



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Final

City Council

Thursday, April 9, 2020

6:30 PM

Virtual Meeting

Public can view the meeting live online:

<https://waukesha.legistar.com/Calendar.aspx> or by

calling 1-312-626-6799 and using Webinar ID: 595 510 189 and

Password: 951070

1. Roll Call

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

Absent: 2 - Pieper and C. Payne

2. Pledge of Allegiance

3. Approval of Minutes

[ID#20-0439](#) Minutes from March 17, 2020

A motion was made by Ald. Johnson, seconded by Ald. R. Lemke to approve the minutes from the March 17, 2020 meeting. The motion carried with the following vote:

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

Absent: 2 - Pieper and C. Payne

Consent Agenda

The Consent Agenda passed by unanimous consent as presented.

1. Other Boards and Commissions

2. Plan Commission

[PC20-0018](#) Venture Court - Certified Survey Map

[ID#20-0395](#) Correction Instrument – Parcel 1 of CSM 9033

3. Standing Committees

A. Finance Committee - Ald. Pieper

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

C. Ordinance & License Committee - Ald. Johnson

- 1. Licenses

D. Human Resources - Ald. Wells

E. Board of Public Works - Dr. Fred Abadi

End of Consent Agenda

4. New Business

[ID#20-0458](#) Approve Emergency Order to allow meetings to be done remotely

A motion was made by Ald. Browne, seconded by Ald. R. Lemke, to approve ID#20-0458 Emergency Order to allow meetings to be done remotely. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0440](#) Approve Emergency Order – Municipal Enforcement of DHS Emergency Order #12

A motion was made by Ald. Miller, seconded by Ald. Johnson, to approve ID#20-0440 Emergency Order - Municipal Enforcement of DHS Emergency Order #12. The motion carried by the following vote:

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

Nay: 1 - R. Lemke

Absent: 2 - Pieper and C. Payne

[ID#20-0441](#) Approve Emergency Order – Consolidation of Polling Places

A motion was made by Ald. Wells, seconded by Ald. Johnson, to approve ID#20-0441 Emergency Order - Consolidation of Polling Places. The motion carried by the following vote:

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

Nay: 1 - R. Lemke

Absent: 2 - Pieper and C. Payne

[ID#20-0449](#) Create Municipal Code sec. 16.072, regarding building inspections during COVID-19 outbreak.

Ord. 2020-4

A motion was made by Ald. R. Lemke, seconded by Ald. Wells, to approve ID#20-0449 Create Municipal Code sec. 16.072, regarding building inspections during COVID-19 outbreak.. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0450](#) Ratify creation of Human Resources policy regarding COVID-19 working conditions.

A motion was made by Ald. Miller, seconded by Ald. Wells, to approve ID#20-0450 Ratify creation of Human Resources policy regarding COVID-19 working conditions. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0451](#) Ratify amendments to Metro Transit policies and schedules related to the COVID-19 outbreak.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve ID#20-0451 Ratify amendments to Metro Transit policies and schedules related to the COVID-19 outbreak. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0453](#) Ratify creation of carry-out zones downtown and posting of signage

A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve ID#20-0453 Ratify creation of carry-out zones downtown and posting of signage. The motion carried by the following vote:

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

Nay: 1 - R. Lemke

Absent: 2 - Pieper and C. Payne

[ID#20-0454](#) Ratify change of in-person early voting to appointment only.

A motion was made by Ald. Miller, seconded by Ald. Wells, to approve ID#20-0454 Ratify change of in-person early voting to appointment only. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0455](#) Approve commencement of litigation related to the incorporation of the Town of Waukesha as a village as deemed appropriate by the Mayor and the City Attorney.

Include regular updates to the Common Council and may be in closed session

A motion was made by Ald. Manion, seconded by Ald. R. Lemke, to approve ID#20-0455 Approve commencement of litigation related to the incorporation of the Town of Waukesha as a village as deemed appropriate by the Mayor and the City Attorney. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

Abstain: 1 - Moltzan

[ID#20-0457](#) Approve amendment to HR Policy C2, regarding accumulation of vacation time during Declaration of Emergency

A motion was made by Ald. Wells, seconded by Ald. Johnson, to approve ID#20-0457 Approve amendment to HR Policy C2, regarding accumulation of vacation time during Declaration of Emergency. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

Reports

5. 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

[ID#20-0412](#) Recommend to approve proposed 2020 Springs Park usage contract with the Waukesha YMCA.

A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve ID#20-0412 2020 Springs Park usage contract with the Waukesha YMCA. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0414](#) Recommend to approve (Ordinance & License Committee) proposed revisions to ordinance 8.115 Special Events in Parks (Cr. #24-04).

First Reading

[ID#20-0413](#) Recommend to approve (Ordinance & License Committee) request received from the Waukesha Olde Car Club to sell fermented malt beverages and wine on August 9, 2020, from 10:00 a.m. to 4:00 p.m. for their public event to be held at Frame Park.

A motion was made by Ald. Johnson, seconded by Ald. Manion to approve ID#20-0413 application received from the Waukesha Olde Car Club to sell fermented malt beverages and wine on August 9, 2020, from 10:00 a.m. to 4:00 p.m. for their public event to be held at Frame Park. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0417](#) Recommend to approve beverage service contract with the Sunrise Rotary Club Charitable Fund, Inc. to provide services at the 2020 Jazz Express Concert.

A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve ID#20-0417 beverage service contract with the Sunrise Rotary Club Charitable Fund, Inc. to provide services at the 2020 Jazz Express Concert. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0419](#) Recommend to approve contract with The Happy Mower LLC to provide 2020 Street/Highway Median Island Mowing and Trimming Services.

A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve ID#20-0419 contract with The Happy Mower LLC to provide 2020 Street/Highway Median Island Mowing and Trimming Services. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0421](#) Recommend to approve contract with Power DMS, Inc. to provide accreditation computer software.

A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve ID#20-0421 contract with Power DMS, Inc. to provide accreditation computer software. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0443](#) Recommend to approve proposed Park Use Agreement regarding the Badgerland Water Ski Club to utilize Frame Park and access the Fox River for scheduled practices and shows during the 2020 Spring/Summer season.

A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve ID#20-0443 proposed Park Use Agreement regarding the Badgerland Water Ski Club to utilize Frame Park and access the Fox River for scheduled practices and shows during the 2020 Spring/Summer season. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0444](#) Recommend to approve agreement with TruGreen Lawn Care to provide 2020 fertilization and weed control services on various City/park properties.

A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve ID#20-0444 Recommend to approve agreement with TruGreen Lawn Care to provide 2020 fertilization and weed control services on various City/park properties. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

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
- 6. Plan Commission - Jennifer Andrews
- 7. 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
- 8. Board of Public Works Report - Dr. Fred Abadi

[ID#20-0386](#) Bids Received: Friday, March 13, 2020, at 11:00 A.M.
2020 Asphalt Street Repairs

Recommend that the low bid from All-Ways Contractors, Inc., in the amount of \$155,760.00 be awarded.

A motion was made by Ald. Miller, seconded by Ald. E. Payne, to approve ID#20-0386 the low bid be awarded for Asphalt Street Repairs to All-Ways Contractors, Inc., in the amount of \$155,760.00. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0387](#) Bids Received: Friday, March 13, 2020, at 11:00 A.M.
Roberta Avenue and Tenny Avenue Utility and Street Improvements

Recommendation that the low bid from Advance Construction, Inc., in the amount of \$1,880,713.25 (Base Bid) be awarded.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve the low bid award for ID#20-0387 Roberta Avenue and Tenny Avenue Utility and Street Improvements to Advance Construction, Inc., in the amount of \$1,880,713.25 (Base Bid). The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0396](#) Resolution to prepare plans and specifications for the Installation of a 108 space/72 niche hexagon Columbarium at the Prairie Home Cemetery Columbarium.

A motion was made by Ald. E. Payne, seconded by Ald. Cummings, to approve ID#20-0396 Resolution to prepare plans and specifications for the Installation of a 108 space/72 niche hexagon Columbarium at the Prairie Home Cemetery Columbarium. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0433](#) Resolution to prepare plans and specifications for the 2020 Street Lighting Cabinet Upgrades (436 N. Moreland Blvd.) project.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve ID#20-0433 Resolution to prepare plans and specifications for the 2020 Street Lighting Cabinet Upgrades (436 N. Moreland Blvd.) project. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0434](#) Approval of Payments

A motion was made by Ald. E. Payne, seconded by Ald. Cummings, to approve ID#20-0434 Approval of Payments. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0435](#) Bids Received: Friday, April 3, 2020 at 11:00 a.m.
Grandview and Meadowview Parks Lighting Upgrades 2020

Department of Public Works recommends award to the low bidder, WIL-Surge Electric, Inc., in the amount of \$28,394.50.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve ID#20-0435 the low bid for Grandview and Meadowview Parks Lighting Upgrades 2020 to WIL-Surge Electric, Inc., in the amount of \$28,394.50. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0436](#) Bids Received: Friday, April 3, 2020, at 11:00 a.m.
Alley #32 (Newhall, Scott, Wilson, Grand) and #31 (Wilson, Newhall, Grand, Garfield) Reconstruction

Department of Public Works recommends award to the low bidder, All-Ways Contractors, Inc., in the amount of \$266,852.00.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve ID#20-0436 the low bid award for Alley #32 (Newhall, Scott, Wilson, Grand) and #31 (Wilson, Newhall, Grand, Garfield) Reconstruction to All-Ways Contractors, Inc., in the amount of \$266,852.00. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0456](#) Review and act on increasing the 2020 Community Investment Program (CIP) Budget by \$1,100,000 for the West Side Pump Station Consolidation Project.

A motion was made by Ald. E. Payne, seconded by Ald. D. Lemke, to approve ID#20-0456 Review and act on increasing the 2020 Community Investment Program (CIP) Budget by \$1,100,000 for the West Side Pump Station Consolidation Project. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0437](#) Bids Received: Friday, April 3, 2020, at 11:00 a.m.
West Side Pump Station Consolidation

Department of Public Works recommends award to the low bidder, Advance Construction, Inc., in the amount of \$7,449,654.95.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve ID#20-0437 the low bid award for the West Side Pump Station Consolidation to Advance Construction, Inc., in the amount of \$7,449,654.95. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

[ID#20-0438](#) Establish Street Opening Prices for the Year 2020.

A motion was made by Ald. E. Payne, seconded by Ald. Miller, to approve ID#20-0438 Establish Street Opening Prices for the Year 2020. The motion carried by the following vote:

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

Absent: 2 - Pieper and C. Payne

9. Director of Public Works Report
10. City Attorney's Report
11. City Administrator's Report

[ID#20-0442](#) Report from the City Administrator

12. Mayor's Report & Referrals
13. Referrals
14. Adjournment

Adjourned at 8:02 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.