
COMMON COUNCIL MEETING
May 19, 2008

CITY OF ELKHORN
COUNCIL CHAMBERS, 9 S. BROAD ST., ELKHORN, WI 53121

Mayor John Giese called the Common Council to order at 7:10 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, Julie Taylor

Absent: Alderman Charles Van Dyke

Also present: City Administrator Sam Tapson, City Clerk Nancy Jacobson, City Attorney Ward Phillips, Police Chief Joel Christensen; Finance Director/Treasurer Mary Hinske, City Engineer Gary Welsh

Others present: David Cole, Maureen Mayrand, Elkhorn Independent; Michael Payson, 1101 MacLean Rd; Gary L. Payson, Jr., 1201 Hickory Ln.; Frank W. Boggs, 1249 Hickory Ln.; Tom Amon, 219 Sunset Dr.; Karen Joaquin, 1132 Hickory Ln.; Traci Rozell, 1131 Hickory Ln.; Kim Gebel, 1125 Hickory Ln.; Jon Reed, 5026 Town Hall Rd., Delavan; Anthony Colet, 354 Seymour Ct.

PUBLIC HEARING

Mayor Giese called the public hearing to declare its intention to exercise its police power in accordance with §66.0703, Stats., to levy special assessments upon property located on Hickory Lane at 7:12 p.m. Alderman Gary Payson Sr. removed himself from Council during the public hearing. Gary Payson Jr. stated that not everyone received the public hearing notice that referred to all properties abutting Hickory Lane. City Administrator Tapson explained that only those affected by the special assessment received the notice.

Payson Jr. asked who originally approved the elevations. City Engineer Welsh said he did not know. Payson said the City should be 100% accountable. He said the property owners are being double taxed.

Traci Rozell asked about the culverts that were pulled out and reinstalled two years ago according to certain specifications at that time. She asked if they will be pulled again. Welsh said the two culverts were installed by Art Gonzales. The driveways were never completed. Welsh said when the work begins; those culverts will be checked and may not be replaced. Gary Payson Jr. asked if anyone has been out recently to check on the drainage. Welsh said no.

The public hearing was closed by the Mayor at 7:20 p.m. Alderman Gary Payson Sr. returned to seat on the Council.

CONSENT AGENDA

Motion (McClory/Dunwiddie) to approve the following item on the Consent Agenda: Minutes of the May 5, 2008, Common Council meeting. Motion carried by the majority present.

CITY AND UTILITY BILLS

Motion (Reynolds/Payson) to approve the City and Utility bills for \$1,931,403.30 (Checks #68821 through #69196). Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Taylor, yes. Motion carried.

COMMITTEE REPORTS

Municipal Services and utilities Committee

Alderman Payson reported that the Committee is working on improvements to the leaf/yard waste pick-up, specifically in the area of enforcement of non-compliance.

ACTION TAKEN

Certified Survey Map/Reed

Motion (Taylor/McClory) to approve the Certified Survey Map for a one lot CSM for property located at 5026 Town Hall Road, Tax Key Parcels FD2400002 and FD2400002A, in the Town of Delavan. Motion carried by the majority present.

Certified Survey Map/City of Elkhorn Industrial Park/Lot 74

Motion (Taylor/Reynolds) to approve the Certified Survey Map to create a parcel for future sale in the Elkhorn Industrial park. Motion carried by the majority present.

Resolution No. 08-17: Final Resolution Authorizing Public Improvements and Levying of Special Assessments under Municipal Police Power Pursuant to §66.0703, Stats.

Motion (Reynolds/Dunwiddie) to adopt Resolution No. 08-17, the final Resolution authorizing public improvements and levying of special assessments under Municipal Police Power. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, abstain; Reynolds, yes; Taylor, yes. Motion carried.

Contract Award: N. Church Street Reconstruction

Motion (Reynolds/McClory) to award the alternate bid allowing for asphalt rather than concrete for reconstruction of N. Church Street to Mann Bros. \$2,479,699.24. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, no; Reynolds, yes; Taylor, no. Motion carried.

In discussion, City Engineer Welsh presented the his recommendation for the use of asphalt with a life cycle cost analysis preformed on N. Church St. The difference in the concrete bid and asphalt bid was approximately \$120,000. He said that the price that came in for asphalt was favorable. Mayor Giese allowed Tom Amon to speak on behalf of the use of asphalt. Amon is a blacktop contractor.

PUBLIC COMMENT

Gary Payson Jr. asked if it was a law violation to have the person selling his business speaks before Council about his product. City Attorney Phillips said that the chair can recognize anyone to speak before Council. Mayor Giese said he did it out of courtesy because Amon showed up for at 6 p.m. and stayed through the meetings.

ADJOURNMENT

Motion (Payson/Reynolds) to adjourn at 7:50 p.m. Motion carried by the majority present.

City Clerk