Mayor Cielinski called the town council meeting to order at 7:00 P.M. and led those present in the Pledge of Allegiance. Roll call was taken and all members were in attendance.

**APPROVAL OF MINUTES** – being no additions or corrections to the minutes of August 10, 2009, they stand as presented.

**TAZING UPDATE** – the DCI report has been completed and is available through their office. The Sheriffs report was completed and Mayor Cielinski commended the paper for the completeness of their coverage. Mayor Cielinski then read a press release from the County Attorney’s office indicating that upon review of the incident no charges will be filed. Mayor Cielinski also advised the public that the internal investigation is being completed by Steve Miller & Associates and should be complete within two weeks. It will include the review of the DCI report, SO report, and interviews with town employees. Individuals may be contacted for input.

**DRUG TESTING POLICY** – Mayor Cielinski advised the public that the council had reviewed several policies from around the state. An amendment will be prepared to the town’s existing policy to be presented by resolution at the next meeting.

**COUNTY COMMISSIONERS MEETING** – Kathy Patceg reminded the public that the Commissioners will be here tomorrow night to gain input.

**ITEMS FROM THE FLOOR** – Mayor Cielinski thanked the community for their behavior at the last meeting.

**DEER CREEK DAYS TAZING EVENT** – there was again a large contingent of individuals present to express concerns over the Deer Creek Days tazing. Mike Grose approached the council asking what the town’s policy is on tazing, and was provided a copy by Chief Sweet. Mr. Grose asked if the police officers are allowed to use their tazers without provocation? Mr. Grose commented that he stood there and watched his father tazed. He’s stated he’s tired of standing back and not doing anything. If there were no violations by his father, what allowed the Police Department to use a tazer? If there is no provocation is it not an irresponsible response to taze someone? There were two officers who put the rest of the force and many towns people in harms way. Mayor Cielinski advised Mr. Grose that he apologizes for the delay, but it was determined that it was to everyone’s interest to have an individual who has experience in internal investigations take over the investigation. Mr. Grose stated that he wants to have the truth, no matter who is hurt. Additional comments were heard.

Mayor Cielinski advised the council that the town is trying to do the best they can through this process. The town is not going to be able to make everyone happy, but we are doing the best we can to see the process through.
Pat Grose asked the Mayor what he meant by his comment that this investigation may not get them the outcome they wanted. If the resignation/termination of the two officers is not forthcoming, what do the citizens need to do to get rid of these two officers? Mayor Cielinski stated that he can not answer that question. How do you answer a hypothetical question when we don’t have the outcome of the investigation? Councilman Lembke explained that the Mayor and Chief are doing everything they can to get this over with. Nobody wants to see this over with any more than the council. Whatever decision is made will have impact on this town and have a very long term impact in this community.

CITIZEN COMPLAINT - A complaint was levied that there are seven individuals living in a R1 zone. There are now rumors that another neighbor is going to turn his house into an apartment. Is there something the town can do to require them to prove a familial relationship. Councilman Lembke asked Frank Peasley, Town Attorney, what could be done. Investigative options will be looked at.

CITIZEN COMPLAINT – A complaint about the town’s habit of dumping trash on the streets in Sunup Ridge. The street cleaners hose off the sweeper and dump it and leave it there. Public Works Director Dave Andrews advised the council that they have installed a pad and a tap to allow for dumping at the lagoon site. The tap should be completed before the end of the summer. This should have stopped two weeks ago, and the Public Works Director will look into it.

RESOLUTION 2009-36 – McMURRAY CHANGE ORDER #4 – A-SQUARE – Mayor Cielinski read the resolution approving a change order adding an additional $4,037 to the original contract. New contract sum: $1,125,734.00. Councilman Vinnola moved to approve the resolution. Second by Councilwoman Goff. All members voting, AYE – motion carries.

RESOLUTION 2009 – 36
A RESOLUTION TO AUTHORIZE CHANGE ORDER NO. 4 FOR THE GLENROCK A-SQUARE PROJECT.

ADJOURNMENT – being no additional business before the council the meeting adjourned at 8:43 P.M.

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Steve Cielinski, Mayor

ATTEST:

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Donna M. Geho, Clerk/Treasurer