



City Clerk
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**CITY OF BURLINGTON
Common Council Minutes
Jeannie Hefty, Mayor
Diahnn Halbach, City Clerk
Tuesday, May 1, 2018**

1. **Call to Order / Roll Call**

Mayor Hefty called the Common Council meeting to order on May 1, 2018 at 7:18 p.m. starting with roll call.

Present: Mayor Hefty, Susan Kott, Theresa Meyer, Ryan Heft, Steve Rauch, Jon Schultz, Todd Bauman. Excused: Bob Grandi, Tom Preusker.

Student Representatives Present: Gabriel King, Jack Schoepke. Excused: None.

Also present: City Administrator Carina Walters, City Attorney John Bjelajac, Director of Administrative Services Megan Watkins, Director of Finance Steve DeQuaker, Police Chief Mark Anderson, Fire Chief Alan Babe, Building Inspector Gregory Guidry, DPW Director Peter Riggs, and Library Director Joe Davies.

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 Minutes**

A motion was made by Alderman Schultz with a second by Alderman Bauman. With all in favor, the motion carried.

6. **Letters and Communications**

A motion was made by Alderman Preusker with a second from Alderman Heft to approve Letters and Communications as presented. With all in favor, the motion carried.

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

Alderman Rauch reported the attendance of his first Board of Public Works bid opening and said all went well.

Alderman Kott reported that Darrel Eisenhardt was appointed as Chairman to the Historic Preservation Committee.

Alderman Bauman reported that the Park Board was presented with another Eagle Scout project of building a pavilion at the dog park.

8. **Reports 1-7**

A motion was made by Alderman Bauman with a second from Alderman Kott to approve reports as presented. With all in favor, the motion carried.

9. **Payment of Prepaids and Vouchers**

A motion was made by Alderman Kott with a second from Alderman Schultz to approve payments of prepaids and vouchers as presented. Roll Call: Aye - Kott, Meyer, Heft, Rauch, Schultz, Bauman. Nay - None. The motion carried 6-0.

10. **Licenses and Permits**

A motion was made by Alderman Schultz with a second from Alderman Bauman to approve licenses and permits as presented. With all in favor, the motion carried.

11. **Appointments and Nominations**

A motion was made by Alderman Preusker with a second from Alderman Rauch to appoint Suzanne Nickolai and Bob Friedel as election inspectors for the 2018-2019 term which expires 12/31/2019. With all in favor, the motion carried.

12. **PUBLIC HEARINGS:**

- A. At 7:25 p.m, Mayor Hefty called a Public Hearing to hear comments from the public regarding providing temporary zoning for property located at 6320 S. Pine Street as part of an annexation request by Craig Faust, owner. There were no comments. A motion was made by Alderman Bauman with a second by Alderman Kott to close the public hearing. Roll Call: Aye - Bauman, Kott, Meyer, Heft, Rauch, Schultz, Bauman. Nay - None. The motion carried 6-0 and the public hearing was closed at 7:27 p.m.
- B. At 7:27 Mayor Hefty called a Public Hearing to hear comments and concerns regarding the City of Burlington's intention to exercise its police power in accordance with §66.0703, Wis. Stats., and §274-3 of the Code of the City of Burlington to levy special assessments upon property for reconstruction of various sidewalks.

Brian Whitaker, 300 Robert Street, inquired about the trees planted in the parkway and the damage the roots cause to the sidewalks and wanted to know future projections for tree planting and asked if it was necessary to plant trees in the parkway considering the expense to the homeowner for having to eventually replace sidewalks due to root damage. Riggs responded that sidewalk defects are commonly caused by trees and as long as there are trees in the parkway, there will be potential conflict with the sidewalks. Attorney Bjelajac stated that the City has a program where as they absorb 50% of the cost to help alleviate the total expense from the home owner.

Student representative Jack Schoepke asked if the City has a program in place to assess and remove dead trees. Riggs responded that the City does have a program and provides maintenance and removes diseased and dead trees, especially specific to the infested Emerald Ash Borer trees

There were no further comments. A motion was made by Alderman Kott with a second by Alderman Rauch to close the public hearing. Roll Call: Aye - Kott, Meyer, Heft, Rauch, Schultz, Bauman. Nay - None. The motion carried 6-0 and the public hearing was closed at 7:35 p.m.

13. **RESOLUTIONS:** There were none.

14. **ORDINANCES:** There were none.

15. **MOTIONS:**

- A. **Motion 18-897** - to approve a Lease Agreement between the City of Burlington and the Burlington Senior Center, Inc.

A motion was made by Alderman Schultz with a second by Alderman Heft to approve Motion 18-897. Roll Call: Aye - Kott, Meyer. Nay - Schultz, Bauman, Heft, Rauch. The motion was denied 2-4.

16. **ADJOURN INTO CLOSED SESSION**

A motion was made by Alderman Preusker with a second by Alderman Kott to adjourn into Closed Session per

Wis. Stats 19.85(1)(g) to discuss property owned by Jeff Way located at 1157 Milwaukee Avenue.

Roll Call Vote: Aye - Preusker, Bauman, Kott, Meyer, Heft, Rauch, Schultz. Nay - None. The motion carried 6-0 and the meeting adjourned into closed session at 7:36 p.m.

17. **RECONVENE INTO OPEN SESSION**

A motion was made by Alderman Bauman with a second by Alderman Kott to reconvene into open session.

Roll Call Vote: Aye - Bauman, Kott, Meyer, Heft, Rauch, Schultz, Preusker. Nay - None. With all in favor, the meeting reconvened into open session at 8:00 p.m.

18. **ACT ON ITEMS FROM CLOSED SESSION IF NECESSARY**

A motion was made by Alderman Schultz with a second by Alderman Rauch to authorize the city attorney to take legal action with the Racine County Circuit Court to enforce the revocation of the conditional use permit for the property located at 1157 Milwaukee Avenue in Burlington, Wisconsin.

Roll Call Vote: Aye - Schultz, Preusker, Bauman, Kott, Meyer, Heft, Rauch. Nay - None. The motion carried 6-0.

19. **ADJOURNMENT**

A motion was made by Alderman Kott with a second from Alderman Meyer. With all in favor, the meeting adjourned at 8:03 p.m.

Minutes respectfully submitted by:

Diahnn C. Halbach
City Clerk
City of Burlington