

NINTH REGULAR COMMON COUNCIL MEETING - 6: 00 PM - MINUTES

(Monday, August 4, 2014) Generated by Susan Richards on Tuesday, August 5, 2014 Members present Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13 Members excused Mark Hermann, Mary Lynne Donohue, David Van Akkeren - 3 Meeting called to order at 6: 00 P.M.

1. OPENING OF MEETING

1.1 ROLL CALL

1.2 PLEDGE OF ALLEGIANCE

1.3 APPROVAL OF MINUTES MOTION TO APPROVE MINUTES Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

1.4 RESIGNATIONS - JOHN VAN DER MALE FROM CITY PLAN COMMISSION Motion to accept and file Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

1.5 COUNCIL APPOINTMENTS - MARILYN MONTEMAYOR TO CITY PLAN COMMISSION AND DON TERSHNER TO HOUSING AUTHORITY - Lies over

1.6 CONFIRMATION OF COUNCIL APPOINTMENTS - NANCY MANNCHEN TO LIBRARY BOARD MOTION TO CONFIRM Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele Nay: Joseph Heidemann - 13

1.7 PRESENTATION - ASSESSOR LEE GROSENICK ON CITY RE-ASSESSMENT NOTICE

1.9 MAYOR'S ANNOUNCEMENTS - Dennis Ketterman spoke on behalf of Habitat for Humanity

2. HEARINGS

2.1 Hearing No. 4 - 14 - 15 for the proposed assessments for water lateral replacements in S. 8 th St. from Kentucky Ave. to Union Ave. MOTION TO CLOSE HEARING Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3. CONSENT AGENDA
3.1 MOTION TO ACCEPT AND FILE ALL RO'S, ACCEPT AND ADOPT ALL RC'S AND PASS ALL RESOLUTIONS AND ORDINANCES. Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.2 Com. No. 4 - 14 - 15

by Ald. Van Akkeren submitting an Informational Budget document from the Finance Dept. for review during upcoming budget process. ACCEPT AND FILE Resolution:

MOTION TO ACCEPT AND FILE - CONSENT AGENDA MOTION

Motion by Jim Bohren, second by Joseph Heidemann. Motion to refer 3.2 and

3.16 to C.O.W. Motion Fails Aye: Julie Kath, Bryan Bitters, Jim Bohren, Joseph Heidemann, Kevin Matichek - 5 Nay: Mike Damrow, John Belanger, Darryl Carlson, Ty Dassler, Don Hammond, Susan Lessard, Bill Thiel, Jodi VanderWeele - 9 Motion by Don Hammond, second by Darryl Carlson. MOTION TO ACCEPT AND FILE - CONSENT AGENDA MOTION

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.3 R. O. No. 95 - 14 - 15 by the Bd. of Water Commissioners submitting their report on the Water Utility for the second quarter of 2014. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.4 R. O. No. 96 - 14 - 15 by the City Clerk granting various licenses.

ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.5 R. O.

97 - 14 - 15 by the Bd. of Water Commissioners submitting the Water Utility's Preliminary Budget for the year 2015. ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND FILE Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.6 R. O. No. 99 - 14 - 15 by City Plan Commission to whom was referred Gen. Ord. No. 24 - 14 - 15 and R. O. No. 85 - 14 - 15 relative to granting the YMCA an encroachment to create a safe drop off area for cars and buses on the NE corner of Broughton Dr. recommends approval of the Ordinance. ACCEPT AND FILE AND PASS ORDINANCE

Resolution:

MOTION TO ACCEPT AND FILE AND PASS ORDINANCE

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.7 R. O. No. 98 - 14 - 15 by the City Plan Commission to whom was referred Res. No. 45 - 15 - 16 authorizing the sale of City-owned property formerly known as 1020 and 1022 Erie Ave. recommends that the Resolution be approved. ACCEPT AND FILE AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND FILE AND PASS RESOLUTION Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.8 Res. No. 50 - 14 - 15 confirming the exercise of police power in making an assessment for those benefited properties against which assessments are proposed water lateral replacements in S. 8 th St. from Kentucky Ave. to Union Ave. PASS RESOLUTION

Resolution:

MOTION TO PASS RESOLUTION

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.9 R. C. No. 122 - 14 - 15 by Finance to whom was referred Res. No. 47 - 14 - 15 recommending authorizing submittal of a grant application to the WI DNR Boating and Fishing State and Federal programs for funding to complete a

feasibility study on wave attenuation options in the Harbor Centre Marina.
ACCEPT AND ADOPT AND PASS RESOLUTION
Resolution:
MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.10 R. C. No. 112 - 14 - 15 by Finance who reviewed R. C. No. 294 - 13 - 14 and R. O. No. 218 - 13 - 14 recommends a last and final offer payment of \$3,650 be and made and to deny the balance of \$1,021.87 regarding a claim from the Donegal Insurance Group in regards to the alleged damages to Laura Nisporic's vehicle. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.11 R. C. No. 119 - 14 - 15 by Law and Licensing recommending granting various licenses. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.12 R. C. No. 117 - 14 - 15 by Public Protection and Safety to whom was referred R. O. No. 93 - 14 - 15 by the Chief of Police submitting his quarterly report showing activities of his department for the period commencing April 1, 2014 and ending June 30, 2014 recommends that the documents be accepted and adopted. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.13 R. C. No. 118 - 14 - 15 by Public Protection and Safety to whom was referred R. O. No. 94 - 14 - 15 by the Building Inspection Dept. submitting

their reports for the months of March, April, May and June, 2014 recommends that the documents be accepted and adopted. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.14 R. C. No. 123 - 14 - 15 by Public Works to whom was referred Res. No. 48 - 14 - 15 authorizing signing an easement for mini-storm sewers for various properties. ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.15 R. C. No. 124 - 14 - 15 by Public Works to whom was referred Res. No. 49 - 14 - 15 recommending authorizing entering into contract for the 2014 Bituminous Resurfacing Program (S. 8 th St. from Kentucky Ave. to Union Ave.). ACCEPT AND ADOPT AND PASS RESOLUTION

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.16 R. C. No. 116 - 14 - 15 by Salaries and Grievances to whom was referred R. O. No. 83 - 14 - 15 recommends filing submitting a communication from Ald. Bohren along with an article from the Milwaukee Journal entitled "Digging Deeper to Cover Health." ACCEPT AND FILE

Resolution:

MOTION TO ACCEPT AND ADOPT - CONSENT AGENDA MOTION

Motion by Jim Bohren, second by Joseph Heidemann. Motion to refer 3.2 and

3.16 to C.O.W. Motion Fails Aye: Julie Kath, Bryan Bitters, Jim Bohren, Joseph Heidemann, Kevin Matichek - 5 Nay: Mike Damrow, John Belanger, Darryl Carlson, Ty Dassler, Don Hammond, Susan Lessard, Bill Thiel, Jodi VanderWeele - 9 Motion by Don Hammond, second by Darryl Carlson. MOTION TO ACCEPT AND ADOPT - CONSENT AGENDA MOTION

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan

Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.17 R. C. No. 126 - 14 - 15 by Salaries and Grievances to whom was referred Gen. Ord. No. 26 - 14 - 15 recommends amending the Municipal Code so as to delete the current Part-Time Clerk Lifeguard/Fitness Coordinator and create the job descriptions of Part-Time Fitness Coordinator and a Part-Time Water Aerobics Instructor in the Senior Activity Center. ACCEPT AND ADOPT AND PASS ORDINANCE

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS ORDINANCE Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.18 R. C. No. 125 - 14 - 15 by Public Protection and Safety to whom was referred Gen. Ord. No. 25 - 14 - 15 amending the Municipal Code relating to fees for electrical and HVAC permits and inspections so as to reduce the fee per \$1,000 estimated cost for projects of \$1,000,000 or greater recommends that the attached Substitute Ordinance be passed. ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

Resolution:

MOTION TO ACCEPT AND ADOPT AND PASS SUBSTITUTE ORDINANCE

Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.19 R. C. No. 115 - 14 - 15 by Finance to whom was referred R. O. No. 74 - 14 - 15 submitting a claim from Jody Brehmer for alleged damages to her basement when the Water Company was working on a sewer in the street in front of her home and sewerage backup up into her basement recommends that the claim be denied and to direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

3.20 R. C. No. 114 - 14 - 15 by Finance to whom was referred R. O. No. 63 - 14 - 15 submitting a claim from Maryann Dolson for alleged damages to her basemet when the sewer main clogged and flushed up into her basement recommends that the claim be denied and to direct the City Atty. to send a Notice of Disallowance. ACCEPT AND ADOPT

Resolution:

MOTION TO ACCEPT AND ADOPT

Consent Agenda motion Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

4. REPORTS OF OFFICERS

4.1 R. O. No. 107 - 14 - 15 by the City Clerk submitting a communication from REINS, Inc., Board of Directors requesting to be considered as a user of property donated to the City by the estate of Carol Butzen for their therapeutic riding and learning program for individuals with disabilities.

REFER TO PUBLIC WORKS

4.2 R. O. No. 100 - 14 - 15 by the City Atty. submitting a Resolution (directed by the Council - Res. No. 55 - 14 - 15) extending the special charge for residential garbage and refuse disposal services through December 31, 2015.

REFER TO COMMITTEE OF THE WHOLE

4.3 R. O. No. 104 - 14 - 15 by the City Clerk submitting a communication from Jacob P. Verlare requesting a waiver from the Sex Offender Residency restrictions in order to live at 1527 B N. 12 th St. REFER TO PUBLIC PROTECTION AND SAFETY

4.4 R. O. No. 105 - 14 - 15 by the City Clerk submitting a communication from Scott Goines requesting a waiver from the Sex Offender Residency restrictions in order to live at 1326 S. 17 th St. REFER TO PUBLIC PROTECTION AND SAFETY

4.5 R. O. No. 101 - 14 - 15 by the City Atty. submitting several proposals from SBA Communications, the current tenant of the cell tower lease located at the City's Wastewater Treatment Plant regarding extending the existing lease or replacing the lease with a long-term easement. REFER TO FINANCE

4.6 R. O. 102 - 14 - 15 by the Purchasing Agent submitting bids for the complete replacement of three file server devices for the IT Dept. REFER TO FINANCE

5. RESOLUTIONS

5.1 Res. No. 51 - 14 - 15 by Ald. Heidemann authorizing advertising for bids for the construction/installation of a sanitary sewer in Weeden Creek approx. 1300 ' west of S. Taylor Dr. and construction/installation of a water main approx. 1600 ' west of S. Taylor Dr. SUSPEND AND PASS RESOLUTION MOTION TO SUSPEND Motion by Joseph Heidemann, second by John Belanger.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13 PASS THE RESOLUTION Motion by Joseph Heidemann, second by John Belanger. Motion

Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

5.2 Res. No. 52 - 14 - 15 by Ald. Carlson in support of a fair allocation of the state's segregated transportation fund. REFER TO FINANCE

5.3 Res. No. 53 - 14 - 15 by Ald. Hammond authorizing entering into contract for the replacement of three file server devices for the IT Dept. REFER TO FINANCE

5.4 Res. No. 54 - 14 - 15 by Ald. Hammond authorizing a transfer of appropriations in the 2014 Budget (establish revenue and appropriation for Wis. Dept. of Public Instruction grant for Library Services). REFER TO FINANCE

6. REPORTS OF COMMITTEES

6.1 R. C. No. 121 - 14 - 15 by Finance to whom was referred Res. No. 46 - 14 - 15 recommending authorizing a transfer of appropriations in the 2014 Budget (establish revenue and appropriation for Wis. Dept. of Public Instruction grant for library services). ACCEPT AND ADOPT AND PASS RESOLUTION MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

6.2 R. C. No. 111 - 14 - 15 by Salaries and Grievances to whom was referred R. C. No. 75 - 14 - 15 by Committee of the Whole who met and discussed Charter Ordinance 1 - 14 - 15 (being subject to the home rule provisions of sec. 66.0101 of the Wisconsin Statutes) providing for the appointment of the City Attorney in lieu of the current method of election by the voters to such office under Wisconsin Statute

62.09 (3)(b)(4) recommends filing the documents. ACCEPT AND ADOPT TO FILE DOCUMENTS MOTION TO ACCEPT AND ADOPT TO FILE DOCUMENTS Motion by Ty Dassler, second by Don Hammond.

Final Resolution:

Motion Passes Aye: Mike Damrow, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 12 Nay: Julie Kath - 1

6.3 R. C. No. 120 - 14 - 15 by Salaries and Grievances to whom was referred Charter Ordinance No. 1 - 14 - 15 (being subject to the home rule provisions of sec. 66.0101 of the Wisconsin Statutes) providing for the appointment of the City Attorney in lieu of the current method of election by the voters to such office under Wisconsin Statute

62.09 (3)(b)(4) and Res. No. 43 - 14 - 15 providing for submittal of Subs. of Charter Ordinance No. 1 - 14 - 15 to a referendum of the voters; recommends that Res. No. 43 - 14 - 15 be passed incorporating the attached Subs. Charter Ordinance No. 1 - 14 - 15. (The change in Subs. of Charter Ordinance No. 1 - 14 - 15 makes 2 changes to the originally proposed Charter Ordinance: first, it increases the minimum legal experience required from 3 years to 5 years, and secondly, it increases the minimum municipal experience from 2 years to 3 years). ACCEPT AND ADOPT AND PASS RESOLUTION INCORPORATING THE SUBS. OF CHARTER ORDINANCE 1 - 14 - 15 MOTION TO ACCEPT AND ADOPT AND PASS RESOLUTION INCORPORATING THE SUBS. OF CHARTER ORDINANCE 1 - 14 - 15 Motion by Ty Dassler, second by Jim Bohren.

Final Resolution:

Motion Fails Aye: Bryan Bitters, Jim Bohren, Ty Dassler, Joseph Heidemann, Kevin Matichek - 5 Nay: Mike Damrow, Julie Kath, John Belanger, Darryl Carlson, Don Hammond, Susan Lessard, Bill Thiel, Jodi VanderWeele - 9

6.4 R. C. No. 127 - 14 - 15 by Finance to whom was referred R. O. No. 75 - 14 - 15 recommends referral of a claim from Wallace Hohn for alleged damages to his vehicle when a rock flew from the Parking Utility lawnmower into his windshield. REFER TO PARKING AND TRANSIT

6.5 R. C. No. 113 - 14 - 15 by Salaries and Grievances to whom was referred R. O. No. 27 - 14 - 15 submitting a Notice of Claim filed on behalf of Jeffrey Hermann recommends that the claim be denied and to direct the City Attorney to send a Notice of Disallowance. ACCEPT AND ADOPT MOTION TO ACCEPT AND ADOPT

Motion by Ty Dassler, second by Jim Bohren.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

7. MATTERS LAID OVER

7.1 Res. No. 44 - 14 - 15 by Ald. Heidemann, Bohren, Belanger, Thiel and Van Akkeren being a Relocation Order of the City of Sheboygan, Sheboygan County, Wisconsin. PASS RESOLUTION MOTION TO PASS RESOLUTION Motion by Joseph Heidemann, second by John Belanger.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele - 13

8. OTHER MATTERS RECEIVED AFTER THE AGENDA WAS PUBLISHED

8.1 R. O. No. 106 - 14 - 15 by the City Clerk submitting a communication from Rhyan Noel Zimmerman requesting a waiver from the Sex Offender Residency restrictions in order to live at 1032 B Lincoln Ave. REFER TO PUBLIC PROTECTION AND SAFETY

8.2 R. O. No. 103 - 14 - 15 by City Clerk submitting various license applications. REFER TO LAW AND LICENSING

9. CLOSED SESSION -Council did not convene in closed session

Action:

9.1 MOTION TO CONVENE IN CLOSED SESSION under the exemption provided in Sec. 19.85 (1)(g) of the Wis. Stats., for the purpose of conferring with the City's legal counsel who is rendering oral advice concerning strategy to be adopted by the City with respect to litigation in which it is likely to become involved, re: claim of Jeff Hermann.

10. RECONVENE IN OPEN SESSION - Council did not reconvene in open session

11. ADJOURN

11.1 Motion to adjourn Motion by Don Hammond, second by Darryl Carlson.

Final Resolution:

Motion Passes Aye: Mike Damrow, Julie Kath, Bryan Bitters, John Belanger, Jim Bohren, Darryl Carlson, Ty Dassler, Don Hammond, Joseph Heidemann, Susan Lessard, Kevin Matichek, Bill Thiel, Jodi VanderWeele