

COMMITTEE OF THE WHOLE MEETING

7:00 P.M.

February 26, 2002

Present: Mayor Wysocki, Aldermen Bullermann, Thomas, Gallagher, Scheuble, Wilkens, Chiovatero and Ament. Also present were City Attorney Paul Reilly, City Clerk Judy Weter, Director of Community Development Greg Kessler, Director of Planning Mark Lake, City Engineer JP Walker, Division Engineer Ron Schildt, Director of Finance and Utilities Mike Holzinger, and Director of Human Resources Tami Potkay.

Motion by Alderman Ament to move into Closed Session. Seconded by Alderman Wilkens and carried unanimously.

CLOSED SESSION

The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85(1)(e) of the Wisconsin State Statutes.

- (e) Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified business whenever competitive or bargaining reasons require a Closed Session.

- Collective Bargaining -

The basis for the items to be discussed in Closed Session are as enumerated in Section 19.85(1)(g) of the Wisconsin State Statutes.

- (g) Conferring 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 become involved.

- Possible Litigation with Midwest Power -

Motion by Alderman Ament to move into Open Session. Seconded by Alderman Wilkens and carried unanimously.

OPEN SESSION

Possible Action on Possible Litigation with Midwest Power

Motion by Alderman Ament to authorize the City Attorney to sign the Memorandum of Understanding with Midwest Power. Seconded by Alderman Scheuble and carried unanimously.

Motion by Alderman Scheuble to adopt Resolution No. 02-08 "Resolution Acknowledging the Validity of CU-13-00 During the Pendency of an Arbitration Regarding the Expiration Clause of

Conditional Use Permit #CU-13-00". Seconded by Alderman Thomas and carried unanimously.

UTILITY & FINANCE

Claims

Motion by Alderman Bullermann to recommend to Council approval of payment of Water Utility Claims in the amount of \$115,882.78, Sewer Utility Claims in the amount of \$59,297.70, and Bi-weekly Claims in the amount of \$276,997.35, all of which represents payments to vendors. Seconded by Alderman Chiovaturo and carried unanimously.

LICENSES

Appeal to Denial of Bartender License

The Council has before it a one-page report of Nicolas J. Kehoe's application and past record.

Motion by Alderman Wilkens to recommend to Council to deny the Bartender License for the year 2000-2002 to Nicolas J. Kehoe based on the record before the Council, including underage alcohol violations. Seconded by Alderman Thomas. Upon voting, the motion carried with Aldermen Gallagher, Scheuble, and Ament voting "no".

Bartender Licenses

The Council has before it a two-page report of Farrah M. Corrao's application and past record.

Motion by Alderman Bullermann to recommend to Council to deny the Bartender License for the year 2000-2002 to Farrah M. Corrao based on the record before the Council, including controlled substance violation. Seconded by Alderman Thomas and carried with Alderman Scheuble voting "no".

Motion by Alderman Gallagher to recommend to Council approval of the Bartender License for the year 2000-2002 to Eric W. Kuenn. Seconded by Alderman Bullermann and carried with Alderman Thomas voting "no".

Motion by Alderman Ament to recommend to Council approval of the Bartender Licenses for the year 2000-2002 to Dawn M. Adams, Brenda L. Bednarski, Angel J. Brahm, Nicholas D. Brunette, Stacy Buckley, Cheryl A. Schebert and Kevin D. Schmidt. Seconded by Alderman Wilkens and carried unanimously.

MISCELLANEOUS

10-Ton Weight Limitation - Grange Avenue

Motion by Alderman Scheuble to recommend to Council to direct the City Attorney to draft an ordinance placing a 10 ton truck weight limitation (except for local delivery) on Grange Avenue from 124th Street to Moorland Road, and set a date for a public hearing on the ordinance.

Motion dies for lack of a second.

10-Ton Weight Limitation - Small Road

Motion by Alderman Scheuble to recommend to Council to direct the City Attorney to draft an

ordinance placing a 10 ton truck weight limitation (except for local delivery) on Small Road between College Avenue and Westridge Business Park, and set a date for a public hearing on the ordinance. Motion dies for lack of a second.

TABLED ITEMS

Transfer of Unused 2001 Road Maintenance Funds to Reserve Account

Motion by Alderman Bullermann to remove this item from the table. Seconded by Alderman Wilkens and carried with Alderman Chiovaturo voting “no”.

Motion by Alderman Bullermann to recommend to Council to authorize the Director of Finance to set up a Reserve Account in the amount of \$198,362.00 to allow the transfer of unused 2001 Roadway Maintenance Funds and grant funds to be received as reimbursement. Seconded by Alderman Wilkens and carried unanimously.

Motion by Alderman Thomas to adjourn the meeting at 7:17 p.m. Seconded by Alderman Bullermann and carried unanimously.

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