



# City of Waukesha

City Hall,  
201 Delafield Street  
Waukesha, WI 53188

## Meeting Minutes - Draft

### City Council

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Tuesday, August 20, 2019

6:30 PM

Council Chambers, City Hall  
Use lower level glass door.

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#### 1. Roll Call

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

**Absent:** 1 - Cummings

#### 2. Pledge of Allegiance

#### 3. Public Comment

*Charlie Betker, 944 Oakland Avenue, spoke against eliminating the Woodfield Park Dam.*

*Lee Stickles, 1300 West St. Paul Avenue, spoke against eliminating the Woodfield Park Dam.*

*John Thomas, 134 Douglass Avenue, requests notification be made to landlords & tenants in his neighborhood regarding garbage, recycling, leaf pick-up and snow removal.*

*Matt Wellford, 1926 Deer Path, requested a review of the needs/wants of Buchner Pool.*

*Lisa Salb, 434 Madison Street, spoke in reference to the deed from John P. Buchner regarding maintaining the Spring in the park. The new conceptual plan does not include Spring maintenance.*

*Donna Wilson, 530 South Moreland Boulevard, spoke against the high cost of Woodfield Park Dam removal.*

*Chris Wilson, 1308 Pleasantview Avenue, spoke against the Woodfield Park Dam Removal which was donated by his grandparents.*

**A motion was made by Ald. Eric E. Payne, seconded by Ald. Elizabeth Moltzan, to approve to extend Public Comment until 7:00 pm. The motion carried by the following vote:**

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

**Absent:** 1 - Cummings

#### 3. Public Comment - Extended

*The following spoke against the Woodfield Park Dam Removal:*

*Don Furrer, 530 South Moreland Boulevard*

*Scott Hexom, 516 South Moreland Boulevard*

*Patricia Wasser, 522 South Moreland Boulevard*

*Neal Cain, 1814 Madison Street*

**Public Comment extended until 7:00 p.m.**

#### 4. Award Presentation

[ID#19-1157](#) Presentation by Police Chief Russell Jack of the Citation of Valor Award to Officer Brad Condon and the Lifesaving Award to Officer Darin Wittnebel, Deputy Brian Skaar, Deputy Kurt Thompson and Deputy David Schroeder.

#### 5. Approval of Minutes

[ID#19-1155](#) Minutes from August 6, 2019

**Attachments:** [ccmn 19.08.06 draft](#)

**A motion was made by Ald. Johnson, seconded by Ald. Miller, to approve Minutes from August 6, 2019. The motion carried by the following vote:**

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

**Absent:** 1 - Cummings

#### **Consent Agenda**

*The following item was removed from the Consent Agenda: ID#19-1088 by Ald. Pieper and handled under the Finance Committee Report. The remainder of the Consent Agenda was passed as presented by unanimous consent.*

#### **1. Other Boards and Commissions**

[ID#19-1090](#) Approve proposed agreement with Waukesha Sunrise Rotary Club for Waukesha Oktoberfest services.

**Attachments:** [Council Agenda Cover Sheet-Oktoberfest-Sunrise Rotary.pdf](#)  
[2019 Sunrise Rotary Oktoberfest Agreement \(002\).pdf](#)

[ID#19-1091](#) Approve proposed sponsorship agreement with Dick's Sporting Goods.

**Attachments:** [Council Agenda Cover Sheet-Dick's Sporting Goods Contract-2019.pdf](#)  
[2019.08.01 Dick's Sporting Goods-Waukesha Parks Rec - FINAL \(002\).pdf](#)

[ID#19-1093](#) Approve proposed event vendor agreements associated with the 2019 City of Waukesha Oktoberfest public event.

**Attachments:** [Council Agenda Cover Sheet-vendors 8.2.pdf](#)  
[Oktoberfest Contracts 2019.pdf](#)

[ID#19-1094](#) Approve proposed agreement with Vietnam Combat Veterans, Ltd. To host "The Moving Wall Vietnam Veterans Memorial" May 21 through May 26, 2020.

**Attachments:** [Council Agenda Cover Sheet-Moving Wall.pdf](#)  
[Moving Wall Contract.pdf](#)

## **2. Plan Commission**

[PC19-0074](#) 627 E. Newhall - Certified Survey Map

**Attachments:** [CSM - 2ND DRAFT - SIGNED.pdf](#)  
[627 E. Newhall CSM Cover Sheet.pdf](#)

## **3. Standing Committees**

### **A. Finance Committee - Ald. Pieper**

[ID#19-1024](#) Review and act on Resolution - Frame Park Commons/ Housing Authority

**Indexes:** Resolution; Frame Park

**Attachments:** [Cover Sheet- Bear Development \(002\).pdf](#)  
[finance committee memo.pdf](#)  
[Document A Frame Park Commons - Preliminary Resolution of Housing Authority.pdf](#)  
[Document B Frame Park Commons - Resolution \(Approving\).pdf](#)

[ID#19-1088](#) Presentation, discussion and decision to approve proposed concept plan and recommend approval of the submitted 2020 CIP Budget project request regarding Buchner Park Pool reconstruction.

**Attachments:** [Buchner Pool 2020 CIP Request.pdf](#)  
[Buchner Pool-PRF Board pres 8.05.2019.pdf](#)

*This item was removed from Consent by Ald. Pieper and handled under the Finance Committee Report.*

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

### **C. Ordinance & License Committee - Ald. Johnson**

#### 1. Licenses

[ID#19-1117](#) INVITED Bartenders - August 12, 2019

**Attachments:** [Bartenders 2019.08.12](#)

[ID#19-1118](#) Bartenders- August 12, 2019

**Attachments:** [Bartenders 2019.08.12](#)

[ID#19-1119](#) INVITED Other Applications - August 12, 2019

**Attachments:** [Other Licenses 19.08.12](#)

[ID#19-1120](#) Other Applications - August 12, 2019

**Attachments:** [Other Licenses 19.08.12](#)

#### **D. Human Resources - Ald. Wells**

#### **E. Board of Public Works - Dr. Fred Abadi**

#### **End of Consent Agenda**

#### **6. New Business**

[ID#19-0981](#) Motion to Reconsider-  
Bids Received: Friday, July 12, 2019, at 11:00 A.M.  
Woodfield Park Dam Removal

The Board of Public Works recommends that the bid from Musson Brothers, Inc., for the base bid amount of \$52,870.00 be awarded.

**Sponsors:** Public Works

**Attachments:** [Motion to reconsider request from Ald. Bartels](#)  
[Woodfield Dam Removal Project Bid Reconsideration Common](#)  
[Council 8.20.2019- 1](#)  
[Bid Tab\\_Woodfield Park Dam Removal](#)

**A motion was made by Ald. Bartels, seconded by Ald. Johnson, to approve Reconsideration of the Woodfield Park Dam Removal Bid. The vote was tied at 7/7. The Mayor voted Aye to approve this item to break tie vote to bring back this item:**

**Aye:** 7 - Pieper, Bartels, Perry, Johnson, D. Lemke, Wells and Miller

**Nay:** 7 - Manion, Rodriguez, E. Payne, Moltzan, R. Lemke, C. Payne and Browne

**Absent:** 1 - Cummings

**[Original Motion] A motion was made by Ald. Johnson, and seconded by Ald. Wells, to approve the bid award for Woodfield Park Dam Removal to Musson Brothers, Inc., in the amount of \$52,870.00.**

**Point of Order called by Ald. Johnson during discussion.**

**A motion was made by Ald. Manion, seconded by Ald. Johnson, to CALL THE QUESTION. The vote was tied at 7/7. The Mayor did not vote to break tie vote. The motion failed:**

**Aye:** 7 - Pieper, Bartels, Perry, Manion, Johnson, Wells and Miller

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

**Absent:** 1 - Cummings

**[Superceding Motion] A motion was made by Ald. Browne, seconded by Ald. Rodriguez, to postpone approving the bid from Musson Brothers, Inc., until the next meeting. The motion failed by the following vote:**

**Aye:** 6 - Rodriguez, D. Lemke, E. Payne, Moltzan, C. Payne and Browne

**Nay:** 8 - Pieper, Bartels, Perry, Manion, Johnson, Wells, Miller and R. Lemke

**Absent:** 1 - Cummings

**A motion was made by Ald. Johnson, seconded by Ald. Manion, to CALL THE QUESTION. The motion carried by the following vote:**

**Aye:** 10 - Pieper, Bartels, Perry, Manion, Johnson, Wells, Moltzan, Miller, R. Lemke and Browne

**Nay:** 4 - Rodriguez, D. Lemke, E. Payne and C. Payne

**Absent:** 1 - Cummings

**[Voting on Original Motion] A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve the bid award for Woodfield Park Dam Removal to Musson Brothers, Inc., in the amount of \$52,870.00. The vote was tied at 7.7. The Mayor voted Aye to approve this item to break tie vote:**

**Aye:** 7 - Bartels, Perry, Manion, Johnson, Wells, Miller and Pieper

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

**Absent:** 1 - Cummings

*Meeting went into Recess at 8:11 pm.*

*Meeting Reconvened at 8:21 pm.*

*Ald. C. Payne left during Recess, and was not present for the remainder of the meeting.*

**[ID#19-1048](#)** Approval of Payments**Sponsors:** Public Works**Attachments:** [Summary Table for Partial Payments 8-8-19](#)[Advance-4112.Signed](#)[All-Ways-4109.Signed](#)[Burbach-4104.Signed](#)[Circuit Masters-4115.Signed](#)[Ford-4123.Signed](#)[Northway-4116.Signed](#)[Payne and Dolan-4110.Signed](#)[Payne and Dolan-4122.Signed](#)[PSG-4091-Signed](#)[RAM-4103.Signed](#)[State-4097.Signed](#)[Super Western-4094.Signed](#)[Visu-Sewer-4102.Signed](#)[Winter-4085.Signed](#)[Wolf-4125.Signed](#)

*Due to lack of quorum at the Board of Public Works meeting, this item has been added to the Common Council Agenda.*

**A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve payments. The motion carried by the following vote:**

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

**Absent:** 2 - Cummings and C. Payne

**[ID#19-1049](#)** Bids Received: Friday, August 2, 2019, at 11:00 A.M.  
2019 Traffic Signal Emergency Vehicle Preemption Upgrade**Sponsors:** Public Works**Attachments:** [Bid Tab Traffic Signal Emergency Upgrade](#)

**A motion was made by Ald. Pieper, seconded by Ald. E. Payne, to approve the low bid for 2019 Traffic Signal Emergency Vehicle Preemption Upgrade to Outdoor Lighting Construction Company in the amount of \$30,598.30. The motion carried by the following vote:**

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

**Absent:** 2 - Cummings and C. Payne

## 7. Public Hearing

[PC19-0066](#) Waukesha Memorial Hospital, 725 American Avenue - Rezoning

**Attachments:** [PC19-0066 Waukesha Memorial Hospital Final SPAR Cover Sheet](#)  
[Notarized Petition.pdf](#)

[Draft-Zoning Ordinance - WMH land east of Fairview between Madison and Lawndale](#)

*Presentation was provided by Principle Planner Doug Koehler. The Public Hearing was opened. There was no one present to speak. The public hearing was closed.*

## 8. Action on Public Hearing

[PC19-0066](#) Waukesha Memorial Hospital, 725 American Avenue - Rezoning

**Attachments:** [PC19-0066 Waukesha Memorial Hospital Final SPAR Cover Sheet](#)  
[Notarized Petition.pdf](#)

[Draft-Zoning Ordinance - WMH land east of Fairview between Madison and Lawndale](#)

**A motion was made by Ald. Johnson, seconded by Ald. Bartels, to approve Waukesha Memorial Hospital Rezoning from Rm-1 to I-1 Institutional, 725 American Avenue. The motion carried by the following vote:**

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

**Absent:** 2 - Cummings and C. Payne

## **Reports**

### 9. 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

[ID#19-1159](#) Review and Act on a contract with tes Historical Consulting LLC to complete nominations to add four individual properties to the National Register of Historic Places.

**Attachments:** [Cover Sheet - Historic Preservation Consultant \(003\)](#)  
[National Register Consultant Contract](#)  
[REQUEST FOR PROPOSALS](#)  
[2019 Waukesha NRs proposal Traci Schnell](#)

**A motion was made by Ald. Rodriguez, seconded by Ald. D. Lemke, to approve contract with tes Historical Consulting LLC to complete nominations to add four individual properties to the National Register of Historic Places. The motion carried by the following vote:**

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

**Absent:** 2 - Cummings and C. Payne

- 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
- J. Community Development Block Grant Committee Report - Jennifer Andrews
- K. Public Art Committee Report - Ald. Moltzan
- 10. Plan Commission - Jennifer Andrews

[PC19-0065](#) Waukesha Memorial Hospital, 725 American - Certified Survey Map

**Attachments:** [PC19-0065 Waukesha Memorial Hospital CSM Cover Sheet](#)  
[CSM and ReZone\\_Development Review checklist.pdf](#)  
[CSM Survey Map Checklist.pdf](#)  
[CSM.PDF](#)

**A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve Waukesha Memorial Hospital, 725 American - Certified Survey Map. The motion carried by the following vote:**

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

**Absent:** 2 - Cummings and C. Payne



## 11. Standing Committees

## A. Finance Committee Report - Ald. Pieper

[ID#19-1088](#) Presentation, discussion and decision to approve proposed concept plan and recommend approval of the submitted 2020 CIP Budget project request regarding Buchner Park Pool reconstruction.

**Attachments:** [Buchner Pool 2020 CIP Request.pdf](#)  
[Buchner Pool-PRF Board pres 8.05.2019.pdf](#)

**A motion was made by Ald. Pieper, seconded by Ald. Moltzan, to approve and affirm the proposed concept plan and recommend approval of the Buchner Pool Project into the 2020 CIP Plan. The motion carried by the following vote:**

**Aye:** 11 - Pieper, Bartels, Perry, Manion, Johnson, Rodriguez, D. Lemke, Wells, Moltzan, Miller and Browne

**Nay:** 2 - E. Payne and R. Lemke

**Absent:** 2 - Cummings and C. Payne

## B. Building &amp; Grounds Committee Report - Ald. E. Payne

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

## D. Human Resources Committee Report - Ald. Wells

## 12. Board of Public Works Report - Dr. Fred Abadi

## 13. Director of Public Works Report

## 14. City Attorney's Report

## 15. City Administrator's Report

[ID#19-1156](#) Report from the City Administrator

**Attachments:** [Admin Report 8-15-19](#)

## 16. Mayor's Report &amp; Referrals

[ID#19-1161](#) Board and Committee Appointments

**Attachments:** [Letter for Council - August 20, 2019](#)

**A motion was made by Ald. Johnson, seconded by Ald. Wells, to approve the appointments of Joseph Piatt and Paul Ybarra to the Water Utility Commission, and Gerald Couri to the Redevelopment Authority. The motion carried by the following vote:**

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

**Absent:** 2 - Cummings and C. Payne

## 17. Referrals

*Ald. Perry made an announcement of the Beer Garden this weekend, August 22, 23 & 24, 2019.*

*Ald. D. Lemke review signup for volunteer for the grand opening of the playground at Frame Park on September 18, 2019.*

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.