



# 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. Erik Helgestad  
Dist. 12 - Ald. Aaron Perry, Dist. 13 - Ald. Andy Reiland  
Dist. 14 - Ald. Bill Boyle, Dist. 15 - Ald. Cory Payne*

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Tuesday, December 6, 2016

6:30 PM

Council Chambers, City Hall  
Use lower level glass door.

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#### 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

**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

## **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.

*Ordinance #13-16*

This referral was made by Ald. E. Payne. Residents at the Madison House Condo's at the corner of Madison & Ann Street have requested the City to allow overnight parking on Ann Street and/or Fuller Street to accommodate family members and guests who need to park overnight. The review of this has also been expanded to include all of the Central Business District. The Central Business District perimeter is defined as intersection of Wisconsin and East Ave., north on East Ave. to Main St., west to Barstow St., north to North St., southwest to Wisconsin Ave. and east to East Ave. Ann Street falls within this area. Code 7.04(6)(a) states that no overnight parking is allowed in the Central Business District. Other than Ann Street or Fuller Street, no other street in the downtown area seems appropriate to allow overnight parking. Since an ordinance would have to be changed to allow overnight parking, the Department of Public works recommends that the buildings and grounds committee refer this item to the Ordinance and License Committee.

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

*Ordinance #14-16*

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

*Ordinance #15-16*

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

*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

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

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

[ID#16-1735](#) Other Applications- 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.

[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.

*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

**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

**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

**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

**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

C. Information Technology Board Report - Ald. Skinner

D. Landmarks Commission Report - Ald. Boyle

E. Redevelopment Authority Report - Ald. Skinner

F. Parks, Recreation &amp; 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 &amp; Grounds Committee Report - Ald. E. Payne

C. Ordinance &amp; License Committee Report - Ald. Johnson

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

**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.

**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 #17-16. 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 opportunites 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.