

**CITY OF CEDARBURG
COMMON COUNCIL
Organizational Meeting
April 22, 2014**

**C20140422-1
UNAPPROVED**

An organizational and special meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Tuesday, April 22, 2014 at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers. Mayor Kinzel called the meeting to order at 7:00 p.m.

ROLL CALL: Present – Common Council – Mayor Kip Kinzel, Council Members Jon Czarnecki, Ron Reimer, Art Filter, Paul Radtke, Michael Maher, Patricia Thome, Mike O’Keefe

Also Present – City Administrator/Treasurer Christy Mertes, Deputy City Clerk Amy Kletzien, interested citizens

STATEMENT OF PUBLIC NOTICE

At Mayor Kinzel’s 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.

PROCLAMATION

Mayor Kinzel presented a Proclamation to Eagle Scout Ryan Anderson and thanked him for his commitment to the community.

OATHS OF OFFICE

Oaths of Office were administered to 1st District Alderperson John Czarnecki, 3rd District Alderperson Arthur E. Filter, 5th District Alderperson Michael P. Maher and 7th District Alderperson Michael J. O’Keefe by Deputy City Clerk Kletzien.

COMMENTS & SUGGESTIONS FROM CITIZENS

Robert Schatzman, W60 N908 Arbor Drive, requested that the Common Council consider an ordinance limiting the parking and storing of campers and recreation vehicles on lawns.

Mayor Kinzel stated that he would initiate future discussion at a Public Works and Sewerage Commission meeting.

ELECTION OF COMMON COUNCIL PRESIDENT

Council Member Maher moved to nominate Council Member Radtke for Council President. Motion was seconded by Council Member Thome.

Council Member Filter moved to nominate Council Member O'Keefe for Council President. Motion was seconded by Council Member Reimer.

Mayor Kinzel asked for any additional nominations.

Motion made by Council Member Reimer, seconded by Council Member Radtke, to close the nominations. Motion to close the nominations carried without a negative vote.

The Common Council voted by ballot which resulted in three votes for Council Member O'Keefe and four votes for Council Member Radtke. Council Member Radtke was elected Common Council President.

ELECTION OF COMMON COUNCIL REPRESENTATIVE TO PLAN COMMISSION

Council Member Radtke moved to nominate Council Member Thome as the Council representative to the Plan Commission. Motion was seconded by Council Member O'Keefe.

Mayor Kinzel asked for any additional nominations.

Motion made by Council Member Reimer, seconded by Council Member Radtke, to close the nominations. Motion to close nominations carried without a negative vote.

Motion to elect Council Member Thome as the Common Council representative to the Plan Commission carried without a negative vote.

NEW BUSINESS

RESOLUTION NO. 2014-05 RECOGNIZING FORMER COUNCIL MEMBER CHRIS REIMER

Motion made by Council Member Filter, seconded by Council Member Radtke, to adopt Resolution No. 2014-05 recognizing former Council Member Chris Reimer. Motion carried without a negative vote.

Mayor Kinzel thanked former Council Member Chris Reimer for his service.

DESIGNATION OF CITY'S OFFICIAL NEWSPAPER(S) FOR ENSUING YEARS

In answer to Council Member Filter's question, City Administrator/Treasurer Mertes stated that there has not been any interest from other newspapers to be the City's official newspaper.

Motion made by Council Member Filter, seconded by Council Member Thome, to designate the *News Graphic* as the City's official newspaper for the ensuing year.

Motion carried without a negative vote.

CONDUCT INTERVIEWS FOR THE POSITION OF CITY ATTORNEY

Interviews were conducted with the following law firms:

- DeStefanis Law Office – represented by Nicholas and John DeStefanis
- Hopp Neumann Humke, LLP – represented by Michael Bauer and Crystal Fieber
- Houseman & Feind, LLP – represented by Michael Herbrand
- Phillips Borowski, S. C. – represented by Jacob Curtis

Council Member Reimer asked all of the candidates if any firm received a copy of the RFP prior to the release by City Administrator/Treasurer Mertes. All of the candidates responded no.

All of the candidates responded to the question of disclosing any conflicts of interest.

After making presentations, the firm's provided answers to questions asked by the Mayor and Council.

LICENSE APPLICATIONS

Motion made by Council Member Reimer, seconded by Council Member Radtke, to approve the issuance of new Operator's Licenses for the period ending June 30, 2014 for: Michael L. Lozoff, Rachel M. Konicek, John A. Welk and Patricia L. Shepard. Motion carried without a negative vote.

COMMENTS AND ANNOUNCEMENTS BY COUNCIL MEMBERS

Council Member Filter stated that he received calls from two citizens asking if the City would initiate the repair of the railroad tracks on Spring Street. Council Member Radtke also suggested doing the same for the railroad tracks on Lincoln Blvd.

Mayor Kinzel requested that Director of Engineering and Public Works Wiza make contact with the railroad to repair the tracks.

Council Member Thome commended the Cedarburg Fire Department for their many hours of work to ensure the safety of Cedarburg residents, adding that their commitment is astounding.

Council Member Reimer recognized Earth Day.

ADJOURNMENT – CLOSED SESSION

Motion made by Council Member Radtke, seconded by Council Member O'Keefe, to adjourn to closed session at 8:20 p.m. pursuant to State Statutes 19.85(1)(e) to deliberate or negotiate 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, more specifically, to review and consider candidates/firms interviewed for the position of City

Attorney and discuss the selection of a candidate/firm to serve as City Attorney. Motion carried without a negative vote.

RECONVENE TO OPEN SESSION

Motion made by Council Member Radtke, seconded by Council Member Czarnecki, to adjourn to open session at 8:59 p.m.

SELECTION OF A CANDIDATE/FIRM FOR THE POSITION OF CITY ATTORNEY

Motion made by Council Member Filter, seconded by Council Member Maher, to select Michael Herbrand of Houseman & Feind, LLP as the City of Cedarburg Attorney for one year to be paid on an hourly basis.

Council Member Reimer asked for an amendment stating the exclusion of labor and employment law, which will be determined at a later date by the Common Council. Council Members Filter and Maher agreed to the amendment.

Motion carried as amended without a negative vote.

ADJOURNMENT

Motion made by Council Member Maher, seconded by Council Member O'Keefe, to adjourn the meeting at 9:00 p.m. Motion carried without a negative vote.

Amy D. Kletzien, MMC, WCPC
Deputy City Clerk