



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Draft

City Council

*Mayor Shawn Reilly, Dist. 1 - Ald. Terry Thieme
Dist. 2 - Ald. Eric Payne, Dist. 3 - Ald. Chris Hernandez
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. Andy Reiland
Dist. 14 - Ald. Bill Boyle, Dist. 15 - Ald. Cory Payne*

Tuesday, December 6, 2016

6:30 PM

Council Chambers, City Hall
Use lower level glass door.

1. Roll Call

Present: 14 - Pieper, Bartels, Skinner, Cummings, Perry, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 1 - Hernandez

2. Pledge of Allegiance

3. Public Comment

4. Approval of Minutes

[ID#16-1760](#) Minutes from November 15, 2016

Attachments: [ccmn161115draft2](#)

A motion was made by Ald. Thieme, seconded by Ald. Johnson, to approve ID#16-1760 Minutes from November 15, 2016. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Skinner, Cummings, Perry, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 1 - Hernandez

Consent Agenda

Item ID#16-1737 removed from the Consent Agenda by Ald. Manion. The remainder of the Consent Agenda passed by unanimous consent with no other changes.

1. Other Boards and Commissions

[ID#16-1600](#) Discuss and accept the 2016 Local Spark Award given by the League of Wisconsin Municipalities and WEA Trust. This grant will fund the Waukesha Community Canvas project to start Spring of 2017. This project

will be in collaboration with the Waukesha Community Arts Project.

- d. [ID#16-1697](#) Approve Water Utility Capital Improvement Plan and Operating Plan for 2017

Attachments: [2017 CIP & OP Budget.pdf](#)

2. Plan Commission

3. Standing Committees

A. Finance Committee - Ald. Pieper

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

C. Ordinance & License Committee - Ald. Johnson

- [ID#16-1535](#) Review and Consider Allowing Overnight Parking in the Central Business District - especially on Ann St.

Sponsors: E. Payne

Attachments: [Item 16-1535 Admin Review Overnight Parking Downtown](#)
[Ordinance 7.04\(6\) - CBD Night Parking](#)

Ordinance #16-13

- [ID#16-1661](#) Recommend Language Modification to Ordinance 3.02 - Water Utility Commission

Attachments: [Ordinance Modification Memo and Atty Letter.pdf](#)
[Ordinance 3.02 Water Utility Commission](#)

Ordinance #16-14

- [ID#16-1673](#) Review and Consider Revising Section 4.07, Waukesha Municipal Code

Attachments: [4.07 memo](#)
[Ordinance 4.07](#)

Ordinance #16-15

- [ID#16-1737](#) Consider and Act on creation of Municipal Code Section 3.19 regarding the Information Technology Board

Attachments: [Cover Sheet-O&L 11-28-16](#)
[3.19 - ITB - O&L Draft 11-28-16](#)
[Ordinance 3.19 - ITB](#)

This item was removed from Consent and handled under 8.C. under the Ordinance &

License Committee Report.

1. Licenses

[ID#16-1678](#) Bartender Applications- November 14, 2016

Attachments: [Bartenders 2016.11.14](#)

[ID#16-1682](#) Other Applications- November 14, 2016

Attachments: [Other Licenses November 14 2016](#)

[ID#16-1734](#) Bartender Applications- November 28, 2016

Attachments: [Bartender Operator Licenses November 28 2016](#)

[ID#16-1735](#) Other Applications- November 28, 2016

Attachments: [Other Licenses November 28 2016](#)

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

[ID#16-1674](#) Contract Change Order No. 1 with Demand & Precision Parts Co. for the 2016 Frame Park Ball Diamond Modular Backstop Wall and Netting.

Sponsors: Public Works

Attachments: [Agenda Cover Sheet - Change Order No 1 to Demand Precision 16-1674 Change Order No 1 for Demand Precision](#)

[ID#16-1687](#) Be it Resolved that the Board of Public Works be and is hereby authorized and directed to prepare plans and specifications and to advertise for bids for the construction of:

a. N. Grand Ave. and South St. Utility and Street Improvements.

Sponsors: Public Works

Attachments: [#53 - BPW Resolution N. Grand Ave. and S. Street Utility and Street Improvements](#)

Resolution #R83-16

End of Consent Agenda

5. New Business

[ID#16-1668](#) A Resolution to urge the Governor and Legislature to find Sustainable

Solutions for Transportation Funding

Attachments: [Resolution for Transportation Funding](#)

A motion was made by Ald. Pieper, seconded by Ald. Thieme, that Resolution #84-16 to urge the Governor and Legislature to find Sustainable Solutions for Transportation Funding be adopted. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Skinner, Cummings, Perry, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 1 - Hernandez

[ID#16-1770](#) Consider and act on changes to Ordinance 9.09 (4) regarding the specific location in which hard alcohol purchases are made

Attachments: [Request from Ald. Boyle](#)

[Request from Ald. Helgestad](#)

[Request from Ald. Perry](#)

ORIGINAL MOTION: A motion was made by Ald. Perry, seconded by Ald. Boyle, to approve amending Ordinance 9.09 (4) to eliminate the restriction requiring grocery stores to have a separate room and separate register to check out specifically hard alcohol.

Ald. Jankowski made a motion to close debate at 7:25 p.m. That motion failed for lack of a second.

A motion was made by Ald. Johnson, seconded by Ald. Perry, to CALL THE QUESTION. The motion to call the question carried by the following vote:

Aye: 13 - Pieper, Bartels, Skinner, Perry, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Nay: 1 - Cummings

Absent: 1 - Hernandez

{Voting on original motion} A motion was made by Ald. Perry, seconded by Ald. Boyle, to approve amending Ordinance 9.09 (4) to eliminate the restriction requiring grocery stores to have a separate room and separate register to check out specifically hard alcohol. The motion failed by the following vote:

Aye: 5 - Perry, Reiland, Manion, Helgestad and Boyle

Nay: 9 - Pieper, Bartels, Skinner, Cummings, C. Payne, E. Payne, Thieme, Johnson and Jankowski

Absent: 1 - Hernandez

[ID#16-1782](#) Board and Commission Appointments

Attachments: [Letter for Council, December 6 2016](#)

A motion was made by Ald. Pieper, seconded by Ald. Thieme, to approve the appointment of Ty Taylor to the Landmarks Commission. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Skinner, Cummings, Perry, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 1 - Hernandez

[ID#16-1785](#) Approve settlement agreement with Carisch Brothers LP to settle Arby's excessive property tax assessment lawsuit

Sponsors: Attorney's Office

Attachments: [Cover Sheet](#)
[Settlement Agreement](#)

A motion was made by Ald. Johnson, seconded by Ald. Thieme, to approve the settlement agreement with Carisch Brothers LP to settle Arby's excessive property tax assessment lawsuit. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Skinner, Perry, C. Payne, Reiland, Manion, E. Payne, Thieme, Johnson, Jankowski, Helgestad and Boyle

Absent: 2 - Cummings and Hernandez

Reports

6. Other Boards and Commissions

A. Transit Commission Report - Dr. Fred Abadi

B. Water Utility Commission - Ald. Thieme

[ID#16-1786](#) Alderman Thieme Water Utility update

Attachments: [11 17 2016 Meeting update to Council.pdf](#)

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. Reiland

H. Cemetery Commission Report - Ald. Jankowski

I. Waukesha Housing Authority Report - Ald. Hernandez

J. Community Development Block Grant Committee Report - Jennifer Andrews

K. Public Art Committee Report - Ald. C Payne

7. Plan Commission - Jennifer Andrews

8. Standing Committees

A. Finance Committee Report - Ald. Pieper

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

C. Ordinance & License Committee Report - Ald. Johnson

[ID#16-1737](#) Consider and Act on creation of Municipal Code Section 3.19 regarding the Information Technology Board

Attachments: [Cover Sheet-O&L 11-28-16](#)
[3.19 - ITB - O&L Draft 11-28-16](#)
[Ordinance 3.19 - ITB](#)

A motion was made by Ald. Daniel Manion, seconded by Ald. Vance Skinner, approving the Amendment of Municipal Code Section 3.19 Information Technology Board with the correction by the City Attorney (Ordinance #16-16). The motion carried unanimously.

[ID#16-1717](#) Amendment of Municipal Code Section 29.10(5), Credit Meters - Clean Water Plant.

Sponsors: Public Works

Attachments: [Agenda Cover Sheet - Credit Meter Phase-Out](#)
[Water Commission Meeting Minutes 8-18-16](#)
[Proposed Amendment to Section 29.10\(5\) - Credit Meters](#)
[Sewer Credit Meters](#)
[Ordinance 29.10\(5\) Delete Residential Credit Meter](#)

A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve the Amendment of Municipal Code Section 29.10(5), Credit Meters - Clean Water Plant - Ordinance #16-17. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Skinner, Cummings, Perry, C. Payne, Reiland, Manion, E. Payne, Johnson, Helgestad and Boyle

Nay: 2 - Thieme and Jankowski

Absent: 1 - Hernandez

D. Human Resources Committee Report - Ald. Thieme

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

10. Director of Public Works Report

11. City Attorney's Report
12. City Administrator's Report
13. Mayor's Report & Referrals
14. Referrals

Ald. Cummings to the Human Resources Committee to discuss and recommend developing a policy where in the case of dismissal or firing of of an employee that the HR Director be present at the time of such action.

Ald. Cummings to City Administrator regarding the full time HR Director made in July 2016 be addressed and placed on the HR agenda no later than January 27, 2017 and also the referral regarding additional insurance opportunities for employees also by January 27, 2017.

15. Adjournment

Adjourned at 8:10 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, FAX 524-3898, or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.