
COMMON COUNCIL MEETING
September 20, 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 Scott McClory, Gerald Norton, Eric Messerschmidt, Julie Taylor, Kim DeHaan

Others present: City Administrator Sam Tapson, City Attorney Ward Phillips, City Clerk Darlene Igl, Maureen Vander Sanden – Elkhorn Independent, Police Chief Joel Christensen, City Engineer Gary Welsh, Electric Director Art Schmitz

CONSENT AGENDA

Motion (Taylor/Messerschmidt) to approve the minutes of the September 7, 2010 Common Council meeting Motion carried.

BILLS PAYABLE

Motion (Taylor/McClory) to approve the City and Utility Bills in the amount of \$2,267,370.81 (check number 80121-80514). Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

REPORT OF CITY OFFICERS

Mayor's Report

Mayor Reynolds read a proclamation declaring November 12-18 as "Elkhorn Fund Week".

City Administrator's Report

Administrator Tapson reported that soil contamination was found in the right-of way during construction on the northwest storm sewer relay project. City Engineer Welsh stated that sampling and soil analysis had been conducted. The results of the testing will be known later in the week, however, it is believed that the contamination is fairly isolated. It is anticipated that the contaminated materials will be removed in a week and taken to the Mallard Ridge site.

Administrator Tapson reported that WalCoMet had responded to the City's dispute of claim for the repairs to lift station #2. The response stated that after review WalCoMet has determined that the design, installation and inspection practices occurred within reasonable engineering parameters. After discussion, motion (DeHaan/McClory) to authorize payment for the repairs. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

COMMITTEE REPORTS

Municipal Services & Utilities Committee

Administrator Tapson reported that the Committee had reviewed and recommended approval of a contract with Solomon Corporation for the disposal of PCB contaminated materials at a cost of \$7,000. Motion (Messerschmidt/Norton) to enter into the contract with Solomon Corporation

in the amount of \$7,000. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Administrator Tapson stated that the Committee had also discussed additional information related to the solid waste/recycling contract renewal. The Committee recommended that the City extend the contract with Veolia and that the Council further consider whether to transition to a mechanized cart system with a potential implementation date of April 1, 2011. It was suggested that a public information meeting be held in fall to provide additional information to residents and to allow for questions and feedback. It was asked that the website also be utilized to solicit comments on potential changes in the service. Motion (McClory/DeHaan) to award a five year contract renewal with Veolia for solid waste/recycling service and to further investigate the possible change to a mechanized service delivery model for solid waste and/or recycling. Norton opposed. Motion carried.

Finance & Judicial Committee

Alderman Taylor reported that bids for the removal of hazardous and dead trees as well as stumps on public right-of-ways had been received. The low bid was received from Complete Tree Service in the amount of \$13,225 which was recommended by Committee for approval. Motion (Taylor/Norton) to award the tree/stump removal contract to Complete Tree Service in the amount of \$13,225 and to make the appropriate budget amendment. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Quotes for the removal of an underground storage tank at the 201 Centralia site were received with the low bid of \$4,714.40 from Vogt. Motion (Taylor/McClory) to award the tank removal contract to Vogt in the amount of \$4,714.40 as recommended by Committee. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Motion (Taylor/Messerschmidt) to approve a change order/final in the amount of \$9,557.60 for the Rockwell/Geneva Street project as recommended by Committee. Motion carried.

Motion (Taylor/DeHaan) to approve a change order for the Morrissey Drive project in the amount of \$93,589.06 as recommended by Committee. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Motion (Taylor/Norton) to approve the final for the N. Church Street project in the amount of \$2,000 as recommended by Committee. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

LIAISON REPORTS

- Historic Preservation- grant application for review at October meeting
- Fire Advisory Board- meeting scheduled for October
- Library Board – no report
- Chamber – no report
- Elkhorn Downtown Partnership – considering addition of “movies in the park” and flower show
- Police & Fire Commission – no report
- Plan Commission- continuing to review the relationship to the comprehensive plan
- Recreation Advisory Board- no report

UNFINISHED BUSINESS

Ordinance No. 10-12: An Ordinance To Amend Chapter 2 of the Elkhorn Municipal Code at Section 2.01(3)(b) Pertaining to Standing Committees

Motion (Norton/McClory) to approve Ordinance No. 10-11. Motion carried.

NEW BUSINESS

Resolution No. 10-18: A Resolution To Amend The City of Elkhorn Personnel Policies And Procedures Manual

Motion (McClory/DeHaan) to approve Resolution No. 10-18. Motion carried.

Resolution No. 10-19: A Resolution Authorizing a Temporary Polling Place for Voting Purposes in the City of Elkhorn for the November 2, 2010 General Election

Motion (Taylor/Messerschmidt) to approve Resolution No. 10-19. Motion carried.

Resolution No. 10-20: A Resolution for Jurisdictional Authority to Enforce Parking Ordinances

Motion (Taylor/Norton) to approve Resolution No. 10-20. Motion carried.

ECO Easement Agreement

Motion (DeHaan/Norton) to approve the ECO easement agreement. Motion carried.

PUBLIC COMMENT

There were no public comments.

ADJOURN INTO CLOSED SESSION

Motion (DeHaan/Messerschmidt) 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 – McClory – yes; Norton – yes; Messerschmidt – yes; Taylor – yes; DeHaan - yes. Motion carried. Adjourned into Closed Session at 6:55 p.m.

RECONVENE IN OPEN SESSION

Council reconvened in open session at 7:12 p.m. Motion (Taylor/Messerschmidt) to accept the LAW contract settlement including a 1% pay adjustment in 2011, a \$100 increase in the uniform allowance and a commitment that health benefits remain unchanged through 2012. Roll call vote: McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

ADJOURN

Motion (DeHaan/Messerschmidt) to adjourn at 7:12 p.m. Motion carried.

Darlene Igl
City Clerk