



# City of Waukesha

City Hall,  
201 Delafield Street  
Waukesha, WI 53188

## Meeting Minutes - Final

### City Council

*Mayor Shawn Reilly, Dist. 1 - Ald. Terry Thieme  
Dist. 2 - Ald. Eric Payne, Dist. 3 - Ald. Cassandra Rodriguez  
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. Erik Helgestad  
Dist. 12 - Ald. Aaron Perry, Dist. 13 - Ald. Dean Lemke  
Dist. 14 - Ald. Bill Boyle, Dist. 15 - Ald. Cory Payne*

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Tuesday, July 18, 2017

6:30 PM

Council Chambers, City Hall  
Use lower level glass door.

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#### 1. Roll Call

**Present:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne  
**Absent:** 2 - Skinner and Cummings

2. Announcement of Closed Session pursuant Wis. Stats. 19.85 (1)(g) to confer with legal counsel who is rendering advice on strategy concerning litigation in which the City is involved; in particular, the consent order with the Department of Justice concerning radium compliance.

*The closed session was announced.*

#### 3. Pledge of Allegiance

#### 4. Public Comment

*There was not one present for Public Comment.*

#### 5. Approval of Minutes

[ID#17-1082](#) Minutes from June 20, 2017

**A motion was made by Ald. Thieme, seconded by Ald. Johnson, that the Minutes of June 20, 2017 be approved. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne  
**Absent:** 2 - Skinner and Cummings

## **Consent Agenda**

*No items were removed or added to the Consent Agenda. The Consent Agenda passed by unanimous consent.*

### **1. Other Boards and Commissions**

[ID#17-0816](#) To recommend approval of proposed feasibility study proposal associated with the Woodfield South Pond Dam.

### **2. Plan Commission**

[PC17-0056](#) Rolling Oaks II, Addition No. 2, Beeheim & Guthrie (Town of Waukesha) - Extra Territorial Plat Review

[ID#17-1015](#) 617 Brasted Place, driveway widening

### **3. Standing Committees**

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

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

A. [ID#17-0737](#) Please establish No Parking, 7:00 a.m. to 4:30 p.m., September 1 - June 15, Except Saturday, Sunday and Holidays on the south side of Davidson Road from east property line of 2007 Davidson Rd. to Hillcrest Dr.

*Resolution 34-17*

B. [ID#17-0965](#) Consider the creation of a no parking zone on the south side of Wilmont Dr. from 15 ft west of the west driveway to the west side of the east driveway at 209 Wilmont Dr.

*Resolution 34-17*

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

##### 1. Licenses

[ID#17-1017](#) Bartender Applications - June 26, 2017

[ID#17-1018](#) Other Applications - June 26, 2017

[ID#17-1058](#) Bartender Applications- July 10, 2017

[ID#17-1060](#) Other Applications- July 10, 2017

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

- A. [ID#17-0985](#) Approve Storm Water Management Practice Maintenance Agreement between Home Depot U.S.A., Inc., and the City of Waukesha.
- B. [ID#17-1005](#) Review and approve Contract Change Order No. 1 with Zignego Company, Inc., for the Arcadian Avenue Utility and Street Improvements – Concrete Pavement project

**End of Consent Agenda**

## 6. Closed Session

[ID#17-1096](#) A motion will be made to go into closed session pursuant to Wis. Stats. 19.85 (1)(g) to confer with legal counsel who is rendering advice on strategy concerning litigation in which the City is involved; in particular the consent order with the department of justice concerning radium compliance.

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 action on matters discussed in closed session.

**A motion was made by Ald. Pieper, seconded by Ald. Perry, to go into closed session pursuant to Wis. Stats. 19.85 (1)(g) to confer with legal counsel who is rendering advice on strategy concerning litigation in which the City is involved; in particular the consent order with the department of justice concerning radium compliance. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

*Meeting went into Recess at 6:35 p.m. and reconvened at 7:00 p.m.*

**A motion was made by Ald. Johnson, seconded by Ald. Perry, to reconvene in open session, pursuant to Wis. Stats. 19.85(2) for possible action on matters discussed in closed session. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

[ID#17-1115](#) Potential action on the consent order with the Department of Justice concerning radium compliance.

**A motion was made by Ald. Thieme, seconded by Ald. Perry, to approve the amended Stipulation and Order for amended Judgment, Case No. 09CX04, and authorize Attorney Paul Kent to sign it on behalf of the City. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

[ID#17-1084](#) Board and Commission Appointments

**A motion was made by Ald. Thieme, seconded by Ald. Perry, to approve Corey Montihio to the Board of Zoning Appeals, Sandra Ammerman to the Library Board, and Mike Payne to the Plan Commission. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

## 8. Public Hearing

[PC17-0052](#) Fleetfoot Development, SE corner of Fleetfoot Drive & Racine Avenue - Rezoning

*This item was taken out of order.*

*The Public Hearing was opened*

*There was no one present for public comment. The Public Hearing was closed.*

[PC17-0064](#) Waukesha Memory Care, Broadway - Rezoning

*The Public Hearing was opened.*

*No one was present for the Public Hearing to speak. The hearing was closed.*

[ID#17-0964](#) Consider revisions to Municipal Code sec 22.58(2)(j), concerning regulation of fences and the allowance of fences in street yards under certain circumstances, and make recommendation to Common Council.

*The Public Hearing was opened.*

*Charles Leach, 801 Westowne Avenue spoke.*

*The Public Hearing was closed.*

## 9. Action on Public Hearing

[PC17-0052](#) Fleetfoot Development, SE corner of Fleetfoot Drive & Racine Avenue - Rezoning

**A motion was made by Ald. Johnson, seconded by Ald. Thieme, to approve the Fleetfoot Development, SE corner of Fleetfoot Drive & Racine Avenue - Rezoning. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

[PC17-0064](#) Waukesha Memory Care, Broadway - Rezoning

**A motion was made by Ald. Thieme, seconded by Ald. Johnson, to approve the Waukesha Memory Care, Broadway - Rezoning. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

[ID#17-0964](#) Consider revisions to Municipal Code sec 22.58(2)(j), concerning regulation of fences and the allowance of fences in street yards under certain circumstances, and make recommendation to Common Council.

*Ordinance #6-17*

**A motion was made by Ald. Pieper, seconded by Ald. Perry, to approve Municipal Code sec 22.58(2)(j), concerning regulation of fences and the allowance of fences in street yards under certain circumstances. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

## **Reports**

### 10. Other Boards and Commissions

### 7. New Business

[ID#17-1101](#) City Hall flooding update

A. Transit Commission Report - Dr. Fred Abadi

B. Water Utility Commission - Ald. Thieme

[ID#17-1097](#) Alderman Thieme Water Utility Commission update to Council

- C. Information Technology Board Report - Ald. Skinner
- D. Landmarks Commission Report - Ald. Boyle
- E. Redevelopment Authority Report - Ald. Skinner
- F. Parks, Recreation & Forestry Board Report - Ald. Johnson
- G. Library Board Report - Ald. Helgestad
- H. Cemetery Commission Report - Ald. Bartels
- I. Waukesha Housing Authority Report - Ald. Rodriguez
- J. Community Development Block Grant Committee Report - Jennifer Andrews
- K. Public Art Committee Report - Ald. C Payne
- 11. Plan Commission - Jennifer Andrews

[PC17-0054](#) Fleetfoot Development, SE Corner of Fleetfoot Drive & Racine Avenue - Final Site Plan & Architectural Review

**A motion was made by Ald. Thieme, seconded by Ald. Bartels, to approve the Fleetfoot Development, SE Corner of Fleetfoot Drive & Racine Avenue - Final Site Plan & Architectural Review subject to Engineering, Fire and Water Utility comments. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

## 12. Standing Committees

- A. Finance Committee Report - Ald. Pieper
- B. Building & Grounds Committee Report - Ald. E. Payne
- B. [ID#17-0742](#) Provide a more permanent solution to pavement marking at Sunset/164/Milky Way.  
*Held until NEXT MEETING.*
- C. Ordinance & License Committee Report - Ald. Johnson

[ID#17-1016](#) Bartender Applications - June 26, 2017 - Eric Rossman

**A motion was made by Ald. Johnson, seconded by Ald. C. Payne, to approve Bartender Application - June 26, 2017 - Eric Rossman. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

[ID#17-1090](#) Bartender Application - July 10, 2017 - Matthew Hammes

**A motion was made by Ald. Johnson, seconded by Ald. Rodriguez, to approve Bartender Application - July 10, 2017 - Matthew Hammes. The motion carried by the following vote:**

**Aye:** 12 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Nay:** 1 - Jankowski

**Absent:** 2 - Skinner and Cummings

[ID#17-1091](#) Bartender Application - July 10, 2017 - Arielle Messier

**A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve Approve Bartender Application - July 10, 2017 - Arielle Messier. The motion carried by the following vote:**

**Aye:** 12 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Nay:** 1 - Jankowski

**Absent:** 2 - Skinner and Cummings

D. Human Resources Committee Report - Ald. Thieme

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

A. [ID#17-1031](#) Horeb Park Lighting Upgrades

The Board of Public Works recommends the low bid from WIL-Surge, Inc., for the Alternate B proposal in the amount of \$29,992.00 be awarded.

**A motion was made by Ald. E. Payne, seconded by Ald. Pieper, to approve the contract award for Horeb Park Lighting Upgrades to WIL-Surge, Inc., for the Alternate B proposal on their low bid in the amount of \$29,992.00. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

- B. [ID#17-1032](#) Installation of Poured-in-Place Resilient Surfacing for Sentinel Park Playground

The Board of Public Works recommends that the only bid from Bluemel Maintenance Service, Inc., in the amount of \$66,930.00 be awarded.

**A motion was made by Ald. E. Payne, seconded by Ald. Pieper, to approve the contract award for Installation of Poured-in-Place Resilient Surfacing for Sentinel Park Playground to Bluemel Maintenance Service, Inc., on their only bid in the amount of \$66,930.00. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

- C. [ID#17-1033](#) Structured Wiring for Fire Station No. 3, 2440 S.T.H 59 (Les Paul Parkway)

The Board of Public Works recommends that the low bid from CC&N, Inc., in the amount of \$47,865.40 be awarded.

**A motion was made by Ald. E. Payne, seconded by Ald. Perry, to approve the contract award for Structured Wiring for Fire Station No. 3, 2440 S.T.H 59 (Les Paul Parkway) to CC&N, Inc., on their low bid in the amount of \$47,865.40. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

- D. [ID#17-1034](#) Transit Ramp Waterproofing, Coating and Joint Repair, 212 E. St. Paul Ave.

The Board of Public Works recommends that the low bid from Tarlton Corp. in the amount of \$43,000.00 be awarded.

**A motion was made by Ald. E. Payne, seconded by Ald. Helgestad, to approve the contract award for Transit Ramp Waterproofing, Coating and Joint Repair, 212 E. St. Paul Ave to Tarlton Corp. on their low bid in the amount of \$43,000.00. The motion carried by the following vote:**

**Aye:** 13 - Pieper, Bartels, Perry, C. Payne, Manion, Thieme, Johnson, Jankowski, Helgestad, Boyle, Rodriguez, Lemke and E. Payne

**Absent:** 2 - Skinner and Cummings

14. Director of Public Works Report

15. City Attorney's Report

16. City Administrator's Report



[ID#17-1083](#) Report from the City Administrator

17. Mayor's Report & Referrals

18. Referrals

*Ald. Jankowski to Building & Grounds to Install No Truck over 3 tons sign on Lake Avenue at the corner of South Prairie Ave & Lake Ave, east bound.*

19. Adjournment

*7:57 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.