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**COMMON COUNCIL MEETING**  
**January 4, 2010**  
**CITY OF ELKHORN**  
**COUNCIL CHAMBERS, 9 S. BROAD ST., ELKHORN, WI 53121**

The Common Council meeting was called to order at 6:00 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, Gerald Norton, Howie Reynolds, Julie Taylor

Absent: Alderman Kim DeHaan

Others present: City Administrator Sam Tapson, City Attorney Ward Phillips, City Clerk Darlene Igl, Police Chief Joel Christenson, City Engineer Gary Welsh, Maureen Vander Sanden – Elkhorn Independent, David Cole, Gary Payson, Sr., James Boardman, Sr., Doug Snyder – Baxter & Woodman.

**PUBLIC HEARING: AMEND 2030 COMPREHENSIVE PLAN**

Mayor Giese opened the Public Hearing at 6:02 p.m. to receive public input regarding amendments to the City of Elkhorn Land Use Plan which was recommended for adoption by the Plan Commission. No comments were heard and Public Hearing was closed at 6:03 p.m.

**CONSENT AGENDA**

Motion (Dunwiddie/Reynolds) to approve the minutes of the December 7, 2009 Common Council meeting and Bartender Operator's Licenses to expire June 30, 2011 for Heather Flitcroft and Brett Reiff. Motion carried.

**ADJOURN TO CLOSED SESSION**

Motion (Reynolds/Dunwiddie) to adjourn into Closed Session per State Statutes 19.85(1)(e) by roll call vote for 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; McClory – yes; Norton – yes; Reynolds – yes; Taylor – yes. Adjourn into Closed Session at 6:05 p.m.

**RECONVENE IN OPEN SESSION**

Reconvene in open session at 6:35 p.m.

**REPORT OF CITY OFFICERS**

***Mayor's Report***

Mayor Giese reported that during the Closed Session the Common Council authorized the City Administrator to begin negotiations for a land acquisition for the Centralia water plant replacement.

***City Administrator's Report***

Administrator Tapson reported that he and Mayor Giese had attended a meeting regarding a possible City/EASD joint property acquisition and asked whether the Council supported continued discussions. It was the general consensus that discussions continue.

**COMMITTEE REPORTS**

***Municipal Services & Utilities Committee***

Alderman Reynolds reported that the Committee had discussed the issues with the snow removal during the last storm. Staff has also met to review the plan and a summary report will be presented at the next meeting.

***Finance & Judicial Committee***

Alderman Taylor reported that the Committee had received information that a utility billing error had been made resulting in the AmericInn being overcharged for sewer in the amount of \$33,466.73. The Committee recommended approval of the refund to AmericInn. Motion (Taylor/Dunwiddie) to approve a budget adjustment to refund AmericInn \$33,466.73 for sewer overcharges. Roll call vote: Dunwiddie – yes; McClory – yes; Norton – yes; Reynolds – yes; Taylor – yes. Motion carried.

***Human Resources Committee***

Alderman Dunwiddie reported that the Committee had reviewed a health insurance eligibility issue and recommended a change be made at the time of renewal to allow for enrollment if an employment status change takes place. In addition, the Committee recommended approval of a 2.25% wage adjustment for non-represented employees effective 1/1/2010.

**BOARDS/COMMISSIONS**

***Plan Commission***

Alderman Taylor reported that the Plan Commission reviewed and recommended approval for a conditional use permit for Tower Sites Inc. for property at 813 E. Centralia Street. Motion (Taylor/Reynolds) to approve Conditional Use Permit No. 10-01. Motion carried.

**NEW BUSINESS**

***Resolution 10-01: A Resolution Establishing Wages and Salaries for Part-Time, Limited Term and Seasonal Employees, and Providing Uniform Allowances for Certain General Full-Time Employees***

Motion (Reynolds/Dunwiddie) to adopt Resolution 10-01. Roll call vote: Dunwiddie – yes; McClory – yes; Norton – yes; Reynolds – yes; Taylor – yes. Motion carried.

***Resolution 10-02: A Resolution to Amend the Wage and Salary Plan Covering Non-Represented Employees***

Motion (Dunwiddie/McClory) to adopt Resolution 10-02. Roll call vote: Dunwiddie – yes; McClory – yes; Norton – yes; Reynolds – yes; Taylor – yes. Motion carried.

***Ordinance No. 10-01: An Ordinance to Amend the City of Elkhorn 2030 Comprehensive Plan***

First reading of Ordinance No. 10-01.

***Ordinance No. 10-02: An Ordinance Providing for Direct Annexation by Unanimous Consent of Electors and Property Owners of Territory Located in the Town of Sugar Creek***

First reading of Ordinance No. 10-02.

***Bartolotta Fireworks Contract***

Motion (McClory/Norton) to approve the Bartolotta Fireworks Contract and to pay a 50% deposit in the amount of \$5,000. Roll call vote: Dunwiddie – yes; McClory – yes; Norton – yes; Reynolds – yes; Taylor – yes. Motion carried.

**PUBLIC COMMENT**

There were no public comments heard.

**ADJOURN TO CLOSED SESSION**

Motion (Dunwiddie/Reynolds) to adjourn into Closed Session per State Statutes 19.85(1)(c) by roll call vote for considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmenta body has jurisdiction or exercises responsibility. Roll call vote: Dunwiddie – yes; McClory – yes; Norton – yes; Reynolds – yes; Taylor – yes. Adjourn into Closed Session at 7:10 p.m.

Darlene Igl  
City Clerk