



City of Waukesha

City Hall,
201 Delafield Street
Waukesha, WI 53188

Meeting Agenda - Final

City Council

Tuesday, June 6, 2023

6:30 PM

Council Chambers, City Hall

1. Roll Call
2. Announcement of Closed Session pursuant to Wis. Stats. 19.85(1)(e) to discuss the possible sale of public property.
3. Pledge of Allegiance
4. Public Comment

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

5. Presentation to the Common Council

- A. [ID#23-6980](#) Proclamation for Waukesha South E-Sports Team

Attachments: [Waukesha South High School E-Sports Team - 2023 Proclamation](#)

6. Approval of Minutes

- A. [ID#23-6988](#) Minutes from May 16, 2023

Attachments: [ccmn230516 draft.pdf](#)

7. Appointment for District #9 Council Seat

- A. [ID#23-6996](#) Applicants for the open District #9 Council seat introduce themselves and are interviewed by the current Council members

Attachments: [Darryl Enriquez](#)
[Paul Wuteska](#)

- B. [ID#23-6997](#) Act on appointment to fill the vacancy for District #9 and administration of Oath of Office

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

- A. [ID#23-6831](#) Review and Act on a proposal to transfer funds from the Affordable Housing Development Fund to the Affordable Housing Rehab Program.
- Attachments:** [Affordable Housing Funds Transfer](#)
- Legislative History**
- | | | |
|---------|-------------------------|----------|
| 5/15/23 | Redevelopment Authority | approved |
|---------|-------------------------|----------|
- B. [ID#23-6817](#) Review and act on Proposed Bus Stop Elimination
- Attachments:** [Bus Stop Elimination](#)
- Legislative History**
- | | | |
|---------|----------------------------|----------|
| 5/18/23 | Transit Commission Meeting | approved |
|---------|----------------------------|----------|
- C. [ID#23-6838](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Colonel's Kettle Corn, LLC to sell non-competing food/beverage items at 2023 Oktoberfest community event.
- Attachments:** [Cover Sheet Oktoberfest 2023](#)
[Colonel's Kettle Corn, LLC Oktoberfest Agreement 23](#)
- Legislative History**
- | | | |
|---------|--------------------------------------|----------|
| 5/15/23 | Parks, Recreation and Forestry Board | approved |
|---------|--------------------------------------|----------|
- D. [ID#23-6839](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Great Lakes Dryhootch, Inc. to sell non-competing food/beverage items at 2023 Oktoberfest community event.
- Attachments:** [Cover Sheet Oktoberfest 2023](#)
[Great Lakes Dryhootch, Inc. Oktoberfest Agreement 23](#)
- Legislative History**
- | | | |
|---------|--------------------------------------|----------|
| 5/15/23 | Parks, Recreation and Forestry Board | approved |
|---------|--------------------------------------|----------|
- E. [ID#23-6840](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Mama Ducky's Desserts, LLC to sell non-competing food/beverage items at 2023 Oktoberfest community event.
- Attachments:** [Cover Sheet Oktoberfest 2023](#)
[Mama Ducky's Desserts, LLC Oktoberfest Agreement 23](#)
- Legislative History**
- | | | |
|---------|--------------------------------------|----------|
| 5/15/23 | Parks, Recreation and Forestry Board | approved |
|---------|--------------------------------------|----------|

- F. [ID#23-6841](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Kleins Bayern Gourmet Roasted Nuts to sell non-competing food/beverage items at 2023 Oktoberfest community event.

Attachments:

[Cover Sheet Oktoberfest 2023](#)

[Kleines Bayern Gourmet Roasted Nuts Oktoberfest Agreement 23](#)

Legislative History

5/15/23 Parks, Recreation and approved
Forestry Board

- G. [ID#23-6842](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Public Safety Cadets Post 178 to sell non-competing food/beverage items at 2023 Oktoberfest community event.

Attachments:

[Cover Sheet Oktoberfest 2023](#)

[Public Safety Cadets Post 178 Oktoberfest Agreement 23](#)

Legislative History

5/15/23 Parks, Recreation and approved
Forestry Board

- H. [ID#23-6843](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Sunrise Rotary Club Charitable Fund, Inc. to sell non-competing food/beverage items at 2023 Oktoberfest community event.

Attachments:

[Cover Sheet Oktoberfest 2023](#)

[Sunrise Rotary Club Charitable Fund, Inc. Oktoberfest Agreement 23](#)

Legislative History

5/15/23 Parks, Recreation and approved
Forestry Board

- I. [ID#23-6845](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Waukesha Citizens Police Academy Association, Inc. to sell non-competing food/beverage items at 2023 Oktoberfest community event.

Attachments:

[Cover Sheet Oktoberfest 2023](#)

[Waukesha Citizens Police Academy Association, Inc. Oktoberfest Agreement 23](#)

Legislative History

5/15/23 Parks, Recreation and approved
Forestry Board

- J. [ID#23-6846](#) Review and act on (recommendation to Common Council) proposed vendor agreement with Younger's Woodery to sell non-competing food/beverage/performer at 2023 Oktoberfest community event.

Attachments:

[Cover Sheet Oktoberfest 2023](#)

[Younger's Woodery Oktoberfest Agreement 23](#)

Legislative History

5/15/23 Parks, Recreation and Forestry Board approved

2. Plan Commission

- A. [PC23-0395](#) Certified Survey Map - 1900 E North Street – Proposed 4 Lot CSM encompassing 22.130 acres.

Attachments: [1900 E North Street, CSM- Cover Letter](#)
[1900 E North Street CSM- Project Reviews](#)
[2023-03-16 CSM for review](#)
[Application for Development Review-Signed](#)
[Cover Sheet - 1900 E North Street CSM](#)
[CSM Checklist-Attachment E](#)
[Project Narrative](#)

Legislative History

5/24/23 Plan Commission approved with conditions

3. Standing Committees

A. Finance Committee - Ald. Pieper

- A. [ID#23-6878](#) Review and approve a contract with WEDC to accept the award of a Community Development Investment grant

Attachments: [Cover Sheet - WEDC Contract](#)
[Final Contract for Execution](#)

Legislative History

5/30/23 Finance Committee approved

- B. [ID#23-6901](#) Review and approve the creation of a special revenue fund for the Public Safety Memorial

Attachments: [Cover Sheet - Special Revenue Account and Accept Donation](#)
[Special Revenue Account Letter to Ald. Pieper - Signed](#)

Legislative History

5/30/23 Finance Committee approved

- C. [ID#23-6903](#) Review and act on a request from FD & PD to approve a contract with Waukesha Monument

Attachments: [Cover Sheet - Purchase approval Waukesha Monument](#)
[PD.FD Bricks](#)

Legislative History

5/30/23 Finance Committee approved

- D. [ID#23-6905](#) Review and act on a contract with Cobblestone Hotels to receive WEDC CDI grant funds
- Attachments:** [Cover Sheet - Cobblestone](#)
[Cobblestone Grant Conduit w Appendix](#)
- Legislative History**
- | | | |
|---------|-------------------|----------|
| 5/30/23 | Finance Committee | approved |
|---------|-------------------|----------|
- E. [ID#23-6916](#) Review and Act on a recommendation to carryover \$199,388 from 2022 to 2023 in the General Fund.
- Attachments:** [Cover Sheet - 2022 General Fund Carryover Request](#)
[Fund 100 Carryovers - 2022 to 2023](#)
- Legislative History**
- | | | |
|---------|-------------------|----------|
| 5/30/23 | Finance Committee | approved |
|---------|-------------------|----------|

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

C. Ordinance & License Committee - Ald. R. Lemke

1. Licenses

- A. [ID#23-6880](#) Invited Bartenders
- Attachments:** [Invited Bartenders - 522 OL](#)
- Legislative History**
- | | | |
|---------|-------------------------------|---|
| 5/22/23 | Ordinance & License Committee | recommended for Council Consent to the City Council |
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| 5/22/23 | Ordinance & License Committee | recommended for Council Consent to the City Council |
- B. [ID#23-6881](#) Invited Other Applications
- Attachments:** [Invited Other Applications - 522 OI](#)
- Legislative History**
- | | | |
|---------|-------------------------------|---|
| 5/22/23 | Ordinance & License Committee | recommended for Council Consent to the City Council |
| 5/22/23 | Ordinance & License Committee | recommended for Council Consent to the City Council |
| 5/22/23 | Ordinance & License Committee | recommended for Council Consent to the City Council |
| 5/22/23 | Ordinance & License Committee | recommended for Council Consent to the City Council |

C. [ID#23-6882](#) Other Applications

Attachments: [Other Applications - 522 OL](#)

Legislative History

5/22/23 Ordinance & License Committee recommended for Council Consent to the City Council

D. Human Resources - Ald. Rodriguez

E. Board of Public Works - Alex Damien

- A. [ID#23-6811](#) Review and act on the Two-Party State Municipal Agreement between the City of Waukesha and the Wisconsin Department of Transportation for the E. Moreland Blvd Bridge project, WisDOT Project ID: 2718-00-73.

Sponsors: Public Works

Attachments: [23-6811_BPW_Agenda_Cvr-E Moreland Blvd Bridge Rehab SMA.pdf](#)
[2718-00-08_78_03_73_EMorelandBlvd_CofWaukesha.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for Council Consent to the City Council

- B. [ID#23-6812](#) Review and act on Contract Change Order No. 1 with American Fire Training Systems, Inc. for the Multi-Level Live Fire Training Structure project.

Sponsors: Public Works

Attachments: [23-6812_BPW_Agenda_Cvr-CO1-American fire Training Systems Inc.pdf](#)
[23-6812-CO1 for American Fire Training Systems Inc.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for Council Consent to the City Council

- C. [ID#23-6813](#) Review and act on Contract Change Order No. 1 with Ford Construction Company, Inc. for the Fire Department Training Facility Restroom Addition -900 Sentry Drive project.

Sponsors: Public Works

Attachments: [BPW_23-6813_Agenda_Cvr-CCO1-Ford Construction Fire Dept Training Facility](#)
[23-6813-Change order No 1 for Ford Construction Company.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for Council Consent to the City Council

- D. [ID#23-6820](#) Review and act on the two-party State Municipal Agreement between the City of Waukesha and the Wisconsin Department of Transportation for the Centracs Traffic Management System project, WisDOT Project ID: 2718-08-71.

Sponsors: Public Works

Attachments: [23-6820_BPW_Agenda_Cvr-Centracs_Software_SMA.pdf](#)
[2718-08-01_71_Centracs_CWauk.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for Council Consent to the City Council

- E. [ID#23-6822](#) Review and act on the two-party State Municipal Agreement between the City of Waukesha and the Wisconsin Department of Transportation for the Fiber and Radio Interconnect project, WisDOT Project ID: 2718-08-72

Sponsors: Public Works

Attachments: [23-6822_BPW_Agenda_Cvr-Fiber_and_Radio_Interconnect_SMA.pdf](#)
[2718-08-02_72_FiberRadio_CWauk.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for Council Consent to the City Council

- F. [ID#23-6823](#) Review and act on the two-party State Municipal Agreement between the City of Waukesha and the Wisconsin Department of Transportation for the Traffic Signal Controller Upgrades project, WisDOT Project ID: 2718-08-73.

Sponsors: Public Works

Attachments: [23-6823_BPW_Agenda_Cvr-Traffic_Signal_Controllers_SMA.pdf](#)
[2718-08-03_73_ControlUp_CWauk.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for Council Consent to the City Council

End of Consent Agenda

8. New Business

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

- A. [ID#23-6912](#) Disallowance of claim challenging chicken ordinance - Cheryl Boettcher

Attachments: [Claim for Unconstitutional Ordinance - Cheryl Boettcher](#)

Reports

9. 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. Rodriguez
- E. Redevelopment Authority Report - Ald. R. Lemke
- F. Parks, Recreation & Forestry Board Report - Ald. Wells
- G. Library Board Report - Ald. Halvensleben
- H. Cemetery Commission Report - Ald. C. Payne
- I. Waukesha Housing Authority Report - Ald. Pieper
- J. Community Development Block Grant Committee Report - Jennifer Andrews
- K. Public Art Committee Report - Ald. Moltzan

10. Plan Commission - Jennifer Andrews

- A. [ID#23-6860](#) An Ordinance Amending Section 16.01(6)(b) of the Waukesha municipal Code Regarding Adoption of State Building Codes.

Attachments: [Cover Sheet - Building Code Amendent 16.01 b.](#)
[Adding SPS 327 to State Codes Adopted in 16.01](#)
[Adding SPS 327 to State Codes Adopted in 16.01 not redlined](#)

Legislative History

5/24/23 Plan Commission approved

11. Standing Committees

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

- A. [ID#23-6668](#) Amend 3.08 to create offices of president and vice-president on the Cemetery Commission

Attachments: [Memo-3.08 Officers](#)
[3.08\(1\)\(c\) - Cemetery Commission Officers - O&L Mod](#)

Legislative History

5/22/23	Ordinance & License Committee	Withdrawn
5/22/23	Ordinance & License Committee	recommended for Council Consent to the City Council

D. Human Resources Committee Report - Ald. Rodriguez

12. Board of Public Works Report - Alex Damien

- A. [ID#23-6802](#) Review and act on the recommended Sidewalk Ordinance change (6.115) regarding the cost of construction and replacement of sidewalks.

Attachments: [23-6802_BPW_Agenda_Cvr-Sidewalk Ordinance Revision.pdf](#)
[Memo and Ordinance-6.115](#)

Legislative History

5/18/23	Board of Public Works	recommended for approval to the City Council
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- B. [ID#23-6624](#) Bids Received: Friday, April 28, 2023, at 11:00 a.m.
 Silurian Springhouse Foundation Alteration-700 N. Hartwell Ave.

The Board of Public Works recommends that the low bid from Ford Construction Co., Inc., for the base bid less the alternate in the amount of \$57,670.00 be awarded.

Sponsors: Public Works

Attachments: [2023 Silurian Springhouse Foundation Alteration-BPW BT.pdf](#)

Legislative History

5/4/23	Board of Public Works	held
5/18/23	Board of Public Works	recommended for approval to the City Council

- C. [ID#23-6806](#) Bids Received: Friday, May 12, 2023, at 11:00 a.m.
 Heyer Park Lighting

The Board of Public Works recommends that the only bid from WIL-Surge Electric, Inc., in the amount of \$78,509.85, be awarded.

Sponsors: Public Works

Attachments: [Heyer Park Lighting BT.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for approval to the City Council

- D. [ID#23-6807](#) Bids Received: Friday, May 12, 2023, at 11:00 a.m.
Wisconsin Ave. Bridge Repair and Sealing - Rebid

The Board of Public Works recommends that the only bid from State Contractors, Inc., for the Base Bid and Alternate No. 1 be awarded.

Sponsors: Public Works

Attachments: [Moreland and Wisconsin Bridge Maintenance BT.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for approval to the City Council

- E. [ID#23-6808](#) Bids Received: Friday, May 12, 2023, at 11:00 a.m.
Waukesha Springs and Oaks Park Open Air Shelter Installation

The Board of Public Works recommends that the low bid from Ford Construction Co., Inc., in the amount of \$80,720.00 be awarded.

Sponsors: Public Works

Attachments: [Waukesha Springs and Oaks Park Open Air Shelters-BT.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for approval to the City Council

- F. [ID#23-6809](#) Bids Received: Friday, May 12, 2023, at 10:00 a.m.
N. Greenfield Avenue, Center Road, and Hillcrest Reservoir Loop Improvement Project

The Board of Public Works concurs with the Waukesha Water Commission to award the low bid from Mid City Corp. for the bid amount of \$535,455.00 and Water Utility material costs totaling \$109,280.42.

Sponsors: Public Works

Attachments: [WWU Post Bid Memo-N Greenfield Ave.pdf](#)
[WWU Bid Summary - Greenfield-Center-Hillcrest - Top Five.pdf](#)

Legislative History

5/18/23 Board of Public Works recommended for approval to the City Council

13. Director of Public Works Report
14. City Attorney's Report
15. Interim City Administrator's Report

- A. [ID#23-6981](#) Report from the Interim City Administrator

Attachments: [Admin Report June 2 2023](#)

16. Mayor's Report & Referrals

- A. [ID#23-6982](#) Board and Commission Appointments

Attachments: [Council Letter 06.06.2023](#)

- B. [ID#23-7003](#) Demise - Robert Lombardi

Attachments: [Demise- Robert Lombardi](#)

17. Referrals

18. Closed Session

Motion will be made to go into closed session pursuant to Wis. Stats. 19.85(1)(e) to discuss the possible sale of public property.

- A. [ID#23-6984](#) Discuss the possible sale of public property.

19. 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.

- A. [ID#23-6985](#) Possible discussion and/or action on the sale of public property.

20. 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 the Public Works department, 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.