



**CITY OF CEDARBURG
Common Council
April 13, 2026
Minutes**

1. CALL TO ORDER

A meeting of the Common Council of the City of Cedarburg, Wisconsin, was held on Monday, April 13, 2026, at City Hall, W63 N645 Washington Avenue, second floor, Council Chambers.

Mayor Patricia Thome called the meeting to order at 7:00 p.m.

2. ROLL CALL

Present - Mayor Patricia Thome, Council Members Melissa Bitter, Jim Fitzpatrick, Kristin Burkart, Amanda Didier, Robert Simpson (via Zoom), Kristian Lindo, Mark Mueller

Also Present - City Administrator Mikko Hilvo, Attorney Michael Herbrand, City Clerk Jessica Campolo, City Planner Mary Censky, Police Chief Michael McNerney, interested citizens and news media.

3. MOMENT OF SILENCE

A moment of silence was held.

4. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

5. STATEMENT OF PUBLIC NOTICE

At Mayor Thome's request, City Clerk Campolo verified that notice of this meeting was provided to the public by posting in accordance with the Wisconsin Open Meetings

Law.

6. COMMENTS AND SUGGESTIONS FROM CITIZENS

None.

7. PUBLIC HEARING

- A. *Public hearing, discussion, and possible action on Ordinance No. 2026-08 amending Section 13-1-61(d) of the City Code regarding "Banks, savings and loan associations, credit unions, and other financial institutions (with or without drive-through facilities)" to the list of Conditional Uses that can be considered for approval in the M-3 Business Park Zoning District.*

Mayor Thome opened the Public Hearing. City Planner Censky explained the amendment to the City Code to add "Banks, savings and loan associations, credit unions, and other financial institutions (with or without drive-through facilities)" to the list of Conditional Uses in the M-3 Business Park Zoning District. This Plan Commission recommended in favor of adding this use at their March 2, 2026 meeting.

There was no public comment.

A motion was made by Council Member Burkart, seconded by Council Member Mueller, to close the Public Hearing. The motion carried on a roll call vote with Council Members Bitter, Fitzpatrick, Burkart, Didier, Simpson, Lindo, and Mueller voting aye.

A motion was made by Council Member Burkart, seconded by Council Member Fitzpatrick, to approve Ordinance No. 2026-08 amending Section 13-1-61(d) of the City Code by adding "Banks, savings and loan associations, credit unions, and similar financial institutions (with or without drive-through facilities)" to the list of Conditional Uses that may be considered for approval in the M-3 Business Park Zoning District. The motion carried unanimously.

8. NEW BUSINESS

- A. *Discussion and possible action on signing a 10-year contract with AXON for tasers, body worn cameras, squad car cameras, drones, data storage upgrade, and software upgrades.*

Police Chief Michael McNerney explained the request to combine three separate contracts with Axon Enterprise into a single ten-year contract. The current contracts cover law enforcement technology including body-worn cameras, squad cameras, TASER devices, cloud-based digital evidence storage, and Automatic License Plate

Reader cameras. A representative from AXON presented information via Zoom. Details of the contract were reviewed and discussed.

A motion was made by Council Member Fitzpatrick, seconded by Council Member Simpson, to approve signing a ten-year contract with AXON for tasers, body worn cameras, squad car cameras, drones, data storage upgrade, and software upgrades. The motion carried unanimously.

- B. *Discussion and possible action on granting a Class "B" Beer and a "Class C" Liquor (wine only) alcohol license to The Back Space, LLC. P.O. Box 401, Cedarburg, WI, Jeanie Crawford, Agent, premises to be licensed: W61N397 Washington Avenue Unit C, known as The Back Space.*

City Clerk Campolo presented the request on behalf of the applicant. The applicant owns an event space that is available for public rental. Under the property's Conditional Use Permit, alcohol sales are permitted only during scheduled events and must receive prior approval from the Clerk's office. Following discussion, it was determined that providing event notification to the City Clerk via email satisfies this requirement.

A motion was made by Council Member Burkart, seconded by Council Member Fitzpatrick, to grant a Class "B" Beer and a "Class C" Liquor (wine only) alcohol license to The Back Space, LLC with the condition that the City Clerk be notified of events via email. The motion carried unanimously.

- C. *Discussion and possible action on Luther Group Development Tax Guarantee Agreement for HWY 60 Business Park*

City Attorney Herbrand reviewed details of the Agreement.

A motion was made by Council Member Fitzpatrick, seconded by Council Member Mueller, to approve the Luther Group Development Tax Guarantee Agreement for Hwy 60 Business Park. The motion carried unanimously.

- D. *Discussion and possible action on Resolution 2026-01, authorizing the sale of 8.0773 acre vacant parcel of land to Forward Way Industrial, LLC.*

City Attorney Herbrand explained that this Resolution authorizes the sale of the property in accordance with the Offer to Purchase and empowers the City Administrator to execute all documents required to complete the transaction.

A motion was made by Council Member Fitzpatrick, seconded by Council Member Mueller, to approve Resolution 2026-01, authorizing the sale of 8.0773 acre vacant parcel of land to Forward Way Industrial, LLC. The motion carried unanimously.

- E. *Discussion and possible action on funding south business district holiday lights as an addition to the South Washington Avenue road project.*

City Administrator Hilvo explained the request to purchase holiday pole lights/decorations, as part of the South Washington Avenue Road project. This request is supported by the City's Economic Development Board, as well as the Tourism, Promotion & Development Committee. Discussion was held.

A motion was made by Council Member Fitzpatrick, seconded by Council Member Simpson, to approve funding south business district holiday lights as an addition to the South Washington Avenue road project, not to exceed \$21,089.00. The motion carried unanimously.

F. *Discussion and possible action on utilizing remaining ARPA funds and contingency reserve fund for community gym paver project.*

City Administrator Hilvo explained that the grass area directly in front of the Community Gym is difficult to maintain and is visually unappealing. After consulting with the Landmarks Commission and the Plan Commission, it was determined that brick pavers would provide a more attractive, historically consistent, and unified design. The City has remaining ARPA funds to help fund this project.

A motion was made by Council Member Burkart, seconded by Council Member Didier, to utilize the remaining ARPA funds in the amount of \$12,817.20, and General Fund in the amount of \$4,662.80, to fund the Community Gym paver project. The motion carried unanimously.

9. CONSENT AGENDA

A motion was made by Council Member Burkart, seconded by Council Member Mueller, to approve the following Consent Agenda items:

- A. Discussion and possible action on approval of March 9, 2026 Common Council Meeting Minutes.
- B. Discussion and possible action on payment of bills dated 03/01/2026-04/03/2026, transfers from 03/07/2026-04/07/2026, and payroll from 03/01/2026-03/14/2026 and 03/15/2026-03/28/2026.

The motion carried unanimously.

10. REPORTS OF CITY OFFICERS AND DEPARTMENT HEADS

A. Administrator's Report

City Administrator Hilvo gave an update on the South Washington Avenue road project. He also shared that the cell tower has been constructed.

Recognition of Kelly Livingston, Finance Director, Upon Retirement

City Administrator Hilvo thanked Finance Director Kelly Livingston for her 18 years of service to the City and wished her well in her retirement.

11. COMMUNICATIONS

A. Comments and suggestions from Council Members

Council Member Didier invited people to attend Cedarburg Community Conversation: Building Peace and Safety in our Community. This event is sponsored by the City's Diversity Committee and will be held at the library on May 18th.

Council Member Mueller thanked volunteers who cleaned up a natural area near Churchill and Harrison.

B. Mayor's Report

Arbor Day Proclamation

The Mayor acknowledged the Arbor Day Proclamation.

Proclamation Recognizing Council Member Kristin Burkart

Members of the Common Council read the proclamation honoring Council Member Kristin Burkart. Council Member Burkart expressed appreciation and offered guidance.

12. ADJOURN TO CLOSED SESSION

- A. It is anticipated the Common Council will adjourn to closed session pursuant to State Statute 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 become involved. Specifically to be discussed is item 12-A-1.

A motion was made by Council Member Burkart, seconded by Council Member Mueller, to adjourn to Closed Session at 8:13 p.m. pursuant to State Statute 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 become involved. Specifically to be discussed is discussion on a claim received from American Family Insurance regarding a DPW incident in 2025. The motion carried on a roll call vote with Council Members Bitter, Fitzpatrick, Burkart, Didier, Simpson, Lindo, and Mueller voting aye.

- 1) *Discussion on a claim received from American Family Insurance regarding a DPW incident in 2025.*

This item was discussed in Closed Session.

2) *Discussion and possible action on approval of January 12, 2026 Closed Session Common Council Minutes.*

This item was discussed in Closed Session.

13. RECONVENE TO OPEN SESSION

The meeting reconvened to Open Session at 8:16 p.m.

A. *Discussion and possible action on claim from American Family Insurance regarding a DPW claim from 2025.*

A motion was made by Council Member Burkart, seconded by Council Member Fitzpatrick, to pay a claim from American Family Insurance regarding a DPW incident in 2025. The motion carried unanimously.

14. ADJOURNMENT

A motion was made by Council Member Burkart, seconded by Council Member Fitzpatrick, to adjourn the meeting at 8:17 p.m. The motion carried unanimously.