
COMMON COUNCIL MEETING
August 18, 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, Scott McClory, Gary Payson Sr., Howie Reynolds, Julie Taylor, Charles Van Dyke

Also present: City Administrator Sam Tapson, City Clerk Nancy Jacobson, City Attorney Ward Phillips, Police Chief Joel Christensen. City Engineer Gary Welsh

Others present: Maureen Mayrand, Elkhorn Independent

ACTION TAKEN

Consent Agenda

Motion (Van Dyke/Dunwiddie) to approve the following items on the Consent Agenda: Minutes of the July 21, 2008, and August 4, 2008, Common Council meetings and the Bartender Operator's License to expire June 30, 2009, for Taylor R. Donnelly. Motion carried by the majority present.

Award Contract: Water System Maintenance/M. E. Simpson Co., Inc.

Motion (Reynolds/McClory) to approve the Water System Maintenance contract with M. E. Simpson Co., Inc. for two programs – hydrant flow test/flushing at \$24,000 and valve assessment at \$46,800. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Van Dyke, yes; Taylor, yes. Motion carried.

Change Order/2008 Budget Adjustment: 2007 Sidewalk Program

Motion (Reynolds/McClory) to approve a 2007 Sidewalk Program change order for Venske Concrete and Construction of \$36,239.10 for prevailing wage correction including a 2008 Budget Adjustment of \$10,984.10 with reimbursement to the contractor after proof of payment to employees. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Van Dyke, yes; Taylor, yes. Motion carried.

Change Order: Market Street Park to Mann Bros.

Motion (Reynolds/McClory) to approve a Market Street Park change order for Mann Bros. representing a decrease of \$2,415. Motion carried by the majority present.

Change Orders No. 1 and 2: Hickory Lane Drainage

Motion (Reynolds/Dunwiddie) to approve two Hickory Lane Drainage change orders for Mann Bros. representing an increase of \$8,128 and a decrease of \$9,948. Motion carried by the majority present.

Sidewalk Installation at N. Church Street

Motion (Payson/Van Dyke) to approve the installation of an asphalt bicycle path along Fifth Avenue to Fourth Street and to consider whether or not to replace it with concrete sidewalk when development occurs north and west of the bicycle path. Motion carried by the majority present.

Ordinance No. 08-10: To Amend Ordinance No. 07-09

Motion (Reynolds/Payson) to adopt Ordinance No. 08-10 amending Ordinance No. 07-09 to allow for a small animal veterinary clinic in Evergreen Business Park. Motion carried by the majority present.

Resolution No. 08-33: Resolution for Condemnation

Motion (Payson/Dunwiddie) to adopt Resolution No. 08-33 condemning property located at 311 W. Centralia Street, Tax Key No. YUSW 00046C and YUSW 00046D. Motion carried by the majority present.

Final Payment to Mann Bros. for Hickory Lane Drainage Project

Motion ((Reynolds/Dunwiddie) to approve the final payment to Mann Bros. for Hickory Lane in the amount of \$10,788.80. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Van Dyke, yes; Taylor, yes. Motion carried.

Final Payment to Mann Bros. for Market Street Park

Motion (Dunwiddie/Taylor) to approve the final payment to Mann Bros. for Market Street Park in the amount of \$37,051.95. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Van Dyke, yes; Taylor, yes. Motion carried.

City and Utility Bills

Motion (Van Dyke/McClory) to approve the City and Utility Bills for \$2,257,889.17 (Check #70288 through #70533). Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Van Dyke, yes; Taylor, yes. Motion carried.

ADJOURNMENT

Motion (Dunwiddie/Payson) to adjourn into Closed Session at 7:43 p.m. by Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Reynolds, yes; Van Dyke, yes; Taylor, yes, motion carried, per State Statute 19.85 (1) (g) “conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved”. Agenda Item: Land Acquisition by Condemnation, 201 W. Centralia Street.

Council did not reconvene into open session.

Nancy B. Jacobson
City Clerk