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**COMMON COUNCIL MEETING**  
**September 7, 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 Howie Reynolds, Aldermen Ronald Dunwiddie, Scott McClory, Gerald Norton, Eric Messerschmidt, Julie Taylor, Kim DeHaan

Others present: City Attorney Ward Phillips, Police Chief Joel Christensen, City Clerk Darlene Igl, Electric Director Art Schmidt, Maureen VanderSanden – Elkhorn Independent.

**CONSENT AGENDA**

Motion (McClory/Norton) to approve the minutes of the Special August 30, 2010 Common Council meeting, bartender operator's license for Charles E. Obligato and temporary Class "B"/"Class B" Retailer's License for the Elkhorn Rotary Club. Motion carried.

**REPORT OF CITY OFFICERS**

***Mayor's Report***

Mayor Reynolds appointed Tim Shiroda to the Library Board for a term expiring July 2013. Motion (Taylor/Messerschmidt) to confirm the appointment as made. Motion carried.

Mayor Reynolds appointed Stuart Arnett to the Board of Appeals to a term expiring January 2012. Motion (Taylor/DeHaan) to confirm the appointment as made. Motion carried.

***City Administrator's Report***

Administrator Tapson reported that he and the Zoning Administrator had met with the owner of Heritage Auto to review the conditions of the Conditional Use Permit issued for the property. This issue will be discussed at the upcoming Plan Commission meeting as further clarification is needed.

**COMMITTEE REPORTS**

***Municipal Services and Utilities***

Alderman Dunwiddie reported that the Committee had reviewed and recommended approval of a request for a easement reduction for ECO to the standard 32 feet subject to an agreement being executed to allow City access and agreement that the City bear no costs associated to the easement reduction. Motion (Dunwiddie/Taylor) to move forward with the easement reduction as recommended by Committee. Motion carried.

The Committee had also reviewed a contract proposal received from Veolia for solid waste/recycling. After discussion, the Committee had requested additional cost information.

**NEW BUSINESS**

***Ordinance No. 10-12: An Ordinance To Amend Chapter 2.01(3)(b) of the Elkhorn Municipal Code Pertaining to Standing Committee***

First reading of Ordinance No. 10-12.

***Police Department Project Change Orders #14 & #17***

Chief Christensen stated that change order #14 was for a sink to be installed in the break room and that change order #17 was for the installation of room darkening shade in five rooms for security purposes, Motion (McClory/Dunwiddie) to approve change orders #17 & #17 in the total amount of \$2,872.28. Roll call vote – Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

***Elkhorn Area School District Licensing Agreement***

Electric Director Art Schmitz stated that the school district is planning to install a fiber telephone system from Westside School to the Jackson Street Administration Office. After conducting field inspections of the poles between the facilities, it was determined that there is adequate pole strength and space to allow the school to install the necessary lines on the existing poles. A detailed pole rental agreement was prepared. This rental will produce an annual revenue to the utility of \$810. Motion (Dunwiddie/Messerschmidt) to grant permission to the Elkhorn Area School District to install and operate their telephone system on the City poles and to execute the related agreement. Motion carried.

**PUBLIC COMMENT**

There were no public comments.

**ADJOURN INTO CLOSED SESSION**

Motion (Norton/DeHaan) to adjourn into Closed Session per State Statute 19.85 (1) (e) by roll call vote “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; Messerschmidt – yes; Taylor – yes; DeHaan - yes. Motion carried. Adjourned into Closed Session at 6:29 p.m.

Darlene Igl  
City Clerk