

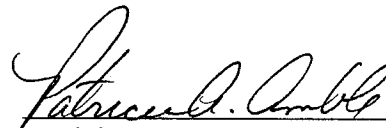
C-199

ORD 15 8705

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CERTIFICATION OF CLERK

I, Patricia A. Amble, do hereby certify that I am the duly appointed and qualified City Clerk for the City of Middleton, County of Dane, State of Wisconsin; and enclosed herewith is a true and correct copy of the minutes of the regular meeting of the Common Council of the City of Middleton, Dane County, Wisconsin held on May 16, 2006; and seven (7) copies of the Ordinance to Annex City-Owned Lands.



Patricia A. Amble
City Clerk

Dated this 22nd day
of May, 2006.

STATE OF WISCONSIN)
)
COUNTY OF DANE)

On this 22nd day of May, 2006, personally came before me the above named Patricia A. Amble, City Clerk for the City of Middleton, Dane County, Wisconsin, known to be the person described in the foregoing instrument and acknowledged that he executed the same in the capacity therein stated and for the purpose therein contained.

In witness whereof I hereunto set me hand and official seal.



Lorie J. Dvorak, Notary Public
My commission expires 3-25-07

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DOUGLAS LA FOLLETTE
SECRETARY OF STATE

MIDDLETON COMMON COUNCIL MINUTES

City Council Chambers
Tuesday May 16, 2006

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SECRETARY OF STATE

Mayor Zwank convened the Council meeting at 7:33 p.m.

PRESENT: Hoeksema, Horn, Leo, Lewis, Sonnentag, Teal, Wexler
ABSENT: Conhaim

Recognition of Outgoing Committee Volunteers (Diane Ballweg, Herb Garn, Judith Coleman)

Mayor Zwank recognized the time and dedication of each of these individuals in serving the City, and presented Diane Ballweg, Herb Garn and Judith Coleman with a clock in appreciation for their service.

Police Awards

District Attorney Brian Blanchard, ADA Ishmael Ozanne and Domestic Violence Specialist Marlys Howe presented Lieutenant Foulke, Court Officer Lynn Endres, Officer Troy Hellenbrand and dispatcher Wendy Marquardt with the Victim's Advocacy Award. On hand for the presentation were Vikki Hall, Alice Hall and Doris Hall, relatives of Jennifer Hitchcock, the deceased victim.

Lieutenant Foulke presented awards to the following people:

Outstanding Service Award – Officer Mark Walther and Wendy Marquardt, Middleton Dispatcher.

Life Saving Award – Officer Greg Dixon, Officer Michael Wood and Officer Richard Wipperfurth.

Anniversary's – Janelle Zimmerman – Five years, Officer David Kasdorf – fifteen years, Sergeant Barry Reynolds – twenty years, Lieutenant Charles Foulke – twenty five years, and Officer Mark Walther – thirty years.

Comments from Citizens Present

Since there was no one present who wished to address the Common Council, Mayor Zwank proceeded with the agenda items.

Approval of Meeting of May 2, 2006 Council Minutes

Moved by Wexler, seconded by Teal, to approve the Council minutes of May 2, 2006 as presented. Motion carried, 7-0.

Approval of May 16, 2006 Bills

Moved by Horn, seconded by Lewis, to approve the May 16, 2006 bills for payment as recommended by the Finance Committee. Motion carried, 7-0.

National Police Week Proclamation

Moved by Wexler, seconded by Teal, to proclaim May 15 as Peace Officers' Memorial Day and the week in which May 15 falls as National Police Week. Motion carried, 7-0.

Fire & EMS Public Safety Projects

Barry Swedeen, Short Elliott & Hendrickson, presented cost comparisons for combined and separate EMS and Fire buildings.

Moved by Teal, seconded by Hoeksema to concur with the Fire Commission's recommendation to construct two buildings. Motion carried, 7-0.

Ordinance to Create Sec. 2.25(2)(i)&(j) re. Citation Authority to Public Lands Manager & Code Compliance Manager

Moved by Leo, seconded by Horn, to dispense with reading and to adopt ordinance to Create Sec. 2.25(2)(i) and (j) regarding citation authority to the Public Lands Manager and Code Compliance Manager as recommended by the License and Ordinance Committee. Motion carried, 7-0.

Ordinance to Amend Sec. 3.04(1) re. Public Bidding to Conform to State Statute

Moved by Leo, seconded by Hoeksema, to dispense with reading and to adopt ordinance to Amend Sec. 3.04(1) regarding public bidding to conform to state statute as recommended by the License and Ordinance Committee. Motion carried, 7-0.

Ordinance to Amend Sec. 15.04(2) re. Restrictions on Century Place

Moved by Leo, seconded by Teal, to dispense with reading and to adopt ordinance to Amend Sec. 15.04(2) regarding altering parking restrictions on Century Place as recommended by the License and Ordinance Committee. Motion carried, 7-0.

2006 Waiver of Park Ordinances

Moved by Sonnentag, seconded by Lewis, to authorize waiver of park ordinances for listed dates/events and various special use permit requests as recommended by the Park, Recreation & Forestry Commission. Motion carried, 7-0.

Award of Bid for Middleton Athletic Field Lighting

Moved by Sonnentag, seconded by Leo, to award the bid for the Middleton athletic field lighting to Badger Lighting Company for the Quisling Park Softball Complex at a cost not to exceed \$336,490.00 and the Middleton High School Baseball Field at a cost not to exceed \$169,566.25 as recommended by the Park, Recreation & Forestry Commission. Motion carried, 7-0.

Park & Ride Lot Maintenance Agreement

Moved by Teal, seconded by Lewis, to enter into an agreement with the State of WI, Dept. of Transportation for maintenance of a park-and-ride lot as recommended by the Public Works Committee. Motion carried, 7-0.

Authorize Public Works Sub-Committee for Purpose of Evaluating Solid Waste Management Issues

Moved by Hoeksema, seconded by Teal, to authorize creating a Public Works sub-committee for evaluating solid waster management issues. Motion carried, 7-0.

Award \$11,500 Grant to High School for Channel 10 Broadcasts

Moved by Teal, seconded by Wexler, to award a grant of \$11,500 to the Middleton Cross Plains High School for funding the channel 10 audio visual technician as recommended by the Telecommunications Commission. Motion carried, 7-0.

Resolution 2006-31, Authorizing Conveyance of Vacated Azalea St Right-of-Way

Moved by Wexler, seconded by Teal, to dispense with reading and adopt resolution 2006-31, authorizing conveyance of a quit claim for conveyance of vacated Azalea Street right-of-way to ARBPIL LLC and Airport Road LLC. Motion carried, 7-0.

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AN ORDINANCE TO ANNEX CITY-OWNED LANDS

The Common Council of the City of Middleton do ordain as follows:

WHEREAS, the City of Middleton owns the following described property:

A parcel of land located in:

part of the northwest quarter (NW ¼) of the southwest quarter (SW ¼),
part of the southwest quarter (SW ¼) of the southwest quarter (SW ¼),
part of the northeast quarter (SE ¼) of the southwest quarter (SW ¼),
part of the northwest quarter (NW ¼) of the southwest quarter (SW ¼) of
Section 3, and part of the southeast quarter (SE ¼) of the southeast quarter
(SE ¼), of Section 4,
Town Seven North (T7N), Range Eight East (R8E), Town of Middleton, Dane
County, Wisconsin, described more particularly as follows:

Commencing at the southwest corner of said section 3;
thence N 00°13'50 W, 745.54 feet along the west line of the said SW ¼ to the
northeast corner of Certified Survey Map (CSM) No. 774, recorded in Volume
3 of Certified Survey Maps of Dane County, Page 327, and the Point of
Beginning;
thence S 89°20'24 W, 279.98 feet along the north line of said CSM to the
easterly right-of-way line of Evergreen Road;
thence N 15°08'08 E, 43.42 feet along said easterly right-of-way line to the
south line of the Middleton Cemetery Association lands described in deed
recorded in Volume 55 of Deeds, Page 185;
thence N 89°46'10 E, 268.47 feet along the south line of said lands to the west
line of the SW ¼ of said Section 3;
thence N 00°13'50 W, 136.38 feet along said west line to a corner point of the
municipal boundary of the City of Middleton;
thence S 76°20'11 E, 24.49 feet along said municipal boundary to the
northwest corner of CSM 10944, recorded in Volume 65 of Certified Survey
Maps of Dane County, Pages 255-257, Document No. 3854192;
thence S 00°09'00 E, 170.10 feet along the west line of said CSM 10944 to the
north line of said CSM 774 extended easterly;
thence S 89°20'24 W, 23.54 feet along said extended line to the northeast
corner of said CSM 774 and the Point of Beginning.

Said parcel contains 15,283 square feet or 0.3508 acres; (the "Property"); and

WHEREAS, City of Middleton acquired title to the Property pursuant to a
conveyance from Patricia Renniecke, Trustee of the Rolf A. Quisling and Marie J. Quisling
Revocable Trust dated November 14, 1990, and Rolf A. Quisling, a single person, on
January 28, 2000, as recorded as Document No. 3191056 in the Dane County Register of
Deeds;

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WHEREAS, the Property is contiguous to the current corporate limits of the City of Middleton; and

WHEREAS, the population is zero; and

WHEREAS, upon annexation, the Property will be located in District 5, Ward 5, in the City of Middleton;

NOW, THEREFORE, pursuant to Wis. Stats. § 66.0223, the Property is hereby annexed from the Town of Middleton, Dane County, Wisconsin, to the City of Middleton, Dane County, Wisconsin.

The above and foregoing ordinance is duly adopted by the Middleton Common Council at a regular meeting held on the 16 day of May, 2006.

APPROVED:

By: Douglas C. Zwank
Douglas C. Zwank, Mayor

ATTEST:

Patricia A. Amble
Patricia A. Amble, Clerk

VOTE:

Ayes: 7
Noes: 0
Adopted: 5/16/06
Published: 5/25/06

