

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

CALL MEETING TO ORDER

Mayor Craig called the meeting to order at 7:00 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present

Absent

Mayor Paul Craig  
Maurice Mathey, Ald.  
Phil Schuman, Ald.  
Erv Sadowski, Ald.  
Mike Roberts, Ald.  
Linda Quartaro, Ald.  
Linda Kuklinski, Ald.  
Ron Miskelley, Ald.  
Matt Carlson, Administrator  
Marilyn Czubkowski, Clerk

**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.**

Mayor Craig recognized R. Miskelley for completing coursework and obtaining his degree.

1. APPROVE MINUTES OF MAY 22, 2002 AND JULY 1, 2002

**L. QUARTARO MOTIONED TO APPROVE THE MAY 22, 2002 MINUTES AS PRESENTED. L. KUKLINSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

**L. QUARTARO MOTIONED TO APPROVE THE JULY 1, 2002 MINUTES AS PRESENTED. L. KUKLINSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

2. CITIZENS COMMENTS ON ITEMS PERTAINING TO THIS AGENDA

None.

3. CONSENT AGENDA

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

None.

4. COMMITTEE REPORTS

a. LICENSES

Two-Year bartender license – expires June 2004

- Carlene Heislen, W1085 Lewis Lane #4, Ixonia; Delafield Brewhaus

**L. QUARTARO MOTIONED TO APPROVE THE LICENSES. P. SCHUMAN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

b. PLAN COMMISSION

A meeting was held on June 26, 2002. There will be a public hearing for the Village Square held on July 24, 2002 at 7 p.m. at the Lake Country School. A regular meeting of the Plan Commission will take place on July 31, 2002.

c. LAKE WELFARE COMMITTEE

The minutes of the July 10, 2002 meeting were included in the Commissioner's packets. P. Schuman reported on the meeting and stated that an update on the grants took place. Some parts need to be reworked. M. Carlson is working with Dr. Thornton of SEWRPC and Heidi Bunk of the DNR on this to get them approved. The Lake Welfare Committee talked about the various developments going on in the City of Delafield. They are concerned about enforcing runoff rules and they voted to explore ROW revocation. M. Carlson stated that this question was asked of the City Attorney back in August 2001. He read portions from a letter from the City Attorney that was received at that time. The Court says that you can, through mutual agreement, restrict the use, but it is difficult to rescind the use of the easement. It was stated that if the City of Delafield can work cooperatively with the Village of Nashotah through the grants, this problem could be addressed. Copies of the letter from the City Attorney will be sent to the members of the Lake Welfare Committee. L. Kuklinski stated that the pond itself is now functioning. There was damage done to the lake and to homeowner properties in the 1990's. P. Schuman stated that the Village Square was an area of concern to the Lake Welfare Committee. The use of a high delivery well brought concern about the possible lowering of the water table in that specific area. Mayor Craig reviewed the Hwy. 83 corridor agreement. The Lake Welfare Committee would like SEWRPC and the DNR to look at the wetlands in that area. Other areas talked about were the West Shore Drive and Hwy. C

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

development and concern was expressed as to where the water would run to in the future. Distribution of lake rules at the Bleeker Street and DNR launches was suggested. This is a result of concern that people who are not from the area do not know the lake rules and this would be an educational tool. The police department is looking at getting something out on the cable channel regarding lake rules. M. Mathey stated that he has received three phone calls from lake residents who wanted to know when weed harvesting of the lake would take place and if the weeds would be removed after being cut. Mayor Craig stated that cutting is taking place and that it is an ongoing process. There is an exceedingly high amount of weeds this year. The weed cutting schedule was discussed.

d. PARK AND RECREATION COMMISSION

The committee will meet on July 17, 2002 and the agenda was included in the Commissioner's packets.

e. PUBLIC WORKS COMMITTEE

A special meeting will take place on July 16, 2002 at 6 p.m. to look at the Cushing Park Bridge and sewer projects and the Ray Ruff development.

f. DEL-HART COMMISSION

The next meeting will be on July 16, 2002. An agenda was included in the Commissioner's packets.

g. RECYCLING COMMITTEE

No meeting.

h. POLICE AND FIRE COMMISSION

No meeting.

i. LIBRARY BOARD

E. Sadowski reported that the Library Board met on July 9, 2002. Fundraiser, Pat Boelter Mundt, has been hired. She will be funded directly from the Friends of the Library (no direct costs to the City). She did the Cudahy Library and has come highly recommended. E. Sadowski will be interviewing her next week. He reported that contracts for the construction supervisor have been tabled at this time. The results of the borings should be in by July 30 or 31. The next meeting will be August 13, 2002.

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

j. OTHER COMMITTEES

1) GENESEE STREET RECONSTRUCTION COMMITTEE

No meetings have been scheduled at this time.

5. OLD BUSINESS

a. DISCUSSION REGARDING FIREFIGHTING SYSTEM; WATER'S EDGE CONDOMINIUMS

R. Miskelley stated that he did not think it was appropriate to discuss Water's Edge Condominiums in particular, but he did want to discuss the overall impact of a fire protection line. The votes from the November 5, 2001 meeting were discussed. The engineer has included a scope of work that has been prepared on the fire protection line. The City is moving forward with getting this designed. An engineer's estimate has been received in the amount of \$280,000 to install it without a source. Additional review of the November 5, 2001 votes took place. The water pipe will be put in during the reconstruction. M. Carlson stated that the City has discovered that there may be a fourth source of water. The original three sources were Nagawicka Lake, use of some water from the DelHart system, and installing a well. A fourth option would be some type of a cooperative relationship with St. Johns/Northwestern Military Academy. During their budget process Cushing School removed the replacement of their well. The engineering of the pipes has already been approved. It has been approved to find a source and installation of a pipe. M. Carlson can get a final price and water source in 30 days. He stated that if the amount of the change order would be in an amount above what he would feel comfortable approving on his own, he would come back to the Council. L. Quartaro stated the one motion approved putting the pipe in the ground, but that the water source would need to come back to the Council because there is no price attached to it. M. Carlson stated that the extension of the water system to the library was included in the second motion. L. Quartaro stated that the motion was that the pipe goes in the ground as part of the Genesee Street reconstruction but the water source and the extension to the new library comes back to the Council once the cost is determined. M. Carlson was looking for direction to implement a change order to proceed with putting the pipe in the ground. A change order is needed for the Genesee Street design contract to get the design done, but he doesn't know the cost of this. If he can get it done for \$280,000 he will get it done. L. Quartaro would like to get the cost for the water source and lateral for the library. R. Miskelley stated that he would

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

like the cost for the lateral to library and for M. Carlson to revisit the issue of using effluent from DelHart for charging this line.

M. Carlson will get the design work underway and get the project launched as far as incorporating the pipe and hydrants as part of the Genesee Street Reconstruction Project. He will come back to the Common Council with a complete analysis and recommendation as to the source of the water and a plan for the lateral to go out to the library.

L. Kuklinski stated that for the record she was not on the Council when the fire protection system was approved, nor were Erv Sadowski or Mike Roberts.

b. **ORDINANCE 510 CREATING A FINANCE ADVISORY BOARD**

M. Carlson reviewed and stated that Attorney Chapman revised the ordinance in accordance to the Common Council's comments from the last meeting. It was clarified that the Finance Advisory Board was an advisory committee. Staggered terms were suggested.

**R. MISKELLEY MOTIONED TO ADOPT THE ORDINANCE WITH STAGGERED TERMS. P. SCHUMAN SECONDED. THERE WAS NO FURTHER DISCUSSION. SIX WERE IN FAVOR; ONE OPPOSED. MOTION CARRIED.**

6. **MAYOR'S REPORT**

a. **APPOINTMENTS**

None.

b. **MEETINGS**

Mayor Craig reviewed the meetings, appointments, and outings he has participated in.

7. **NEW BUSINESS**

a. **COPPERFIELD PARK DEVELOPMENT BID RECOMMENDATION**

M. Carlson reviewed the history. In order to bring the costs down, the site plan was amended to eliminate some of the earth moving. It was re-bid and eight bids for the project were received. It was his recommendation to award the bid of \$74,976.80 contingent upon the confirmation of the Park & Recreation Committee to Wolf Paving. R. Dupler reviewed the changes

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

in the specs that were made. Because of the savings, playground equipment may be purchased this year. This project should be able to be started by the first of August.

**R. MISKELLEY MOTIONED TO ACCEPT THE BID FROM WOLF PAVING IN THE AMOUNT OF \$76,976.80 CONTINGENT ON THE APPROVAL BY THE PARK & RECREATION COMMITTEE. E. SADOWSKI SECONDED. AFTER DISCUSSION, R. MISKELLEY AMENDED HIS MOTION TO "ACCEPT THE BID FROM WOLF PAVING IN THE AMOUNT OF \$76,976.80 CONTINGENT ON THE 'REVIEW' OF THE PARK & RECREATION COMMITTEE. E. SADOWSKI AMENDED HIS SECOND. THE WARRANTIES WERE DISCUSSED. A BOND WOULD BE HELD FOR THAT GUARANTEE. ALL WERE IN FAVOR. MOTION CARRIED.**

b. CUSHING PARK ROAD STORM SEWER BID RECOMMENDATION

M. Carlson reviewed. Five bids have been received. He recommended awarding the bid to Underground Pipeline in the amount of \$71,392.

**L. QUARTARO MOTIONED TO ACCEPT THE BID FROM UNDERGROUND PIPELINE IN THE AMOUNT OF \$71,392 CONTINGENT UPON THE REVIEW OF THE DPW. L. KUKLINSKI SECONDED. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

c. RESOLUTION 2002-08 LIBRARY EXEMPTION FOR 2003

E. Sadowski reviewed.

**E. SADOWSKI MOVED TO ACCEPT THE MILL RATE OF .2703 AND VOTE FOR EXEMPTION. M. CARLSON STATED THAT THIS WAS THE MINIMUM MILL RATE. L. QUARTARO SECONDED. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

d. HIGHWAY 83/94 WATERSHED STORMWATER DESIGN CONTRACT AWARD

M. Carlson reviewed. Five responses have been received. He recommended accepting the \$63,182 bid from Earth Tech contingent on the City Attorney reviewing the form of the contract and DNR approval of the contract. Discussion took place on whether this was a 50/50 grant or 75/25. It was thought that it was a 50/50 grant. Extensive discussion took

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

place regarding needing more clarification. It was stated that this would commit the City to approximately \$34,500 (one half of the design work).

**R. MISKELLEY MOTIONED TO TABLE THIS AND BRING IT BACK AT THE NEXT COMMON COUNCIL MEETING TO DISCUSS THE EXACT DIRECTION THAT THE CITY OF DELAFIELD PLANS ON TAKING AND HOW MUCH MONEY THE COUNCIL WANTS TO COMMIT ON TAKING THE POLLUANTS OUT OF THE LAKE NAGAWICKA. HE IS NOT COMFORTABLE WITH SPENDING \$65,000 WITHOUT KNOWING WHAT DIRECTION WE ARE TAKING. DISCUSSION TOOK PLACE REGARDING ACCEPTING ONLY TASK 1 AND 2. M. MATHEY SECONDED THE MOTION. L. QUARTARO STATED THAT THE CLOSED SESSIONS ON THIS WERE ONLY TO DISCUSS THE PURCHASE THE LAND. THREE WERE IN FAVOR OF THE MOTION; FOUR OPPOSED. MOTION FAILED.**

**L. QUARTARO MOVED TO ACCEPT THE CONTRACT THROUGH TASK 2 AND TO REPORT BACK TO THE COUNCIL BEFORE ANYTHING ELSE OCCURS. E. SADOWSKI SECONDED THE MOTION. FIVE WERE IN FAVOR OF THE MOTION; TWO OPPOSED. MOTION CARRIED.**

It was stated that the cost through task 2 is \$22,062.

8. ADMINISTRATOR'S REPORT

He met with representatives regarding the burial of overhead lines. We Energies will see if they can reduce the costs. M. Carlson is waiting to hear back from them on their approach (approximately one to two weeks). In addition, he has worked on the Stormwater RFPs, library project, gypsy moths (2 copies of the Gypsy Moth Suppression Program were received), and held an annual budget meeting with department heads.

9. CLERK'S REPORT

The newsletter went out with the survey included.

a. HEARINGS

1. Conditional Use – Planned Development – General Development Plan – Village Square of Delafield – Lake Country School, 1800 Vettelson Road, July 24, 2002 at 7:00 p.m.
2. Jeanne P. Kay and Janet Tomaz – Conditional Use Permit – Home Business (Puppy Training) – 1928 Hillside Drive – July 31, 2002 – 7:00 p.m.

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

3. Followed by City of Delafield – Zoning Text Amendments – July 31, 2002  
Vandal Proof Hydrants, Temporary Sign Waiver of fees, Flag Lot Text, and Business Plans of Operation

10. FINANCIAL REPORT

- a. APPROVE VOUCHER LIST

**L. QUARTARO MOTIONED TO APPROVE. M. ROBERTS SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

11. CORRESPONDENCE

- a. Certificate from Wisconsin Association of Lakes
- b. Announcement of Town Hall Meetings regarding Waukesha County 2003 Budget
- c. Memorial Tree for Cushing Memorial Park – this will be an item that P&R will take up regarding the placement and not the dollar amount. This is on the agenda for Wednesday.

12. ADJOURN INTO CLOSED SESSION PER §19.85(C) CONSIDERING EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY (POLICE AND PUBLIC WORKS DEPARTMENT NEGOTIATIONS)

M. Czubkowski read the closed session.

**E. SADOWSKI MOTIONED TO ENTER INTO CLOSED SESSION. L. QUARTARO SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. A ROLL CALL VOTE WAS TAKEN: M. MATHEY, AYE; P. SCHUMAN, AYE; E. SADOWSKI, AYE; M. ROBERTS, AYE; L. QUARTARO, AYE; L. KUKLINSKI, AYE; R. MISKELLEY, AYE. ALL WERE IN FAVOR. THE COUNCIL ENTERED INTO CLOSED SESSION AT 8:26 P.M.**

13. RECONVENE INTO OPEN SESSION

**L. QUARTARO MOTIONED TO RECONVENE INTO OPEN SESSION. R. MISKELLEY SECONDED THE MOTION. A ROLL CALL VOTE WAS TAKEN: M. MATHEY, AYE; P. SCHUMAN, AYE; E. SADOWSKI, AYE; M. ROBERTS, AYE; L. QUARTARO, AYE; L. KUKLINSKI, AYE; R. MISKELLEY, AYE. ALL**

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

**WERE IN FAVOR. THE COUNCIL RECONVENED INTO OPEN SESSION AT 8:56 P.M.**

14. ANY ACTION TAKEN ON ITEMS IN CLOSED SESSION
15. ADJOURNMENT

**MOTION TO ADJOURN AT 8:58 P.M. (MISKELLEY/ROBERTS) MOTION CARRIED.**

Respectfully submitted:

Minutes Prepared By:

Marilyn Czubkowski, CMC  
City Clerk/Treasurer

Accurate Business Communications