

CITY OF EDGERTON
REGULAR COMMON COUNCIL MEETING
EDGERTON CITY HALL, COUNCIL CHAMBERS
12 ALBION STREET

Monday, April 15, 2019 at 7:00 p.m.

1. Call to order; Roll call
2. Pledge of Allegiance.
3. Confirmation of appropriate meeting notice posted on Friday, April 12, 2019.
4. Council acceptance of agenda.
5. Personal appearances for non-agenda items limited to 3 minutes.
 - A. The public will be allowed to speak on agenda items during the meeting.
6. Minutes:
 - A. Consider approval of minutes from April 1, 2019 Council meeting.
7. Committee Reports:
 - A. Finance Committee:
 1. Consider approval of bills and payroll vouchers.
 2. Consider approval of licenses.
 3. Consider façade grant for 205-207 W Fulton St.
 4. Consider public event packet for Concerts in the Park Series and waive the fees.
 5. Consider public event packet for 6th Annual Gravity Racers Classic and waive the fees.
 6. Consider public event packet for September Gravity Racers Classic and waive the fees.
 7. Consider public event packet for Edgerton Farmer's Market and waive the fees.
 8. Consider stormwater credits for various properties.
 9. Consider bids and leases for farm land lease by cemetery and farm land lease on Dallman Rd.
 10. Consider City of Edgerton Resolution 11-19: Amending the 2019 Salary Resolution for Police Chief and Lieutenants.
 11. Consider price quotes for road repairs to Thronson and W. Meadows Drive.
 12. Consider declaring Exmark 72" mower as surplus.
 13. Consider bids to purchase DPW ditch mower.
 14. Consider bids for electrical upgrades at Central Park pool.
 15. Consider bids for filtration system upgrades at Central Park pool.
 16. Consider addendum to the Cedar Corp. agreement to include the design and engineering of the 2019 Sidewalk Replacement Program.
 - B. Plan Commission:
 1. Consider approval of the second reading and adoption of City of Edgerton Ordinance 19-03: Amending the Official Zoning Map for properties on W High St.
 2. Consider approval of the second reading and adoption of City of Edgerton Ordinance 19-04: Amending the following sections of the Zoning Ordinance:
 - Section 22.420 Fencing Standards
 - Section 22.403 Visibility standards
 - Section 22.304(6)(e) and (f) Temporary outdoor sales
 - Section 22.302(11)(d) Steps in front yards

Section 22.303 (2)(g) Modification of a detached garage

- C. Tree Board:
 - 1. Report on discussion and action taken at previous meeting, future agenda items and upcoming scheduled meetings.
 - D. Public Works Committee:
 - 1. Consider approval of the second reading and adoption of City of Edgerton Ordinance 19-02: Amending Section 9.04 "Designation of One-Way Streets" by adding a portion of Ridgeway as one-way.
 - E. Personnel Committee:
 - 1. Report on discussion and action taken at previous meeting, future agenda items and upcoming scheduled meetings.
 - 2. Consider lifting hiring freeze for police patrol.
8. Community Development Block Grant (CDBG) Requirements.
- A. Consider Mayor's appointment of members to the Citizen Participation Committee.
 - B. Consider adoption of City of Edgerton Resolution 06-19: Resolution to Adopt a Citizen Participation Plan.
 - C. Consider adoption of Residential Anti-Displacement and Relocation Assistance Plan.
 - D. Consider adoption of City of Edgerton Resolution 08-19: Policy to Prohibit the Use of Excessive Force and the Barring of Entrances/Exists for Non-Violent Civil Rights Demonstrations.
 - E. Consider introducing and approving the first reading of City of Edgerton Ordinance 19-05: Amending section 21.13 "Fair and Open Housing"
9. Consider Declaration honoring Matt McIntyre.
10. Consider Declaration honoring Mark Wellnitz
11. Mayor, alderperson and staff reports.
12. Adjourn.

Notice: If a person with a disability requires that the meeting be accessible or that materials at the meeting be in an accessible format, call the City Administrator's office at least 6 hours prior to the meeting to request adequate accommodations. Telephone: (608) 884-3341.

**APRIL 1, 2019 COMMON COUNCIL MEETING MINUTES
CITY OF EDGERTON**

Mayor Christopher Lund called the meeting to order at 7:00 p.m.

Present: Matt McIntyre, David Esau, Candy Davis, Debbie Olson, and Mark Wellnitz

Excused: Jim Burdick

Others Present: City Administrator Ramona Flanigan, Public Works Director Tom Hartzell, City Clerk-Treasurer Cindy Hegglund, Utility Director Randy Oren, City Attorney Bill Morgan, Police Chief Bob Kowalski, Library Director Kirsten Almo, Fire Chief Randy Pickering, Edgerton Healthy Coalition members, The Edgerton Reporter and citizens.

Hegglund confirmed the meeting agendas were properly posted on Friday, March 29, 2019 at the Post Office, Edgerton Library and City Hall.

ACCEPT THE AGENDA: A Candy Davis/Matt McIntyre motion to accept the agenda moving item 8 after item 6 passed, all voted in favor.

PERSONAL APPEARANCES: Michael Lentz, 412 Pleasant St stated he would like the city to allow the ability to have bee hives. This will be referred to the Plan Commission.

MINUTES: A Candy Davis/David Esau motion to approve the minutes from the March 18, 2019 Common Council meeting passed, all voted in favor.

DECLARATION: A Candy Davis/Mark Wellnitz motion to adopt City of Edgerton Declarations for those assisting with the Police Chief hiring passed on a 5/0 roll call vote.

COMMITTEE REPORTS:

Finance Committee: A Mark Wellnitz/Candy Davis motion to approve the bills and payroll list in the amount of \$172,330.22 passed on a 5/0 roll call vote.

A Mark Wellnitz/Candy Davis motion to approve an operator's license for Zachary Kelly provided his fees and fines owed to the city are paid passed on a 5/0 roll call vote.

Ordinance 19-01: Matt McIntyre felt keeping the "Class A" Combination license quota per population is the way it should stay. He would like to get some data on how other municipalities decide their quota.

Meagan Ferrell from the Healthy Edgerton Coalition shared some information on how alcohol sales density is associated with alcohol related offenses. She recommended adding an ordinance requiring 500-1000 feet between all alcohol establishments. She also suggested we make the application process more thorough.

Lori Heggaman-Davis, realtor with Century 21 Affiliated stated she has been trying to sell the Filling Station building for many years. She currently has a buyer for the building but they need a liquor license. She feels if the quota is not changed the building will continue to sit vacant.

Sarah Braun, 112 W Fulton St, stated that part of the issue is one of the licenses is not being used and can't be withdrawn. She feels one more license would not be detrimental and it would eliminate one of the vacant buildings in our city.

Heather Greenley, 718 W Fulton St stated she feels that people are not addressing the effect alcohol has on our youth. One way to prevent that is to limit the number of establishments selling alcohol.

Mark Wellnitz moved to called the question on item 7.A.3. Motion failed due to lack of a second.

The Council continued debating whether to limit the “Class A” combination liquor licenses.

A Mark Wellnitz/Candy Davis motion to approve the second reading and adopt City of Edgerton Ordinance 19-01: Amending “Class A” Combination Liquor License quota, with an amendment to limit the number of licenses to six passed on a 3/2 roll call vote. Matt McIntyre and Debbie Olson voted against the motion.

A Mark Wellnitz/Candy Davis motion to approve milling and resurfacing approximately 945 feet of S. Main St using \$9,349.76 from the street maintenance budget and the remaining cost from the General Fund balance passed on a 5/0 roll call vote.

Mark Wellnitz/Candy Davis moved to fund the Library HVAC shortfall of \$10,044 using funds from Capital Project Fund surplus passed on a 5/0 roll call vote.

A Mark Wellnitz/Candy Davis motion to award the bid for the S. Main St milling to WK Construction in the amount of \$9,349.76 passed on a 5/0 roll call vote.

Tom Hartzell suggested to postpone the sale of the wing plow because the bids that came in were below the reserve price. He felt we might get higher bids in the fall.

A Mark Wellnitz/Candy Davis motion to postpone the sale of the wing plow until fall passed on a 5/0 roll call vote.

The bids for the New Holland tractor came in below the reserve price. Tom Hartzell is going to put the item on a different auction site to see if higher bids can be obtained.

A Mark Wellnitz/Candy Davis motion to postpone the sale of the New Holland 3930 Tractor passed on a 5/0 roll call vote.

Mark Wellnitz/Matt McIntyre moved to accept the following bids:

1. Woods S105 ditch mower attachment in the amount of \$1,602
2. 2011 Exmark Lazer Z 60” mower in the amount of \$3,550
3. Target Pac II walk-behind 10” concrete/asphalt saw in the amount of \$642
4. Solar/Onan portable welder/generator in the amount of \$350, and
5. Stihl MS 192T chain saw in the amount of \$195

The motion passed on a 5/0 roll call vote.

The Council discussed postponing the purchase of the ditch mower that was scheduled to be purchased in 2019. The funds from the sale of the Holland tractor, Exmark 72” mower and the ditch mower attachment were intended to be used for the purchase of this item. Only 1 of the items has sold. It is unknown if the sale of the other items will cover the cost and be within budgeted amounts.

A Mark Wellnitz/Candy Davis motion to postpone the purchase of a ditch mower from Hartje Farm Equipment passed on a 4/1 roll call vote. Debbie Olson voted against the motion.

A Mark Wellnitz/Candy Davis motion to approve the purchase of an Ex Mark cemetery mower from St. Lawrence Equipment in the amount of \$10,930 passed on a 5/0 roll call vote.

A Mark Wellnitz/Candy Davis motion to approve the sale of 8,728 square feet of property on W High St to Yeske Construction in the amount of \$1,600 passed on a 5/0 roll call vote.

A Mark Wellnitz/Candy Davis motion to approve taking bids for a 3-year lease of the cemetery vacant land parcel, less the two acres on Lord St; the Dallman Rd parcel of land with a limit of 1 year on the Dallman Rd parcel; and all conditions listed on the previous leases be included passed on a 5/0 roll call vote.

Plan Commission: A Candy Davis/Matt McIntyre motion to approve the preliminary certified survey map for 472 W High St with the Plan Commission's conditions passed on a 5/0 roll call vote.

A Candy Davis/Mark Wellnitz motion to adopt City of Edgerton Resolution 05-19: Approving the Final Certified Survey Map for 472 W High St passed on a 5/0 roll call vote.

A Candy Davis/Matt McIntyre motion to introduce and approve the first reading of City of Edgerton Ordinance 19-03: Amending the Official Zoning Map for properties on W. High St. passed on a 5/0 roll call vote.

A Candy Davis/Matt McIntyre motion to introduce and approve the first reading of City of Edgerton Ordinance 19-04: Amending the following sections of the Zoning Ordinance: Section 22.420 Fencing Standards, Section 22.403 Visibility standards, Section 22.304(6)(e) and (f) Temporary outdoor sales, Section 22.302(11)(d) Steps in front yards and Section 22.303(2)(g) Modification of a detached garage passed on a 5/0 roll call vote.

A Candy Davis/Matt McIntyre motion to approve an extraterritorial land division for McCann, Section 16 Town of Fulton (2019 009) passed on a 5/0 roll call vote.

Public Works Committee: A Debbie Olson/Matt McIntyre motion to introduce and approve the first reading of City of Edgerton Ordinance 19-02: Amending Section 9.04 "Designation of One-Way Streets" by adding a portion of Ridgeway as one-way passed on a 5/0 roll call vote.

Being no other business before the Council, a Candy Davis/Debbie Olson motion to adjourn passed, all voted in favor.

Cindy Hegglund/wl
City Clerk-Treasurer

Adopted April 15, 2019

Memo

To: Common Council
From: Staff
Date: 4/12/2019
Re: April 15, 2019 Meeting

Farmland bids: The City received three bids for the 7.8 acre of cemetery land with the high bid from Tim Clark for \$150/acre. Mr. Clark has agreed to the provision that he not move heavy agriculture equipment though the cemetery.

The City received 4 bids for the 1.6 acre Dallman Road parcel with the high bid being from Josh Livingston for \$300/acre. Attached are leases for the two parcels

Amendment to Salary Resolution: The 2019 budget includes funding for a \$2/hour increase in the wage of the two police lieutenants with the condition that the wage would not be adjusted until the new Chief of Police was hired and able to evaluate the wages. Chief Kowalski recommends the \$2/ hour wage increase be granted to the two lieutenants retroactive to the beginning of the year.

Pool Electrical Bids: The City received one bid for the pool electrical work from Hady Electric for \$15,376.46. (See City engineer's review) We budgeted \$15,000 for the project. Additional project costs include approximately \$600 in bid document preparation and installation inspection.

Pool sand filter bids: The City received 3 bids for the media (sand) replacement in the pool filters. (see City Engineer's review). The budget includes \$16,750 for the project. The media was last replaced in 2001. The 12 filter vessels are original equipment making them nearly 30 years old which is the upper limit of their design life. Based on the age of the vessels, the City requested bids for sand and minor parts replacement as well as an option for replacement for the sand and the filter vessels themselves. Additional project costs include approximately \$600 in bid document preparation and installation inspection.

- Replace sand: low bid was from Newman for \$13,177
- Replace 6 sand filter vessels: low bid from In Depth Pool service for \$14,310
- Replace 12 sand filter vessels: low bid from In Depth Pool Service for \$25,620.

The City Engineer and the Pool Director recommend replacement of the vessels as a better investment given the age of the vessels. The Pool Director believes if a filter were to fail, we would have to repair it to keep the pool functioning.

Application for a Facade Grant for 205-207 W Fulton St: The owner of 205-207 W Fulton Street, future location of Mario's restaurant, is requesting approval of a facade grant to replace the front door, put in double service doors on the rear of 207, and make the rear door of 205 wider. The applicant provided one quote of \$11,092. The maximum grant recommended by the RDA is \$4,436.80.

CDBG Public Facilities (CDBG-PF) program: The City plans to submit an application to the competitive CDBG-PF program for the reconstruction of Rollin Street from Albion Street to Swift Street. Please recall the City plans to use our CDBG based Revolving Loan funds/CDBG Close funds for the reconstruction of Rollin Street from Swift to N Main. The goal is to use these two CDBG programs to pay for the vast majority of the Rollin Street project. To apply for the CDBG-PF grant, the City has to comply with several CDBG conditions. There are several items on this agenda and there will be several more on the May 6 agenda relating to the CDBG-PF application.

**CITY OF EDGERTON
ORDINANCE No. 19-03
AN ORDINANCE TO AMEND SECTION 22.210 “OFFICIAL ZONING MAP” OF THE
EDGERTON CODE OF ZONING ORDINANCES, CITY OF EDGERTON ROCK AND
DANE COUNTIES, WISCONSIN**

Aldersperson Candy Davis introduced the following Ordinance and moved its adoption:

WHEREAS the Plan Commission has held a public hearing, reviewed the zoning changes and recommends the Common Council approve the changes, and

WHEREAS the Common Council has reviewed the recommendation and concluded that the zoning change supports the following finding of fact:

The potential public benefits of the proposed rezoning outweigh any and all potential adverse impacts of the proposed rezoning.

WHEREAS the Common Council has the final authority to approve all zoning changes.

NOW THEREFORE BE IT RESOLVED, the Common Council of the City of Edgerton, Rock and Dane Counties, Wisconsin, do ordain as follows:

1. SECTION 22.210 “Official Zoning Map” shall be amended for:
 - a. 402, 472, and 440 W High St zoned from B-3 Large Scale Commercial to M-2 General Industrial District, and
 - b. Only the portions of 315 and 415 W High St that are currently zoned B-3 Large Scale Commercial to be rezoned to M-2 General Industrial District.

This Ordinance shall be in full force and effect after its passage and publication.

Seconded by Aldersperson: Matt McIntyre

Roll Call: Ayes Noes

1st Reading: April 1, 2019

2nd Reading:

Adoption:

Published:

Dated:

Christopher W. Lund, Mayor

Ramona Flanigan, City Administrator

STATE OF WISCONSIN)
)SS.
COUNTY OF ROCK)

I, Ramona Flanigan, City Administrator, City of Edgerton, Rock and Dane Counties, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the Common Council of the City of Edgerton at its regular meeting the ___ day of April, 2019.

Ramona Flanigan, City Administrator

TO: Edgerton Plan Commission

FROM: Ramona Flanigan

MEETING DATE: March 25, 2019

GENERAL DESCRIPTION

Description of Request: Approval of a zoning change from B-3 Large Scale Commercial to M-2 General industrial .

Location: 315, 415, 420, 472, and 440 W High Street (Parcel #6-26-1109.1, 1109.1A, 1108.2, and a portion of 1108.1 and 1108.3)

Applicant: City of Edgerton

Current Zoning/Land Use: B-3 / contractors yards and City Garage

STAFF REVIEW COMMENTS

Staff has reviewed the petition for planning issues in accordance with the Edgerton Zoning and Subdivision Ordinances and has the following comments:

Rezone

1. The subject parcels, located at 315, 415, 420, 472, and 440 W High Street, are zoned B-3 Large Scale Commercial. The petitioner proposes to rezone the subject parcels to M-2 General Industrial District to make the uses conforming. The parcels on the north side of W High Street (Yeske Construction and Edwardson Plumbing) are considered Outdoor Storage and Wholesaling land uses because of the outside storage they have. Outdoor Storage uses are not allowed in the B-3 District making these uses nonconforming. Yeske Construction's proposed expansion is prohibited under its current zoning. The proposed rezone is supported by the Master Plan.

The properties on the south side of W High Street are the city garage and yard, and the water utility building. These uses are considered Public Services and Utilities land uses. While this land use category allows for outside storage (thus not requiring a rezone to M-2), for consistency in zoning of similar types of land uses, staff is recommending the B-3 portion of the City owned parcels be rezoned to M-2.

2. Zoning and land uses of adjacent parcels consist of the following: B-3 (gas station) and R-3 and R-4 (residential) to the east; R-2 and R-4 (residential) and A-1 (park) to the north; A-1 (open space and environmental corridor) to the west; and R2 (residential) to the south.
3. The two zoning districts are different in the following ways (see attached marked-ordinance)

Uses allowed in B-3 that are not allowed in M-2:

- Personal and professional Services
- Indoor sales and services
- In Vehicle Sales and Service (conditional use)

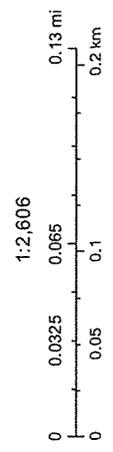
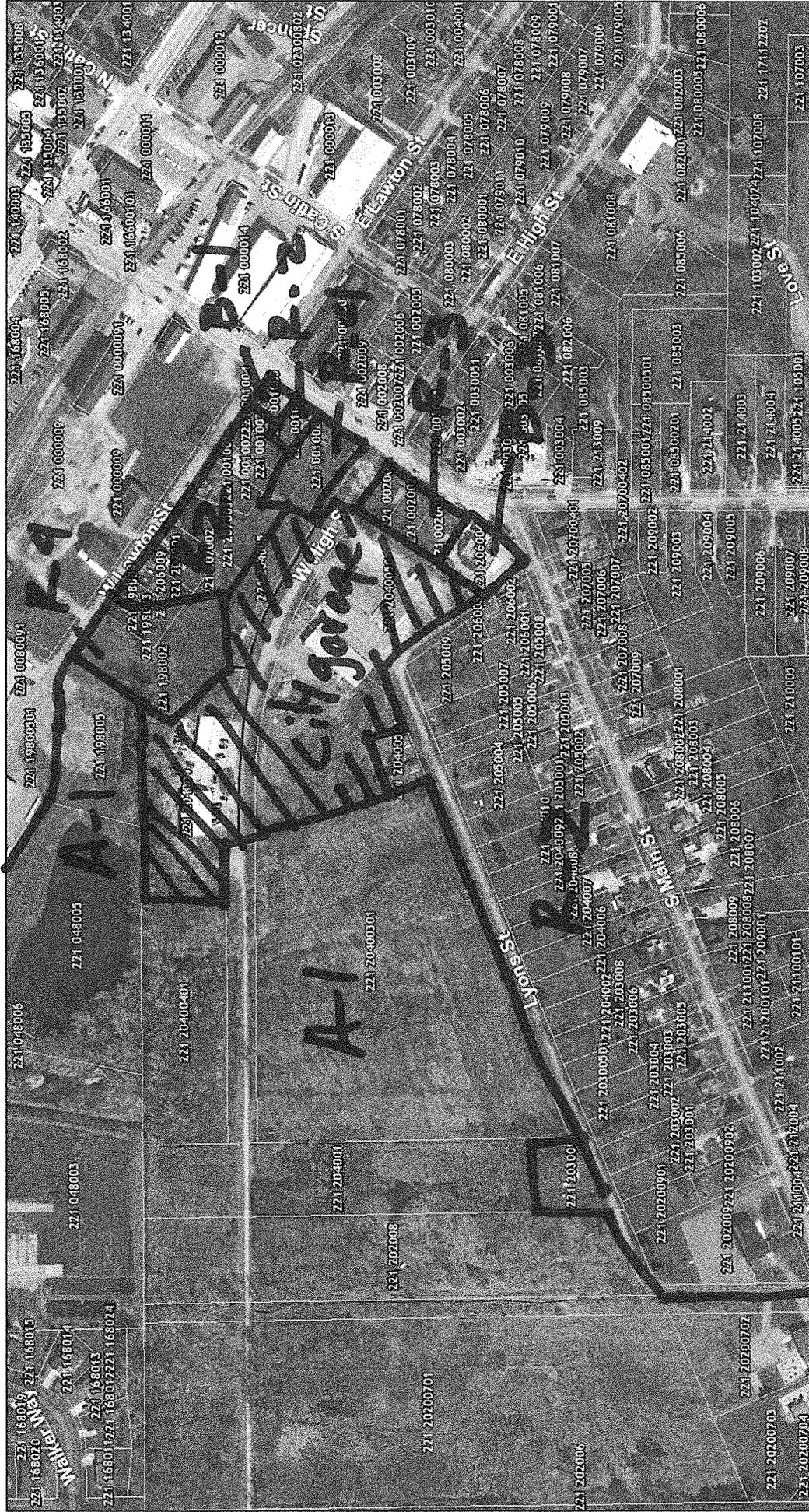
Uses allowed in M-2 that are not allowed in B-3

- Light Industrial
- Outdoor Storage or Wholesaling (special use)
- Heavy Industrial (conditional use)

4. The advantages of the proposed rezoning are that the current uses better comply with the M-2 district regulations thus allowing their continued existence and expansion, and the rezoning is supported by the Master Plan. The potential disadvantages of the proposed rezoning to adjoining properties are the outdoor storage on the privately owned parcels will be allowed to remain as an acceptable land use (within the ordinance requirements) and a conversion of the properties to industrial uses would be possible in the future.

STAFF RECOMMENDATION

Staff recommends the Plan Commission recommend approval of the rezoning of 315, 415, 420, 472, and 440 W High Street from B-3 Large Scale Commercial to M-2 General Industrial. This recommendation is based on the finding that the potential public benefits of the proposed rezoning outweigh any and all potential adverse impacts of the proposed rezoning.



1:2,606

CITY OF EDGERTON
ORDINANCE No. 19-04
AN ORDINANCE TO AMEND SECTIONS:
22.420 "FENCING STANDARDS";
22.403 "VISIBILITY STANDARDS";
22.304(6)(f) "SEASONAL OUTDOOR SALES OF PRODUCTS";
22.302(11)(d) "PERMITTED INTRUSIONS INTO REQUIRED YARDS"; AND
22.303 "NONCONFORMING USES, STRUCTURES, LOTS"
OF THE EDGERTON CODE OF ZONING ORDINANCES,
CITY OF EDGERTON ROCK AND DANE COUNTIES, WISCONSIN

Aldersperson Candy Davis introduced the following Ordinance and moved its adoption:

THE COMMON COUNCIL OF THE CITY OF EDGERTON, ROCK AND DANE COUNTIES, WISCONSIN, DO ORDAIN AS FOLLOWS:

Section 22.420 shall be amended as follows:

22.420 Fencing Standards

(c) Maximum Height: The maximum height of any fence, landscape wall, or decorative post shall be the following:

1. 4 feet when located within a required front yard or required street yard on any property, unless it is determined to be a visual obstruction;
2. 6 feet when located on any residentially zoned property in a side or rear yard ~~but not within a required front yard or a required street yard~~; and
3. 8 feet when located on any non-residentially zoned property in a side or rear yard ~~but not within a required front yard or a required street yard, except that security fences may exceed this height.~~
4. The maximum heights listed for Subsections (3)(c)1.-3., above, may be exceeded with the approval of a conditional use per Subsection 22.206. The following conditions (at a minimum) shall be established for such requests:
 - a. The increase in height shall in no way further obstruct vision for intersecting streets, driveways, sidewalks or other traffic areas;
 - b. The fence shall be screened on its external side with adequate plants so as to maintain an attractive appearance to said side.
 - c. The fence shall be setback from the property line beyond the requirement of Subsection (3)(b), above, such distance as appropriate to contain adequate landscaping per (3)(c)4.b., above, and so as to maintain an attractive relationship to fence's external side.

Section 22.403 shall be amended as follows:

22.403 VISIBILITY STANDARDS.

- (1) **Purpose.** The purpose of this subsection is to alleviate or prevent congestion of public rights-of-way so as to promote the safety and general welfare of the public by establishing minimum requirements for the provision of vehicular visibility.
- (2) **Requirement.** In order to provide a clear view of intersecting streets to motorists there shall be a triangular area of clear vision formed by the two intersecting streets

and a chord connecting adjacent right-of-way lines, as determined by the Director of Public Works. The following are prohibited within said triangular area: signs (other than traffic control signs) ~~and signs having a post(s) 12 inches in diameter or more; less; and also signs having with~~ the bottom edge of the sign at least less than 8 feet high; parking spaces; structures or earthwork in excess of 30 inches; and ~~no~~ vegetation, fencing, ~~nor~~ and other such obstructions between 30 inches and 8 feet in height which exceeds an opacity of 0.2 (see Subsection 22.610(4)(b)). Height shall be measured above either of the centerline elevations of said two streets. Generally, the standards within Table 22.403 and illustrated in the accompanying graphic, on the following page, shall apply.

Section 22.304(6)(f) shall be amended as follows:

22.304 (6) (f) Seasonal Outdoor Sales of Products.

Description: Includes any outdoor display of products not otherwise regulated by the City of Edgerton Code of Ordinances. Examples of this land use include but are not limited to: seasonal garden shops and the display of farm products.

1. Temporary Use Regulations: {A-1, B-1, B-2, B-3, B-4, HMU, M-1, M-2}
 - a. Display shall be limited to a maximum of 120 days in any calendar year.
 - b. Display shall not obstruct pedestrian or vehicular circulation, including vehicular sight distances.
 - c. Signage shall comply with the requirements for temporary signs in Subsection 22.506.
 - d. Adequate parking shall be provided.
 - e. If subject property is located adjacent to a residential area, sales and display activities shall be limited to daylight hours.
 - f. The applicant has written permission from the property owner or tenant.
 - f.g. Shall comply with Subsection 22.208, standards and procedures applicable to all temporary uses.

Section 22.302(11)(d) shall be amended as follows:

22.302 (11) (d) Permitted Intrusions into Required Yards: The following intrusions by buildings and structures are permitted into the specified required yards:

1. Permitted Intrusions in to Required Front or Street Yards:
 - a. Chimneys, flues, sills, pilasters, lintels, ornamental features, cornices, eaves, bay windows, and gutters for residential buildings, provided they do not extend more than two and one-half (2.5) feet into the required yard.
 - b. Yard lights, ornamental lights, and nameplate signs for residential lots; provided, that they comply with the illumination requirements of Section 22.407 and provided they do not locate closer than five (5) feet from the front or street property line.
 - c. Terraces, sidewalks, ~~steps~~, uncovered porches, decks, stoops, or similar appurtenances to residential buildings which do not extend above the floor level of the adjacent building entrance; provided, they do not intrude more than six (6) feet into any required street yard and front yard, except sidewalks connecting to a public sidewalk may extend to the public sidewalk. Steps may intrude more than 6 feet into a required street yard or front yard only if required by the elevation of the entry but cannot extend any closer than 10 feet to the front or street yard lot line.

Section 22.303 shall be amended as follows:

Section 22.303 Nonconforming uses, structures, lots

(2)(g) A legal, nonconforming detached garage may be ~~enlarged~~ modified provided the following requirements are met:

1. That the proposed garage addition complies with the required setback(s).
2. ~~And that~~ That precautions (determined on a case-by-case basis by the Building Inspector) are taken to reduce the possibility of fire damage to nearby structures.
3. The proposed modification does not result in a detached garage that exceeds any of the area, height, intensity requirements, bulk requirements or other ordinance provisions.

This Ordinance shall be in full force and effect after its passage and publication.

Seconded by Alderperson: Matt McIntyre

Roll Call: Ayes Noes

1st Reading: April 1, 2019

2nd Reading:

Adopted:

Published:

Dated:

Christopher W. Lund, Mayor

Ramona Flanigan, City Administrator

STATE OF WISCONSIN)

)ss.

COUNTY OF ROCK)

I, Ramona Flanigan, City Administrator, City of Edgerton, Rock and Dane Counties, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the Common Council of the City of Edgerton at its regular meeting the ___ day of _____, 2019.

Ramona Flanigan, City Administrator

**CITY OF EDGERTON
ORDINANCE No. 19-02**

**AN ORDINANCE TO AMEND SECTION 9.04 “DESIGNATION OF ONE-WAY
STREETS” OF THE EDGERTON CODE OF GENERAL ORDINANCES,
CITY OF EDGERTON ROCK AND DANE COUNTIES, WISCONSIN**

Aldersperson Debbie Olson introduced the following Ordinance and moved its adoption:

THE COMMON COUNCIL OF THE CITY OF EDGERTON, ROCK AND DANE COUNTIES, WISCONSIN, DO ORDAIN AS FOLLOWS:

9.04 DESIGNATION OF ONE-WAY STREETS shall be amended by adding item (5) as follows:

The following streets and highways are designated as one-way streets and all traffic thereon shall proceed in the direction set forth by traffic signs erected thereon.

- (1) St. Joseph’s Circle.
- (2) Head Street.
- (3) Barberry Lane.
- (4) Elm High Drive in front of the Elementary School and the east side of the High School.
- (5) **Ridgeway Street between Park Place Addition and Albion Street.**

This Ordinance shall be in full force and effect after its passage and publication.

Seconded by Aldersperson: Matt McIntyre

Roll Call: Ayes Noes

1st Reading: April 1, 2019

2nd Reading:

Christopher W. Lund, Mayor

Adopted:

Published:

Dated:

Ramona Flanigan, City Administrator

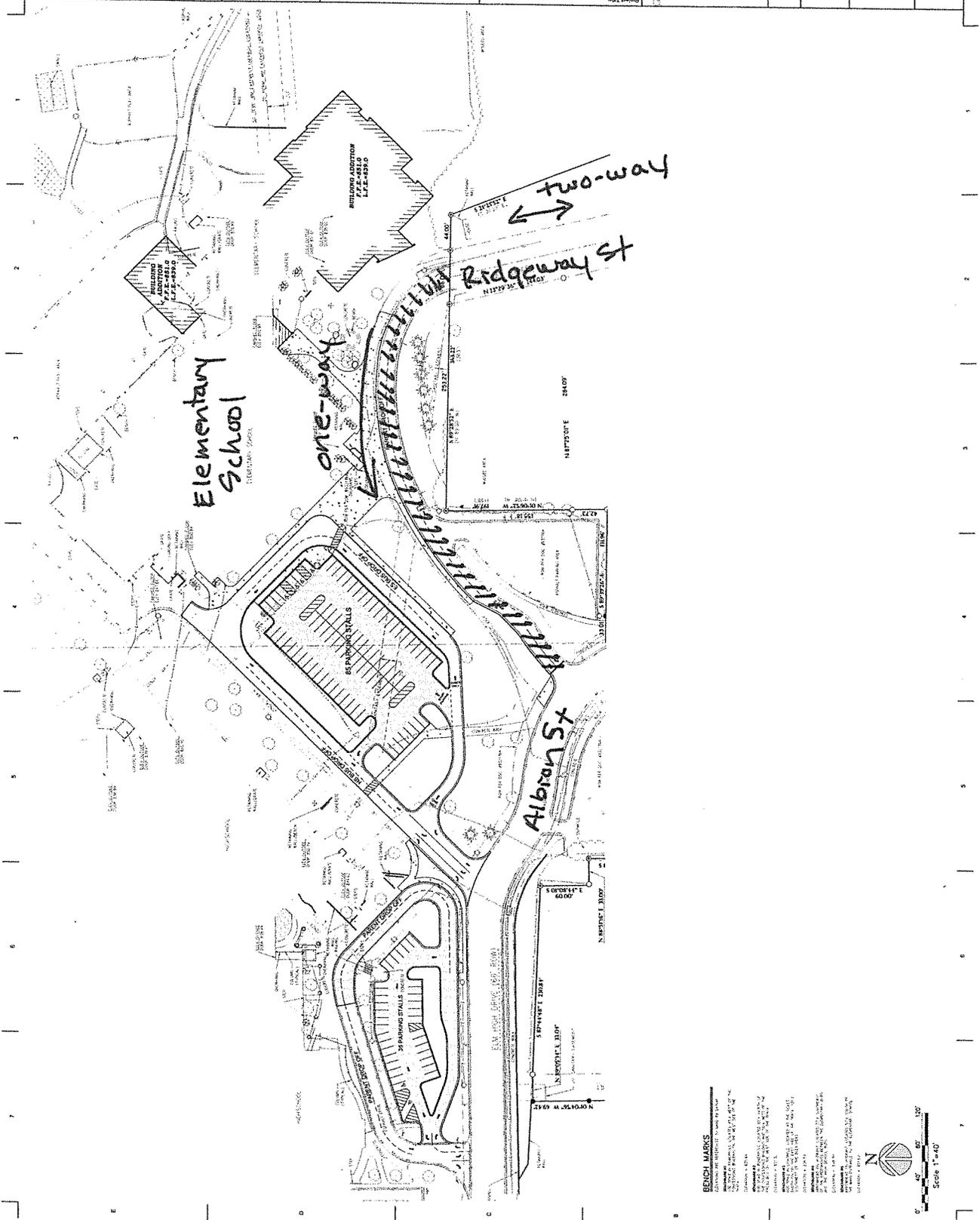
STATE OF WISCONSIN)

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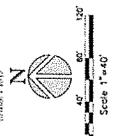
COUNTY OF ROCK)

I, Ramona Flanigan, City Administrator, City of Edgerton, Rock and Dane Counties, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the Common Council of the City of Edgerton at its regular meeting the ___ day of _____, 2018.

Ramona Flanigan, City Administrator



BENCH MARKS
 All elevations are referred to mean sea level.
 The datum used for this project is the National Mean Sea Level Datum of 1988.
 The vertical datum used for this project is the National Mean Sea Level Datum of 1988.
 The horizontal datum used for this project is the North American Datum of 1983.
 The projection used for this project is the Universal Transverse Mercator (UTM) projection.
 The zone used for this project is Zone 16N.
 The scale used for this project is 1" = 40'.



CITY OF EDGERTON
RESOLUTION No. 06-19

RESOLUTION TO ADOPT A CITIZEN PARTICIPATION PLAN
CITY OF EDGERTON, ROCK AND DANE COUNTIES, WISCONSIN.

WHEREAS, the City of Edgerton has applied for a Community Development Block Grant (CDBG); and

WHEREAS, the State of Wisconsin Department of Administration (DOA) and the U.S. Department of Housing and Urban Development (HUD) require recipients of Community Development Block Grant (CDBG) monies to have in place a Citizen Participation Plan; and

WHEREAS, the Citizen Participation Plan shall encourage citizen participation (especially by persons of low to moderate income), provide citizens reasonable and timely access to local meetings and information, provide for technical assistance, provide for public hearings, provide for complaint procedures, and accommodate non-English speaking residents; and

WHEREAS, the City of Edgerton has prepared and publicly reviewed a Citizen Participation Plan;

NOW, THEREFORE, BE IT RESOLVED, that the City Council
(City Council, County Board, Village Board, Town Board)
of the City of Edgerton officially
(County, City, Village, or Town) (UGLG/Unit of General Local Government's Name)
adopts the Citizen Participation Plan.

ADOPTED on this day of , : ATTEST:
(Day) (Month) (Year) (Signature of Clerk)

The governing body of The City of Edgerton has authorized the above resolution
(UGLG/Unit of General Local Government's Name)
by Resolution No.: , dated
(Resolution Number) (Date Authorized)

Signature of the Chief Elected Official Title Date Signed

Christopher W. Lund
Typed Name of the Chief Elected Official

City of Edgerton

Citizen Participation Plan for the Community Development Block Grant (CDBG) Program

PURPOSE

In order for the CDBG Program to operate effectively, and to address the needs of the citizens of the City of Edgerton "City", the entire population must be kept informed. The decision-making process must be open and consistent with State and Federal regulations. To accomplish this, the following plan will be followed:

PROGRAM OVERSIGHT

1. The City shall create a Citizen Participation Plan Committee, members of which shall be appointed by the Chief Elected Official and confirmed by the City Council. This Committee shall be responsible for implementation of the Citizen Participation Plan, as well as offering guidance in preparation of the grant application.

The City shall oversee the preparation of the Community Development Block Grant (CDBG) grant application.

2. To insure responsiveness to the needs of its citizens, the City shall provide for and encourage citizen participation. Particular emphasis shall be given to participation by persons of low- to- moderate income (LMI).

CITIZEN PARTICIPATION

1. The City shall establish a committee composed of persons representative of the City demographics. This committee must include at least one LMI person.

The committee members should also include representatives from the local government, real estate, banking and labor communities whenever possible.

This committee shall assume responsibility for coordinating all required elements

of the Citizen Participation Plan. All committee members must be residents of the City.

NOTICE OF HEARINGS

1. Official notice of hearings will be by public notice in the Edgerton Reporter at least two full weeks prior to the hearing. In addition, the public notice shall be posted at the City municipal building. These notices will include time, place and date of meetings, as well as a brief agenda.
2. All notifications of meetings and available assistance must be worded in such a way as to encourage LMI participation. In addition, all meeting announcements shall include where, and during what time, information and records relating to the proposed and actual use of funds may be found.

REQUIRED PUBLIC HEARINGS

Public hearings shall be held to obtain citizen views and to enable them to respond to proposals at all stages of the CDBG Program, including the development of needs, the review of proposed activities and the review of program performance. Hearings shall be held after adequate notice, at times and locations convenient to potential or actual beneficiaries and with accommodations for the handicapped, and, if needed, for non-English speaking persons.

1. The first hearing will receive citizens' views and provide an explanation of:
 - a. Community development needs, objectives, and strategies.
 - b. The CDBG program including goals, objectives, application process, amount of funds available, timetable, eligible activities, etc.
2. The second hearing will receive citizens' views and provide a review of the performance of the funded activities.
3. The first public hearing shall be held during the development of the application for funds. The second public hearing shall be held during the implementation of the program. The City will attempt to have at least one of the public hearings in the service area (if applicable).

PROGRAM INFORMATION, FILES, and ASSISTANCE

1. Technical assistance will be provided to any citizen who requests information about program requirements. Assistance with the application process will be provided by City staff in the Administration Department. A City staff member will meet with citizens on request.
2. The City will maintain, in City Hall 12 Albion Street, a record of all citizen participation efforts including minutes of meetings, newspaper clippings, and copies of notices and brochures.
3. Citizens will be invited to make proposals regarding the application. If suitable proposals are submitted in writing, a written response will be provided within 15 days. Every effort will be made to respond to all proposals prior to the final action on the subject.
4. Citizens may petition or request in writing assistance or changes.

The City staff will respond to all such requests within 15 days after the City of Edgerton Citizen Participation Plan Committee has met to discuss the request.

COMPLAINTS

The City will handle citizen complaints about the program in a timely manner. By federal regulation the City will respond in writing to all written letters of complaint within 15 days after receipt of the complaint. The nature and disposition of verbal complaints will be reported in a complaint log. The first contact for complaints should be made to Ramona Flanigan, City Administrator, City of Edgerton, 12 Albion Street Edgerton, WI 53534

In addition to the above procedure, any citizen wishing to object may complain directly to the following address:

Attention: Executive Staff Assistant
WI Department of Administration
Division of Energy, Housing and Community Resources, 5th Floor
P.O. Box #7970
Madison, WI 53707-7970

Written complaints should contain the following information and should be as specific as possible when describing:

- 1) The Program area being referenced: HOME, Community Development Block Grants for Housing (CDBG – Housing), Community Development Block Grants for Community Development (CDBG – Community Development), Emergency Solutions Grants (ESG), etc.;
- 2) The event resulting in the complaint;
- 3) The dates, details, and reason for the complaint; along with
- 4) The complainant's name, address, and telephone number.

NON-ENGLISH SPEAKING PERSONS

The City will regularly survey the municipality to identify non-English speaking persons and will make all special efforts to assure them equal opportunity in the citizen's participation process.

City of Edgerton Residential Anti-Displacement and Relocation Assistance Plan For CDBG Programs

This Residential Anti-Displacement and Relocation Assistance Plan (RARAP) is prepared by the City of Edgerton in accordance with the Housing and Community Development Act of 1974, as amended; and HUD regulations at 24 CFR 42.325 and is applicable to our CDBG¹ projects.

Minimize Displacement

Consistent with the goals and objectives of activities assisted under the Act, the City of Edgerton will take the following steps to minimize the direct and indirect displacement of persons from their homes.

- Evaluate housing codes and rehabilitation standards in reinvestment areas to prevent undue financial burden on established owners and tenants.
- Where feasible, give priority to rehabilitation of housing, as opposed to demolition, to avoid displacement.
- If feasible, demolish or convert only dwelling units that are not occupied or vacant occupiable dwelling units (especially those units which are "lower-income dwelling units" as defined in 24 CFR 42.305).
- Target only those properties deemed essential to the need or success of the project.

(continued on the next page)

¹ CDBG programs include: Entitlement Community Development Block Grant (CDBG) Program, State CDBG Program, CDBG Small Cities Program, Section 108 Loan Guarantee Program, CDBG Special Purpose Grants Program, and the Neighborhood Stabilization Program (NSP).

Relocation Assistance to Displaced Persons

The City of Edgerton will provide relocation assistance for lower-income tenants who, in connection with an activity assisted under the CDBG Program, move permanently or move personal property from real property as a direct result of the demolition of any dwelling unit or the conversion of a lower-income dwelling unit in accordance with the requirements of 24 CFR 42.350. A displaced person who is not a lower-income tenant, will be provided relocation assistance in accordance with the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, as amended, and implementing regulations at 49 CFR Part 24.

One-for-One Replacement of Lower-Income Dwelling Units

The City of Edgerton will replace all occupied and vacant occupiable lower-income dwelling units demolished or converted to a use other than lower-income housing in connection with a project assisted with funds provided under the CDBG Program in accordance with 24 CFR 42.375.

Before entering into a contract committing the City of Edgerton to provide funds for a project that will directly result in demolition or conversion of lower-income dwelling units, the City of Edgerton will make public by publication in the Edgerton Reporter and submit to HUD and the State of Wisconsin CDBG Program the following information in writing:

1. A description of the proposed assisted project;
2. The address, number of bedrooms, and location on a map of lower-income dwelling units that will be demolished or converted to a use other than as lower-income dwelling units as a result of an assisted project;
3. A time schedule for the commencement and completion of the demolition or conversion;
4. To the extent known, the address, number of lower-income dwelling units by size (number of bedrooms) and location on a map of the replacement lower-income housing that has been or will be provided. *NOTE: See also 24 CFR 42.375(d).*
5. The source of funding and a time schedule for the provision of the replacement dwelling units;
6. The basis for concluding that each replacement dwelling unit will remain a lower-income dwelling unit for at least 10 years from the date of initial occupancy; and
7. Information demonstrating that any proposed replacement of lower-income dwelling units with smaller dwelling units (e.g., a 2-bedroom unit with two 1-bedroom unit), or any proposed replacement of efficiency or single-room occupancy (SRO) units with units of a different size, is appropriate and consistent with the housing needs and priorities identified in the HUD-approved Consolidated Plan and 24 CFR 42.375(b).

To the extent that the specific location of the replacement dwelling units and other data in items 4 through 7 are not available at the time of the general submission, the City of Edgerton will identify the general location of such dwelling units on a map and complete the disclosure and submission requirements as soon as the specific data is available.

Replacement not Required Based on Unit Availability

Under 24 CFR 42.375(d), the City of Edgerton may submit a request to HUD (or to the State, if funded by the State) for a determination that the one-for-one replacement requirement does not apply based on objective data that there is an adequate supply of vacant lower-income dwelling units in standard condition available on a non-discriminatory basis within the area.

Contacts

The **City Administrator (608) 884-3341** is responsible for tracking the replacement of lower-income dwelling units and ensuring that they are provided within the required period.

The **City Administrator (608) 884-3341** is responsible for providing relocation payments and other relocation assistance to any lower-income person displaced by the demolition of any dwelling unit or the conversion of lower-income dwelling units to another use.

Adopted by the City of Edgerton Common Council on: April 15, 2019.

_____ Mayor

Christopher W. Lund

RESOLUTION NO. 08-19

A RESOLUTION OF THE COMMON COUNCIL OF THE CITY OF EDGERTON, ROCK AND DANE COUNTIES, WISCONSIN

POLICY TO PROHIBIT THE USE OF EXCESSIVE FORCE AND THE BARRING OF ENTRANCES/EXITS FOR NON-VIOLENT CIVIL RIGHTS DEMONSTRATIONS

WHEREAS Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 U.S.C. 69 §5304) prohibits the State from expending or obligating any Community Development Block Grant funds to any unit of general local government that does not have or adopt a policy prohibiting the use of excessive force by local law enforcement agencies within its jurisdiction against any individuals engaged in nonviolent civil rights demonstrations; and a policy of enforcing State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within its jurisdiction;

AND WHEREAS it is in the interest of the City of Edgerton to pursue Community Development Block Grant Funds and to adopt policy that complies with Section 104 (L)(1) of Title I of the Housing and Community Development Act of 1974 as amended (42 USC 69 §5304);

NOW THEREFORE, BE IT RESOLVED BY THE MAYOR AND THE COMMON COUNCIL OF THE CITY OF EDGERTON:

It is the POLICY of the City of Edgerton to prohibit the use of excessive force by law enforcement agencies within the City's jurisdiction against any individuals engaged in nonviolent civil rights demonstrations.

It is the POLICY of the City of Edgerton to enforce applicable State and local laws against physically barring entrance to or exit from a facility or location which is the subject of such nonviolent civil rights demonstration within the City's jurisdiction.

The officials and employees of the City shall assist in the orderly prevention of all excessive force within the CITY OF EDGERTON by implementing the authority and enforcement procedures set forth in Title I of the Housing and Community Development Act of 1974.

The Common Council directs the City of Edgerton Police Chief to implement this Resolution by amending applicable City of Edgerton police procedures.

PASSED BY THE MAYOR AND COMMON COUNCIL OF THE CITY OF EDGERTON.

Christopher W. Lund, Mayor

Date _____

ATTEST:

Cinthia Heggglund, Municipal Cler

Date _____

I, Ramona Flanigan, City Administrator, City of Edgerton, Rock and Dane Counties, Wisconsin, do hereby certify that the foregoing is a true and correct copy of the ordinance adopted by the Common Council of the City of Edgerton at its regular meeting the ____ day of _____, 2019.

Ramona Flanigan, City Administrator

CITY OF EDGERTON DECLARATION

Recognizing and Honoring Alderperson Matt McIntyre for his Public Service to the City of Edgerton

WHEREAS, Matt McIntyre respectively served the residents of the 1st District and the entire City of Edgerton as Alderperson from April 2013 through April 2019; and

WHEREAS, Matt McIntyre's tenure on the Edgerton City Council coincided with working through the modifications of the brush ordinance, completion of the wastewater treatment plant, the 2017-2018 sidewalk replacement program and development of alternative methods for residents to rehabilitate sidewalks, and the construction of Brailsford Junction Way and Gateway Lane; and

WHEREAS, Matt McIntyre served on the Utility Commission, Board of Review, Public Safety Committee, and Edgerton Fire Protection District; and

WHEREAS, the City of Edgerton was served well by Matt McIntyre throughout his time as Alderperson through promotion of community involvement and dedication to the community;

NOW, THEREFORE BE IT RESOLVED, the City of Edgerton Common Council, on behalf of the entire City of Edgerton, hereby recognizes and honors Matt McIntyre for his public service to the citizens of Edgerton as Alderperson, commends him for his dedication to the community, thanks him for his active role in many activities, and wishes him well in his future endeavors.

Christopher Lund, Mayor

Attest

Ramona Flanigan, City Administrator

CITY OF EDGERTON DECLARATION

Recognizing and Honoring Alderperson Mark Wellnitz for his Public Service to the City of Edgerton

WHEREAS, Mark Wellnitz admirably served the residents of the 3rd District and the entire City of Edgerton as Alderperson from April 2009 through April 2019; and

WHEREAS, Mark Wellnitz tenure on the Edgerton City Council coincided with the creation of the Holiday Lights of Central Park, the construction of Brailsford Junction Way and Gateway Lane, the completion of the Wastewater Treatment Plant, the Rinehart Warehouse Redevelopment Projects, the purchase and sale of 16 Albion Street, and the reconstruction at Race Track Park; and

WHEREAS, Mark Wellnitz served on the Parks & Recreation Committee, Finance Committee, Public Safety Committee, Public Works Committee, Board of Review, Library Board, Historical Preservation Committee, Planning Commission, Edgerton Fire Protection District, and the Personnel Committee; and

WHEREAS, the City of Edgerton was served well by Mark Wellnitz throughout his time as Alderperson as he signified honesty, leadership and dedication to the City of Edgerton;

NOW, THEREFORE BE IT RESOLVED, the City of Edgerton Common Council, on behalf of the entire City of Edgerton, hereby recognizes and commends Mark Wellnitz for his public service to the citizens of Edgerton as Alderperson, thanks him for his dedication to the community, honors him for his active role in many activities, and wishes him well in his future endeavors.

Attest

Christopher Lund, Mayor

Ramona Flanigan, City Administrator