

In attendance: Mayor S. Klein, Aldermen C. Brown, J. Kara, D. Noll, J. Wamser and B. Bergman (arrived at 7:03pm). S. Bierce was absent and excused. Also present were Clerk/Treasurer K. Tarczewski, City Administrator T. LaBorde, DPW Director J. Weigel, Lieutenant B. Ripplinger and Attorney S. Riffle.

- 1.0 Call to Order and Pledge of Allegiance - Mayor Klein called the meeting to order at 7:01 p.m.
- 2.0 Public Comment – None.
- 3.0 Consent Agenda – Action
  - 3.1 Approval of Common Council Meeting Minutes dated December 7, 2015
  - 3.2 Accounts Payable Summaries
  - 3.3 **Approve Resolution 15-12-28** Appointment of Poll Workers
  - 3.4 **Approve** Building Inspection Services Contract with the Village of Pewaukee for 2016

**A motion was made and seconded, (D. Noll, C. Brown) to approve the consent agenda.** Motion Passed: 5-For, 0-Against.

- 4.0 Consideration and Possible Action to return the Premier Fox Preserve LLC cash deposit tendered under the Fill Material and Grading Agreement for Fox River Preserve

Attorney Riffle stated that this issue is from 2-1/2 years ago. The developer needs to show that their wetland mitigation plan was fulfilled. He suggested that the Council authorize staff to release the deposit once verification was received as to the completion of the wetland mitigation plan.

**A motion was made and seconded (J. Wamser, D. Noll) to authorize staff to release the cash deposit of Premier Fox Preserve LLC once verification is received as to the completion of the wetland mitigation plan.** Motion Passed: 5-For, 0-Against.

- 5.0 Discussion and Action to Approve **Resolution 15-12-29** to Set the Fee Schedule for 2016

Ms. LaBorde reviewed proposed changes with the Council. The hotel license fee was removed, an ordinance will be brought in January regarding language on the cigarette license, Escort license was moved under licenses, Dog Kennel license was split into Commercial at \$45 per year and Hobby at \$35 per year, Non-Metallic Mining was removed as Waukesha County now handles it, Added fee for Special Event Permit for those who don't file timely or who don't file at all, Close Out Sale license was removed, Copy charges were clarified 11"x17" \$1.00 per page and plat size copies at \$10 per page, Special Assessment letter has 3 to 5 day turnaround, Add charge for Special Common Council Meeting \$500, Building inspection new charge if need re-inspection, Increase in State Seal fee, Impact fees went down slightly due to reduction in consumer price index, Reflected 2016 garbage rate and up-the-drive rate, Fire Alarm and inspection charges clarified overlaps, Increase in launch fees to \$7 and seasonal pass to \$50, and the addition of court costs to several law enforcement fees.

Ms. Brown requested that the Zoning Board of Appeals fees be reviewed next year.

**A motion was made and seconded (J. Wamser, B. Bergman) to approve Resolution 15-12-29 to Set the Fee Schedule for 2016.** Motion Passed: 5-For, 0-Against.

6.0 Discussion and Possible Action on the First Amendment to the Prairie Grass Apartment Development Agreement

Mr. Weigel stated that with the onset of winter, the developer needs to build a public road at the end of E. Fieldhack Road. The amendment will allow them to construct a cul-de-sac of gravel.

**A motion was made and seconded (B. Bergman, J. Wamser) to approve the first amendment to the Prairie Grass Apartment Development Agreement to construct a gravel road as recommended by staff.** Motion Passed: 5-For, 0-Against.

7.0 City Hall Water Tower

7.1 Discussion and Possible Action to Award the construction contract for the City Hall Water Tower (bids open Dec. 16<sup>th</sup>)

**A motion was made and seconded (C. Brown, D. Noll) to award the construction contract for the City Hall Water Tower to Phoenix Fabricators and Erectors, Inc. in the amount of \$2,352,125.**

Motion Passed: 5-For, 0-Against.

8.0 Discussion and Possible Action to Approve the WE Energies Easement on the City Water & Sewer Utility Parcel on Northmound Road

**A motion was made and seconded (D. Noll, J. Wamser) to approve the WE Energies Easement on the City Water & Sewer Utility Parcel on Northmound Road.**

Motion Passed: 5-For, 0-Against.

9.0 Discussion and Possible Action to Authorize professional staff to prepare updates to the City Bicycle and Pedestrian Plan and Impact Fee Study as it relates to Bicycle and Pedestrian facilities (Public Works Committee, Plan Commission, Joint Park/Recreation Board)

Mr. Weigel stated this item had been presented to the Public Works Committee, Plan Commission, and Joint Park/Recreation Board. He is looking for approval to update the plan and move forward with an Impact Fee Study. The Public Works Committee has identified four projects.

**A motion was made and seconded (D. Noll, J. Wamser) to concur with the Public Works Committee and authorize professional staff to prepare updates to the City Bicycle and Pedestrian Plan and Impact Fee Study and include the four listed projects as priorities.**

Motion Passed: 5-For, 0-Against.

10.0 Discussion and Possible Action to Reschedule First Meeting in January  
No action was taken to reschedule this meeting.

11.0 Discussion and Possible Action Regarding Appointments to Various Boards, Commissions and Committees

Mayor Klein had no recommendations at this time.

12.0 Public Comment – None.

13.0 Adjourn Into Closed Session – You are hereby notified that the Common Council of the City of Pewaukee 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)(a), Stats. Common Council members and staff will attend the closed session. The purpose of the closed session is for the following:

- Confer with legal counsel who is rendering oral or written advice concerning strategy to be adopted with respect to litigation in which it is likely to become involved as authorized under §19.85(1)(g), Stats., specifically to be discussed is potential litigation to enforce the provisions of §6.035 of the City Ordinances against specified individual(s).

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 and for adjournment.

**A motion was made and seconded (D. Noll, C. Brown) to go into closed session at 7:49 p.m.** Motion Passed via Roll Call Vote: 5-For, 0-Against.

14.0 Adjournment – **A motion was made and seconded, (D. Noll, B. Bergman) from closed session to adjourn at 8:13 p.m.** Motion Passed: 5-For, 0-Against.

Respectfully Submitted,

Kelly Tarczewski  
Clerk/Treasurer