



Common Council Meeting

Whitewater Municipal Building Community Room,
312 West Whitewater St., Whitewater, WI 53190
*In Person and Virtual

Tuesday, August 06, 2024 - 6:30 PM

**Citizens are welcome (and encouraged) to join our webinar via computer, smart phone, or telephone.
Citizen participation is welcome during topic discussion periods.**

Please click the link below to join:

<https://us06web.zoom.us/j/82331395004?pwd=9pMq2zCqmvKLtVQQ6dGMP21ClcPwdb.1>

Telephone: +1 (312) 626-6799 US (Chicago)

Webinar ID: 823 3139 5004

Passcode: 530135

Please note that although every effort will be made to provide for virtual participation, unforeseen technical difficulties may prevent this, in which case the meeting may still proceed as long as there is a quorum. Should you wish to make a comment in this situation, you are welcome to call this number: (262) 473-0108.

MINUTES

CALL TO ORDER

Council President Patrick Singer called the meeting to order at 6:31 pm.

ROLL CALL

PRESENT

Council President Patrick Singer
Councilmember Neil Hicks via Zoom audio only
Councilmember Brienne Brown
Councilmember Orin Smith

Jonathan McDonell City Attorney

John Weidl City Manager

Brad Marquardt Public Works Director

Heather Boehm City Clerk

Tiffany Albright Deputy City Clerk

ABSENT

Councilmember Lisa Dawsey Smith

Councilmember Greg Majkrzak
Councilmember Brian Schanen

PLEDGE OF ALLEGIANCE

APPROVAL OF AGENDA

A councilmember can choose to remove an item from the agenda or rearrange its order; however, introducing new items to the agenda is not allowed. Any proposed changes require a motion, a second, and approval from the Council to be implemented. The agenda shall be approved at each meeting even if no changes are being made at that meeting.

Motion made to approve the agenda by Councilmember Brown, Seconded by Councilmember Smith.
Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith.

CONSENT AGENDA

Items on the Consent Agenda will be approved together unless any council members requests that an item be removed for individual consideration.

Motion made to approve the agenda with adding items 15(City Manager Performance Evaluation Policy) 16(Revised Procurement Policy) and 17(Budget Amendment Policy) to the Consent Agenda by Councilmember Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith.

1. Approval of Common Council Minutes from July 16, 2024.
2. Plan and Architectural Review Commission June 10, 2024 Minutes.
3. Library Board Minutes from May 20, 2024.
4. Lakes Advisory Meeting Minutes from May 1, 2024, May 21, 2024, May 29, 2024 and June 19, 2024.
5. Appointment of additional 2024-2025 Election Inspectors.
6. CDA Meeting Minutes from May 16, 2024, June 20, 2024 and Special Meeting Minutes from July 2, 2024.
7. Approval of new Class A liquor License for Aldi's.
8. Alcohol Licensing Committee Meeting Minutes from June 6, 2024 and June 18,2024.

CITY MANAGER REPORT

City Manager Weidl gave his bi-monthly update of City events and accomplishments, including reports from the following departments: Public Works, IT, Neighborhood Services, Library, Parks and Recreation, Police, and Human Resources.

STAFF REPORTS9. WAFC update- **Parks Department**

Whitewater Aquatic & Fitness Center Manager Hunter Karnitz gave an update on the Whitewater Aquatic & Fitness Center.

10. Mobile Home Special Assessment-**Finance**

Finance Director Rachelle Blich gave the Council an update on the Mobile Home Special Assessments. This will be brought back after the next assessments to reevaluate.

HEARING OF CITIZEN COMMENTS

No formal Council action will be taken during this meeting although issues raised may become a part of a future agenda. Participants are allotted a three minute speaking period. Specific items listed on the agenda may not be discussed at this time; however, citizens are invited to speak to those specific issues at the time the Council discusses that particular item.

To make a comment during this period, or during any agenda item: On a computer or handheld device, locate the controls on your computer to raise your hand. You may need to move your mouse to see these controls. On a traditional telephone, dial *6 to unmute your phone and dial *9 to raise your hand.

RESOLUTION11. Part-time Salary Resolution Amendment 4 - **Finance**

Motion made to approve the Part-time Salary Resolution Amendment 4 by Council President Singer, Seconded by Councilmember Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith.

ORDINANCES**First Reading**12. **Ordinance 2024-O-12** an ordinance regarding revisions to Chapter 12.22 Construction Standards Adopted, Sidewalk Ordinance-**Public Works**

Motion made to postpone **Ordinance 2024-O-12** an ordinance regarding revisions to Chapter 12.22 Construction Standards Adopted, Sidewalk Ordinance to the 8/20/24 Common Council meeting when there would be a full Council available to discuss this ordinance by Councilmember Brown, Seconded by Councilmember Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith

CONSIDERATIONS13. Discussion and Possible action regarding making the Common Council meeting at UWW Campus 9/17/24 at 6:30 in the University Center 259 an annual meeting-**City Clerk**

Motion made to approve making the Common Council meeting at UWW Campus a yearly occurrence, 2nd meeting in September by Councilmember Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith

Motion made to make the Common Council meeting at UWW Campus a twice yearly occurrence, 2nd meeting in September and 2nd meeting in February by Councilmember Smith, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith

14. Discussion and Possible Action regarding forming a Spring Splash Task Force-**Community Development Director**

Economic Development Director Zeinert gave an update on the Spring Splash Task Force. Council would like to see UWW Whitewater have involvement with the task force. This will be brought back for discussion at the September 17, 2024 Common Council Meeting.

15. City Manager Performance Evaluation Policy-**HR**

Approved with the Consent Agenda.

16. Discussion and Possible Action regarding Revised Procurement Policy-**Finance**

Approved with the Consent Agenda.

17. Discussion and Possible Action regarding Budget Amendment Policy-**Finance**

Approved with the Consent Agenda.

18. Discussion and Possible Action regarding CDA and Water Utility MOU-**Finance**

Motion made rescind the CDA/Water Utility MOU by Councilmember Brown, Seconded by Councilmember Smith.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith

19. Discussion and Possible Action regarding wording for Advisory Referendum Question regarding expenditures to maintain the Starin Park Water Tower-**Public Works**

Public Works Director Marquardt presented a draft referendum question to the Council for the Starin Park Water Tower. Council directed Director Marquardt to come back to the August 20, 2024 meeting with more direct question for the referendum.

20. Councilmember Requests for Future Agenda Items or Committee items. Questions

Councilmember Hicks would like the Audio/Visual system updated in the Council Chambers.

FUTURE AGENDA ITEMS

21. Brown Cab update-**Finance Q3**
22. Review the reference to Chapter 10 in Ordinances 2024-O-05, 2024-O-06 Title 19 and 20.-
Dawsey Smith Q2
23. Library Construction Costs and Financing-**Library**
24. Turning radius on Franklin and Main-**Dawsey Smith**
25. Comparison of Public Comments-**City Manager Q3**
26. Financial Outcomes with Walworth County TLE.
27. WAFC year-end financial update.- **Hicks Q4**

CLOSED SESSION Adjourn to closed session, to Reconvene in Open Session, Chapter 19.85(1)(e), "Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session and (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 or is likely to become involved.

Items to be discussed:

Motion made to go into closed session at 7:39 pm by Council President Singer, Seconded by Councilmember Brown.

Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith.

Council came out of closed session at 7:56 pm

CS-28. Petition received from Janesville Fire Fighters IAFF Local 580.

CS-29. Settlement agreement between the City of Whitewater and Jill Gerber.

CONSIDERATIONS

30. Discussion and Possible Action regarding Petition received from Janesville Firefighters IAFF Local 580.

Motion made to approve the petition received by Janesville Firefighters IAFF Local 580 by Councilmember Brown, Seconded by Councilmember Smith.

Voting Yea: Council President Singer, Councilmember Brown, Councilmember Smith.

Voting Abstaining: Councilmember Hicks

31. Approval of the settlement agreement between the City of Whitewater and Jill Gerber.

Motion made to approve pay up to \$13,283.50 for payments related to open records and ethics action by Councilmember Brown, Seconded by Councilmember Smith.
Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith.

ADJOURNMENT

Motion made to adjourn at 8:00 pm by Councilmember Smith, Seconded by Councilmember Brown.
Voting Yea: Council President Singer, Councilmember Hicks, Councilmember Brown, Councilmember Smith.

Anyone requiring special arrangements is asked to call the Office of the City Manager / City Clerk (262-473-0102) at least 72 hours prior to the meeting.

2023-2025 City of Whitewater's 5 strategic goals: Build single-family homes, Communicate with the community without the newspaper, Support a thriving business community, Recruitment and retention efforts with a focus on diversity, and Prioritization of expenditures with available resources.