



# City of Waukesha

City Hall,  
201 Delafield Street  
Waukesha, WI 53188

## Meeting Minutes - Final

### City Council

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Tuesday, February 4, 2020

6:30 PM

Council Chambers, City Hall  
Use upper level doors off Buena Vista Ave.

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#### 1. Roll Call

**Present:** 14 - Pieper, Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 1 - Cummings

2. Announcement of closed session pursuant to Wis. Stats 19.85(1)(e) to go into closed session to discuss the possible purchase of public property.

3. Pledge of Allegiance

4. Public Comment

*Mike & Jan Farmer, 2115 Wolf Road, spoke regarding the marking of their yard for a fiber-optic cable. They have requested further information from City Hall.*

*John Thomas, 134 Douglass Avenue, spoke regarding streamlining the process for residents who fail to shovel their sidewalks in a timely manner.*

*Victoria Hekkers, 431 West Main Street, recognized and congratulated the Park Rec Department on the organizing & promoting of the Waukesha Janboree. She also recommends a contract between Park Rec and Marketing & Branding Services for \$51,000 instead of Savage Solutions. Her final item also please encourage Police & Fire Commission to choose an applicant for Police Chief who will promote community policing downtown.*

5. Approval of Minutes

[ID#20-0115](#) Minutes from January 21, 2020

**Attachments:** [ccmn 20.01.21 draft](#)

**A motion was made by Ald. Miller, seconded by Ald. Johnson, to approve the Minutes from January 21, 2020. The motion carried by the following vote:**

**Aye:** 14 - Pieper, Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 1 - Cummings

### Consent Agenda

*The Consent Agenda passed by unanimous consent with no items added or removed.*

## 1. Other Boards and Commissions

[ID#20-0050](#) Waukesha County Business-Approval of Amendment 2 to Purchase Service Agreement with Wisconsin Coach Lines, Inc. for Operation of Routes 901, 904, 905

**Attachments:** [Agenda Cover Sheet -Approval of Amendment 2 to Service Agreement](#)  
[Wisconsin Coach Lines Routes 901 904 905](#)  
[Transit-Wisconsin Coach Lines Agmt-Amendment2](#)

[ID#20-0051](#) Approval of Bus Stop Changes

**Attachments:** [Agenda Cover Sheet -Changes to Bus Stops](#)  
[Corrina-Buckley Bus Stop](#)  
[Tenny-North of Sunset](#)

## 2. Plan Commission

### 3. Standing Committees

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

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

[ID#20-0025](#) Please consider a pedestrian crossing signage or markings on Big Bend Rd. from the La Casa Village Apartments to the bus stop (1400 block of Big Bend Rd.).

**Sponsors:** Johnson

**Attachments:** [20-0025 Admin Cover to Review to Pedestrian Crossing Big Bend from La Casa to 1400 Big Bend to CC Meeting Consent](#)  
[B&G Resolution RTC for the 02-04-20 CC Meeting CONSENT](#)

*Resolution #: 2020-3*

[ID#20-0026](#) Please create a No Parking zone at Collins Street at the entrance to Metal-Tech. I believe it would be south of the driveway. To correct a line of sight issue when pulling out of the driveway onto E. St. Paul Avenue.

**Sponsors:** E. Payne

**Attachments:** [20-0026 Admin Cover to Review to No Parking at Collins at Entrance of Metal-Tech to CC Meeting Consent](#)  
[B&G Resolution RTC for the 02-04-20 CC Meeting CONSENT](#)

*Resolution #: 2020-3*

[ID#20-0027](#) Please adjust the existing NO PARKING ANY TIME zone on the western end cul-de-sac of Davidson Road to be from the driveway at 1909 Davidson Road to 15 feet west of the centerline of western most driveway to 2000 Davidson Road.

**Sponsors:** Browne

**Attachments:** [20-0027 Admin Cover to Review to No Parking Any Time on Western End of Davidson to CC Meeting Consent](#)  
[B&G Resolution RTC for the 02-04-20 CC Meeting CONSENT](#)

*Resolution #: 2020-3*

[ID#20-0028](#) Please approve a NO PARKING ANY TIME zone on the north side of Davidson Road from 20 feet west of and to 150 feet east of the centerline of the eastern most driveway to 2000 Davidson Road.

**Sponsors:** Browne

**Attachments:** [20-0028 Admin Cover to Review to No Parking Any Time on North Side of Davidson to CC Meeting Consent](#)  
[B&G Resolution RTC for the 02-04-20 CC Meeting CONSENT](#)

*Resolution #: 2020-3*

[ID#20-0079](#) Please approve NO PARKING HERE TO DRIVEWAY on east side Paramount Drive from the driveway to 1705 Paramount Drive to 40 feet south.

**Sponsors:** Browne

**Attachments:** [20-0079 Admin Cover to Review to No Parking E Side Paramount Dr to CC Meeting Consent](#)  
[B&G Resolution RTC for the 02-04-20 CC Meeting CONSENT](#)

*Resolution #: 2020-3*

[ID#20-0080](#) Please approve NO PARKING ANY TIME on the south side of E. St. Paul Avenue from the centerline of N.W. Barstow Street to 250 feet east.

**Sponsors:** E. Payne

**Attachments:** [20-0080 Admin Cover to Review to No Parking on S Side of E St Paul Ave to CC Meeting Consent](#)  
[B&G Resolution RTC for the 02-04-20 CC Meeting CONSENT](#)

*Resolution #: 2020-3*

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

## 1. Licenses

[ID#20-0092](#) INVITED Bartender- Jennifer Ries - January 27, 2020

**Attachments:** [2020.01.27 Bartenders.pdf](#)

[ID#20-0093](#) Bartenders - January 27, 2020

**Attachments:** [2020.01.27 Bartenders.pdf](#)

[ID#20-0094](#) Other Licenses - January 27, 2020

**Attachments:** [2020.01.27 Other Licenses.pdf](#)

**D. Human Resources - Ald. Wells****E. Board of Public Works - Dr. Fred Abadi**

[ID#20-0004](#) Review and act on Contract Change Order No. 3 with Super Western, Inc., for the Northview Road Phase 2 & Meadowview Park Improvements-Concrete Project.

**Sponsors:** Public Works

**Attachments:** [20-0004\\_BPW\\_Agenda Cover-CCO3-Super Western-Northview Rd Phase 2](#)  
[20-0004\\_CCO3-Super Western-Northview Rd Phase 2](#)

[ID#20-0061](#) Review and act on the Consulting Contract for Construction Management Services for the Barstow Street and Riverfront Street Utility and Street Improvements project.

**Sponsors:** Public Works

**Attachments:** [20-0061\\_BPW\\_Agenda Cover-Barstow St and Riverfront St Construction Management Services](#)

[ID#20-0068](#) Review and act on the Storm Water Management Practice Maintenance Agreement between Air Gas and the City of Waukesha (Lot 1 of CSM 10792, located adjacent to Sentry Drive approximately ¼ mile north of the Resident Drop Off Center).

**Sponsors:** Public Works

**Attachments:** [20-0068\\_BPW\\_Agenda Cover - Air Gas SMA](#)  
[Air Gas Storm Water Maintenance Agreement](#)

[ID#20-0082](#) Review and act on Contract Change Order No. 1 with Advance Construction, Inc., for the Summit Avenue Utility and Street Improvements and Area 7 Flood Mitigation-HMA Pavement project.

**Sponsors:** Public Works

**Attachments:** [20-0082 BPW Agenda Cover-CCO1-Advance-Summit Avenue](#)  
[20-0082\\_CCO1-Advance-Summit Avenue](#)

### End of Consent Agenda

## 6. New Business

[ID#20-0021](#) Review and act on approval of a term sheet outlining the potential TIF assistance for the development of approximately 30 acres of land located at the southeast corner of STH 59/Les Paul Parkway and Saylesville Road.

**Attachments:** [Cover Sheet - River Valley Term Sheet.pdf](#)  
[2019 River Valley Apartments on Bypass Term Sheet.pdf](#)  
[Overall Site Layout Plan - River Valley.pdf](#)

*Jeff Fortin, Community Development Senior Planner gave an overview of the project.  
Frank Roman, Ehlers Economic Development Advisor, gave a general explanation of TIF.*

**A motion was made by Ald. Perry, seconded by Ald. Pieper, to approve of a term sheet outlining the potential TIF assistance for the development of approximately 30 acres of land located at the southeast corner of STH 59/Les Paul Parkway and Saylesville Road. The motion carried by the following vote:**

**Aye:** 11 - Pieper, Bartels, Perry, Johnson, D. Lemke, E. Payne, Wells, Miller, R. Lemke, C. Payne and Browne

**Nay:** 3 - Manion, Rodriguez and Moltzan

**Absent:** 1 - Cummings

*Ald. Pieper left after the conclusion of this item at 7:28 pm for the remainder of the meeting.*

[ID#20-0127](#) Disallow claim for excessive assessment by R&R Investments for parcel WAKC 0967 966

**Attachments:** [Notices of Claim-2019.pdf](#)  
[Cover Sheet-Disallow R&R Investments Claim-2343 Pewaukee Rd.pdf](#)

*Ald. Perry stepped out and did not vote on this item.*

**A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve disallowance of claim for excessive assessment by R&R Investments for parcel WAKC 0967 966. The motion carried by the following vote:**

**Aye:** 12 - Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 3 - Pieper, Cummings and Perry

[ID#20-0128](#) Disallow claim for excessive assessment by R&R Investments for parcel WAKC 0967 965

**Attachments:** [Cover Sheet-Disallow R&R Investments Claim-2327 Pewaukee Rd.pdf](#)  
[Notices of Claim-2019.pdf](#)

*Ald. Perry stepped out and did not vote on this item.*

**A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve disallowance of claim for excessive assessment by R&R Investments for parcel WAKC 0967 965. The motion carried by the following vote:**

**Aye:** 12 - Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 3 - Pieper, Cummings and Perry

[ID#20-0129](#) Approve agreement to settle excessive assessment lawsuit, Harp & Eagle v. City of Waukesha

**Attachments:** [DRAFT SETTLEMENT AGREEMENT-2019.pdf](#)  
[Cover Sheet-Harp & Eagle Settlement.pdf](#)

*Ald. Perry returned at 7:31 pm and was in attendance for the remainder of the meeting.*

**A motion was made by Ald. C. Payne, seconded by Ald. Bartels, to approve the agreement to settle excessive assessment lawsuit, Harp & Eagle v. City of Waukesha (The Clarke). The motion carried by the following vote:**

**Aye:** 13 - Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 2 - Pieper and Cummings

[ID#20-0133](#) Approve contract with Catholic Community of Waukesha for use of church property as polling places in 2020.

**Attachments:** [Polling Place Use Agreement-Catholic Community.pdf](#)  
[Cover Sheet-Catholic Community Use Agreement.pdf](#)

**A motion was made by Ald. C. Payne, seconded by Ald. E. Payne, to approve contract with Catholic Community of Waukesha for use of church property as polling places in 2020. The motion carried by the following vote:**

**Aye:** 13 - Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 2 - Pieper and Cummings

## **Reports**

7. Other Boards and Commissions
  - A. Transit Commission Report - Dr. Fred Abadi
  - B. Water Utility Commission - Ald. Bartels
  - C. Information Technology Board Report - Ald. Manion
  - D. Landmarks Commission Report - Ald. Rodriguez
  - E. Redevelopment Authority Report - Ald. Perry
  - F. Parks, Recreation & Forestry Board Report - Ald. Johnson
  - G. Library Board Report - Ald. Miller
  - H. Cemetery Commission Report - Ald. Cummings
  - I. Waukesha Housing Authority Report - Ald. Perry
  - J. Community Development Block Grant Committee Report - Jennifer Andrews
  - K. Public Art Committee Report - Ald. Moltzan
8. Plan Commission - Jennifer Andrews
9. 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. Wells
10. Board of Public Works Report - Dr. Fred Abadi

[ID#20-0058](#) Bids Received: Friday January 17, 2020, at 11:00 A.M.  
Barstow Street and Riverfront Street Utility and Street Improvements

The Board of Public Works recommends that the low bid from State Contractors, Inc., in the amount of \$7,222,222.22 be awarded.

**Sponsors:** Public Works

**Attachments:** [Bid Tab Barstow and Riverfront-Concrete](#)  
[Bid Tab Barstow and Riverfront-HMA](#)

**A motion was made by Ald. E. Payne, seconded by Ald. Perry, to approve the low bid for Barstow Street and Riverfront Street Utility and Street Improvements to State Contractors, Inc., in the amount of \$7,222,222.22. The motion carried by the following vote:**

**Aye:** 13 - Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 2 - Pieper and Cummings

[ID#20-0059](#) Resolution Waukesha Public Library Front Entrance Remodel

**Sponsors:** Public Works

**Attachments:** [20-0059\\_Res-Library Front Entrance Remodel](#)

*Resolution #: 2020-4*

**A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve Resolution Waukesha Public Library Front Entrance Remodel. The motion carried by the following vote:**

**Aye:** 12 - Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke and Browne

**Nay:** 1 - C. Payne

**Absent:** 2 - Pieper and Cummings

11. Director of Public Works Report

12. City Attorney's Report

13. City Administrator's Report

[ID#20-0117](#) Report from the City Administrator

**Attachments:** [TDP Update](#)  
[Admin Report 1-31-20](#)



[ID#20-0116](#) Board and Commission Appointments

**Attachments:** [Letter for Council - February 4, 2020](#)

**A motion was made by Ald. Manion, seconded by Ald. Browne, to approve the appointments of Erik Helgestad to Board of Review; and Robert Bruders and Mary Jane Sanchez to the Information Technology Board. The motion carried by the following vote:**

**Aye:** 13 - Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 2 - Pieper and Cummings

## 14. Mayor's Report &amp; Referrals

## 15. Referrals

*Ald. Rick Lemke to Building & Grounds to please correct the street sign at Northview and Tallgrass Circle. Tallgrass sign is spelled incorrectly. It reads Tall Grass circle (two words); it should be Tallgrass Circle (one word, not two.)*

## 16. Closed Session

[ID#20-0118](#) A motion will be made pursuant to Wis. Stats 19.85(1)(e) to go into closed session to discuss the possible purchase of public property.

**A motion was made by Ald. Miller, seconded by Ald. Manion, to go into Closed Session pursuant to Wis. Stats 19.85(1)(e) to discuss the possible purchase of public property. The motion carried by the following vote:**

**Aye:** 13 - Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

**Absent:** 2 - Pieper and Cummings

*Meeting went into Closed Session at 7:50 pm.*

[ID#20-0119](#) Upon conclusion of the closed session, a motion will be made to reconvene in open session, pursuant to Wis. Stats. 19.85(2) for possible discussion and/or action on matters discussed in closed session.

*The meeting reconvened into Open Session at 8:25 pm.*

*There was no action taken in Open Session.*

## 17. Adjournment

*The meeting adjourned at 8:27 pm.*

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 or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.