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**COMMON COUNCIL MEETING**  
**October 1, 2012**  
**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 Gary Payson, Sr., Scott McClory, Brian Olson, Jerry Anderson, Jim D'Alessandro, Kim DeHaan

Others present: Administrator Tapson, Attorney Leece, City Clerk Darlene Igl, Police Chief Joel Christensen, Finance Director Mary Hinske, DPW Director Terry Weter, Electric Utility Director John Murphy, Electric Operations Manager Tim Leach, Fire Chief Rod Smith, City Engineer Gary Welsh, Maureen VanderSanden – Elkhorn Independent.

**PUBLIC COMMENT**

No public comments.

**CONSENT AGENDA**

Motion (Payson/Anderson) to approve the minutes of the September 17, 2012 Common Council meeting, Bartender Operator's Licenses for Brock E. Kaplan, Michelle a. Manriquez, Melissa E. Kuen, Ashlee A. Reed, a Taxicab License for K & K Transportation and a Chauffeur's License for Mary Herr. Motion carried.

**REPORT OF CITY OFFICERS**

*City Clerk*

City Clerk Igl presented for the record a Mayoral veto against the action taken by the Common Council to eliminate the position of Parks & Recreation Director.

*Mayor's Report*

Mayor Reynolds stated that he had vetoed the action of the Common Council as he believed the action to be detrimental to the programs and services that the community desires and that it fails to generate meaningful reductions in operating expenses.

Motion (Olson/Anderson) to overturn the Mayor's veto. Roll call vote: Payson, no; McClory, no; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, yes. Motion carried.

Mayor Reynolds appointed Donna Neshek and Laurie Kyle to the Recreation Advisory Board. Motion (Anderson/Olson) to confirm the appointments as made. Motion carried.

Mayor Reynolds read a resolution into the record in support of Power Week October 7 – 13.

*City Administrator's Report*

Administrator Tapson stated AFSCME representative had requested a meeting for the purposes of negotiating, however, the meeting was cancelled.

**COMMITTEE REPORTS**

*Municipal Services & Utilities*

Alderman Payson stated that the Committee had reviewed the Emerald Ash Borer plan and recommended approval.

Alderman Payson stated that proposals for the 2012 tree and stump removal had been reviewed and the Committee recommended awarding the contract to Arbor Images in the amount of \$17,320 and to make the necessary budget amendment from contingency.

Alderman Payson stated that quotes for street repairs to E. Rockwell Street and N. Jackson Street were received and the Committee recommended contracting with B. R. Amon & Sons Inc.

### ***Finance & Judicial***

Alderman McClory reported that Fire Chief Smith had provided information on a fire pumper engine proposal which was recommended by the Fire Advisory Board. The Committee recommended that staff be authorized to send RFP's to vendors for review and proposals. Motion (McClory/Payson) to authorize staff to send out RFP's for fire pumper engine. Motion carried.

Police Chief Christensen provided information on a vehicle that was seized by the Department. The Committee recommended that the vehicle be declared as surplus and sold at auction.

### ***Legislative & Regulatory***

Alderman Payson stated that the Committee reviewed draft language for revisions to ordinances regulating burning. After review, the Committee recommended approval to the Council.

Revised language for the regulation of dumpsters was reviewed and will be revised for the next meeting.

Fees for dog licenses were increased by the County effective January 1. After discussion, it was requested that the ordinance be revised. Draft language will be reviewed at the next meeting.

Information was reviewed regarding a change of agent for Don Jose's Mexican Restaurant.

### ***Human Resources***

Chief Christensen stated that the Department had completed a review of its current operating structure and recommended a restructuring. It was recommended that the Captain vacancy be filled and adjust the shifts of the Lieutenant and Sergeant. Motoin (DeHaan/D'Alessandro) to authorize the vacant Captain position be staffed and to proceed with the restructuring. Motion carried.

A draft position description for a Recreation Department Manager was discussed. Revisions will be made and discussed further at an upcoming meeting.

### ***Public Safety***

Alderman McClory stated that concerns regarding N. Lincoln Street traffic had been discussed. Chief Christen provided the results of a traffic study that had been conducted. Additional signage was recommended and enforcement was discussed.

## **NEW BUSINESS**

### ***Ordinance No. 12-13: An Ordinance to Amend the Elkhorn Municipal Code at Chapter 5, Titled "Fire Protection"***

First Reading of Ordinance No. 12-13.

### ***Resolution No. 12-13: A Resolution to Adopt the Emerald Ash Borer Plan***

Motion (Payson/Olson) to adopt Resolution No. 12-13. Motion carried.

***Resolution No. 12-14: A Resolution Authorizing the Disposal of Surplus Property***

Motion (Olson/Anderson) to adopt Resolution No. 12-14. Motion carried.

***Wisconsin Retirement System Prior Service Liability Payoff***

Motion (DeHaan/Payson) to authorize the Prior Service Liability to be paid in full and that the payment be made no later than October 31, 2012. Roll call vote: Payson, yes; McClory, yes; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, yes. Motion carried.

***Sunset Pool Study***

Based on the recommendation of the Sunset Pool Ad Hoc Committee, motion (Olson/Payson) to contract with Stantec Consulting Services Inc. for the SunsetPool Feasibility Study in the amount of \$8,275. Roll call vote: Payson, yes; McClory, yes; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, abstained. Motion carried.

***2012 Tree & Stump Removal***

Motion (Payson/Anderson) to award the 2012 Tree & Stump Removal contract to Arbor Images in the amount of \$17,320 and to make the necessary budget amendment from contingency. Roll call vote: Payson, yes; McClory, yes; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, yes. Motion carried.

***Street Repairs***

Motion (Payson/Anderson) to award a contract for street repairs to E. Rockwell Street and N. Jackson Street to B. R. Amon & Sons Inc. in the amount of \$15,113.75. Roll call vote: Payson, yes; McClory, yes; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, yes. Motion carried.

***2012 Municipal Vehicles and Equipment Contract***

Motion (Anderson/McClory) to contract with Auction Associates to auction a vehicle which was seized by the Police Department. Motion carried.

***2012 Mill & Overlay Change Order No. 1***

Motion (Payson/McClory) to approve Change Order No. 1 for the 2012 Mill & Overlay to B. R. Amon & Sons, Inc. in the amount of \$8,289.16. Roll call vote: Payson, yes; McClory, yes; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, yes. Motion carried.

***2012 Street Crack Sealing Program***

Motion (Payson/Anderson) to award the 2012 crack sealing contract to Asphalt Services, LLC. In the amount of \$80,000. Roll call vote: Payson, yes; McClory, yes; Olson, yes; Anderson, yes; D'Alessandro, yes; DeHaan, yes. Motion carried.

**ADJOURN**

Motion (Anderson/Olson) to adjourn at 6:45 p.m.

Darlene Igl  
City Clerk