

CITY OF DELAFIELD COMMON COUNCIL MINUTES

YouTube Video Link: https://www.youtube.com/watch?v=S8_Sqw4FHLE

Call Common Council Meeting to Order

Mayor Attwell called the Common Council meeting to order at 7:00 PM.

Pledge of Allegiance

The Pledge of Allegiance was recited.

Roll Call:

Present

Doug Saloga, Ald. D1

Jackie Valde, Ald. D3

Wayne Dehn, Ald. D4

Matt Grimmer, Ald. D5

Phil Kasun, Ald. D6

Tim Aicher, Ald. D7

Kent Attwell, Mayor

Tom Hafner, Administrator/ City of Public Works Director

Absent

Jim Behrend, Ald. D2 (unexcused)

Announcement of Closed Session.

1.) City of Delafield Citizens' Comments

Ed McAleer – 3413 Lake Dr. – Comments are based on history. Middle of 1995 when they put the new City Admin to put together a financial policy. He came in with one and it is the same one we use today. In there, it identified 25% for a rainy-day fund. Everyone on the council liked it. When it was presented as a document for them to consider, it was a placeholder number. It was not the number to be used for contingency. We borrowed against it and eventually in the 2000's got knocked down by Moody's. Future admin got the numbers back up and it has been kept there. Do we really need that 25%? It is not a mandate. It's nice to have but it might not be realistic. Waukesha County has a 15% rainy day fund. He is not suggesting 15%, but what he is asking is that Jackie's proposal to put together a professional group to figure out the finances this should include what % we need and is appropriate. Another comment he wanted to make was about the fire commission. He says he does not want the optional powers item. It works well now with the Chief making the disciplinary determinations. Things are handled internally.

Jim Zahorek – 1948 West Shore Dr – Here to speak about the optional powers. He and his wife have lived here for over 30 years and are pleased with the job the department as a whole is doing. They can handle the day to day. He does not want to see another layer created in government. It is not necessary. He also understands we will be discussing the budget and that we may need to let someone go. If anyone of those people are in fire or police, he would be very against it. We can't afford to compromise public safety. A decision may be made tonight to put a referendum out there. He is sure we can find other areas in the finances where we can maintain our current police and fire budget. The way things are going now with CoVID-19, things are getting serious. We need the police there to protect us. We live in an area of affluence. When there is further separation, you need law and order. You cannot compromise in that area. If you can't put it together by making cuts in other areas, he would like the city residents to consider the referendum.

Mary Daniel – 309 Wisconsin Ave – "As a taxpayer, I would like to speak regarding New Business, item f. Preliminary discussion regarding the 2021 Budget. On the City Website in the 2020 Approved Budget, you will find the City of Delafield 5-year Capital Improvement Program 2020 Budget Moved from the 2020 column to the 2021 column Boat dock for Boat Access to Downtown 128,000. The last Lake Welfare meeting during citizens comments people who live in that area were not in favor of this. On our City Website under the Resources tab is the 1993 Downtown Development Plan which address a possible boat dock on page 31,

which recommends no boat landings should be installed in the Bay area. They comment the ramp at the end of Bleecker St. provides adequate landing for Downtown Delafield. This study was paid for with taxpayer dollars. We should be using resources we have paid for in our planning. Some are not relevant but some are very valid today. Public Tree planting for 2021 22,600.00 Public tree planting, does that money come from the Tree Developers Deposit Fund and it is only used to plant trees. Under annual street improvement program moved from 2020 to 2021 column is Separated path from Genesee St to Hillcrest 78,000.00 With a budget deficit ahead , as a taxpayer, I am pleading with all of you, to not continue spending for Capital Items, except for planting public trees because trees take a long time to grow and boat docks and paths can wait until we get this deficit solved. I realize there is the operating budget and the capital budget, but in the end, it is the bottom line. Projects in the capital budget still have to be paid for. Citizens comments one sided and I wonder is there a forum for questions that taxpayers are asking in a public meeting to have an answer at the following public meeting. It would be a way to improve communication and transparency for taxpayers and City.”

Chief Erik Kehl – 115 Main St. – He would like to talk about the possibility of a referendum. On behalf of his department, the demands of the public do not reduce based on funding. He does understand the economy is having issues and he does not have the answers. He has talked about over the years how the number of officers is already lower than the standard. If the residents decide they do not want to support those services, that would give him the answer he needs to move forward and reduce one or more of his services. Costs don't go down over time. He hopes that there is an alternate way to address this issue rather than reduce staff.

Susie MAR Thompson – 700 Milwaukee St. – 3 things: 1.) Thank you to Tom Hafner and Paul Zellner, SEH, and the police department for the stop sign at the corner of Oneida and Main St. The difference with downtown traffic is amazing. 2.) for 6B, flag property talking about sewer. There are a lot of trees. That is the most expensive sewer bill she has ever seen. In Brookfield it was 8-12K. She knows people who have paid 30-40K. To pay over 100K is cost prohibitive. As a City, we should be able to allow people to keep septic. 3.) Thank you for Delafield ID – Thursdays on the Hill. An event the community can embrace. Something that will be fun and safe.

Hearing no one else present who wishes to speak - citizen's comments were closed.

2.) Consent Agenda

- a. Common Council Minutes [July 6, 2020](#)
- b. Approval of Resolution 2020-10 regarding the City's 2019 Compliance Maintenance Annual Report (CMAR) submittal to the Wisconsin Department of Natural Resources (WDNR) for the City's wastewater collection system.

MOTION BY ALDERMAN AICHER, SECOND BY ALDERMAN GRIMMER, TO APPROVE THE CONSENT AGENDA AS PRESENTED.

ALL WERE IN FAVOR. MOTION CARRIED.

3.) Committee Reports

- a. Licenses – none.
- b. [Plan Commission](#) (Ald. Tim Aicher until April 2021) – No meeting, no report.
- c. [Lake Welfare Committee](#) (Ald. Phil Kasun until April 2021) –
 - i. Discussion on the potential boat action on the bay.
 - ii. Clearing on the north end of the lake by the DNR. We have no influence over this unless it were to be developed.
- d. Park and Recreation Commission (Ald. Matt Grimmer until April 2021) – No meeting, no report.
- e. [Public Works Committee](#) (Ald. Jim Behrend until April 2021) – No meeting, no report.
- f. [Del-Hart Commission](#) (Ald. Tim Aicher until April 2021) – No meeting, no report. Next meeting tomorrow night.

- g. Police Commission (Ald. Doug Saloga until April 2021) – No meeting, no report.
- h. Library Board (Ald. Jackie Valde until April 2021)
 - i. Opened its doors on the 6th of July.
 - ii. Can pick up hold and look at some materials. See website for hours.
 - iii. Still do curbside pickup. See website for hours.
 - iv. Still time to participate in the summer reading program.
 - v. Next meeting August 11 at 6:30pm.
- i. [Zoning Board of Appeals](#) (Ald. Phil Kasun until April 2021) – No meeting, no report.
- j. [Promotion & Tourism Commission](#) (Ald. Jim Behrend until April 2021)
 - i. Special meeting this Thursday.
- k. Lake Country Fire Commission (Mayor to report as needed) – No meeting, no report.
- l. Lake Country Fire Board (Ald. Matt Grimmer until December 2021) – No meeting, no report.
- m. Tree Board (Ald. Matt Grimmer until April 2021) – No meeting, no report.
- n. Deer Management Committee (Mayor to report as needed) – No meeting, no report.

4.) Unfinished Business

- a. None.

5.) Mayor's Report

- a. Discussion and possible action to appoint Joe Braun to the Deer Management Committee to serve in the vacant citizen member position with the term ending April 2021.

MOTION BY ALDERMAN AICHER, SECOND BY ALDERMAN GRIMMER, TO APPOINT JOE BRAUN TO THE DEER MANAGEMENT COMMITTEE TO SERVE IN THE VACANT CITIZEN MEMBER POSITION WITH THE TERM ENDING APRIL 2021.

ALL WERE IN FAVOR. MOTION CARRIED.

- b. Discussion and possible action to appoint Jim Marsh to the Deer Management Committee to serve in the vacant citizen member position with the term ending April 2021.

MOTION BY ALDERMAN AICHER, SECOND BY ALDERMAN GRIMMER, TO APPOINT JIM MARSH TO THE DEER MANAGEMENT COMMITTEE TO SERVE IN THE VACANT CITIZEN MEMBER POSITION WITH THE TERM ENDING APRIL 2021.

ALL WERE IN FAVOR. MOTION CARRIED.

- c. Discussion and possible action to appoint Sarah Reardon to the Lake Welfare Committee to serve in the vacant citizen member position with the term ending April 2022.

MOTION BY ALDERMAN AICHER, SECOND BY ALDERMAN KASUN, TO APPOINT SARAH REARDON TO THE LAKE WELFARE COMMITTEE TO SERVE IN THE VACANT CITIZEN MEMBER POSITION WITH THE TERM ENDING APRIL 2022.

5 WERE IN FAVOR WITH DEHN ABSTAINING. MOTION CARRIED.

6.) New Business

- a. Discussion and possible action regarding request from I.D. restaurant for approval of a series of upcoming community events that are expected to exceed the Waukesha County large gathering recommendation. Presentation to be made by a representative of I.D. restaurant with their plan to provide for appropriate social distancing, hygiene accommodations, and precautionary measures to safely accommodate the proposed large gathering size.

Bailey Fornell – Walk thru safety plan for Thursdays on the hill. Setup 3 bars. 100-150 people. Signage for social distancing. Sanitation stations 6+3. Stanchions around

performers to prevent crowding. Additional staff. All food indoors to fall under health inspector system. Served carry out style. Wipe down tables. Masks encouraged inside. Restrooms and doorways cleaned every 30 minutes.

MOTION BY ALDERMAN GRIMMER, SECOND BY ALDERMAN AICHER, TO APPROVE FOUR (4) 2020 EVENTS FOR THE ID DELAFIELD THAT ARE EXPECTED TO EXCEED THE WAUKESHA COUNTY LARGE GATHERING RECOMMENDATION.

ALL WERE IN FAVOR. MOTION CARRIED.

- b. Discussion and possible action to consider providing exceptions to the mandatory sewer connection requirements of Section 50-4(d)(3) of the City of Delafield municipal code due to hardships involved with the length of connection or other factors that would make the connection to be not financially feasible, as requested by David Wippert, 2480 Nagawicka Road, and Alderperson Saloga.

Tom Hafner – Dave and his real estate agent would like a variance for the mandatory sewer hookup. Tom said there was no variance. Tom stated the requirement. There is an exception for up to 10 years if they had a cert from the county. renovation or sales would remove the exception. There is nothing in the code for variance for this item. Their request would need to be completed with an ordinance at a future meeting.

David Wippert – 2480 Nagawicka Rd – with intentions of moving. The cost for this would be well over \$114,000. This is because it is 20 feet down, under water, and there is no stub at the road.

Aicher talked about the Hirschman lane property.

Kasun talked about SJMA taking down a house because the cost to put in sewer was more than the house.

Aicher would like us to look at the code and determine these exceptions circumstances.

Saloga explained the lot and the distance. Half the cost of the improvement if the cost of the T.

Wayne Dehn thinks this item should go to the CDA. Tom clarified they can only make a recommendation.

Item to be postponed to another date until further information can be gathered and shared.

- c. Discussion and possible action, as requested by Alderperson Valde, regarding recent clear cutting at the Bleeker Street Boat Launch and along the shore of the Bark River near the Fish Hatchery Building and consideration of putting up signage or explanation.

No action.

- d. Discussion and possible action, as requested by Alderperson Valde, regarding the formation of a committee of independent experts to advise the City on the current budget situation and that the City pause all expenditures, beyond personnel and legally obligated expenses, until a report from this committee is publicly submitted and discussed, and from that report the City base its actions.

No action.

- e. Discussion and possible action, as requested by Alderperson Dehn, regarding optional powers for the Police Commission, as provided for in Wisconsin State Statute 62.13, pertaining to more powers that can be given to the Police Commission in the day-to-day operation of the Police Department.

MOTION BY ALDERMAN DEHN, SECOND BY ALDERMAN GRIMMER, TO POSTPONE THE ITEM UNTIL THE SEPTEMBER 21ST COMMON COUNCIL MEETING.

ALL WERE IN FAVOR. MOTION CARRIED.

- f. Preliminary discussion regarding the 2021 Budget.
- g. Discussion regarding a possible referendum to exceed the City's property tax levy limit.

Tom Hafner to merge F and G together. We are waiting on additional numbers from the State and other entities. Gathering more data on payments from outside entities both in 2020 and 2021. We are also looking at the changes in contributions to the fire department. Asking to meet the first Monday in August with a preliminary budget. Also, will speak about the referendum question. He is looking at 2 separate budgets for the council consideration. One with an approved referendum and one without.

Grimmer wants to clarify we will have a fund balance of 20%.

Tom clarified we are currently at 23% which is about 1.5M. Tom asked about hotel projections for the next few years and they are not projecting. The only information we have from them is 1st quarter. By the end of July, they need 2nd quarter results to the city.

Grimmer to clarify that we were looking at \$350k.

Tom said with CoVID and changing contributions it will be significantly more.

Kent suggested a special committee that would educate the city residents on the referendum. Have a one sheet handout to simplify things.

7.) Report of City Officials

a. Administrator

i. 2020 Street Improvement Program Update

- 1. Substantially complete. Mission Rd turned out well. 4-way stop sign went well so far. Bleeker St repaving went well. Handicap ramp on Wells and the St Johns went well.

ii. Moody's Rating – Press Release and Credit Opinion

- 1. Press release and credit rating is in the packet.

iii. 2020 G.O. Notes Sale Day Report

- 1. In the packet. Interest rate 0.85% Refinance existing debt.

iv. Nagawicka Lake Post-Treatment Inspection Report

- 1. Treatment was 100% effective. Documented high quality plants taking their place back in the waters. Zastrow Bay was recently harvested.

b. Clerk

i. Discussion and action on the Voucher List

MOTION BY ALDERMAN DEHN, SECOND BY ALDERMAN AICHER, TO APPROVE THE VOUCHER LIST.

ALL WERE IN FAVOR. MOTION CARRIED.

ii. Resignation of City Clerk

1. "I wanted to take some time to thank the City of Delafield residents, the Common Council, and the City staff for brining me on in 2018. Since then the staff and I have made many improvements to the service for the City. We expanded our acceptance of credit card payments, we have cross trained staff, we upgraded our email and internet, made a better use of our internal retention software, overhauled the term tracker format, made everything digital online for applications and payment, reconstructed the website, promoted the fish hatchery and made it more convenient to book a reservation, had most of the meeting groups go digital with packet info, revamped the notification of meetings, and crushed it with elections. A special thanks to everyone who helped me make these improvements for the residents come to fruition. Thank you."

c. Council requests for future agenda items

i. Kent Attwell would like the intermunicipal agreement on the next agenda.

8.) Correspondence

a. Village of Summit Public Hearing Notice – Amend Master Plan.

b. Arrowhead Union High School District – Notice of Referendum for the November 3, 2020 regularly scheduled election.

9.) Motion to convene into closed session per Wis. State Statute §19.85(1)(c), considering employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, more specifically the City Clerk and the Deputy Clerk-Treasurer.

MOTION BY ALDERMAN GRIMMER, SECOND BY ALDERMAN AICHER, TO CONVEINE INTO CLOSED SESSION.

ROLL CALL VOTE:

Doug Saloga, Ald. D1 - YAY

Jackie Valde, Ald. D3 - YAY

Wayne Dehn, Ald. D4 - YAY

Matt Grimmer, Ald. D5 - YAY

Phil Kasun, Ald. D6 - YAY

Tim Aicher, Ald. D7 - YAY

MOTION CARRIED.

10.) Motion to re-convene into Open Session

MOTION BY ALDERMAN AICHER, SECOND BY ALDERMAN GRIMMER, TO CONVEINE INTO OPEN SESSION.

ROLL CALL VOTE:

Doug Saloga, Ald. D1 - YAY

Jackie Valde, Ald. D3 - YAY

Wayne Dehn, Ald. D4 - YAY

Matt Grimmer, Ald. D5 - YAY

Phil Kasun, Ald. D6 - YAY

Tim Aicher, Ald. D7 - YAY

MOTION CARRIED.

Closed Session Action - **MOTION BY ALDERMAN GRIMMER, SECOND BY ALDERWOMAN VALDE, TO APPROVE A \$2800 ONE TIME STIPEND TO THE DEPUTY CLERK FOR HER WORK ABOVE AND BEYOND HER DUTIES.**

ALL WERE IN FAVOR. MOTION CARRIED.

11.) Adjournment

There was no further business. The meeting was adjourned at 9:08PM.

Minutes transcribed by: Michelle Luedtke/Kent Attwell

Minutes approved on: August 3, 2020