
COMMON COUNCIL MEETING
March 5, 2007
CITY OF ELKHORN
9 S. BROAD ST., ELKHORN, WI 53121

Mayor John Giese called the Common Council to order at 7:00 p.m. in the Council Chambers followed by the Pledge of Allegiance, followed by Roll Call.

ROLL CALL

Present: Mayor John Giese; Aldermen Ronald Dunwiddie, Scott McClory, Gary Payson Sr., Howie Reynolds, Charles Van Dyke, Julie Taylor

Also present: City Administrator Sam Tapson, City Clerk Nancy Jacobson, Police Chief Joel Christensen, Public Works Director Terry Weter

Others present: Dawn Heath, Elkhorn Independent; David Cole; Nancy Ward, VIP Services; Dan Vandello, VIP Services; Lori Johnson, Chase Bank; Brian Lanser, Quarles & Brady; Fred Burkhardt, Walworth County Economic Development Alliance; Craig Thomas, 300 S. Lincoln St., Elkhorn.

PUBLIC HEARING

Mayor Giese declared the Public Hearing open at 7:05 p.m. to allow for public comment concerning the issuance of Revenue Bonds in aggregate principal not to exceed \$3 million by the City of Elkhorn on behalf of VIP Services, Inc., a Wisconsin nonstick nonprofit corporation. No one wished to be heard. Mayor closed the open hearing at 7:08.

CONSENT AGENDA

Motion (Van Dyke/Dunwiddie) to approve the following item on the Consent Agenda: Minutes of the February 19, 2007; Bartender Operator's License to expire June 30, 2007, for Paul M. Genske. Motion carried by the majority present.

CITY ADMINISTRATOR REPORT

City Administrator Tapson reported to the Council that a meeting is scheduled with the Town of Delavan and the City of Delavan to discuss the ShoDeen project located in the Town of Delavan. He said it has been reported that the ShoDeen project has been temporarily withdrawn from the Town of Delavan agenda. It has been said in the newspapers that one of the cities is interested in incorporating part of the development. Tapson and the Mayor said the City does not have an interest in making any part of the development in the City.

ACTION TAKEN

WCEDA Memorandum of Understanding

Motion (Reynolds/Payson) to approve Walworth County Economic Development Association annual fee of \$8,820. Reynolds and Payson amended their motion to include the Memorandum of Understanding listing the scope of services. Roll Call vote: Ronald Dunwiddie, yes; Scott McClory, yes; Gary Payson, yes; Howie Reynolds, yes; Charles Van Dyke, yes; Julie Taylor, yes. Motion carried.

Resolution No. 07-04: Amending Conditional Use Permit for Dr. Thomas/Dental Office

Motion (Reynolds/Dunwiddie) to adopt Resolution No. 07-04 amending the Conditional Use Permit for the Dr. Thomas Dental Clinic located in Fairways Edge Business Park, Tax Key Parcel YFE100003 subject to the following conditions:

1. The specific "Conditional Use" permitted is a "Dental Office".

2. The applicant shall submit a site plan that shows the dumpster enclosure located to the rear of the site or provide adequate screening.
3. The City understands this dental practice will be transitioned to another owner in the future. No more than 3 dentists shall be associated with this practice at any one time. No more than 6 patient treatment stations shall be available or used for patrons of this building at any one time.
4. All exterior signage shall be reviewed and permitted pursuant to Section 17.8 (Signs) of the City Municipal Code.
5. This approval is contingent upon approval of a Stormwater Management & Master Grading Plan by the City Engineer.

Motion carried by the majority present.

Resolution No. 07-09: Authorizing Issuance of \$3 million Revenue Bonds, Series 2007/VIP Services

Motion (Reynolds/Dunwiddie) to adopt Resolution No. 07-09 authorizing the issuance of \$3 million in Revenue Bonds, Series 2007/VIP Services. Roll Call vote: Ronald Dunwiddie, yes; Scott McClory, yes; Gary Payson, yes; Howie Reynolds, yes; Charles Van Dyke, yes; Julie Taylor, yes. Motion carried. In discussion, Brian Lanser, bond counsel of Quarles & Brady, said that Federal law allows for tax exempt financing which gives VIP the opportunity to borrow at lower rates. The City of Elkhorn has limited liability. Payments of the bond are between VIP and the bank.

Ordinance No. 07-04: Amending Chapter 17 at Parking and Loading

Motion (Reynolds/Van Dyke) to adopt Ordinance No. 07-04 amending Chapter 17 Zoning at Parking and Loading to redefine Section 17.6 to improve the regulations of all road parking. Motion carried by the majority present.

Police Department Relocations/Use of County Building, 100 W. Walworth St.

Motion (Payson/Van Dyke) to not to occupy the Walworth County Building at 100 W. Walworth Street for the Elkhorn Police Department. Motion carried by the majority present.

In discussion, Mayor Giese said that the action not to take over the west wing of the Government Center does not negate the agreement with the County concerning funds given to the City as a result of moving the Courts to the new Judicial Center.

ADJOURNMENT

Motion (Van Dyke/McClory) to adjourn at 7:25 p.m. into Closed Session per SS 19.85(1)(c) “considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility.” Roll Call vote: Ronald Dunwiddie, yes; Scott McClory, yes; Gary Payson, yes; Howie Reynolds, yes; Charles Van Dyke, yes; Julie Taylor, yes. Motion carried. Agenda Item: City Administrator Evaluation.

Council did not reconvene into open session.

Nancy B. Jacobson
City Clerk