
COMMON COUNCIL MEETING
September 2, 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., Julie Taylor, Charles Van Dyke

Absent: Alderman Howie Reynolds

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

Others present: Maureen Mayrand, Elkhorn Independent

ACTION TAKEN

Consent Agenda

Motion (Van Dyke/Dunwiddie) to approve the following item on the Consent Agenda: Minutes of the August 18, 2008, Common Council meeting. Motion carried by the majority present.

Joint CUP and Rezone for Walter Auto Sales Relocation

Motion (Taylor/Payson) to deny the request for a rezone of property located a 910 W. Walworth Street as requested by Jon Walter for an Auto Sales business. Roll call vote: Dunwiddie, yes; McClory, yes; Payson, yes; Van Dyke, no; Taylor, yes. Motion carried.

In discussion, Alderman Taylor and Council representative to the Plan Commission stated that the rezone did not follow the 2030 Comprehensive Plan, would be detrimental to the values of residential properties and questioned the amount of parking. Mayor Giese said that after reviewing the current business and the types of vehicles he saw no reason it would be a detriment to the area.

Walter said he would improve the location from its present condition. He stated that no neighbors contested the request at the Plan Commission public hearing. Alderman Payson asked about the trailers that are presently stored on the property. Walter said they would be gone.

City Administrator Tapson said the corners are designated for B-2 Community Business and is not intended for Auto Sales and should be retail. Tapson said if the Council chooses to overturn the Plan Commission denial for a rezone then the conditional use must provide the conditions to allow for its use. Mayor Giese said the Plan Commission did not act on conditions due to the denial of the rezone.

City Attorney Phillips stated that one neighbor opposed the rezone. When asked by Walter who opposed the rezone, he said Leece and Phillips Law Offices.

Resolution No. 08-34: Relocation Order/Northeast Regional Stormwater Detention/Retention Basin Project

Motion (McClory/Payson) to adopt Resolution No. 08-34 which is a relocation order for the City's Northeast Regional Stormwater Detention/Retention Basin Project. Motion carried by the majority present.

Resolution No. 08-35: Combining of Wards

Motion (Dunwiddie/McClory) to adopt Resolution No. 08-35 combining Wards 14, 16 through 18 for the November 4, 2008, Presidential Election. Motion carried by the majority present.

STAFF REPORTS AND DISCUSSION

N. Wisconsin Reconstruction

City Engineer Welsh gave Council an overview on the N. Wisconsin Reconstruction project. The City will be bidding the underground work on September 12, 2008. The underground work must stay ahead of the Department of Transportation construction which is scheduled to start May 1, 2009. Welsh said that this may require underground work to begin in the fall. His plan is to do the underground from Third Avenue to the curve at Sperinos. A temporary overlay of blacktop would be added in this section to allow for the businesses and traffic to crossover through the winter. He said the details of his recommendation will be discussed at the Municipal Services Committee.

2009-13 Capital Improvement Program

City Administrator Tapson provided the CIP information for review.

ADJOURNMENT

Motion (Van Dyke/Dunwiddie) to adjourn at 8:00 p.m. Motion carried by the majority present.

Nancy B. Jacobson
City Clerk