

**CITY OF DELAFIELD  
500 GENESEE STREET  
DELAFIELD WI 53018  
(262) 646-6220**

**COMMON COUNCIL AGENDA  
Monday, May 16, 2005  
7:00 p.m.  
Council Chambers**

Call Meeting to Order

Pledge of Allegiance

Roll Call

**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 April 19, 2005 Organizational and May 2, 2005 Common Council meetings
2. Citizen's comments on items pertaining to this agenda.
3. Consent Agenda
  - a. Approval of 2005 Land Lease Agreement between the City of Delafield and David Morris for the Geason Park Land
  - b. Approval of Beverage Agreement with Pepsi Americas, Inc. and City of Delafield as the sole Beverage supplier and distributor for non-alcoholic drinks.
  - c. Approval of process for disposal of Dept. of Public Works vehicle 1993 GMC 1-Ton Truck w/Dump Body (2005 Capital Budget)
  - d. Approval of Waukesha County Department of Emergency Preparedness – Joint Powers Agreement County 911 Emergency System
4. Committee Reports
  - a. Licenses - Approval of the following licenses  
Two Year Bartender License  
“Class B Beer Class B Liquor”
    1. Dennis R. Sobczak, 3141 Sylvester Drive, Delafield, Jessie Souza, 1515 3rd Street, Delafield WI; 1704 Partners, Inc., dba Fishbone’s Cajun & Creole Restaurant, 1704 Milwaukee Street, Delafield; Dennis R. Sobczak, Agent
    2. Dennis R. Sobczak, 3141 Sylvester Drive, Delafield, Souza, Jessie, 1515 3rd Street; 629 Partners, Inc., dba Zin-Uncommon California Italian Restaurant, 629 Main Street, Delafield, Dennis R. Sobczak, Agent
    3. Nagawicka Lake Yacht Club Inc., Nagawicka Lake Yacht Club, 1131 Mariner Drive, Hartland; Thomas W. Hoffmann, 2306 Lakewood Court, Hartland, Agent.
    4. Ruggeri, Inc., Andrew M. Ruggeri, 120 Windsor Drive, Waukesha, Agent, Ruggeri's Ristorante, 515 Wells Street, Delafield
    5. Ruggeri, Inc., Andrew M, Ruggeri, 120 Windsor Drive, Waukesha, Agent, Wells Street Tavern, 505 Wells Street, Delafield
    6. Kurt’s Steakhouse, Inc., Kurt’s Steakhouse, 22 Main Street, Delafield; Kurt Boris Amidzich, Jr., 224 Main Street, Delafield, Agent

7. Charles Quin Yee, N67 W30799 Golf Circle, Hartland, Emperor's Kitchen Inc, Emperor's Kitchen, 3149-3 Golf Road, Delafield WI; Charles Yee, Agent
8. Brent Moen, 619-B Milwaukee Street, Delafield, Wenda Zarenana, 1520 Green Tree Road, West Bend, Delafield Inn, 621 Milwaukee Street, Wenda Zarenana, Agent
9. Delafield American Legion Post #196, 333 Lapham Peak Road, Delafield; Scott Thomas Krueger, 1021 N. Breen's Bay Rd., Oconomowoc, Agent
10. The Gathering on Hillside, Inc., The Gathering, 3215 Hillside Drive, Delafield, Robert W. Geisinger, S17 W32496 Hwy 18 #D, Delafield, Agent

Special "Class B Retailer's Winery License" (Class B Liquor)

1. Mason Creek Winery, LLC, Mason Creek Winery, West 6 Main Street, Delafield WI: Kyle Joseph Gomon, W322 N7942 Petersen Road, Hartland

Class "B" Beer, Class "C" Wine

1. Marty's Delafield, Inc., Marty's Pizza, 2580 Sun Valley Drive, Richard Flath, 444 Bron Derw Court, Wales, Agent.
2. Raul Perez, S37 W22211 Crestview Drive, Waukesha; El Corita, Inc; Lumber Inn, 617 Wells Street, Delafield WI, Raul Perez, Agent
3. The Noodle Shop Co.-Colorado, Inc., 2590 Pearl Street, Boulder, CO., Noodles & Company, 3200 Golf Road, Suite 200, Delafield; Wayne Robert Kimmell, II, 411 Woody Lane, Monona WI, Agent

"Class A Beer, Class A Liquor"

1. James H. Albrecht, 2583 Daystar, Oconomowoc; Albrecht Foods, Inc., Sentry Foods, 3255 Golf Road, Delafield, Tom Backhaus, 702 York Imperial Drive, Oconomowoc, Agent
2. Hanna, Craig R., Shamus LTD, 410 Genesee Street; Delafield Fine Wine and Spirits, 410 Genesee Street, Delafield; Craig R. Hanna, 34235 Venice Park Rd., Delafield, Agent
3. Trivision Energy, LLC, Delafield Daybreak, 622 Genesee Street, Delafield; Courtney Speier, 186-1 Country Court, Delafield, Agent

"Class A Liquor"

1. Sandy Bottom Nature Center, LLC, 4607 Vettelson Road, Hartland; Herbert E. Rasmussen, 3098 Stonebridge Isle, Delafield WI, Agent

Class "A" Beer

1. PDQ Food Stores, Inc., 8383 Greenway Blvd., Middleton, WI, PDQ Store #330, 2694 Sun Valley Drive, Delafield; Patricia St. Amand, 2028 N. 114th Street, Wauwatosa, Agent

Class "B" Beer

1. Angel Fire Enterprises, Inc., dba Lake Country Cigars, 2566 Sun Valley Drive, Delafield; Donald A. Kane, W398 N6067 Autumn Woods Dr., Oconomowoc, Agent
2. PH Delafield, LLC, 10930 West Potter Road, Wauwatosa; Pizza Hut, 2736 Hillside Drive, Delafield; Amy Boshears, 1224 Willshire Place, Waukesha, Agent

"Class B Beer Class B Liquor" – Exemptions (300 Seat Restaurants)

1. WSB-Lake Country, Inc., 1422 N. 4th Street, Milwaukee WI, Water Street Brewery Lake Country, 3191 Golf Road, Delafield; Robert C. Schmidt, Jr., 2690 N. Lake Drive, Milwaukee, Agent
2. Delafield Brewhaus LLC, Delafield Brewhaus, 3832 Hillside Drive, Delafield; Richard Knutson, W267 N2884 Woodland Drive, Pewaukee, Agent

Addition License Process

1. Authorize City Clerk to place legal notice on potential license availability as outlined in Resolution No. 96-10 “Appendix A”
- b. Plan Commission (draft minutes April 27, 2005) and May 12, 2005 meeting
    1. Approval of Ordinance 540 – Repealing and Recreating Section 17.85(1)(d) “Building previously unoccupied, bond required”, Section 17.85(2)(b)2 “Certificate of occupancy required” and Section 17.85(3)(b) “Temporary occupancy permit” of Chapter 17 as recommended by Plan Commission
    2. Approval of Ordinance 541 – Amend Section 17.67(1)(e) – Criteria for Signs as recommend by Plan Commission
    3. Approval of Plan Commission Recommendation regarding Village Square Specific Implementation Plan (SIP), including infrastructure plans
    4. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
  - c. Lake Welfare Committee
    1. Report on discussion that took place at the May 11, 2005 “Lake Awareness Meeting”, future agenda items and upcoming scheduled meetings.
  - d. Park and Recreation Commission
    1. Report on discussion that took plan at the May 12, 2005 “Park Design Workshop”, future agenda items and upcoming scheduled meetings.
  - e. Public Works (draft minutes of meeting May 4, 2005)
    1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
  - f. Del-Hart Commission
    1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
  - g. Recycling Committee
    1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
  - h. Police and Fire Commission (draft minutes of meeting May 4, 2005)
    1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
    2. Report on Police & Fire Commission approval of Jack Edwards as Deputy Chief, Fire Department
    3. Report on Police & Fire Commission approval of Garrett Herzberg as Captain, Fire Department
    4. Report on Annual Election of Officers: 1) John Wyssling, President; 2) Jan Gerstner, Vice President; and 3) E. McAleer, Secretary
  - i. Library Board
    1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
    2. Information on Public Libraries: Milwaukee Journal Sentinel, May 8, 2005; “The Wisconsin Taxpayer” “Wisconsin’s Public Libraries”; and memo for Library Director.
  - j. Finance Advisory Board (draft minutes of meeting dated May 10, 2005)
    1. Approval of Ehlers and Associates Inc. as Financial Advisor for the City of Delafield for 5-years.
    2. Transmittal/Discussion of the 2004 Audit.
    3. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

- a. Approval of Resolution No. 2004-25, “Determination of Necessity and Relocation Order for Mill Road (Nemahbin Roller Mill) Dam, Appurtenances, Electric Generation Facilities and Surrounding Property”.
  - b. Approval of Resolution 2005-04 for the holding of a Special Municipal Election for the submission of a proposed Direct Legislation Ordinance; referendum date to be discussed/selected.
6. Mayor's Report
- a. Letter of Resignation from District 6 Alderperson Linda Kuklinski
  - b. Appointments
    1. Finance Advisory Board  
Brian Faracy – 2-year term (2007)  
Mike Schelble (Alt.) – 2-year term (2007)
  - c. “National Safe Boating Week” May 21 to May 27, 2005 Proclamation
7. New Business
- a. Request for direction on contamination of Sewer Lift Station No. 12, West Shore Drive
  - b. Approval of Preliminary Resolution 2005- 05 Declaring intent to levy special assessments under Municipal Police Power pursuant to §66.0703, Stats. and Chapter 3.10 Delafield Municipal Code regarding Water Main extension STH “83”, Campbell Trace, Oakwood Road, and Vettelson Road
  - c. Approval of Preliminary Resolution 2005-06 Declaring intent to levy special assessments under Municipal Police Power pursuant to §66.0703, Stats. and Chapter 3.10 Delafield Municipal Code regarding STH “83”, Campbell Trace, and Vettelson Road Sanitary Sewer Extension
8. Administrator's Report
- a. Genesee Street Project update
9. Clerk's Report
- a. Notice of Public Hearing for Divine Redeemer Luther Church – Legal Notice May 25, 2005
  - b. Baseball Games – Phone Line 262-646-3522 to receive current status of scheduled games.
10. Financial Report
- a. Approve voucher list
11. Correspondence
12. Adjournment

Persons requiring an interpreter or other assistance should contact the City Administrative office 72 hours prior to the meeting. Notice is hereby given that a majority of the Plan Commission, Public Works Committee, and/or Library Board may be present at the meeting of the Common Council scheduled May 16, 2005 to gather information about a subject in which they are interested. This constitutes a meeting of the PWC/Plan Commission pursuant to State ex rel. Badke v. Greendale Village Bd., 173 Ws. 2d553, 494 N.W. 2d 408 (1993), and must be noticed as such.

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Marilyn Czubkowski, Clerk

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Deputy Clerk/Admin. Assistant

Posted: \_\_\_\_\_

- Front Door City Hall
- 1<sup>st</sup> and 2<sup>nd</sup> Floor Bulletin Boards
- Faxed to Newspapers
- Website