

**CITY OF CEDARBURG  
COMMON COUNCIL  
May 12, 2008**

**CC20080512-1**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, May 12, 2008 at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers. Acting Mayor Glamm 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 – Council Members Steve Glamm, Noel Jepson, Paul Radtke, Michael Maher, Kip Kinzel (7:38 p.m.), Amy Goyette

Excused – Mayor Gregory P. Myers, Council Member Chris Reimer

Also Present - City Attorney Kaye Vance, City Administrator/Treasurer Christy Mertes, Deputy City Clerk Amy Kletzien, Police Chief Tom Frank, Director of Engineering and Public Works Tom Wiza, City Planner Jon Censky, Parks, Recreation and Forestry Director Mikko Hilvo, Wastewater Superintendent Ron Clish, Tom Wieland of Reilly, Penner & Benton, LLP, Todd Taves of Ehlers & Assoc., Festivals President Patrick Niles, interested citizens and news media

**STATEMENT OF PUBLIC NOTICE**

At Acting Mayor Glamm'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 had 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.

Council President Glamm stated that as Acting Mayor he is retaining his right to vote as Council Member of the 2<sup>nd</sup> Aldermanic District.

**MAYOR'S APPOINTMENTS**

Motion made by Council Member Jepson, seconded by Council Member Radtke, to appoint Haly Besaw as an alternate member of the Design Review Board, term to expire April 30, 2009. Motion carried without a negative vote with Council Member Reimer excused.

**PRESENTATION – 2007 AUDIT REPORT**

Tom Wieland of Reilly, Penner and Benton, presented the City's 2007 audited financial statements.

**Auditor's Communications**

Mr. Wieland stated that it is important to look at the opinion on pages 1 and 2 which states that the financial statements were fairly presented, no problems were encountered during the audit and his

firm had full cooperation from staff. Mr. Wieland urged the Council to closely review pages 3-15 of the management's discussion and analysis and budgetary comparison information. He explained that pages 16-66 are the standard financial statements of the municipality.

### **Graphs**

- Budget vs. Actual – All Departments were in-line with the budget.
- Pie chart – City is dependent upon taxes which make up 70% of the total General Fund revenues.
- Expenditures – All items were within 98% of budget. (In the categories of General Government, Protection of Persons and Property, Public Works, Parks and Recreation, Conservation and Development and Capital Outlay.) Protection of Persons and Property and Public Works make up 75% of the total General Fund expenditures.
- General Fund Balance – The City has a strong fund balance of \$1.7 million which is used for working capital and subsidizes the taxes.
- Governmental Revenues – Illustrated a break down of Taxes, Intergovernmental and all other revenues.
- Government Expenditures – Illustrated a break down of Governmental Funds, Capital Outlay and Debt Service. The Debt Service has remained close to \$1 million each year.
- Local Tax Levy – Illustrated a break down of the Total Tax Levy, Levy for the TIF, and Total Levy without TIF.
- Utility Operations – The Light & Water net income exceeded the Sewer Utility's net income.
- Sewer Operations – The Utility has remained constant over the last 5 years.

### **Numerical – Highlights**

- Created a new TIF District and because of this the fund balance is \$1.8 million. The balance is large because the borrowing occurred in 2007.
- Capital Improvements fund balance fluctuates in years between borrowing and paying the expenses.
- Operating Fund increased \$263,000 due to excess of revenues over expenses.
- Borrowing – The City borrowed approximately \$3.3 million, (\$1 million for the library, about \$2 million was for TIF District #2, and the remaining amount was for capital projects).
- Debt – Paid \$840,000 in principal.

The City is allowed to borrow up to 5% of equalized value and as of 12/31/07 the City could borrow up to \$59 million. Generally, Moody's doesn't want a community to borrow more than 75% of that amount, which is \$38 million. The City has some flexibility.

- Over the last two years the City's net assets (equity) has gone up approximately \$2.8 million due to cash reserves and capital.

### **Other Disclosures**

Mr. Wieland stated that the footnotes on pages 29-56 are the standard footnotes that most communities would find. He highlighted page 53 showing the remediation the City is involved in and is exposed to future payments and page 55 showing a summary of TIF #2 and will be ongoing as long as the TIF is in existence which will show accumulative revenues and expenses from creation date.

At the end of the year, the City has approximately \$27.8 million of investments which has been invested consistently with the City's investment policy.

In answer to Council Member Radtke's question, Mr. Wieland stated that the City should have approximately 2 – 3 months of expenditures in the general fund balance. Mr. Wieland stated reserved fund balance means there are certain requirements on spending the funds.

**Management Letter**

The profession has decided that the firm needs to be stronger with some of their wording; therefore, material weaknesses and significant deficiencies are discussed. Other management letters will reflect the same change in terminology and it does not mean that the organization's financial statements and management letters have changed from one year to the next. In this situation, the City has staff competent enough to write the financial statements but they have elected to have the firm compile them for expediency sake.

Separation of Duties – In any organization with a small staff it is important for management and the Council to pay attention to what is going on and to question staff if something doesn't make sense.

GASB #45 – The Government Accounting Standards Board has issued Statement #45 which will require the City to record all post employment benefits as a liability when earned, effective for the year beginning after December 15, 2007. An actuary is scheduled for June to determine the effect of this standard on the City's financial statements.

Software License Compliance – People should not be loading software on the City's computers even if they think it is for the benefit of the community.

Sick Leave Banks – The IRS is currently targeting so-called sick leave banks offered by many states and municipalities. The IRS says that if employees have the option to cash in excess sick leave; they are taxed on the value of that leave, even if they don't exercise the option.

Mr. Wieland stated that the Common Council is part of the audit committee and he has provided certain questions and answers that the Council should be concerned with. It was a pleasant experience working with City staff and they were very helpful.

In answer to Council Member Glamm's questions, City Administrator/Treasurer Mertes stated that policies for Software Compliance and the Sarbanes-Oxley Act have been started.

In answer to Council Member Jepson's question in regard to separation of duties, Mr. Wieland stated that the City needs to have two signatures on checks and the person needs to know what they are signing for, make sure the person preparing the deposits isn't the same person that is doing the accounting of how the deposit should be recorded, make sure the check is not made out to one of the dual signatures on the check, make sure that there is substance behind each payment you are making and the cash that is coming in. Staff needs to look at the areas where cash is being deposited to make sure it is cash and not a check. The periodic financial statements should be reviewed to make certain they make sense.

In answer to Council Member Glamm's question, City Administrator/Treasurer Mertes stated that the City has automated signatures; however, purchase orders are required for any purchase over \$500 and needs department head and City Administrator/Treasurer approval. In the Treasurer's Department one person processes the accounts payable checks and then another person does the monthly bank reconciliation.

In answer to Council Member Jepson's question, Mr. Wieland stated that the Council relies on the auditors to make sure procedures are being followed correctly and is reflected in the Management Letter.

Council Member Jepson asked if it is necessary to have a special meeting to discuss the proper procedures for internal controls.

Council Member Goyette asked if there was an estimated time of completion for the updated policies that could be timed with a presentation for internal controls.

City Administrator/Treasurer Mertes stated that the updated policies will come to the Common Council within the year.

Council Member Glamm stated that he will discuss having a brief presentation with Mayor Myers for the new Council Members. Another area to be more aware of is the check summary register and to become familiar with the vendors.

City Administrator/Treasurer Mertes stated as policies are amended they are brought to the Common Council. The latest changes were for the change in titles.

In answer to Council Member Maher's question, Mr. Wieland stated that the Software License Compliance statement is a general recommendation that is included in all management letters because they do not perform an audit of software on each computer.

### **PRESENTATION – 2007 ANNUAL POLICE DEPARTMENT REPORT**

Police Chief Frank presented a summary report of the Police Department for 2007. He acknowledged the Police and Fire Commission and their contributions. The following facts were presented:

- Violent crimes consisted of five aggravated assaults
- Property crimes increased to 159 in 2007 compared to 132 in 2006
- Stolen property decreased from \$122,041 in 2006 to \$90,269 with \$17,057 recovered
- 33 felonies and 58 misdemeanors occurred in 2007 compared to 34 felonies and 98 misdemeanors in 2006
- 835 reports were investigated in 2007 compared to 852 in 2006
- Calls for service increased from 15,397 to 15,523
- 3,273 people were assisted in 2007 compared to 3,391 in 2006
- People at the station decreased from 3,391 in 2006 to 3,273 in 2007
- Telephone calls decreased from 18,396 in 2006 to 16,106 in 2007

- 911 calls decreased from 895 in 2006 to 871 in 2007
- 135 alarms were received in 2007 compared to 181 in 2006
- Department activities included 368 non-traffic arrests in 2007 compared to 391 in 2006; 2,283 traffic arrests compared to 1,928 in 2006
- Warnings for non-traffic offenses increased to 594 in 2007 from 542 in 2006
- Traffic warnings increased to 2,790 in 2007 from 2,250 in 2006
- 298 speeding tickets were issued in 2007 compared to 343 in 2006
- OAWI offenses increased to 48 in 2007 compared to 41 in 2006
- Arrests for adult alcohol offenses decreased from 75 in 2006 to 53 in 2007
- Juvenile arrests decreased from 23 in 2006 to 15 in 2007
- 9 tobacco violations occurred in 2007 compared to 13 in 2006
- Drug Offenses decreased from 44 in 2006 to 30 in 2007
- 118 bicycle/skateboard warnings were issued compared to 64 in 2006
- Worthless checks increased from \$6,708 in 2006 to \$9,163 in 2007, with 76 investigations and \$5,289 recovered
- 194 accidents occurred in 2007 with 34 injuries compared to 159 accidents with 25 injuries in 2006
- Community policing included 106,917 checked doors with 419 open, 2,014 vacation checks, 180 vehicle lockouts, 638 rescue squad calls, 170 fire calls, police video and Fleet Watch, D.A.R.E. program for 260 students, Safety Town and Safety Camp for 298 students, School Liaison Officer, child safety seat inspections (53), Safety Days, Website, Tele-care program, Hunter Safety program, renting of the Community Room (140), DMV vehicle registration program, and conducting the Citizens Police Academy

Chief Frank summarized the overtime and training hours, adding that Emergency Government helps with traffic control and parades/runs/walks which reduces overtime.

There were no changes in Department personnel in 2007.

The Cedarburg Police Department participates in Mutual Aid with three officers on the Ozaukee Special Response Team and two officers on the Ozaukee Drug Enforcement Unit. Assists to other departments totaled 218 in 2007.

In answer to Council Member Radtke's question, Chief Frank stated that the department recently started to document the assists.

Current projects for the Police Department are a Live Scan Fingerprint System and replacing two Crown Victoria squad cars with Dodge Chargers.

The Police Department employs 16 school crossing guards for 10 intersections during the school year.

Council Member Glamm asked Chief Frank to extend a thank you to the Police Department staff for their work and dedication to the community.

Council Member Jepson spoke from personal experience and stated that the police and emergency medical personnel reached his home in lightening speed.

Chief Frank stated the police cars are equipped with GPS and the closest vehicle is dispatched to an emergency. The average response time is two minutes.

**APPROVAL OF MINUTES**

Motion made by Council Member Radtke, seconded by Council Member Maher, to approve the minutes of the April 28, 2008 meeting. Motion carried without a negative vote with Council Member Reimer excused.

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

**COMMENTS & SUGGESTIONS FROM CITIZENS**

Bud Beverung Jr., 198 and 120 Green Bay Rd., questioned why it took so far into 2008 to present reports for 2007.

City Administrator/Treasurer Mertes stated that they need to coordinate the audit with other entities and it is completed as early as possible. The municipality has until May 15 to file its financial report with the State.

**CONSIDER APPROVAL OF AN EXTRATERRITORIAL CERTIFIED SURVEY MAP (CSM) TO SPLIT A 5.133 ACRE PARCEL LOCATED AT 198 AND 210 GREEN BAY ROAD INTO TWO PARCELS OF .9 ACRES AND 3.98 ACRES**

City Planner Censky stated that the applicant is requesting land division approval for a parcel in the Town of Cedarburg within the City's extraterritorial plat approval jurisdiction at 198 and 120 Green Bay Road. The two homes are currently located on a single parcel that is 5.133 acres in size. This division will split the two homes onto separate lots so they can be sold individually. This was approved by the Town of Cedarburg and the City's Plan Commission by unanimous vote.

Motion made by Council Member Jepson, seconded by Council Member Kinzel, to approve an extraterritorial certified survey map (CSM) to split a 5.133 acre parcel located at 198 and 120 Green Bay Road into two parcels of .9 acres and 3.98 acres. Motion carried without a negative vote with Council Member Reimer excused.

**CONSIDER APPLICATION FOR AN OUTDOOR ALCOHOL BEVERAGE LICENSE FOR THE AUGUST WEBER HAUS, W63 N678 WASHINGTON AVENUE**

City Planner Censky stated that Steve Banas is requesting an outdoor alcohol beverage license to serve food and alcoholic beverages within an outside seating area that is being proposed in front of The August Weber Haus at W63 N678 Washington Avenue. The request was unanimously approved by the Landmarks Commission and the Plan Commission with the requirement that the fence be of solid decorative wrought iron and the surface area is of paver bricks.

Motion made by Council Member Radtke, seconded by Council Member Maher, to approve an Outdoor Alcohol Beverage License for The August Weber Haus provided the fence is solid decorative wrought iron and the surface area is made of paver bricks. Motion carried without a negative vote with Council Member Reimer excused.

**CONSIDER BIDS RECEIVED FOR THE 2008 SIDEWALK REPLACEMENT PROGRAM**

Director Wiza stated a total of four bids were received for the 2008 Sidewalk Replacement Program with the low bid coming from Griessmeyer Concrete for \$20,655. This bid was recommended unanimously by the Public Works Commission on May 8. Director Wiza stated the bid from Griessmeyer was well under budget and the remaining budgeted amount will be used to improve the granite pavers downtown.

Motion made by Council Member Jepson, seconded by Council Member Kinzel, to award the contract for the 2008 Sidewalk Replacement Program to Griessmeyer Concrete in an amount not to exceed \$20,655.

In answer to Council Member Radtke's question, Director Wiza stated that this is not the same company that did the sidewalk work for the 2007 Street and Utility Project.

Motion carried unanimously on a roll call vote with Council Member Reimer excused.

**CONSIDER 2007 COMPLIANCE MAINTENANCE ANNUAL REPORT FOR THE WASTEWATER TREATMENT PLANT AND RESOLUTION NO. 2008-16 ACCEPTING THE REPORT**

Superintendent Clish stated the CMAR is a DNR summary report form used to determine the effectiveness of the sewerage system to meet DNR permit limits and to indicate areas of the system that may need improvement. In 2007, no points were deducted from any of the ten categories of the report; therefore, no action for improvement in the system is required.

Motion made by Council Member Kinzel, seconded by Council Member Goyette, to adopt Resolution No. 2008-16 accepting the 2007 Compliance Maintenance Annual Report for the Wastewater Treatment Plant. Motion carried without a negative vote with Council Member Reimer excused.

**CONSIDER WAIVING RENTAL AND PERMIT FEES FOR CEDARBURG FESTIVALS, INC.**

Pat Niles, President of Cedarburg Festivals, Inc. stated that they have reviewed their expenses and the recent increase in the City permit fees for the front lawn and gym rentals fees, which were increased by 42%, and the combination is making it increasingly difficult to help support local non-profits and local businesses. He asked the Common Council to waive the rental and permit fees for Festivals. Pat Niles stated that the Festivals, Inc. would still continue to pay for staff hours required for opening, closing, setup and cleanup of the facilities. They also agree to pay the agreed upon percentage of DPW costs associated with all festivals. Festivals currently pay 100% of cost of

assigned Police personnel. He stated that the festivals bring many people to Cedarburg and they are an asset to the community and offer many benefits. Taking all these factors into account, Pat Niles requested the City waive their permit fees for the festivals.

In answer to Council Member Goyette's question, Pat Niles stated they are asking the City to waive approximately \$1,300 in permit fees per festival. He also asked the City to waive the permit fees for the Garden Club in lieu of all the work they do in the City.

In answer to Council Member Radtke's question, Pat Niles stated that Cedarburg Festivals, Inc. is a 501(c)(3) corporation and their records are public on the internet and he is willing to make them available for review. He stated that Festivals will make a net profit of \$10,000 – \$15,000 in a given year and they grant everything back to various projects within the City. Pat Niles stated that 20 non-profit groups bring in \$180,000 to the community for projects.

Council Member Radtke stated that Cedarburg Festivals, Inc. is a great service to the City and the community; however, he expressed concern for the tight budget that is before the Council each year. His biggest concern is that it will create a trend with all non-profit organizations to waive the permit fees.

City Attorney Vance stated that if the City is going to be repealing something that negates the whole ordinance the Council should consider repealing the ordinance.

Council Member Jepson stated he has been involved with the discussion between the Public Works Commission and Cedarburg Festivals, Inc. in regard to their contributions to city costs and he questioned whether this would take from one hand and give it to another. He understands that festivals are critical to the community and their contributions to various groups. Council Member Jepson suggested that the Council form a Blue Ribbon ad hoc Committee, to include merchants and festivals, to study the events before taking any action.

Pat Niles urged the Council not to take too long because area events have gone away because the fundraising is getting tougher and tougher. The major sponsor for the Cycling Classic has withdrawn their support and now Festivals has added a German Festival in July. The City should look at their support as an investment by keeping the community viable.

Council Member Radtke understands that the festivals are an asset and an investment to the City; however, he expressed concern for the Parks & Recreation Department and how it will affect the budget with the loss of \$6,000 - \$7,000. This amount means a lot to the City when working on the budget.

Council Member Kinzel agreed with City Attorney Vance that if the fees are waived for one non-profit organization it should apply to all non-profit organizations.

Council Member Goyette asked how much is received in rent for the Community Center Gym.

Director Hilvo stated the fees were increased to generate revenues for the department. He understands that the non-profit groups play a vital part in the City and he doubts that the City is

receiving more than a couple thousand dollars a year in building rentals. Director Hilvo stated that he receives some funds from non-profit groups for various projects that do not affect the budget.

Council Member Radtke stated he would like to see figures from Festivals, Inc. and he is concerned with setting a precedent for other non-profit organizations.

Council Member Glamm stated that there may be a basis in which to distinguish a large festival versus a smaller event by a non-profit organization. He asked the Council to consider waiving the fees for this Strawberry Festival only and then reconsidering future fees through an ad hoc committee prior to the Wine & Harvest Festival.

Council Member Jepson reiterated that there needs to be an integrated look at the big picture. A committee should be able to make a review in 30 – 60 days. He proposed the City not impose the Public Works fees until the festivals can be reviewed.

Council Member Kinzel opined there are other ways to be creative than to set a precedent that the City can no longer charge non-profit groups.

Council Member Radtke asked Director Hilvo to provide a list of revenue from non-profit and other organizations.

Council Member Jepson stated that areas of the festival are rented out to other businesses and organizations by Cedarburg Festivals, Inc. and it gets quite complicated. This raises a question of real revenue that is received by the ultimate rentals that is not listed in the financial statements and it may be a surprising amount.

Pat Niles stated that Cedarburg Festivals uses approximately 20 spots throughout the footprint and the remaining street space is split between three non-profit groups for the arts and crafts who in turn rent them out and the Festivals receives an administrative fee. The arts and crafts are a major draw to the festivals.

In answer to Council Member Goyette's question, Director Hilvo stated the fees for the gym and lawn rentals have not been increased in over five years.

Council Member Goyette stated she needs more information to understand why and how the new fees were established.

Pat Niles understands that all city departments are being squeezed and the Council has done a very good job of keeping the taxes even, but in reality they are artificially re-taxing people and calling it a fee. He opined that these fees could be passed on as a 1% or 2% tax across the board to all citizens.

Council Member Radtke questioned why all the citizens should pay for one organization to receive the benefits for using the front lawn or the parks, which is the purpose for the fees.

Motion made by Council Member Radtke to postpone any decisions until the numbers are received from Director Hilvo. Motion failed due to a lack of a second.

Council Member Jepson suggested that the Mayor review tonight's discussion.

Council Member Maher asked whether the request to waive the permit fees has been considered by the Parks & Forestry Board and perhaps it should start at that point.

Council Member Kinzel opined that it is a Council decision because it impacts the budget.

It was the consensus of the Common Council to gather more information before any further discussion at a future Common Council meeting.

**CONSIDER RESOLUTION NO. 2008-17 HONORING THE 6<sup>TH</sup> GRADE ESSAY WINNERS**

Motion made by Council Member Jepson, seconded by Council Member Kinzel, to adopt Resolution No. 2008-17 honoring the 6<sup>th</sup> grade essay winners sponsored by the Senior Center, which promotes understanding and respect between generations. Motion carried without a negative vote with Council Member Reimer excused.

**CONSIDER RESOLUTION NO. 2008-18 PROVIDING FOR THE SALE OF \$3,180,000 GENERAL OBLIGATION REFUNDING BONDS**

Todd Taves of Ehlers and Associates addressed the Common Council with a proposal to refinance the 1999 bond issue to save the City approximately \$85,604 in interest.

In answer to Council Member Goyette's question, Todd Taves opined that there is not a downside to refinancing the City's bond issue at this time because there has not been any significant movement in the market. Ehlers and Associates will be monitoring the market between now and June 9 and the refinancing can be postponed if there is an unfavorable change in the market.

In answer to Council Member Jepson's questions, Todd Taves stated the City's bond rating affects the interest rates that are available to the City. The higher rating a community has the more favorable interest rate is available. Todd Taves stated the City has a bond rating of A1.

Council Member Radtke stated the Council attempted to increase the City's rating but it was not possible because the City's equalized value was not high enough.

In answer to Council Member Jepson's question, Todd Taves stated the City will save approximately \$13,000-\$16,000 a year or approximately \$85,000 over the remaining 6 years of the loan. The maturity of the loan and the structure of the loan are not changing.

Motion made by Council Member Jepson, seconded by Council Member Radtke, to adopt Resolution No. 2008-18 providing for the sale of \$3,180,000 General Obligation Refunding Bonds for the purpose of refinancing at a lower interest rate. Motion carried unanimously on a roll call vote with Council Member Reimer excused.

Todd Taves stated he will return for the June 9 Council meeting with bids.

**CONSIDER CLAIM AGAINST CITY FROM JOHN HAYDEN**

Motion made by Council Member Kinzel, seconded by Council Member Maher, to deny the claim against the City from John Hayden as recommended by CVMIC. Motion carried without a negative vote with Council Member Reimer excused.

**CONSIDER CONTRACT FOR PROFESSIONAL SERVICES WITH ECONOMIC DEVELOPMENT COORDINATOR LINDA SKALECKI**

Motion made by Council Member Radtke, seconded by Council Member Jepson, to approve the contract for professional services with Economic Development Coordinator Linda Skalecki.

Council Member Glamm confirmed that the contract was reviewed by City Attorney Vance.

In answer to Council Member Radtke's question, City Attorney Vance stated that were no special laws that needed to be met in order to contract with Linda Skalecki.

Motion carried without a negative vote with Council Member Reimer excused.

**LICENSE APPLICATIONS**

Motion made by Council Member Radtke, seconded by Council Member Maher, to authorize issuance of the 2008-2009 premise, operator, and cigarette licenses as listed with the exception of Angela A. Vey:

Premises licenses for the period ending June 30, 2009:

**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

**Class B Wine License**

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

Class B Fermented Malt Beverage License

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

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

Speedway SuperAmerica, LLC  
(agent – Tonya M. Kleppin)  
W63 N121 Washington Ave.

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

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 St.

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

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

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.

Richard C. Buser  
The Stonewall Pub  
W63 N550 Washington Ave.

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

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

Roux Brothers  
(agent – John Smurawa)  
W61 N497 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.

Class C Wine License

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

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.

Wholesale Beer License

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

Cigarette Licenses for period ending June 30, 2009:

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 Maxwell's Inc.  
W63 N699 Washington Ave.

The Stonewall Pub  
W63 N550 Washington Avenue

CVS Pharmacy  
W63 N152 Washington Ave.

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

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

Operator's License for period ending June 30, 2009:

Judy M. Thill  
Carolyn L. Frymark  
Timothy J. Ryan  
Chris J. Morton  
Sharon L. Nelson  
Gordon K. Dreblow  
Larry D. Weidmann  
Mark L. Tietz  
Mark A. Kennedy  
Jason M. Fritsch  
Norine C. Helmlinger  
Jeffrey Enright  
Joel M. Christophersen  
Richard L. Von Trebra  
Roxanne L. Gresch  
Kristin A. Schraml  
Adam A. King  
Myron E. Horn  
Matthew C. Pipkorn  
Stephan L. Venturini  
Patricia A. Buhrow  
Gail A. Johnson  
Christine L. Pope  
Carol A. Pokrandt  
Marcene L. Jacobs  
Kyle Fyock  
Kristin J. Nelson  
John A. Nistor  
Donna M. Hollis-Booth  
Judy V. Schoenfeldt  
Melissa M. Mann  
David A. Kintzele  
Andrew T. Golden  
Sheridan P. Riley

Jeffrey D. Fischer  
Tonya M. Kleppin  
Hadley W. Pape  
JoAnn M. Morton  
Merton E. Asp  
Stephen A. Millay  
DeAnna G. Ratliff  
Ryan L. Olsen  
Chad M. Bowen  
Shirley M. Hetchler  
Dominic A. Ladd  
Ronald D. Gourley  
Courtney M. Wendorf  
Richard S. Siefert  
Robert J. Gaulin  
Scott A. Guzinski  
Laurie I. Stuetgen  
Richard H. Nielsen  
Gene Szudrowitz  
James W. Zipter  
Thomas L. Ingram  
Jon P. Saporito  
Stephanie J. L. Baldwin  
Emily J. Crass  
Margery B. Potter  
Cynthia J. Zipter  
Gina A. Heidemann  
Lynn M. Hatleback  
Robert A. Rhiel  
Deborah J. Downing  
Susan R. Schneider  
Deborah Bath  
Joni M. Yench  
Robert J. Nieman

Diane E. Joslin  
Karen M. Nelson  
Nick P. Benishek  
Roger E. Behling

Greg C. Lyon  
Debra J. Van Dinter-White  
Jamee Vaughn

New Operator's License for period ending June 30, 2009:

Patricia Shepard  
Karissa J. Mathias

Steve L. Shapson  
Moriah S. Esparza

New Operator's License for period ending June 30, 2008

Nick P. Benishek

David A. Frey

Motion carried without a negative vote with Council Member Reimer excused.

Motion made by Council Member Jepson, seconded by Council Member Goyette, to deny an Operators' License for Angela A. Vey based on Police Chief Frank's recommendation. Motion carried without a negative vote with Council Member Reimer excused.

Motion made by Council Member Kinzel, seconded by Council Member Jepson, to authorize issuance of Temporary Class "B" Retailer's Licenses to the Cedarburg Fire Department Inc. for Maxwell Street Days, Firemen's Park, W65 N796 Washington Avenue, for 5/24, 7/12, 8/30, and 10/4/08 from 5:00 p.m. to 9:00 p.m. and on 5/25, 7/13, 8/31, and 10/5/08 from 8:00 a.m. to 6:00 p.m. Motion carried without a negative vote with Council Member Reimer excused.

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

City Administrator/Treasurer Mertes stated that Kelly Livingston has accepted the Deputy Treasurer/Payroll Officer position and will begin employment on May 27, 2008.

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

### **REPORTS & COMMENTS BY COUNCIL MEMBERS**

Council Member Jepson suggested a special Common Council meeting for the purpose of visiting and becoming familiar with all of the City departments.

It was determined that Council Members Jepson, Maher and Goyette schedule visits with staff to familiarize themselves with all City departments.

### **MAYOR'S REPORT**

Acting Mayor Glamm issued the following proclamations:

- PTA Teacher Appreciation Week – May 4-10, 2008
- National Police Week – May 11-17, 2008

**ADJOURNMENT – CLOSED SESSION**

Motion made by Council Member Radtke, seconded by Council Member Kinzel, to adjourn to closed session at 8:45 p.m. pursuant to Wisconsin State Statutes 19.85(1)(g) to confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved and 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, specifically the Amcast Site, the Plant No. 2 Site, and the Zarling property. Approval of closed session minutes of 04/28/08. Meeting did not reconvene into open session. Motion carried without a negative vote with Council Member Reimer excused.

**ADJOURNMENT**

Motion made by Council Member Kinzel, seconded by Council Member Radtke, to adjourn the meeting at 9:25 p.m. Motion carried without a negative vote with Council Member Reimer excused.

Amy D. Kletzien, CMC  
Deputy City Clerk