



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes 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. Roger Patton
Dist. 12 - Ald. Aaron Perry, Dist. 13 - Ald. Andy Reiland
Dist. 14 - Ald. Joan Francoeur, Dist. 15 - Ald. Cory Payne*

Tuesday, September 1, 2015

6:30 PM

Council Chambers, City Hall
Use lower level glass door.

1. Roll Call

Council President Andy Reiland presided over the meeting.

Present: 13 - Pieper, Bartels, Skinner, Cummings, Perry, Francoeur, C. Payne, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 1 - Patton

2. Pledge of Allegiance

Ald. Hernandez arrived during the Pledge of Allegiance.

3. Public Comment

Ald. Jankowski arrived during Public Comment.

The following people spoke regarding the TIF Amendment/Sunset Homes Condo Loan:

Gerry Martin, 1430 Big Bend Rd., Unit D

Jim Hetzel, 1524A Big Bend Rd.

Chris Bauman, 1840 Tallgrass Cir.

Frank Stockinger, 134 W. Laflin Ave.

Gabrial Blair, 1430 Big Bend Rd.

Jessica Walker, 1518 Big Bend Rd, Unit B

Phillip Dupor, 1438 Big Bend Rd., Unit G

Doreen Wigderson, 1100 Anoka Ave.

State Representative Scott Allen, S42 W25312 Dale Dr., Waukesha

William Huettner, 6611 W. Wisconsin Ave., Wauwatosa

Mike McCauley, 302 Endfield Cir., spoke regarding the cell phone tower issue.

John Thomas, 134 Douglass Ave., spoke regarding the City's website.

4. Approval of Minutes

A. [ID#15-3326](#) Minutes for August 20, 2015

Sponsors: Clerk/Treasurer

Attachments: [ccmn150820draft](#)

A motion was made by Ald. Thieme, seconded by Ald. Johnson, to approve the minutes of August 20, 2015. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Skinner, Cummings, Perry, Francoeur, C. Payne, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 1 - Patton

Consent Agenda

Ald. Thieme Removed #15-3144 & #15-3178 from Consent. The remainder of the Consent Agenda was passed by unanimous consent.

1. Plan Commission Report - Jennifer Andrews**2. Standing Committees****A. Finance Committee - Ald. Pieper**

1. [ID#15-3158](#) Review and act on a request to accept \$51,962.38 of donated funds from the Waukesha County Community Foundation to be used to create a special project fund to commission a bronze sculpture to be installed in the atrium of Fire Station #1.

Sponsors: Fire Department

Attachments: [Cover Sheet - Donation Acceptance](#)
[Fire Art Donation documentation](#)

2. [ID#15-3159](#) Review and act on a request from the Fire Dept. to approve a contract with John Rawlins commissioning a bronze sculpture entitled "I Remember" to be installed in the atrium of Fire Station #1.

Sponsors: Fire Department

Attachments: [Cover Sheet - Sculpture Contract](#)
[Sculpture documentation](#)

3. [ID#15-3204](#) Review and act on a request to authorize funds for Affordable Care Act (ACA) information reporting services and approve 3 year contract with Sovos Compliance, pending review by City Attorney, and authorize the Mayor to sign the contract.
- Sponsors:** Human Resources
- Attachments:** [Cover Sheet- ACA Reporting Services](#)
[SOVOS Proposal](#)
4. [ID#15-3209](#) Review and Act on a recommendation by the Audit Request For Proposal (RFP) selection team to award Baker Tilly the audit contract as described in the RFP. In completing the contract, authorize the Finance Director to discuss terms of the contract, the City Attorney to review and complete the contract and the Mayor to sign the contract.
- Sponsors:** Finance, Transit and Water Utility
- Attachments:** [Cover Sheet- 2015 Request For Proposal - Audit](#)
[Audit ranking - Baker Tilly Recommendation](#)

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

1. [ID#15-3144](#) Approve a speed awareness campaign to allow residents to place yard type signs in the terrace area on Madison St. from Moreland Blvd. to North St. starting August 29, 2015 and concluding on September 12, 2015 .
- Sponsors:** E. Payne
- Attachments:** [Item 15-3144 Admin Review Speed Awareness Signing on Madison St](#)

This item was removed from the Consent Agenda and taken under Ordinance & License Committee Report (see Report below.)

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

- A. [ID#15-3090](#) INVITED Bartenders
- Sponsors:** Clerk/Treasurer
- Attachments:** [Bartenders 08 24 15](#)

B. [ID#15-3091](#) Bartender Applications

Sponsors: Clerk/Treasurer

Attachments: [Bartenders 08 24 15](#)

C. [ID#15-3093](#) Other Applications for licenses considered by Ordinance & License Committee on August 24, 2015.

Sponsors: Clerk/Treasurer

Attachments: [Other Licenses 8 24 15](#)

D. Board of Public Works - Dr. Fred Abadi**1. [ID#15-3178](#) Conveyance of portions of sanitary sewer at Shoppes of Fox River from the City to RAMCO**

Attachments: [0798_001](#)

[Agenda Cover Sheet - Form Shoppes San Swr Bill of Sale](#)

[Bill of Sale and Quit Claim Deed for Sanitary Sewer](#)

This item was removed from the Consent Agenda and taken under Board of Public Works Report (see Report below.)

2. [ID#15-3179](#) Grant Storm Sewer Easement at Shoppes of Fox River site from RAMCO to City of Waukesha

Attachments: [Agenda Cover Sheet - Form Shoppes Strm Swr Esmt](#)

[Easements-RAMCO-Utility Easement Agreement \(RBVD draft 8_5\)](#)

3. [ID#15-3180](#) Approve Storm Water Management Practice Maintenance Agreement between KK Vision LLC and the City of Waukesha

Attachments: [Agenda Cover Sheet - Form Eugene Ct parking lot](#)

[Stormwater Maintenance Agreement 05-07-15](#)

4. [ID#15-3181](#) Extension of the current City Wide Road Evaluation Contract with Ruekert and Mielke

Attachments: [2015 City Wide Road Evaluations RM Extension](#)

End of Consent Agenda**5. New Business**

[ID#15-3080](#) Resolution: To approve Amendment No. 1 of the Project Plan for Tax Incremental Finance District No. 22.

Attachments: [TIF 22 Amendment Council Cover Sheet](#)
[Memo regarding amendment](#)
[TIF Brochure](#)
[TID 22 First Amendment final report](#)
[Community Development-TID 22 Common Council Resolution](#)

A motion was made by Ald. Johnson, seconded by Ald. Francoeur, to approve Resolution (R 54-15) to approve Amendment No. 1 of the Project Plan for Tax Incremental Finance District No. 22. Discussion followed.

A motion was made by Ald. Francoeur, seconded by Ald. Pieper, to Call the Question. The motion carried by the following vote:

Aye: 10 - Pieper, Bartels, Skinner, Perry, Francoeur, C. Payne, Manion, Thieme, Johnson and Hernandez

Nay: 3 - Cummings, E. Payne and Jankowski

Absent: 1 - Patton

{Voting on Original Motion} A motion was made by Ald. Johnson, seconded by Ald. Francoeur, to approve Resolution (R 54-15) to approve Amendment No. 1 of the Project Plan for Tax Incremental Finance District No. 22. The motion carried by the following vote:

Aye: 7 - Skinner, Cummings, Francoeur, Manion, Johnson, Hernandez and Jankowski

Nay: 6 - Pieper, Bartels, Perry, C. Payne, E. Payne and Thieme

Absent: 1 - Patton

B. [ID#15-3313](#) Approval of 2016 Waukesha County Library Tax Exemption Letter to Municipalities

Sponsors: Library

Attachments: [Council Cover sheet for Notice of Exemption from Waukesha County Library Levy for 2016](#)
[2016 Waukesha County Library Tax Exemption Letter to Municipalities-signed](#)

A motion was made by Ald. Pieper, seconded by Ald. Johnson, to approve the 2016 Waukesha County Library Tax Exemption Letter to Municipalities. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Skinner, Cummings, Perry, Francoeur, C. Payne, Manion, E. Payne, Thieme, Johnson and Hernandez

Nay: 1 - Jankowski

Absent: 1 - Patton

6. Public Hearing

The Public Hearing was Opened after hearing no objections. Mike McCauley, 302 Enfield Cir. spoke

during the Public Hearing.

Hearing no objections, the Public Hearing was Closed.

7. Action on Public Hearing

A. [PC15 -0215](#) 1436 E. Racine Avenue - Rezoning

Attachments: [20150707151456546](#)

[1436 E Racine rezoning](#)

[pc150812 - Eng. Dept. Comments](#)

[1436 E. Racine - Rezoning](#)

A motion was made by Ald. Johnson, seconded by Ald. Pieper, to approve the Rezoning Petition for 1436 E. Racine Ave. The motion carried by the following vote:

Aye: 7 - Pieper, Bartels, Francoeur, Manion, Thieme, Johnson and Hernandez

Nay: 6 - Skinner, Cummings, Perry, C. Payne, E. Payne and Jankowski

Absent: 1 - Patton

Reports

8. Other Boards and Commissions

A. Transit Commission Report - Dr. Fred Abadi

B. Water Utility Commission - Ald. Thieme

1. [ID#15-3312](#) Alderman Thieme Water Utility Update

Attachments: [08 20 2015 Meeting update to Council.pdf](#)

C. Information Technology Board Report - Ald. Jankowski/Ald. Manion

D. Landmarks Commission Report - Ald. Francoeur

Ald. C. Payne left the meeting at 9:10 p.m.

E. Redevelopment Authority Report - Jennifer Andrews

F. Parks, Recreation & Forestry Board Report - Ald. Johnson

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

9. Plan Commission - Jennifer Andrews

- A. [ID#15-3263](#) 901 Northview Road - Approval of Driveway openings exceeding a total of 90 feet in width; Section 6.13(4)

Attachments: [15062 A1.0 070815](#)

[2015-06-05 Truck Turning Exhibits](#)

[8-31-15 BCR ltr to Andrews \(Common Council Agenda Repts No 9\)](#)

A motion was made by Ald. Francoeur, seconded by Ald. Pieper, to approve driveway openings exceeding a total of 90 feet in width; Section 6.13(4) 901 Northview Road. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Skinner, Cummings, Perry, Francoeur, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Patton and C. Payne

10. Standing Committees

A. Finance Committee Report - Ald. Pieper

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

1. [ID#15-3144](#) Approve a speed awareness campaign to allow residents to place yard type signs in the terrace area on Madison St. from Moreland Blvd. to North St. starting August 29, 2015 and concluding on September 12, 2015 .

Sponsors: E. Payne

Attachments: [Item 15-3144 Admin Review Speed Awareness Signing on Madison St](#)

(This item was removed from the Consent Agenda)

A motion was made by Ald. E. Payne, seconded by Ald. Cummings, to approve a speed awareness campaign to allow residents to place yard type signs in the terrace area on Madison St. from Moreland Blvd. to North St. starting August 29, 2015 and concluding on September 12, 2015. The motion carried by the following vote:

Aye: 2 - Cummings and E. Payne

Nay: 10 - Pieper, Bartels, Skinner, Perry, Francoeur, Manion, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Patton and C. Payne

C. Ordinance & License Committee Report - Ald. Johnson

1. [ID#15-3149](#) Consider amendment of Municipal Code sec. 9.11(16), concerning sales of intoxicating liquors at gas stations, to comply with recent changes in state law allowing sales of cider; make recommendation to Common Council.

Attachments: [9.11\(16\) Cider Memo](#)

A motion was made by Ald. Johnson, seconded by Ald. Manion, that the Amendment of Municipal Code sec. 9.11(16), concerning sales of intoxicating liquors at gas stations, to comply with recent changes in state law allowing sales of cider, be approved. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Skinner, Cummings, Perry, Francoeur, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Patton and C. Payne

D. Human Resources Committee Report - Ald. Francoeur

11. Board of Public Works Report - Dr. Fred Abadi

1. [ID#15-3178](#) Conveyance of portions of sanitary sewer at Shoppes of Fox River from the City to RAMCO

Attachments: [0798_001](#)

[Agenda Cover Sheet - Form Shoppes San Swr Bill of Sale](#)

[Bill of Sale and Quit Claim Deed for Sanitary Sewer](#)

(This item was removed from the Consent Agenda.)

A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve the conveyance of portions of sanitary sewer at Shoppes of Fox River from the City to RAMCO subject to review of all documents by the City Attorney's Office. The motion carried by the following vote:

Aye: 11 - Pieper, Bartels, Skinner, Perry, Francoeur, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Nay: 1 - Cummings

Absent: 2 - Patton and C. Payne

- A. [ID#15-3176](#) Bids Recieved: Friday, August 14, 2015 at 11:00 am.
a. E. Sunset Dr. Sanitary Sewer Forcemain Rehabilitation
The BPW's recommends the Council approve the low bid from PTS Contractors in the amount of \$518,184.50
- Sponsors:** Public Works
- Attachments:** [FINAL - E Sunset Dr Force Main](#)
- A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve the low bid from PTS Contractors in the amount of \$518,184.50 for E. Sunset Dr. Sanitary Sewer Forcemain Rehabilitation. The motion carried by the following vote:**
- Aye:** 12 - Pieper, Bartels, Skinner, Cummings, Perry, Francoeur, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski
- Absent:** 2 - Patton and C. Payne

- B. [ID#15-3177](#) Official Notice: Bids Close Friday, August 28, 2015 at 11:00 am.
a. River Hills Park Trail Project

Sponsors: Public Works

Attachments: [3 Official Notice_Rive Hills Park Trail Project](#)

12. Director of Public Works Report

13. City Attorney's Report

14. City Administrator's Report

Ald. Roger Patton submitted his letter of resignation.

15. Mayor's Report & Referrals

- A. [ID#15-3327](#) Mayor's Schedule/Events 9 1 15

Sponsors: Mayor

Attachments: [SR150828](#)

16. Referrals

Ald. Cummings to Ordinance & License and Community Development: 1) Referral to change the cell phone tower form 2) To include language, the form must be totally complete and the alderman of the district must be notified. 3) Then and only then will the 90 days start.

Ald. Cummings to Common Council: Regarding Cell Phone Tower Placement - Look to park land as possible location over residential property; as long as the state law is in effect.

Ald. Cummings to Common Council: Discuss, recommend, and vote to:

- 1) Direct the Mayor to put a letter together which can be signed by all city officials to be sent to Madison about cell phone towers*
- 2) Reach out to all other Waukesha County towns/villages/cities to band together to have a voice and sign a document*
- 3) Reach out to the League of Municipalities to lobby on our behalf regarding cell phone towers.*

Ald. Francouer to Mayor's Office: Please consider reviewing and implementing the public comment section of the Common Council rules as created and adopted by the Council.

Ald. Hernandez to Community Development, City Attorney's Office and Ordinance & License: To discuss and recommend modification of the zoning ordinance regarding beekeeping

17. Adjournment

Adjourned at 9:50 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.