

City of Burlington
Official Minutes
Common Council
Robert Miller, Mayor
Beverly R. Gill, City Clerk
July 20, 2010

1. CALL TO ORDER - ROLL CALL

Mayor Miller called the meeting to order at 6:30 p.m. starting with roll call. Aldermen present: Bob Prailes, Ed Johnson, Peter Hintz, Jim Prailes, Tom Vos, Jeff Fischer, Steve Rauch Excused: Katie Simenson

Also present: City Attorney John Bjelajac, Administrator Kevin Lahner, Assistant to the Administrator Megan Johnson, Utility Director Connie Wilson, Department of Public Works Supervisor Dick Pieters, Building Inspector Patrick Scherrer, Fire Chief Dick Lodle, Treasurer Steve DeQuaker, Police Chief Peter Nimmer, Tom Foht of Kapur Engineering

2. PLEDGE OF ALLEGIANCE

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

3. CITIZEN'S COMMENTS

None

4. CHAMBER OF COMMERCE REPORT

Chamber of Commerce Representative Mr. Darrell Davis was in attendance at the meeting and discussed the upcoming Chamber events.

5. COUNCIL MINUTES FROM JULY 6, 2010

A motion was made by Johnson with a second by Vos to approve the Council Minutes of July 6, 2010. With all in favor, the motion carried.

6. LETTERS AND COMMUNICATIONS

A motion was made by Jim Prailes with a second by Hintz to accept the letters and communications. With all in favor, the motion carried.

7. REPORTS BY ALDERMANIC REPRESENTATIVES AND DEPARTMENT HEADS

Rauch reported on the upcoming book sale at the library to be held on July 29-July 31st.

Vos questioned the paving that had been done on South Pine Street and if that were the finished product. Pieters explained that it was not the end product.

Lodle reported on the seventy-five foot ladder truck that was undergoing its' five year inspection. It had been reported back to him that it was in excellent condition and had been well maintained.

8. REPORTS 1-3

A motion was made by Hintz with a second by Jim Prailes to approve Reports 1-3. With all in favor, the motion carried.

9. PAYMENT OF VOUCHERS

A motion was made by Vos with a second by Johnson to approve pre-paids, vouchers and reimbursements in the amount of \$824,097.96. Roll Call Ayes: Bob Prailes, Johnson, Hintz, Jim Prailes, Vos, Rauch, Fischer Nays: None Motion carried 7-0

10. LICENSES AND PERMITS

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

11. APPOINTMENTS AND NOMINATIONS

None

12. PUBLIC HEARING

(A) "A PUBLIC HEARING TO HEAR PUBLIC COMMENT REGARDING A PROPOSAL TO REPEAL AND RECREATE CHAPTER 80 REGARDING THE PROHIBITION OF SMOKING IN PUBLIC PLACES AND PRIVATE WORKPLACES, INCLUDING RESTAURANTS AND BARS, ADOPTING BY REFERENCE THE WISCONSIN SMOKE FREE LAW AS OUTLINED IN WISCONSIN STATE STATUTES 101.123"

The mayor opened the public hearing at 7:50 p.m. There were no public comments. A motion was made by Fischer with a second by Hintz to close the public hearing. With all in favor, the public hearing closed at 7:51 p.m.

(B) "A PUBLIC HEARING TO HEAR PUBLIC COMMENT REGARDING A PROPOSAL TO CREATE SECTION 148 TITLED "CONSTRUCTION SITE EROSION" OF THE CITY OF BURLINGTON MUNICIPAL CODE THAT WILL BE CONSISTENT WITH WISCONSIN DEPARTMENT OF NATURAL RESOURCES REGULATIONS"

The mayor opened the public hearing at 7:52. Mr. Dan Wilson of 832 Cedar Drive questioned if there would be a vote for or against this erosion control proposal. It was pointed out to him that Ordinance 1903(6) was on this evening's agenda. A motion was made by Bob Prailes with a second by Vos to close the public hearing. With all in favor, the public hearing closed at 7:56 p.m.

13. RESOLUTIONS

None

14. ORDINANCES

A. ORDINANCE 1902(5) "AN ORDINANCE TO CONSIDER REPEALING AND RECREATING CHAPTER 80 OF THE MUNICIPAL CODE REGARDING THE PROHIBITION OF SMOKING IN PUBLIC PLACES AND PRIVATE WORKPLACES"

A request for a second reading and a motion to approve Ordinance 1902(5) was made by Johnson with a second by Rauch. Roll Call Ayes: Bob Prailes, Johnson, Hintz, Jim Prailes, Vos, Rauch, Fischer Nays: None Motion carried 7-0

B. ORDINANCE 1903(6) "AN ORDINANCE TO CONSIDER CREATING SECTION 148 TITLED "CONSTRUCTION SITE EROSION" OF THE CITY OF BURLINGTON MUNICIPAL CODE"

A request for a second reading and a motion to approve Ordinance 1903(6) was made by Jim Prailes with a second by Johnson. Roll Call Ayes: Bob Prailes, Johnson, Hintz, Jim Prailes, Vos, Rauch, Fischer Nays: None Motion carried 7-0

15. MOTIONS

None

16. ADJOURN INTO CLOSED SESSION PER WISCONSIN STATUTES 19.85(1)(C) CONSIDERING EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY"

A motion to go into closed session was made by Hintz with a second by Rauch to adjourn into closed session. With all in favor, the closed session began at 8:06 p.m.

17. RECONVENE INTO OPEN SESSION

A motion was made by Vos with a second by Jim Prailes to return to open session. With all in favor, the open session began at 8:52 p.m.

There were no decisions from closed session.

18. ADJOURNMENT

A motion was made by Jim Prailes with a second by Johnson to adjourn the meeting. With all in favor, the meeting adjourned at 8:53 p.m.

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