

**CITY OF CEDARBURG
COMMON COUNCIL
AUGUST 30, 2021**

**CC20210830-1
UNAPPROVED**

A regular meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, August 30, 2021, at City Hall, W63 N645 Washington Avenue, second floor Council Chambers, and online utilizing the Zoom app.

Mayor O’Keefe called the meeting to order at 7:00 p.m.

Roll Call: Present - Mayor Michael O’Keefe, Council Members Jack Arnett, Barbara Lythjohan, Sherry Bublitz, Robert Simpson, Kristin Burkart

Excused – Council Member Patricia Thome

Also Present - City Administrator Mikko Hilvo, Attorney Michael Herbrand, City Clerk Tracie Sette, City Engineer Michael Wieser, news media and interested citizens.

STATEMENT OF PUBLIC NOTICE

At Mayor O’Keefe’s request, City Clerk Sette 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.

COMMENTS AND SUGGESTIONS FROM CITIZENS - None

APPROVAL OF MINUTES

A motion was made by Council Member Burkart, seconded by Council Member Bublitz to approve the August 9, 2021 Common Council minutes. Motion carried without a negative vote with Council Member Thome excused.

NEW BUSINESS

OATHS OF OFFICE

Clerk Sette administered the Oaths of Office to Patrol Officers Anthony (TJ) Schlice and James Bailey with family and friends in attendance.

DISCUSSION AND POSSIBLE ACTION ON RESOLUTION NOS. 2021-13, 2021-14, AND 2021-15 HONORING NEW RETIREES DON HAHN, JAY BUNTROCK, AND CATHY HOLNAGEL

A motion was made by Council Member Verhaalen, seconded by Council Member Simpson, to approve Resolution No. 2021-13 honoring Don Hahn. Motion carried without a negative vote with Council Member Thome excused.

A motion was made by Council Member Lythjohan, seconded by Council Member Bublitz, to approve Resolution No. 2021-14 honoring Jay Buntrock. Motion carried without a negative vote with Council Member Thome excused.

A motion was made by Council Member Bublitz, seconded by Council Member Simpson, to approve Resolution No. 2021-15 honoring Cathy Holnagel. Motion carried without a negative vote with Council Member Thome excused.

CONSIDER RECOMMENDATION OF POLICE CHIEF TO DENY NEW OPERATOR'S LICENSE APPLICATION OF ANDREW KLUG; AND ACTION THEREON

Police Chief Frank explained to the Council the Operator's License applicant had six (6) serious contacts with law enforcement with two (2) as recent as 2020 and recommended against issuing an Operator's License.

A motion was made by Council Member Verhaalen, seconded by Council Member Simpson, to deny the new Operator's license application of Andrew Klug following the recommendation of Police Chief Frank. Motion carried without a negative vote with Council Member Thome excused.

DISCUSSION AND POSSIBLE ACTION ON ORDINANCE NO 2021-16 TO APPROVE A NEW BOND DEPOSIT SCHEDULE FOR THE CEDARBURG POLICE DEPARTMENT

Police Chief explained the proposed changes to the Bond Deposit Schedule from Mid Moraine Municipal Court with a recommendation to accept the changes.

A motion was made by Council Member Burkart, seconded by Council Member Bublitz to approve Ordinance No. 2021-16 approving the new Bond Deposit Schedule for the Cedarburg Police Department. Motion carried without a negative vote with Council Member Thome excused.

DISCUSSION AND POSSIBLE ACTION ON THE POSSIBILITY OF A SIDEWALK EXTENSION ON THE EAST SIDE OF SHEBOYGAN ROAD DIRECTLY SOUTH OF THE GLEN AT CEDAR CREEK.

Many complaints have been received about the lack of sidewalk in front of the undeveloped parcel of land directly south of The Glen at Cedar Creek Subdivision on the east side of Sheboygan Road. The sidewalk will be installed whenever that parcel becomes developed. Many residents attended the Council meeting to voice safety concerns regarding the lack of sidewalks and the lack of timeframe that sidewalks could be installed.

A couple residents attempted unsuccessfully to have the speed limit lowered on Sheboygan Road.

Council Member Bublitz explained that the Cedarburg School District currently pays additional bussing fees for this area due to the unsafe nature of picking up/dropping off children in an area with no sidewalks.

Engineer Director Wieser explained to the Council it would cost approximately \$50,000 - \$55,000 to construct a sidewalk with curb, however, this amount does not include engineering costs.

A discussion ensued about possibly considering gravel and asphalt as alternatives and whether to defer the cost to any future developers.

Council Member Simpson would like to see the speed limit lowered on that portion of Sheboygan Road as well.

A motion was made by Council Member Bublitz, seconded by Council Member Simpson to instruct the Public Works and Sewerage Commission along with Administrator Hilvo and appropriate City Hall staff to look into the issue of the City providing sidewalks or a temporary walking path, and special assessing any future developers of the sidewalk costs, also for temporary safety measures (such as cones) to be installed until a viable solution is returned to the Council for approval. Motion carried without a negative vote with Council Member Thome excused.

DISCUSSION AND POSSIBLE ACTION TO APPROVE THE AMENDED AND RESTATED MEMORANDUM OF UNDERSTANDING BETWEEN THE CITY OF CEDARBURG AND THE WISCONSIN DEPARTMENT OF TRANSPORTATION

Attorney Herbrand explained the terms and conditions associated with the amended and restated Memorandum of Understanding between the City of Cedarburg and the Wisconsin Department of Transportation. The Department of Transportation attached a deadline for the road connection project of November 2022. The other amendment allows for building permits for an additional 200,000 square feet of space.

A motion was made by Council Member Arnett, seconded by Council Member Simpson, to approve the Amended and Restated Memorandum of Understanding between the City of Cedarburg and the Wisconsin Department of Transportation. Motion carried without a negative vote with Council Member Thome excused.

DISCUSSION AND POSSIBLE ACTION ON MAYORAL APPOINTMENTS TO THE COMMUNITY DEVELOPMENT AUTHORITY, LIGHT AND WATER COMMISSION AND LIBRARY BOARD.

The Mayor recommended the appointment of Mark O'Neill to the Community Development Authority, Loraine LeSage to the Library Board, and Paul Radtke & Andrew Moss to the Light & Water Commission.

A motion was made by Council Member Burkart, seconded by Council Member Bublitz to approve the Mayoral appoints to the Community Development Authority, Library Board, and Light and Water Commission. Motion carried without a negative vote with Council Member Thome excused.

DISCUSSION ONLY ON REMOTE MEETING ATTENDANCE POLICY/ORDINANCE

The Council discussed the pros and cons of holding meetings with both in-person and Zoom attendance. A portion of the discussion included possibly live streaming the Council meetings. No action was taken by the Council.

DISCUSSION AND POSSIBLE ACTION ON LICENSE/PERMIT APPLICATIONS

A motion was made by Council Member Verhaalen, seconded by Council Member Bublitz, to approve the New Operator License applications for the period ending June 30, 2022 for Charles S Baumle, Janet M Kunz and Zachary M Bonno. Motion carried without a negative vote with Council Member Thome excused.

A motion was made by Council Member Verhaalen, seconded by Council Member Bublitz, to approve the Renewal Operator License applications for the period ending June 30, 2022 for Emily K Albert. Motion carried without a negative vote with Council Member Thome excused.

DISCUSSION AND POSSIBLE ACTION ON PAYMENT OF BILLS DATED 07/31/2021 THROUGH 08/26/2021, TRANSFERS FOR THE PERIOD 08/01/2021 THROUGH 08/27/2021 AND PAYROLL FOR PERIOD 07/25/2021 THROUGH 08/21/21.

A motion was made by Council Member Burkart, seconded by Council Member Bublitz, to pay the bills dated 07/31/2021 through 08/26/2021, transfers for the period 08/01/2021 through 08/27/2021 and payroll for period 07/25/2021 through 08/21/2021. Motion carried without a negative vote with Council Member Thome excused.

ADMINISTRATOR'S REPORT

The Administrator's report was included in the Council packet.

COMMENTS AND SUGGESTIONS FROM CITIZENS – None

COMMENTS AND ANNOUNCEMENTS BY COUNCIL MEMBERS

Council Member Burkart mentioned the Evergreen Boulevard project is complete and wished to thank the Public Works Department for a job well done. They also did a great job of keeping residents informed of the progress.

Council Member Arnett commended those who organized Country in the Burg music festival. It was a well-run event which raised money for Mel's Charities, Children's Hospital and the Wounded Warrior Project.

MAYOR'S REPORT - None

ADJOURNMENT - CLOSED SESSION

A motion was made by Council Member Verhaalen, seconded by Council Member Burkart, at 8:53 p.m., to adjourn to closed session pursuant to State Statute 19.85(1)(c) to consider employment, promotion, compensation, or performance evaluation data of a public employee subject to the jurisdiction or authority of the governing body. Specifically discussed was the Administrator's evaluation. Motion carried on a roll call vote with Council Members Bublitz, Arnett, Lythjohan, Simpson, Verhaalen, and Burkart voting aye and Council Member Thome excused. (6-0)

RECONVENE TO OPEN SESSION

Open session reconvened at 9:14 p.m.

ADJOURNMENT

A motion made by Council Member Arnett and seconded by Council Member Burkart to adjourn the meeting at 9:15 p.m. Motion carried without a negative vote with Council Member Thome excused.

Tracie Sette
City Clerk