

**CITY OF CEDARBURG
COMMON COUNCIL
October 8, 2012**

**CC20121008-1
UNAPPROVED**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, October 8, 2012 at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers. Mayor Kinzel 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 Kip Kinzel, Council Members Chris Reimer, Art Filter, Paul Radtke, Michael Maher, Douglas Yip, Mike O’Keefe

Excused - Council Member Ron Reimer

Also Present - City Attorney Kaye Vance, City Administrator/Treasurer Christy Mertes, Director of Engineering and Public Works Tom Wiza, City Clerk Constance McHugh, Deputy City Clerk Amy Kletzien, City Assessor Cathy Timm, Building Inspector Mike Baier, Parks, Recreation & Forestry Director Mikko Hilvo, Parks & Forestry Superintendent Kevin Westphal, Public Works Superintendent Jeff Boerner, Library Director Mary Marquardt, Police Chief Tom Frank, Fire Chief Rich VanDinter, Senior Center Director Carol LaFontaine, Wastewater Superintendent Ron Clish, Accountant II/Accounts Receivable Kathy Huebl, Library Board Member Sue Karlman, interested citizens and news media

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. Citizens present were welcomed and encouraged to provide their input during the citizen comment portion of the meeting.

APPROVAL OF MINUTES

Motion made by Council Member Filter, seconded by Council Member Yip, to approve the minutes of the September 24, 2012 meetings. Motion carried without a negative vote with Council Member R. Reimer excused.

OFFICIAL WELCOME

Mayor Kinzel offered an official welcome to Chef Rainer Knuppertz from Germany who is here teaching cooking classes during Oktoberfest and presented him with a Key to the City.

COMMENTS & SUGGESTIONS FROM CITIZENS

Joe Fisher, W61 N798 Sheboygan Rd., stated that one of the tourist rooming houses is located next door to his property. He stated that the City’s Zoning Code does not permit this use in a 100% residential neighborhood. To allow this business to operate would require some exploration or a

Conditional Use Permit which would inform the Common Council ahead of time and allow voices to be heard. Mr. Fisher is concerned about his property value going down. He stated that he moved into his home seven years ago and invested heavily in the property along with his neighbors expecting this neighborhood to remain 100% residential. He expressed surprise to see a functioning business next door that just appeared without notice. There is no guarantee that his property value will not be affected. This business creates a level of uncertainty, is a risk, and is not acceptable. He does not want to discuss the pros and cons of having a tourist rooming house in this location because the issue remains that this location is 100% residential. He opined that this business is unlike a Bed & Breakfast because the owner is not on site. The person wishing to stay in this house will go online, book the property, get the keys, and have free reign of the property. When he leaves work on a Friday night he questions what he will have next door this weekend, good or bad, and it is unsettling. He understands that there are nuisance laws and he could contact the police; however, this is not what he signed up for in his 100% residential neighborhood. He has asked people he knows if they would want this type of business next door and he has heard a resounding – No. Mr. Fisher asked the Common Council not to change the Code or allow a Conditional Use Permit.

Paul Hayes, N63 W5795 Columbia Rd., spoke regarding unsupervised rental homes in established historic Cedarburg neighborhoods. Columbia Road has been a National Historic District for several decades. He would think this designation is enough to protect his neighborhood from rapid changes and uses that undermine the historic charm of his neighborhood, such as intense commercial development and absentee landlordism that leads to neglect and encroachments that threaten the peaceful family oriented nature of his street, but it does not. Over the years he and his neighbors have had to persuade the elected City officials to recognize how deeply they value their neighborhood and to take a second look at proposed changes. Four different projects were well along when they intervened. In each case, the citizens prevailed but at some cost to peace of mind, time and tax money. Now he watches with concern, the developments on Sheboygan Rd. This is one of the major historic arteries of Cedarburg, whose homeowners take pains to protect the character, charm and lifestyle that attracted them and their investment in the first place. They have invested heavily to improve their homes with the expectation that the neighborhood would not change in character overnight. He wonders how such a dramatic change as this new use can take place without prior notice to all Cedarburg homeowners and taxpayers, without public hearings, without proper procedures. He worries that if the investors succeed here, it would establish a precedent that would encourage other outside speculators and investors to pursue almost any commercial venture without following the rules the rest of us had to follow. He stated that there will be a growing number of Cedarburg citizens that will be keeping a close watch on the outcome of this issue.

Rick Schultz, W62 N775 Sheboygan Rd., stated that he is a neighbor and is concerned about safety issues. There have been other proposals in the area for high density condos and low income housing, which did not happen. He opined that the people using the tourist rooming houses are not treating the creek with respect because they throw beer cans in the water. The area homeowners would not treat the creek that way. He expressed concern for his property value. Mr. Schultz knows all of his neighbors and he wants the usage to continue as 100% residential.

Fred Schmitz, W60 N870 Sheboygan Rd., stated that he supports everyone that has spoke and he does not believe that the introduction of tourist rooming houses is conducive to family living.

Jackie Voigt, W61 N810 Sheboygan Rd., stated that she is sandwiched in the middle of the two tourist rooming houses. She has a 9 year-old and a teenager and she worries about them in this environment. She expressed concern for cans thrown into the creek and the uncertainty of knowing who will be occupying the house. She wants to protect her property and her children.

Jim Redman, Managing Partner of The Castle of the Cedars, stated that as the property owner he appreciates the comments that have been made tonight. He is not an absentee landlord, as he lives in the Town of Cedarburg. The other property owner, Sandy Desjardin is a resident of the City of Cedarburg. He explained that he took a foreclosed property and made it into a gem and he did it to improve Cedarburg. Mr. Redman was able to get 60 signatures from residents in the vicinity during Wine & Harvest Festival who thought his tourist rooming house was a good idea. He stated that the merchants also believe that it is good for Cedarburg. Each party that stays at the home receives a \$50 Chamber gift card to use in the area during their stay. Mr. Redman stated that he is not looking to create any trouble for children in the area. He has a pontoon boat for his guests to use and he has respect for the creek. It was his hope to increase property values. If needed, he can rent the home for 30 days at a time or for a year. Mr. Redman extended an invitation to view the property and added that only the finest people can stay there.

CONSIDER AGREEMENT WITH TIME WARNER FOR INTERNET SERVICES

City Administrator/Treasurer explained that after further review, she is presenting a three-year Time Warner contract with some services at 2 years. City Hall, Public Works facility, Wastewater Treatment Plant and the Fire Department will be on a three-year contract, while the Emergency Management facility will be on a two-year contract. She is not purchasing services for the Senior Center, Community Gym and the Community Pool at this time. Coax cable will be used at City Hall because it is faster and cheaper than other options.

Council Member Radtke stated that the prices are reasonable and the City should be able to recoup the costs. The City will be receiving a Government rate, which is better than the three year individual account that was originally proposed, which concerned him. He did a test at City Hall and determined that it will be possible to provide wireless internet to the Community Gym and the Senior Center at a minimal cost. A new firewall will be installed at City Hall.

In answer to Council Member C. Reimer's question, Council Member Radtke stated that the current proposal will save the City \$5,000/year.

Council Member Radtke stated that he may be able to include the Library with the City Hall Complex in the future. Director Marquardt stated that the Library only pays \$100/year. for a T1 line.

Motion made by Council Member Radtke, seconded by Council Member Maher, to approve the agreement with Time Warner for Internet Services. Motion carried without a negative vote with Council Member R. Reimer excused.

CONSIDER MAYOR KINZEL'S APPOINTMENT OF JOHN LERAND TO THE PARKS, RECREATION AND FORESTRY BOARD

Motion made by Council Member Filter, seconded by Council Member C. Reimer, to approve Mayor Kinzel's appointment of John Lerand to the Parks, Recreation and Forestry Board. Motion carried without a negative vote with Council Member R. Reimer excused.

CONSIDER AWARD OF CONTRACT FOR THE ANNUAL ASPHALT REPAIR AND MAINTENANCE PROJECT

Director Wiza explained that staff advertised for and received bids for mill and resurface asphalt pavement repairs on Washington Avenue just north of Lincoln Blvd., on Portland Road adjacent to the railroad tracks, and for a small section of badly deteriorated pavement on Oak Street. A total of two bids were received for the work. The lowest responsive bid was received from Poblacki paving Corporation in the amount of \$33,680. Staff recommends awarding the 2012 Asphalt Pavement Repair Contract to Poblacki Paving on the basis of their low bid.

In answer to Council Member C. Reimer's question, Director Wiza stated that the difference between the budgeted amount of \$80,000 and the asphalt pavement repair amount is used for striping and expanding the crack-filling project.

Council Member Filter complimented Director Wiza for staying within his budget.

Motion made by Council Member Filter, seconded by Council Member C. Reimer, to award the contract for the annual asphalt repair and maintenance project to Poblacki Paving in an amount not to exceed \$33,680.00. Motion carried without a negative vote with Council Member R. Reimer excused.

CONSIDER AWARD OF CONTRACT TO J.F. BRENNAN CO. FOR UNDERWATER DIVE INSPECTION OF THE WOOLEN MILLS DAM TO VERIFY SEEPAGE LOCATIONS FOR SUBSEQUENT GROUTING

Director Wiza explained that staff has been working with Graef on the DNR mandated inspections, reports, and repairs for the Columbia Mills and Woolen Mills Dams. Graef noted significant seepage at the west end of the Woolen Mills dam spillway as well as the retaining wall adjacent to the Cedar Creek Settlement. The first step in repairing the dam is doing an underwater inspection using liquid dye to identify seepage locations. This will provide the information needed to properly grout the leaks and he intends to complete the project this year. He stated that the work will cost \$4,350 and will come from the Environmental Fund.

In answer to Council Member C. Reimer's question, Director Wiza stated that an inspection is done on the dams every four years. The DNR and Graef noticed that water was flowing out at the top of the dam and at lower flow conditions it was seeping from the retaining wall. He confirmed that the work will need to be done at the request of the DNR. Director Wiza opined that if the City does not try to keep up with dam repairs, the DNR could require the City to remove them.

Motion made by Council Member Filter, seconded by Council Member Yip, to award the contract to J.F. Brennan Co. for an underwater dive inspection of the Woolen Mills Dam to verify seepage

locations for subsequent grouting in an amount to exceed \$4,350. Motion carried without a negative vote with Council Member R. Reimer excused.

CONSIDER REFERRAL OF PROPOSED ANNEXATION AT 607 WAUWATOSA ROAD IN THE TOWN OF CEDARBURG TO THE PLAN COMMISSION

This item is in response to a representative of Redeemer Lutheran Church at 607 Wauwatosa Road submitting a petition for annexation to the City. In answer to Council Member Radtke's question, City Attorney Vance stated that it is procedure to refer the application to the Plan Commission for review and recommendation and then it will come back to the Common Council for final consideration.

Motion made by Council Member Radtke, seconded by Council Member O'Keefe, to approve referral of the proposed annexation at 608 Wauwatosa Road in the Town of Cedarburg to the Plan Commission. Motion carried without a negative vote with Council Member R. Reimer excused.

CONSIDER REQUEST FOR A ONE-TIME BONUS FOR THE SUPERINTENDENT OF PUBLIC WORKS

Director Wiza explained that Superintendent Boerner puts in a tremendous amount of effort and uncompensated overtime. He has adapted well to changes associated with Festivals and should be recognized for his extraordinary efforts.

Motion made by Council Member Radtke, seconded by Council Member Yip, to approve a one-time bonus for the Superintendent of Public Works.

In answer to Council Member C. Reimer's question, Director Wiza stated that the reasons for this bonus will be documented.

Council Member Radtke explained that the Personnel Committee talked about this bonus at length and that discussion was documented.

Director Wiza stated that Superintendent Boerner's performance evaluations speak for themselves. He works extremely hard with a significant amount of overtime in the winter months and his hours are not tracked. He added that Act 10 provided the ability to reward exemplary employees.

Council Member Yip added an amendment to the motion to document the reasons for this one-time bonus for future reference.

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

CONSIDER PROPOSED 2013 BUDGET; DEPARTMENT PRESENTATIONS, DISCUSSION, AND DIRECTION THEREON

Overview of the Proposed 2013 Budget & Tax Levy

City Administrator/Treasurer Mertes highlighted the major changes in the proposed fiscal year 2013 budget for the City of Cedarburg.

- The City's assessed tax rate per \$1,000 of value will increase to \$6.90; or 3.3%. This equates to an increase of \$55 for the year on a home assessed at \$259,000.
- Due to the borrowing for the Library building project there is a .09 rate increase and an additional .13 due to rising costs to operate.
- The growth in the City's assessed value in 2012 would only allow for an increase of \$262 or 0%.
- The 2013 total General Fund budget equals \$8,192,596, which is a 4.6% increase from last year. The operating budget equals the total General Fund budget minus budget transfers to other funds and is 4.61% more than last year. The increase is due to charging out administrative fees to the Wastewater Treatment Plant rather than allocating payroll expenditures throughout the year.
- Salaries are budgeted with a 2% increase for union and non-union employees on January 1; except for the Police Union employees which will receive a 3.5% increase.
- In 2013 all non-protective employees will start paying one-half of their pension contribution.
- Dental insurance premiums will decrease 3% and health insurance premiums will increase 11.7% for 2013.
- There is an unfunded list and for each \$11,600 added to the budget there will be a .01 increase to the tax rate.

Council Member Filter asked a few budget questions.

- He noticed that the City is over budgeted \$20,000 for trees on page 89. City Administrator/Treasurer explained that is because of a State Grant that the City will receive for a tree inventory. She only budgeted the money that the City would spend and the remainder is being funded by the State Grant.
- Total personnel services were budgeted at \$115,502, with an estimated amount of \$135,000. He heard that the Recreation Department is over budgeted by \$20,000. City Administrator/Treasurer Mertes stated that the health insurance needed to be corrected because it was under budgeted for the year by mistake. It may be necessary to transfer money at the end of the year.

In answer to Council Member Filter's question, City Administrator/Treasurer Mertes stated that all of the Department Heads are holding the line on their budgets. The Council will receive the Third Quarter Report at the end of October that will show how each department is doing. Council Member Filter suggested that Department Heads receive a bonus for being under budget at the end of the year.

Parks, Recreation and Forestry

Parks, Recreation and Forestry Director Hilvo provided the following information:

- Many of the funds from the Administration of the General Fund were moved into the Recreation – Special Revenues. The Recreation programs are not tax supported at all. (The Parks & Forestry Budget and the Swimming Pool Budget are tax supported.)
- Forty-five percent of the Recreation Supervisor salary and benefits come out of the Recreation programs. This is how the fees are set and as a result the City's programs are higher than the majority of the surrounding areas because of this expense in the special revenue.
- There is a large increase in health insurance of 190% due to a mistake of under-budgeting.
- The increase in the phone service was reviewed.

- Repair and Maintenance (\$40,000) - Turf management is higher because of the dry summer season and the need to restore and maintain 13.1 acres of turf. Ball diamond maintenance is necessary along with playground safety and surfacing. The Department is not able to keep up with necessary work at this amount.
- Contracted Services (\$20,000) – Includes Portajohns, EAB treatment (history of expenditures for previous years: 2008/\$28,000, 2009/\$48,000, 2010/\$36,000, 2011/\$37,000, 2012/0 – however spent \$10,900 out of the repair and maintenance doing in-house treatment), emergency tree removals, equipment rental – forestry, soil testing, core aerating (Spring & Fall) and water lateral boring for street/utility construction. The Department is not able to keep up with necessary work at this amount – see unfunded list.
- Office Supplies – (\$1,700) – Increased because supplies for Forestry were moved from repair and maintenance into office supplies.
- Employee Travel & Training (\$1,560) – Increased for a Forestry person to receive his arbor certification.
- Other Expenses (\$1,000) – Increased for the tree software annual fee.
- Trees and Supplies – Contracted (\$14,685) – The department received a grant last year and spent \$34,560. The budgeted amount will pay for 61 trees; however, there will be a deficit of 69 trees – see unfunded list.
- The Parks and Forestry budget is increasing by 10.88% without the unfunded items.

Unfunded

- Field maintenance (Turf Management Program) - \$12,775 for athletic fields, boulevards, high profile public lawns – City Hall, Pool and Police Department.
- Playground surfacing - \$8,300 to get all the playgrounds up to standard.
- Contracted services - \$40,000 for EAB treatment (\$29,840).
- Contracted tree planting - \$13,200 for 69 trees.

Capital Improvements

- Playground equipment replacement at Georgetown Park - \$40,000.
- Equipment replacement – Toro Workman - \$16,000.
- Equipment replacement – Bucket Truck - \$80,000 (Council Member C. Reimer requested the annual maintenance costs on this item).
- Playground equipment replacement at Cedar Creek Park - \$45,000.
- Playground equipment (infant swings) at Maple Manor/Wegmann Park - \$15,000.
- Park improvements at Prairie View Park (utilities) – (\$15,000) from impact fees.

Recreation Programs – Special Revenue Funds

- 150% increase in the Solar Recreation Programs.
- 45% of the Recreation Supervisor is taken from this account.
- Supplies and expenses should be \$21,295.
- Equipment outlay/lease decreased due to new software - \$1,500 for software upgrades. The ending fund balance will be \$64,000.
- Total recreation expenditures are \$133,243, which leaves the account at <\$903> for the year and drops the fund balance to \$63,287. Donations could be received of \$903 to break even on the program.

Swimming Pool – Special Revenue Funds

- Revenues were up and so were expenses. The hot weather required the use of more chemicals.
- The City's 2012 budgeted contribution to the pool was \$55,000 and approximately \$43,490 will be spent.
- Fees are the highest in the area and he does not recommend raising them in 2013.
- Equipment needs to be replaced, due to the age of the pool.
- Swimming Pool expenses are increasing by 3.2% in 2013.
- Concessions are doing well and help support the pool.

Fire Department

Fire Chief VanDinter highlighted the following budget information:

- The operating budget was increased 3.2% (\$7,600) for 2013 – This amount was added to the Unfunded List.
- Objectives for 2013 are: refurbish Tower 159 (\$25,000), set up a Command Vehicle (\$80,000-\$90,000 from the truck replacement account), replace self contained breathing apparatus (\$7,000 for repairs – applied for a Federal Grant for replacement of \$300,000 – If the grant is denied they will use Capital from the Equipment Replacement Fund used normally for apparatus replacement).
- A Capital project to replace the fire escape on Station 3 in the rear of the building - \$7,600 on the unfunded list.

Senior Center

Senior Center Director LaFontaine highlighted the following budget information:

- 0% total increase with a small increase to Supplies and Equipment to replace a computer.
- A lift was installed in the Senior Center in 2012 (\$65,000) and paid for through donations. The van was also replaced and paid for through fundraisers.
- A 501C3 account will be set up for the Senior Center and Recreation Department.
- The projected revenue is \$16,000. (\$20,000 was turned in last year.)

Police Department

Police Chief Frank highlighted the following budget information:

Station and Administration

- Due to the reduction of clerical staff there is a savings of \$20,000.
- Increase of \$2,000 in Building Maintenance due to the age of building.
- Increase of \$2,000 in the gas account.

Capital Improvement

- Squad replacement (\$25,000).
- Server replacement for squad video (\$16,085).
- Sidewalk replacement (\$3,300) – this will be bid with the Annual Sidewalk Replacement Project.
- Dispatch furniture replacement – keyboards, adjustable desks, etc. for six employees that work at two positions (\$25,000).

Patrol and Investigations

- Salary and benefits are reduced for Patrol Officers because of two new employees.

Library – Special Revenue Fund

Library Director Marquardt highlighted the following budget information:

- 2.5% increase to salaries and benefits.
- Increase of \$3,000 to publications and subscriptions to invest funds in electronic books.
- Revenues have been decreased and will reduce the beginning fund balance.
- Director Marquardt reminded the Common Council that investing in the Library is investing in all of the services that are provided and attracts people from the surrounding communities. The operating expenses are only one factor in determining the reimbursement from the non-library community and are tied together with the revenue. City Administrator/Treasurer Mertes added that the more the City contributes, the more the County contributes on behalf of the non-library communities.
- Accomplishments include: increasing the bandwidth, additional spaces for wireless use, 3 Kindle Touches were purchased by the Friends of the Library, and the purchase of PC registration software (\$1,600).

Assessor

Assessor Timm highlighted the following budget information:

- Computer supplies increased by \$117.
- Employee training and travel increased by \$250.
- Manufacturing State fees decreased by \$247.
- Total Increase to non-personnel Services is 0.41%.

Assessor Timm stated that based on the statistics from the DOR (based on the 2011 Assessment Sales Ratio Analysis) the ratio this year is 100%. The coefficient of dispersion is 8.2%, which is considered good in uniformity. The concentration coefficient is at 89.2%, which is good. The price related differential is at 101%, which also falls within the acceptable range. Statistical wise, the City is doing well. There are a few changes for 2013, based on 2011 sales and 2012 through the end of August of 2012. There are nine neighborhoods that range from 101% and 105%, which shows that they are tight and close. There is some loss in the condominiums. The new condominium projects are 101 – 102%; however, the older projects range from 108 – 118% with the average at 112 – 113%. This will be her main focus to bring them more equal to where the residential neighborhoods are. Commercial is out of compliance according to the State for the second year at 89% and will be a focus for 2013.

Building Inspection

Building Inspector Baier highlighted the following information:

City Hall Complex

- The Rental of City Property- Hanover has decreased due to the loss of the tenant in the Emergency Management Building.

Building Inspection

- Salaries increased due to the new method of allocating them.
- Electrical Contractor licenses were eliminated due to the State taking away the ability to charge for electrical licenses for the City.
- Building permits decreased by \$10,000 due to the multi-purpose building being completed at the County Fairgrounds.

Capital Improvements

- Replace Lincoln building roof (\$150,000).
- Replace gutter system on City Hall (\$80,000).

Cemetery Fund – Special Revenue Fund

- The Cemetery Fund is self-funded with no change.

Sewerage

Director Wiza highlighted the following information:

- The Utilities are increasing for the WWTP; however, the sludge hauling is decreasing by 17.7% (\$64,000 savings) and will offset the increases. The net result of the savings will benefit the rates for 2013 across the board, as they will not have to be raised.
- The reallocation of salaries is also shown in this account and affects the percentage decrease.

Capital Improvements

- Collection System Replacement to Center Street (\$55,000).
- Collection System Reconstruction to Madison Avenue (\$300,000).
- Collection System Reconstruction for the 2014 Engineering Projects (\$30,000).
- Miscellaneous Equipment (\$40,000) for pump failure.
- Wauwatosa Road (\$25,000) for sanitary laterals and manhole adjustments.
- Replace “Bank B” UV Lights for \$11,000.

Engineering

- The reallocation of salaries is also shown in this account and affects the percentages of increase.
- Professional publications and dues were increased slightly.
- Employee training and travel was increased by \$200 to meet the State Requirements for 30 professional development hours for Professional Engineers.
- Gas and oil expenses were increased by \$200.
- Revenues are controlled by private development.

Capital Improvements

- Reconstruction on Madison Avenue from Bridge Road to Western Road.
- Reconstruction on Center Street from Evergreen Blvd. to Madison Avenue.
- Reconstruction on Pierce Avenue from Hamilton Road to Fillmore Avenue.
- Reconstruct Polk Street.
- Reconstruct Victoria Court from Madison Avenue to Evergreen Blvd.
- Coordinate Wauwatosa/Western and Wauwatosa/Bridge intersection improvements.
- Replace Mill Street box culvert (\$75,000).

Director Wiza distributed a list of planned street replacements based on a rating scale. The current budget allows for half of them to be done. Beginning in 2014 - \$1 million will be needed to keep up with the schedule. Cedarburg Light & Water will have a difficult time keeping up with this schedule also. There are approximately 55 miles of roads in the City of Cedarburg and repairs are made on approximately 2 miles per year. Crack filling will be done as much as possible to extend the life of the roads that are rated at 7 or 8.

Public Works

Public Works Superintendent Boerner highlighted the following information:

- \$1,000 increase to the maintenance account for the City Hall vehicles.
- The Snow and Ice account for materials was increased by 5.88% for salt brine and equipment.
- \$13,000 is budgeted for the sign replacement program.

Health & Sanitation

- Is under contract for 2013 and will need to be renegotiated for 2014.

Capital Improvement

- Equipment replacement – 5 yard dump truck - \$170,000.
- Equipment replacement – one ton dump truck - \$50,000.
- Equipment replacement – anti-icing unit - \$30,000.

Unfunded Items

- Street Maintenance - \$6,000 inflationary increase (ongoing request to increase the operating budget for cold patching and line painting).

City Clerk

City Clerk McHugh highlighted the following information:

- The Clerk's budget is decreasing by 3%, due to a decrease in the number of elections in 2013.

Unfunded Item

- Electronics for paperless meetings - \$3,750.

CONSIDER SCHEDULING A SPECIAL COMMON COUNCIL MEETING FOR FURTHER DISCUSSION OF THE PROPOSED 2013 BUDGET

After some discussion, it was the consensus of the Common Council to have City Clerk McHugh poll each Council Member for their availability for a special Common Council meeting on October 15 or October 22 at 6:00 p.m. to determine the best date for further discussion of the proposed 2013 budget. (City Treasurer, Mayor & Common Council, City Administrator, Legal Services, Conservation and Development, Debt Service, Internal Service, and Emergency Management).

CONSIDER PAYMENT OF BILLS FOR THE PERIOD 9/21/12 THROUGH 9/28/12, ACH TRANSFERS FOR THE PERIOD 10/1/12 THROUGH 10/6/12, AND PAYROLL FOR THE PERIOD 9/16/12 THROUGH 9/29/12

Motion made by Council Member Filter, seconded by Council Member O'Keefe, to approve payment of bills for the period 9/21/12 through 9/28/12, ACH transfers for the period 10/1/12 through 10/6/12, and payroll for the period 9/16/12 through 9/29/12. Motion carried without a negative vote with Council Member R. Reimer excused.

CONSIDER LICENSE APPLICATIONS

Motion made by Council Member C. Reimer, seconded by Council Member Filter, to approve new Operator's License application for the period ending June 30, 2013 for Paul A. Brissman. Motion carried without a negative vote with Council Member R. Reimer excused.

CITY ADMINISTRATOR/TREASURER'S REPORT - None

ADJOURNMENT – CLOSED SESSION

Motion made by Council Member C. Reimer, seconded by Council Member Radtke, to adjourn to closed session at 9:45 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 and 19.85(1)(g) to confer with legal counsel for the governmental body 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 be involved, more specifically to discuss the tourist rooming houses located at W61 N806 Sheboygan Road and W61 N814 Sheboygan Road. Approval of closed session minutes of July 9, 2012. Meeting did not reconvene to open session.

ADJOURNMENT

Motion made by Council Member Maher, seconded by Council Member Radtke, to adjourn the meeting at 10:05 p.m. Motion carried without a negative vote with Council Member R. Reimer excused.

Amy D. Kletzien, MMC/WCPC
Deputy City Clerk