CITY OF DELAFIELD COMMON COUNCIL MINUTES

7:00 p.m. PUBLIC HEARING TO CONSIDER A VACATION OF THE ALLEY BETWEEN ONEIDA STREET AND LAKE STREET

M. Czubkowski explained that this is to consider a vacation of an alley where construction has taken place. This alley is part of people's yards and the City has all indications that the vacation was intended years ago. Currently, there is not an alley there.

S. Reich was present at the meeting. He stated that he has owned the building since 1992 and just found out that their building is encroaching on the alley. It is just vacant land there. There is no marking of an alley. S. Reich explained the steps that he is undertaking to petition the vacation of the alley and steps that he must take in order to add on to his building. M. Carlson clarified that the alley needs to be vacated, the adjacent property owner must dedicate the additional land to S. Reich, and the Zoning Board would be asked to consider a variance.

Mayor Craig asked three times if there was anyone present who would like to speak on this subject. There were none.

L. KUKLINSKI MOVED TO CLOSE THE PUBLIC HEARING. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

INTRODUCTION OF DIRECTOR OF PUBLIC WORKS, TOM HAFNER AND FAMILY.

M. Carlson introduced T. Hafner and his family and reviewed T. Hafner's background. His first official day is June 23, 2003. He was welcomed by all.

COUNCIL MEETING

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	Jeff Krickhahn, Ald.
Phil Schuman, Ald.	Don Swain, Ald.
Erv Sadowski, Ald.	
Mike Roberts, Ald.	

CITY OF DELAFIELD COMMON COUNCIL MINUTES

Marily Gardner, Ald.
Linda Kuklinski, 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.

1. APPROVE MINUTES OF JUNE 2, 2003

M. GARDNER MOTIONED TO APPROVE THE MINUTES OF JUNE 2, 2003. M. ROBERTS SECONDED THE MOTION. L. KUKLINSKI STATED ON PAGE 5 OF 12 ON THE MOTION "P. SCHUMAN MOVED TO APPROVE ALL OF THE ABOVE. D. SWAIN SECONDED THE MOTION. E. SADOWSKI …" THE WORD "ASKED" SHOULD BE ADDED AFTER "E. SADOWSKI". ON PAGE 6 OF 12, FIRST MOTION ON THE PAGE "M. ROBERTS SECONDED THE MOTION. E. SADOWSKI ASKED…" THE WORD "IF" SHOULD BE INSERTED AFTER THE WORD "ASKED". M. GARDNER AMENDED HER MOTION TO APPROVE THE CORRECTIONS. E. SADOWSKI AGREED WITH AMENDMENT. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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

Judy Grasch, 2711 Zastrow Road – She stated that she has talked with P. Schuman about the weed cutter being parked in their bay for the entire week. She asked why this had been changed. M. Carlson stated that it was not on the agenda for this meeting, but he has it as part of his Administrator's Report and will report on it then. P. Schuman stated that he has it as part of his Lake Welfare Committee report. J. Grasch stated that she is concerned about the water quality of the bay; it is deteriorating with the weed cutter being there. She felt that it is a detriment to the value of their property, which is directly across from where the weed cutter is being parked. In addition, she asked why the number of days of cutting per week has gone from five days per week to four days per week.

Bob Grasch, 2711 Zastrow Road – He has lived on Nagawicka since 1976. Addressed the parking of the weed cutter in his bay. The view from his house has been affected and it will negatively affect his property value. He stated that his neighbors felt the same way. They have complained to the City but have not received any response. He stated that receiving no response is unacceptable.

Mayor Craig asked three times if there were more citizens' comments. There were none.

E. SADOWSKI MOTIONED TO CLOSE THE CITIZEN'S COMMENTS. M. GARDNER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

3. CONSENT AGENDA

a. RECOMMENDATION OF BID CONTRACT TO THE WANASEK CORPORATION FOR AUTOMATIC AIR RELIEF MANHOLES.

P. SCHUMAN MOVED FOR APPROVAL. M. GARDNER SECONDED. L. KUKLINSKI WAS CONCERNED BECAUSE OF THE SPAN OF DIFFERENCE IN PRICING. SHE ASKED FOR CLARIFICATION. M. CARLSON STATED THAT HE DID NOT HAVE AN EXPLANATION FOR THE DIFFERENCES IN THE BIDS. THIS WORK HAS BEEN ANTICIPATED AND THE CITY ALREADY HAS ONE LIFT STATION WITH THIS TYPE OF EQUIPMENT IN IT. IT WORKS WELL. HE FEELS COMFORTABLE AWARDING IT TO THIS CONTRACTOR AND WOULD MAKE THAT RECOMMENDATION. ALL WERE IN FAVOR. MOTION CARRIED.

4. COMMITTEE REPORTS

a. Licenses – Two-year

1. Becky Boyd, N18 W29868 Crooked Creek Road, Pewaukee, WI; Delafield Brewhaus, 3832 Hillside Dr., Delafield, WI
2. Carla Schmit, 21800 Watertown Road, Waukesha, WI; Delafield Brewhaus, 3832 Hillside Dr., Delafield, WI

P. SCHUMAN MOVED TO APPROVE THE LICENSES LISTED ABOVE. M. ROBERTS SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

Temporary Class B

1. St. Joan of Arc Church Festival July 27, 2003, 120 Nashotah Road, Nashotah, WI

Temporary Bartender Licenses

Edward R. Wojdacz, N48 W34108 Jaeckles Dr. Nashotah
Randy Hladilek, 538 W. Lincoln St., Oconomowoc
Bill Broydrick, 191 Fieldstone Dr, Delafield
Rocky LaPlante, 734 Huntington Rd, Delafield
Joe Reuteman, N68 W34240 Hwy K, Stonebank
William Brannan, N57 W34609 Misty Terrace, Oconomowoc
Tim Neubert, 40 Nashotah Road, Nashotah
Alan A. Karch, 1336 Wilderness Trail, Delafield
Charles Sharburg, N5897 Lisbon Road, Oconomowoc
Robert McNamara, 3146 N. Interlaken Drive, Oconomowoc
Ralph Spindler, W348 N5956 Surrey Drive, Oconomowoc

William Hargarten, 1525 Weber Court, Delafield
Ronald J. Mauer, 520 Arlington Drive, Delafield
Glenn Gessert, 3144 Interlaken Drive, Oconomowoc
Mike Hussey, 5880 N. Farmwood Heights, Oconomowoc

E. SADOWSKI MOVED TO APPROVE THE ST. JOAN OF ARC TEMPORARY CLASS B LICENSE AND THE TEMPORARY BARTENDER LICENSES. M. GARDNER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

b. PLAN COMMISSION

They will be meeting on June 25, 2003.

c. LAKE WELFARE COMMITTEE

Met last Wednesday, June 18, 2003. One of the items on the agenda was the harvesting of aquatic plants and the mooring of the equipment in Zastrow's Bay and offloading sites. This is an eyesore for a lot of people, but it does save about two commuting hours per day to do this. He e-mailed M. Carlson late Friday about this. K. Attwell suggested removing the cutters for the weekends and TO store them elsewhere. M. Carlson reviewed the history. The equipment has been placed in Zastrow Bay as a way to increase the efficiency of the weed harvesting program. The options given at the staff level were very limited. It is a trade off between the aesthetic issues and the efficiency of the weed cutting operation. He stated that as long as everyone was aware of the loss of efficiency, he would be happy to return the equipment to the Bleeker Street boat launch on Friday. P. Schuman recommended moving the equipment to the Bleeker Street boat launch during the weekends. Discussion took place regarding other parking areas for the weed cutting equipment. It was suggested to pull the equipment out of the water during the weekend. Mayor Craig suggested to move the equipment out of the bay during the weekend, but to keep it up on that end during the week to maintain efficiencies. The commissioners were in agreement to pursue the investigation of more options. E. Sadowski addressed picking up the weeds in the northeast corner and that trailering the equipment might save man-hours. M. Carlson stated that the City will revert to the practices of parking the equipment back at the Bleeker Street boat launch for the weekends and they will prepare a full report analyzing different options and have the Lake Welfare Committee made a recommendation to the City Council. He stated that no time has been lost in cutting – time has been gained. Discussion took place on the number of days and hours.

P. Schuman stated that in regards to the dredging feasibility study, the survey would be mailed out with the newsletter. The dredging feasibility study will now be called "Habitat Restoration Study".

A constituent asked the Lake Welfare Committee to consider the California standards for emissions controls. The committee discussed this and decided to defer it to the DNR.

The DNR requested that the Lake Welfare Committee consider participating in a "property value in relation to water quality study." Further investigation will take place on this.

Chemical alternatives to weed treatment will be looked into.

P. Schuman was re-elected to the Chair of the Lake Welfare Committee and J. Bills Vice-Chair.

On May 2 they had the core sample done. A photo was distributed.

d. PARK AND RECREATION COMMISSION

Will meet June 18, 2003. They will conduct a tour of the parks. Meeting time will be at 6 p.m. and will meet at Cushing Park.

e. PUBLIC WORKS COMMITTEE (DRAFT COPY OF JUNE 4, 2003 MINUTES)

Mayor Craig stated that the other area of Stocks Drive and West Devonshire is looking for some speed limit signs. This will be looked into. The "We Love our Children" is going to be expedited. E. Sadowski stated that there should be some signature on file. He has received calls on this – this area has become very busy. He petitioned the council to do this with post haste to get this done as quickly as possible. L. Kuklinski stated that if license plate numbers can be obtained from offending vehicles, the City Police Department is very responsive.

1. RECOMMENDATION TO PLACE TWO SIGNS ALONG WEST DEVONSHIRE ROAD "DEAF CHILD AREA"

L. KUKLINSKI MOTIONED TO PLACE THE TWO SIGNS REQUESTED MARKING "DEAF CHILD AREA" ON WEST DEVONSHIRE ROAD. M. GARDNER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

f. DEL-HART COMMISSION

They will be meeting June 17, 2003 at 7 p.m.

g. RECYCLING COMMITTEE

Next meeting is July 14, 2003.

h. POLICE AND FIRE COMMISSION

A meeting was held on June 13, 2003. A. Swayze gave a comprehensive report detailing fire department activities, which he will present to the Council. S. Taubel gave a report on the probationary status of recent hires. He is satisfied with their progress and development. Officers were re-elected: J. Wyssling is President, J. Gerstner is Vice-President, and E. McAleer is the Secretary.

i. LIBRARY BOARD

Mayor Craig read the statement to the Commissioners. A Library Board meeting was held on June 10, 2003. The Capital Campaign Group is active in the Friends Campaign. The library will be interviewing for a reference librarian. Circulation is up every month. A new library survey will be included with the upcoming City survey to get opinions from the public regarding the current events for the different sites. The library will be closing at 7 p.m. weekdays during the summer and construction times. Riley & Associates and FGM were approved to prepare part one of a two-part analysis of the 711 site and appraisal of lots 8, 9, 10 of block 4 Lang Property. This will determine whether the building can structurally work. Next meeting will be July 15, 2003. M. Gardner asked how much the study would cost. Mayor Craig did not have the figures available; it is the Library Board expense. M. Gardner asked if these figures could be made available. E. Sadowski asked about the remaining balance; if this study exceeds the remaining balance, he would like to be made aware of it and also if any public tax dollars would go towards this study.

j. FINANCE ADVISORY BOARD

The next meeting will be held in July. Interviews for investment managers will be held next week.

k. OTHER

None.

5. Old Business

a. RESOLUTION 2003-05 - VACATING THE ALLEY LYING BETWEEN ONEIDA STREET AND LAKE STREET.

(Renumbered – introduced as 2003-03 dated April 21, 2003)

M. GARDNER MOTIONED TO APPROVE. P. SCHUMAN SECONDED. M. CARLSON CLARIFIED THAT THE VACATION OF THE ALLEY IS DIFFERENT FROM THE APPROVAL OF THE CONSTRUCTION PROJECT. HE WAS NOT AWARE OF ANY REASON TO NOT VACATE THIS ALLEY. ALL WERE IN FAVOR. MOTION CARRIED.

6. MAYOR'S REPORT

- Attended the facilitation meeting
- Held office hours
- Mayor Craig announced that former Alderman Ray Ruff passed away. He asked that the City flags be lowered to half-mast on June 17, 2003 because he was a founding person of this City. His background with the City was reviewed. Mayor Craig gave a proclamation for Ray Ruff. E. Sadowski suggested that in lieu of flowers the City dedicate a paver to R. Ruff on Riverwalk for all that he has done.

E. SADOWSKI MOTIONED THAT IN LIEU OF FLOWERS THE CITY DEDICATE A PAVER TO R. RUFF ON THE VETERANS RIVERWALK. L. KUKLINSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

7. NEW BUSINESS

a. PRESENTATION OF 2002 ANNUAL FIRE DEPARTMENT REPORT BY CHIEF ALLYN SWAYZE.

Chief Swayze distributed the 2002 Annual Fire Department Report to the Commissioners. Highlights included:

- Department Officers
- Years of Service
- Fire Department People who are Homeowners in the City
- Incident Participation of Staff
- Training Courses during the Year
- Pictures of Apparatus and Maintenance & Repair History
- Statistics regarding Growth
- Graph Showing Where Activity is Generated
- Alarm Time Analysis
- Mutual Aid Responses
- Breakdown of Fire Incidents
- Types of EMS Calls Responded To
- Transportation of Residents vs. Non-Residents
- Definitions
- Areas of Paramedic Intercepts
- Intercept Growth

- Interfacility Transfers
- Public Education Activities & Fire Inspection Activities
- Budget Comparisons

The Commissioners commended Chief Swayze on the presentation. E. Sadowski asked if the collectibles had gone down this year. Chief Swayze stated that it might be too early this year to determine. M. Czubkowski stated that they are doing very well on the collections. Chief Swayze stated that they are about 1½ months ahead on receipts of last year. L. Kuklinski asked if there was a charge for false alarms. Chief Swayze stated that after the first false alarm there is a fee (there is an ordinance). He thought that it went by lifetime of the business or home (it is not stipulated business or home).

b. RESOLUTION 2003-04 – AUTHORITY TO ISSUE NOTES TO IMPLEMENT THE CITY'S CAPITAL PLAN

M. Carlson discussed State Legislature's attempt to balance the budget and the loss of state shared revenues to the City of Delafield. Limits or caps that the State Legislature might place upon the ability to levy property taxes were discussed. As a result, the City has 5-year capital improvement plans and capital equipment replacement plans that if the State adopted a tax cap, the City would not be able to meet those obligations. As a result, the City's financial advisor (D. Anderson from Ehlers & Associates) sent an e-mail identifying the pending motions before the State Legislature that would create a window of opportunity for municipalities throughout the state to issue debt that would not be covered by the potential cap. Any debt that was authorized prior to the effective date of the budget legislation, the potential cap legislation, that debt would not fall within the cap. A copy of the e-mail from D. Anderson was given to the Commissioners. The financial advisor stated that there are no guarantees that the law is going to be signed. The pending legislation would create a cap on the amount that the City could levy. This is an opportunity to issue new debt that could possibly fall underneath that cap, but at this point it is an unknown. The resolution was drafted by the bond counsel as an authorizing resolution. The dollar amount has not been determined for the resolution. M. Carlson asked the Commissioners if they wanted to authorize the City to issue debt in the hopes of getting in under the levy cap. It was stated that the debt could be used for capital purposes. Before the specific (capital) items are purchased, the Common Council could have another opportunity to review them. Mayor Craig stated that he did not want to make a decision this evening on specific numbers. The Commissioners' consensus was that they did not want to make a decision now, but should seriously consider adopting the resolution at a later date. A special meeting to consider this Resolution was suggested. A tentative meeting date of Thursday, June 26, 2003 at 7 p.m. was set.

8. ADMINISTRATOR'S REPORT

- Held quarterly facilitation meeting
- Weekly construction meetings for Genesee Street have been ongoing. Encountered some utility conflicts with gas and phone lines at the intersection of Milwaukee and Genesee Streets that didn't appear on any plan sets. The problem has been resolved, however this did result in workers not having anything to do for two days while the gas line was relocated, which resulted in a loss of time. The project is back on track.
- Presentation at Kettle Moraine Middle School regarding Local Government
- Met with department heads, developers, and land owners
- Presentation at League of Wisconsin Municipalities Attorneys Institute on "Consolidated Services"
- Attended the Wisconsin City Managers Association Meeting

a. HARTLAND SPORTSMAN'S CLUB REPORT

M. Carlson and Attorney Chapman met with Dave Hickey and his attorney representing the Sportman's Club. The Club doesn't believe that the conditional use ordinance applies to their facility; however they will discuss the topic of noise abatement with their club membership at their meeting in July and will report back the findings of their membership. M. Carlson will report back on this topic as soon as he hears from them.

9. CLERK'S REPORT

M. Czubkowski has been reading articles on the budget and has talked to both of the legislative offices in Madison. The things that they recommended that the City do have already been done in the City, i.e. have employees contribute to their health insurance, join the state health insurance program. M. Czubkowski has asked the legislative representatives to think very seriously about this and take communities like Delafield into consideration and try to see its needs before voting. Mayor Craig discussed the views that he will express to the legislative representatives on this topic. Discussion took place regarding the proposed property tax freeze.

10. FINANCIAL REPORT

a. APPROVE VOUCHER LIST

P. SCHUMAN MOVED TO APPROVE THE VOUCHER LIST. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

11. CORRESPONDENCE

a. Notice of Village of Oconomowoc Lake Public Hearing on Monday, June 16, 2003 at 7:00 p.m.

12. ADJOURN INTO CLOSED SESSION PER §19.85(E) DELIBERATING OR NEGOTIATING THE PURCHASE OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION (REIMBURSEMENT REQUEST – LANG COMPANIES).

E. SADOWSKI MOTION TO ADJOURN INTO CLOSED SESSION PER §19.85(E) DELIBERATING OR NEGOTIATING THE PURCHASE OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION (REIMBURSEMENT REQUEST – LANG COMPANIES). M. GARDNER SECONDED THE MOTION. A ROLL CALL VOTE WAS TAKEN: P. SCHUMAN, AYE; E. SADOWSKI, AYE; M. ROBERTS, AYE; M. GARDNER, AYE; L. KUKLINSKI, AYE. ALL WERE IN FAVOR. CLOSED SESSION WAS ENTERED AT 8:38 P.M.

13. RECONVENE INTO OPEN SESSION

M. ROBERTS MOTIONED TO RECONVENE INTO OPEN SESSION. L. KUKLINSKI SECONDED THE MOTION. A ROLL CALL VOTE WAS TAKEN: P. SCHUMAN, AYE; E. SADOWSKI, AYE; M. ROBERTS, AYE; M. GARDNER, AYE; L. KUKLINSKI, AYE. ALL WERE IN FAVOR. OPEN SESSION WAS RECONVENED AT 9:14 P.M.

14. ACTION OF ITEMS DISCUSSED IN CLOSED SESSION

No action was taken.

15. ADJOURNMENT

M. ROBERTS MOTIONED TO ADJOURN FROM THE MEETING. M. GARDNER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED. THE MEETING ADJOURNED AT 9:15 P.M.

Respectfully submitted: Minutes Prepared By:

Marilyn Czubkowski, CMC
City Clerk/Treasurer

Accurate Business Communications LLC