



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Final

City Council

Thursday, February 20, 2020

6:30 PM

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

1. Roll Call

Ald. D. Lemke left at 7:41 pm before Closed Session began for the remainder of the meeting,

Present: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

3. Pledge of Allegiance

4. Public Comment

Lynn Cleppe, 2136 Ruben Drive, spoke regarding the pet ordinance asking for consideration of increasing the number of dogs from 2 to 4.

2. Announcement of closed session pursuant to Wis. Stats. 19.85(1)(c) to discuss the content of the results of the City Administrator's Performance Evaluation.

5. Presentations

[ID#20-0191](#) Proclamation for Nicole Chamberlain

Sponsors: Mayor

Attachments: [Thank you- Nicole Chamberlain](#)

[ID#20-0202](#) Proclamation for Leroy's Leap Day

Sponsors: Mayor

Attachments: [Leroy's Leap Day](#)

[ID#20-0194](#) Proclamation for 100th Anniversary of League of Women Voters

Sponsors: Mayor

Attachments: [League of Women Voters- 100th Anniversary- signed](#)

[ID#20-0192](#) Chloe Weaver presents art to the City

Sponsors: Moltzan

6. Approval of Minutes

[ID#20-0189](#) Minutes from February 4, 2020

Attachments: [ccmn 20.02.04 draft](#)

A motion was made by Ald. Cummings, seconded by Ald. Miller, to approve the Minutes from February 4, 2020. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0195](#) Minutes from February 11, 2020

Attachments: [ccmn 20.02.11 draft](#)

A motion was made by Ald. Miller, seconded by Ald. D. Lemke, to approve the Minutes from February 11, 2020. The motion carried by the following vote:

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

Abstain: 1 - R. Lemke

Consent Agenda

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

1. Other Boards and Commissions

[ID#20-0099](#) Approval of Proposed Service Changes to Route 7 and Bus Stop Changes Effective Monday, April 6th, 2020

Attachments: [_Agenda Cover Sheet -Route 7 and Bus Stop Changes April 2020](#)
[Resolution - Revisions to Route 7 April 2020](#)
[route 7 description 040620](#)
[Summary of Proposed Service Changes Effective 4-6-20](#)
[rt 7 4-6-2020-final](#)

Resolution No.: 2020-5

[ID#20-0100](#) Approval of Mass Transit Paratransit Operating Aid Agreement with Wisconsin Department of Transportation (WisDOT) for 2020

Attachments: [Agenda Cover Sheet - Paratransit Aid](#)
[2020 85.205 Waukesha](#)

[ID#20-0101](#) Approval of Resolution Supporting the Wisconsin Department of Transportation Request to Transfer Federal Surface Transportation Milwaukee Urbanized Area (STP-M) Funds from the Federal Highway Administration to the Federal Transit Administration on behalf of the City of Waukesha.

Attachments: [Agenda Cover Sheet -STP-M Fund Transfer resolution-transit- 2020 STP-M Transfer](#)

Resolution No.: 2020-6

[ID#20-0102](#) Approval of Resolution Authorizing the Filing of the 2020 Federal Grants

Attachments: [Agenda Cover Sheet -Approval of Resolution to Authorize Filing of Federal Grant Resolution - 2020 Grants](#)

Resolution No.: 2020-7

[ID#20-0196](#) Approve a permanent, exclusive easement agreement with Max R. Grudzielanek at 5733 W Oakwood Road in Franklin, WI for the return flow pipeline portion of the Great lakes Water project

Sponsors: Water Utility

Attachments: [Grudzielanek Easement Agreement](#)

2. Plan Commission

3. Standing Committees

A. Finance Committee - Ald. Pieper

[ID#20-0135](#) Review and act on Amending the CIP Budget for adding concrete and floor drains to the Police Department's pole barn in the amount of \$25,000.00.

Attachments: [Cover Sheet - Floor Drains in Pole Barn \(002\).pdf](#)

[ID#20-0136](#) Recommend to approve proposed purchase agreement with Daktronics, Inc. for the provision of an electronic message board system for Cutler Park.

Attachments: [Cover Sheet-Daktronics Sign Cutler Park.pdf](#)
[Daktronics quote Cutler Park_edit.pdf](#)
[Quote Attachment A.pdf](#)
[Cutler Park Waukesha_wi.pdf](#)

[ID#20-0144](#) Review and act on a request to amend the 2020 Operational Budget to remove debris that is impeding flow from a City Owned Railroad bridge over the Fox River and to use Contingency Funds.

Attachments: [Cover Sheet - Debris Removal.pdf](#)

[Photo 1 .JPG](#)

[Photo 2 .jpg](#)

[Photo 3 .JPG](#)

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

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

[ID#20-0141](#) Bartenders - February 10, 2020

Attachments: [2020.02.10 Bartenders](#)

[ID#20-0142](#) INVITED Other Licenses - February 10, 2020

Attachments: [2020.02.10 Other Licenses](#)

[ID#20-0143](#) Other Licenses - February 10, 2020

Attachments: [2020.02.10 Other Licenses](#)

D. Human Resources - Ald. Wells

E. Board of Public Works - Dr. Fred Abadi

[ID#20-0112](#) Review and act on Contract Change Order No. 2 with Greenfire Management Services, LLC, for the Waukesha City Hall project.

Sponsors: Public Works

Attachments: [20-0112 BPW Agenda Cover-CCO2-Greenfire Management-Waukesha City Hall change order No 2 for Greenfire City Hall](#)

[ID#20-0113](#) Review and act on Developer's Agreement between City of Waukesha and Froedtert Health, Inc., for property located at the southwest corner of the intersection of West Sunset Avenue and Genesee Road.

Sponsors: Public Works

Attachments: [20-0113 BPW Agenda Cover-Froedtert Developer's Agreement v2](#)
[2020-02-05 Development Agreement v2 with vB comments \(2\)](#)

End of Consent Agenda

7. New Business

[ID#20-0120](#) Vote on whether staff should develop a presentation for the City Council on housing as requested by Ald. Cummings and Ald. Miller in the attached document.

Attachments: [Cummings and Miller Request](#)

No action taken on this item.

[ID#20-0199](#) Disallow claim for refund of unlawful taxes by Aldi

Attachments: [Cover Sheet-Aldi Claim for Refund of Taxes.pdf](#)
[Aldi Claim.pdf](#)

A motion was made by Ald. Johnson, seconded by Ald. Perry, to approve disallowance of claim for refund of unlawful taxes by Aldi. The motion carried by the following vote:

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

Abstain: 1 - Rodriguez

[ID#20-0200](#) Disallow claim for refund of unlawful taxes by Wisconsin P&P Amusement

Attachments: [WI P&P Claim.pdf](#)
[Cover Sheet-Wisconsin P&P Claim for Refund of Taxes.pdf](#)

A motion was made by Ald. Miller, seconded by Ald. E. Payne, to approve disallowance of claim for refund of unlawful taxes by Wisconsin P&P Amusement. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0201](#) Disallow claim for property damage by Dennis Papenthien

Attachments: [Cover Sheet-Dennis Papenthien Fence Damage.pdf](#)
[Papenthien Claim.pdf](#)

A motion was made by Ald. E. Payne, seconded by Ald. R. Lemke, to approve the disallowance of claim for property damage by Dennis Papenthien. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0298](#) Approve Intergovernmental Agreement with City of Milwaukee for Mutual Aid Police Services for the 2020 Democratic National Convention

Attachments: [City of Waukesha DNC Police IGA.pdf](#)
[Cover Sheet-2020 DNC IGA.pdf](#)

A motion was made by Ald. Perry, seconded by Ald. Wells, to approve Intergovernmental Agreement with City of Milwaukee for Mutual Aid Police Services for the 2020 Democratic National Convention. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0299](#) Approve form of written Findings and Decision regarding the denial of the Certificate of Appropriateness for the demolition of 500 Riverview Avenue

Attachments: [Cover Sheet-Moor Bath Findings and Decision.pdf](#)
[Findings and Decision-Common Council.pdf](#)

A motion was made by Ald. Miller, seconded by Ald. Browne, to approve form of written Findings and Decision regarding the denial of the Certificate of Appropriateness for the demolition of 500 Riverview Avenue. The motion carried by the following vote:

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

Absent: 1 - Pieper

Abstain: 2 - Perry and R. Lemke

Reports

8. 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
- 9. Plan Commission - Jennifer Andrews

[ID#19-1738](#) Referral from the Public Works Department to rename Koenig Street to Prairie Song Drive.

Attachments: [Prairie Song \(Memo\).pdf](#)
[Street Name Cover Sheet.pdf](#)
[Praire Song Dr Street Exhibit.pdf](#)
[Resolution - Re-Name Koenig Street](#)

Resolution No.: 2020-8

A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve renaming Koenig Street to Prairie Song Drive. The motion carried by the following vote:

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

Nay: 1 - C. Payne

10. 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

[ID#20-0178](#) City Administrator Performance Evaluation

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

[ID#20-0107](#) Bids Received: Friday, January 31, 2020, at 11:00 A.M.
S. Hartwell Avenue and Oxford Road Utility and Street Improvements

The Board of Public Works recommends that the low Base Bid from State Contractors, Inc., in the amount of \$1,850,888.50 be awarded.

Sponsors: Public Works

Attachments: [_Bid Tab_Hartwell and Oxford_Base Bid_Concrete.pdf](#)
[_Bid Tab_Hartwell and Oxford_Alt Bid_B.pdf](#)

A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve the low Base Bid for S. Hartwell Avenue and Oxford Road Utility and Street Improvements to State Contractors, Inc., in the amount of \$1,850,888.50. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0108](#) Bids Received: Friday, January 31, 2020, at 11:00 A.M.
Sanitary Sewer Lining and Manhole Rehabilitation - 2020

The Board of Public Works recommends that the low bid from Visu-Sewer, Inc., in the amount of \$519,825.00 be awarded.

Sponsors: Public Works

Attachments: [_Bid Tab_Sanitary Sewer Lining.pdf](#)

A motion was made by Ald. E. Payne, seconded by Ald. Pieper, to approve the low bid award for Sewer Lining and Manhole Rehabilitation - 2020 to Visu-Sewer, Inc., in the amount of \$519,825.00. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0109](#) Bids Received: Friday, January 31, 2020, at 11:00 A.M.
Sanitary Sewer Lining-Pebble Valley Area

The Board of Public Works recommends that the low bid from Musson Bros., Inc., in the amount of \$1,742,935.00 be awarded.

Sponsors: Public Works

Attachments: [Bid Tab Sanitary Lining Pebble Valley.pdf](#)

A motion was made by Ald. E. Payne, seconded by Ald. Pieper, to approve the low bid award for Sanitary Sewer Lining-Pebble Valley Area to Musson Bros., Inc. in the amount of \$1,742,935.00. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#20-0110](#) Bids Received: Friday, January 31, 2020, at 11:00 A.M.
Woodfield Park Stream Restoration

The Board of Public Works recommends that the low Base Bid from RLP Diversified, Inc., in the amount of \$339,792.00 be awarded.

Sponsors: Public Works

Attachments: [Bid Tab Woodfield Park Stream Restoration](#)

A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve the low Base Bid for Woodfield Park Stream Restoration to RLP Diversified, Inc., in the amount of \$339,792.00. The motion carried by the following vote:

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

Nay: 3 - Cummings, Rodriguez and C. Payne

12. Director of Public Works Report

13. City Attorney's Report

14. City Administrator's Report

[ID#20-0190](#) Report from the City Administrator

Attachments: [Admin Report 2-14-20](#)

15. Mayor's Report & Referrals

[ID#20-0193](#) Proclamation- Bernardine (Bernie) Juno

Attachments: [Bernie Juno](#)

16. Referrals

Ald. Don Brown to Ordinance & License Committee to please amend the City's pet ordinance to allow each household to own/have up to 4 pets (from 2).

17. Closed Session

[ID#20-0169](#) A motion may be made pursuant to Wis. Stats. 19.85(1)(c) to go into closed session to discuss the content of the results of the City Administrator's Performance Evaluation.

A motion was made by Ald. Cummings, seconded by Ald. Miller, to go into Closed Session pursuant to Wis. Stats. 19.85(1)(c) to discuss the content of the results of the City Administrator's Performance Evaluation. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

The meeting went in to Closed Session at 7:42 pm.

The meeting reconvened in Open Session at 8:35 pm.

[ID#20-0174](#) A motion may be made to reconvene in open session pursuant to Wis. Stats 19.85(2) for possible additional discussion and/or action concerning matters discussed in closed session.

retroactive to Jan 1. add to motion

833 open

A motion was made by Ald. Miller, seconded by Ald. R. Lemke, to approve and accept the recommendation of the Human Resources Committee with the addition of the item that was discussed and salary increase at 2% and the goals as stated, retroactive to January 1, 2020. The motion carried by the following vote:

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

Nay: 1 - Johnson

Absent: 1 - D. Lemke

18. Adjournment

The meeting was adjourned at 8:35 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.