

CITY OF DELAFIELD COMMON COUNCIL MINUTES

PLAQUE PRESENTED TO BRIAN FARACY, FORMER ALDERMAN, DISTRICT 6, FOR HIS SERVICE TO THE CITY OF DELAFIELD

Mayor Schuman presented B. Faracy with a plaque in recognition of his service to the City as an Alderperson.

CALL MEETING TO ORDER

Mayor Schuman called the meeting to order at 7:05 p.m.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present

Absent

Mayor Phil Schuman
Jeff Krickhahn, Ald.
Beth Leonard, Ald.
Erv Sadowski, Ald.
Michele DeYoe, Ald.
Steve Headley, Ald.
Lynn Morrison, 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.

1. APPROVE MINUTES OF MAY 1, 2006 COMMON COUNCIL MEETING.

E. SADOWSKI MOTIONED TO APPROVE THE MINUTES OF THE MAY 1, 2006 MEETING. M. DE YOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

2. CITIZEN'S COMMENTS FOR ITEMS NOT ON THE AGENDA (LIMITED TO TWO MINUTES PER CITIZEN)

Mayor Schuman briefly explained the approval process for developments.

Jackie Chapman, 924 Nagawicka Street – She expressed disappointment in regards to the illegal parking of a commercial vehicle in a residential zone. This person won the case on an appeal. She contacted Attorney Mark Herro to find out if the City was going to do anything about it and was told that it was not.

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She was disappointed in the City for not following through on this especially since it was against the City ordinance. She displayed recent photos. Mayor Schuman suggested that she give the vehicle license to M. Carlson, City Administrator for follow-up.

Julie Shephard, 285 Mulberry Dr. – She resides very close to a neighborhood park (Bostrum Park). She addressed an amendment to rezone the park and stated that she and other neighboring residents were never notified of this. With the rezoning, structures are being allowed to be established within the park (port-a-potty and picnic shelter). She is very opposed to this and will address the Park & Recreation Commission on May 22, 2006.

Raffi Shirikian, 740 Mill Road – Addressed the Lang development on the south side of I94, east of Highway C. He felt that the magnitude of this development would affect the entire City. He asked the Council and the Plan Commission to give the citizens the opportunity to understand the magnitude of the development and how everyone will benefit from it. M. Carlson stated that a traffic impact analysis would be required prior to rezoning. Mayor Schuman reassured R. Shirikian that there would be opportunities for the citizens to learn more about the development and express their opinions.

Julie Duwe, 5445 Indian Spring Drive – Moved to Delafield in elementary school. She felt that the Lang development would be unacceptable due to its size. She enjoys the quiet countryside of the area where she lives and asked to keep downtown Delafield downtown.

Gary Vose, 514 S. Genesee Street – Read a letter that he emailed to M. DeYoe and M. Carlson regarding the proposed Lang Development. He moved here because of the country atmosphere, proximity to Milwaukee, shopping and excellent schools. He felt that the proposed development dramatically changes the overall character of the City of Delafield. Concerns listed in the letter, but not read, dealt with density, traffic, roads, sewer and water, lake impact, schools, and how to keep informed of every step. He asked that a copy of his letter be given to all of the alderpersons.

Lynda Holton, 485 Lillian Ct. – She has lived in Delafield for 11 years. She did not see a single benefit for the proposed Lang development, only huge consequences. She did not think the development would compliment the downtown area. She asked for consideration to take the responsibility of the aldermanic positions very seriously, level the playing field to make it a fair game and let the citizens in on the process, and serve and protect the zoning rights.

Gerry Holton, 485 Lillian Ct. – He has lived in Delafield for 11 years. He was present at the Lang/Lauth meeting. Concerns expressed were “expansion of the downtown”. He felt that this was a new city “Mayfair West Plus”. It was his opinion that all of Bob Lang’s goodwill will be destroyed if this proposed project is allowed to continue. Other concerns were density issues, TIF, water, increased crime, environmental issues, tax obligations, sewer, increased traffic,

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increased taxes, and needed zoning changes. He disapproved of this project and asked to let democracy work.

Brad Hoffman, 498 Lillian Court – He and his wife have been residents of the Delafield community for 14 years. He expressed his objection and concerns on the Lang development project. They came to this community because of its charm, peace, tranquility, quietness, nature beauty, and lack of congestion. The development plans run completely counter to these characteristics. If this lifestyle complex is developed, the nature of Delafield will be forever changed. He strongly encouraged the members of the Council to carefully consider this project and understand that inevitable adverse consequences on the entire existing resident population of Delafield that would result from its adoption. He encouraged the Council to preserve the present nature of the community.

Nicholas Cera, 929 Bahr Road – He and his wife were concerned about the Lang proposal which will be adjacent to their subdivision. They love their quiet neighborhood and are very concerned about the effect this development would have on their neighborhood and their investment. Neighbors have expressed concern about this proposal and signed a petition (the petition was read). The petition urged the City of Delafield to downsize the proposal to something appropriate to the area. The proposal is too intense for the setting. N. Cera hoped that this proposal would be denied or significantly reduced in magnitude. It was requested to proceed slowly on this matter.

Marty Wiley, 493 Lillian Ct. – She stated that many felt that they were more than a number, they are a voice and core of caring. She did not understand Bob Lang's reason for putting up a parking lot. Her impression was that this is a project far beyond the realm of reason in Delafield. She was against the proposal and urged the Council to vote "no" to rezoning and changing Delafield.

Paul & Laurie Schult, 935 Bahr Rd. – They have been residents of Delafield for 33 years. L. Schult is opposed to Bob Lang's proposed development. Although she has a multiple of concerns, she voiced concerns regarding the traffic that this proposal would create. Photos were shown of the area.

Dan Wiley, 493 Lillian Ct. – Felt the same as his neighbors. He has lived here for 28 years. The magnitude of this project will make the charm and uniqueness of Delafield disappear. He opposed the magnitude of this development and felt that this was a city within a city or a town within a town.

Bob Coon, 498 S. Lapham Park Rd. – Has been a citizen of Delafield since 1973. Spoke against the Lauth Property Group Proposal. He reviewed the growth of Delafield. He stated that his family moved south of the freeway in hope of maintaining some of the rural charm of Delafield. He wished to preserve the culture of Delafield; the small town character of the City will be lost. If approved, because of the overwhelming size, the project would dominate the City of Delafield and would require a new vision for Delafield. Delafield would become the outdoor equivalent to the Mall of America.

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Lynn Prawdzik, 198 Country Court, Unit 4 – Just moved to Delafield about one year ago. She agreed with all those who spoke previously. She hoped that the Council would listen to everyone and that they would vote to either reduce this or say no to it totally.

Rose Marie Schmidt, 425 S. Lapham Peak Rd. – Has lived here for 37 years and has seen the neighborhood grow over the years. Agreed with all of the things previously said, was at the Lang meeting, and has signed the petition. The area is extremely wet and there is declared wetlands in this area. How will these wetlands be affected by this development? Will the existing ponds be filled? What will be done if their wells are affected by this development? She thought that paving 80% of 60 acres is asking for a terrible runoff problem. She asked that the Council listen to the citizens and hear their concerns.

Faith Holley-Beal, 538 S. Lapham Peak Rd. – Voiced opposition to the scale of this proposed project. She and her husband are lifelong members of the Lake Country Area because of the country environment that they have. They were in agreement to all of the concerns that have been mentioned. What will happen to the wildlife with this type of proposed development? She discussed the wetness of the area. Her husband stated that the run-off and lights would have a great affect on them. There is a business district in Delafield. He felt that the business districts should remain where they lie. He requested that the area not be rezoned and that the magnitude not be allowed. Although the developer has the right to develop the property, he asked that the development be controlled so something that is fit for the area goes in; not a shopping mall. He also discussed the adverse affect this development would have on his property values.

Marilyn Cech, W324 N1072 S. Lapham Park – Read a letter she wrote. The letter addressed density, traffic, noise, schools, police and fire departments, the effect this will have on the downtown area, and buffer zone around the state park/state forest.

Bob Levis, 1200 S. Parkway Dr. – Has been endorsed by the Green party to try to become the Congressperson. He lives in Brookfield and urged everyone to look at the WisconsinGreenParty.org website. Mayor Schuman stated that this was not an appropriate venue.

Greg Wolfe, S545 Indian Spring – Has the same feelings that have been previously expressed regarding the Lang Proposal. Their home and surrounding acreage is their dream home. What is being proposed is making both he and his wife literally sick to their stomachs. The neighbors and area are wonderful. He does not know Bob Lang or his history. He felt that this development would only be negative to the area. He asked to sign the petition.

M. Czubkowski stated that a letter from Ken Fejnas, 917 Bahr Road opposing the development was received. Copies would be made for the alderpersons.

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There were no other citizens who wished to speak.

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

3. CONSENT AGENDA

- a. LETTER FROM DELAFIELD CHAMBER OF COMMERCE DATED MAY 2, 2006 REQUESTING PERMISSION AND SUPPORT OF 2006 DELAFIELD DAYS CELEBRATION ON FRIDAY EVENING, JULY 7 AND SATURDAY, JULY 8, 2006.

R. MISKELLEY MOTIONED TO ACCEPT THE CONSENT AGENDA AS PRESENTED. J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

4. COMMITTEE REPORTS

- a. LICENSES - APPROVAL OF THE FOLLOWING LICENSES

TWO-YEAR BARTENDER LICENSES

MICHELE W. LEE, WAUWATOSA; NOODLES & COMPANY, DELAFIELD
SARAH DAMMERICH, HARTLAND; NOODLES & COMPANY, DELAFIELD

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

- b. PLAN COMMISSION (NEXT MEETING MAY 31, 2006)

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

The next meeting is May 31, 2006. The Lang Proposal will be on the agenda as a preliminary presentation to the Plan Commission. J. Krickhahn requested to check into availability of a larger area (school, etc.) for the actual public hearing of this issue. M. Czubkowski stated that there are four public hearings on May 31, 2006. She will check to see if Cushing School is available for the Lang public hearing.

- c. LAKE WELFARE COMMITTEE (MINUTES OF MAY 10, 2006) (NEXT MEETING MAY 10, 2006)

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1. CONSIDERATION OF PROPOSED LAWN FERTILIZER ORDINANCE

S. HEADLEY MOTIONED TO ACCEPT THE ORDINANCE. HE NOTED THAT A CHANGE WAS MADE IN TERMS OF THE FINES; THEY WERE LESSENED TO \$50 FOR THE FIRST INFRACTION, \$150 FOR THE SECOND, AND UP TO \$300 AFTER THAT. B. LEONARD SECONDED THE MOTION. E.

SADOWSKI ASKED IF THIS WAS AN ACTION ITEM. M. CZUBKOWSKI CLARIFIED THAT IT WAS ON THE AGENDA AS AN ORDINANCE NUMBER. M. CARLSON STATED THAT HE HAD A CONVERSATION WITH THE CITY ATTORNEY ABOUT THE ADOPTION OF ORDINANCES WITHOUT THE SPECIFIC ORDINANCE IN FRONT OF THE ALDERPERSONS. THE CITY ATTORNEY FELT THAT IF THE WORDING ON THE AGENDA WAS CONSIDERATION, ACTION COULD TAKE PLACE ON THE ADOPTION OF THE ORDINANCE. HE FELT THAT THE ORDINANCE SHOULD BE IN FRONT OF THE ALDERPERSONS BEFORE TAKING FINAL ACTION. IT WAS CLARIFIED THAT THE ZERO PERCENT WAS BEING RECOMMENDED. MAYOR SCHUMAN STATED THAT IT WAS RECOMMENDED TO HAVE THE SOIL TESTED BY A STATE LAB FOR APPROXIMATELY \$10. S. HEADLEY DISCUSSED THE OPTIONS AVAILABLE UNDER THE ORDINANCE. J. BILLS, CHAIRMAN OF THE LAKE WELFARE COMMITTEE, BRIEFLY GAVE HIS EDUCATIONAL BACKGROUND AND ADDRESSED THE BOARD ON THIS ISSUE. IT WAS CLARIFIED THAT THE CITY WOULD NOTIFY STORES WITHIN THE CITY OF DELAFIELD OF THIS ORDINANCE. **SIX WERE IN FAVOR. L. MORRISON OPPOSED. MOTION CARRIED.**

2. ANNUAL LAKE AWARENESS MEETING ON JUNE 22, 2006 AT THE DELAFIELD HOTEL AT 6:30 P.M.

The annual Lake Awareness Meeting will be held on June 22, 2006 at 6:30 p.m. at the Delafield Hotel.

3. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

S. Headley reported that J. Bills was elected as the new Chairperson of the Lake Welfare Committee; K. Attwell was named the co-Chairperson of the Lake Welfare Committee; S. Headley is the aldermanic representative.

Foth & Van Dyke has submitted the preliminary application for lake restoration/dredging. This project is moving forward.

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d. PARK AND RECREATION COMMISSION (MINUTES OF APRIL 24, 2006)
(NEXT MEETING MAY 22, 2006)

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

The next meeting will be held on May 22, 2006. E. Sadowski is the new aldermanic representative for Park & Recreation. M. Czubkowski stated that discussion will take place at the May 22, 2006 meeting on Bostrum Park and election of officers will take place.

e. PUBLIC WORKS (MINUTES FROM MAY 3, 2006) (NEXT MEETING)

1. RECOMMENDATION FROM PUBLIC WORKS COMMITTEE TO RE-BID FOR THE EQUESTRIAN TRAIL IMPROVEMENTS IN FALL 2006.

One bid was received. The Public Works Committee (PWC) recommended that the project be re-bid sometime in the fall. B. Leonard stated that she wanted to organize a neighborhood meeting in June to discuss the trail and its improvements to determine what level this project needs to go to. Park & Rec has always seen this as more than an equestrian trail. M. Carlson stated that formal action is needed. The project was budgeted for \$42,000; the construction bid came in at \$47,615.50. In addition to the construction amount, additional dollars would need to be spent for design services on the project. Staff recommendation was to reject the one bid received and to revisit.

R. MISKELLEY MOTIONED TO REJECT THE BID AS ACCEPTED. E. SADOWSKI SECONDED THE MOTION. R. MISKELLEY STATED THAT THE PWC HAS RECOMMENDED VERY STRONGLY THAT THIS BE RE-BID AND THAT THERE BE A COST BENEFIT ANALYSIS THAT WITH THIS. PWC DID NOT THINK THERE WAS A BENEFIT FOR THE COST INCURRED THAT WOULD JUSTIFY MOST OF THE PEOPLE IN THE CITY. HE STRONGLY RECOMMENDED THAT THE BID BE REJECTED AND WOULD LIKE TO HEAR IF THERE IS ANY SUPPORT FOR THIS PROJECT. B. LEONARD STATED THAT THIS WAS THE REASON SHE WANTS TO HAVE A NEIGHBORHOOD MEETING. BILL STICKLE, HORSESHOE BEND DRIVE SPOKE – THE TRAIL RUNS BEHIND HIS HOUSE. IT IS AN EQUESTRIAN TRAIL. IT WAS NOT DESIGNED FOR EVERYTHING ELSE AND HE HAS CONCERNS IF IT IS USED FOR OTHER USES. E. SADOWSKI ASKED WHAT WOULD HAPPEN TO THE MONEY ALLOCATED TO THIS PROJECT IF IT WAS NOT SPENT. M. CARLSON STATED THAT IT

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WOULD STAY IN THE CAPITAL PROJECTS FUND, BUT WOULD HAVE TO BE RE-ALLOCATED TO OTHER CAPITAL IMPROVEMENT PROJECTS. **ALL WERE IN FAVOR. MOTION CARRIED.**

2. RECOMMENDATION FROM TRAFFIC COMMITTEE AND PUBLIC WORKS COMMITTEE TO NOT PLACE STOP SIGNS ON POPLAR STREET AND WOODBURY STREETS.

This issue was previously reviewed in the past by the Traffic Committee and PWC. Documentation was provided in the Commissioner's packets. The recommended from the PWC was to deny the request based on the same criteria that were used in the past. The same request was reviewed in July and August of 2005. The Committee did not recommend placement of stop signs at this intersection.

3. STAFF RECOMMENDATION FOR APPROVAL OF PROPOSED ENGINEERING SERVICES CONTRACT FOR VILLAGE SQUARE AND KETTLE MORAINÉ EVANGELICAL FREE CHURCH SANITARY SEWER EXTENSION PROJECTS TO YAGGY COLBY ASSOCIATES IN THE AMOUNT OF \$105,870.00.

M. Carlson reviewed. Both projects were approved by the City Council. The Village Square project is governed by a Development Agreement that requires the City to provide the site with sanitary sewer service. The KM Evangelical Church's Development Agreement final language is still being worked on and the agreement has not yet been signed by the parties. There are three parties to this agreement; the City of Delafield, the KM Evangelical Church, and Siepman Development. Staff recommended that the City award the engineering/design services to the City Engineer firm for Village Square in the amount of \$68,800 and that the City award a contract to the Yaggy Colby to complete the sanitary sewer service design for the KM Evangelical Church subject to execution of the Development Agreement.

E. SADOWSKI MOTIONED TO APPROVE THE AMOUNT OF \$105,870 FOR THE TWO PROPOSED ENGINEERING SERVICE CONTRACTS FOR BOTH VILLAGE SQUARE AND THE KETTLE MORAINÉ EVANGELICAL FREE CHURCH. B. LEONARD SECONDED THE MOTION. SHE ASKED IF IT WAS TYPICAL TO ONLY GET ONE QUOTE. M. CARLSON STATED ON BIGGER PROJECTS OTHER FIRMS ARE ASKED TO COMPETE FOR THE BUSINESS. M. CARLSON ASKED IF E. SADOWSKI WAS RECOMMENDING APPROVING THE STAFF RECOMMENDATION. **E. SADOWSKI MADE A FRIENDLY AMENDMENT TO HIS MOTION SUBJECT TO THE KETTLE MORAINÉ FREE CHURCH**

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SIGNING THE DEVELOPER'S AGREEMENT. B. LEONARD AGREED WITH THE FRIENDLY AMENDMENT. T. HAFNER ADDRESSED THE ALIGNMENT OF THE SEWER ROUTE. FIVE WERE IN FAVOR. J. KRICKHAHN AND B. LEONARD OPPOSED. MOTION CARRIED.

4. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

No discussion took place.

- f. DEL-HART COMMISSION (NEXT MEETING MAY 16, 2006)

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

No report was given. The next meeting will be held on May 16, 2006 at 7 p.m.

- g. RECYCLING COMMITTEE

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

A meeting is scheduled for May 23, 2006 at 7 p.m. The hazardous waste collection will take place on June 17, 2006 from 8 a.m. to noon. It was noted that although many items are accepted, latex paint is not. The County website provides a listing of items accepted.

- h. POLICE AND FIRE COMMISSION (MINUTES OF MAY 8, 2006 MEETING)

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

E. Sadowski reported that a meeting was held on May 8, 2006. The hiring process was discussed and is in place to replace Officer Brucer.

There were many qualified applicants for the fire chief position and several interviews will take place on May 24, 25, and 26. Minor changes were made to the interview process; all members will be present for all of the interviews and questions. Although this may lengthen the process, all of the members will be aware of

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all of the questions being asked. The process for hiring a new fire chief is moving along nicely.

i. LIBRARY BOARD (MINUTES OF APRIL 11, 2006) (NEXT MEETING MAY 16, 2006)

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

The next meeting will take place on May 16, 2006 at 7 p.m. at the City Hall Council Chambers. The book sale was very successful with over \$1,200 being made. M. DeYoe thanked Mayor Schuman and Alderman Krickhahn for helping out. The next book sale will be during Delafield Days in July. J. Krickhahn stated that books would be put on EBay that did not sell at the book sale.

j. FINANCE ADVISORY BOARD (MINUTES OF MAY 12, 2006 MEETING TO BE DISTRIBUTED AT MEETING) (NEXT MEETING TBA)

1. REQUEST FOR DIRECTION WITH RESPECT TO SPACE NEEDS PROPOSALS, FINANCIAL INFORMATION AND PUBLIC DISTRIBUTION.

There were representatives in the audience at the Finance Advisory Board (FAB) meeting from both of the major proposers and they were available to answer any questions. The financial proposals were reviewed in closed session. Both proposals were lease proposals and were difficult to compare to each other. After much discussion, the FAB requested that the two proposers to provide a hard number purchase price bid for what was proposed. The FAB also recommended that the financial information not yet be shared with the public due to negotiation factors. The FAB will meet after the proposers provide the requested hard numbers. There will be a public presentation of the proposals on Thursday, May 18 from 4 – 8 p.m. at Hawks Inn. This will be an “open house” style presentation. They will present what they are proposing, not how much it would cost. L. Morrison requested that Council motion that the City withhold publicly sharing the dollar amount of the proposals until a more appropriate time. M. Carlson stated that the proposers were asked to provide their proposals in two envelopes; one was what they were proposing and the second envelope contained how much it would cost. It has been clear from the beginning that the City felt it would be appropriate to keep the cost information confidential until the Council believed it would be appropriate. R. Miskelley wanted to assure the public that this would be an open process and debate, that there would not be any closed meetings where decisions

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would be made on the space needs analysis, and that everyone will see the same information and make decisions on the same information before a decision will be made. Everyone will see the information at the same time. E. Sadowski stated that he has not seen the numbers, and that as long as the Council does not know the numbers, a motion was not needed. M. Carlson stated that the project was started in the direction that the materials would be kept confidential. R. Miskelley stated that at some point it would need to be released. B. Leonard stated that there should be a mandate or a decision made by the committee to budget a certain amount of money for new city facilities. She has not seen a mandate for this project at all and felt that this project was backwards. She had a problem proceeding with this and having closed negotiations. She asked who decided to build all of this. R. Miskelley stated that there would never be a mandate from the citizens because they are not in a position to know what the space needs are. He stated that this was not a new issue. B. Leonard stated that this should at least be budgeted for in the public budgeting process – this has not been done. Mayor Schuman stated that the budgeting process has not yet been done for 2007. This is trying to get the best price possible on one of the options. Once this is done, there would be something concrete to take to the citizens. E. Sadowski stated that the value of the city hall land and the DPW was known – they are tangible assets that the City has that could go toward a new building or lease. He explained that if the City can get a good deal on a lease and they supply the building, it would be known if the City could pay for the lease so that there would be no tax dollars involved. However, it is being reviewed as to whether the City would be better off buying. Until these negotiations go further, they are privy discussions. As soon as a lease/buy decision is made, the public would be informed. B. Leonard felt that many steps in the process were skipped. She asked how much of the city services would be in-house versus out sourced. Mayor Schuman discussed the architect's report on the City Hall and asked B. Leonard if she had received and read the architect's reports on the current city hall with their recommendations. B. Leonard responded that she had not. Mayor Schuman then asked L. Morrison if she had received them and she also responded that she had not. M. Carlson stated that he would re-distribute the material to the entire council and have it put on the website. Mayor Schuman asked that B. Leonard read the reports and submit her recommendations for the space needs process to the Council. M. Carlson stated that the architect's report stated that the present City Hall building is functionally obsolete. L. Morrison stated that the next FAB meeting would be scheduled when the proposers came up with the other figures.

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2. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

L. Morrison stated that a meeting was held on May 12, 2006 at 3 p.m. The audited financial statements were reviewed. The management letter was reviewed. Last year's fund balance reserve was 22% and this year it has grown to 23% - the goal is 25%. M. Carlson stated that one of the suggestions that the auditor made was that each year an estimate should be made as to how much money it would take if the City created an advance replacement fund for all of the capital equipment. Another suggestion was capitalization of certain expenses - street resurfacing should be an operating expense as part of the general fund budget. The review was very clean.

- k. BOARD OF ZONING (NEXT MEETING MAY 25, 2006)

1. REPORT ON DISCUSSION AND ACTION TAKEN AT PREVIOUS MEETINGS, FUTURE AGENDA ITEMS AND UPCOMING SCHEDULED MEETINGS.

The next meeting will be held on May 25, 2006. No other report was given.

5. OLD BUSINESS

- a. ORDINANCE 558 - AN ORDINANCE AMENDING SECTION 1.20 OF THE MUNICIPAL CODE OF THE CITY OF DELAFIELD, WISCONSIN RELATING TO BOARDS, COMMISSIONS AND DEPARTMENTS

R. Miskelley thought that this needed to be discussed in two parts, namely discussing changing Ordinance 558 and then looking at how the Plan Commission would be made up. He felt three really important committees were impacted by this; Park & Recreation Commission, Public Works Committee, and Lake Welfare Committee. He recommended that a member from one of these three committees be on the Plan Commission on a rotating basis. This person would not have to be the chairperson, but someone who is most qualified.

R. MISKELLEY MOTIONED THAT A MEMBER FROM ONE OF THE THREE ABOVE COMMITTEES ON A ROTATING BASIS BE ON THE PLAN COMMISSION FOR A ONE YEAR MEMBERSHIP. E. SADOWSKI SECONDED THE MOTION AND MADE A FRIENDLY AMENDMENT TO THE MOTION THAT THE ORDER OF THE COMMITTEES BE THAT THE PARK & RECREATION COMMISSION MEMBER BE APPOINTED FIRST, THEN PUBLIC WORKS, WITH THE THIRD YEAR BEING LAKE WELFARE. THIS WOULD ROTATE WITH EACH HAVING A ONE YEAR

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TERM. IF THE COMMITTEE DECLINED TO TAKE THEIR TURN, THE MAYOR WOULD APPOINT A CITIZEN. R. MISKELLEY ACCEPTED THE FRIENDLY AMENDMENT. MAYOR SCHUMAN FELT MANY OF THE ISSUES THAT COME TO PLAN COMMISSION AUTOMATICALLY GO TO THESE COMMITTEES. IF THE CITIZENS OUTSIDE OF THE COMMITTEES WERE ON THE PLAN COMMISSION, IT WOULD GET MORE PEOPLE INVOLVED. R. MISKELLEY STATED THAT IF THERE WAS A QUALIFIED PERSON ON THESE COMMITTEES HE WOULD STRONGLY URGE MAYOR SCHUMAN TO APPOINT A MEMBER OF THOSE COMMITTEES ON A ROTATING BASIS. HOWEVER, IF MAYOR SCHUMAN DID NOT FEEL THAT THERE WAS NOT THE EXPERTISE AVAILABLE THAT WOULD BE NECESSARY, THE MAYOR WOULD STILL HAVE THE RIGHT TO GO OUTSIDE OF THE COMMITTEE TO GET A STRONGER REPRESENTATIVE. DISCUSSION TOOK PLACE AS TO WHETHER IT SHOULD GO THROUGH THE COMMITTEES OR IF THE MAYOR SHOULD APPOINT. IT WAS THOUGHT THAT THE COMMITTEE WHO WOULD HAVE A TURN WOULD NOMINATE ONE OF THEIR MEMBERS; IT WOULD THEN COME TO THE MAYOR AND THEN THE COUNCIL. IF A COMMITTEE DID NOT HAVE A MEMBER AND WISHED TO PASS THEIR TURN, THE MAYOR WOULD APPOINT. THE MAYOR WOULD ALSO HAVE VETEO POWER. J. KRICKHAHN WAS NOT IN FAVOR OF TAKING THE PARK & REC COMMISSION OFF AT ALL BECAUSE THEY DO NOT SEE ALL OF THE ITEMS THAT COME BEFORE THE PLAN COMMISSION WHEREAS THE OTHER COMMITTEES GENERALLY DO. M. CARLSON RECOMMENDED A WORDING CHANGE IN PARAGRAPH 2A OF THE ORDINANCE. IT SHOULD READ "...SINCE THE MEMBERS OF THE PLAN COMMISSION SHALL BE APPOINTED BY THE MAYOR, SUBJECT TO CONFIRMATION BY THE CITY COUNCIL TO STAGGERED TERMS." **J. KRICKHAHN MADE A FRIENDLY AMENDMENT TO THE MOTION AND RECOMMENDED ELIMINATING THE WORD "ONE" AND CHANGE IT TO "TO BE APPOINTED EACH APRIL FOR A TERM OF THREE YEARS" AND TO ELIMINATE THE LAST SENTENCE. R. MISKELLEY AND E. SADOWSKI ACCEPTED THE FRIENDLY AMENDMENT. L. MORRISON DISCUSSED THE LANGUAGE UNDER "C". L. MORRISON SUGGESTED THAT IT BE SUBJECT TO THE MOTION THAT WAS MADE AND THE ATTORNEY'S REVIEW; R. MISKELLEY AND E. SADOWSKI AGREED. SIX WERE IN FAVOR. J. KRICKHAHN OPPOSED. THE MOTION CARRIED.**

b. REVISION OF PARK AND RECREATION COMMISSION ORDINANCE.

M. Czubkowski will draft the Park & Recreation Commission Ordinance. The Attorney has advised the City that most of the language that it wants to change is not required by State Statutes. She will have a draft of the ordinance available for the Park & Recreation Commission review at their next meeting.

CITY OF DELAFIELD COMMON COUNCIL MINUTES

6. MAYOR'S REPORT

a. MAYOR'S APPOINTMENT

PUBLIC WORKS COMMITTEE - BRUCE NEUMILLER – 3-YEAR TERM

R. MISKELLEY MOTIONED TO APPROVE THE APPOINTMENT OF B. NEUMILLER TO THE PUBLIC WORKS COMMITTEE FOR A THREE YEAR TERM. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. SIX WERE IN FAVOR. S. HEADLEY OPPOSED. MOTION CARRIED.

WEED COMMISSIONER – DIRECTOR OF PUBLIC WORKS, TOM HAFNER

E. SADOWSKI MOTIONED TO APPROVE THE APPOINTMENT OF T. HAFNER TO BE THE WEED COMMISSIONER. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

BOARD OF REVIEW ALTERNATES – JAMES BEHREND, ALTERNATE #1

It was clarified that the Board of Review consists of the Council, the Clerk, and the City Administrator. The number of alternates was discussed.

L. MORRISON MOTIONED TO APPROVE THE APPOINTMENT OF J. BEHREND AS ALTERNATE #1. M. DE YOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

ELLEN O'BRIEN, ALTERNATE FOR CITY CLERK

E. SADOWSKI MOTIONED TO APPROVE THE APPOINTMENT OF E. O'BRIEN AS ALTERNATE FOR CITY CLERK. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

b. PROCLAMATION – PUBLIC WORKS WEEK MAY 21 – MAY 27, 2006

The Mayor acknowledged the proclamation and it will be posted on the website.

c. PROCLAMATION – CITY OF DELAFIELD NATIONAL SAFE BOATING WEEK MAY 20 – 27, 2006

The Mayor acknowledged the proclamation and it will be posted on the website.

CITY OF DELAFIELD COMMON COUNCIL MINUTES

d. CONSIDERATION OF THE APPLICATION FOR APPOINTMENT FORM

Mayor Schuman provided the form to the Commissioners for consideration. This will be put on the website. B. Leonard suggested that a question be added on the form relating to criminal history. This will be referred to the City Attorney.

7. NEW BUSINESS

a. RATIFICATION OF PUBLIC WORKS UNION CONTRACT AGREEMENT FOR 2006-2008

M. Carlson stated that an agreement was reached with the Public Works Union in early May. The agreement includes wage increases (4% in 2006, 3.75% in 2007, and 3.75% in 2008), a change in health insurance premiums (employees would pay a co-pay for health insurance monthly premiums at 7% effective April 6, 2006, 8% effective January 1, 2007, and 9% effective January 1, 2008), a \$100 increase in the uniform allowance, language changes (one regarding the direct deposit of pay checks and a second one with respect to application of the City's employee handbook to the bargaining units), a vacation change that will take effect on the last day of the contract (increase vacation days at 20 years of service to 21 days of vacation, at 21 years to 22 days, at 22 years to 23 days, at 23 years to 24 days, at 24 years to 25 days of vacation) in exchange for increasing the contribution for the health insurance premium to 10% on the last day of the contract. He recommended approval.

E. SADOWSKI MOTIONED TO APPROVE THE PUBLIC WORKS UNION CONTRACT AGREEMENT FOR THE YEARS 2006-2008. R. MISKELLEY SECONDED THE MOTION. J. KRICKHAHN THANKED M. CARLSON FOR HIS WORK ON THIS CONTRACT; THE OTHER COMMISSIONERS AGREED. E. SADOWSKI ALSO STATED THAT HE APPRECIATED THE PUBLIC WORKS UNION FOR COMPROMISING. ALL WERE IN FAVOR OF THE MOTION. THE MOTION CARRIED.

8. ADMINISTRATOR'S REPORT

M. Carlson reported that he:

- o Met with Mayor Schuman and department heads on emergency governance
- o Completed the Public Works negotiations
- o Lt. Kehl of the Police Department received his certificate in Public Management
- o Met with representatives from Youth Advisory Council
- o Met with Police & Fire Commission

CITY OF DELAFIELD COMMON COUNCIL MINUTES

- o Assisted the Kettle Moraine School District in their search for a new high school principal

9. CLERK'S REPORT

a. OVERVIEW ON BOARD OF REVIEW

M. Czubkowski stated that the Board of Review would be held on May 24, 2006 from 7-9 p.m. She has obtained a video from UW-Extension. She gave a review of how the Board of Review works.

10. FINANCIAL REPORT

a. APPROVE VOUCHER LIST

R. MISKELLEY MOTIONED TO APPROVE THE VOUCHER LIST. J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

b. TREASURER'S REPORT – APRIL 2006

J. KRICKHAHN MOTIONED TO APPROVE THE TREASURER'S REPORT. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

11. CORRESPONDENCE

- a. League of Wisconsin Municipalities Mutual Insurance Annual Report 2005

12. ADJOURNMENT

E. SADOWSKI MOTIONED TO ADJOURN FROM THE MEETING. R. MISKELLEY SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. SIX WERE IN FAVOR. S. HEADLEY ABSTAINED. MOTION CARRIED. THE MEETING ADJOURNED AT 9:40 P.M.

Respectfully submitted:

Minutes Prepared By:

Marilyn Czubkowski, CMC
City Clerk/Treasurer

Accurate Business Communications LLC