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**COMMON COUNCIL MEETING**  
**January 7, 2008**

**CITY OF ELKHORN**  
**COUNCIL CHAMBERS, 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, Gary Payson, Howie Reynolds, Julie Taylor

Absent: Aldermen Scott McClory, Charles Van Dyke

Also present: City Administrator Sam Tapson, City Clerk Nancy Jacobson, City Attorney Ward Phillips, Police Captain Patrick Slattery, Finance Director/Treasurer Mary Hinske, City Engineer Gary Welsh

Others present: David Cole, Maureen Mayrand, Elkhorn Independent; Richard Howarth, Kurt Verhoeven; Ella and Jack Woodbury; James Mann and Dawn Gunderson, Ehlers

**CONSENT AGENDA**

Motion (Payson/Taylor) to approve the Common Council minutes for the December 17, 2007, meeting. Motion carried by the majority present.

**ADJOURN INTO CLOSED SESSION**

Motion (Dunwiddie/Reynolds) to adjourn into Closed Session at 7:10 p.m. per SS 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." Roll call vote: Dunwiddie, yes; Payson, yes; Reynolds, yes; Taylor, yes. Motion carried. Mayor Giese said the Council would reconvene into open session to take action on the Collective Bargaining Agreements for AFSME/Public Works and LAW/Police Department. Council reconvened at 7:15 p.m.

**ACTION TAKEN**

***Collective Bargaining Agreement: AFSME/Public Works***

Motion (Reynolds/Dunwiddie) to approve the 2008 Collective Bargaining Agreement with AFSME/Public Works. Motion carried by the majority present.

***Collective Bargaining Agreement: LAW/Police Department***

Motion (Reynolds/Taylor) to approve the 2008 Collective Bargaining Agreement with LAW/Police Department. Motion carried by the majority present.

***Ordinance No. 08-01: To Accept the Direct Annexation Pursuant to Sec. 66.0271(2) for Property Located at Maclean Road in the Town of Geneva***

The First Reading was held for Ordinance No. 08-01 to accept the Direct Annexation of property located at Maclean Road in the Town of Geneva as petitioned by Ella and Jack Woodbury.

***Resolution No. 08-01: To Approve a Conditional Use Permit for a “Church” located on Remer Road***

Motion (Reynolds/Dunwiddie) to adopt Resolution No. 08-01 to approve a Conditional Use Permit for a “Church” located on Remer Road, Tax Key Parcel YVSE00033, with the following conditions:

1. The specific “Conditional Use” permitted is a “Church”.
2. This approval does not include the future additions as shown on the site plan. Any expansion to the building or change in operation will require the applicant to reappear before the Plan Commission and Common Council for conditional use permit amendment procedures.
3. All exterior signage shall be reviewed and permitted pursuant to Section 17.8 (Signs) of the Municipal Code.
4. The project shall be developed in accordance with the approved site plan, architecture and plan of operations.
5. Weekday operations shall cease no later than 10:00 PM. Weekend operations shall cease no later than midnight. Holidays are exempt from these requirements.
6. This Conditional Use Permit does not include the use of a daycare facility. The applicant must gain approval from the Plan Commission and Common Council prior to any daycare operation.

Failure to fully comply with the above stated conditions shall be considered grounds for revocation of this permit.

Motion carried by the majority present.

***Resolution No. 08-02: To Approve a Conditional Use Permit Amendment for “Multiple Family Dwellings” located on Hazel Ridge Road***

Motion (Payson/Reynolds) to adopt Resolution No. 08-02 to approve a Conditional Use Permit Amendment for “Multiple Family Dwellings” for property located on Hazel Ridge Road, Tax Key Parcel YUNW00058A, with the following conditions:

1. The project shall be developed in accordance with the approved site plan and architecture.
2. All necessary easements shall be recorded prior to building permits being issued.

Failure to fully comply with the above stated conditions shall be considered grounds for revocation of this permit.

Motion carried by the majority present.

***Resolution No. 08-03: To Approve a Conditional Use Permit for an “Elementary School” located at 222 Sunset Drive***

Motion (Dunwiddie/Reynolds) to adopt Resolution No. 08-03 to approve a Conditional Use Permit for an “Elementary School” for property located at 222 Sunset Drive, West Side Elementary School, Tax Key Parcel YUNW00062, with the following conditions:

1. The specific “Conditional Use” permitted is an “Elementary School”.
2. Any expansion to the existing operation must reappear before the Plan Commission and Common Council for conditional use permit amendment procedures.
3. All exterior signage shall be reviewed and permitted pursuant to Section 17.8 (Signs) of the Municipal Code.

4. The project shall be developed in accordance with the approved site plan and architecture.
5. The applicant must add landscape islands near the parking areas only along Hazel Ridge Road to satisfy ordinance requirements.

Failure to fully comply with the above stated conditions shall be considered grounds for revocation of this permit.

Motion carried by the majority present.

***Resolution No. 08-04: To Approve a Conditional Use Permit for an “Elementary School” and “Associated Facilities” located on N. Jackson Street***

Motion (Reynolds/Dunwiddie) to adopt Resolution No. 08-04 to approve a Conditional Use Permit for an “Elementary School” and “Associated Facilities”, Tax Key Parcel YAB00017, with the following conditions:

1. The specific “Conditional Use” permitted is an “Elementary School”.
2. Any expansion to the existing operation must reappear before the Plan Commission and Common Council for conditional use permit amendment procedures.
3. All exterior signage shall be reviewed and permitted pursuant to Section 17.8 (Signs) of the Municipal Code.
4. The project shall be developed in accordance with the approved site plan and architecture.

Failure to fully comply with the above stated conditions shall be considered grounds for revocation of this permit.

Motion carried by the majority present.

**WORK SESSION/EHLERS**

James Mann and Dawn Gunderson, Ehlers representatives, presented the third Interactive Financial Management Plan workshop with Council. Discussion included a review of the budget update on State Legislative activity and future planning.

**ADJOURNMENT**

Motion (Payson/Reynolds) to adjourn at 8:45 p.m. Motion carried by the majority present.

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Nancy B. Jacobson  
City Clerk