



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Final

City Council

Tuesday, May 21, 2019

6:30 PM

Council Chambers, City Hall
Use lower level glass door.

1. Roll Call

Present: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

2. Pledge of Allegiance

3. Public Comment

David Scott, 621 Oxford Road, spoke regarding the parking of various vehicles on neighborhood lawns.

Tom Owens, 720 East Wabash Avenue, spoke regarding long-term mobile home parking.

Ed Henschel, 3919 Oakmont Trail, presented the first book he wrote, "Municipal Shared Service and Consolidation Handbook-A Practical Guide to a Complex Challenge" to Mayor Reilly and City Administrator Kevin Lahner as a gift.

4. Public Art Committee Report - Ald. Moltzan

[ID#19-0712](#) Iroin Snider and Jaryn Bear Present Art to the City

Attachments: [Snider and Bear Presentation](#)

5. Approval of Minutes

[ID#19-0704](#) Minutes from May 7, 2019

Attachments: [ccmn 19.05.07](#)

A motion was made by Ald. Johnson, seconded by Ald. Cummings, to approve the Minutes from May 7, 2019. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

Consent Agenda

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

1. Other Boards and Commissions

[ID#19-0683](#) Approve bid in the amount of \$215,800 to George Kountoupes Painting Company for the repainting of Hunter Water Tower

Sponsors: Water Utility

Attachments: [Memo regarding Hunter Water Tower Repainting](#)

[ID#19-0612](#) Approval of Award of Tire Lease Contract to Goodyear Tire and Rubber Company

Attachments: [Agenda Cover Sheet -Approval of Tire Lease.pdf](#)

[2019 Tire lease costs.pdf](#)

[Tire Lease Analysis of Lease vs purchase 2019.pdf](#)

[Contract-Transit-Tire Lease Contract 2019-2024-draft.pdf](#)

[ID#19-0613](#) Approval of Resolution Authorizing the Filing of the 2019 Federal Grant

Attachments: [Agenda Cover Sheet -Approval of Resolution to Authorize Filing of Federal Grant.pdf](#)
[Resolution - 2019 Grant.pdf](#)

Resolution #: 22-19

2. Plan Commission

3. Standing Committees

A. Finance Committee - Ald. Pieper

[ID#19-0675](#) Review and act on a recommendation to carry over \$58,269 from 2018 to 2019 in the General Fund 100.

Sponsors: Finance

Indexes: Carryovers; General Fund

Attachments: [Cover Sheet-2018 General Fund Carryover Request.pdf](#)

[2018 Summary of Carryover for Fund 100.pdf](#)

[ID#19-0676](#) Review and Act on a request to amend the 2019 General Fund expenditure budget up 370,500 to retain Expenditure Restraint Capacity.

Sponsors: Finance

Indexes: Expenditure Restraint; Amend; General Fund; Budget

Attachments: [Cover Sheet - 2019 Operating Budget Amendment - Expenditure Restraint Program.pdf](#)

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

[ID#19-0593](#) Please approve the installation of No Parking on north side of Gascoigne Drive from the centerline of Peters Drive to 125 feet east.

Sponsors: E. Payne

Attachments: [19-0593 Admin Cover Approve No parking on Gascoigne for CC Meeting Consent.pdf](#)
[B and G Resolution RTC for the May 21 2019 for CC Meeting CONSENT AGENDA.pdf](#)

Resolution #: 23-19

[ID#19-0594](#) Please adjust the proposed parking zone on the south side of Summit Avenue to be No Parking Any Time from east lot line of 2301 Summit Avenue to 415 feet east of the centerline of Greenmeadow Drive (south leg).

Sponsors: Public Works

Attachments: [19-0594 Admin Cover Adjust Parking on Summit for CC Meeting Consent.pdf](#)
[B and G Resolution RTC for the May 21 2019 for CC Meeting CONSENT AGENDA.pdf](#)

Resolution #: 23-19

[ID#19-0596](#) Please approve the removal No Parking signs on the northbound and southbound approaches of S. Grandview Blvd. at Napa Trail.

Sponsors: Public Works and Transit

Attachments: [19-0596 Admin Cover Removal of No Parking on S Grandview and Napa for CC Meeting Consent.pdf](#)
[B and G Resolution RTC for the May 21 2019 for CC Meeting CONSENT AGENDA.pdf](#)

Resolution #: 23-19

[ID#19-0597](#) Please approve the removal No Parking signs on the northbound and southbound approaches of S. Grandview Blvd. at Howard Street.

Sponsors: Public Works and Transit

Attachments: [19-0597 Admin Cover Removal of No Parking on S Grandview and Howard for CC Meeting Consent.pdf](#)
[B and G Resolution RTC for the May 21 2019 for CC Meeting CONSENT AGENDA.pdf](#)

Resolution #: 23-19

[ID#19-0598](#) Please approve the removal No Parking signs on the westbound approach of Cambridge Avenue to Yvonne Street.

Sponsors: Public Works, Transit

Sponsors: Public Works and Transit

Attachments: [19-0598 Admin Cover Removal of No Parking on Cambridge and Yvonne for CC Meeting Consent.pdf](#)
[B and G Resolution RTC for the May 21 2019 for CC Meeting CONSENT AGENDA.pdf](#)

Resolution #: 23-19

[ID#19-0599](#) Please approve No Parking Any Time on north side of Abbott Drive from centerline of Parklawn Drive to 180 feet east.

Sponsors: Public Works and Transit

Attachments: [19-0599 Admin Cover Removal of No Parking on Abbott for CC Meeting Consent.pdf](#)
[B and G Resolution RTC for the May 21 2019 for CC Meeting CONSENT AGENDA.pdf](#)

Resolution #: 23-19

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

[ID#19-0667](#) INVITED Bartender Applications - May 13, 2019

Attachments: [Bartenders 2019.05.13](#)

[ID#19-0668](#) Bartender Applications - May 13, 2019

Attachments: [Bartenders 2019.05.13](#)

[ID#19-0669](#) INVITED Other Applications - May 13, 2019

Attachments: [Other Licenses 2018.05.13](#)

[ID#19-0670](#) Other Applications - May 13, 2019

Attachments: [Other Licenses 2018.05.13](#)

D. Human Resources - Ald. Wells

E. Board of Public Works - Dr. Fred Abadi

[ID#19-0625](#) Review and act on the Storm Water Management Practice Maintenance Agreement between Summit Credit Union and the City of Waukesha at 2208 E. Moreland Blvd.

Sponsors: Public Works

Attachments: [19-0625_BPW_Agenda_Cover-Summit Credit Union.pdf](#)
[19-0625_SWMPA-Summit Credit Union.pdf](#)

[ID#19-0627](#) Review and act on Contract Change Order No. 1 with Super Western, Inc., for the Northview Road Phase 2 and Meadowview Park Improvements-Concrete.

Sponsors: Public Works

Attachments: [19-0627_BPW_Agenda_Cover-Super Western-Northview Road Phase 2.pdf](#)
[19-0627_Amendment to Super Western Contract.pdf](#)

[ID#19-0631](#) Review and act on Contract Change Order No. 1 with RAM Construction Services of Michigan, Inc., for the South Street Parking Ramp Phase II Repairs-241 South Street project.

Sponsors: Public Works

Attachments: [19-0631_BPW_Agenda_Cover-CCO1-RAM-South Street Ramp Phase 2.pdf](#)
[19-0632_CCO1 for RAM Construction South St Ramp.pdf](#)

End of Consent Agenda

6. New Business

[ID#19-0511](#) Review and act on a request to amend the Police department's budget on an ongoing basis for reimbursements from federal agencies starting in the 2020 budget and beyond. The Council would authorize the City Administrator to increase the appropriate revenue & expense accounts based on the federal reimbursements.

Sponsors: Police Department

Indexes: Budget; reimbursement

Attachments: [Cover Sheet - Federal Reimbursements.pdf](#)

A motion was made by Ald. Pieper, seconded by Ald. Moltzan, to approve request to amend the Police department's budget on an ongoing basis for reimbursements from federal agencies starting in the 2020 budget and beyond. The Council would authorize the City Administrator to increase the appropriate revenue & expense accounts based on the federal reimbursements and a report of such reimbursements would be supplied to the Finance Committee on a quarterly basis. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0709](#) Approve Air Show Emergency Services Contract between Fire Department and Commemorative Air Force for Gathering of Warbirds event May 25.

Attachments: [Cover Sheet-CAF Airshow.pdf](#)
[CAF Services Contract.pdf](#)

A motion was made by Ald. Cummings, seconded by Ald. D. Lemke, to approve Air Show Emergency Services Contract between Fire Department and Commemorative Air Force for Gathering of Warbirds event May 25. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

7. Public Hearing

[PC19-0030](#) Clearwater Apartments - Preliminary Site Plan and Architectural Review and PUD Amendment

Attachments: [18-8890 Concept Landscape Plan.pdf](#)
[2019 03 22 Clearwater submittal.pdf](#)
[Clearwater Apts. Cover Sheet.pdf](#)

The Public Hearing was opened. No one was present to speak. The Public Hearing was closed.

[ID#19-0470](#) MM-1 Zoning

Attachments: [MM-1 Zoning Cover Sheet.pdf](#)
[MM-1 Northeast Combined with Taxkeys.pdf](#)
[MM-1 Northeast Combined.pdf](#)
[MM-1 Use Comparison Full.pdf](#)
[MM-1 Zones City-wide map.pdf](#)
[Ordinances for Rezoning multiple parcels from M-1 and M-3 to MM-1 05-21-19](#)

The Public Hearing was opened. No one was present to speak. The Public Hearing was closed.

8. Action on Public Hearing

[PC19-0030](#) Clearwater Apartments - Preliminary Site Plan and Architectural Review and PUD Amendment

Attachments: [18-8890 Concept Landscape Plan.pdf](#)
[2019 03 22 Clearwater submittal.pdf](#)
[Clearwater Apts. Cover Sheet.pdf](#)

A motion was made by Ald. Perry, seconded by Ald. Johnson, to approve Clearwater Apartments - Preliminary Site Plan and Architectural Review and PUD Amendment. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0470](#) MM-1 Zoning

Attachments: [MM-1 Zoning Cover Sheet.pdf](#)
[MM-1 Northeast Combined with Taxkeys.pdf](#)
[MM-1 Northeast Combined.pdf](#)
[MM-1 Use Comparison Full.pdf](#)
[MM-1 Zones City-wide map.pdf](#)
[Ordinances for Rezoning multiple parcels from M-1 and M-3 to MM-1
05-21-19](#)

Ordinance #'s: 17-19 through 30-19

A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve MM-1 Zoning (ID#19-0470) for multiple parcels from M-1 and M-3. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

Reports

9. 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
- J. Community Development Block Grant Committee Report - Jennifer Andrews
- K. Public Art Committee Report - Ald. Moltzan

10. Plan Commission - Jennifer Andrews

[ID#18-1792](#) Rezoning of multiple properties, Travis Lane and West Avenue, from M-2 to MM-1 (mixed manufacturing)

Attachments: [MM-1 Zones Travis Ln Map.pdf](#)
[MM-1 Use Comparison Full.pdf](#)
[MM-1 Zones City-wide map.pdf](#)
[Ordinances for Rezoning multiple parcels on Travis Ln. and S. West Ave. from M-2 to MM-1 1-3-19](#)

Ordinance #'s: 7-19 through 12-19

A motion was made by Ald. D. Lemke, seconded by Ald. Manion, to approve Rezoning of multiple properties, Travis Lane and West Avenue (ID#18-1792), from M-2 to MM-1 (mixed manufacturing). The motion carried by the following vote:

Aye: 12 - Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke, Browne and Pieper

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#18-1793](#) Rezoning of multiple properties, Sunset and Sentry Drive, from M-3 and M-1 to MM-1 (mixed manufacturing)

Attachments: [MM-1 Zones Sunset Map.pdf](#)
[MM-1 Use Comparison Full.pdf](#)
[MM-1 Zones City-wide map.pdf](#)
[Ordinances for Rezoning multiple parcels on Sunset Dr. from M-3 and M-1 to MM-1 1-3-19](#)

Ordinance #: 13-19

A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve the rezoning of multiple properties, Sunset and Sentry Drive (ID#18-1793), from M-3 and M-1 to MM-1 (mixed manufacturing). The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

11. Standing Committees

A. Finance Committee Report - Ald. Pieper

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

C. Ordinance & License Committee Report - Ald. Johnson

[ID#19-0645](#) Amendments to Mun Code 17.09, the Outdoor Storage ordinance, to delete exclusion for properties having building permits, and technical corrections.

Attachments: [Cover Sheet-Amendments to 17.09.pdf](#)
[Memo to O&L and Council Rev 1.pdf](#)
[Ordinance 17.09-Outdoor Storage Rev 1.pdf](#)

There were no objections to waive the second reading and proceed to the third & final reading and approval.

Ordinance #: 14-19

A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve Amendments to Mun Code 17.09, the Outdoor Storage ordinance as amended and as stated in the packet, to delete exclusion for properties having building permits and technical corrections. The motion carried by the following vote:

Aye: 11 - Pieper, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Nay: 1 - Cummings

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0378](#) Review and act on an Ordinance Creating Section 6.123 of the Waukesha Municipal Code, Regarding the Depositing of Snow onto Certain Public and Private Properties.

Sponsors: Public Works

Attachments: [19-0378 BPW Cover Sheet-Proposed Ord 6 123.pdf](#)
[19-0378 Ordinance 6.123-Plowing Snow onto Streets.pdf](#)

A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve Ordinance Creating Section 6.123 of the Waukesha Municipal Code, Regarding the Depositing of Snow onto Certain Public and Private Properties. The Mayor voted Aye to approve this item to break the tie vote:

Aye: 6 - Pieper, Perry, Manion, Johnson, Wells and Miller

Nay: 6 - Cummings, Rodriguez, D. Lemke, Moltzan, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0708](#) INVITED Other Application - May 13, 2019 - Liquor License for DT Bottle Stop Liquors

A motion was made by Ald. Johnson, seconded by Ald. R. Lemke, to approve Liquor License for DT Bottle Stop Liquors. The motion carried by the following vote:

Aye: 10 - Pieper, Cummings, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Nay: 2 - Perry and Manion

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0677](#) Review and act on an amendment to section 16.07(5) of the Municipal Code which would clarify the circumstances under which Community Development may assess reinspection fees.

Attachments: [Agenda Cover Sheet - Reinspection Fee Correction](#)
[16.07\(5\) Reinspection Fees](#)

A motion was made by Ald. Johnson, seconded by Ald. Manion, to the waive the requirement to allow the motion to be adopted after two readings. The motion carried by the following vote:

Aye: 10 - Pieper, Perry, Manion, Johnson, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Nay: 2 - Cummings and Rodriguez

Absent: 3 - Bartels, E. Payne and C. Payne

Ordinance #: 16-19

A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve amendment to section 16.07(5) of the Municipal Code which would clarify the circumstances under which Community Development may assess reinspection fees. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

D. Human Resources Committee Report - Ald. Wells

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

[ID#19-0520](#) Bids Received: Friday, May 3, 2019, at 11:00 A.M.
2019 Asphalt Street Resurfacing

The Board of Public Works recommends that the low bid from Payne & Dolan, Inc., in the amount \$1,647,970.57 for the Base Bid and Alterate Additions #1 and #2, be awarded.

Sponsors: Public Works

Attachments: [_Bid Tab_Resurfacing.pdf](#)

A motion was made by Ald. Pieper, seconded by Ald. Moltzan, to approved the low bid award for 2019 Asphalt Street Resurfacing to Payne & Dolan, Inc., in the amount \$1,647,970.57 for the Base Bid and Alternate Additions #1 and #2. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0621](#) Bids Received: Friday, May 3, 2019, at 11:00 A.M.
Lowell Park Pickleball Courts

The Board of Public Works recommends that the low bid from Wolf Paving Co., Inc., in the amount of \$110,650.00 for the Base Bid and Alternate Additions #1 and #2, be awarded.

Sponsors: Public Works

Attachments: [Bid Tab Lowell Pickleball Courts.pdf](#)

A motion was made by Ald. Pieper, seconded by Ald. Browne, to approve the low bid award for Lowell Park Pickleball Courts to Wolf Paving Co., Inc., in the amount of \$110,650.00 for the Base Bid and Alternate Additions #1 and #2. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

[ID#19-0622](#) Bids Received: Friday, May 3, 2019, at 11:00 A.M.
Frame Park Retaining Wall Construction

The Board of Public Works recommends that the bid from Ford Construction Co., Inc., in the amount of \$153,489.25, be awarded.

Sponsors: Public Works

Attachments: [Bid Tab Frame Park Retaining Wall.pdf](#)

A motion was made by Ald. Pieper, seconded by Ald. Johnson, to approve the bid for Frame Park Retaining Wall Construction to Ford Construction Co., Inc., in the amount of \$153,489.25. The motion carried by the following vote:

Aye: 11 - Pieper, Cummings, Perry, Manion, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 4 - Bartels, Johnson, E. Payne and C. Payne

[ID#19-0623](#) Bids Received: Friday, May 3, 2019, at 11:00 A.M.
Sanitary Sewer Manhole Repair and Replacement-2019

The Board of Public Works recommends that the low bid from Visu-Sewer in the amount of \$70,235.00, be awarded.

Sponsors: Public Works

Attachments: [Bid Tab Sanitary Sewer Manhole Repair and Replacement.pdf](#)

A motion was made by Ald. Pieper, seconded by Ald. Johnson, to approve the low bid award Sanitary Sewer Manhole Repair and Replacement-2019 to Visu-Sewer in the amount of \$70,235.00. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

13. Director of Public Works Report

14. City Attorney's Report

15. City Administrator's Report

[ID#19-0705](#) Report from the City Administrator

Attachments: [Admin Report 5-17-19](#)

16. Mayor's Report & Referrals

[ID#19-0711](#) Board & Commission Appointments

Attachments: [Letter for Council - May 21, 2019](#)

A motion was made by Ald. Cummings, seconded by Ald. Manion, to appoint Cynthia Deatrack and Rose Sura to the Public Library Board; and Ed Raether to Board of Zoning Appeals. The motion carried by the following vote:

Aye: 12 - Pieper, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller, R. Lemke and Browne

Absent: 3 - Bartels, E. Payne and C. Payne

17. Referrals

Ald. Perry to Human Resources committee to consider an increase in Aldermanic compensation including a possible study for those elected or re-elected on or after the elected 2020 cycle.

18. Adjournment

The meeting adjourned at 7:49 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 or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.