

COMMON COUNCIL

Official Proceedings of the 2010-2011 Common Council of the City of Sheboygan.

NINTH REGULAR MEETING

The Council met: Monday, August 2, 2010.

Mayor Bob Ryan in the Chair:

On call of the roll, the following Alderpersons were present:

Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Absent – Bouck – 1.

On motion by Alderperson Kittelson and second by Alderperson Hanna, the reading of the minutes of the Eighth Regular Meeting held July 19, 2010, and the minutes were approved as entered on the record, all Alderpersons present voting "Aye".

RESIGNATION

July 28, 2010

My fellow colleagues:

I would like to first publicly thank the many selfless efforts by all of the Council to deal honestly and directly with the many recent, current and past issues that face our community. The Citizens of Sheboygan are our number one concern but few have a concept of the pressures and the sacrifices that are necessary to do this job. Some of the pressures that I allude to are to be expected and come with the territory, but I believe that I speak for many in stating that there are exhausting issues that distract, consume and sidetrack us from important work, but do nothing to move the city forward.

The other evening after some city meetings, my wife Debbie said to me that I did not look happy. That question, from the one person who knows me best, was a reality check to me and caused several days of reflection as to my ability to continue forward at a high level of involvement. As I only know one way to do a job, I had to weigh my ability and interest in reducing my roll. The end result was the conclusion that Debbie is right and frankly I see no let up or finality that would reduce the issues, side issues and stresses that have affected my previous joy of service.

I have never quit or left anything unfinished in my life, however, the City of Sheboygan's interests are more important than those of myself or any one of us. Doing the right thing for the city, over self, is not negotiable for me and I now feel that I cannot participate in an effective manner going forward.

Let me please be clear. I love this city, I treasure it's residents and I have devoted countless hours to doing the right thing for the taxpayer and for future taxpayers. I have always strived to represent this city honorably and have never forgot the oath that I first took over 3 years ago. However, an individual, especially political figures, also should recognize when they have reached a point of diminishing returns and know when to walk away.

To my family, the decision I make today is with gratitude for the many missed meals, events and precious time that you have given up to allow me the opportunity to make a difference in our community.

To my neighbors in the 1st District. I am profoundly grateful for the level of support and encouragement you have shown me over the past 3 ½ years. It has been one of my greatest honors to do this work on your behalf.

With deepest regret and with tremendous respect for the abilities and dedication of each and every one of you, I ask the Common Council to accept my resignation as 1st District Alderman for the City of Sheboygan.

Regards,

Jim

On motion by Alderperson Kittelson and second by Alderperson Hanna, the foregoing Resignation was accepted and placed on file, all Alderpersons present voting "Aye".

July 8, 2010

Harbor Centre BID

Alan Rudnick – President

919 N. 8th Street

Sheboygan, WI 53081

Dear Alan,

I regret to inform you that I am no long able to serve on the BID Board. I have enjoyed working with everyone and wish nothing but the best for the future of the Harbor Centre BID.

Thank you,

Randy Schwoerer

On motion by Alderperson Kittelson and second by Alderperson Hanna, the Resignation was accepted and placed on file, all Alderperson present voting "Aye".

August 2, 2010

July 13, 2010
Alan Rudnick
919 N. 8th Street
Sheboygan, WI 53081

Dear Alan,

This letter is to notify you of my "official" resignation from the BID board. I am no longer a business in the BID district and I believe my seat can be better used by a "voice" in the district.

It was a conderful 2 years and I will continue to watch all the changes in the association. I am pleased beyond words that Randy Schwoerer is the new manager! He has such passion and drive to make Sheboygan great and the Harbor Center district are soon to experience the "Schwoerer affect".

Take care and thank you for all you have done in support of the BID!

Sincerely,

Dawn M. Seifert

On motion by Alderperson Kittelson and second by Alderperson Hanna, the Resignation was accepted and placed on file, all Alderperson present voting "Aye".

MAYOR'S APPOINTMENT

August 2, 2010

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointments for your consideration:

Ald. Don Hammond, to be appointed to the following committees to fill the unexpired term of James Gischia.

COMMITTEE

TERM EXPIRES

Strategic Fiscal Planning Committee

4/18/11

Capital Improvements Commission

4/18/11

City County Shared Services Committee

4/18/11

Sheboygan Transit Commission

4/18/11

Special Committee on Risk Management

4/18/11

Ald. Eric Rindfleisch, to be appointed to the Finance Committee to fill the unexpired term of James Gischia, whose term expires 4/18/11. Ald. Don Hammond will replace James Gischia as Chairman of Finance Committee.

Ald. James Bohren, to be appointed to the Industrial Development Commission to fill the unexpired term of James Gischia, whose term expires 4/16/12.

Mayor Bob Ryan

Lies over under the rules.

August 2, 2010

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointments for your consideration:

Robert Ryan, to be appointed to the Tax Incremental District (TID) No. 6 Joint Review Board.

Lies over under the rules.

August 2, 2010

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointments for your consideration:

Mark Miller to be considered for appointment to the Redevelopment Authority to fill the unexpired term of Richard Hiers whose term expires on 4/28/14.

Mayor Bob Ryan

A motion by Alderperson Kittelson and second by Alderperson Hanna to suspend the rules of the Common Council was passed by unanimous consent.

On motion by Alderperson Kittelson and second by Alderperson Hanna, the foregoing Appointment was confirmed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

August 2, 2010

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointment for your consideration:

Ald. Don Hammond, to be appointed to the Redevelopment Authority to fill the unexpired term of James Gischia, whose term expires 4/18/11.

August 2, 2010

Bob Ryan, Mayor

A motion by Alderperson Kittelson and second by Alderperson Hanna to suspend the rules of the Common Council was passed by unanimous consent.

On motion by Alderperson Kittelson and second by Alderperson Hanna, the foregoing Appointment was confirmed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

CONFIRMATION OF MAYOR'S APPOINTMENT

July 19, 2010

HONORABLE MEMBERS OF THE COMMON COUNCIL:

I hereby submit the following appointments for your consideration:

James Pragatz to be considered for appointment to the Board of Police and Fire Commissioners to fill the unexpired term of Angela Sutkiewicz whose term expires 4/28/14.

David Sachse to be considered for appointment to the Redevelopment Authority to fill the unexpired term of Glenn Pilling whose term expires on 4/28/14.

Mayor Bob Ryan

On motion by Alderperson Kittelson and second by Alderperson Hanna, the foregoing appointment was confirmed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

ELECTION OF THE VICE PRESIDENT OF THE COUNCIL

A motion by Alderperson Kittelson and second by Alderperson Rindfleisch was made to receive nominations from the floor, voting to be done by closed ballot, and if more than two candidates are nominated, the candidate with the lowest number of votes be dropped from the list, and balloting to continue until one candidate receives a minority of the votes, passed all Alderpersons present voting "Aye".

A motion by Alderperson Bohren and second by Alderperson Hanna was made to nominate Alderperson Rindfleisch as Vice President of Council.

A motion by Alderperson Kittelson and second by Alderperson Hanna to close nominations was passed, all Alderpersons present voting "Aye."

Alderperson Kittelson moved and Alderperson Radtke seconded that nominations be closed and that the City Clerk be directed to cast a unanimous ballot for Alderperson Rindfleisch for Vice President of the Council, passed all Alderpersons present voting "Aye."

PUBLIC FORUM

Dolcye Johnson, 1306 N. 3rd St., and Jo-Ann Dekker, N884 Knepprath Rd., Cedar Grove spoke.

MAYOR'S ANNOUNCEMENTS

On motion by Alderperson Kittelson and second by Alderperson Rindfleisch, the following documents notated with an asterick (*) were accepted and placed on file, accepted and adopted, or passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

COMMUNICATIONS AND PETITIONS

Com. No. 32 - 10 - 11. August 2, 2010.

Submitting a communication from Kim Ogea requesting that a left green turn arrow be placed at Superior Ave. turning onto Calumet Dr. or Taylor Dr. as there are safety issues.

Was referred to the Committee on Public Protection & Safety.

Com. No. 33 - 10 - 11. August 2, 2010.

Submitting a communication from Jodee Bzdawka asking that the Council pass an ordinance prohibiting people from pumping their sump pumps into the streets as the continuous flow of water creates the buildup of algae which is extremely slippery.

Was referred to the Committee on Public Protection & Safety.

REPORT OF OFFICERS

***R. O. No. 158 - 10 - 11. By ASSISTANT CITY ATTORNEY. August 2, 2010.**

Submitting, as a matter of record, a copy of the Stipulation and Order for Dismissal with Prejudice in the matter of Secura Insurance vs. City of Sheboygan, Sheboygan County Circuit Court Case No. 09 SC 3497, signed by Susan M. Schaubel, Court Commissioner, on April 23, 2010.

***R. O. No. 159 - 10 - 11. By CITY CLERK. August 2, 2010.**

Submitting various license applications.

TEMPORARY BEVERAGE OPERATOR'S LICENSE

<u>No.</u>	<u>Name</u>	<u>Address</u>
8705	Olson, Larry M.	2417 Henry St.

TEMPORARY CLASS "B" LICENSE

<u>No.</u>	<u>Name</u>	<u>Address</u>
1030	Bethlehem Lutheran Church	1131 Georgia Ave. – one-day event to be held 8/22/10 at the south end shelter in Kiwanis Park.
1381	St. Peter Claver	1444 S. 11 th St. – one-day events to be Held 1/7/11, 2/4/11, 3/4/11, 4/1/11 & 5/6/11 in Van Treeck Hall – lower level of church.
2753	The Velvet Curtain	1202 N. 8 th St. – three-day event to be held 8/12/10 to 8/15/10 in the restaurant area of the Paradigm.
1377	St. Dominics Church	2133 N. 22 nd St. – one-day event to be held 9/18/10 at 2108 N. 21 st St. Parish Activity Center.
1377	St. Dominics Church	2133 N. 22 nd St. – one-day event to be held 9/19/10 at the Cleveland Park Geele & 25 th .

AMUSEMENT LICENSE(June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2757	Lucky Don's Bear Claw	3347 Kohler Memorial Dr.

***R. O. No. 160 - 10 - 11. By CITY PLAN COMMISSION. August 2, 2010.**

Your Commission to whom was referred R. O. No. 149-10-11 relative to submitting a communication from the Sheboygan Outboard Club asking for a variance from the pier agreement wording in the agreement between the Sheboygan Outboard Club and the City of Sheboygan; wishes to report this matter was discussed at the regular meeting of the City Plan Commission, July 27, 2010, and after due consideration, recommends the Report of Officer be placed on file.

***R. O. No. 161 - 10 - 11. By SHEBOYGAN TRANSIT. August 2, 2010.**

Your Commission who met and discussed R. O. No. 57-10-11 by the City Clerk submitting a request from Ann Margaret Tapia wanting to use the parking lot on the riverfront to hold a one day garage sale for 20-50 cars to sell craft items out of their cars and possibly having another one later in the season; recommends that the document be placed on file.

***R. O. No. 162 - 10 - 11. By SHEBOYGAN TRANSIT. August 2, 2010.**

Your Commission who met and discussed a copy of R. O. No. 122-10-11 by the City Clerk submitting a communication from Russell T. Gilman Jr. of R&G Holdings, LLC, requesting to purchase approximately 6' of City land to the south of the property line at 827 Pennsylvania Ave. (Penn Ave. Pub); recommends that the document be placed on file and to recommend that the City Attorney be authorized to negotiate the sale of the subject property to Mr. Gilman.

R. O. No. 163 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Alderperson Hanna being an article from the Wall Street Journal entitled, "States Shift Hybrid Pensions."

Was referred to the Committee on Finance and Salaries and Grievances.

R. O. No. 164 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting various license applications for the period ending June 30, 2011.
Was referred to the Committee on Law and Licensing.

R. O. No. 165 - 10 - 11. By DEPUTY FINANCE DIRECTOR/TREASURER. August 2, 2010.

Submitting the Harbor Centre Marina Balance Sheet from Operations dated June 30, 2010, as submitted by Skipper Marine.
Was referred to the Marina and Harbor Committee.

R. O. No. 166 - 10 - 11. By CHIEF OF POLICE. August 2, 2010.

Pursuant to Section 54-65 of the Municipal Code, I herewith submit my quarterly report showing the activities of my department for the period commencing April 1, 2010 and ending June 30, 2010.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 167 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Darla Jo Altman requesting a "No Parking Here to Corner" sign on N. 17th St. at Michigan Ave. as it is a safety issue.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 168 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Dianne Tripoli, General Manager of SheVegas Entertainment, Inc., requesting that they be allowed to place two cones in front of their establishment at 1133 Michigan Ave. on Thursday, Friday and Saturday evenings to allow their limo access to pickup and drop off customers.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 169 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from The Sheboygan Cancer Care Fund requesting permission to hold a non-competitive 2-mile/4-mile walk/jog/run on Saturday, October 16, 2010, on the sidewalk/walkway in front of the YMCA.
Was referred to the Committee on Public Protection and Safety.

R. O. No. 170 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Nicole Meyer requesting that part of our block grants be used for a "dumpster program" so that citizens could dispose of their items without having to pay for that disposal.
Was referred to the Committee on Public Works.

R. O. No. 171 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Deborah Earls stating that the sewer in front of her house is not working properly and is concerned about possible water in her basement.
Was referred to the Committee on Public Works.

R. O. No. 172 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Jeffrey Wessel along with two articles from the Milwaukee Journal/Sentinel on July 13th entitled, "Pension talk just politics."
Was referred to the Committee on Salaries and Grievances.

R. O. No. 173 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a Summons and Complaint in the matter of Schwiebl Holdings LLC et al. vs. the City of Sheboygan et al.
Was referred to the Special Committee on Risk Management.

R. O. No. 174 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a claim from Donald Crowns for alleged damages to a beer stein fell off the shelf when City workers were breaking concrete on Union Ave. in front of his home.
Was referred to the Special Committee on Risk Management.

R. O. No. 175 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a Notice of Circumstances Giving Rise to Claim and Claim regarding claimant Violet A. Weinberger for alleged injuries while being a passenger on a City bus.
Was referred to the Special Committee on Risk Management.

R. O. No. 176 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Marge Mattern requesting that the Mayor and the Council ask Alderperson Kittelson to abstain from discussing and voting on any future decisions concerning the fire department/ambulance service, whether it be finances, building, etc.

On motion by Alderperson Montemayor and second by Alderperson Dekker to file the foregoing Report of Officer, lost on call of the roll:

Ayes: Dekker, Hammond, Montemayor, Radtke, Rindfleisch, VanderWeele – 6.

Nays: Bohren, Bowers, Hanna, Heidemann, Kath, Versey, Wangemann – 7.

Abstain: Kittelson – 1.

The Report of Officer was referred to the Committee of the Whole.

R. O. No. 177 - 10 - 11. By CITY CLERK. August 2, 2010.

Submitting a communication from Dolyce Johnson questioning Alderperson Kittelson's votes on Fire Department issues.

A motion by Alderperson Montemayor and second by Alderperson Dekker to file the foregoing Report of Officer, lost on call of the roll:

Ayes: Dekker, Hammond, Montemayor, Radtke, Rindfleisch, VanderWeele – 6.

Nays: Bohren, Bowers, Hanna, Heidemann, Kath, Versey, Wangemann – 7.

Abstain: Kittelson – 1.

The Report of Officer was referred to the Committee of the Whole.

RESOLUTIONS INTRODUCED

***Res. No. 64 - 10 - 11. By Alderperson Kittelson. August 2, 2010.**

A RESOLUTION authorizing the Purchasing Agent to solicit bids to contract with a private garbage hauler to assist the Building Inspection Department in picking up nuisance garbage complaints on an as needed basis.

WHEREAS, with the limited staffing in the Department of Public Works, arranging for garbage pickups at residential properties has become difficult;

WHEREAS, pursuant to chapter 66 of the Sheboygan Municipal Code, nuisance garbage complaints can be hauled away and billed back to the property owner by the City Finance Department;

RESOLVED: That the Purchasing Agent is hereby authorized and directed to solicit bids from private garbage haulers to assist the Building Inspection Department to accomplish the "Clean City Initiative."

***Res. No. 65 - 10 - 11. By Alderperson Montemayor. August 2, 2010.**

A RESOLUTION authorizing the Purchasing Agent to solicit bids for a contract with a qualified individual or firm to undertake housing and neighborhood revitalization assignments through a collaborative community process with the Department of Planning and Development and the Sheboygan Police Department.

WHEREAS, the city recognizes that neighborhoods are the fundamental building block of cities and as neighborhoods deteriorate so does the ability of the city to attract private investment;

WHEREAS, the Department of Planning and Development and the Sheboygan Police Department deem such activity is important to attract traditional market capital to be successful in revitalizing neighborhoods and attracting additional private capital to lead to increased property values, as well as new business, housing and economic opportunities;

WHEREAS, the goal of the assignment is to embrace the concept of neighborhood revitalization by encouraging city staff to work across departmental disciplines, streamlining processes and coordinating resources, neighborhood development will attain new status in Sheboygan and become a method for increasing homeownership among diverse residents, resulting in increased property tax revenues;

WHEREAS, the chosen individual or firm will be responsible for assisting with such activities as researching, profiling and developing neighborhood data and background, partnership development, generating community involvement in neighborhoods, assisting with the creation of neighborhood associations, code enforcement, and housing rehabilitation program activities, etc.;

WHEREAS, the City of Sheboygan has grant funding available from the Community Development Block Grant (CDBG) Housing Rehabilitation funds.

RESOLVED: That the Purchasing Agent is hereby authorized and directed to solicit bids for a contract with a qualified individual or firm to assist in housing and neighborhood revitalization activities as prescribed by the Department of Planning and Development and the Sheboygan Police Department.

Res. No. 66 - 10 - 11. By Alderperson Gischia. August 2, 2010.

A RESOLUTION approving the terms and conditions of the Contract for Lease of Land, and accompanying Ground Lease, between the Redevelopment Authority and R & M Moeller LLC.

August 2, 2010

RESOLVED: That the City of Sheboygan hereby approves the terms and conditions of the Contract for Lease of Land for Private Redevelopment, and accompanying Ground Lease, by and between the Redevelopment Authority and R & M Moeller LLC, in form substantially similar to the documents attached hereto and incorporated herein by this reference.

A motion by Alderperson Kittelson and second by Alderperson Bowers to suspend the rules of the Common Council was passed by unanimous consent.

On motion by Alderperson Kittelson and second by Alderperson Rindfleisch, the foregoing Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Rindfleisch, VanderWeele, Versey, Wangemann – 13.

Nays: None.

Abstain: Radtke-1.

Res. No. 67 - 10 - 11. By Alderperson Hanna. August 2, 2010.

A RESOLUTION lifting the hiring freeze in order to hire a City Assessor.

WHEREAS, the City of Sheboygan passed Resolution 73-09-10 that extended the hiring freeze to December 31, 2010;

WHEREAS, the hiring freeze allows for emergency exceptions upon approval of the Mayor and Council;

WHEREAS, the Mayor recently approved the Hiring Audit form to authorize hiring the City Assessor.

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes, as an emergency exception to the hiring freeze, the hiring of the City Assessor.

On motion by Alderperson Hanna and second by Alderperson Montemayor, the Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Res. No. 68 - 10 - 11. By Alderperson Hanna. August 2, 2010.

A RESOLUTION lifting the hiring freeze in order to hire an Information Technology Manager who will report to the Finance Director/Treasurer.

WHEREAS, the City of Sheboygan passed Resolution 73-09-10 that extended the hiring freeze to December 31, 2010;

WHEREAS, the hiring freeze allows for emergency exceptions upon approval of the Mayor and Council;

WHEREAS, the Mayor recently approved the Hiring Audit form to authorize hiring the Information Technology Manager.

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes, as an emergency exception to the hiring freeze, the hiring of the Information Technology Manager for the Finance Department.

On motion by Alderperson Hanna and second by Alderperson Versey, the Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Res. No. 69 - 10- 11. By Alderperson Kath. August 2, 2010.

A RESOLUTION authorizing retaining outside legal counsel to represent the City in the matter of Schwiebl Holdings LLC, et al. v. City of Sheboygan and Board of Review for the City of Sheboygan and authorizing payment for said services.

RESOLVED: That the appropriate City officials are hereby authorized to retain the services of Attorney Amie B. Trupke of Stafford Rosenbaum LLP to represent the City in the defense of the lawsuit filed by the owners of 59 Blue Harbor Resort condos, Case No. 10CV0899, alleging the 2009 real property assessments for their properties are excessive.

BE IT FURTHER RESOLVED: That the Finance Director/Treasurer is hereby authorized and directed to draw on the Insurance Claims Administration Account No. 70511010-521900 in payment of same.

A motion by Alderperson Kath and second by Alderperson Montemayor to suspend the rules of the Common Council was passed by unanimous consent.

On motion by Alderperson Kath and second by Alderperson Montemayor, the foregoing Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Res. No. 70 - 10 - 11. By Alderpersons Hanna, Kittelson and Versey. August 2, 2010.

A RESOLUTION lifting the hiring freeze in order to hire a Part Time Cemetery Supervisor/Administrative Assistant in the Department of Public Works.

WHEREAS, the City of Sheboygan passed Resolution 73-09-10 that extended the hiring freeze to December 31, 2010;

WHEREAS, the hiring freeze allows for emergency exceptions upon approval of the Mayor and Council;

WHEREAS, the Mayor recently approved the Hiring Audit form to authorize hiring the Part Time Cemetery Supervisor/Administrative Assistant.

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes, as an emergency exception to the hiring freeze, the hiring of the Part Time Cemetery Supervisor/Administrative Assistant for the Department of Public Works.

On motion by Alderperson Hanna and second by Alderperson Versey, the Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Res. No. 71 - 10 - 11. By Alderpersons Hanna, Kittelson, Vander Weele and Versey. August 2, 2010.

A RESOLUTION to approve the Addendum to the 2010-2011 Bargaining Agreement between IAFF Local 483 Firefighters and the City of Sheboygan.

RESOLVED: That the agreement with IAFF Local 483 Firefighters for 2010 – 2011, granting concessions regarding wage increases for 2011, a copy of which is on file in the office of the Human Resources Department, is hereby accepted and ratified.

BE IT FURTHER RESOLVED: That the members of the Collective Bargaining Committee and the Chairman of the Committee on Salaries and Grievances sign the agreement on behalf of the City of Sheboygan.

On motion by Alderperson Hanna and second by Alderperson Montemayor, the Resolution was passed on call of the roll:

Ayes: Bohren, Dekker, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Wangemann—12.

Nays: Bowers, Versey – 2.

Res. No. 72 - 10 - 11. By Alderpersons Hanna, Kittelson, Vander Weele and Versey. August 2, 2010.

A RESOLUTION lifting the hiring freeze in order to hire a Truck Driver in the Department of Public Works.

WHEREAS, the City of Sheboygan passed Resolution 73-09-10 that extended the hiring freeze to December 31, 2010;

WHEREAS, the hiring freeze allows for emergency exceptions upon approval of the Mayor and Council;

WHEREAS, the Mayor recently approved the Hiring Audit form to authorize hiring the Truck Driver.

NOW, THEREFORE, BE IT RESOLVED: That the Common Council hereby authorizes, as an emergency exception to the hiring freeze, the hiring of a Truck Driver in the Department of Public Works.

On motion by Alderperson Hanna and second by Alderperson Versey, the Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Res. No. 73 - 10 - 11. By Alderpersons Hanna, Kittelson, Vander Weele and Versey. August 2, 2010.

A RESOLUTION authorizing the Salaries and Grievances Committee to review and act upon certain non-represented employee salary/wage issues.

WHEREAS, the City's salary/wage compensation program for non-represented employees was repealed in its entirety by way of Gen. Ord. No. 61-08-09, adopted October 24, 2008;

WHEREAS, the Salaries and Grievances Committee has been working towards developing a new compensation program for non-represented employees;

WHEREAS, in the interim until a new non-rep compensation plan is approved by the Common Council, it would be beneficial to grant authority to the Salaries and Grievances Committee to review and approve or deny requests for salary/wage inequity adjustments and promotional increases in individual situations.

NOW, THEREFORE, BE IT RESOLVED: That until a new salary/wage compensation program for non-represented employees is adopted by the Common Council, the Salaries and Grievances Committee is hereby authorized to review and act upon requests for non-represented employee salary/wage inequity adjustments and/or promotional increases in individual instances.

August 2, 2010

On motion by Alderperson Hanna and second by Alderperson Versey, the Resolution was passed on call of the roll:

Ayes: Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 12.

Nays: Bohren, Heidemann – 2.

Res. No. 74 - 10 - 11. By Alderperson Kittelson. August 2, 2010.

A RESOLUTION approving the Corrected Amendment No. 2 to Lease with Maltscoop Corp.
Lies over under the rules.

Res. No. 75 – 10 - 11. By Alderperson Gischia. August 2, 2010.

This Resolution was withdrawn.

Res. No. 76- 10 - 11. By Alderperson Bouck. August 2, 2010.

A RESOLUTION authorizing the appropriate City Officials to enter into a sale/purchase agreement for the City-Owned Two-Family residence located at 628/630 South 13th Street, Sheboygan, WI.
Was referred to the Committee on Finance.

Res. No. 77 - 10 - 11. By Alderperson Bouck. August 2, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.
Was referred to the Committee on Finance.

Res. No. 78 – 10 - 11. By Alderperson Bohren. August 2, 2010.

A RESOLUTION authorizing signing easement(s) for a mini-storm sewer to be constructed in portions of their property.
Was referred to the Committee on Public Works.

REPORT OF COMMITTEES

***R. C. No. 139 - 10 - 11. By FINANCE. August 2, 2010.**

Your Committee to whom was referred the following:

1. A copy of Com. No. 28-10-11 from Demetree Gaines stating his support for the Spaceport project; and
2. A copy of Com. No. 29-10-11 from Collin Kachel stating that the Sheboygan Armory should be saved and used for multiple events;

recommends that the documents be placed on file.

***R. C. No. 140 - 10 - 11. By LAW AND LICENSING. August 2, 2010.**

Your Committee to whom was referred R. O. No. 101-10-11 by the City Clerk, submitting various license applications for the period ending June 30, 2011 and June 30, 2012; recommends that the following licenses be granted:
BEVERAGE OPERATOR'S LICENSE (NEW)(June 30, 2012)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8315	Stewart, Brittany E.	1128 N. 11 th St.

BEVERAGE OPERATOR'S LICENSE(RENEWAL) (June 30, 2012)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8215	Theune, Christopher A.	4919 Windward Ct.

***R. C. No. 141 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. August 2, 2010.**

Your Committee to whom was referred the following:

1. Com. No. 24-10-11 from Ms. Signe Jorgenson regarding the hazardous traffic situation at the intersection of High Ave. and Lakeshore Dr.;
2. Com. No. 30-10-11 from Mike Daniels stating his upset with the Concert Noise levels allowed at Kiwanis Park during the festivals which carries for long distances and wants the City to take action for this and all other picnics/festivals;
3. Com. No. 31-10-11 from Dawn Rakow stating her concerns with the fact that people are allowed to set up chairs and blankets and are taping off areas the night before or early the day of parades not allowing anyone else a place to sit;
4. R. O. No. 134-10-11 by the City Clerk submitting a communication from Alderperson Bohren being a petition with almost 300 signatures from the owner of Fountain Park Family Restaurant located at 922 N. 8th St. requesting that the 2011 Family Day and Bike Race be relocated to another area; and
5. R. O. No. 156-10-11 by the City Clerk submitting a communication from Patricia Aaholm regarding the

August 2, 2010

issue with the SFD/Ambulance and stating that the only proper way to resolve it is to have a public referendum on the November ballot; recommends that the documents be placed on file.

***R. C. No. 142 - 10 - 11. By PUBLIC WORKS. August 2, 2010.**

Your Committee to whom was referred the following:

1. A copy of Com. No. 16-10-11 being a petition from Gerald DuMonthier et al., regarding keeping the Roosevelt Park Facility enclosed; and
2. R. O. No. 138-10-11 by the City Clerk submitting a communication from Dee Ware of SBA regarding the SBA Communication Tower Site at W121282 Wilson Ave., 3333 Lakeshore Dr.;

recommends that the documents be placed on file.

***R. C. No. 143 - 10 - 11. By WHOLE. August 2, 2010.**

Your Committee to whom was referred the following:

1. A copy of Com. No. 2-10-11 from Beverly and Henry Schaefer stating that they want the City of Sheboygan to get out of the ambulance business and get back to providing fire protection only to the citizens;
2. A copy of Com. No. 3-10-11 from Richard Thieme asking Alderperson Bohren to support the fire department having five stations and no ambulance service;
3. A copy of Com. No. 15-10-11 from The Greater Sheboygan Committee with the subject matter being "Sheboygan Fire Department Issues & Answers"; and
4. R. O. No. 143-10-11 by the City Clerk submitting a communication from Susan Lessard stating her upset with Alderperson Versey regarding his comments about the fire stations and ambulance service;

recommends that the documents be placed on file.

***R. C. No. 144 - 10 - 11. By FINANCE. August 2, 2010.**

Your Committee to whom was referred R. O. No. 150-10-11 by the City Clerk submitting a Memorandum of Understanding between the City of Sheboygan and Sheboygan County to demonstrate shared ownership and maintenance responsibility for the EDGE II V5.0.24 HAVA Tabulator with VVPAT Printer (voting machine); recommends that the Report of Officer be accepted and placed on file and to approve entering into the MOU with Sheboygan County for the voting machine.

***R. C. No. 145 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. August 2, 2010.**

Your Committee to whom was referred R. O. No. 152-10-11 by the Building Inspection Department submitting their report for June 2010; recommends that the Report of Officer be accepted and placed on file.

R. C. No. 146 - 10 - 11. By WHOLE. August 2, 2010.

Your Committee to whom was referred a copy of R. O. No. 126-10-11 by the City Clerk submitting the "Annual Proposals For Action" presented to the City of Sheboygan Common Council, June 2010, by the Sheboygan County Taxpayers Alliance; recommends referral of the various topics to the following:

- #1 refer to Strategic Fiscal Planning
- #2, 4 and 6 refer to Finance
- #3 refer to Salaries and Grievances
- #4 refer to Public Protection and Safety and Finance
- #2, 5 and 7 refer to Public Works
- #6 refer to Redevelopment Authority

***R. C. No. 147 - 10 - 11. By LAW AND LICENSING. August 2, 2010.**

Your Committee to whom was referred, pursuant to R. O. No. 128-10-11 and R. O. No. 151-10-11 by the City Clerk, various license applications for the period ending June 30, 2011 and June 30, 2012; recommends that the following licenses be granted:

CHANGE OF PREMISES

<u>No.</u>	<u>Name</u>	<u>Address</u>
1411	Tommys Bar	2335 N. 15 th St. – one-day event to be held 8/21/10 to include backyard & parking east of the building.

SIDEWALK CAFE LICENSE (April 14, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
2742	8 th Street Ale Haus	1132 N. 8 th St.

BEVERAGE OPERATOR'S LICENSE (June 30, 2012)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8017	Anderson, Randolph C.	1941 N. 35 th St., Manitowoc
7183	Bower, Ashley A.	426 Washington Ct.
8683	Brion, Tiffany M.	2316 Calumet Dr.
5866	Buechler, Paul T.	1213A S. 10 th St.
8687	Bussert, Rachelle J.	1629 N. 3 rd St.
7570	Coronado, Juan D.	1608 Bell Ave.
8684	Darling, Jessica A.	507 N. Franklin St.
8657	Deruyter, Jason J.	2232 Main Ave.
7356	DeVoe, Lynda S.	4 Beechwood Dr.
8026	Dickert, Allen R.	2604 Elizabeth St.
8132	Gamez, Jenny V.	2216 Georgia Ave.
8681	Godeman, Heather M.	1220 Union Ave.
8686	Gottsacker, Richard R.	1809 S. 12 th St.
4992	Guenther, Nicole M.	1523 N. 23 rd St.
7429	Helt, Rebecca L.	1450 S. 14 th St.
8182	Johnson, Eric M.	1435 Michigan Ave.
1635	Kleifgen, Nicholas J.	919 N. 5 th St., #16
6900	Klempke, Ashlee M.	1213 S. 10 th St., Manitowoc
7453	Kolberg, Chrystal M.	1015A Lincoln Ave.
8058	Lawton, Amanda L.	925 Michigan Ave.
3063	Lohse, Tim C.	1730 Garden Ct.
4269	Maertz, Gary R.	1420 Martin Ave.
7941	Mauer, Dale L.	2917 S. 15 th St.
4904	Patron, Sharlene Sue	2320 N. 9 th St.
8674	Perkins, Staci L.	608 Huron Ave.
6372	Potter Jr., Roy A.	2625 S. 8 th St.
5703	Rieley, Matthew J.	331 Washington Ct.
7366	Schillingowski, Samantha M.	Village Green Apts.
6543	Sixel, Jessica L.	3715 Koehler Dr.
8682	Stipe, Amber M.	N3634 Stipe Ct., Sheboygan Falls
8677	Takemori-Jumes, Maui	1542A N. 35 th St.
8680	Vang, Soua	1009 N. 17 th St.

TAXICAB OPERATOR LICENSE (June 30, 2011)

<u>No.</u>	<u>Name</u>	<u>Address</u>
8666	Woodward, Steve E.	619 W. Main St., Plymouth

We further recommend that, by the adoption of this report, the City Clerk is hereby authorized and directed to issue the proper licenses.

R. C. No. 148 - 10 - 11. By LAW AND LICENSING. August 2, 2010.

Your Committee to whom was referred, pursuant to R. O. No. 101-10-11 by the City Clerk, various license applications for the period ending June 30, 2011 and June 30, 2012; recommends that Beverage Operator's License #8077 be denied based upon the applicant's failure to include all relevant convictions on the application, record of violations related to the licensed activity and failure to cooperate with the Committee.

On motion by Alderperson Rindfleisch and second by Alderperson VanderWeele, the Report of Committee was accepted and adopted on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

R. C. No. 149 - 10 - 11. By LAW AND LICENSING. August 2, 2010.

Your Committee to whom was referred, pursuant to R. O. No. 128-10-11 by the City Clerk, various license applications for the period ending June 30, 2011 and June 30, 2012; recommends that Beverage Operator's License #5903 be denied based upon a conviction which makes him ineligible to hold the license.

On motion by Alderperson Rindfleisch and second by Alderperson VanderWeele, the Report of Committee was accepted and adopted on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

R. C. No. 150 - 10 - 11. By FINANCE. August 2, 2010.

Your Committee to whom was referred Res. No. 59-10-11 by Alderperson Gischia authorizing the appropriate City officials to enter into contract to develop a refined redevelopment and TIF project plan for the Indiana Avenue Corridor; recommends that the attached Substitute Resolution be passed.

Was accepted and adopted.

R. C. No. 151 - 10 - 11. By FINANCE. August 2, 2010.

Your Committee to whom was referred Res. No. 60-10-11 by Alderperson Gischia authorizing a transfer of appropriations in the 2010 Budget (establish appropriations for improvements at Mead Library for the Maas Center and establish revenue and appropriation for donations received for Independence Day celebrations); recommends that the Resolution be passed.

Was accepted and adopted.

R. C. No. 152 - 10 - 11. By PUBLIC PROTECTION AND SAFETY. August 2, 2010.

Your Committee to whom was referred a copy of Res. No. 63-10-11 by Alderpersons Gischia and Bohren authorizing accepting the bid from Quality Cleaning of Sheboygan for the cleaning of City Hall; recommends that the Resolution be returned to the Council **without** a positive recommendation.

A motion by Alderperson Hanna and second by Alderperson Kittelson was made to accept and adopt the foregoing Report of Committee and to pass the foregoing Resolution.

Before action was taken thereon, a motion by Alderperson Hanna and second by Alderperson Rindfleisch was made to open the floor to Tom Rice, all Alderpersons present voting "Aye".

A motion by Alderperson Hanna and second by Alderperson Kittelson to pass the Resolution lost on call of the roll:

Ayes: Bohren, Bowers, Heidemann, Kath, Radtke, Versey, Wangemann – 7.

Nays: Dekker, Hammond, Hanna, Kittelson, Montemayor, Rindfleisch, VanderWeele – 7.

On call of the roll there was a tie vote which was broken by Mayor Ryan voting "Nay". (Ayes: 7, Nays: 8)

On motion by Alderperson Rindfleisch and second by Alderperson Hanna to **file** the Resolution was passed on call of the roll:

Ayes: Bowers, Dekker, Hammond, Hanna, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele – 9.

Nays: Bohren, Heidemann, Kath, Versey, Wangemann – 5.

***R. C. No. 153 – 10 – 11. By PUBLIC PROTECTION AND SAFETY. August 2, 2010.**

Your Committee to whom was referred Gen. Ord. No. 13-10-11 by Alderperson Kittelson repealing and recreating Section 122-14 of the Municipal Code, entitled "Private well abandonment" so as to update the ordinance and bring it into compliance with the requirements of the Wisconsin Administrative Code; recommends that the Ordinance be passed.

RESOLUTIONS ON SECOND READING

Sub. of Res. No. 59 - 10 - 11. By Alderpersons Gischia, Bouck, Bohren, Radtke and Hammond. August 2, 2010.

A RESOLUTION authorizing the appropriate City officials to enter into contract to develop a refined redevelopment and TIF project plan for the Indiana Avenue Corridor.

WHEREAS, the City of Sheboygan has worked with Vandewalle & Associates on the City Master Plan;

WHEREAS, Vandewalle & Associates has submitted a budget and timeline for professional services to identify implementation priorities, develop project budget and cost estimates and develop the strategies and tactics to accomplish project next steps for the Indiana Avenue Corridor for a fee not to exceed \$40,000.

RESOLVED: That the appropriate City of Sheboygan official is hereby authorized to waive the competitive bid process and enter into contract with Vandewalle & Associates to develop a refined redevelopment and TIF project plan for the Indiana Avenue Corridor.

BE IT FURTHER RESOLVED: That the appropriate City of Sheboygan official is hereby authorized to draw orders on the Tax Increment District VI Professional Services account no. 41161100-521900 for payment.

On motion by Alderperson Hammond and second by Alderperson Montemayor, the Substitute Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Res. No. 60 - 10 - 11. By Alderperson Gischia. July 19, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.

August 2, 2010

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfer of appropriations in the 2010 Budget for the purpose of:
Establishing appropriation for improvements at Mead Public Library for the Maas Center from the Everhard/Forrer Trust Fund:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Everhard/Forrer Trust Fund	Mead Library Fund	
Unreserved Fund Balance	Building Improvements	
850-253000	25551100-621200-10089	\$154,920
Establishing estimated revenue and appropriation for donations received for Independence Day celebrations:		
<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
Tourism Fund	Tourism Fund	
Contributions	Independence Day Celebration	
26055140-467111-70486	26055140-521800	\$36,620

BE IT FURTHER RESOLVED: That the City Clerk publish this budget change according to 65.90 (5) of the Wisconsin Statutes.

On motion by Alderperson Hammond and second by Alderperson Montemayor, the foregoing Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

ORDINANCE ON SECOND READINGS

Gen Ord. No. 13 – 10 - 11. By Alderperson Kittelson. July 19, 2010.

AN ORDINANCE repealing and re-creating Section 122-14 of the Municipal Code, entitled "Private well abandonment" so as to update the ordinance and bring it into compliance with the requirements of the Wisconsin Administrative Code.

THE COMMON COUNCIL OF THE CITY OF SHEBOYGAN DO ORDAIN AS FOLLOWS:

Section 1. Section 122-14 of the Municipal Code is hereby repealed and recreated to read as follows:

"Sec. 122-14. Private well abandonment.

(a) *Filling and sealing required.* All private wells located on any premises served by the city public water system shall be properly filled at time of connection to the city's water supply system. Only those wells for which a well operation permit has been granted by the common council may be exempted from this requirement. Wells to be abandoned shall be filled in accordance with the procedures outlined in chapter NR 812, Wis. Admin. Code. All pumps and piping must be removed and the well checked for obstructions prior to plugging. Any obstruction or liner must be removed.

(b) *Well operation permit.* A permit may be granted to a well owner to operate a well for a period not to exceed five years if the following requirements are met; application shall be made on forms provided by the city clerk:

(1) The well and pump installation meet the requirements of chapter NR 812, Wis. Admin. Code, and a letter from a licensed well and pump installer accompanies the application and provides that the well meets the requirements of NR 812, Wis. Admin. Code.

(2) The well has a history of producing safe water and presently produces bacteriologically safe water as evidenced from laboratory tests by a laboratory certified by the state department of health and social services or the state laboratory of hygiene.

(3) The proposed use of the well can be justified as being necessary in addition to water provided by the public water system.

(4) No physical connection shall exist between the piping of the public water system and the private well.

(c) *Reports and inspection.* A well abandonment report must be submitted by the well owner to the DNR on forms provided by that agency. The report shall be submitted immediately upon completion of filling of the well. The filling must be observed and inspected by a representative of the city water utility.

(d) *Penalty.* Any person or other well owner violating this section shall, upon conviction, forfeit not less than \$50.00 or more than \$200.00, together with the costs of prosecution. Each day of violation shall constitute a separate offense."

Section 2. All ordinances or parts thereof in conflict with the provisions of this ordinance are hereby repealed to the extent of such conflict, and this ordinance shall be in effect from and after its passage and publication.

Section 3. Upon adoption, the City Clerk shall submit a copy of this ordinance to the Wisconsin Department of Natural Resources.

On motion by Alderperson Kittelson and second by Alderperson Rindfleisch, the foregoing Ordinance was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

ORDINANCES INTRODUCED

Gen Ord. No. 14 – 10 - 11. By Alderperson Kittelson. August 2, 2010.

AN ORDINANCE relating to parking regulations so as to change the parking limits on the north side of Paine Ave. east of Taylor Drive.

Was referred to the Committee on Public Protection and Safety.

Gen. Ord. No. 15 – 10 - 11. By Alderperson Kittelson. August 2, 2010.

AN ORDINANCE relating to on-street parking so as to add a loading zone on the south side of Union Ave.

Was referred to the Committee on Public Protection and Safety.

MATTERS LAID OVER

Res. No. 58 - 10 - 11. By Alderpersons Gischia, Bouck, Bohren, Hammond and Radtke. July 19, 2010.

A RESOLUTION to authorize a transfer of appropriations in the 2010 Budget.

RESOLVED: That the Finance Director be and is hereby authorized and directed to make the following transfers of appropriations in the 2010 Budget for the purposes of:

Establishing appropriation for TID VI expenditures for professional services to amend the district:

<u>FROM</u>	<u>TO</u>	<u>AMOUNT</u>
TIF VI Debt Service Fund	TIF VI Construction Fund	
Unreserved Fund Balance	Contracted Services	
304-253000	41161100-521900	\$75,000
	TIF VI Construction Fund	
	Land Improvements	
	41161100-521900	\$10,000

On motion by Alderperson Bohren and second by Alderperson Versey, the foregoing Resolution was passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85 (1) (g), Wis. Stats., for the purpose of conferring with legal counsel for the City who is rendering oral advice concerning strategy to be adopted by the City with respect to litigation in which it is likely to become involved relative to the Nort Point Condominium development project.”

Discussion and possible action of North Point Condominium Development.

On motion by Alderperson Kittelson and second by Alderperson Rindfleisch was made to go into closed session on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

Alderpersons present for the closed session were Bohren, Bowers, Dekker, Hammond, Hanna, Heidemann, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

On motion by Alderperson Kittelson and second by Alderperson Hanna was made to reconvene into open session passed on call of the roll:

Ayes: Bohren, Bowers, Dekker, Hammond, Hanna, Kath, Kittelson, Montemayor, Radtke, Rindfleisch, VanderWeele, Versey, Wangemann – 14.

Nays: None.

There being no further business, on motion by Alderperson Kittelson and second by Alderperson Hanna, the meeting was then adjourned, all Alderpersons present voting "Aye".

Mayor

City Clerk