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**CITY OF ELKHORN COMMON COUNCIL  
MEETING MINUTES  
August 3, 2015  
COUNCIL CHAMBERS, 9 S. BROAD ST., ELKHORN, WI 53121**

The Common Council meeting was called to order at 5:30 p.m. in the Council Chambers followed by the Pledge of Allegiance, followed by Roll Call.

**ROLL CALL**

Present: Mayor Brian Olson, Aldermen Michael Kluck, Hoss Rehberg, Bruce Lechner, Gregory Huss, Scott McClory. Alderman Tom Myrin was absent.

Others present: City Administrator Sam Tapson, Attorney Ward Phillips, Finance Director James Heilman, City Clerk Cairie Virrueta, Police Chief Joel Christensen, Utility Director John Murphy, Fire Chief Rod Smith, Library Director Lisa Selje, DPW Operations Manager Martin Nuss, Recreation, City Engineer Paul VanHenkelum, Chris Clapper, Reporter Kellen Olshefski, other interested persons.

**PUBLIC COMMENT**

Debra Poulsen of Eames Street said she opposed the use of exotic weapons by the police department. She said she is a victim of exotic weapons. She was asked what she meant by exotic weapon and she said tasers, lasers and directive energy weapons. She would like to talk to her alderman and police chief about it. She has had problems with vandalism at her home.

**CONSENT AGENDA**

Motion (Payson/Rehberg) to approve the minutes of the July 20, 2015 Common Council meeting; bartender operator licenses for Zachery A. Sawyers, Deborah M. Werner, Ammie R. Smith and Scott Van Dyke; Temporary Class "B" Beer License for Elkhorn Sno-Drifters Truck and Tractor Pull; and Temporary "Class B" Wine/Class "B" Beer license for Elkhorn Area Chamber of Commerce Oktoberfest. Motion carried.

**REPORT OF CITY OFFICERS**

***Mayor's Report***

No report.

***City Administrator's Report***

The preliminary equalized values were released by the state and they were fairly flat; net new construction was less than 1%. The preliminary budget will be sent to the Finance & Judicial Committee on Monday. A brief meeting with HR is planned for August 10 at 4:45 p.m., Alderman McClory can attend. The sample language for the zoning code regarding farm stands will be available for the next Plan Commission meeting. The changes require a public hearing.

***Finance Director's Report***

No report

**COMMITTEE REPORTS**

**Municipal Services and Utilities**

***WI DNR Designation of Elkhorn Lake as an "Urban Pond"***

Alderman Huss said the City is waiting to hear from the DNR to determine if Elkhorn Lake can be designated as an "Urban Pond." If it is, The DNR will stock it with trout.

***Elkhorn Area Chamber of Commerce Restricted Parking Request in Municipal Lot***

The parking lot next to the Chamber would be full at times and Chamber visitors would have difficulty finding parking, so the Chamber was asking for two restricted parking stalls. The Committee recommended giving two spots to the Chamber. **Motion (Huss/McClory) to approve two permanent stalls for the Chamber in the municipal lot.** Mayor Olson asked why the agenda says temporary parking and

permanent was discussed. Chris Clapper said her original request was for permanent. The council discussed the providing of information for committees when items are on the agenda. City Administrator Tapson said some items are requested to be put on committee agendas the Thursday or Friday prior and it doesn't leave much time for in-depth review. Council members were willing to wait to put items on the agenda so enough information could be provided for discussion. Mayor Olson would like to see consistency in providing information and in discussing items. Alderman Rehberg said the designated parking should be for the Chamber and not for the property. The signs will specify the parking is for the Chamber and United Way. Alderman Rehberg called the question. **Roll call vote: Huss, yes; McClory, yes; Kluck, yes; Rehberg, yes; Lechner, yes. Motion carried.**

#### **Financial and Judicial**

##### ***2015 Market Street Sidewalks Pay Request #2 from JB Johnson Brothers, LLC***

Alderman Kluck said the committee recommended paying for the Market Street sidewalks work. **Motion (Kluck/Rehberg) to pay JB Johnson Brothers LLC \$40,131.05 for the Market Street Sidewalks work. Roll call vote: Huss, yes; McClory, yes; Kluck, yes; Rehberg, yes; Lechner, yes. Motion carried.**

##### ***Community Event at Sunset Park***

Alderman Kluck said this was for a Hawaiian Park at Sunset on August 18<sup>th</sup>. The Chamber was asked to get a Temporary B Beer license for it. Alderman Kluck was concerned that lack of adequate time to plan the event could result in the City looking bad. Mayor Olson said this was an opportunity to have an event on a small scale which allows attendees to carry in consumables and next year larger events could be planned. The P.D. would work the event and it would cost about \$1,500 to put it together. The event would take place from 5 to 8 p.m. The DPW would rope off the event area. Alderman Kluck motioned to do the event. No second, motion failed.

##### ***Babe Mann Park Redevelopment Concept Study Task Order***

The committee considered Task Orders from Kapur for baseball plans for Babe Mann Park. Committee members were concerned with the cost of the different Task Orders and costs to develop baseball fields at Babe Mann and where the funds would come from. Alderman McClory asked about a motion in the past to turn Babe Mann into a swimming lake with fishing and a pier. Alderman Rehberg said he asked for costs to put two fields at Tasch Park, he felt it is important and needs to be included. Mayor Olson asked staff to further discuss options and come back to the committee with their recommendations.

#### **NEW BUSINESS**

**Motion (Rehberg/Kluck) to approve the refund of 2014 real estate excess tax for 721 W. Centralia Street due to a palpable error. Roll call vote: Huss, yes; McClory, yes; Kluck, yes; Rehberg, yes; Lechner, yes. Motion carried.**

#### **PUBLIC COMMENT**

None.

#### **ADJOURN TO CLOSED SESSION**

Motion (McClory/Rehberg) to adjourn to closed session pursuant to Wisconsin Statute 19.85(1)(e) "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." Adjourned to closed session at 6:08 p.m.

#### **RECONVENE IN OPEN SESSION**

Reconvened in open session at 6:47 p.m.

#### **ADJOURN**

Motion (Rehberg/McClory) to adjourn at 6:47 p.m.

Cairie L. Virrueta  
City Clerk

**Approved 8/17/15**