

**CITY OF CEDARBURG  
COMMON COUNCIL  
May 11, 2009**

**CC20090511-1  
UNAPPROVED**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, May 11, 2009 at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers. Mayor Myers called the meeting to order at 7:00 p.m. The meeting began with a moment of silence followed by the Pledge of Allegiance.

Roll Call: Present - Common Council – Mayor Gregory Myers, Council Members Chris Reimer, Ron Reimer, Art Filter, Paul Radtke, Michael Maher, Kip Kinzel, Bob Loomis

Also Present - City Administrator/Treasurer Christy Mertes, Director of Engineering and Public Works Tom Wiza, City Planner Jon Censky, Director of Parks, Recreation and Forestry Mikko Hilvo, Deputy City Clerk Amy Kletzien, Tom Wieland of Reilly, Penner and Benton, interested citizens and news media

**STATEMENT OF PUBLIC NOTICE**

At Mayor Myers' request, Deputy City Clerk Kletzien verified that notice of this meeting was provided to the public by forwarding the agenda to the City's official newspaper, the *News Graphic*, to all news media and citizens who requested copies, and by posting in accordance with the Wisconsin Open Meetings Law. Citizens present were welcomed and encouraged to provide their input during the citizen comment portion of the meeting.

**PUBLIC HEARING – CONSIDER ORDINANCE NO. 2009-06 AMENDING SEC. 13-1-53 OF THE CODE OF ORDINANCES PERTAINING TO THE B-1 NEIGHBORHOOD BUSINESS DISTRICT**

Mayor Myers declared the public hearing open at 7:03 p.m. to consider Ordinance No. 2009-06 amending Sec. 13-1-53 of the Code of Ordinances pertaining to the B-1 Neighborhood Business District. Deputy City Clerk Kletzien verified that proper legal notice had been given with publication in the *News Graphic* on April 23 and April 30, 2009.

City Planner Censky explained that the Plan Commission has been working on this Ordinance as part of a larger project. One of the recommendations of the newly-adopted Smart Growth Comprehensive Land Use Plan – 2025 is to re-codify the Zoning Code to provide consistency with the goals and objectives of that Plan. This will make the Zoning Code more user-friendly and will allow control over future developments. Since the Plan Commission has already recommended applying the B-1 District to the area at the northwest corner of Washington Avenue and Lincoln Blvd., it was suggested that the portion of the Zoning Code pertaining to this District be re-written first. If the proposed changes to the B-1 District are adopted, they can then be applied to the Lincoln/Washington corner as previously recommended. The Commission can also identify other

similar neighborhood commercial areas where B-1 Zoning should be applied as well. The significant changes that are being introduced in this District are a maximum building size of 20,000 sq. ft. Also included is a modification to the size of the individual tenants up to 5,000 sq. ft. per tenant or use within any building. The revision will list the individual uses within the District as opposed to being more general. The goal is to have groupings of smaller buildings or larger multi-tenant buildings not to exceed 20,000 sq. ft. and also to prevent large single-use buildings in this District. The Station Square building is a good example of a multi-tenant building that would qualify under this District. The site was designed as a pedestrian oriented site and was shifted up towards the sidewalk; parking is located in the rear. It is a site where architecture dominates, and takes on the characteristics and style of the surrounding neighborhood.

Planner Censky stated that Ordinance No. 2009-06 was unanimously recommended for approval at the April 6 Plan Commission meeting.

There were no questions from the Common Council.

There were no public comments.

Motion made by Council Member C. Reimer, seconded by Council Member Kinzel, to close the public hearing. Motion carried without a negative vote.

Council Member Kinzel stated that Plan Commissioners Brook Brown and Mark Burgoyne went over this proposed ordinance extensively and they did a nice job.

Motion made by Council Member Kinzel, seconded by Council Member Loomis, to approve Ordinance No. 2009-06 amending Sec. 13-1-53 of the Code of Ordinances pertaining to the B-1 Neighborhood Business District.

Council Member Radtke confirmed that the permitted accessory uses are limited. In answer to Council Member Radtke's question, Planner Censky stated that rental apartments on the ground level used to be an accessory use and now it is identified as a permitted use in this district. The building height has not changed and is indicated on the table.

In answer to Council Member Filter's questions, City Planner stated that the Plan Commission did not omit any uses from the revision. The existing uses were retained; however, additional uses were added for clarification. The most significant change was to the residential component from an accessory use to a permitted use in any tenant space, except for a storefront. If a store is closed, it may not be used for living space in any storefront; but it may be allowed above or behind the storefront.

Motion carried without a negative vote.

**CONSIDER MAYOR MYERS' ANNUAL APPOINTMENTS TO BOARDS, COMMISSIONS, AND COMMITTEES** - None

**PRESENTATION – 2008 AUDIT REPORT**

Tom Wieland of Reilly, Penner and Benton, presented the City's 2008 audited financial statements.

**Executive Summary**

Mr. Wieland stated that pages 3 – 18 of the Audit Report contains the Management Discussion and Analysis, which Management has indicated are the most significant items that have occurred over the past year. Pages 32 – 59 contain the footnotes, and then followed up with the financials. This is the third year that the City has been under the new reporting model, which means that readers will see a comparison with a for profit entity to give the reader some similarity between the two entities. Mr. Wieland does not agree that the City can be compared to a private entity because the City has many more items that are recorded differently such as limitations, restricted funds, temporarily restricted funds and items of that nature that a corporation never has to deal with. The financial statements were fairly presented, no problems were encountered during the audit, and his firm had full cooperation from staff.

**Graphs**

- General Fund Revenues – 86% of revenues comes from two sources (taxes and intergovernmental revenue). Intergovernmental revenue is going down and can be made up in one of two ways (increase taxes or decrease expenses).
- General Fund Expenses – 88% of expenses are in three categories: Protection of Persons and Property, Public Works, and General Government.
- Fund Balances – Remain consistent over the years (\$1.7 million - \$1.4 million) and now it is approximately \$1.4 million. The City has elected to use approximately \$250,000 of the undesignated/unreserved fund balance to help the tax levy for 2009. It is a good use; however, the City needs to monitor this because there are rules that govern how low the general fund balance should be and the City has retained the proper amount to-date.
- Governmental Revenues – Compared to the last five years, taxes are going up again and the intergovernmental revenues are going down. All other revenues fluctuate and when the revenues go up, it is most likely to be debt service.
- Governmental Expenses – Current Expenses, Capital Outlay, and Debt Service. Debt Service in 2008 indicates a large amount because the City refinanced \$3.1 million in General Obligation bonds. Without this amount it would be consistent with previous years.
- Utility Operations – Operating revenue for Light & Water has gone up from \$9.5 million to \$12.2 million since 2004. The net income from contributions has been consistent from \$840,000 to \$1.2 million. Sewer operations have been consistent for operating revenues; however, the operating net income before contributions experienced a loss of \$51,000 and the City has raised the sewer costs accordingly.
- Utility Net Income Comparison – Light & Water is doing well and Sewer is breaking even.
- Financial Results were as follows:
  - Operating Results - the General Operating Fund lost \$33,230. Transfers before proceeds from sales had a net loss of \$82,334. Debt Service had a loss of \$3,330,270 because of refinancing and should not cause alarm. Net loss after borrowing and transfers was \$19,101. Capital Improvements show a loss of \$787,648; however, the City spends and borrows over multiple years and this is expected to go down. TIF District #2 had \$39,000 of revenue before transfers,

resulting in a \$32,106 loss. Expendable Trust and Agency are funds that the City is holding for other entities, such as the library, and shows that they have spent more than they have collected this year and they are working off of their reserves. Internal Service Funds are charges to different departments with a profit of \$60,924. Finally, Sewer had a \$51,054 loss and Light & Water had a \$841,733 profit.

- Fund Balances - the General Fund balance at the end of 2008 was \$2,286,869 (remember that \$241,000 has been applied to the tax levy in 2009). Debt Service balance was \$278,844. Capital Projects was \$1,057,831 and will be used for future projects.
- General Fund Budget Compliance - the City realized 105% of budgeted revenues and expended 99.6% of expenditures, which is a phenomenal percentage in budgeting.
- General Obligation Debt Activity - during the year, the City borrowed \$3,175,000 with repayments of \$3,935,000.
- Margin of Indebtedness - the City could borrow up to 5% of equalized value or \$60,252,250. The debt subject to this amount is \$7,475,000, which leaves 52% (\$52,000,000 to borrow against – 75% is what the bonding agencies are looking for that you don't go to 100%). The City could borrow up to \$30,000,000.
- Financial Position – (Is measured like a corporation). Total assets were \$112,824,836, total liabilities were \$18,366,210 and equity (Net Assets) had a \$1.4 million increase to \$94,458,626. This is excess revenues over expenses and is also fixed assets contributed to the City (roads, buildings, etc.).

Council Member Loomis' confirmed that the fixed assets are at historical costs.

### **Audit Report**

Mr. Wieland stated that the audited financial statements are similar to last year except for a change in numbers. The City has implemented GASB 45 which deals with OPEB (Other Post Employment Benefits) which records the amount of benefits the City has given to retired employees. Even though the City is not paying for health insurance for retirees, there is an implicit rate because we have pulled them into the City's group insurance; therefore, the City is subsidizing part of their health insurance by blending them in with the younger group.

Council Member C. Reimer asked what the rate would be if it were not blended in with retirees. City Administrator/Treasurer Mertes stated that she had that amount in her office and will forward it on to the Council Members.

Mr. Wieland stated that an actuary has estimated that \$1.2 million is the amount that the City will be incurring over the 20-30 year study period. The required contribution is approximately \$116,000 per year to fund. In 2008, the City paid approximately \$21,000. He is not aware of any municipality that has undergone the GASB 45 calculation and funded the amount. Basically, it is being funded on a pay as-you-go method. The object of GASB 45 is to record some of the benefits from contracts that are entered into with various individuals by the City. The City has \$1.2 million in unfunded liability that needs to come from somewhere. Other governmental entities, such as technical schools, are looking at funding over \$250 million worth of unfunded liabilities in the future.

In answer to Council Member Loomis' question, Mr. Wieland stated that OPEB is other post employment benefits such as health, dental and life insurance that the employer allows retired employees to carry through the City at their own cost.

In answer to Council Member C. Reimer's question, Mr. Wieland stated that by blending these amounts in, it causes the employees to pay more to cover the retired employee's benefits. By next year all municipalities that have GASB based financial statements will have these items on their statements.

In answer to Council Member C. Reimer's question, Mr. Wieland stated that he does not know of any municipalities that charge their retirees for the added amounts being charged because of their coverage. He stated that the City must be careful of the insurance language and the types of contracts that the City has entered into with the employee.

In answer to Council Member Radtke's question, Mr. Wieland stated that the City paid \$21,400 in OPEB contributions.

Mr. Wieland stated that the City is financially accountable for EMS; however, EMS is immaterial to the City's financial statements and were pulled out as shown on page 64. The prior period adjustment fund balance was approximately \$355,000.

In answer to Council Member Loomis' question, Mr. Wieland stated that this amount was under Special Revenue.

Mr. Wieland encouraged the Council Members to contact him or City Administrator/Treasurer Mertes with any questions.

In answer Council Member Loomis' question, City Administrator/Treasurer Mertes stated that the cushion in the fund balance over policy is at the lower end.

**Management Letter**

Mr. Wieland discussed the Management Letter which is a communication to the governing body. He stated that some of the words are troubling if you look at it and don't understand what the accounting profession has done. In the end, the accounting firm did not identify any deficiencies in the City's internal control that they consider to be material weaknesses as defined in the letter. Mr. Wieland stated that City Administrator/Treasurer Mertes could put the financial statements together if she chose to do so.

The next part of the letter discusses separation of duties, component units, internal service, and arbitrage restrictions. These are all carry-overs from the prior year. He commented on the internal service fund where there is a reserve fund balance of \$569,000. He suggested the City develop a long-term plan to determine how much is actually needed in this fund. Mr. Wieland stated that the internal service fund is there because the City is self-funding some items and the City will need to take that into account when deciding the adequacy of the fund.

In answer to Council Member Loomis' question, Mayor Myers stated that there is not a current committee that deals with the adequacy of fund balance levels. To determine the adequacy, the City will need to determine what it is used for and then do a probability assessment as to the probability of having to use the funds. Mayor Myers suggested that City Administrator/Treasurer Mertes analyze the figures and make an assessment of what the funds are used for.

The remainder of the letter answers questions that should be asked of the auditing firm. The answers are the same as last year except that the financial statements include GASB 45 and this is the first time it was implemented. Disclosure of claims and other legal procedures have always been included in the financial statements. When money is received from other agencies, the City is subject to outside audits other than from the accounting firm. There are claims against the City for environmental and other issues. The opinion of the attorney and management is that they are not that significant. He compliments City Administrator/Treasurer Mertes and staff for the finances being in very good order.

### **PRESENTATION – PROCLAMATION FOR HERB WOLLNER**

Mayor Myers took this presentation out of order to accommodate the photographer.

Mayor Myers presented a Proclamation to Herb Wollner for dedicating 20 years of volunteer service to driving the Senior Van and for making a very positive difference on our community.

### **APPROVAL OF MINUTES**

Motion made by Council Member Kinzel, seconded by Council Member Filter, to approve the minutes of the April 27, 2009 meeting as corrected. Council Member Radtke requested the fourth paragraph on page 9, be changed to read: "Council Member Radtke stated that facilities such as the library, pool, parks and Police Department enhance the entire community, whether citizens in the community take advantage of all of the facilities or not."

Motion carried without a negative vote.

### **REPORTS OF BOARDS, COMMISSIONS & COMMITTEES** - None

### **COMMENTS & SUGGESTIONS FROM CITIZENS** - None

### **CONSIDER BIDS RECEIVED FOR REPAIR OF THE CEDAR CREEK RETAINING WALL BEHIND THE FIRE STATION**

Director Wiza stated that staff advertised for bids to repair the concrete block retaining wall that supports the creek walk on the east side of Cedar Creek south of the Interurban Bridge as budgeted. The area to be repaired is approximately 40 linear feet long. Two bids were received for the project with the low bid being submitted by Kleinert Inc. from Valders, Wisconsin in the amount of \$13,990. Staff recommends acceptance of the bid on the basis of being the lowest bid. Director Wiza stated the company submitted a qualification statement and it appears to be satisfactory.

In answer to Council Member C. Reimer's question, Director Wiza stated that the tipped wall may be a result of the foundation not being properly done in the first place. This wall was erected when Mercury Marine cleaned out the creek water in the area and the foundation for the wall should have been deeper.

In answer to Council Member R. Reimer's question, Director Wiza stated that the contractor did not take any exceptions for the request for bid. The City has not used them before; however, they did submit a qualification statement, their principal is a registered architect, and they are familiar with the report compiled by Wagner and Komurka.

Council Member Loomis commented that at the last Council meeting he noticed that some bids came in below the budgeted amount. He requested that City Administrator/Treasurer Mertes provide a list showing the budgeted projects and what amount was actually awarded for the services. He opined that the Council will see a positive discrepancy and this should be helpful this year during the budgeting process.

Mayor Myers stated that the difference will help the City reserve some additional fund balance that was budgeted to be spent from the Capital budget.

Motion made by Council Member C. Reimer, seconded by Council Member Maher, to award the bid for repair of the Cedar Creek retaining wall to Kleinert, Inc. in the amount of \$13,990. Motion carried unanimously on a roll call vote.

**CONSIDER BIDS RECEIVED FOR THE ZEUNERT SHELTER CONSTRUCTION AND LANDSCAPING PROJECT**

Director Hilvo stated that staff advertised for bids for the 2009 Zeunert Shelter Project. The low bid was received from Krebs Construction in the amount of \$24,324. The project includes installation of a 32' x 40' concrete slab and construction/installation of a Gothic Arch Pavilion. The entire budgeted amount for this project is \$60,000 and \$33,000 is left to construct the shelter. Three bids were received and Krebs Construction in Hartford is qualified to do the work as the lowest bidder. Staff recommends acceptance of the bid in the amount of \$24,324.

Motion made by Council Member Radtke, seconded by Council Member Maher, to approve the bid of \$24,324 from Krebs Construction for the Zeunert Shelter construction and landscaping project. Motion carried unanimously on a roll call vote.

**CONSIDER ACCEPTANCE OF QUIT CLAIM DEED GRANTING ROAD RIGHT-OF-WAY TO ALLOW FOR THE CREATION OF A TURN-AROUND AT THE END OF DOERR WAY**

Director Wiza stated that the pavement at the south end of Doerr Way simply ends, and drivers are required to make a Y-turn in a private driveway to turn around. With Doerr Way planned for reconstruction this summer, staff proposed to create a pavement turn-around; however, this required the acquisition of a semi-circular area of road right-of-way from Russell Bratt. Mr. Bratt has agreed

to quit claim the required right-of-way to the City, provided there is no cost to him for the improvements.

Director Wiza stated that staff recommends acceptance of the two quit claim deeds from Russell Bratt to allow for completion of the pavement turn-around at the end of Doerr Way.

In answer to Council Member Filter's question, Director Wiza stated that the end of the road is in the City of Cedarburg.

In answer to Council Member Radtke's question, Director Wiza stated that the turn-around was included in the project from the beginning.

Motion made by Council Member Filter, seconded by Council Member Radtke, to accept the quit claim deeds granting road right-of-way to allow for the creation of a turn-around at the end of Doerr Way. Motion carried without a negative vote.

**CONSIDER AUTHORIZING THE CITY ADMINISTRATOR/TREASURER TO ENTER INTO A FINANCIAL ASSISTANCE AGREEMENT WITH THE DNR AND DESIGNATING THE SOURCE OF MATCHING FUNDS PERTAINING TO THE CLEAN UP OF THE PLANT NO. 2 SITE**

City Administrator/Treasurer Mertes stated that the City has been working with Mercury Marine, DNR and EPA to come to an agreement to apply for a Brownfield Loan through the DNR. Part One of the application process was submitted today; and if it is approved, the City will need to submit part two, which requires Council authorization to apply for the loan.

Mayor Myers stated that contracts will be drawn up with Mercury Marine to ensure they pay back the loan.

City Administrator/Treasurer Mertes stated that there will be an agreement between the City and the EPA and DNR.

In answer to Council Member Maher's question, City Administrator/Treasurer Mertes and Mayor Myers stated the payback period is set for 15 years. Council Member Maher expressed that he would like the loan paid back sooner, due to the current economic picture and the possibility of bankruptcy, if the economy worsens.

Council Member Loomis stated that because it is a no interest loan, there is no incentive to pay it back earlier.

In answer to Council Member R. Reimer's question, Mayor Myers explained that the loans are locked together because the City is applying for the loan and using the funds to help Mercury Marine clean up the site, which is their responsibility. Mercury Marine is unable to secure the loan at this time and this action will help the project move along faster. The City will have the opportunity to make sure there is an agreement before securing the funds.

In answer to Council Member Radtke's question, City Administrator/Treasurer Mertes stated that Brunswick will also be named in the loan agreement with Mercury Marine.

Council Member Kinzel encouraged an earlier re-payment on the loan, if possible.

Council Member C. Reimer confirmed that work can begin to clean-up the site when the funds are secured.

Council Member Loomis suggested approval of the authorization for City Administrator/Treasurer Mertes; however, he wants to do whatever can be done to protect the taxpayers.

Motion made by Council Member R. Reimer, seconded by Council Member Kinzel, to authorize City Administrator/Treasurer Mertes to enter into a financial assistance agreement with the DNR and designating the source of matching funds pertaining to the clean up of the Plant No. 2 site. Motion carried without a negative vote.

**LICENSE APPLICATIONS**

Motion made by Council Member C. Reimer, seconded by Council Member Radtke, to authorize issuance of the 2009-2010 premise, operator, and cigarette licenses as listed:

Authorize issuance of premises licenses for the period ending June 30, 2010:

Class A Liquor & Fermented Malt Beverage License

Bonus, Inc.  
Olsen's Piggly Wiggly  
(agent - Layton Olsen)  
W61 N286 Washington Avenue

Toto's, Inc.  
Otto's Beverage Center  
(agent - John Striepling)  
W63 N157 Washington Avenue

Super Sales USA, Inc.  
Citgo Super Sales - Cedarburg  
(agent - Douglas Gall)  
W62 N174 Washington Avenue

Class A Retailer's License (Beer Only)

Speedway SuperAmerica, LLC  
(Speedway #4203)  
(agent - Tonya M. Kleppin)  
W63 N121 Washington Avenue

Class B Wine License

Wollersheim Winery, Inc.  
(agent - Constance J. Niebauer)  
N70 W6340 Bridge Road

Class B Fermented Malt Beverage License

Donna M. Taylor  
Cream & Crepe Café  
N70 W6340 Bridge Rd.

Otte Restaurant, LLC/dba Romano's  
John M. Otte – agent  
W63 N540 Hanover Avenue

Silver Creek BrewPub, LLC  
(agent – Todd Schneeberger)  
N57 W6172 Portland Rd.

Sal's Pizza, LLC  
(agent – Drew Roberts)  
W63 N635 Washington Ave.

Galioto's Vintage Grille, Inc.  
Vintage Café and Take-Away  
(agent – Meg Galioto)  
W63 N674 Washington Ave.

J.L. Joyce Enterprises/dba Rich's  
(agent – James P. Joyce)  
W63 N144 Washington Ave.

Steven W. Banas  
(The August Weber Haus)  
W63 N678 Washington Ave.

Class B Intoxicating Liquor & Fermented Malt Beverage License

Settler's Inn, LLC  
(agent – Joan D. Dorsey)  
W63 N657 Washington Ave.

C. Wiesler's Inc.  
(agent – Michael G. Jackson)  
W61 N493 Washington Ave.

Christopher Morton/Timothy Ryan  
T.J. Ryans  
W62 N599 Washington Ave.

Christopher Morton/Timothy Ryan  
Mortons' Wiscons Inn  
N56 W6339 Center Street

Sheila J. Rzentkowski  
R.J. Thirsty's  
W62 N559 Washington Ave.

Larry Weidmann/ Gordon Dreblow  
L & G Express  
N50 W5586 Portland Road

Thomas Restaurant, LLC  
(agent - Scott Thomas)  
W63 N688 Washington Ave.

New Fortune  
(agent - Jerry Phoa)  
W62 N547 Washington Ave.

Ernie's Wine Bar, LLC  
(agent – Benjamin Grade)  
N49 W5471 Portland Rd.

RCB Group, Inc.  
The Stonewall Pub  
(agent – Richard Buser)  
W63 N550 Washington Ave.

RCB Group, Inc.  
Maxwell's  
(agent – Richard Buser)  
W63 N699 Washington Ave.

Henry A. Liang  
Kowloon Chinese Restaurant  
W63 N145 Washington Ave.

Anvil Pub & Grille, LLC  
(agent – Donna M. Taylor)  
N70 W6340 Bridge Rd.

Cedar Creek Lanes, LLC  
(agent – James Zipter)  
W53 N404 Park Lane

Klug's Creekside Inn. Ltd.  
(agent – Bruce D. Klug)  
N58 W6194 Columbia Rd.

BLCB, LLC/dba Stagecoach Inn  
(agent – Brook Brown)  
W61 N520 Washington Ave.

MacBeebs, LLC/dba The Farmstead  
(agent – Catherine Heebner)  
W62 N238 Washington Ave.

Peter Wollner Post #288  
American Legion  
(agent - Gene Szudrowitz)  
W57 N481 Hilbert Avenue

Class C Wine License

Otte Restaurant, LLC/dba Romano's  
(agent – John M. Otte)  
W63 N540 Hanover Avenue

Donna M. Taylor  
Cream & Crepe Cafe  
N70 W6340 Bridge Rd.

Galioto's Vintage Grille, Inc.  
Vintage Café and Take-Away  
(agent – Meg Galioto)  
W63 N674 Washington Ave.

Steven W. Banas  
The August Weber Haus  
W63 N678 Washington Ave.

Sal's Pizza, LLC  
(agent – Drew Roberts)  
W63 N635 Washington Ave.

Wholesale Beer License

Silver Creek Brewing Co.  
(agent – Todd Schneeberger)  
N57 W6172 Portland Road

Authorize issuance of Cigarette Licenses for period ending June 30, 2010:

Toto's, Inc.  
W63 N157 Washington Ave.

Speedway SuperAmerica LLC #4203  
W63 N121 Washington Ave

Walgreen Co. #2042  
W61 N294 Washington Ave.

Bonus, Inc.  
W61 N286 Washington Ave.

Super Sales USA, Inc.  
W62 N174 Washington Ave.

RCB Group Inc. (Maxwell's)  
W63 N699 Washington Ave.

RCB Group, Inc. (The Stonewall Pub)  
W63 N550 Washington Avenue

Christopher Morton/Timothy Ryan (T.J. Ryans)  
W62 N599 Washington Ave.

Christopher Morton/Timothy Ryan (Mortons Wiscons Inn)  
N56 W6339 Center Street

Authorize issuance of renewal Operator's License for period ending June 30, 2010:

Gordon K. Dreblow  
Sharon L. Nelson  
Ann E. Klug  
Lindsey J. Berndt  
Dawn M. Hollis-Booth  
Lynn M. Hatleback  
Jon P. Saporito  
Gene Szudrowitz  
Elizabeth F. Riley  
Shirley M. Hetchler  
Mark A. Kennedy  
Stephen A. Millay  
Jodie E. Thierfelder  
Debra J. VanDinter-White  
James W. Zipter  
Robert A. Rhiel  
Jeffrey D. Fischer  
Roxanne L. Gresch  
Myron E. Horn  
Matthew C. Pipkorn  
Carol A. Pokrandt  
Susan R. Schneider  
Roger E. Behling

Larry P. Weidmann  
Merton E. Asp  
Susan J. Seatz  
Morgyn R. Easterday  
Krystal Poppe  
Emily J. Crass  
Jane E. Smith  
Mary K. Steinbrecher  
Diane E. Joslin  
Tonya M. Kleppin  
JoAnn M. Morton  
Judy M. Thill  
Julie K. Engbring  
Cynthia J. Zipter  
DeAnna G. Ratliff  
Carolyn L. Frymark  
Kim K. Hammond  
Richard S. Siefert  
Patrick J. Selk  
Christine L. Pope  
Stephanie J. Baldwin  
Robert J. Gaulin  
Gina A. Heidemann

Sarah E. Sellnow  
Kevin J. Bachmann  
Arthur E. Filter  
Ronald D. Gourley

Kathryn E. Peterson  
Sam J. McElligott  
Monica Hoffman  
Debbie J. Downing

Motion carried without a negative vote.

Mayor Myers stated that there is a correction to the permit ending time from 9:00 p.m. to 10:00 p.m. for the Temporary Class "B" license for the Cedarburg Fire Department for Maxwell Street Days.

Motion made by Council Member Kinzel, seconded by Council Member Radtke, to authorize issuance of a Temporary Class "B" Retailer's License to Cedarburg Fire Department, Inc. for Maxwell Street Days, Firemen's Park, W65 N796 Washington Avenue, for 5/23, 7/18, 9/5, and 10/3/09 from 4:00 p.m. to 10:00 p.m. and on 5/24, 7/19, 9/6, and 10/4/09 from 8:00 a.m. to 6:00 p.m. Motion carried without a negative vote.

### **CITY ADMINISTRATOR'S REPORT**

City Administrator/Treasurer Mertes stated that the City has received the GFOA Distinguished Budget Award for the 2009 Budget.

### **COMMENTS & SUGGESTIONS BY CITIZENS** - None

### **REPORT & COMMENTS BY COUNCIL MEMBERS**

Council Member Filter disclosed that he is one of the applicants listed for an operator's license to be used at the Ozaukee County Fair.

Council Member Radtke congratulated Council Member C. Reimer for his third anniversary as Council Member on May 8.

Council Member Loomis suggested that the Mayor give recognition to honorees of the Fire Department at a future meeting.

### **MAYOR'S REPORT**

Mayor Myers issued a Proclamation for National Police Week – May 10-16, 2009.

### **ADJOURNMENT**

Motion made by Council Member Filter, seconded by Council Member Radtke, to adjourn the meeting at 7:55 p.m.

Amy D. Kletzien, MMC  
Deputy City Clerk