



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Final

City Council

Tuesday, October 1, 2019

6:30 PM

Council Chambers, City Hall
Use upper level doors off Buena Vista Ave.

1. Roll Call

Ald. Cummings arrived at 6:34 pm during Public Comment.

Present: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

2. Pledge of Allegiance

3. Public Comment

The following residents spoke in favor of the referendum, Item: ID#19-1341:

Mary O'Herron, 315 N. West Ave., #405

Ron Spitz, 110 Corrina Blvd, #271

Katherine Andersen, 804 S. Charles St.

Scott Trindl, 1874 Waterview Ln.

Bernie Gonzalez, 451 N. Moreland Blvd.

Ryan Champeau, 1221 Seitz Dr.

Steve Edlund, 426 Prospect Ave., discussed water costs.

Terry Lemke, 1430 Erin Ln., spoke to speeding on Erin Ln.

The following spoke against the site stabilization, grading and driveway ordinance, Item: ID:19-1316:

Mark Augustine, 119 Coolidge Ave.

Robert Procter, Wisconsin Builders Association, representing Waukesha Builders

David Rodrigues Jr, David & Goliath Builders

Chris Bauman, 1800 block of Tallgrass Cir., spoke against Item: ID#19-1341 moving forward as a referendum and instead suggested to create a resolution.

4. Approval of Minutes

[ID#19-1342](#) Minutes from September 17, 2019

Attachments: [ccmn 19.09.17 draft](#)

A motion was made by Ald. Johnson, seconded by Ald. E. Payne, to approve the Minutes from September 17, 2019. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

Consent Agenda

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

1. Other Boards and Commissions

[ID#19-1282](#) Recommend to approve proposed agreement with SHARP Literacy regarding donation and placement of sculpture piece in Riverwalk.

Attachments: [Public Art Request-Exhibit A.pdf](#)
[Public Art - Artwork Commission Contract_Final.pdf](#)

[ID#19-1285](#) Recommend to approve Letter of Agreement between City of Waukesha Parks, Recreation & Forestry Department and Waukesha County Parks & Land Use Department in regard to Waukesha JanBoree event responsibilities.

Attachments: [2020 JanBoree Cover Sheet-City County agreement.pdf](#)
[2020 Janboree City County Agreement .pdf](#)

[ID#19-1290](#) Approve the unit price bid in the amount of \$29,246 to Water Well Solutions for the abandonment of Newhall Well No. 4.

Attachments: [Well#4 Abandon Memo](#)

2. Plan Commission

3. Standing Committees

A. Finance Committee - Ald. Pieper

[ID#19-1310](#) Review and act on a request to approve purchase of a replacement for PD Fleet #37 totaled in crash.

Sponsors: Police Department

Indexes: replacement; Police Squad car

Attachments: [Cover Sheet - Flt 37 Replacement.pdf](#)

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

[ID#19-1241](#) Please approve installation of a Stop sign on Huron Lane at Mohican Trail.

Sponsors: Perry

Attachments: [19-1241 Admin Covers to Review to 10-01-19 CC Meeting Report](#)
[B and G Resolution RTC for the October 1 2019 CC Meeting](#)
[CONSENT AGENDA](#)

Resolution #: 39-19

This item was brought forward by Ald. Perry. Residents in the area have requested a stop sign to be installed on Huron Lane at the Mohican Trail intersection. This is a "T" intersection. Public Works does not have any issues with this item. The cost for this signing will be around \$75.

[ID#19-1242](#) Please approve No Parking Any Time on the south side of E. Sunset Drive from Les Paul Parkway to Guthrie Road.

Sponsors: Public Works

Attachments: [19-1242 Admin Covers to Review to 10-01-19 CC Meeting Report](#)
[B and G Resolution RTC for the October 1 2019 CC Meeting](#)
[CONSENT AGENDA](#)

Resolution #: 39-19

This item was brought forward by Public Works in preparation for the pavement marking changes that will occur on E. Sunset Drive from Les Paul Parkway to Guthrie Road. The eastbound half of E. Sunset Dr. will be marked with two eastbound lanes and will not allow for any parking on the south side of street. This item is to approve no parking on the south side of E. Sunset Drive from Les Paul Parkway to Guthrie Road. Staff recommends approval. The cost for this signing will be around \$400.

[ID#19-1243](#) Please approve sign installation that reads Right Lane Must Turn Right on eastbound E. Sunset Drive at Guthrie Road.

Sponsors: Public Works

Attachments: [19-1243 Admin Covers to Review to 10-01-19 CC Meeting Report](#)
[B and G Resolution RTC for the October 1 2019 CC Meeting](#)
[CONSENT AGENDA](#)

Resolution #: 39-19

This item was brought forward by Public Works. With the installation of a new pavement marking scheme on E. Sunset Drive from Les Paul Parkway to Guthrie Road, the eastbound direction will have two lanes of traffic. Two lanes will terminate at Guthrie Road and the outside lane will drop off to a right turn only lane. The request is to approve signing that indicated that eastbound right turning traffic must turn right. The cost for this signing will be around \$100.

[ID#19-1244](#) Please rescind No Parking on the west side of Pleasant View Avenue from Norton Avenue to 50 feet north.

Sponsors: Public Works

Attachments: [19-1244 Admin Covers to Review to 10-01-19 CC Meeting Report](#)
[B and G Resolution RTC for the October 1 2019 CC Meeting](#)
[CONSENT AGENDA](#)

Resolution #: 39-19

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

[ID#19-1313](#) Bartenders - September 23, 2019

Attachments: [Bartenders 2019.09.23](#)

[ID#19-1314](#) INVITED Other Licenses - September 23, 2019

Attachments: [Other Licenses 2019.09.23](#)

D. Human Resources - Ald. Wells

E. Board of Public Works - Dr. Fred Abadi

[ID#19-1214](#) Review and act on the Consulting Contract for the New Berlin Connector Bike Trail Phase II Design.

Sponsors: Public Works

Attachments: [19-1214 BPW Agenda Cover-New Berlin Connector Bike Trail Phase II Consultant Contract KL-NB Connector Bike Trail Phase II Design-BER Revision](#)

[ID#19-1218](#) Review and act on Contract Change Order No. 2 with August Winter & Sons, Inc., for the Pump Station Upgrades at Milky Way Road, Springbrook North, and Pearl Street project.

Sponsors: Public Works

Attachments: [19-1218 BPW Agenda Cover Sheet - CO 2-August Winter and Sons-Pump Station Upgrades at Milky Way.pdf](#)
[19-1218 CCO2-August Winter & Sons-Pump Station Upgrades at Milky Way Rd.pdf](#)

[ID#19-1263](#) Review and act on the Consulting Contract for construction observation and materials testing services for the new Waukesha City Hall and Skywalk.

Sponsors: Public Works

Attachments: [19-1263 BPW Admin Cvr -Consulting Services Wauk City Hall Construction Testing](#)
[Consultant Contract-Giles-Construction Testing 10-1-19](#)

End of Consent Agenda

5. New Business

[ID#19-1341](#) For the Common Council to consider and act on allowing the City of Waukesha voters the opportunity to vote on the following question: "Should the Wisconsin Legislature create a non-partisan procedure for drawing legislative districts that ensure maps give are politically representative of Wisconsin voters?" - for the April 7, 2020 Ballot.

Sponsors: Perry, Browne and Moltzan

Attachments: [Referral from Ald. Perry, Browne and Moltzan](#)

[Original Motion] A motion was made by Ald. Perry, seconded by Ald. Moltzan to approve allowing the City of Waukesha voters the opportunity to vote on the following question: "Should the Wisconsin Legislature create a non-partisan procedure for drawing legislative districts that ensure maps are politically representative of Wisconsin voters?" - for the April 7, 2020 Ballot.

[CALL THE QUESTION] A motion was made by Ald. C. Payne, seconded by Ald. D. Lemke, to CALL THE QUESTION. The motion failed by the following vote:

Aye: 8 - Pieper, Manion, Johnson, D. Lemke, E. Payne, Wells, R. Lemke and C. Payne

Nay: 7 - Bartels, Cummings, Perry, Rodriguez, Moltzan, Miller and Browne

A 2/3 majority vote is required (10 votes in favor) to pass a motion to CALL THE QUESTION.

[Voting on Original Motion] A motion was made by Ald. Perry, seconded by Ald. Moltzan, to approve allowing the City of Waukesha voters the opportunity to vote on the following question: "Should the Wisconsin Legislature create a non-partisan procedure for drawing legislative districts that ensure maps are politically representative of Wisconsin voters?" - for the April 7, 2020 Ballot. The motion failed by the following vote:

Aye: 5 - Perry, Manion, Rodriguez, Moltzan and Browne

Nay: 10 - Pieper, Bartels, Cummings, Johnson, D. Lemke, E. Payne, Wells, Miller, R. Lemke and C. Payne

[ID#19-1344](#) Adopt new records retention schedule

Sponsors: Running

Attachments: [City Records Retention Schedule-Final Draft.pdf](#)
[Records Retention Schedule.pdf](#)

A motion was made by Ald. C. Payne, seconded by Ald. Cummings, to approve adoption of new records retention schedule. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

6. Public Hearing

[PC19-0083](#) Prairie Song Villas, Summit and Prairie Song Drive - Preliminary Site Plan & Architectural Review and PUD amendment

Attachments: [2019-08-09 Application for Development Review-Attachment A.pdf](#)
[2019-08-09 Application for Development Review-Attachment B.pdf](#)
[2019-08-09 Application for Development Review-Attachment C.pdf](#)
[2019-08-09 Application for Development Review-Attachment D.pdf](#)
[2019-08-09 Application for Development Review-Attachment H.pdf](#)
[2019-08-09 PRAIRIE SONG VILLAS CIVIL PLANS 22x34.pdf](#)
[2019-08-09 SWMP Villas at Prairie Song.pdf](#)
[Prairie Song Villas- Two Family Ranch Style Condominiums 4 building Elevations.pdf](#)
[Prairie Song Villas-Application & Development Summary.pdf](#)
[LANDSCAPE SITE PLAN PRAIRIE SONG VILLAS-8-16-2019.pdf](#)
[VILLAS INDIVIDUAL BLDG. LANDSCAPE-8-16-2019.pdf](#)
[Prairie Song Villas Dept. Comments.pdf](#)
[Prairie Song Villas Pre PAR Cover Sheet.pdf](#)
[SITE PLAN-Prairie Song Villas 2019-09-06.pdf](#)

A presentation was provided by Community Development Deputy Director Maria Pandazi on the Preliminary Site Plan & Architectural Review for this item for Prairie Song Villas and also for Prairie Song Courtyards (Item #: PC19-0084.)

The Public Hearing was opened.

The following individuals spoke with concerns about the Preliminary Site Plan:

Robin Rettschlag, 309 Century Oak Dr. stated 3 concerns for the development: 1. speeding is already an issue in the area with no enforcement, 2. concern for the wooded wildlife area near the development 3. the corner of Prairie Song Drive with a handicap facility - he is concerned with the increase of traffic.

Sridhar Musaramthota, 301 Century Oak Dr. stated his concerns of increased traffic and an increase in speeding which would affect the children and handicap facility. There is a hill and potential of stormwater issues & snow melt. Also removing the wooded area will affect the wildlife.

Kathleen Engelen, 3616 Williams Ct., concerned about the amount of traffic and speeding. She is concerned if residents will be required to be owner occupied. Many dwellings are rentals and there is a higher presence of police who are visiting homes, but do not enforce speeding issues. Also concerned about the number of dwellings and being undersourced by Park Rec by not providing park area for all the children.

Dennis Ceolla, 431 Century Oak Dr., moved here about a year ago and his intention was not to live in a multi-family area. Surface water will be an issue with adding large buildings. He was told the area is a conservancy and would like to know if they are allowed to build if it is a conservancy.

Tim Voeller, Bieinski Homes, the applicant for these developments. Stated these are

condos, and should be attracting empty-nesters. The environmental area is being preserved. He is available for questions, and hopes the project is supported.

Andy Agenten, 405 Century Oak Dr., stated he echos the concerns of the prior speakers. He would like to request a stipulation to retain mature trees along the lot line and additional screening on the lot line between the developments.

The Public Hearing was closed.

[PC19-0084](#) Prairie Song Courtyards, Summit and Prairie Song Drive - Preliminary Site Plan & Architectural Review and PUD amendment

Attachments: [2019-08-09 TOWNHOMES AT PRAIRIE SONG SWMP.pdf](#)

[Attachment A.pdf](#)

[Attachment B.pdf](#)

[Attachment C.pdf](#)

[Attachment D.pdf](#)

[Attachment H.pdf](#)

[Prairie Song Courtyards- 6-Family Townhome Style Condominiums \(2\)](#)

[Color Elevations.pdf](#)

[Prairie Song Courtyards Application & Development Summary.pdf](#)

[Prairie Song Coutyards- 4-Family Townhome Stlye Condominiums \(3\)](#)

[Color Building Elevations.pdf](#)

[PRELIMINARY CIVIL PLANS 22X34.pdf](#)

[VILLAS INDIVIDUAL BLDG. LANDSCAPE-8-16-2019.pdf](#)

[LANDSCAPE SITE PLAN PRAIRIE SONG VIILLAS-8-16-2019.pdf](#)

[Prairie Song Courtyards Dept. Comments.pdf](#)

[Prairie Song Courtyards Pre PAR Cover Sheet.pdf](#)

A presentation was provided during the previous Item: PC19-0084.

[ID#19-1334](#) Recommend that the Common Council approve the assessment for the Fall 2019 Public Street Tree Planting Program, said cost to be \$235.00 per tree.

Attachments: [Planting Program Memo,\(Fall 2019\).pdf](#)
[Planting SummaryFall2019.pdf](#)
[Forestry - Maintenance History Fall 2019.pdf](#)
[Tree Planting Assessment History.pdf](#)

A presentation was provided by Parks, Recreation & Forestry Assistant Supervisor Mike Talaska. The fall planting will consist of 186 trees; 68% replacement trees were due to Emerald Ash Borer. Planting will be primarily in 3 subdivisions: Fox Lake Village, Howell Oaks Estates and the Timber Ridge Subdivision.

New home construction has led to increase in more new trees.

The recommendation is a \$235 charge for new plantings.

The Public Hearing was opened.

There were no speakers.

The Public Hearing was closed.

7. Action on Public Hearing

[PC19-0083](#) Prairie Song Villas, Summit and Prairie Song Drive - Preliminary Site Plan & Architectural Review and PUD amendment

Attachments: [2019-08-09_Application for Development Review-Attachment A.pdf](#)
[2019-08-09_Application for Development Review-Attachment B.pdf](#)
[2019-08-09_Application for Development Review-Attachment C.pdf](#)
[2019-08-09_Application for Development Review-Attachment D.pdf](#)
[2019-08-09_Application for Development Review-Attachment H.pdf](#)
[2019-08-09_PRAIRIE SONG VILLAS CIVIL PLANS 22x34.pdf](#)
[2019-08-09_SWMP Villas at Prairie Song.pdf](#)
[Prairie Song Villas- Two Family Ranch Style Condominiums 4 building Elevations.pdf](#)
[Prairie Song Villas-Application & Development Summary.pdf](#)
[LANDSCAPE SITE PLAN PRAIRIE SONG VILLAS-8-16-2019.pdf](#)
[VILLAS INDIVIDUAL BLDG. LANDSCAPE-8-16-2019.pdf](#)
[Prairie Song Villas Dept. Comments.pdf](#)
[Prairie Song Villas Pre PAR Cover Sheet.pdf](#)
[SITE PLAN-Prairie Song Villas 2019-09-06.pdf](#)

A motion was made by Ald. Miller, seconded by Ald. Bartels, to approve Prairie Song Villas, Summit and Prairie Song Drive - Preliminary Site Plan & Architectural Review and PUD amendment with Plan Commission conditions. The motion carried by the following vote:

Aye: 8 - Pieper, Bartels, Perry, Manion, Johnson, Wells, Moltzan and Miller

Nay: 7 - Cummings, Rodriguez, D. Lemke, E. Payne, R. Lemke, C. Payne and Browne

[PC19-0084](#) Prairie Song Courtyards, Summit and Prairie Song Drive - Preliminary Site Plan & Architectural Review and PUD amendment

Attachments: [2019-08-09_TOWNHOMES AT PRAIRIE SONG_SWMP.pdf](#)

[Attachment A.pdf](#)

[Attachment B.pdf](#)

[Attachment C.pdf](#)

[Attachment D.pdf](#)

[Attachment H.pdf](#)

[Prairie Song Courtyards- 6-Family Townhome Style Condominiums \(2\) Color Elevations.pdf](#)

[Prairie Song Courtyards Application & Development Summary.pdf](#)

[Prairie Song Coutyards- 4-Family Townhome Stlye Condominiums \(3\) Color Building Elevations.pdf](#)

[PRELIMINARY CIVIL PLANS_22X34.pdf](#)

[VILLAS INDIVIDUAL BLDG. LANDSCAPE-8-16-2019.pdf](#)

[LANDSCAPE SITE PLAN PRAIRIE SONG VIILLAS-8-16-2019.pdf](#)

[Prairie Song Courtyards Dept. Comments.pdf](#)

[Prairie Song Courtyards Pre PAR Cover Sheet.pdf](#)

A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve Prairie Song Courtyards, Summit and Prairie Song Drive - Preliminary Site Plan & Architectural Review and PUD amendment with Plan Commission conditions.

The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#19-1334](#) Recommend that the Common Council approve the assessment for the Fall 2019 Public Street Tree Planting Program, said cost to be \$235.00 per tree.

Attachments: [Planting Program Memo,\(Fall 2019\).pdf](#)

[Planting SummaryFall2019.pdf](#)

[Forestry - Maintenance History Fall 2019.pdf](#)

[Tree Planting Assessment History.pdf](#)

A motion was made by Ald. Johnson, seconded by Ald. Bartels, to approve the assessment for the Fall 2019 Public Street Tree Planting Program, said cost to be \$235.00 per tree. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

Reports

8. 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 - Ald. Perry
 - J. Community Development Block Grant Committee Report - Jennifer Andrews
 - K. Public Art Committee Report - Ald. Moltzan
9. Plan Commission - Jennifer Andrews
10. Standing Committees
 - A. Finance Committee Report - Ald. Pieper
 - B. Building & Grounds Committee Report - Ald. E. Payne
 - C. Ordinance & License Committee Report - Ald. Johnson

[ID#19-1274](#) Review and act on an ordinance to amend provisions of the City Administration Code of the Municipal Code

Attachments: [O&L #19-1274 Change to Municipal Code 2.07](#)
[2.07 Fire and Police Administration Final](#)

A motion was made by Ald. Rodriguez, seconded by Ald. Cummings, to amend Subsection 6(c) outside employment to be changed to read that: No sworn member of the Police Department shall be employed on premises licensed to sell liquor or where entertainment is offered, except that members may be employed on such premises for guard duty, policing or security purposes only outside of the City of Waukesha and for no other purpose. The motion failed by the following vote:

Aye: 3 - Cummings, Rodriguez and Wells

Nay: 12 - Pieper, Bartels, Perry, Manion, Johnson, D. Lemke, E. Payne, Moltzan, Miller, R. Lemke, C. Payne and Browne

This item was on the Agenda for 2nd Reading and will return to Council on October 15, 2019 for 3rd Reading.

[ID#19-1316](#) Review proposed new Municipal Code sec. 16.075 regarding erosion control, driveway installation, and final grading for one- and two-family developments; permit; and provision for a winter delay; and make recommendation to Common Council

Attachments: [Council Agenda Cover Sheet- Chapter 16 changes](#)
[Memo.pdf](#)
[16.075 Site Stabilization Driveway Grading.pdf](#)

Council waived the 2nd and 3rd readings.

Ordinance #: 34-19

A motion was made by Ald. Rodriguez, seconded by Ald. Johnson, to approve and waive 2nd and 3rd readings for Municipal Code sec. 16.075 regarding erosion control, driveway installation, and final grading for one-and two-family developments; permit; and provision for a winter delay. The motion carried by the following vote:

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

Nay: 2 - E. Payne and R. Lemke

D. Human Resources Committee Report - Ald. Wells

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

12. Director of Public Works Report

13. City Attorney's Report

14. City Administrator's Report

[ID#19-1337](#) Report from the City Administrator

Attachments: [Admin Report 9-27-19](#)

15. Mayor's Report & Referrals

[ID#19-1343](#) Board and Commission Appointments

Attachments: [Letter for Council - October 1, 2019](#)

A motion was made by Ald. Cummings, seconded by Ald. Manion, to approve the appointment of Paul Fabian to Information Technology Board. The motion carried by the following vote:

Aye: 15 - Pieper, Bartels, Cummings, Perry, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne and Browne

[ID#19-1338](#) Proclamation for Domestic Violence Awareness Month

Attachments: [Domestic Violence Awareness Month 2019](#)

[ID#19-1339](#) Proclamation for Manufacturing Day

Attachments: [Manufacturing Day- 2019](#)

[ID#19-1340](#) Proclamation for Community Planning Month

Attachments: [Community Planning Month- October 2019](#)

16. Referrals

Ald. Miller to Building & Grounds to please modify the 30 minute parking zone for the 3 stalls on West Main Street in front of The Clarke Hotel to have 3 individual parking signs for each stall that say 30 minute parking this stall only.

17. Adjournment

Meeting adjourned at 9:15 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 or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.