



**CITY OF BURLINGTON**  
**Minutes of the Common Council**  
**Jeannie Hefty, Mayor**  
**Diahnn C. Halbach, City Clerk**  
**Tuesday, September 20, 2016**

**1. Call To Order – Roll Call**

Mayor Jeannie Hefty called the meeting to order at 8:17 p.m. starting with roll call. Aldermen present: Ed Johnson, John Ekes, Bob Grandi, Ruth Dawidziak, Jon Schultz, and Tom Preusker. Excused: Tom Vos and Todd Bauman

Also present: City Administrator Carina Walters, Director of Administrative Services Megan Watkins, Treasurer and Budget Officer Steve DeQuaker, City Attorney John Bjelajac, Police Chief Mark Anderson, Fire Chief Alan Babe, DPW Director James Bergles, Building Inspector Gregory Guidry and Tom Foht from Kapur.

**2. Pledge of Allegiance**

**3. Citizen Comments – there were none**

**4. Chamber of Commerce Representative and Rescue Squad Representative**

There were none.

**5. Approval of the September 6, 2016 Common Council Minutes**

A motion was made by Alderman Schultz with a second by Alderman Johnson to approve the Council Minutes from September 6, 2016. With all in favor, the motion to approve the minutes was carried.

**6. Letters and Communications**

A motion was made by Alderman Preusker with a second by Alderman Ekes to approve the Letters and Communications as presented.

- A.** Correspondence from Alderman Todd Bauman regarding his absence from the September 20, 2016 Committee of the Whole and Common Council Meetings
- B.** Cemetery Board Meeting Minutes from 07/20/2016

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

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

City administrator Carina Walters stated that a Downtown Parking Forum is scheduled for Thursday, September 29, 2016 at 6:30 p.m. to present the initial online survey results regarding downtown parking challenges and needs.

Gregory Guidry announced that Rugans is officially open.

Alderman Ekes asked Police Chief Mark Anderson to look into a car that has is parked on Meadow Lane and hasn't been moved for the past two weeks. Chief Anderson said he would look into it.

Alderman Schultz asked if there were any time restrictions in the parking garage. Chief Anderson responded that the parking garage has 24 hour parking. Schultz felt there should be signs posted stating that it's 24 hour parking.

Alderman Dawidziak reported that the Annual Community Block party was a huge success and each year seems to gain momentum. Dawidziak stated that both the BHS Cheer Team and BHS Driven organizations received proceeds from the event in the amount of \$800 as a fundraising opportunity in lieu of service hours, and the Lions Club received \$1,823.00. Altogether, the total cost to the City was \$38.00.

Alderman Johnson inquired about the downtown sidewalks and when the pavers would be fixed. Bergles responded that the City has the blocks but the timing to do the work has been an issue. Walters added that replacing the downtown sidewalks could also be a potential budget discussion.

Dawidziak stated that she received a letter from Love Inc. seeking volunteers to sponsor a family at Christmas. Dawidziak said that she would be happy to organize this effort.

## **8. Reports 1-4**

A motion was made by Alderman Johnson with a second by Alderman Preusker approve Reports 1-4. With all in favor, the motion carried.

## **9. Payment of Vouchers**

A motion was made by Alderman Ekes with a second by Alderman Grandi to approve vouchers, pre-paids and reimbursements in the amount of \$347,687.71.

Roll Call Aye: Johnson, Ekes, Grandi, Dawidziak, Preusker, Schultz. Nay: None. Motion carried 6-0.

## **10. Licenses and Permits**

A motion was made by Alderman Johnson with a second by Alderman Ekes to approve licenses and permits as presented. With all in favor the motion carried.

## **11. Appointments and Nominations**

There was none

**12. Public Hearings**

There were none

**13. Resolutions**

- A. Resolution 4802(21) to consider authorizing City Officials to execute a Fixtures Disclaimer relating to collateral affixed to real estate located in the Burlington Municipal Airport at 711 Airport Road.

A motion was made by Grandi with a second by Dawidziak to approve Resolution 4802(21) as presented. With all in favor, the motion carried.

- B. Resolution 4803(22) to consider approving an Extra Territorial Zoning (ETZ) Certified Survey Map (CSM) for property located at 1620 Crossway Road in the Town of Burlington.

A motion was made by Johnson with a second by Dawidziak to approve Resolution 4803(22) as presented. With all in favor, the motion carried.

**14. Ordinances**

There were none

**15. Motions**

There were none

**16. ADJOURN INTO CLOSED SESSION**

1. Wis. Stats 19.85(1)(g), Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is likely to become involved, to wit:
  - Payments made to Veolia/Advanced Disposal under the prior contract for refuse and recycling collection.
2. Wis. Stats 19.85(1)(e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session.
  - To discuss the sale of property located at 256 W. State Street, Burlington, WI 53105.

A motion was made by Schultz with a second by Preusker to adjourn into closed session at 8:36 p.m.

**17. RECONVENE INTO OPEN SESSION**

1. Consideration and possible action or recommendations on matters discussed in Closed Session by the City Council.

A motion was made by Schultz with a second by Ekes to reconvene into Open Session at 9:08 p.m. With all in favor, the motion carried.

A motion was made by Schultz with a second by Johnson to retain the legal services of Attorney Todd Terry at the rate of \$150 per hour, under the supervision of City Attorney John Bjelajac, to represent the City in the Advanced Disposal lawsuit, if Attorney Bjelajac is called to be a true fact witness. Roll call: Aye – Johnson, Grandi, Dawidziak, Schultz. Nay – Preusker. Present – Ekes. Motion carried: 4-1-1

**18. Adjourn**

A motion was made by Preusker with a second by Johnson to adjourn the meeting. With all in favor, the meeting adjourned at 9:10 p.m.

Meeting Minutes Respectfully Submitted by:

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Diahnn C. Halbach  
City Clerk  
City of Burlington