
COMMON COUNCIL MEETING

July 5, 2005

CITY OF ELKHORN

9 S. BROAD ST., ELKHORN, WI 53121

Council President Howie Reynolds called the Common Council to order at 7:00 p.m. in the Council Chambers followed by the Pledge of Allegiance.

ROLL CALL

Present: Aldermen William Hoffmann, John Karcher, Scott McClory, Howie Reynolds, Charles Van Dyke, Julie Taylor

Absent: Mayor Michael Roberts

Also present: City Administrator Sam Tapson, City Clerk Nancy Jacobson, City Attorney Ward Phillips, Police Captain Pat Slattery,

Others present: James Adams, Jarad Video; Lucas Lauderback, Elkhorn Independent, Mark Jennison, James Howe, Russ Latta, Robert Mann, Diane Riese

CONSENT AGENDA

Motion (Van Dyke/McClory) to approve the Consent Agenda for the following items: Minutes of June 20, 2005, Council Meeting, June 27, 2005, Special Council Meeting; and, Bartender Operator's Licenses to expire June 30, 2007 for Dawn R. Walli, Steven J. Follett, Kirk Wilfinger. Motion carried by the majority present.

ACTION TAKEN

Mayoral Appointments

Motion (Van Dyke/Hoffmann) to approve the Mayoral appointments of Tim Shiroda and Kathy Wales to the Historical Preservation Commission. Motion carried by the majority present.

Development Agreement: Evergreen Business Park

Motion (Karcher/Taylor) to approve the Development Agreement for Evergreen Business Park between the City of Elkhorn and SMN Investments, LLC, Gary Wallem, and Accolade Enterprises. Motion carried by the majority present.

Parking Spaces on Court Street

Motion (Hoffmann/Taylor) to approve parallel parking east of the N. Broad Street intersection with W. Court Street between entrance and exit drives to the Walworth County Government Center. Motion carried by the majority present.

Motion (Hoffmann/McClory) to approve designating two Chamber parking stalls on the south side of W. Court Street at the Chamber of Commerce office. Motion carried by the majority present.

Parking Restrictions for the 100 Block of W. First Avenue

Motion (Hoffmann/McClory) to direct staff to draft an ordinance restricting parking on the south side of the 100 block of W. First Avenue and bring it back to Council for first reading. Motion carried by the majority present.

Class "B" Beer License for Mark A. Jennison, dba Breakers Family Billiards

Motion (McClory/Hoffmann) to grant a Class “B” Beer License to Mark A. Jennison, dba Breakers Family Billiards. Motion carried by the majority present.

Ordinance No. 05-14: Subdivision Park and Land Dedication

Ordinance No. 05-14 had its first reading amending Chapter 18 Subdivisions with the creation of Section 18.14 Park and Public Land Dedication. The amendment was available to the public for two weeks for review prior to the first reading. City Administrator Tapson said that Plan Commission suggested adjusting the value of land to a base of \$22,500 per acre. The fee in lieu of land would be a payment of \$535 per dwelling unit. The City may adjust the value of land periodically.

Ordinance No. 05-15: Amending Chapter 12 Garage Sales

Ordinance No. 05-15 had its first reading amending Chapter 12 Licenses and Permits to create Section 12.15 regulating Garage Sales. In discussion, Alderman Taylor asked that the phrase “residentially zoned premises” be replaced by “residences”, because some residences are not residentially zoned. Consensus of the Council was to make the change.

Ordinance No. 05-16: Amending Chapter 7 Parking on Front Yards

Motion (Van Dyke/Taylor) to remove the first reading of Ordinance No. 05-16: Amending Chapter 7 Parking on Front Yards from the agenda and send it back to Legislative and Regulatory Committee for further review. Motion carried by the majority present.

Resolution No. 05-25: Official 4-Way Stop Sign at the Intersection of E. Court and N. Lincoln Streets

Motion (Karcher/Van Dyke) to adopt Resolution No. 05-25 to approve an Official 4-Way Stop Sign at the intersection of E. Court and N. Lincoln Streets. In discussion, Police Captain Slattery said that the cautions signs will be left up for three days to a week. A squad will be stationed at the intersection. City Administrator Tapson asked Slattery to look at the vision triangle on the north east corner of the intersection and make sure it is clear. Motion carried by the majority present.

Wells Site Acquisition

Motion (Van Dyke/Hoffmann) to accept the following conditions with respect to the acquisition of a well site and related easements for the construction of Well No. 8:

1. The County shall provide the City with appropriate easements for a Municipal Well. All locations shall be subject to approval by the County Board;
2. The parties stipulate that the value of the Municipal Well to the County for special assessment purposes is \$100,000. The County waives the special assessment hearing process;
3. The special assessment shall be satisfied by a \$100,000 credit to the City towards the balance of the water tower loan;
4. Said \$100,000 credit is the extent of any charge that would be made to the County or its successor on account of the Municipal Well;
5. Upon connection by the County or its successor to any water main constructed by the City associated with the Municipal Well, the County would receive a credit towards any water impact fee equal to the amount of land dedicated to the City for the Municipal Well, valued at \$8,000 per acre;
6. The City would be responsible for all survey and recording costs as well as damages due to the County’s farm tenant on account of crop disruption, and costs to determine the amount of land pursuant to paragraph B5 of the County’s three-part agreement.

And, to authorize the Mayor and City Clerk to execute an intergovernmental agreement with Walworth County prepared and reviewed by the City Attorney.

Motion carried by the majority present.

ADJOURNMENT

Motion (Van Dyke/McClory) to adjourn the Common Council meeting at 7:40 p.m. Motion carried by the majority present.

Nancy B. Jacobson
City Clerk