

**City of Burlington  
Official Minutes  
Common Council  
Robert Miller, Mayor  
Beverly R. Gill, City Clerk  
February 17, 2010**

**1. CALL TO ORDER - ROLL CALL**

Mayor Miller called the meeting to order at 6:45 p.m. starting with roll call. Aldermen present: Robert Prailes, Ed Johnson, Peter Hintz, Tom Vos, Steve Rauch, Katie Simenson Excused: Jim Prailes, Jeff Fischer Student members present: Bonit Gill and Tony Wang

Staff present: City Attorney John Bjelajac, City Administrator Kevin Lahner, Assistant to the Administrator Megan Johnson, Acting Police Chief Mark Anderson, Department of Public Works Supervisor Dick Pieters, Treasurer Bridget Souffrant, Building Inspector Patrick Scherrer

**2. PLEDGE OF ALLEGIANCE**

Mayor Miller led the council, staff and audience in the Pledge of Allegiance.

**3. CITIZEN COMMENTS**

None

**4. CHAMBER OF COMMERCE REPRESENTATIVE**

Representative from the Chamber of Commerce, Mr. Jerry Koch attended this evening's meeting. He reported on the "Business after Hours" to be held at Aurora Hospital in the Cardiology Department on February 18<sup>th</sup> from 5:00 p.m. to 7:00 p.m. He also reminded council of the Home Show and Chocolate Extravaganza scheduled for March 27<sup>th</sup> at Burlington High School.

**5. APPROVAL OF COMMON COUNCIL MINUTES**

A motion was made by Bob Prailes with a second by Simenson to approve the minutes of the February 2, 2010 Common Council Meeting. With all in favor, the motion carried.

**6. LETTERS AND COMMUNICATIONS**

A motion was made by Johnson with a second by Hintz to approve the letters and communications as presented. With all in favor, the motion carried.

**7. REPORTS BY ALDERMANIC REPRESENTATIVES & DEPARTMENT HEADS**

The mayor reported that he had accepted a letter of resignation from Bridget Souffrant to be effective on March 5, 2010. She had accepted a Director of Finance position with the Village of Brown Deer. The mayor thanked her for her years of service.

Simenson questioned Dick Pieters on the snow shoveling on a section of the sidewalk on Traveler's Run. The hydrant had been shoveled around which she attributed to the Water Department's workers but other areas of concern had not been touched during the recent snowstorm.

Lahner read a memo from Ms. Connie Wilson to remind the council members of the Radium Workshop to be held on Tuesday, February 23, 2010 at the Wastewater Treatment Plant beginning at 6:30 p.m. Simenson asked if city residents could attend or if it was only for the aldermen. Lahner stated that everyone was welcome as it was an open meeting of the common council.

**8. REPORTS 1-10**

A motion was made by Hintz with a second by Simenson to approve Reports 1-10. With all in favor, the motion carried.

**9. PAYMENT OF VOUCHERS**

A motion was made by Vos with a second by Bob Prailes to approve Prepays (\$237,516.17), Vouchers (\$207,581.59), and Reimbursements (\$141.92) for a grand total of \$445,239.68. Simenson questioned the annual Developer's Payments to Hintz and Memorial Hospital; Milo refund payment and the real estate taxes being paid by the city on several properties. Souffrant explained the Hintz (Hi-Liter) and Memorial Hospital (Wellness Center) are similar to the agreement with Kohls; the Milo refund may have been for another property they owned other than the Chestnut Street location. Souffrant further explained the real estate payments are part of the agreements made to property owners as part of the downtown redevelopment project. Vos also asked for clarification on the Hintz and Memorial Hospital payments. Lahner will place this information in all the council member's mailboxes at city hall. Roll Call Ayes: Bob Prailes, Johnson, Hintz, Vos, Rauch, Simenson Nays: None. Motion carried 6-0.

**10. LICENSES AND PERMITS**

A motion was made by Rauch with a second by Johnson to approve the licenses as presented. With all in favor, the motion carried.

**11. APPOINTMENTS AND NOMINATIONS**

None

**12. PUBLIC HEARINGS**

**"A PUBLIC HEARING TO CONSIDER A REZONE REQUEST FROM THE CITY OF BURLINGTON FOR PROPERTY LOCATED IMMEDIATELY SOUTH OF 6551 SOUTH PINE STREET TO REZONE THE PROPERTY FROM A-1 AGRICULTURAL/HOLDING DISTRICT TO I-1 INSTITUTIONAL DISTRICT TO USE THE PARCEL FOR THE COMBINED PUBLIC WORKS FACILITY"**

The mayor opened the public hearing at 7:10 p.m. There were no public comments. A motion was made by Vos with a second by Rauch to close the public hearing. With all in favor, the public hearing closed at 7:10 p.m.

**13. RESOLUTIONS ADOPTED**

**A. RESOLUTION 4390(66) "A RESOLUTION TO APPROVE A LETTER OF AGREEMENT BETWEEN THE CITY OF BURLINGTON AND THE RACINE COUNTY ECONOMIC DEVELOPMENT CORPORATION (RCEDC) FOR 2010"**

A request for a second reading and motion to adopt was made by Bob Prailes with a second by Hintz. Roll Call Ayes: Bob Prailes, Johnson, Hintz, Vos, Rauch, Simenson Nays: None Motion carried 6-0

**B. RESOLUTION 4392(68) "A RESOLUTION TO AUTHORIZE AN AGREEMENT WITH MSA PROFESSIONAL SERVICES TO CONDUCT A HANGAR AREA DEVELOPMENT FOR THE BURLINGTON MUNICIPAL AIRPORT"**

A request for a second reading and motion to adopt was made by Johnson with a second by Vos. Discussion: Johnson was concerned about the amount being spent to be told where the city could place the hangars. The mayor explained MSA will do a land use study and designate areas where additional hangars may be built. Vos questioned if there was any area near Highway 11 that would be available as the airport is as far west as it can go. The mayor replied that the area had been looked at but the land is narrow and the river is an issue. Vos said there has always been concern with turning Burlington Municipal Airport into another Mitchell or Midway. The mayor replied that would not happen due to the landscape and terrain in the area. He said that large aircraft could not get above the hills to the west on takeoff and the size of the aircraft now is as large as it will be. Vos also stated that the airport should remain a self-supporting entity. Lahner explained that most of the airport money is coming from fuel sales and not from hangar leases. The mayor further explained that the city had wanted to use some of the airport's extra funds but the State of Wisconsin will not allow this because of receiving grant money from the Bureau of

Aeronautics. Roll call Ayes: Bob Prailes, Johnson, Hintz, Vos, Rauch, Simenson Nays: None  
Motion carried 6-0

- C. **RESOLUTION 4394(70)** “**A RESOLUTION TO APPROVE TASK ORDER SEVENTY-FOUR FOR THE WASTEWATER TREATMENT PLANT MIXER & CONTROL REPLACEMENT PROJECT TO KAPUR & ASSOCIATES, INC. IN THE AMOUNT OF \$8,633**” A request for a second reading and motion to adopt was made by Hintz with a second by Simenson. Roll call Ayes: Bob Prailes, Johnson, Hintz, Vos, Rauch, Simenson Nays: None Motion carried 6-0

- D. **RESOLUTION 4395(71)** “**A RESOLUTION TO APPROVE HEATING, COOLING, VENTILATION AND AIR CONDITIONING UPGRADES TO CITY HALL WITH VORPAGEL SERVICES, INC. IN THE AMOUNT OF \$53,130.18**”

A request for a second reading and motion to adopt was made by Vos and a second by Hintz. Simenson stated that she had requested information on the amount in the Equipment Replacement Fund at a prior meeting but had yet to receive this information and was asking again. Lahner apologized to Simenson for not providing the numbers to her. He further explained that the original bid for city hall was only for the replacement of the boiler. Due to the demolition of the Co-op Building it was found to have heating and cooling equipment that could be used for both floors at city hall and this became the reason for the rebidding. Simenson was concerned that we stay within the budget and would like the numbers supplied for comparisons. Lahner said the numbers would be supplied in the future. Roll call Ayes: Johnson, Hintz, Vos, Rauch Nays: Bob Prailes, Simenson Motion carried 4-2

**14. ORDINANCES ADOPTED**

None

**15. MOTIONS ADOPTED**

- A. **MOTION 10-676** “**A MOTION TO APPROVE A LETTER OF AGREEMENT BETWEEN THE CITY AND CAROL REED FOR MANAGEMENT OF THE 2010 FARMER’S MARKET**”

A motion was made by Rauch with a second by Hintz to adopt Motion 10-676. Roll Call Ayes: Bob Prailes, Johnson, Hintz, Vos, Rauch, Simenson Nays: None Motion carried 6-0

**16. OTHER MATTERS AS AUTHORIZED BY LAW**

Vos commented on a situation that he had observed on the corner of Market and Kane Street regarding one of the city's crossing guards. The parking of the crossing guard's vehicle on Kane Street creates a problem with the vision triangle and it was suggested the police department request the vehicle be moved to a safer location. Acting Police Chief Mark Anderson advised council that he will take care of the matter.

Vos also questioned whether the post office had been contacted regarding the mailbox location on Dodge Street. Lahner stated the post office is aware of the problem but has not offered another solution.

**17. ADJOURN INTO CLOSED SESSION PER WISCONSIN STATUTES 19.85(1)(c) TO CONSIDER EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY**

A motion was made by Simenson with a second by Hintz to adjourn into closed session. With all in favor, the closed session began at 7:30 p.m.

**18. RECONVENE INTO OPEN SESSION**

A motion was made by Hintz with a second by Vos to accept the Police Chief contract with Mr. Peter Nimmer. With all in favor, the motion carried.

A motion was made by Johnson with a second by Hintz to accept the resignation agreement from Ms. Shirley Gunderson. With all in favor, the motion carried.

**19. ADJOURNMENT**

The meeting adjourned at 7:55 p.m.

Beverly R. Gill  
City Clerk  
City of Burlington  
Racine and Walworth Counties