

CITY OF DELAFIELD COMMON COUNCIL MINUTES

Call Common Council Meeting to Order
Mayor McAleer called the meeting to order at 7:05 P.M.

Pledge of Allegiance
The Pledge of Allegiance was recited.

Roll Call for the October 13, 2010 Common Council meeting:

Present

Ed McAleer, Mayor
Beth Leonard, Ald.
Erv Sadowski, Ald.
Michele DeYoe, Ald.
Gerald MacDougall, Ald.
Lynn Morrison, Ald.
Tim Aicher, Ald.
Tim Schuenke, Administrator
Gina C. Gresch, Clerk-Treasurer

Absent

Jeff Krickhahn, Ald.

1. Motion to convene into Closed Session pursuant to 19.85(1)(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, more specifically litigation involving EarthTech regarding the Milwaukee Street Pond.

M. DEYOE MOVED TO CONVENE INTO CLOSED SESSION PURSUANT TO 19.85(1)(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, MORE SPECIFICALLY LITIGATION INVOLVING EARTHTECH REGARDING THE MILWAUKEE STREET POND. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED BY ROLL CALL VOTE.

ROLL CALL VOTE:

**E. SADOWSKI: YES
M. DEYOE: YES
G. MACDOUGALL: YES
L. MORRISON: YES
T. AICHER: YES**

B. Leonard arrived at 6:55 pm.

2. Motion to reconvene into Open Session.

E. SADOWSKI MOVED TO RE-CONVENE INTO OPEN SESSION. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED BY ROLL CALL VOTE.

ROLL CALL VOTE:

**B. LEONARD: YES
E. SADOWSKI: YES**

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M. DEYOE: YES
G. MACDOUGALL: YES
L. MORRISON: YES
T. AICHER: YES

3. Discussion and action on proposed settlement of litigation with EarthTech regarding the Milwaukee Street Pond.

No action was taken.

4. Adjournment.

T. AICHER MOVED TO ADJOURN THE OCTOBER 11, 2010 COMMON COUNCIL MEETING AT 7:11 P.M. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

Minutes Prepared By:



Gina C. Gresch, MMC/WCPC
City of Delafield Clerk-Treasurer
Waukesha County