



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Final

City Council

Tuesday, September 7, 2021

6:30 PM

Council Chambers, City Hall

1. Roll Call

Ald. D. Lemke appeared via zoom. Ald. C. Payne arrived at 6:35 p.m. during the approval of minutes.

Present: 14 - Pieper, Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne, Browne and McElderry

Absent: 1 - Cummings

2. Pledge of Allegiance

3. Public Comment

John Thomas 134 Douglass Ave spoke regarding pricing concerns for the Recycling Center. He also spoke with concerns for street parking.

4. Approval of Minutes

A. [ID#21-2745](#) Minutes from August 17, 2021

Attachments: [ccmn 210817 draft](#)

A motion was made by Ald. Miller, seconded by Ald. Moltzan, to approve the August 17, 2021 minutes. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne, Browne and McElderry

Absent: 1 - Cummings

Consent Agenda

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

1. Other Boards and Commissions

A. [ID#21-2732](#) Review and act on proposed vendor agreement with Ray Stelzer, d.b.a. Kleines Bayern Gourmet Roasted Nuts to sell non-competing food items at 2021 Oktoberfest event.

Attachments: [Council Agenda Cover Sheet-Oktoberfest 2021](#)
[2021 Kleines Bayern Agreement](#)

2. Plan Commission

3. Standing Committees

A. Finance Committee - Ald. Pieper

- A. [ID#21-2462](#) Review and act on MuniCode Self-Publishing Software proposal and associated agreement at the request of the Clerk Treasurer subject to any necessary contract revisions after review by the City Attorney.

Attachments: [Cover Sheet- ITB Final](#)
[Client List Wisconsin](#)
[Waukesha Wisconsin SPS proposal 05242021](#)

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

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

- A. [ID#21-2740](#) Other Licenses

Attachments: [Other Applications O&L 8-23-21.pdf](#)

D. Human Resources - Ald. Manion

E. Board of Public Works - Alex Damien

- A. [ID#21-2706](#) Review and act on Contract Change Order No. 2 with D. F. Tomasini Contractors, Inc., for the Oxford Road, Downing Drive, Algoma Terrace, Rawlins Drive and Badger Drive Utility and Street Improvements project.

Sponsors: Public Works

Attachments: [21-2706 BPW Agenda Cvr-CO2-Tomasini-Oxford Downing Algoma Rawlins Badger Improvements](#)
[C107 - CCO2-Tomasini-Oxford Downing Algoma Rawlins Badger](#)

- B. [ID#21-2735](#) Review and act on allowing parking at the Downtown Transit Center parking structure at no charge to the public during the shuttle hours for the Waukesha Unlocked Event sponsored by the City.

Sponsors: Public Works

Attachments: [21-2735-BPW Agenda Cvr-Transit Parking Wauk Unlocked](#)
[21-2735 Memo- Transit Center Parking](#)

- C. [ID#21-2737](#) Review and act on the Developer's Agreement between the City of

Waukesha and Fox Lake Land, LLC, for property located at along White Deer Trail, Sauk Trail, and Marameg Lane.

Sponsors: Public Works

Attachments: [21-2737 BPW Agenda Cover-Fox Lake Village Addition 3 Phase 4 v1](#)
[21-2737-8-17-21-Fox Lake Village Add 3 Phase 4 DPW Development Agreement](#)

End of Consent Agenda

5. New Business

- A. [ID#21-2783](#) Denial of claim filed by Ethnos360 Bible Institute challenging the assessor's determination that real property located at 609 Arcadian Avenue, 147 Harrison Avenue, and 1105 Phoenix Drive is taxable, and not exempt from taxation.

Attachments: [Agenda Cover Sheet -Ethos360kl update](#)

A motion was made by Ald. R. Lemke, seconded by Ald. Moltzan, to approve the denial of claim filed by Ethnos360 Bible Institute challenging the Assessor's determination that real property located at 609 Arcadian Avenue, 147 Harrison Avenue, and 1105 Phoenix Drive is taxable, and not exempt from taxation. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne, Browne and McElderry

Absent: 1 - Cummings

Reports

6. Other Boards and Commissions

- A. Transit Commission Report - Alex Damien
- B. Water Utility Commission - Ald. Bartels
- C. Information Technology Board Report - Ald. Manion
- D. Landmarks Commission Report - Ald. Moltzan
- E. Redevelopment Authority Report - Ald. R. Lemke
- F. Parks, Recreation & Forestry Board Report - Ald. Johnson
- G. Library Board Report - Ald. Miller
- H. Cemetery Commission Report - Ald. McElderry

I. Waukesha Housing Authority Report - Ald. Pieper

J. Community Development Block Grant Committee Report - Jennifer Andrews

K. Public Art Committee Report - Ald. Moltzan

7. Plan Commission - Jennifer Andrews

A. [ID#21-2537](#) Third Reading – The Plan Commission recommends an amendment to Sections 22.43(6)a. and b. of the zoning code regarding setbacks for structures in parks.

Attachments: [Zoning Code Amendment Cover Sheet](#)
[22.430 Parks - proposed setbacks for small park sites-updated](#)

A motion was made by Ald. Wells, seconded by Ald. Moltzan, to approve the amendment to Sections 22.43(6)a. and b. of the Zoning Code regarding setbacks for structures in parks. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne, Browne and McElderry

Absent: 1 - Cummings

B. [PC21-0068](#) Plan Commission Consultation, Cardinal Capital Waukesha Multi-Family – Consultation with the City Council to discuss interest in amending the Land Use Plan and Zoning map to accommodate residential use at the corner of River Road and Saylesville Road, currently planned for commercial use.

Attachments: [Cardinal Capital Cover Sheet](#)
[2287.00 Color Exhibit \(Engineered site plan\) \(14610502\)](#)
[Cardinal Capital Consultation Project Summary \(7-2-21\) \(14611167\)](#)
[2021 0721 Rapids RD and River Trail Conceptual Package](#)
[Apartment development on River and Salsville road](#)
[Cardinal Capital Consultation Dept. Comments](#)
[Cardinal Capital Management Apartment Proposal](#)

Doug Koehler, Principal Planner for the City, gave an overview of the project.

8. 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. Manion

9. Board of Public Works Report - Alex Damien

10. Director of Public Works Report

- A. [ID#21-2708](#) Adopt resolution declaring official intent to reimburse expenditures for Wastewater Treatment Plant Return Flow Pump Station, Pipeline, and Outfall.

Sponsors: Public Works

Attachments: [21-2708_BPW_Agenda_Cvr_Res_CWFL_Return_Flow_Pump_Station_Pipeline_Stage_2_upfront_expenses](#)
[21-2708_Reimbursement_Resolution_RF_Pipeline-Pump_Station-Outfall-Project_4062-11](#)

A motion was made by Ald. Pieper, seconded by Ald. E. Payne, adopt Resolution #2021-25 declaring official intent to reimburse expenditures for Wastewater Treatment Plant Return Flow Pump Station, Pipeline, and Outfall. The motion carried by the following vote:

Aye: 14 - Pieper, Bartels, Manion, Johnson, Rodriguez, D. Lemke, E. Payne, Wells, Moltzan, Miller, R. Lemke, C. Payne, Browne and McElderry

Absent: 1 - Cummings

11. City Attorney's Report

12. City Administrator's Report

13. Mayor's Report & Referrals

14. Referrals

Ald. Browne to HR Committee to review the policy for selecting the two Aldermen to interview candidates for Director-level positions (as part of this process) when they become available and make recommendations for a more comprehensive procedure.

Ald. E. Payne to Building and Grounds. Please install an autistic child sign around the area of 624 Madison St.

15. Adjournment

The meeting adjourned at 7:03 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 Public Works, 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.