



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Agenda - Final-revised

City Council

Thursday, April 4, 2019

6:30 PM

Council Chambers, City Hall
Use lower level glass door.

1. Roll Call
2. Announcement of Closed Session pursuant to Wis. Stats. §19.85 1(f) to discuss a request of the Common Council to approve extended sick leave for a particular employee under HR Policy C-3 – Leaves of Absence, Section B(4) for a period of up to nine (9) months and Wis. Stats. Sec. 19.85(1)(g) to confer with legal counsel regarding an offer of settlement of City of Waukesha v. Mill Reserve, LLC lawsuit.

3. Pledge of Allegiance

4. Public Comment

City Residents and Taxpayers Only - Limited to three minutes/speaker, ending 7:00 p.m.

5. Recognition of Service for Aldermen Helgestad, C. Payne, Skinner, Wilke and Thieme

6. Approval of Minutes

[ID#19-0464](#) Minutes from March 19, 2019

Attachments: [ccmn 19.03.19](#)

Consent Agenda

Items under the Consent Agenda have passed unanimously out of committee. Unless a member of the Common Council specifically requests that an item on the Consent Agenda be removed and considered separately, items on the Consent Agenda are then approved unanimously by general consent. Any item removed from Consent Agenda will be discussed under the appropriate committee, board or commission on the Regular Agenda.

1. Other Boards and Commissions

[ID#19-0239](#) Recommend to approve proposed 2019 contract with Midwest Cycling Series to conduct Carl Zach Cycling Classic.

Sponsors: Parks and Recreation & Forestry

Attachments: [Carl Zach 2019 Cover Letter.pdf](#)
[2019 Zach Race Contract.pdf](#)

Legislative History

2/18/19	Parks, Recreation and Forestry Board	tabled
3/25/19	Parks, Recreation and Forestry Board	approved

[ID#19-0436](#) Recommend to approve proposed contract with The Park Foundation of Waukesha, Inc. for Beverage Services at Cutler Park for the 2019 Tribute Tuesday Concert Series and Carl Zach Cycling Classic.

Sponsors: Parks and Recreation & Forestry

Attachments: [Council Agenda Cover Sheet-Park Foundation Agreement 2019.pdf](#)
[2019 Carl Zach-Tribute Tuesday Beverage Services Agreement.pdf](#)

Legislative History

3/25/19	Parks, Recreation and Forestry Board	approved
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[ID#19-0437](#) Recommend to approve contract with Kujawa Enterprises, Inc. (KEI) to provide 2019 Street/Highway Median Island Mowing and Trimming Services as proposed.

Sponsors: Parks and Recreation & Forestry

Attachments: [2019 COVER LETTER Street-Highway Median Island Mowing & Trimming Servi](#)
[2019 PROPOSAL RFP SUMMARY Street-Highway Median Mowing & Trimming](#)
[2019 PROPOSED CONTRACT Street-Highway Median Island Mowing & Trimmr](#)

Legislative History

3/25/19	Parks, Recreation and Forestry Board	approved
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[ID#19-0441](#) Recommend to approve proposed Sponsorship Agreement and Addendum with Meijer Great Lakes Limited Partnership.

Sponsors: Parks and Recreation & Forestry

Attachments: [Council Agenda Cover Sheet-Meijer Agreement 2019.pdf](#)
[City of Waukesha Master Sponsorship Agreement-FINAL.pdf](#)
[City of Waukesha Sponsorship Addendum-FINAL.pdf](#)

Legislative History

3/25/19	Parks, Recreation and Forestry Board	approved
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[ID#19-0442](#) Recommend to approve proposed agreement with Waukesha County Fair Association for parking services at the 2019 City Fourth of July Fireworks.

Sponsors: Parks and Recreation & Forestry

Attachments: [Council Agenda Cover Sheet-Waukesha County Fair Parking2019.pdf](#)
[WCFA & City of Waukesha 4th of July Fireworks Parking Agreement.2019.pdf](#)

Legislative History

3/25/19	Parks, Recreation and Forestry Board	approved
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[ID#19-0383](#) Recommend approval of the Relocation Order Resolution and Resolution of Public Necessity for the easements necessary for the return flow pipeline portion of the Great Water Alliance program

Attachments: [Return Flow Pipeline Relocation Order Resolution and Resolution of Public Nec](#)

Legislative History

3/21/19	Waukesha Water Commission	approved
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[ID#19-0384](#) Recommend Approval of an Intergovernmental Cooperation Agreement with the Town of Waukesha to the Common Council pending legal review.

Attachments: [Intergovernmental Agreement with Town of Waukesha.pdf](#)

Legislative History

3/21/19	Waukesha Water Commission	approved
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2. Plan Commission

[PC19-0023](#) Fox Lake Village Addition III, Lawnsdale and River Road - Final Subdivision Plat Review

Attachments: [B-Final Plat_FLV3.pdf](#)
[Fox Lake Village Plat Cover Sheet.pdf](#)

Legislative History

3/27/19	Plan Commission	approved
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3. Standing Committees

A. Finance Committee - Ald. Pieper

[ID#19-0250](#) Review and act on authorizing the Mayor to end the existing Local Program Operator Contract between Wisconsin Department of Agriculture, Trade, and Consumer Protection and City of Waukesha/Waukesha Fire Department.

Sponsors: Fire Department

Indexes: contract; Local Program Operator

Attachments: [Cover Sheet - Tank Inspection Contract with State.pdf](#)
[State of WI Tank Inspection Agreement.pdf](#)

Legislative History

3/26/19	Finance Committee	approved
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[ID#19-0395](#) Review and act on a 2019 CIP budget adjustment for the use of impact fees and other designated revenue towards the construction of Meadowview Park

Sponsors: Parks and Recreation & Forestry

Indexes: CIP; budget amendment; Meadowview; Park and Open Space Plan; impact fees

Attachments: [Cover Sheet-2019 Meadowview budget amendment.pdf](#)

Legislative History

3/26/19 Finance Committee approved

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

B. [ID#19-0334](#) Please approve No Parking Any Time on the north and south sides of W. Moreland Blvd. from Delafield Street to Gascoigne Drive.

Sponsors: Public Works and E. Payne

Attachments: [19-0334 Admin Cover No Parking on W Moreland for CC Meeting Consent.pdf](#)
[B&G Resolution RTC for the April 4 2019 CC Meeting CONSENT AGENDA.pdf](#)

Legislative History

3/18/19 Building and Grounds recommended for Council Consent to the City Council

[ID#19-0335](#) Please approve No Parking Any Time on east and west sides of Gateway Drive from E. Moreland Blvd. to Paramount Drive.

Sponsors: Public Works and Thieme

Attachments: [19-0335 Admin Cover No Parking on Gateway for CC Meeting Consent.pdf](#)
[B&G Resolution RTC for the April 4 2019 CC Meeting CONSENT AGENDA.pdf](#)

Legislative History

3/18/19 Building and Grounds recommended for Council Consent to the City Council

[ID#19-0336](#) Please approve No Parking Any Time on the north side of Paramount Drive from 60 feet east to 60 feet west of centerline of Gateway Drive.

Sponsors: Thieme and Public Works

Attachments: [19-0336 Admin Cover No Parking on Paramount for CC Meeting Consent.pdf](#)
[B&G Resolution RTC for the April 4 2019 CC Meeting CONSENT AGENDA.pdf](#)

Legislative History

3/18/19 Building and Grounds recommended for Council Consent to the City Council

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

[ID#19-0428](#) INVITED Bartender Applications- March 25, 2019

Attachments: [Bartenders 2019.03.25](#)

Legislative History

3/25/19	Ordinance & License Committee	recommended for Council Consent to the City Council
3/25/19	Ordinance & License Committee	approved

[ID#19-0429](#) Bartender Applications - March 25, 2019

Attachments: [Bartenders 2019.03.25](#)

Legislative History

3/25/19	Ordinance & License Committee	recommended for Council Consent to the City Council
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[ID#19-0430](#) Other Applications - March 25, 2019

Attachments: [Other Licenses 19.03.25](#)

Legislative History

3/25/19	Ordinance & License Committee	recommended for Council Consent to the City Council
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D. Human Resources - Ald. Thieme

[ID#19-0414](#) Request of Fire Chief Steven Howard to temporarily modify the B-16 - Staffing Resolution to increase the authorized number of firefighters from 78 to 79 for the remainder of 2019.

Attachments: [Fire Dept Staffing Request Cover Sheet.docx](#)
[Staffing Resolution Fire Department.pdf](#)

Legislative History

3/28/19	Human Resources Committee	approved
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E. Board of Public Works - Dr. Fred Abadi

[ID#19-0379](#) Review and act on the Contract for B-67-099 (Madison Street) Structure Rehabilitation Engineering Design Services.

Sponsors: Public Works

Attachments: [19-0379_BPW_Agenda Cover-Madison Structure Rehab Engineering Design S](#)
[City Waukesha Madison Street Contract v1 \(002\).pdf](#)

Legislative History

3/21/19	Board of Public Works	recommended for Council Consent to the Board of Public Works
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[ID#19-0392](#) Review and act on the Contract for B-67-177 (Prairie Avenue) Structure Rehabilitation Engineering Design Services.

Sponsors: Public Works

Attachments: [19-0392_BPW_Agenda_Cover-Prairie_Structure_Rehab_Engineering_Design_Ser](#)
[City_Waukesha_Prairie_Contract_v1_\(002\).pdf](#)

Legislative History

3/21/19 Board of Public Works recommended for Council Consent to the Board of Public Works

End of Consent Agenda

7. Old Business

[ID#19-0076](#) Resolution to discontinue public alley reservations on private property at 627 East Newhall Avenue.

Sponsors: Board of Public Works

Attachments: [Resolution-Abandoned_Alley-627_E_Newhall.pdf](#)
[Cover_Sheet-Abandoned_Alleys_627_E_Newhall.pdf](#)
[Lis_Pendens-Abandon_Alley.pdf](#)
[Cover_Sheet_2-Abandoned_Alleys_627_E_Newhall.pdf](#)

Legislative History

2/5/19 City Council approved

8. New Business

Format - Introduction by Professional Staff/Hearing/Comments by Council/Official

[ID#19-0466](#) To amend the Council Rules regarding motion to "Reconsider" to follow Robert's Rules.

Sponsors: Cummings and Manion

Attachments: [Cummings and Manion Referral](#)

[ID#19-0467](#) To amend the Council Rules regarding the motion to "Rescind" to follow Robert's Rules.

Sponsors: Cummings and Manion

Attachments: [Cummings and Manion Referral](#)

9. Public Hearing

[ID#19-0318](#) City of Waukesha, 201 Delafield Street - Rezoning Institutional to Institutional Planned Unit Development and plan approval.

Attachments: [201 Delafield Institutional PUD rezoning - Cover Sheet.pdf](#)
[City Hall Ordinance](#)
[Waukesha City Hall 2019-04-04 Common Council Presentation](#)
[100 - CITY SUBMITTAL - SITE LIGHTING PLAN](#)
[101 - CITY SUBMITTAL - PHOTOMETRICS](#)
[102 - CITY SUBMITTAL - SITE LIGHTING PHOTOMETRICS AT PARKING GA](#)
[200.CD - Demolition Plan](#)
[210.CS - Site Plan](#)
[220.CG - Grading Plan](#)
[230.CU - Utility Plan](#)
[240.LP - Landscape Plan](#)
[City Submittal Light Fixture Selections](#)

Legislative History

2/27/19 Plan Commission approved with conditions

10. Action on Public Hearing

[ID#19-0318](#) City of Waukesha, 201 Delafield Street - Rezoning Institutional to Institutional Planned Unit Development and plan approval.

Attachments: [201 Delafield Institutional PUD rezoning - Cover Sheet.pdf](#)
[City Hall Ordinance](#)
[Waukesha City Hall 2019-04-04 Common Council Presentation](#)
[100 - CITY SUBMITTAL - SITE LIGHTING PLAN](#)
[101 - CITY SUBMITTAL - PHOTOMETRICS](#)
[102 - CITY SUBMITTAL - SITE LIGHTING PHOTOMETRICS AT PARKING GA](#)
[200.CD - Demolition Plan](#)
[210.CS - Site Plan](#)
[220.CG - Grading Plan](#)
[230.CU - Utility Plan](#)
[240.LP - Landscape Plan](#)
[City Submittal Light Fixture Selections](#)

Legislative History

2/27/19 Plan Commission approved with conditions

Reports

11. Other Boards and Commissions

A. Transit Commission Report - Dr. Fred Abadi

B. Water Utility Commission - Ald. Thieme

[ID#19-0481](#) Update from the Waukesha Water Commission

Attachments: [03 21 2019 Meeting update to Council](#)

C. Information Technology Board Report - Ald. Manion

D. Landmarks Commission Report - Ald. Rodriguez

E. Redevelopment Authority Report - Ald. Skinner

[ID#19-0463](#) Delafield Street Redevelopment – Select the preferred development partner for the redevelopment of the properties at 130, 200, and 318 Delafield Street. (Previously discussed at the Redevelopment Authority on April 1, 2019.)

Attachments: [Bear Development - Delafield Street Redevelopment Proposal.pdf](#)
[Berg Management - Delafield Street Redevelopment Proposal.pdf](#)
[Horizon & Luther Group - Delafield Street Redevelopment Proposal.pdf](#)
[Request For Proposals - Delafield Street Redevelopment Final.pdf](#)

F. Parks, Recreation & Forestry Board Report - Ald. Johnson

G. Library Board Report - Ald. Helgestad

H. Cemetery Commission Report - Ald. Cummings

I. Waukesha Housing Authority Report - Ald. Rodriguez

J. Community Development Block Grant Committee Report - Jennifer Andrews

K. Public Art Committee Report -

12. Plan Commission - Jennifer Andrews

[PC19-0028](#) Planet Fitness - Final Site Plan & Architectural Review and PUD amendment

Attachments: [Planet Fitness final approval Cover Sheet.pdf](#)
[1554-06-19 Eng_24x36.pdf](#)
[175060-A2.1 24x36.pdf](#)
[175060-A3.1R CITY-24X36.pdf](#)
[175060-A3.2R CITY-24X36.pdf](#)
[175060-Revit Rendering 3-18-19.pdf](#)

Legislative History

3/27/19 Plan Commission approved with conditions

13. Standing Committees

- A. Finance Committee Report - Ald. Pieper
- B. Building & Grounds Committee Report - Ald. E. Payne
- C. Ordinance & License Committee Report - Ald. Johnson

[ID#19-0359](#) Review and discussion of proposed outdoor storage ordinance.

Attachments: [Cover Sheet-Outdoor Storage Ordinance](#)
[New 17.09 Outdoor Storage-With Annotations](#)
[Ordinance 17.09-Outdoor Storage-O&L Redline.pdf](#)
[Ordinance 17.09-Outdoor Storage.pdf](#)
[Memo to Council.pdf](#)
[Ordinance 17.09-Outdoor Storage-Council Redline.pdf](#)
[Ordinance 17.09-Outdoor Storage-Council Revision.pdf](#)

Legislative History

3/11/19	Ordinance & License Committee	recommended for approval to the City Council
3/19/19	City Council	Recommended for Third Reading to the City Council

- D. Human Resources Committee Report - Ald. Thieme

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

[ID#19-0364](#) Bids Received: Friday, March 15, 2019, at 11:00 A.M.
Summit Avenue Utility and Street Improvements and Area 7 Flood Mitigation

The Board of Public Works recommends that the low bid from Advance Construction, Inc., in the amount of \$3,932,540.27 be awarded.

Sponsors: Public Works

Attachments: [19-0364_Bid Tab_Summit Ave Project Name - Asphalt.pdf](#)
[19-0364_Bid Tab_Summit Ave Project Name - Concrete.pdf](#)

Legislative History

3/21/19 Board of Public Works recommended for approval to the Board of Public Works

[ID#19-0365](#) Bids Received: Tuesday, March 19, 2019, at 10:00 A.M.
Main Street Utility and Street Reconstruction - Lombardi Way to Manhattan Drive
Waukesha Water Utility Project

The Board of Public Works concurs with the Waukesha Water Utility to award the low bid from State Contractors, Inc., in the amount of \$4,444,444.44 be awarded.

Sponsors: Waukesha Water Commission and Public Works

Attachments: [19-0365_Bid Summary - Main Street -Lombardi to Manhattan.pdf](#)

Legislative History

3/21/19 Board of Public Works recommended for approval to the Board of Public Works

15. Director of Public Works Report

16. City Attorney's Report

17. City Administrator's Report

[ID#19-0465](#) Report from the City Administrator

Attachments: [Admin Report 3-29-19](#)

18. Mayor's Report & Referrals

19. Referrals

20. Closed Session

A motion will be made pursuant to Wis. Stats. 19.85 1(f) and Wis. Stats. 19.85(1)(g) to enter into closed session.

[ID#19-0468](#) Request of the Common Council to approve extended sick leave for a particular employee under HR Policy C-3 – Leaves of Absence, Section B(4) for a period of up to nine (9) months.

Attachments: [CC Request for Sick Leave - Agenda Cover Sheet](#)

[ID#18-1838](#) Discuss and confer with legal counsel regarding an offer of settlement in the City of Waukesha v. Mill Reserve LLC lawsuit.

Legislative History

12/18/18	City Council	approved
1/15/19	City Council	approved

21. Reconvene in Open Session

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 discussion and/or action on matters discussed in closed session.

[ID#19-0469](#) Possible discussion or action regarding request of the Common Council to approve extended sick leave for a particular employee under HR Policy C-3 – Leaves of Absence, Section B(4) for a period of up to nine (9) months.

Attachments: [CC Request for Sick Leave - Agenda Cover Sheet](#)

[ID#19-0054](#) Possible discussion or action regarding an offer of settlement in the City of Waukesha v. Mill Reserve LLC lawsuit.

Legislative History

1/15/19	City Council	approved
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22. Adjournment

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.