter A. Nimmer, Chief of Police	<b>Subject:</b> Ordinance 1989(8) to amend Section 308-4C of the Municipal Code pertaining to bow hunting.

#### Details:

Governor Walker signed AB 8 into law as Act 71. The Act generally prohibits a local government unit from enacting or adopting a restriction that prohibits hunting with a bow and arrow or crossbow within the jurisdiction of that local governmental unit. The Act provides two exceptions:

1. A local government unit may enact or adopt a restriction prohibiting hunting within 100 yards of a building used for human occupancy on a private land. The restriction does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building.
2. A local government may enact or adopt a restriction that requires a person who hunts with a bow or crossbow to discharge the arrow or bolt from the respective weapon toward the ground.
3. Also, under current law, which was left untouched by Act 71, a municipality may prohibit hunting by bow, crossbow, firearm, in municipal parks and any other municipally owned land, Wis. Stat sec. 29.038(2).

In order to further public safety, I recommend the Council adopt the changes with restrictions outlined above and allowed by state law.

#### Options & Alternatives:

Wisconsin Act 71 prohibits municipalities from banning hunting with a bow or cross bow with exception of two restrictions as outlined above. Therefore, the Common Council could either adopt the ordinance as presented or the Common Council could remove some or all of the restrictions addressed above.

#### Financial Remarks:

The only cost associated will be the cost of changing the ordinance manual.

#### Executive Action:

This item was discussed at the September 2, 2014 Committee of the Whole meeting and scheduled for the September 16, 2014 Common Council meeting for consideration.

ORDINANCE TO AMEND SECTION 308-4 OF THE MUNICIPAL CODE  
REGARDING WEAPONS

The City Common Council of the City of Burlington, Wisconsin, do ordain as follows:

**Section 1.** Section 308-4 of the City of Burlington Code of Municipal Ordinances, entitled "Throwing or shooting of arrows, stones, and other objects" is deleted in its entirety, and the following new replacement Section 308-4 is hereby adopted:

- A. No person shall throw or shoot any object, arrow, stone, or other missile or projectile, by hand or by any other means, at any person or on, in, or into any building, street, sidewalk, alley, highway, park, school ground, playground, lake, river, waterway, or any other place of public assembly in the City of Burlington.
- B. The prohibition described in above subparagraph (A) of this Section shall not apply to the following:
  - 1. Archery activities sponsored, supervised, and sanctioned by a school and conducted on property owned by the school;
  - 2. Any person(s) specified in above Section 308-3(B) of this Ordinance.
  - 3. Any person(s) authorized in writing by the Chief of Police to perform the activity(ies) in question.
  - 4. The use of recreational replica firearms known as "Airsoft Guns" which shoot non-lethal pellets.
- C. No person shall shoot any arrow (with a bow) or any bolt (with a crossbow) within the City of Burlington other than for the purpose of hunting and only under the following conditions:
  - 1. The person hunting with a bow and arrow or crossbow is not within 100 yards from a building used for human occupancy unless the person who owns the land on which the building is located allows the hunter to hunt and;
  - 2. The hunter must discharge the arrow or bolt from the respective weapon toward the ground
  - 3. This prohibition shall not apply, however, to the use of a toy bow with a toy arrow.

**Section 2.** This ordinance shall take effect and be in full force after its passage and publication as required by law.

Introduced: September 2, 2014

Adopted:

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Robert Miller, Mayor

Attest:

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Diahnn Halbach, City Clerk

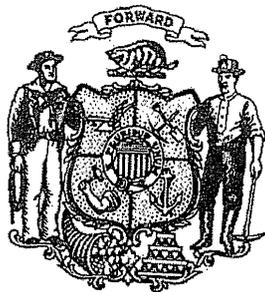
## Chapter 308. WEAPONS

### § 308-4. Throwing or shooting of arrows, stones, and other objects.

- A. No person shall throw or shoot any object, arrow, stone, or other missile or projectile, by hand or by any other means, at any person or on, in, or into any building, street, sidewalk, alley, highway, park, school ground, playground, lake, river, waterway, or any other place of public assembly in the City of Burlington.
- B. The prohibition described in above Subsection **A** of this section shall not apply to the following:
  - (1) Archery activities sponsored, supervised, and sanctioned by a school and conducted on property owned by the school;
  - (2) Any person(s) specified in above § **308-3B** of this chapter.
  - (3) Any person(s) authorized in writing by the Chief of Police to perform the activity(ies) in question.
  - (4) The use of recreational replica firearms known as "airsoft guns" which shoot nonlethal pellets.
- C. No person shall shoot any arrow (with a bow) or any bolt (with a crossbow) on private property within the City of Burlington. This prohibition shall not apply, however, to the use of a toy bow with a toy arrow.



# State of Wisconsin



2013 Assembly Bill 8

Date of enactment: December 12, 2013  
Date of publication\*: December 13, 2013

## 2013 WISCONSIN ACT 71

AN ACT to renumber and amend 29.038 (3); and to create 29.038 (3) (b) of the statutes; relating to: restrictions imposed by local governmental units on hunting with a bow and arrow or crossbow.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

SECTION 1. 29.038 (3) of the statutes is renumbered 29.038 (3) (a) and amended to read:

29.038 (3) (a) ~~A~~ Except as provided in par. (b), a local governmental unit may enact an ordinance or adopt a regulation, resolution or other restriction that has an incidental effect on hunting, fishing or trapping, but only if the primary purpose is to further public health or safety.

SECTION 2. 29.038 (3) (b) of the statutes is created to read:

29.038 (3) (b) 1. In this paragraph:

a. "Building" means a permanent structure used for human occupancy and includes a manufactured home, as defined in s. 101.91 (2).

b. "Restriction" means an ordinance, regulation, resolution, or other restriction enacted or adopted by a local governmental unit.

2. Except as provided in subd. 3., a local governmental unit may not enact or adopt a restriction that prohibits a person from hunting with a bow and arrow or crossbow within the jurisdiction of that local governmental unit.

3. A local governmental unit may enact or adopt a restriction that does any of the following:

a. Prohibits a person from hunting with a bow and arrow or crossbow within a specified distance, not to exceed 100 yards, from a building located on another person's land. A restriction enacted or adopted under this subd. 3. a. shall provide that the restriction does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building.

b. Requires a person who hunts with a bow and arrow or crossbow to discharge the arrow or bolt from the respective weapon toward the ground.

\* Section 991.11, WISCONSIN STATUTES: Effective date of acts. "Every act and every portion of an act enacted by the legislature over the governor's partial veto which does not expressly prescribe the time when it takes effect shall take effect on the day after its date of publication."



WISCONSIN LEGISLATIVE COUNCIL  
ACT MEMO

2013 Wisconsin Act 71  
[2013 Assembly Bill 8]

Restrictions Imposed by Local  
Governmental Units on Hunting  
With a Bow and Arrow or Crossbow

**CURRENT LAW**

Under current law, a local governmental unit<sup>1</sup> may not enact any ordinance or adopt any regulation, resolution, or other restriction for the purpose of regulating the hunting, fishing, trapping, or management of wild animals. [s. 29.038 (2) (intro.), Stats.] However, current law authorizes a local governmental unit to enact an ordinance or adopt a regulation, resolution, or other restriction that has an incidental effect on hunting, fishing, or trapping, if the primary purpose of the restriction is to further public health or safety. [s. 29.038 (3), Stats.] In addition, a local governmental unit is authorized to enact an ordinance or adopt a regulation, resolution, or other restriction that restricts or prohibits access for hunting, fishing, or trapping in any portion of land that it owns or leases. [s. 29.038 (2) (b), Stats.]

**2013 WISCONSIN ACT 71**

The Act generally prohibits a local governmental unit from enacting or adopting a restriction<sup>2</sup> that prohibits hunting with a bow and arrow or crossbow within the jurisdiction of that local governmental unit. The Act provides two exceptions. Under one exception, a local governmental unit may enact or adopt a restriction prohibiting hunting with a bow and arrow or crossbow within 100 yards of a building.<sup>3</sup> Such a restriction must provide that it does not apply if the person who owns the land on which the building is located allows the hunter to hunt within the specified distance of the building. A

<sup>1</sup> A local governmental unit is defined under s. 16.97 (7), Stats., as “a political subdivision of this state, a special purpose district in this state, an instrumentality or corporation of such a political subdivision or special purpose district, a combination or subunit of any of the foregoing or an instrumentality of the state and any of the foregoing.”

<sup>2</sup> “Restriction” means an ordinance, regulation, resolution, or other restriction enacted or adopted by a local governmental unit.

<sup>3</sup> “Building” means a permanent structure used for human occupancy and includes a manufactured home, as defined in s. 101.91 (2), Stats.

This memo provides a brief description of the Act. For more detailed information, consult the text of the law and related legislative documents at the Legislature’s Web site at: <http://www.legis.wisconsin.gov>.

second exception allows a local governmental unit to enact or adopt a restriction that requires a person who hunts with a bow and arrow or crossbow to discharge the arrow or bolt from the respective weapon toward the ground.

The Act does not affect the ability of a local governmental unit to restrict or prohibit access for hunting on land that the local governmental unit owns or leases. Furthermore, the Act does not affect the ability of a property owner to restrict or prohibit access for hunting on land that the individual owns.

*Effective date:* The Act took effect on December 14, 2013.

*Prepared by:* Michael Queensland, Staff Attorney

January 9, 2014

MQ:jb;ksm



## CITY OF BURLINGTON

**Building & Zoning Department**  
300 N. Pine Street, Burlington, WI, 53105  
(262) 342-1164 – (262) 763-3474 fax  
www.burlington-wi.gov

<b>Committee of the Whole Item: 9</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Patrick Scherrer, Building Inspector	<b>Subject:</b> Motion 14-783 to consider approving a Certificate of Appropriateness for 436 N. Pine Street.

**Details:**

The Historic Preservation Commission (HPC) recommends approval of a Certificate of Appropriateness Application for the project located at 436 N. Pine Street (Itzins Shoes & Repair, LLC).

The proposed project consists of:

- The replacement of existing rotted wood window frames with new wood window frames for the front and rear building elevations. The front elevation appears to be constructed of colored brick with wood-frame windows and doors. The rear elevation appears to be constructed of a combination of brick, stone, and split field stone with wood-frame windows and doors. The proposed colors are to be Weathered Shingle for the main color and Rookwood Red for the trim.

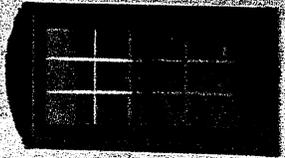
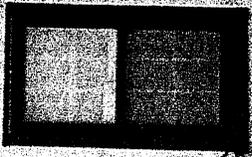
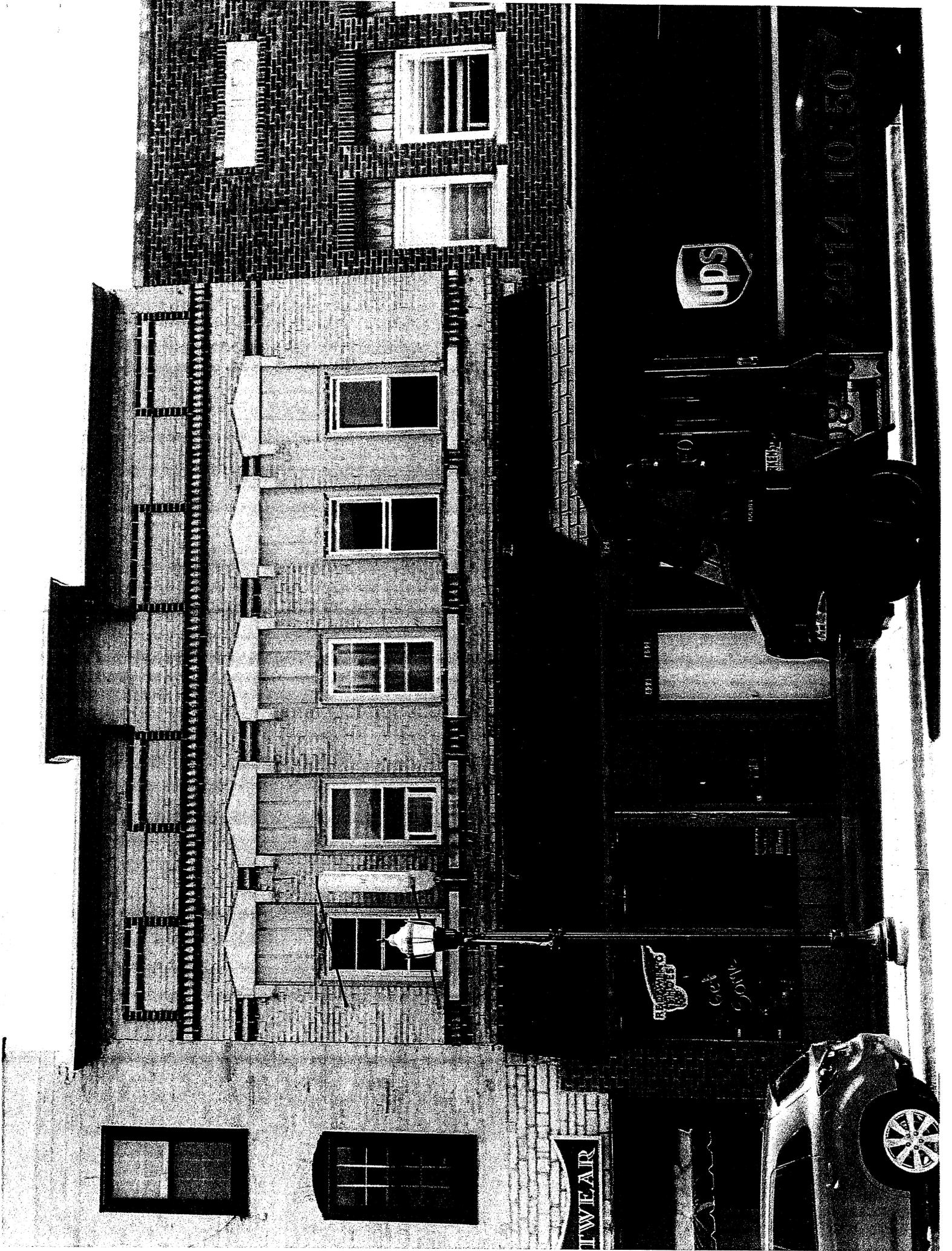
This Certificate of Appropriateness Application was reviewed and approved at the August 28, 2014 HPC meeting.

**Financial Remarks:**

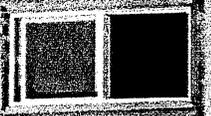
The approved items will be paid 100% by the owner.

**Executive Action:**

This item is for discussion at the September 16, 2014 Committee of the Whole meeting and per common practice it is scheduled for the Common Council meeting for consideration the same night.

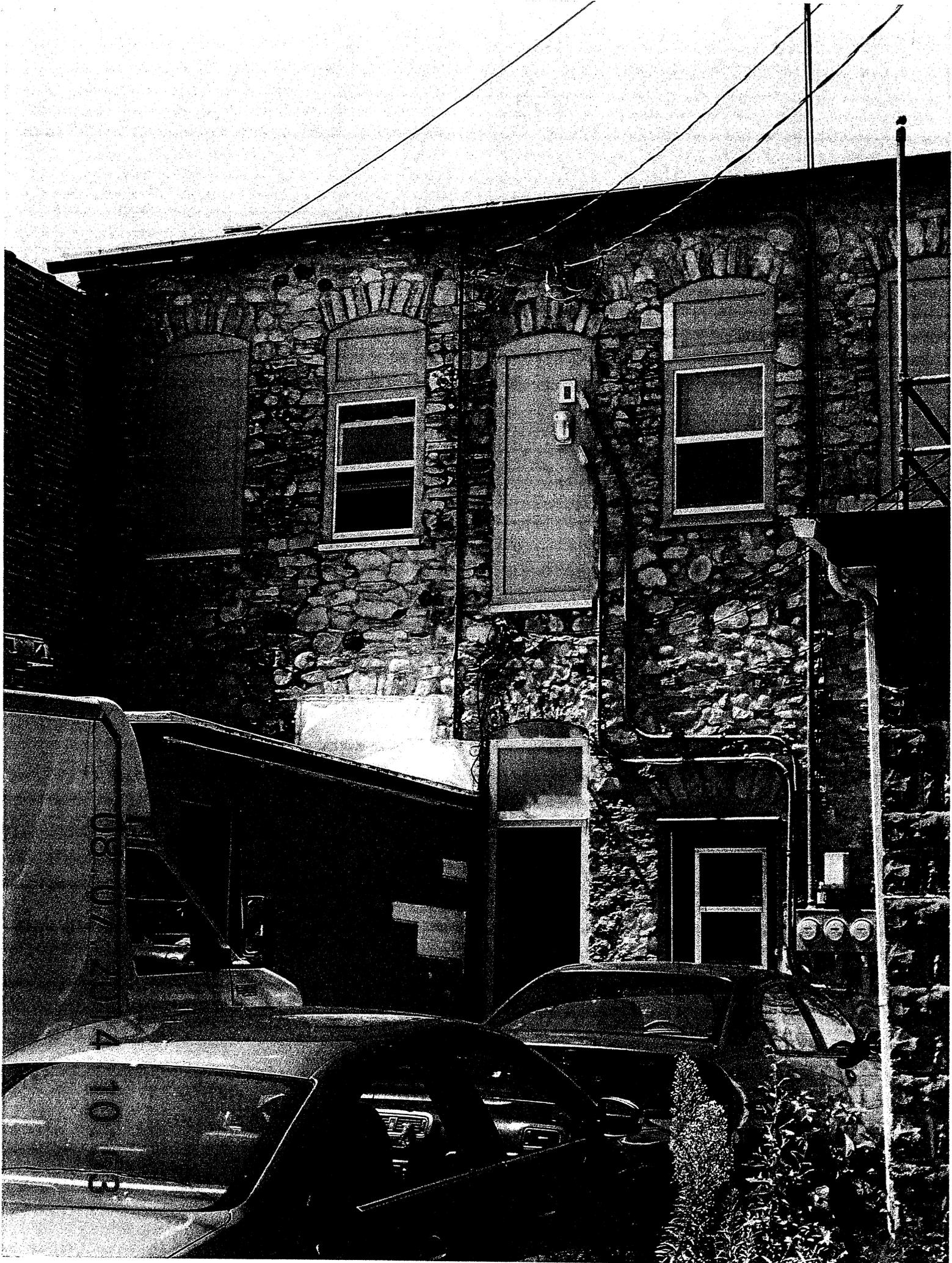


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CITY OF BURLINGTON

**Building & Zoning Department**  
300 N. Pine Street, Burlington, WI, 53105  
(262) 342-1164 – (262) 763-3474 fax  
www.burlington-wi.gov

<b>Committee of the Whole Item: 10</b>	<b>Date:</b> September 16, 2014
<b>Submitted By:</b> Patrick Scherrer, Building Inspector	<b>Subject:</b> Motion 14-784 to consider approving a Certificate of Appropriateness for 701 N. Pine Street.

**Details:**

The Historic Preservation Commission (HPC) recommends approval of a Certificate of Appropriateness Application for the project located at 701 N. Pine Street (Burlington Auto Parts).

The proposed project consists of:

- Replacing an existing wood door and windows with aluminum.

This Certificate of Appropriateness Application was reviewed and approved at the August 28, 2014 HPC meeting.

**Financial Remarks:**

The approved items will be paid 100% by the owner.

**Executive Action:**

This item is for discussion at the September 16, 2014 Committee of the Whole meeting and per common practice it is scheduled for the Common Council meeting for consideration the same night.



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