

CITY OF DELAFIELD COMMON COUNCIL MINUTES

CALL MEETING TO ORDER

Acting Chairman Phil Schuman called the meeting to order at 7:02 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present

Maurice Mathey, Ald.
Phil Schuman, Ald.
Paul Craig, Ald.
Rick Lieblang, Ald.
Linda Quartaro, Ald.
Al Zietlow, Ald.
Ron Miskelley, Ald.
Matt Carlson, Administrator
Marilyn Czubkowski, Clerk

Absent

Mayor Ed McAleer

Items listed under the Consent Agenda are considered in one motion unless a Common Council Member requests that an item be removed from the Consent Agenda.

1. APPROVE MINUTES OF JANUARY 21, 2002

M. MATHEY MOTIONED TO APPROVE THE MINUTES. P. CRAIG MADE A MODIFICATION ON PAGE 3 UNDER THE LIBRARY REPORT, STATING THAT THE LIBRARY IS GETTING A SET OF VIDEOS AND E-BOOK COLLECTIONS THROUGH THE USE OF GRANT MONEY. R. MISKELLEY SECONDED THE AMENDED MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

2. CITIZEN'S COMMENTS ON ITEMS PERTAINING TO THIS AGENDA.

Barbara Begale, 1224 Woodside Street – Spoke in favor of the rezoning of the library site.

Audrey Kellner, 1116 W. Devonshire – She stated that we need a new and larger library located downtown. She has not heard any viable workable sites other than the one presented and would like to get the building of the library going. The term “wetland” was addressed. She

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also spoke about the Ruff property and would like it developed fairly and with quality. This appears to be the best possible solution. She questioned what would happen to the land in the conservancy if the Waukesha Conservancy folded and suggested that a provision be made to protect the City so that if this happened the land would revert back to the City. Regarding the "Zero tax equivalent" she stated that it might be time for these people to pay.

Tom Kelley, 2218 West Shore Drive - Asked if there have been any meetings with the DNR in regards to the proposed library site. P. Schuman answered. T. Kelley asked if the 37 acres of the Geason land is in exchange for a settlement. M. Carlson stated that they are connected. T. Kelley asked about the cost of the library and then commented on future developments in the City. R. Miskelley and L. Quartaro addressed the issues. T. Kelley requested to have a roll call vote on Item 4b1 (Rezoning of Library Site).

Terry St. Bernard, 1249 Willow Drive - New resident of Delafield. Stated her reasons for relocating to Delafield. She agrees that a new library is needed and prefers a downtown location. She is in support of the library.

Linda Kuklinski, 2842 Nagawicka Avenue - Stated that she is pleased with the development and progress of the GDP for Ruff's Preserve. She complimented the people involved in the first meeting of the Genesee Street Reconstruction. It set a good precedent on how large dollar projects are handled and received by the community. She commented on the rezoning of the proposed library site and said that it should be contingent on DNR approval and Chapter 30 permits. Questioned the pond on the Van Arndt property that was not built to specification.

Lynne Reich, 484 Garrison Court - She was disappointed that the mayor was not here and stated that it was not appropriate for someone who is running for mayor to repeatedly be sitting in the mayor's seat for common council. Regarding Item 8a - she thinks taxes are too high and they should be controlled at the local level.

Libby Gifford, 1504 Parry Lane - L. Gifford stated that she was in attendance as a citizen and library board member to advocate for the downtown site. She thanked the council for the progress that has been made and advocated for the downtown site, the site that the City Council has proposed for the library. The public was invited to attend the library board meetings, the second Tuesday of each month.

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Brian Faracy, 852 Scenic Heights Drive – Thinks that the proposed site is a good one and the library should be built there. It is an investment in the community.

Bob Transon, 3018 Nagawicka Avenue – Stated that he sits on the library board, planning commission, and is a parent. Addressed the rezoning of the library – it is an appropriate place for the library. Is in favor of the rezoning.

Karen Dalum, 997 Hawthorne – She is in support of the library, believes that the library needs to be in the downtown area and that the location selected is excellent. The runoff into the river needs to be addressed, but this should not stop the building of the library.

Carol Snyder, 1021 Lake Drive – Spoke as a library board member. Reminded everyone of the history of a library site quest. Thinks that the site chosen is the right site. The library board will continue to do their homework and research in selecting the professionals to work on this project.

Jim Zahorik, 1948 W. Shore Drive – On Item 4b2 (GDP Ruff's Preserve) he does not have any opposition. Spoke in regards to the lot size and the impact fee for the lots (\$14,000 or \$1,000 each). In the future, the impact fee should be looked at, as other communities have higher impact fees. In addition, he distributed a copy of the 2nd page of the Quit Claim Deed – asked that the council to consider what the deed constrictions are. P. Schuman addressed.

Marty Webb, 290 Fieldstone – Wants the rezoning for the library to go through.

David Sigmond, 1543 Milwaukee Street – Education is very important. Having a library is a statement to the community and to the world that we hold higher education highly. This is the way to go.

3. CONSENT AGENDA

L. QUARTARO MOTIONED TO APPROVE. P. CRAIG SECONDED THE MOTION. IT WAS CLARIFIED THAT THIS WAS THE AMOCO ON HWY. 83. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- a. Bid for DPW Shore Conveyor
- b. Approve 1-year license for Jason Baum 141 Cushing Park Rd., Amoco

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- c. Approve 1-year license for Timothy R. Dixon Jr., 141 Cushing Park Rd., Amoco.

1. COMMITTEE REPORTS

- a. Licenses – M. Czubkowski read in a 2-year bartender license expiring on June 30, 2003 for Jessica Burrill, Amoco, Highway 83.

R. MISKELLEY MOTIONED TO APPROVE. L. QUARTARO SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- b. Plan Commission

1. Rezoning of Library Site – P. Schuman stated that in regard to the original claim deed, it has been determined that the library is a public purpose. It will be built when it is designed under Chapter 30 and the DNR will be following everything very closely. This construction will also be subject to the City's own storm water management rules. There will be a lot of oversight during construction. Many sites have been looked at over the years.

L. QUARTARO MOTIONED TO APPROVE THE REZONING OF THE LIBRARY SITE. P. CRAIG SECONDED THE MOTION. DISCUSSION TOOK PLACE ON THE INTERPRETATION OF "PUBLIC PURPOSE." A. ZIETLOW STATED THAT HE IS CONCERNED THAT THE DNR HAS NOT PUT ANYTHING IN WRITING SAYING THAT THIS MEETS THEIR DEFINITION AND THAT THIS MEANS A BUILDING. HE IS ALSO CONCERNED ABOUT THE GILES TESTING REPORT FOR THE PROPERTY THAT STATES THAT IT WAS NOT RECOMMENDED FOR CONSTRUCTION. DISCUSSION TOOK PLACE ON OTHER SITES THAT HAVE BEEN SERIOUSLY CONSIDERED. THE LETTER FROM SEWRPC DATED FEBRUARY 1, 2002 WAS DISCUSSED. P. CRAIG STATED THAT THE LIBRARY BOARD IS VERY SENSITIVE TO THE ISSUES CONCERNING THE BARK RIVER. FURTHER DISCUSSION TOOK PLACE. A ROLL CALL VOTE WAS TAKEN: M. MATHEY, NAY; P. SCHUMAN, AYE; P. CRAIG, AYE; R. LIEBLANG, AYE; L. QUARTARO, AYE; A. ZIETLOW, NAY; R. MISKELLEY, AYE. MOTION CARRIED.

2. General Development Plan (Ruff's Preserve) – M. Carlson summarized the project. The Plan Commission has

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recommended approval of the GDP. There are a number of details that need to be worked out that will come back to the City Council in the form of agreements, storm water management agreements, conditional use agreements, developer agreements, etc. and specific implementation plans. This is the first step of a planned unit development for this property. Mr. Foster made a presentation reviewing the property. He addressed what would happen if something happened to the Waukesha Conservancy and stated that one of the other bodies involved would step in, but he does not envision this ever happening, however the ultimate decision comes from the Common Council. A. Zietlow asked about page 6 of the information that M. Carlson sent: how soon will the 15% bond aggregate do they actually get calculated? It also talks about bonds on page 8 but there are no numbers involved. M. Czubkowski addressed. A. Zietlow asked about the conservancy area and the benefits to the City residents. It is going to be an open space, people will be able to walk through it, but it will not be developed -- it is a natural area, it offers complete protection to the south end of Nagawicka Lake.

L. QUARTARO MOTIONED TO APPROVE THE GDP. P. CRAIG SECONDED THE MOTION. DISCUSSION TOOK PLACE REGARDING THE INVOLVEMENT OF THE DNR, PAGE 5&6, AND STYLES OF HOMES. IT WAS CLARIFIED THAT THESE WILL BE 14 SINGLE FAMILY HOMES. THE IMPACT FEE OF \$1,000 PER LOT IS PARKS PORTION ONLY, THERE ARE OTHER IMPACT FEES WHICH WERE UPDATED TWO YEARS AGO. MR. FOSTER STATED THAT HE HAS PUT IN SEVERAL PHONE CALLS AND HAS NOT YET RECEIVED ANY FEEDBACK. ALL WERE IN FAVOR OF THE MOTION. MOTION CARRIED.

- a. Lake Welfare Committee - P. Schuman reported that he and Gerry Bills met with Heidi Bunk of the DNR on January 31. He distributed a letter to the commissioners regarding the request for financial and technical assistance to improve Lake Nagawicka; they are applying for a \$3,000 grant. The DNR is changing the rules for cutting aquatic plants and will try to obtain a grant to update their plan. There are two other grants for \$60,000 each. The first grant of \$3,000 was due the first of this month; the other is due in May and has to do with studies of the dredging of the lake and storm water studies. At the April 18th meeting, Heidi Bunk of the DNR and a fish specialist will make a presentation.

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- b. Park and Recreation Commission – Met on January 16th. L. Quartaro started that the Park and Recreation Commission was under that impression that the entire land purchased would be used for parks. The Park and Recreation Coordinator job description is being developed and a search has begun. M. Carlson stated that the Village of Hartland has expressed an interest of sharing their Park and Recreation Coordinator with the City of Delafield. RFP's have been issued for the Copperfield/Valley Road Farms project.
 - c. Public Works Committee – Will meet on February 6, 2002 at the Fish Hatchery.
 - d. Del-Hart Commission (Meeting minutes included 1/15/02) – The next meeting is February 12, 2002.
 - e. Recycling Committee – No meeting.
 - f. Police and Fire Commission – No meeting.
 - g. Library Board – The Library board will be conducting interviews with potential architects from 5-9 on February 6, 2002.
 - h. Other committees
 - 1. Genesee St. Reconstruction Committee – A Public Information Meeting was held on January 29. The next meeting will be on February 6 at 7 a.m. in Council Chambers. M. Carlson stated that the January 29 meeting went well with approximately 25 people in attendance. Good input was received. P. Craig complimented J. Romanski on a good job.
5. OLD BUSINESS
- a. Ordinance No. 541 regarding overnight parking, north of Milwaukee St. on Oneida. – M. Carlson reviewed and information was provided to the commissioners in their packet. Discussion took place. Mr. Platz was not present at the meeting due to a family emergency.

A. ZIETLOW MOVED TO APPROVE. R. LIEBLANG SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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Discussion took place on how to notify affected parties. M. Carlson stated that fliers would be put on the windshields of the cars.

6. MAYOR'S REPORT

None.

7. NEW BUSINESS

- a. Request from Joyce K. Morgan, Manager of the Farmer's Market on Thursday's, to hold the Market in the Fish Hatchery parking lot. -

A. ZIETLOW MOVED TO APPROVE. AFTER DISCUSSION, IT WAS THE CONSENSUS OF THE COMMISSIONERS THAT ALL MARKETS SHOULD BE AT THE FISH HATCHERY PARKING LOT. R. LIEBLANG MOTIONED TO HAVE ALL MARKETS LOCATED AT THE FISH HATCHERY PARKING LOT ON A PERMANT BASIS. R. MISKELLEY SECONDED THE MOTION. ALL WERE IN FAVOR. MOTION CARRIED.

- b. Discussion regarding Zero Tax Equivalent for water system - M. Czubkowski explained. The amount would be a total of \$57,560. If this were waived, the money would stay in the water system fund. Discussion took place. This will be put on the agenda for the next meeting. A report showing the charge-outs, money generated, etc. will be provided at the next meeting.

8. ADMINISTRATOR'S REPORT

- a. Discussion regarding Governor McCallum's proposal to eliminate state revenue support to Wisconsin Municipal Governments, correspondences included. - M. Carlson outlined what is known about the proposal. The proposal would eliminate state shared revenue payments to cities, villages, and towns. It would represent a loss in the City of Delafield of \$175,707 from the budget in 2002 with a likely reduction in following years. This amount represents what the State collects and remits to the cities, villages, and towns throughout the State. The State budget deficit has been described as a \$1 billion budget deficit that, M. Carlson stressed, the municipalities and local governments did not cause. M. Carlson will draw up a letter to the State Governor for the review of the commissioners at the next meeting. A list of examples of various sales tax exemptions was discussed. It was stated that the Governor should work with local communities and state agencies to identify issues that could be substantially changed.

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- b. Hwy 83 Project update – A document was included in the commissioner's packet. The State Dept. of Transportation, Highway Committee held the first meeting was held last week. This is an engineering and environmental study of a designated section of Highway 83 that will take 30 months to complete. Accident history will be taken into account, but they are asking the State not to rely on old data when making conclusions. M. Carlson has asked for an update on the numbers on the crash data and traffic generation (origin/destination trip study). The method of cost sharing was discussed. The DOT has established project office at the Kettle Moraine Evangelical Free Church on Highway 83 that will be open 1-7 p.m. the second Thursday of every month. It was stated that there is a direct relationship of what is trying to be accomplished on Hwy. C and Hwy. 83. The pavement at the Hwy. 83/I-94 intersection was discussed.

9. CLERK'S REPORT

- a. Sessions being offered for 2002 Board of Review Training Sessions for Clerks and/or Board Members. – The session will be held in Stevens Point. M. Czubkowski should be notified if anyone is interested in attending and she will sign him or her up.

10. FINANCIAL REPORT

- a. Approve voucher list – The \$7,000 for computers was clarified.

R. MISKELLEY MOVED TO APPROVE. A. ZIETLOW SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

8. CORRESPONDENCE

- a. Correspondence from the League of Wisconsin Municipalities (1/17/02 & 1/27/02)
- b. Correspondence from V.A.L.U.E. in Local Government - notification of monthly planning meeting (1/16/02).
- c. Correspondence from Parsons Transportation Group, regarding the Bark River Bridge. Public Information Meeting Notice (2/5/02, 5-7PM, Summit Town Hall)
- d. Correspondence from Paul Durkee, (The Mothra Project) regarding the Gypsy Moth infestation problem.

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12. ADJOURNMENT.

**A. ZIETLOW MOTIONED TO ADJOURN FROM THE MEETING.
R. MISKELLEY SECONDED THE MOTION. THERE WAS NO
FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION
CARRIED. THE MEETING ADJOURNED AT 8:52 P.M.**

Respectfully Submitted,

Marilyn Czubkowski, Clerk

Prepared by,

Accurate Business Communications