

SPECIAL CITY COUNCIL MEETING

MONDAY, DECEMBER 28, 2011 – 5:30 PM

COUNCIL CHAMBERS, CITY HALL

Mayor Connors called the meeting to order at 5:30.

The Pledge of Allegiance was led by City Clerk Hawes.

Roll Call. Present: Aldermen Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O’Neill. Also present: Administrator Jordan, Comptroller Pollitt, City Attorney Draper, and City Clerk Hawes.

Awards, Presentations, and Proclamations

Re-consider business from previous meeting. None.

Comments from the public as allowed by Wis. Stats. §19.84(2), limited to items on this agenda, except for public hearing items. Comments will be limited to 5 minutes. None.

Finance, License and Regulation Committee Recommendations – Alderman Krause

RESOLUTIONS

Resolution 11-R71 a TID budget resolution transferring \$14,000.00 from the Applications of Prior Year Appropriations Account into the Tree Replacement Program Account, for the purchase of TID trees Krause/Marsala motion to approve. Administrator Jordan stated that the Council had previously approved the contract with Dan Larsen Landscaping for the TID trees. He stated that this resolution would appropriate the funds to pay the bill.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O’Neill voted “yes”. Unanimously carried.

Resolution 11-R72 a budget resolution transferring \$90,633.51 from the Applications Prior Year Appropriations Account into the Library Insurance Reimbursements Account, for insurance claim reimbursement

Krause/Hartz motion to approve. Alderman Krause stated that the purpose of Resolution 11-R72 is to transfer the proceeds from an insurance claim from the City’s operating fund to the Library. The claim was filed in 2009 after it was discovered that money was embezzled from the Library. The guilty Library employee was arrested and prosecuted. Alderman Krause stated that the City Council at that time decided to keep the insurance reimbursement within the City’s operating fund. He said that these funds should have been transferred to the Library to replenish their losses. Alderman O’Neill said that he disagreed with transferring the funds to the Library. He indicated that the Library has been able to operate without these funds and suggested that the funds would be better utilized if they were given to ex-aldermen for their attorney fees. Alderman Krause disagreed with the notion that the Library has been able to operate without these funds, citing a \$45,000 deficit caused by the embezzlement. Alderman Hartz suggested that it was not fair for the City to hold onto these funds because the Library receives funding from other sources besides the City, such as private donations. Administrator Jordan indicated that past practice has been that reimbursements are transferred to the department or entity involved with the claim.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe and Kupsik voted “yes.” Krohn and O’Neill voted “no.” Motion carries, 6 to 2.

Resolution 11-R73 a resolution for a PPA/HEART/WRERA Amendment to the Security Benefit Plan

Krause/Hartz motion to approve. Administrator Jordan stated that the City received a letter from Retirement Plan Advisors, the vendor that administers the deferred compensation plan for City employees. The letter outlined requirements for amending the plan in order to meet new changes in federal law. Mr. Jordan stated that the plan is fully funded by employees and its participation is voluntary.

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes." Unanimously carried.

Update on sale of 120 Sheridan Springs Road (*Administrator Jordan*)

Administrator Jordan gave an update on the sale of 120 Sheridan Springs Road (former WE Energies property). He stated that the buyer has requested extending the closing date of the sale to January 13, 2012 due to a death in the family. Mr. Jordan stated that the Certified Survey Map for the property was approved by the Plan Commission on December 19, 2011 and the map is on file with the Walworth County Register of Deeds. Alderman O'Neill asked whether the property is still being sold for the amount previously approved by the Council. Mr. Jordan confirmed that it will be sold for the approved amount. Discussion only; no action taken.

Presentation of Accounts – Alderman Krause

Krause/Marsala motion to approve Prepaid Bills in the amount of \$8,578.73

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes". Unanimously carried.

Krause/Hartz motion to approve Regular Bills in the amount of \$143,732.86

Roll Call: Krause, Hartz, Mott, Marsala, Kehoe, Kupsik, Krohn, and O'Neill voted "yes". Unanimously carried.

Adjournment

Krause/Mott motion to adjourn at 5:44pm. Unanimously carried.

/s/ Michael D. Hawes, City Clerk

THESE ARE NOT OFFICIAL MINUTES UNTIL APPROVED BY THE COMMON COUNCIL