



**CITY OF BURLINGTON**  
**Official Minutes of the Common Council**  
**Robert Miller, Mayor**  
**Diahnn C. Halbach, City Clerk**  
**Tuesday, September 16, 2014**

**1. Call To Order – Roll Call**

Mayor Robert Miller called the meeting to order at 7:15 p.m. starting with roll call. Aldermen present: Bob Prailes, Ed Johnson, Peter Hintz, Ruth Dawidziak, Tom Vos, Tom Preusker and Todd Bauman. Excused: Jon Schultz.

Also present: City Administrator Kevin Lahner, City Attorney John Bjelajac, Police Chief Peter Nimmer, 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, reported that the annual golf outing was successful. Foht also reminded everyone about the Business After Hours at Community State Bank and the United Way Fundraiser campaign scheduled for September 18, 2014 from 5 to 7 pm.

**5. Approval of the September 2, 2014 Common Council Minutes**

A motion was made by Preusker with a second by Hintz to approve the Council Minutes from September 2, 2014.

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

**6. Letters and Communications**

**A.** Correspondence from Alderman Schultz regarding his absence from the September 16<sup>th</sup> meetings.

**B.** Correspondence from Alderman Bauman regarding his absence from the September 16<sup>th</sup> meetings

Mayor Miller stated that Bauman was present so therefore his communications was null and void.

A motion was made by Prailes with a second by Dawidziak to approve Letters and Communications as presented.

With all in favor, the motion to approve Letters and Communications was carried.

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

Prailes inquired about the traffic counters and if anybody knew why they were there. Lahner responded that they are DOT traffic counters and were installed without discussing with the City first. Lahner further stated that his best guess for why they were placed to measure the post by-pass traffic count.

Johnson reported that he has received some comments from people about electronic recycling and wanted to know what other options people have now that the DPW no longer collects these items. Lahner responded that the vendor that collected the electronics used to provide that service for free but due to changes in the laws, needed to start charging fees and the City is in the process of trying to find a different vendor. Lahner further stated that ASDA will collect most types of electronics and will pick up for a fee. Johnson asked if there would be another clean sweep this year. Lahner responded that there is only one clean sweep per year and that is typically scheduled in the spring. Mayor Miller stated that Freddy's Salvage is taking certain electronics for recycling but not TV's or monitors.

Dawidziak reported that the Annual Community Block Party was successful and had a great turnout in spite of the chilly weather and we also had the highest number of volunteers from the high school. Dawidziak also commented that it was brought to her attention that we needed to include face painting next year; however a group of kids loved the block party so much they had gone around and collected money all on their own to donate for next year's block party. Dawidziak also stated that this was the first year the event had sponsorship and canned goods were collected to donate to Love Inc. Dawidziak further thanked everyone who came out and helped to volunteer.

**8. Reports 1-4**

A motion was made by Johnson with a second by Preusker to approve Reports 1-4.

With all in favor, the motion carried.

**9. Payment of Vouchers**

A motion was made by Hintz with a second by Johnson to approve vouchers, pre-paids and reimbursements in the amount of \$260,643.58.

Roll Call Aye: Prailes, Johnson, Hintz, Dawidziak, Vos, Preusker and Bauman. Nay: None. Motion carried 7-0.

**10. Licenses and Permits**

Chief Nimmer stated that the recommendation for denial of an Operator License to Christopher Padulo should be reversed and approved.

A motion was made by Dawidziak with a second by Hintz to approve licenses and permits as presented including to approve Christopher Padulo and deny Peter Gessert.

With all in favor, the motion to approve licenses and permits was carried.

**11. Appointments and Nominations:**

There were no appointments and nominations.

**12. Public Hearing:**

There were 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.

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

Roll Call - Aye: Prailes, Johnson, Hintz, Dawidziak, Vos, Preusker, and Bauman. Nay: none. Motion approved: 7-0.

- B. Resolution 4692(26) to consider approving a Certified Survey Map for property located at 2600 Browns Lake Drive.

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

With all in favor, the motion to approve Resolution 4692(26) was carried.

### **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.

A request for a second reading and a motion to adopt was made by Prailes with a second by Vos.

Roll Call - Aye: Prailes, Dawidziak, Vos, Preusker, and Bauman. Nay: Johnson, Hintz. Motion approved: 5-2.

- 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.

Mayor stated that documentation for this ordinance had not yet been received and therefore is removing from tonight's agenda.

- C. Ordinance 1989(8) to amend Section 308-4, Weapons, of the Municipal Code regarding bow hunting.

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

Roll Call - Aye: Prailes, Johnson, Hintz, Dawidziak, Vos, Preusker, and Bauman. Nay: none. Motion approved: 7-0.

### **15. Motions**

- A. Motion 14-783 to approve a Certificate of Appropriateness in the HPC Overlay District for 436 N. Pine Street.

- B. Motion 14-784 to approve a Certificate of Appropriateness in the HPC Overlay District for 701 N. Pine Street.

A request for a second reading and a motion to approve Motion 14-783 and Motion 14-784 was made by Dawidziak with a second by Hintz.

With all in favor, the Motions were approved.

**16. Adjourn**

A motion was made by Preusker with a second by Dawidziak to adjourn the meeting. With all in favor, the meeting adjourned at 7:40 p.m.

Meeting Minutes Respectfully Submitted by:

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