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

Others present: City Attorney Ward Phillips, City Administrator Sam Tapson, Police Chief Joel Christensen, City Clerk Darlene Igl, Electric Director Art Schmidt, Maureen VanderSanden – Elkhorn Independent, City Engineer Gary Welsh, DPW Director Terry Weter

CONSENT AGENDA

Motion (Norton/Messerschmidt) to approve the minutes of the September 20, 2010 Common Council meeting and a Class “B”/”Class C” Wine License for Tello’s Restaurant, 781 E. Geneva St. Motion carried.

REPORT OF CITY OFFICERS

Mayor’s Report

Mayor Reynolds reported that a group of Russian students will be visiting the City of Elkhorn in the next few weeks and would be touring City facilities.

COMMITTEE REPORTS

Legislative & Regulatory

Alderman Taylor stated that the Committee had reviewed and recommended approval of a Reserve “Class B” Liquor/Class “B” Beer license for David Ornelas Coronado. Motion (Taylor/Norton) to approve a Reserve “Class B” Liquor/Class “B” Beer license for David Ornelas Coronado, dba El Toro Mexican Restaurant, 56 W. Market Street, contingent on the seller’s permit being submitted and the completion of the Police Department inspection. Motion carried.

Municipal Services and Utilities

Alderman DeHaan stated that the Committee had discussed possible changes to the solid waste/recycling service with Jason Sturino of Veolia. It was the consensus of the Committee to recommend to Council a plan to transition both garbage and recycling service to the cart system at the same time utilizing a 95 gallon container with an implementation date of April 1, 2011 subject to any feedback received at a public meeting. It was discussed by Council that the public information meeting could be held following the regular Council meeting of October 18th.

Finance & Judicial Committee

Alderman Taylor stated that Electric Director Schmitz had presented information regarding the renewal of a purchasing agreement with Border States Industries, Inc. Motion (Taylor/DeHaan) that the City enter into a purchasing agreement with Border States as recommended by

Committee. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Two changes for the Police Department building project had been discussed. Chief Christensen was asked to further explore options for correcting an issue with privacy glass installed on locker room bathrooms. Additionally, an issue with speakers in the corridors not being wired to transmit police radio traffic was discussed and it was recommended by Committee to approve the rewiring. Motion (Taylor/Dunwiddie) to approve the rewiring of the speakers for a total cost of \$511.45. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

The Committee had reviewed information regarding three proposals received for the completion of the Ridgway Street stormwater improvements with the low bid received from Siegler Grading & Excavating in the amount of \$20,500. Motion (Taylor/McClory) to award the contract for the Ridgway Street stormwater improvements to Siegler Grading & Excavating in the amount of \$20,500. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

DPW Director Weter had provided information on proposals received for safety and sanitary repairs on the Lakeland, Holton and Fairground tanks. Based on Committee recommendation, motion (Taylor/Messerschmidt) to award the contract for water tower maintenance to Utility Service Co., Inc. in the amount of \$63,022 and to make the necessary budget adjustment. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Alderman Taylor stated that the Committee had also reviewed sewer rate analysis information submitted by Administrator Tapson. It was stated that adjusted sewer rates will be embedded in the 2011 budget proposal.

NEW BUSINESS

Resolution No. 10-21: A Resolution to Accept Certain Public Improvements for Harvest Pointe South Subdivision

Motion (Norton/Dunwiddie) to approve Resolution No. 10-21 accepting the streets service Harvest Pointe South. Motion carried.

Conditional Use Permit No. 10-04: 1950 N Wisconsin St., Unit 2

Motion (Dunwiddie/Messerschmidt) to approve Conditional Use Permit No. 10-04 for Timmer Enterprises, L.L.C. as recommended by the Plan Commission. Motion carried.

Engineering Services Contract: Ayres Associates, Inc.

Administrator Tapson stated that the Dept. of Commerce is requesting that a formal “Closure Packet” be prepared for the 32 S. Wisconsin project. A proposal from Ayres was received in the amount of \$5,500 for the necessary engineering services. Motion (Norton/Messerschmidt) to approve the contract for engineering services submitted by Ayres Associates in the amount of \$5,500. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Planning Services Proposal: E-1 Zoning District

Administrator Tapson stated that the Plan Commission had met with Teska Associates to discuss creating a more flexible development environment in the Business Park and surrounding properties. After a work session, it was recommended that a new zoning district, E-1 be created. Teska Associates was asked to submit a proposal to draft code language and develop standards for the new district. Motion (Dunwiddie/Taylor) to authorize Teska Associates to proceed with the Scope of Work outlined in their proposal at a cost not to exceed \$4,500. Roll call vote:

Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Police Department Change Order #18

Change Order #18 is for costs associated with installing manual soap dispensers, coat hooks, aluminum trim and additional wood panels. Motion (Taylor/Dunwiddie) to approve Change Order #18 in the amount of \$1,623.43. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. Motion carried.

Consulting Services Agreement re: “201” Demolition

Administrator Tapson stated that a budget for the “201” property include an amount not to exceed \$5,000 to manage the building demolition. He stated that the demolition is likely to occur within the next two weeks and requested authorized be granted to Alpha Terra to prepare bid documents. Motion (Messerschmidt/Dunwiddie) to proceed with this project and to authorize Alpha Terra to prepare bid documents. Roll call vote: Dunwiddie, yes; McClory, yes; Norton, yes; Messerschmidt, yes; Taylor, yes; DeHaan, yes. 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 6:30 p.m.

RECONVENE IN OPEN SESSION

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

CONSIDER LAND ACQUISITION

Motion (Taylor/Dunwiddie) to approve a memorandum of agreement for the acquisition of approximately 15 acres from the Simons Revocable Trust with a purchase price of \$8,000 per acre. This site would be for the replacement of the water treatment facility.

ADJOURN

Motion (Dunwiddie/Norton) to adjourn at 6:37 p.m. Motion carried.

Darlene Igl
City Clerk