

**City of Burlington
Official Minutes
Common Council
Robert Miller, Mayor
Beverly R. Gill, City Clerk
February 15, 2011**

1. CALL TO ORDER - ROLL CALL

Mayor Bob Miller called the meeting to order at 7:28 p.m. starting with roll call. Aldermen present: Jim Prailes, Steve Rauch, Ed Johnson, Peter Hintz, Tom Vos, and Katie Simenson. High school students present: Lauren Nadolski and David Martin. Aldermen Jeff Fischer and Robert Prailes were excused.

Also present: City Administrator Kevin Lahner, City Attorney John Bjelajac, Police Chief Peter Nimmer, Treasurer Steve DeQuaker, Public Works Director Connie Wilson, Public Works Supervisor Dick Pieters, Fire Chief Dick Lodle, Library Director Gayle Falk and City Engineer Tom Foht of Kapur and Associates.

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

None

5. FEBRUARY 3, 2011 COMMON COUNCIL MINUTES

A motion was made by Rauch with a second by Johnson to approve the Common Council Minutes of February 3, 2011. With all in favor, the motion carried.

6. LETTERS AND COMMUNICATIONS

None

7. REPORTS BY ALDERMANIC REPRESENTATIVES AND DEPARTMENT HEADS

Alderman Simenson questioned the status for construction of the downtown commercial building that will be adjacent the parking structure. Administrator Lahner stated the developer, Leslie Scherrer Development, has a deadline of at least twelve months from the time of signing the offer to purchase to begin construction of the building. He further stated he would get Alderman Simenson a copy of the agreement.

Alderman Vos questioned if there have been any proposals from realtors or offers to purchase the former DPW building and/or the city-owned building on Sheldon Street. Administrator Lahner stated he sent a request for proposal to several realtors to act as selling agent for both properties. As of this meeting he only received one proposal from a realtor. Vos stated he hopes the Council will definitively decide which properties and parcels it would like to sell prior to a realtor listing any properties to avoid any more problems.

Connie Wilson informed the Council of two upcoming Board of Public Works bid openings. She stated the 2011 Sidewalk and Utility Program bid opening will be March 10 and the Radium Removal Project bid opening will be March 17.

Administrator Lahner stated he is paying close attention to the current activity regarding Governor Walker's budget proposal, how it will affect the city employees and how it will affect the budget.

8. **REPORTS 1-4**

A motion was made by Simenson with a second by Rauch to approve Reports 1-4. With all in favor, the motion carried.

9. **PAYMENT OF VOUCHERS**

A motion was made by Hintz with a second by Rauch to approve pre-pays, vouchers and reimbursements in the amount of \$283,469.03. Roll Call Ayes: Johnson, Jim Prailes, Hintz, Vos, Rauch, Simenson; Nays: None; Motion carried 6-0.

10. **LICENSES AND PERMITS**

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

11. **APPOINTMENTS AND NOMINATIONS**

A motion was made by Johnson with a second by Vos to approve the reappointment of David Uhen to the Airport Committee and the reappointment of Joel Weis to the ZBA. With all in favor, the motion carried.

12. **PUBLIC HEARING**

A. **"A PUBLIC HEARING TO HEAR PUBLIC COMMENT REGARDING AN AMENDMENT TO THE MUNICIPAL CODE TO CREATE SECTION 315-64Q, "EXCEPTIONS TO REQUIRE SIGN PERMITS; OFF-PREMISE SIGNS"**

The public hearing was opened by the Mayor at 7:39 p.m. There were no comments. A motion was made by J. Prailes with a second by Simenson to close the public hearing. With all in favor, the public hearing closed at 7:40 p.m.

13. **RESOLUTIONS**

A. **RESOLUTION 4460(44) "A RESOLUTION TO DECLARE INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS UNDER WISCONSIN STATE STATUTES FOR NEW SIDEWALK CONSTRUCTION ON PORTIONS OF FALCON RIDGE DRIVE, OAK STREET AND SHILOH COURT"**

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

B. **RESOLUTION 4461(45) "A RESOLUTION TO DECLARE INTENT TO EXERCISE SPECIAL ASSESSMENT POWERS UNDER WISCONSIN STATE STATUTES FOR RECONSTRUCTION OF SIDEWALKS"**

A request for a second reading and a motion to approve was made by Vos with a second by J. Prailes. Alderman Rauch stated he would be abstaining from discussion and voting on this topic at 7:42 p.m. Roll Call Ayes: Johnson, Jim Prailes, Hintz, Vos, Simenson; Nays: None; Motion carried 5-0.

Alderman Rauch rejoined the meeting at 7:43 p.m.

C. **RESOLUTION 4462(46) "A RESOLUTION TO AUTHORIZE FEE ASSESSMENTS FOR WEIGHTS AND MEASURES LICENSE HOLDERS FOR JULY 1, 2009 THROUGH JUNE 30, 2010"**

A request for a second reading and a motion to approve was made by Rauch with a second by Hintz. Vos questioned if the dates were correct and if so, why are they from the year prior. Administrator Lahner explained that it goes according to the State's fiscal year which is how the City is billed. Roll Call Ayes: Johnson, Jim Prailes, Hintz, Vos, Rauch, Simenson; Nays: None; Motion carried 6-0.

D. **RESOLUTION 4463(47) "A RESOLUTION TO APPROVE THE AWARD OF THE BID FOR TWO NEW POLICE VEHICLES WITH MILLER MOTORS IN THE AMOUNT OF \$44,211 PLUS SET-UP, TITLE AND LICENSE FEES"**

A request for a second reading and a motion to approve was made by Simenson with a second by Johnson. Alderman Johnson questioned how much would the Police Department be getting for trade-in value for the cars being replaced. Chief Nimmer replied he has not received confirmed figures yet but expects roughly \$2,500 to \$3,500 per car. Roll Call Ayes: Johnson, Jim Prailes, Hintz, Vos, Rauch, Simenson; Nays: None; Motion carried 6-0.

14. **ORDINANCES**

A. ORDINANCE 1921(24) "AN ORDINANCE TO CREATE SECTION 315-111E TITLED "EXCEPTIONS" FOR HISTORIC PRESERVATION COMMISSION MEMBERSHIP REQUIREMENTS IN THE MUNICIPAL CODE"

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

B. ORDINANCE 1922(25) "AN ORDINANCE TO CREATE SECTION 315-64Q TITLED "OFF-PREMISE SIGNS" UNDER EXCEPTIONS FOR REQUIRED SIGN PERMITS IN THE MUNICIPAL CODE. A request for a second reading and a motion to approve was made by Vos with a second by Hintz. Roll Call Ayes: Johnson, Jim Prailes, Hintz, Vos, Rauch, Simenson; Nays: None; Motion carried 6-0.

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

15. **MOTIONS**

A. MOTION 11-701 TO ACCEPT AN AIRPORT HANGAR LEASE WITH SPECIALTY AERO, LLC FOR 909 & 925 JULIETTE TAXIWAY AND 900 & 916 BRAVO TAXIWAY FOR A TERM OF TWENTY-NINE YEARS.

A motion was made by Johnson with a second by Rauch. With all in favor, the motion carried.

B. MOTION 11-702 TO APPROVE A CERTIFICATE OF APPROPRIATENESS APPLICATION AND SIGN PERMIT IN THE HISTORIC PRESERVATION OVERLAY DISTRICT FOR 460 N. PINE STREET.

A motion was made by J. Prailes with a second by Hintz. With all in favor, the motion carried.

C. MOTION 11-703 TO APPROVE A CERTIFICATE OF APPROPRIATENESS APPLICATION IN THE HISTORIC PRESERVATION OVERLAY DISTRICT FOR 388 N. PINE STREET.

Alderman J. Prailes stated he would be abstaining from voting on this topic and stepped away from the meeting at 7:50 p.m. A motion was made by Hintz with a second by Johnson. With all in favor, the motion carried.

Alderman J. Prailes rejoined the meeting at 7:50 p.m.

16. **ADJOURNMENT**

A motion was made by Vos with a second by Rauch to adjourn the meeting. With all in favor, the motion carried and the meeting adjourned at 7:50 p.m.

Recording Secretary
Megan E. Johnson
Assistant to the City Administrator