

In attendance: Mayor S. Klein, Aldermen S. Bierce, C. Brown, J. Kara, R. Grosch. B. Bergman and J. Wamser were absent and excused. Also present were Clerk/Treasurer K. Tarczewski, DPW Director J. Weigel, Fire Chief K. Bierce, HR Director L. Bergersen, City Planner H. Clinkenbeard and Attorney S. Riffle.

- 1.0 Call to Order and Pledge of Allegiance - Mayor Klein opened the meeting at 7:00 p.m.
- 2.0 Public Comment – None.
- 3.0 Consent Agenda – Action
 - 3.1 Approval of Meeting Minutes
 - 3.1.1 Public Hearing/Common Council dated June 27, 2016
 - 3.1.2 Common Council dated July 18, 2016
 - 3.2 Approval of Accounts Payable Summaries
 - 3.3 Approval of Bartender Licenses
 - 3.4 Concur with the Recommendation of the Plan Commission (7/21/16) to **Deny** the Petition for a Rezoning for MHL Land, LLC to Rezone Their Property Located in the Northwest Quadrant of the Intersection of Duplainville Road and Lindsay Road from Rs-2 Single-Family Residential to Rd-2 Two-Family Residential (PWC 0866997003)
 - 3.5 Concur with the Recommendation of the Plan Commission (7/21/16) to **Deny** the Lindsay Park Preliminary Plat Located in the Northwest Quadrant of the Intersection of Duplainville Road and Lindsay Road by MHL Land, LLC (PWC 0866997003).
 - 3.6 Concur with the Recommendation of the Plan Commission (7/21/16) to **Approve** the Petition for a Conditional Use for Matthew J. Bogdanski to Construct a Boat House on his Property Located at N38 W27189 Parkside Road (PWC 0889035)
 - 3.7 Concur with the Recommendation of the Plan Commission (7/21/16) to **Approve** the Request by Briohn Design Group to Extend the Pending Zoning of the Stollenwerk/Kanter Property Until October 3, 2016

Mr. Kara asked for Items 3.4 and 3.5 to be removed for discussion and Ms. Brown asked for Items 3.1.1 and 3.6 to be removed as well.

A motion was made and seconded, (C. Brown, J. Wamser) to approve the remaining items on the consent agenda. Motion Passed: 4-For, 0-Against.

- 3.1.1 Approval of Public Hearing/Common Council Meeting Minutes Dated June 27, 2016.

A motion was made and seconded, (S. Bierce, J. Kara) to approve the meeting minutes dated June 27, 2016. Motion Passed: 3-For, 0-Against, 1-Abstain (C. Brown).

- 3.4 Concur with the Recommendation of the Plan Commission (7/21/16) to **Deny** the Petition for a Rezoning for MHL Land, LLC to Rezone Their Property Located in the Northwest Quadrant of the Intersection of Duplainville Road and Lindsay Road from Rs-2 Single-Family Residential to Rd-2 Two-Family Residential (PWC 0866997003)

- 3.5 Concur with the Recommendation of the Plan Commission (7/21/16) to **Deny** the Lindsay Park Preliminary Plat Located in the Northwest Quadrant of the Intersection of Duplainville Road and Lindsay Road by MHL Land, LLC (PWC 0866997003).

Mr. Kara stated he doesn't recall ever seeing the Plan Commission recommend denial before and questioned why they are doing so in this instance. The Mayor stated even though the petitioner didn't show up at the Plan Commission meeting and withdrew the request, the Common Council still needs to take action on these items. Mr. Weigel stated the developer didn't care for the special assessment charges they would be required to pay for the development.

A motion was made and seconded, (J. Kara, R. Grosch) to concur with Plan Commission and deny the rezoning and preliminary plat for the property located in the northwest quadrant of the intersection of Duplainville Road and Lindsay Road. Motion Passed: 4-For, 0-Against.

- 3.6 Concur with the Recommendation of the Plan Commission (7/21/16) to **Approve** the Petition for a Conditional Use for Matthew J. Bogdanski to Construct a Boat House on his Property Located at N38 W27189 Parkside Road (PWC 0889035)

Ms. Brown asked why the Common Council was taking action on a boathouse. Mayor stated staff typically approved in the past but now there are so many requirements that have to be met. Mr. Clinkenbeard stated there are conditions that have to be met before the permit can be issued. He said Mr. Bogdanski needs to get approval from the County and the State first. **A motion was made and seconded, (C. Brown, R. Grosch) to approve the conditional use permit once approval from the state and the county has been verified.** Motion Passed: 4-For, 0-Against.

4.0 2nd Quarter Review of Police Services

Lieutenant Ripplinger was not available this evening. He will give his report on August 15th.

- 5.0 Discussion and Possible Action to Concur with the Recommendation of the Plan Commission (6/16/16) to Approve Ordinance 16-21 Rezoning the Payne & Dolan Property Located on Badinger Road and Bluemound Road From Rs-3 Single Family Residential to B-4 Office Commercial (PWC 0912980)

- 6.0 Discussion and Possible Action Concur with the Recommendation of the Plan Commission (6/16/16) to Approve Certified Survey Map PC #160616-1 for the Payne & Dolan Property Located on Badinger Road and Bluemound Road to Combine Three (3) Parcels (PWC 0967998, 09679998001, 0967999) Into One (PWC 0912980).

Mr. Weigel stated the petitioner came before the Plan Commission in June to get approval on a certified survey map (CSM) and change in zoning, but they failed to provide a copy of the site plan at that time. In July the petitioner went back to the Plan Commission and presented it. Mr. Weigel stated the petitioner wants to combine two parcels. He said each parcel has its own driveway and the County will require one of those to be closed off since the road is on a county trunk highway. The CSM will then have to be revised to show that change. Mr.

Weigel recommended conditional approval based on the County's final review and having professional staff sign off on some technical corrections that are needed.

A motion was made and seconded, (S. Bierce, C. Brown) to approve the rezoning ordinance and the CSM as recommended by the Plan Commission contingent upon approval of the technical corrections that are needed. Motion Passed: 4-For, 0-Against.

- 7.0 Discussion and Possible Action Regarding the Easement for the Bell Tower

A motion was made and seconded, (S. Bierce, R. Grosch) to authorize the Mayor to sign the document after the Bell Tower representatives sign off on the document. Motion Passed: 4-For, 0-Against.

- 8.0 Discussion and Possible Action to Reschedule the First Meeting in September Due to being Labor Day

There was a discussion to determine whether or not it would be necessary to hold the first meeting of the month in September. The Clerk was directed to schedule a meeting on the 6th if there are any critical issues that can't wait until the 19th.

- 9.0 Discussion and Possible Action Regarding Trick-Or-Treat Hours

A motion was made and seconded, (R. Grosch, C. Brown) to set the 2016 Trick-or-Treat hours to Sunday, October 30th from 4-7 p.m. Motion Passed: 4-For, 0-Against.

- 10.0 Discussion and Possible Action to Approve the Purchase of Advanced Airway Equipment in the Amount of \$20,075.00 from Teretech Corporation for the Fire Department, Using the Capital Fund Balance

Chief Bierce was present for this item. He stated this purchase was originally budgeted for in 2015. He said the reason it was not purchased last year was because the medical equipment was not authorized by the state at that time. He said the City Administrator stated she would carry the funds over into 2016. Chief Bierce stated he was before the Council just to inform them that the purchase was made.

A motion was made and seconded, (C. Brown, J. Kara) to ratify the Teretech Corporation expenditure in the amount of \$20,075.00 using the designated funds carried over from 2015. Motion Passed: 4-For, 0-Against.

- 11.0 Public Comment – None.

- 12.0 You are hereby notified that the Common Council will convene into closed session after all regular scheduled business has been concluded and upon motion duly made and seconded and acted upon by roll-call vote as required under §19.85(1), Stats. The closed session is for the purpose of:

- Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved pursuant to Wis. Stat. § 19.85(1)(g).

You are further notified that at the conclusion of the Closed Session, the Common Council may convene into open session pursuant to §19.85(2), Stats., for possible additional discussion and action concerning any matters discussed in closed session.

A motion was made and seconded, (S. Bierce, R. Grosch) to go into closed session at 7:21

p.m. Motion Passed Via Roll Call Vote: 4-For, 0-Against.

A motion was made and seconded, (C. Brown, J. Kara) to go back into open session at 8:07 p.m. Motion Passed by Roll Call Vote: 4-For, 0-Against.

A motion was made and seconded, (R. Grosch, S. Bierce) to accept the recommendation of the Human Resources Committee to adopt the restated wrap document for the City's deferred compensation plan effective today's date August, 1, 2016. Motion Passed: 4-For, 0-Against.

- 13.0 Adjournment – **A motion was made and seconded, (S. Bierce, R. Grosch) to adjourn the meeting at 8:09 p.m.** Motion Passed: 4-For, 0-Against.

Respectfully Submitted,

Kelly Tarczewski
Clerk/Treasurer