Call Common Council Meeting to Order  
DeYoe called the Monday, April 2, 2018 Common Council meeting to order at 7:00 PM.

Pledge of Allegiance  
The Pledge of Allegiance was recited.

Roll Call for the Monday, April 2, 2018 Common Council meeting:  
Present:  
Michele DeYoe, Mayor  
Kent Attwell, Ald.  
Jim Behrend, Ald.  
Jackie Valde, Ald.  
Wayne Dehn, Ald.  
Matt Grimmer, Ald.  
Tim Aicher, Ald.  
Al Zietlow, Ald.  
Tom Hafner, City Administrator/Public Works Director  
Jim Hammes, Attorney

Announcement of closed session.

DeYoe announced a Closed Session would be held at the end of the meeting as noted on the agenda for this meeting.

Special Order of Business #1: Introduction of new City Clerk, Michelle Luedtke.

   a. Mayor’s appointment of Michelle Luedtke to the position of City Clerk effective April 16, 2018, subject to confirmation by the Common Council.
   b. Swearing in of Michelle Luedtke as the City Clerk effective April 16, 2018 with the Official Oath of Office.

VALDE MOVED TO APPROVE THE MAYOR’S APPOINTMENT OF MICHELLE LUEDTKE TO THE POSITION OF CITY CLERK EFFECTIVE APRIL 16, 2018. ATTWELL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

Michelle Luedtke was introduced and sworn in as City Clerk with the Official Oath of Office effective April 16, 2018.

Special Order of Business #2: Introduction of Benjamin Kelley to present his Eagle Scout Project, and public recognition of his personal achievement and community service.

Benjamin Kelley, member of Troop 145 (Cottage Grove) and Troop 84 (St. John’s Northwestern Military Academy), explained his Eagle Scout project to the Common Council. He attended St. John’s Northwestern Military Academy (SJNMA). His Eagle Scout project involved 834 hours relocating the SJNMA War Memorial and development of an Android app that included more than 300 artifacts and 1,100 images pertaining to the War Memorial and other historical artifacts. On May 19, 2017 (Armed Forces Day) he presented his project and the War Memorial in front of veterans, faculty and staff at SJNMA. He was honored, humbled and grateful for all the support received during the completion of his Eagle Scout project. The project continued to be available to the public in the main lounge area of SJNMA.

1. City of Delafield Citizen’s Comments.
Rev. Janis K. Doleschal, 3212 Nagawicka Avenue, distributed information regarding goose egg oiling and abatement to Council members at this time. In spring of 2017, the Lake Welfare Committee (LWC) discussed egg oiling and collection of geese. At that time, she contacted Mayor DeYoe and Alderperson Attwell about her concern pertaining to a lack of notification and explanation to Nagawicka Lake residents regarding the need for goose abatement activities. She remained concerned no information had been directly received by Nagawicka Lake residents explaining the need for a Goose Round-Up or egg oiling in 2018. She was not aware any permission had been requested to access her property. Agendas and minutes of the LWC had been monitored and she could find no information about egg oiling and Goose Round-Up plans for 2018. She had contacted Wisconsin DNR staff to determine whether a permit application had been submitted for 2018. She notified DNR staff and U.S. Department of Agriculture staff that residents had not been properly notified and, due to a lack of compliance with notification regulations, forfeiture of the 2018 permit was the appropriate action to take at this time. Exhibit I indicated selective solicitation by the Lake Welfare Committee. She requested the Common Council suspend the egg oiling and collection of geese via the 2018 Goose Depredation permit. A complete copy of her information pertaining to this matter would be presented at the April, 2018 Lake Welfare Committee meeting. Should the Common Council and Lake Welfare Committee fail to take appropriate action in this matter, she would be forced to take action up to and including legal action and involvement of print and electronic media. Evidence had not been presented since 2011 that indicated there was a present need for goose depredation. A special meeting of the Common Council could be called to address this concern in advance of the next Lake Welfare Committee.

Richard Dallen, 3434 Broken Bow Trail, explained 15 years ago he made comments to former City of Delafield Mayor Paul Craig regarding the Hartland Sportsman’s Club (HSC), because a bullet almost hit a person at that time. His research found that three other bullets left the HSC range and several years later a pregnant woman was shot. After considering all evidence, he requested the Common Council support the Resolution noted on the agenda for this meeting. Safety, noise and property valuations were presented as reasons for denial. A petition urging denial of the application for a Conditional Use Permit for the HSC was also provided to the City staff. Public health risks needed to be considered. He noted lead exposure at firing ranges was a concern. Distances that a bullet could travel were also noted and specified on a map in relation to surrounding property location and use. The negative health perception created by a shooting range will adversely affect property values and should also be considered one of the many reasons to deny the application.

Hearing no one else was present wishing to speak at this time, Citizen’s Comments were closed.

2. Consent Agenda
   a. Common Council Minutes. 3-19-18
   b. Approved and Issued Operator’s Licenses.

There were no objections from the Common Council; therefore, the Consent Agenda was approved.

3. Committee Reports
   a. Licenses. – None.
   b. Plan Commission. 3-28-18
      1. Discussion and action regarding Resolution Number 2018-01, a resolution denying the Hartland Sportsmen Club’s Conditional Use Permit Application to operate a firing range and trap shooting range, as recommended by the Plan Commission.

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https://1drv.ms/f/s!AkowketzfFatyRjumfOuk1P4zL-F (HSC Court Documents, etc.)

Information on this matter had been provided in the epacket for this meeting. At the March 28, 2018 Plan Commission meeting, Commissioners approved a Findings of Fact regarding denial of the Hartland Sportsmen Club’s Conditional Use Permit Application to operate a firing range and trap shooting range as noted in the epacket for this meeting. A draft resolution has also been included in the epacket for review by the Common Council on this matter. Several items within the Findings of Fact were noted. Noise was an issue of concern expressed by nearby residents, as well as a business owner who had opted to avoid expansion of his business if the HSC re-opened because bullets had been found multiple times on his property. It was obvious that the activity of the HSC had affected property values. General safety concerns were also a contributing factor. Noise, dust, traffic were noted as issues by residents attending the March 28, 2018 Plan Commission meeting. Citizens living adjacent to the HSC had dogs that negatively responded to fireworks and gun shots. Stigmas remained with HSC activity due to the woman being shot at The Delafield Brewhaus. Fencing was briefly discussed and recommended at the time of application due to the proximity and expansion of the residential and commercial area surrounding the gun club. Safety continued to be an issue and structures on the property were not compliant with the City’s Municipal Code. The Resolution affirmed the Findings of Fact.

Council members discussed the matter. The Plan Commission consideration of the Findings of Fact denying the Hartland Sportsmen Club’s Conditional Use Permit Application to operate a firing range and trap shooting range seemed thorough. The noise level was understated. The decibel level of gunfire exceeded that of a rock concert. No one would approve a rock concert at this location for more than 60 hours per week. Concern was expressed regarding lead shot in the soil and water as well as the distance shots traveled. Hammes explained the “range law” did not apply in this matter in his opinion. All criteria should be considered as part of the application process. Legitimate and valid factors were identified and supported through the recommendation of the Plan Commission.

2. Discussion and action on CSM to split one lot into two for Edward Thordsen, Himanshu Agrawal et al. DELC 0790.987.004, West Oakwood Dr., Delafield, as recommended by the Plan Commission.

AICHER MOVED TO APPROVE A CERTIFIED SURVEY MAP TO SPLIT ONE LOT INTO TWO FOR EDWARD THORDSEN, HIMANSHU AGRAWAL ET AL. DELC 0790.987.004, WEST OAKWOOD DR., DELAFIELD AS PRESENTED. ATTWELL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

3. Discussion and action on request of Siepmann Realty Corp on behalf of Owners Bryant E. Ferguson and Sarah E. Ferguson for an extraterritorial plat approval for a CSM, DELT 0780.082.004, W303 N2595 Maple Avenue, as recommended by the Plan Commission.

ZIETLOW MOVED TO APPROVE A REQUEST OF SIEPMANN REALTY CORP ON BEHALF OF OWNERS BRYANT E. FERGUSON AND SARAH E. FERGUSON FOR AN EXTRATERRITORIAL PLAT APPROVAL FOR A CERTIFIED SURVEY MAP FOR DELT 0780.082.004, W303 N2595 MAPLE AVENUE, DELAFIELD, AS PRESENTED. BEHREND SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

4. Discussion and action on an extraterritorial plat approval for a CSM to combine two adjacent parcels for Suzanne Alberti, OCOT 0577.001 N48 W3411 Jaeckles Dr., as recommended by the Plan Commission.

AICHER MOVED TO APPROVE AN EXTRATERRITORIAL PLAT APPROVAL FOR A CSM TO COMBINE TWO ADJACENT PARCELS FOR SUZANNE ALBERTI, OCOT 0577.001 N48 W3411 JAECKLES DR, DELAFIELD, AS PRESENTED. BEHREND SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

Aicher also provided an update on the proposed project for the current BP station site.

b. Lake Welfare Committee

Attwell explained that the City followed all regulations regarding the Goose Round-Up. Direct mailings were sent every third year. Permission granted by the property owner remained in effect until the property owner rescinded consent. Updates and corrections were made to the map distributed at the past Lake Welfare Committee meeting based on recent findings. An agenda item pertaining to this matter would be placed on the next Lake Welfare Committee meeting.
d. Park and Recreation Commission. 3-29-18
1. Discussion and action on recommendation to Common Council that the current bids for the Genesee Street Park Expansion, Bark River Stream Bank Restoration, and Burial of the Freshwater Relay Pipe be rejected, and a new bidding process be implemented by separating the bid into three separate construction bids.

Valde explained the lowest bids for the Genesee Street Park Expansion, Bark River Stream Bank Restoration, and Burial of the Freshwater Relay Pipe were substantially higher than budgeted. The project could be bid out in three separate bids to gain a cost savings. Engineering staff would re-examine the scope and schedule of the proposed project. Grant funds received could be held and used in the future via an extension from the DNR.

ATTWELL MOVED TO DENY THE CURRENT BIDS FOR THE GENESEE STREET PARK EXPANSION, BARK RIVER STREAM BANK RESTORATION, AND BURIAL OF THE FRESHWATER RELAY PIPE BE REJECTED, AND A NEW BIDDING PROCESS BE IMPLEMENTED BY SEPARATING THE BID INTO THREE SEPARATE CONSTRUCTION BIDS AND TO FIND SAVINGS WITHIN EACH PROJECT TO ALLOW EACH BID TO COME IN WITHIN BUDGET. ZIETLOW SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

e. Public Works Committee
f. Del-Hart Commission
g. Police Commission
h. Library Board
i. Board of Zoning
j. Promotion and Tourism Committee
k. Lake Country Fire Commission
l. Lake Country Fire Board
m. Tree Board

4. Unfinished Business
a. Discussion and possible action regarding Deer Management.

Information on the deer management plan and culling activity was provided in the epacket for this meeting. The quota of 20 deer had been reached at a cost of $9,300. The budgeted amount was $8,700. In the future, a deer management committee would be created that would include citizen members. Interested parties should visit the City’s website regarding application to the Committee. Zietlow expressed concern regarding a lack of diversity in requesting citizen applications in the proposed manner. Additional members could be added in the future if necessary.

5. Mayor’s Report
a. Discussion and action on appointments of Shannon Eldridge and Steve Davis (Alternate) to the Promotional and Tourism Committee.

ATTWELL MOVED TO APPROVE APPOINTMENTS OF SHANNON ELDRIDGE AND STEVE DAVIS (ALTERNATE) TO THE PROMOTIONAL AND TOURISM COMMITTEE. AICHER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.
6. New Business – None.

7. Report of City Officials
   a. Administrator – No report given.
   b. Clerk
      1. Discussion and action on Voucher List.

      ZIETLOW MOVED TO APPROVE THE VOUCHER LIST AS PRESENTED. VALDE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

      2. Memorandum on Election.

      A memorandum about the April 3, 2018 election was included in the epacket for this meeting.
   c. Council requests for future agenda items
      • Update on 2018 Goose Round-Up Activities (Goose Round-Up) – Zietlow

Motion to convene into Closed Session pursuant to Wisconsin 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, specifically, the Interim City Clerk and Clerk III position employees.

AICHER MOVED TO CONVENE INTO CLOSED SESSION PURSUANT TO WISCONSIN 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, SPECIFICALLY, THE INTERIM CITY CLERK AND CLERK III POSITION EMPLOYEES AT 8:17PM. ATTWELL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. A ROLL CALL VOTE WAS TAKEN: AICHER, AYE; ATTWELL, AYE; BEHREND, AYE; VALDE, AYE; DEHN, AYE; GRIMMER, AYE; ZIETLOW, AYE. ALL WERE IN FAVOR. MOTION CARRIED.

Motion to re-convene into Open Session.

ATTWELL MOVED TO RE-CONVENE INTO OPEN SESSION AT 8:41PM. BEHREND SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. A ROLL CALL VOTE WAS TAKEN: AICHER, AYE; ATTWELL, AYE; BEHREND, AYE; VALDE, AYE; DEHN, AYE; GRIMMER, AYE; ZIETLOW, AYE. ALL WERE IN FAVOR. MOTION CARRIED.

Discussion and possible action regarding closed session discussion.

ATTWELL MOVED TO AWARD COMPENSATION IN THE AMOUNT OF $5,500 TO INTERIM CITY CLERK JEANNE O’BRIEN FOR HER EFFORTS IN THE PAST MONTHS AS INTERIM CITY CLERK. BEHREND SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

AICHER MOVED TO PROVIDE A STIPEND TO AMY VANDERHEI IN THE AMOUNT OF $500 AND TO INCREASE HER HOURLY RATE TO $19 PER HOUR FOR ADDITIONAL WORK PERFORMED IN THE
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CLERK III POSITION.  VALDE SECONDED THE MOTION.  THERE WAS NO FURTHER DISCUSSION.  ALL WERE IN FAVOR.  MOTION CARRIED.

8. Correspondence
   a. Memorandum from Chief Kehl regarding the capital expense in 2018 for police radios.
   b. Email from Mark Hoppe re Elected Officials Day at WCTC Invitation 2018.
   c. Fax from Adm. Mark Lichte, LC School District re Police and Fire.
   d. Email from Eric Jorgensen to Mayor DeYoe re HSC.  (Read into the record 3-28-18 meeting.)
   e. Letter from Joe Deklotz re Hendricks Commercial Properties Requests for CUP's.
   f. Letter from Joan Zepecki rec'd at 3-28-18 PC meeting.
   g. Letter from Village of Summit Amending their Master Plan.

9. Adjournment
There was no further business; therefore, the Monday, April 2, 2018 Common Council meeting adjourned at 8:42PM.

Minutes Prepared By:

Accurate Business Communications, Inc.

Minutes approved on: April 16, 2018