



City Clerk  
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**CITY OF BURLINGTON  
Common Council Minutes  
Jeannie Hefty, Mayor  
Diahnn Halbach, City Clerk  
Tuesday, March 20, 2018**

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

Madam Chair Ruth Dawidziak called the meeting of the Common Council to Order on Tuesday, March 6, 2018 at 7:18 p.m. starting with Roll Call. Present: Johnson, Grandi, Dawidziak, Vos, Preusker, Bauman. Excused: Mayor Hefty, Kott, and Schultz.

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. Also in attendance: Gregory Governatori, Kapur and Associates.

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 Vos with a second by Alderman Bauman to approve the March 6, 2018 Common Council meeting minutes. With all in favor, the motion carried.

6. **Letters and Communications**

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

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

Administrator Walters reminded everyone that the Adams Street railroad crossing would be closed on Wednesday March 21 from 7 a.m. to 1 p.m. so that CN could do some work in that area and that detours would be posted.

Alderman Grandi congratulated student representative Gabriel King for his role as Gomez in the BHS production of the Addams Family.

Alderman Grandi stated that he had received comments regarding the solar panels located at the Burlington Fireplace business and wanted to know if they are compliant with the City ordinance and if it's something Council needs to address for potential future development of these structures. Guidry replied that solar panels are not specifically stated within the City's code; however it is permitted within

the State Statute for renewable energy. Guidry further explained that the business was permitted to install the panels in 2013 and as far as location, the panels are located within the appropriate setbacks. Vos stated that there has been a solar panel located near Reynolds and Conkey for years and is twice the size of the one located at Burlington Fireplace and has never heard a complaint about them. Grandi further expressed his concern of homeowners choosing to install large solar panels in their front yards and whether or not this could become an issue. Guidry replied that as far as State Statutes, the City has to allow them, however, parameters regarding location could be reviewed.

Alderman Johnson expressed his concern regarding the compost site only being open two days per week during the busy spring clean-up time. Riggs responded that it is being monitored and will be addressed if hours or days needs to be extended.

8. **Reports 1-3**

A motion was made by Alderman Bauman with a second by Alderman Preusker to approve Reports 1-3 as presented. With all in favor, the motion carried.

9. **Payment of Prepaids and Vouchers**

A motion was made by Alderman Vos with a second by Alderman Bauman to approve Prepaids and Vouchers as presented. Roll Call: Aye - Vos, Preusker, Bauman, Johnson, Grandi, Dawidziak. Nay - None. The motion carried 6-0.

10. **Licenses and Permits**

- A. Approval of issuing a "Class B" Combination Reserve Liquor License to the Mercantile Hall, LLC.

Prior to Council vote, Wendy Lynch of Mercantile Hall, presented her business plan and explained how the liquor license would be used. A motion was made by Alderman Johnson with a second by Alderman Grandi to approve issuing a "Class B" Reserve liquor license to Mercantile Hall, LLC. Roll Call: Aye - Johnson, Grandi, Dawidziak, Vos, Preusker, Bauman. Nay - None. The motion carried 6-0.

- B. Approval of Licenses and Permits as presented.

A motion was made by Alderman Johnson with a second by Alderman Vos to approve Licenses and Permits as presented. With all in favor, the motion carried.

11. **Appointments and Nominations**

A motion was made by Alderman Grandi with a second by Alderman Bauman to approve Appointments and Nominations as presented. With all in favor, the motion carried.

12. **PUBLIC HEARINGS:** There were none.

13. **RESOLUTIONS:**

- A. **Resolution 4884(42)** dissolving/terminating Tax Incremental Finance (TIF) District Number 3 and authorizing the City Treasurer to distribute excess increment to overlying taxing districts.

A motion was made by Alderman Bauman with a second by Alderman Preusker to approve Resolution 4884(42). Roll Call: Aye - Bauman, Johnson, Grandi, Dawidziak, Vos, Preusker. The motion carried 6-0.

- B. **Resolution 4885(43)** dissolving/terminating Environmental Remediation Tax Incremental Finance (ER TIF) District Number 1 and authorizing the City Treasurer to distribute excess increment to overlying taxing districts.

A motion was made by Alderman Vos with a second by Alderman Johnson to approve Resolution 4885(43). Roll Call: Aye - Vos, Preusker, Bauman, Johnson, Grandi, Dawidziak. The motion carried 6-0.

- C. **Resolution 4887(45)** - accepting a Unanimous Petition for Direct Annexation of 75.06 acres at 6320 S. Pine Street (002-02-19-09-002-000) in the Town of Burlington, Racine County, Wisconsin.

A motion was made by Alderman Preusker with a second by Alderman Vos to approve Resolution 4887(45). Roll Call: Aye - Preusker, Bauman, Johnson, Grandi, Dawidziak, Vos. Nay - None. The motion carried 6-0.

- D. **Resolution 4889(47)** to purchase a chemical feed pump from Energenecs at a cost of \$8,400.00 and phosphorous analyzer from Mulcahy Shaw Water for the Wastewater Treatment Plant at a cost of \$19,244.05, for a total project cost of \$27,644.05.

A motion was made by Alderman Bauman with a second by Alderman Grandi to approve Resolution 4889(47). Roll Call: Aye - Bauman, Johnson, Grandi, Dawidziak, Vos, Preusker. The motion carried 6-0.

- E. **Resolution 4890(48)** to adopt the Racine County Hazard Mitigation Plan Update 2017-2021.

A motion was made by Alderman Bauman with a second by Alderman Preusker to approve Resolution 4890(48). With all in favor, the motion carried.

- F. **Resolution 4891(49)** to consider approving an amendment to the City of Burlington Fee Schedule.

A motion was made by Alderman Johnson with a second by Alderman Grandi to approve Resolution 4891(49). With all in favor, the motion carried.

- G. **Resolution 4895(53)** - to consider approving an Extraterritorial Zoning Certified Survey Map for property located at 33911 Hillcrest Drive.

A motion was made by Alderman Johnson with a second by Alderman Grandi to approve Resolution 4895(53). With all in favor, the motion carried.

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

15. **MOTIONS:** There were none.

16. **ADJOURN INTO CLOSED SESSION**

Prior to adjourning into closed session, Madam Chair Dawidziak announced that the discussion regarding Jeff Way for property located at 1157 Milwaukee Avenue would be tabled for the evening.

A motion was made by Alderman Grandi with a second by Alderman Preusker to Adjourn into Closed Session. Roll Call: Aye - Grandi, Dawidziak, Vos, Preusker, Bauman, Johnson. Nay - None. The motion carried 6-0 and the meeting adjourned into closed session at 7:51

**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:

- Update regarding Veolia/Advanced Disposal under a prior contract for refuse and recycling collection.

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17. **RECONVENE INTO OPEN SESSION**

A motion was made by Alderman Grandi with a second by Alderman Preusker to Reconvene into Open Session. With all in favor, the motion carried and the meeting reconvened into Open Session at 7:58 p.m.

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

A motion was made by Alderman Preusker with a second by Alderman Johnson to approve the Settlement Agreement and Mutual Release between the City of Burlington and Advanced Disposal Services Solid Waste Midwest, LLC as presented. Roll Call: Aye - Preusker, Bauman, Johnson, Grandi, Dawidziak, Vos. Nay - None. The motion carried 6-0.

19. **ADJOURNMENT**

A motion was made by Alderman Vos with a second by Alderman Bauman to adjourn the meeting. With all in favor, the meeting adjourned at 8:03 p.m.

Minutes respectfully submitted by:

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Diahnn C. Halbach  
City Clerk  
City of Burlington