

City of Waukesha

City Hall, 201 Delafield Street Waukesha, WI 53188

Meeting Minutes - Draft

City Council

Mayor Shawn Reilly, Dist. 1 - Ald. Terry Thieme
Dist. 2 - Ald. Eric Payne, Dist. 3 - Ald. Chris Hernandez
Dist. 4 - Ald. Joe Pieper, Dist. 5 - Ald. Peter Bartels
Dist. 6 - Ald. Adam Jankowski, Dist. 7 - Ald. Daniel Manion
Dist. 8 - Vance Skinner, Dist. 9 - Kathleen Cummings
Dist. 10 - Ald. Steve Johnson, Dist. 11 - Ald. Erik Helgestad
Dist. 12 - Ald. Aaron Perry, Dist. 13 - Ald. Andy Reiland
Dist. 14 - Ald. Bill Boyle, Dist. 15 - Ald. Cory Payne

Thursday, April 6, 2017

6:30 PM

Council Chambers, City Hall Use lower level glass door.

1. Roll Call

Ald. Hernandez arrived at Item ID#17-0485 and was present for voting thereafter.

Present: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

- 2. Pledge of Allegiance
- 3. Announcement of closed session pursuant to Wis. Stats. §19.85(1)(g) to go into closed session to confer with the City Attorney regarding a claim for personal-injury damages by Anthony San Fellippo, and whether the claim should be disallowed or not.
- 4. Public Comment
- Approval of Minutes

A. ID#17-0490 Minutes for March 21, 2017

Sponsors: Clerk/Treasurer

Attachments: ccmn170321 draft.pdf

A motion was made by Ald. Thieme, seconded by Ald. Johnson, to approve the March 21, 2017 Minutes. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Jankowski, Helgestad and Boyle

Absent: 3 - Skinner, Perry and Hernandez

Consent Agenda

Item ID#17-0453 was removed from the Consent Agenda by Ald. C. Payne.

1. Other Boards and Commissions

A. <u>ID#17-0222</u> Approval of Resolution Supporting the Wisconsin Department of

Transportation Request to Transfer Federal Congestion Mitigation and Air Quality (CMAQ) Funds from the Federal Highway Administration to the Federal Transit Administration on behalf of the City of Waukesha.

Attachments: Agenda Cover Sheet -CMAQ Marketing Transfer

resolution-transit- 2017 CMAQ Transfer

Resolution #R8-17

B. ID#17-0398 Approval of Resolution Authorizing the Filing of the 2017 Congestion

Mitigation and Air Quality (CMAQ) Grant

<u>Attachments:</u> Agenda Cover Sheet -Approval of Resolution to Authorize Filing of

CMAQ Grant

Resolution - CMAQ Grant 2017

Resolution #R9-17

C. ID#17-0399 Approval to Eliminate Bus Stop at Whiterock Ave. at Eales Ave.

Attachments: Agenda Cover Sheet -Delete Bus Stop Whiterock at Eales

Whiterock-Eales Bus stop

D. ID#17-0506 Recommend to approve proposed 2017 Springs Park usage Contract with

the Waukesha YMCA.

Attachments: YMCA Proposed Tent Location-2017.pdf

YMCA-Springs Park Proposed Contract 2017.pdf

Cover Sheet-YMCA Springs Park Usage Contract 2017

2. Plan Commission

A. PC17-0021 Metcalf, 2508 Lancaster Drive - Certified Survey Map

Attachments: Lot 1 Survey

2508 Lancaster Dr CSM - STAFF REVIEW

Metcalf CSM Cover Sheet

B. PC17-0025 Beaudry Services, 1522 Pearl Street - Certified Survey Map

Attachments: 20170227-CSM2527L160-Sheet 1-4

Beaudry Services Cover Sheet

1522 Pearl Street CSM - STAFF REVIEW

preliminary pearl st site plan

3. Standing Committees

A. Finance Committee - Ald. Pieper

B. Building & Grounds Committee - Ald. E. Payne

1. ID#17-0370 Rescind the existing 2 Hour parking zone on the south side of E. St. Paul

Avenue from 475 east of Albert Street to 770 feet west of E. Moreland

Blvd.

Sponsors: E. Payne

Attachments: Item 17-0370 Admin Review Rescind Parking Zone St Paul to CC

meeting.pdf

B&G Resolution RTC for the 04-06-2017 CC Meeting CONSENT

AGENDA.pdf

Resolution #R10-17

2. ID#17-0371 Establish No Parking, Loading Zone Only on the south side of E. St. Paul

Avenue from 475 east of Albert Street to 770 feet west of E. Moreland

Blvd.

Sponsors: E. Payne

Attachments: Item 17-0371 Admin Review Loading Zone St Paul to CC meeting.pdf

B&G Resolution RTC for the 04-06-2017 CC Meeting CONSENT

AGENDA.pdf

Resolution #R10-17

3. ID#17-0372 Establish No Parking Any Time on the south side of E. St. Paul Avenue

from 770 feet west of E. Moreland Blvd. to the corner of E. Moreland Blvd.

Sponsors: Public Works

Attachments: Item 17-0372 Admin Review No Parking St Paul to CC meeting.pdf

B&G Resolution RTC for the 04-06-2017 CC Meeting CONSENT

AGENDA.pdf

Resolution #R10-17

4. <u>ID#17-0376</u> Approve a temporary removal of existing 2 Hour parking zones on the north

side of E. College Ave. from Tenny Ave. to N. Hartwell Ave. and on west side of S. Hartwell Ave. from E. College Ave. to E. Laflin Ave. The signs for the zones will be covered from March 28 to May 25, 2017. This temporary measure is by request of Catholic Memorial High School for a construction

project.

Sponsors: Public Works and Skinner

Attachments: Item 17-0376 Admin Review Temp Zone Removal CMH to CC

meeting.pdf

B&G Resolution RTC for the 04-06-2017 CC Meeting CONSENT

AGENDA.pdf

Resolution #R10-17

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

A. ID#17-0471 Bartender Applications- March 27, 2017

Attachments: Bartenders 2017.03.27.pdf

B. ID#17-0473 Other Applications- March 27, 2017

Attachments: Other Licenses 2017.03.27.pdf

D. Human Resources - Ald. Thieme

E. Board of Public Works - Dr. Fred Abadi

End of Consent Agenda

6. New Business

A. <u>ID#17-0479</u> Review and act on a Resolution Declaring Official Intent to Reimburse

Expenditures for Water Supply System Improvements.

Sponsors: Finance and Water Utility

Indexes: Resolution; reimbursement; water supply system

Attachments: Reimbursement Resolution

Resolution #R11-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to adopt a Resolution Declaring Official Intent to Reimburse Expenditures for Water Supply

System Improvements.. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Jankowski, Helgestad and Boyle

Absent: 3 - Skinner, Perry and Hernandez

B. ID#17-0481 Review and act on approval of a Resolution Providing for the Sale of

Approximately \$12,760,000 General Obligation Promissory Notes, Series

2017A.

Sponsors: Finance and City Administrator

Indexes: Resolution

Attachments: General Obligation Promissory Notes 2017A Resolution

Resolution #R12-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve the adoption of a Resolution providing for the Sale of Approximately \$12,760,000 General Obligation Promissory Notes, Series 2017A. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 3 - Skinner, Perry and Hernandez

C. <u>ID#17-0482</u> Review and act on approval of a Resolution Providing for the Sale of

Approximately \$4,375,000 General Obligation Refunding Bonds, Series

2017B.

Sponsors: Finance and City Administrator

Indexes: Resolution

Attachments: General Obligation Refunding Bonds 2017B Resolution

Resolution #R13-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve the adoption of a Resolution providing for the Sale of Approximately \$4,375,000 General Obligation Refunding Bonds, Series 2017B. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 3 - Skinner, Perry and Hernandez

D. ID#17-0483 Review and act on approval of a Resolution Providing for the Sale of

Approximately \$14,520,000 Taxable General Obligation Refunding Bonds,

Series 2017C.

Sponsors: Finance and City Administrator

Indexes: Resolution

<u>Attachments:</u> Taxable General Obligation Refunding Bonds 2017C Resolution

Resolution #R14-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve adoption of a Resolution providing for the Sale of Approximately \$14,520,000 Taxable General Obligation Refunding Bonds, Series 2017C. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 3 - Skinner, Perry and Hernandez

E. <u>ID#17-0484</u> Review and act on approval of a Resolution Providing for the Sale of

Approximately \$9,885,000 Note Anticipation Notes, Series 2017D.

Sponsors: Finance and City Administrator

Indexes: Resolution

Attachments: Note Anticipation Notes 2017D Resolution

Resolution #R15-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve adoption of a Resolution providing for the Sale of Approximately \$9,885,000 Note Anticipation Notes, Series 2017D. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Jankowski, Helgestad and Boyle

Absent: 3 - Skinner, Perry and Hernandez

F. ID#17-0485 Review and act on approval of a Resolution Providing for the Sale of

Approximately \$8,365,000 Note Anticipation Notes, Series 2017E.

Sponsors: Finance and City Administrator

Indexes: Resolution

Attachments: Note Anticipation Notes 2017E Resolution

Resolution #R16-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve the adoption of a Resolution providing for the Sale of Approximately \$8,365,000 Note Anticipation Notes, Series 2017E. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

G. ID#17-0486 Review and act on approval of a Resolution Providing for the Sale of

Approximately \$6,515,000 Sewer System Revenue Refunding Bonds,

Series 2017.

Sponsors: Finance and City Administrator

Indexes: Resolution

<u>Attachments:</u> Sewer System Revenue Refunding Bonds 2017

Resolution #R17-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve the adoption of a Resolution providing for the Sale of Approximately \$6,515,000 Sewer System Revenue Refunding Bonds, Series 2017. The motion carried by

the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

H. <u>ID#17-0487</u> Review and act on approval of a Resolution Authorizing the Transfer of

Funds, the Establishment of an Escrow Account with Respect to and the Defeasance of Certain of the Taxable General Obligation Refunding

Bonds, Series 2011C, Dated August 9, 2011.

Sponsors: Finance and City Administrator

Indexes: Resolution

Attachments: Defeasance of Taxable Genl Oblig Refunding Bonds 2011C

Resolution #R18-17

A motion was made by Ald. Pieper, seconded by Ald. Helgestad, to approve the adoption of a Resolution Authorizing the Transfer of Funds, the Establishment of an Escrow Account with Respect to and the Defeasance of Certain of the Taxable General Obligation Refunding Bonds, Series 2011C, Dated August 9, 2011. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

I. <u>ID#17-0491</u> Disallowance of claim against City for property damage, by Anthony Benz.

Sponsors: Attorney's Office

Attachments: Cover Sheet.pdf

Notice of Claim.pdf
Police Report.pdf

A motion was made by Ald. Johnson, seconded by Ald. Thieme, to approve the Disallowance of Claim against City for property damage made by Anthony Benz. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

J. ID#17-0510 Resolution to terminate Tax Incremental Finance District 9.

Sponsors: Community Development

Attachments: Resolution-Terminate TID 9.pdf

A motion was made by Ald. Reiland, seconded by Ald. Hernandez, to approve the Resolution to terminate Tax Incremental Finance District 9 (Resolution #R19-17). The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

K. <u>ID#17-0512</u> Resolution to terminate Tax Incremental Finance District 16.

Sponsors: Community Development

Attachments: Resolution-Terminate TID 16.pdf

A motion was made by Ald. Reiland, seconded by Ald. Bartels, to approve the Approve Resolution to terminate Tax Incremental Finance District 16 (Resolution #R20-17). The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

7. Public Hearing

The public hearing was opened. No one was present to speak during the public hearing. The public hearing was closed.

A. PC17-0016 H

Habitat for Humanity, 1116-1126 White Rock Redevelopment - Rezoning

from RM-3 and B-1 to RM-3 (PUD).

Attachments: Rezoning

Habitat 1116-1126 Whiterock PUD Cover Sheet
Rezoning PUD White Rock - STAFF REVIEW

8. Action on Public Hearing

A. PC17-0016 Habitat for Humanity, 1116-1126 White Rock Redevelopment - Rezoning

from RM-3 and B-1 to RM-3 (PUD).

Attachments: Rezoning

Habitat 1116-1126 Whiterock PUD Cover Sheet
Rezoning PUD White Rock - STAFF REVIEW

A motion was made by Ald. Thieme, seconded by Ald. Johnson, to approve Habitat for Humanity, 1116-1126 White Rock Redevelopment - Rezoning from RM-3 and B-1 to RM-3 (PUD). The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

Reports

9. Other Boards and Commissions

- A. Transit Commission Report Dr. Fred Abadi
- B. Water Utility Commission Ald. Thieme
- C. Information Technology Board Report Ald. Skinner
- D. Landmarks Commission Report Ald. Boyle
- E. Redevelopment Authority Report Ald. Skinner
- F. Parks, Recreation & Forestry Board Report Ald. Johnson
- 1. <u>ID#17-0461</u> Request received from WE Energies to recommend approval of proposed

easement associated with the West By-Pass Project and Meadowview

Park site.

<u>Attachments:</u> WE-Meadowview Pk-Easement Document.pdf

WE-Meadowview Pk-Park Plan.pdf

Council Agenda Cover Sheet-Proposed WE Easement Meadowview

Park Site

A motion was made by Ald. Johnson, seconded by Ald. Helgestad, to approve the proposed easement associated with the West By-Pass Project and Meadowview Park site WE Energies. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Nay: 1 - C. Payne

Absent: 2 - Skinner and Perry

2. <u>ID#17-0462</u> Request received from WE Energies to recommend approval of proposed easement associated with the West By-Pass Project and Kisdon Hill Park.

Attachments: WE-Kisdon Hill Pk-Aerial Photo.pdf

WE-Kisdon Hill Pk-Easement Document.pdf

Council Agenda Cover Sheet-Proposed WE Easement Kisdon Hill

Park

A motion was made by Ald. Johnson, seconded by Ald. Helgestad, to approve the proposed easement associated with the West By-Pass Project and Kisdon Hill Park WE Energies. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Nay: 1 - C. Payne

Absent: 2 - Skinner and Perry

G. Library Board Report - Ald. Reiland

- H. Cemetery Commission Report Ald. Jankowski
- I. Waukesha Housing Authority Report Ald. Hernandez
- J. Community Development Block Grant Committee Report Jennifer Andrews
- K. Public Art Committee Report Ald. C Payne
- 10. Plan Commission Jennifer Andrews

A. PC17-0015 Habitat for Humanity, 1116-1126 White Rock Redevelopment - Certified

Survey Map

Attachments: 1116-1126 Whiterock

Habitat 1116-1126 Whiterock CSM Cover Sheet

CSM 1116-1126 White Rock redevelopment - STAFF REVIEW

A motion was made by Ald. Reiland, seconded by Ald. Helgestad, to approve the Certified Survey Map, Habitat for Humanity, 1116-1126 White Rock

Redevelopment. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme,

Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

- 11. Standing Committees
 - A. Finance Committee Report Ald. Pieper
 - B. Building & Grounds Committee Report Ald. E. Payne
 - C. Ordinance & License Committee Report Ald. Johnson
 - D. Human Resources Committee Report Ald. Thieme
- 12. Board of Public Works Report Dr. Fred Abadi
- A. <u>ID#17-0383</u> Approve the Total Water Bid plus one half of the Roadway Bid, totaling

\$1,360,551.25, for the Waukesha Water Utility's portion of the Water Utility's contract with Advance Construction,Inc., for the N. West Ave to Mountain Ave Water Main and Sanitary Sewer Improvements. If permit approval for open cut installation across the river is obtained from the DNR, a credit of \$347,000 will be transferred to the contract for an adjusted total

of \$1,013,551.25.

Sponsors: Public Works

Attachments: West Ave to Mountain Ave WM Improvements POST BID.pdf

Bid Summary - River Crossing - West to Mountain - final

This item was put on hold.

B. ID#17-0450 Bids Received: Friday, March 17, 2017 at 11:00 A.M.

a. NW Barstow Street Utility and Street Improvements

The Board of Public Works recommends that the concrete bid from Zignego Co., Inc., in the amount of \$1,027,162.50 be awarded and

recommended for approval to the City Council.

Sponsors: Public Works

Attachments: NW Barstow Concrete FINAL

NW Barstow HMA FINAL

A motion was made by Ald. E. Payne, seconded by Ald. Pieper, to approve the contract award for NW Barstow Street Utility and Street Improvements for concrete to Zignego Co., Inc., on their low bid of \$1,027,162.50. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

C. ID#17-0451 Bids Received: Friday, March 17, 2017 at 11:00 A.M.

a. Reconstruction of Alleys - 2017

The Board of Public Works recommends that the low bid from State Contractors, Inc., in the amount of \$222,222.22 be awarded and recommended for approval to the City Council.

Sponsors: Public Works

Attachments: Reconstruction of Alleys - 2017 FINAL

A motion was made by Ald. E. Payne, seconded by Ald. Pieper, to approve the contract award for Reconstruction of Alleys - 2017 to State Contractors, Inc., on their low bid in the amount of \$222,222.22. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

- 13. Director of Public Works Report
- 14. City Attorney's Report
- 15. City Administrator's Report

A. ID#17-0477 Report from the City Administrator

Sponsors: City Administrator

Attachments: Admin Report 3.30.17.pdf

16. Mayor's Report & Referrals

17. Referrals

Ald. Cummings to Common Council (Rules) As it is the responsibility of the City of Waukesha Common Council to review the City Administrator and the fact the HR Director no longer collates review information; The Common Council President will draw two (2) aldermanic districts by chance to collate said information to insure transparency and together present to the Council in Closed Session.

Ald. Jankowski to Ordinance & License to remove the minimal distance requirement found in code 11.24(3)(A)(1) "at least 20 yeards" and change to have code be similar to horse and cattle 11.24(4).

Ald. Bill Boyle to Building & Grounds to please approve lowering the posted speed limit to 35 mph on Summit Ave from University Ave to Meadowbrook (HwyTT) Rd.

Ald. Cummings to Common Council (Rules) *Special Order of Business: All requests for special orders of business shall be made in writing to the Mayor's Office by a Committee or any two (s) City of Waukesha Alderman. All Requests must reach the Mayor's Office at least five (5) days and by noon prior to the next meeting of the Common Council so it can be included on the agenda.

1. <u>ID#17-0453</u> Contract approval for janitorial services for the South Street Ramp.

Sponsors: Public Works

<u>Attachments:</u> Agenda Cover Sheet - Jani King Janitorial Services for Parking Ramp

This Item was removed from the Consent Agenda by Ald. C. Payne.

A motion was made by Ald. Eric Payne, seconded by Ald. Johnson to approve the janitorial services for the South Street Ramp. The motion carried by the following vote:

18. Closed Session

A. <u>ID#17-0494</u> Disallowance of claim against City for personal-injury damages by Anthony

San Felippo.

Sponsors: Attorney's Office

Attachments: Cover Sheet 0494.pdf

Notice of Claim 0494.pdf

A motion was made by Ald. Pieper, seconded by Ald. Reiland to go into closed session pursuant to Wis. Stats. §19.85(1)(g) to go into closed session to confer with

the City Attorney regarding a claim for personal-injury damages by Anthony San Fellippo, and whether the claim should be disallowed or not. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez, Jankowski, Helgestad and Boyle

Absent: 2 - Skinner and Perry

19. Upon conclusion of the closed session, a motion may be made to reconvene in open session, and action may be taken upon matters discussed in closed session.

The meeting reconvened into open session with no action taken in open session and adjourned.

20. Adjournment

Meeting adjourned at 7:41 p.m.

Shawn Reilly, Mayor City of Waukesha

NOTICE: Any person who has a qualifying disability under the Americans with Disabilities Act that requires that the meeting be accessible or that materials at the meeting be in an accessible format, please contact Fred Abadi, 48 hours prior to the meeting at 524-3600, FAX 524-3898, or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.