



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Minutes - Final 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. Roger Patton
Dist. 12 - Ald. Aaron Perry, Dist. 13 - Ald. Andy Reiland
Dist. 14 - Ald. Joan Francoeur, Dist. 15 - Ald. Cory Payne*

Tuesday, July 21, 2015

6:00 PM

Council Chambers, City Hall
Use lower level glass door.

1. Roll Call

Ald. Cummings, E. Payne and Hernandez were not present for roll call, but arrived shortly after the meeting started as noted.

Present: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

2. Pledge of Allegiance

4. Approval of Minutes

A. [ID#15-2985](#) Minutes for July 7, 2015

A motion was made by Ald. Johnson, seconded by Ald. Manion, to approve the minutes of July 7, 2015. The motion carried by the following vote:

Aye: 10 - Pieper, Bartels, Patton, Perry, Francoeur, Reiland, Manion, Thieme, Johnson and Jankowski

Absent: 5 - Skinner, Cummings, C. Payne, E. Payne and Hernandez

3. Public Comment

Mayor's Report & Referrals

This item moved to the beginning of the meeting from the Mayor's Report.

A. [ID#15-2961](#) Demise - George Gunn

Consent Agenda

Ald. Pieper removed item #15-3035 under Finance Committee and Ald. Johnson removed #15-2925, Jon Woo, Taxi Driver Application from the Ordinance & License Committee. With those removals, the remaining Consent Agenda passed by unanimous consent.

1. Standing Committees

A. Finance Committee - Ald. Pieper

Item #15-3035 (Review and Act on a request to Amend the 2015 CIP as presented) removed from Consent and handled under Finance Committee Report (Page 4)

1. [ID#15-2511](#) Review and act on a request to amend the 2015 capital budget for University of Wisconsin fiber optic build in the amount of \$50,000 in Fund 400. In addition, approve a contract between the City of Waukesha and the University of Wisconsin system for fiber optic communications, and authorize the Mayor to sign the contract.
2. [ID#15-2942](#) Review and act on a request to approve the Civic Plus contract, amend the 2015 capital budget as presented, and authorize the Mayor to sign the contract.
3. [ID#15-2943](#) Review and act on a request to approve the Permitting System contract with CRW Systems in an amount not to exceed \$325,000, pending contract approval of City Attorney, and authorize the Mayor to sign the contract.

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

1. [ID#15-2738](#) Modify the parking restrictions for Municipal Lot #6 to allow for overnight parking with no changes to daytime parking or permit parking.
Approved (Resolution 51-15 adopted)
2. [ID#15-2937](#) Approve installation of No Parking, Stopping or Waiting Between Signs on the west side of Sentry Drive 30 feet south to 30 feet north of the exit driveway to the Recycling Drop Off Center.
Approved (Resolution 51-15 adopted)
3. [ID#15-2938](#) Install a 4-way stop at the intersection of N. Washington Avenue and Michigan Avenue.
Approved (Resolution 51-15 adopted)
4. [ID#15-2946](#) Approve installation of 1 Hour Parking, 7AM to 4PM, September 1 to June 15, Except Saturdays, Sundays and Holidays on the west side of Hyde Park Avenue from Michigan Avenue to Chicago Avenue.
Approved (Resolution 51-15 adopted)

C. Ordinance & License Committee - Ald. Johnson

1. Licenses

- A. [ID#15-2923](#) INVITED Bartenders
- B. [ID#15-2924](#) Bartender Applications
- C. [ID#15-2925](#) INVITED Other Applications for licenses considered by Ordinance & License Committee on July 14, 2015
- D. [ID#15-2926](#) Other Applications for licences considered by Ordinance & License Committee on July 14, 2015.

D. Human Resources - Ald. Francoeur

- 1. [ID#15-2977](#) Deletion of Restriction for Use of Vacation During Initial Six Months of Employment.

E. Board of Public Works - Dr. Fred Abadi

- 1. [ID#15-2955](#) Approve Contract Change Order No. 2 with Ray Stadler Construction Co., Inc. for the Les Paul Performance Center Remodel
- 2. [ID#15-2990](#) Approve Engineering Consultant for Madison St. Structure Replacement Design Services

End of Consent Agenda

5. New Business

- A. [ID#15-3003](#) Review and act on Meijer PUD Amendment

A motion was made by Ald. Pieper, seconded by Ald. Francoeur, to approve the Meijer PUD Amendment. The motion carried by the following vote

Aye: 10 - Pieper, Bartels, Patton, Perry, Francoeur, Reiland, Manion, Thieme, Johnson and Jankowski

Absent: 5 - Skinner, Cummings, C. Payne, E. Payne and Hernandez

6. Public Hearing

Hearing no objection, the Public Hearing was opened.

- A. [PC15-0175](#) Stillwater Villas, Rivers Crossing Subdivision - Rezoning

No speakers appeared on the Public Hearing.

7. Action on Public Hearing

Hearing no objection, the Public Hearing was closed.

A. [PC15-0175](#) Stillwater Villas, Rivers Crossing Subdivision - Rezoning

A motion was made by Ald. Perry, seconded by Ald. Bartels, that the Stillwater Villas, Rivers Crossing Subdivision - Rezoning Petition be approved. The motion carried by the following vote:

Aye: 10 - Pieper, Bartels, Patton, Perry, Francoeur, Reiland, Manion, Thieme, Johnson and Jankowski

Absent: 5 - Skinner, Cummings, C. Payne, E. Payne and Hernandez

Reports

8. Other Boards and Commissions

A. Transit Commission Report - Dr. Fred Abadi

B. Water Utility Commission - Ald. Thieme

Ald. E. Payne arrived at 6:25 p.m.

C. Information Technology Board Report - Ald. Jankowski/Ald. Manion

D. Landmarks Commission Report - Ald. Francoeur

E. Redevelopment Authority Report - Jennifer Andrews

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

Ald. Cummings arrived at 6:31 p.m.

K. Public Art Committee Report - Ald. C Payne

8. Plan Commission - Jennifer Andrews

Ald. Hernandez arrived at 6:32 p.m.

A. [PC15-0159](#) Fox Lake Village Addition No. 2 - Final Plat Review

A motion was made by Ald. Francoeur, seconded by Ald. Perry, to approve the recommendation of the Plan Commission and staff of Fox Lake Village Addition No. 2 - Final Plat Review. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

B. [PC15-0176](#) Stillwater Villas, Rivers Crossing Subdivision - PUD Amendment and Preliminary Site Plan & Architectural Review

A motion was made by Ald. Perry, seconded by Ald. Bartels to approve Approve Stillwater Villas, Rivers Crossing Subdivision - PUD Amendment and Preliminary Site Plan & Architectural Review with Plan Commission recommendations and staff comments. This motion was withdrawn by the mover and the seconder and not voted upon.

A motion was made by Ald. E. Payne, seconded by Ald. Cummings, that Stillwater Villas, Rivers Crossing Subdivision - PUD Amendment and Preliminary Site Plan & Architectural Review be sent back to the Planning Commission. The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Nay: 1 - Patton

Absent: 2 - Skinner and C. Payne

9. Standing Committees

A. Finance Committee Report - Ald. Pieper

4. [ID#15-3035](#) Review and Act on a request to Amend the 2015 CIP as presented.

A motion was made by Ald. Pieper, seconded by Council President Reiland, to approve a request to amend the 2015 CIP to accommodate a storm sewer project on E. Moreland Blvd. in the amount of \$192,000. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

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

C. Ordinance & License Committee Report - Ald. Johnson

1. [ID#15-3038](#) Bartender/Operator License application #26, Anthony W. Seppi
Approved 3-1 (Nay-Manion)

A motion was made by Ald. Johnson, seconded by Council President Reiland, to approve Bartender/Operator License application #26, Anthony W. Seppi . The motion carried by the following vote:

Aye: 12 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Nay: 1 - Manion

Absent: 2 - Skinner and C. Payne

Applicant failed to appear three times to Commiteee meeting.

A motion was made by Ald. Johnson, seconded by Ald. Perry, to approve the denial of Jon Woo, Taxi Driver license application. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

D. Human Resources Committee Report - Ald. Francoeur

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

- A.** [ID#15-2957](#) Bids Received Wednesday July 8 2015 at 11:00 am.
a. E. Moreland Blvd. Flood Mitigation & Utility Improvements Manhattan Dr. to Wolf Rd. The BPW's recommends awarding contract to PTS Contractors on their low bid of \$2,131,248. Recommendation is subject to approval of additional funding.

A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve the BPW's recommendation to award the contract to PTS Contractors on their low bid of \$2,131,248 for E. Moreland Blvd. Flood Mitigation & Utility Improvements (Manhattan Dr. to Wolf Rd.). The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

11. Director of Public Works Report

- A.** [ID#15-3040](#) Approve Correction to Contract with DF Tomasini for Rosemary Street Utility and Street Improvements, dated April 21, 2015.

A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve. the Correction to the Contract with DF Tomasini for Rosemary Street Utility and Street Improvements, dated April 21, 2015. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

12. City Attorney's Report

13. City Administrator's Report

A. [ID#15-2986](#) City Administrator's Report for July 21, 2015

14. Mayor's Report & Referrals

B. [ID#15-2987](#) Mayor's Schedule & Events

15. Referrals

Ald. Patton to BPW regarding Dunbar Ave. repair.

Ald. Patton to B & G to install a crosswalk on East Ave. from South St. to east side of East Ave., including bump outs when South St. is rebuilt.

Ald. Jankowski to O&L to consider adding to Ordinance 7.04, "Residents must make all reasonable attempts to park in private driveways and parkways before parking on city streets for overnight parking".

Ald. E Payne, Ald. C. Payne & Ald. Pieper to O&L to create an ordinance that would limit - restrict - or deny the use of porta potties in a residential area, within the City of Waukesha.

16. Closed Session

A. [ID#15-3039](#) A motion will be made pursuant to Wis. Stats. 19.85(1)(g) to go into closed session to confer with the City Attorney regarding a settlement proposal received in the lawsuit captioned Russell Jack et al. v. City of Waukesha, Waukesha County Circuit Court case number 14 CV 268. Upon Conclusion of the Closed session, a motion will be made to reconvene in open session, and action may be taken upon matters discussed in closed session.

A motion was made by Council President Reiland, seconded by Ald. Pieper, pursuant to Wis. Stats. 19.85(1)(g), to go into closed session to confer with the City Attorney regarding a settlement proposal received in the lawsuit captioned Russell Jack et al. v. City of Waukesha, Waukesha County Circuit Court case number 14 CV 268. (Upon Conclusion of the Closed session, a motion will be made to reconvene in open session, and action may be taken upon matters discussed in closed session.) The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

A motion was made by Ald. Pieper, seconded by Ald. Francoeur, pursuant to Wis. Stats. 19.85(1)(g), to reconvene in open session. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

A motion was made by Council President Reiland, seconded by Ald. Johnson, that the settlement in the lawsuit captioned Russell Jack et al. v. City of Waukesha (Case #14CV268), as discussed in closed session, be approved. The motion carried by the following vote:

Aye: 13 - Pieper, Bartels, Cummings, Patton, Perry, Francoeur, Reiland, Manion, E. Payne, Thieme, Johnson, Hernandez and Jankowski

Absent: 2 - Skinner and C. Payne

17. Adjournment

Hearing no objection, meeting adjourned at 7:15 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, FAX 524-3898, or by the Wisconsin Telecommunications Relay System so that arrangements may be made to accommodate the request.