



# City of Waukesha

City Hall,  
201 Delafield Street  
Waukesha, WI 53188

## Meeting Minutes - Draft

### City Council

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Tuesday, September 6, 2022

6:30 PM

Council Chambers, City Hall

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#### 1. Rollcall

*Council President Steve Johnson presided over the meeting.*

*Ald. C. Payne arrived late at 6:34 after Rollcall.*

**Present:** 15 - Joe Pieper, Peter Bartels, Daniel Manion, Steve Johnson, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

#### 2. Pledge of Allegiance

#### 3. Public Comment

*Aaron Spencer, 630 W. College Ave., spoke in favor of hiring outside counsel for Landmarks Commission.*

*Lisa Salb, 434 Madison St., read an email from Mary Emery, President of the Waukesha Preservation Alliance, supporting the Landmarks Commission.*

*Ron Kading, 3921 Oxbow Dr., spoke supporting the Landmarks Commission.*

*James Glavin, 300 Hyde Park Ave., spoke on sidewalks and navigating the City.*

#### 4. Approval of Minutes

##### A. [ID#22-4739](#) Minutes from August 16, 2022

**Attachments:** [ccmn220816 draft.pdf](#)

**A motion was made by Ald. M. Payne, seconded by Ald. E. Payne, to approve Minutes from August 16, 2022. The motion carried by the following vote:**

**Aye:** 14 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

#### Consent Agenda

*Item PC#22-0292 under Plan Commission was removed by Ald. M. Payne. The remainder of Consent Agenda passes unanimously.*

#### 1. Other Boards and Commissions

##### A. [ID#22-4656](#) Waukesha County Business-Review and Act on Amendment 1 to Purchase

Service Agreement with National Express Transit Corporation for Operation of Waukesha County Paratransit

**Attachments:** [Amendment 1 National Express Contract](#)  
[Transit-National Express Agmt-Amendment1](#)

B. [ID#22-4657](#) Review and act on Proposed Bus Stop Eliminations

**Attachments:** [Elimination of Bus Stops](#)

C. [ID#22-4702](#) Review and act on (recommendation to Common Council) proposed agreement with SHARP Literacy regarding donation and placement of sculpture piece in Barstow Plaza.

**Attachments:** [Council Cover Sheet - Public Art](#)  
[Sharp Literacy Sculpture Donation Contract](#)  
[Sharp Literacy Sculpture Donation - Exhibit A](#)

## **2. Plan Commission**

A. [PC22-0286](#) Extra-territorial CSM - Elmhurst Rd - Studer CSM - – Proposed two lot CSM on approximately 11.366 acres of land located east of Elmhurst Road and south of Sylvan Trail in the Town of Delafield.

**Attachments:** [Studer, Elmhurst Rd, Extra-territorial CSM- Cover Letter](#)  
[Application - Extra-territorial CSM](#)  
[Extra-territorial CSM - Lot 1 \(Studer\)](#)

[PC22-0292](#) Certified Survey Map – 1342 Pearl Street, Atlas Metals – Proposed one lot CSM on approximately 8.862 acres of land located at 1342 Pearl Street and 521 Biddle Street.

**Attachments:** [1342 Pearl Street CSM- Cover Letter](#)  
[1342 Pearl Street CSM- Project Reviews](#)  
[Application - 521 Biddle St - CSM](#)  
[Certified Survey Map](#)

*Removed from Consent Agenda by Ald. M. Payne, handled under Plan Commission Report.*

## **3. Standing Committees**

### **A. Finance Committee - Ald. Pieper**

A. [ID#22-4658](#) Review and approve a contract between the City and the Waukesha Civic Theatre relating to WEDC grant funding for their expansion project.

**Attachments:** [Cover Sheet - Civic Theatre Contract](#)  
[Draft WCT Grant Contract-with Appendix 1](#)

- B. [ID#22-4726](#) Consideration of a Behavior Health Responder Services Agreement with Carroll University to develop the Behavioral Health Responder credential and provide five City of Waukesha employees training through the program.

**Attachments:** [Cover Sheet - Behavioral Health Responder](#)  
[Carroll City of Waukesha Services Agreement BHR Training Curriculum \(Final\)](#)

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

## **C. Ordinance & License Committee - Ald. Johnson**

### 1. Licenses

- A. [ID#22-4772](#) Other Applications

**Attachments:** [Special OL Meeting 9-6-22](#)

## **D. Human Resources - Ald. Rodriguez**

## **E. Board of Public Works - Alex Damien**

- A. [ID#22-4697](#) Review and act on Contract Change Order No. 5 with Stuckey Construction Company, Inc., for the Buchner Park Community Pool and Building project.

**Sponsors:** Public Works

**Attachments:** [22-4697\\_BPW\\_Agenda\\_Cvr-CCO5-Stuckey\\_Construction-Buchner\\_Park\\_Community\\_Pool](#)  
[22-4697\\_CCO5 for Stuckey-Buchner Pool and Building](#)

### **End of Consent Agenda**

### 5. New Business

- A. [ID#22-4049](#) Review and act on the update of the Impact Fees

**Sponsors:** Community Development and Planning

**Attachments:** [Cover Sheet - Impact Fee Update 2022](#)  
[Waukesha Impact Fee Study Update 3-28-22](#)  
[Public Hearing Notice - Impact Fee Updates](#)  
[Ordinance 4.10-2022 Amendment Final](#)

*Doug Koehler, Principal Planner, stated was a correction from the original draft, stating in*

section 10, the impact fee shall be refunded to the payer of the fees, along with any interest accrued.

*This is the Third Reading.*

*Ordinance #2022-14*

**A motion was made by Ald. Moltzan, seconded by Ald. R. Lemke, to approve the update to the Impact Fees. The motion carried by the following vote:**

**Aye:** 14 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

- B.** [ID#22-4727](#) Adopt Resolution Authorizing the Issuance and Establishing Parameters for the Sale of Not to Exceed \$17,845,000 General Obligation Refunding Bonds, Series 2022H

**Attachments:** [Cover Sheet - 22H GORB](#)  
[GORB 2022H Fin Plan Presentation](#)  
[Waukesha C of - 22H GORBs - Parameters Resolution](#)

*Resolution #2022-25*

**A motion was made by Ald. Pieper, seconded by Ald. M. Payne, to approve and adopt Resolution Authorizing the Issuance and Establishing Parameters for the Sale of Not to Exceed \$17,845,000 General Obligation Refunding Bonds, Series 2022H. The motion carried by the following vote:**

**Aye:** 14 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

- C.** [ID#22-4733](#) Adopt resolution declaring official intent to reimburse expenditures for Wastewater Treatment Plant Return Flow Pump Station, Pipeline, and Outfall

**Attachments:** [Cover Sheet - Reimbursement Resolution](#)  
[Resolution - Reimbursement - Return-Flow Pipeline Outfall Project 4062-13](#)

*Resolution #2022-26*

**A motion was made by Ald. Pieper, seconded by Ald. Bartels, to approve and adopt resolution declaring official intent to reimburse expenditures for Wastewater Treatment Plant Return Flow Pump Station, Pipeline, and Outfall. The motion carried by the following vote:**

**Aye:** 14 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

- D.** [ID#22-4770](#) Review and consider a budget amendment to move \$10,000 from Contingency (9710 89910) to City Attorney Outside Counsel (1610 5219) to be used by the Landmarks Commission to retain outside counsel.

**Sponsors:** Rodriguez and Manion

**Attachments:** [RE\\_ITEM TO BE PLACED ON AGENDA UNDER NEW BUSINESS](#)

A motion was made by Ald. Rodriguez, seconded by Ald. Manion, to approve a budget amendment to move \$10,000 from Contingency (9710 89910) to City Attorney Outside Counsel (1610 5219) to be used by the Landmarks Commission to retain outside counsel. The motion failed by the following vote:

**Aye:** 3 - Daniel Manion, Cassandra Rodriguez and Cory C. Payne

**Nay:** 11 - Joe Pieper, Peter Bartels, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

## Claims

A. [ID#22-4730](#) Claim for Property Damage, Angela Martinelli

**Attachments:** [Claim for Property Damage - Martinelli.pdf](#)

A motion was made by Ald. Moltzan, seconded by Ald. Manion, to approve Disallowance of claim for Property Damage for Angela Martinelli. The motion carried by the following vote:

**Aye:** 14 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

B. [ID#22-4731](#) Claim for Property Damage, Gabrielle Myhre

**Attachments:** [Claim for Property Damage - Gabreille Myhre.pdf](#)

A motion was made by Ald. E. Payne, seconded by Ald. McElderry, to approve Disallowance of claim for Property Damage for Gabrielle Myhre. The motion carried by the following vote:

**Aye:** 14 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Mike M. Payne, Alicia Halvensleben and Mike Chrisien

## Reports

6. Other Boards and Commissions

A. Transit Commission Report - Alex Damien

B. Water Utility Commission - Ald. Bartels

C. Information Technology Board Report - Ald. Manion

D. Landmarks Commission Report - Ald. Rodriguez

E. Redevelopment Authority Report - Ald. R. Lemke

- F. Parks, Recreation & Forestry Board Report - Ald. Johnson
- G. Library Board Report - Ald. Halvensleben
- H. Cemetery Commission Report - Ald. C. Payne
- I. Waukesha Housing Authority Report - Ald. Pieper
- J. Community Development Block Grant Committee Report - Jennifer Andrews
- 8. Standing Committees
- K. Public Art Committee Report - Ald. Moltzan
- 7. Plan Commission - Jennifer Andrews

- B. [PC22-0292](#) Certified Survey Map – 1342 Pearl Street, Atlas Metals – Proposed one lot CSM on approximately 8.862 acres of land located at 1342 Pearl Street and 521 Biddle Street.

**Attachments:** [1342 Pearl Street CSM- Cover Letter](#)  
[1342 Pearl Street CSM- Project Reviews](#)  
[Application - 521 Biddle St - CSM](#)  
[Certified Survey Map](#)

*This item was removed from the Consent Agenda by Ald. M. Payne so he could abstain.*

**A motion was made by Ald. Moltzan, seconded by Ald. Wells, to approve Certified Survey Map - 1342 Pearl Street, Atlas Metals - Proposed one lot CSM on approximately 8.862 acres of land located at 1342 Pearl Street and 521 Biddle Street. The motion carried by the following vote:**

**Aye:** 13 - Joe Pieper, Peter Bartels, Daniel Manion, Cassandra Rodriguez, Dean D. Lemke, Eric E. Payne, Jack Wells, Elizabeth Moltzan, Rick R. Lemke, Cory C. Payne, Frank McElderry, Alicia Halvensleben and Mike Chrisien

**Abstain:** 1 - Mike M. Payne

- 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. Rodriguez
- 9. Board of Public Works Report - Alex Damien
- 10. Director of Public Works Report

11. City Attorney's Report
12. City Administrator's Report
13. Mayor's Report & Referrals
14. Referrals

*Ald. Eric Payne to Building and Grounds, please create a no parking zone from 1232 E. North St to Pewaukee Rd.*

*Ald. Peter Bartels to Building and Grounds:*

- 1) Investigate adding handicap parking on the West Side across from 1861 Meadow Lane
- 2) Investigate No Parking Zone in same area for school bus pickup and drop off

*Ald. Rick Lemke to Ordinance & License Committee to review chicken ordinance.*

- A. [ID#22-4767](#) Proclamation for Fox River Day  
**Attachments:** [Fox River Day Proclamation](#)
- B. [ID#22-4768](#) Proclamation for Curt Witynski and Gail Sumi  
**Attachments:** [Curt Witynski and Gail Sumi Proclamation](#)
- C. [ID#22-4769](#) Demise for Jennifer Payne  
**Attachments:** [Jennifer Payne Demise](#)

## 15. Adjournment

*The meeting adjourned at 7:32pm.*

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 the Public Works department, 48 hours prior to the meeting at 524-3600 or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.