

**CITY OF DELAFIELD COMMON COUNCIL MINUTES**

CALL COMMON COUNCIL MEETING TO ORDER

Mayor McAleer called the meeting to order at 7:00 P.M.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was recited.

ROLL CALL

Present

Absent

Mayor Ed McAleer  
Jeff Krickhahn, Ald.  
Beth Leonard, Ald.  
Erv Sadowski, Ald.  
Michele DeYoe, Ald.  
Gerald MacDougall, Ald.  
Lynn Morrison, Ald.  
Ron Miskelley, Ald.  
Gina C. Gresch, Clerk/Treasurer

Marilyn Czubkowski, Administrator

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 21, 2008 Common Council meeting.

**G. MACDOUGALL MOTIONED TO APPROVE THE APRIL 21, 2008 COMMON COUNCIL MEETING MINUTES AS PRESENTED. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

2. Citizens' comments for items not on the agenda.

There were no citizens comments for items not on the agenda.

Citizens' comments for items on the agenda.

Chris Smith, 185 Steeple Point Court, Chair of Park and Rec Commission. He spoke in favor of the items on the Common Council agenda as recommended from the Park and Rec Commission. He thanked the Lake Welfare Committee for their cooperation with the new park project. He stated he is looking forward to the prairie planting, because there is nothing in the field and there could be soil erosion. The proposal is a wildflower and grass mix. There will be mowed paths that the citizens will enjoy.

Kent Attwell, 2816 Ridley Road, Chairman of Lake Welfare Committee. Commented the park plan does work with the lake restoration plan and it's a great way to have both committees work together.

Francis Balistreri, 2202 Milwaukee Street, commented on the retention pond project adjacent to his property, which has become an eyesore. It is non-functioning and an unhealthy environment. He is here to plead to find out what can be done and how soon to resolve this disaster. He is concerned about the devaluation of the properties and the amount of polluted water going into the water table. He stated the pond also was to have proper vegetation to

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avoid insect infestation, which also isn't working. He stated he is wondering what will be done about it and that the neighbors have been very patient about this project. The neighboring property owners should have the right to have this functioning the way it should be and what was promised to them. He also brought a letter from his neighbor expressing his concerns about the non-functioning pond.. E. Sadowski stated this time is on the agenda later, so people might want to stick around for this.

**E. SADOWSKI MOTIONED TO CLOSE CITIZEN'S COMMENTS AT 7:10 P.M. L.MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

3. Consent Agenda

- a. Resolution 2008-16, A Resolution to Change the Portion of Mulberry Drive from Copperfield Road south to Oakwood Drive be renamed to Fieldstone Road, for Valley Road Farms Addition #2, City Of Delafield, Waukesha County, Wisconsin
- b. 2008 Spring Artist Walk, May 16, 2008.
- c. 2008 Delafield Block Party Food and Music Festival, June 20 & 21, 2008.

**R. MISKELLEY MOTIONED TO APPROVE THE ITEMS ON THE CONSENT AGENDA. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

4. Committee Reports

a. Licenses

1. Bartender license – 2 Year Licenses to expire June 30, 2010.
  - a. Mathew Jagodzinski, Nashotah; Sandy Bottom Nature Center

**L. MORRISON MOTIONED TO APPROVE THE TWO-YEAR BARTENDER LICENSE(S). J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

b. Plan Commission – (Minutes of April 30, 2008)

1. Smart Growth Update – Draft Chapter 2 – Issues and Opportunities.

B. Leonard stated the Smart Growth Chapter 2 was already reported on at a Common Council meeting, but it was reviewed again by the Plan Commission. This will remain a fluid document as we go through the Smart Growth process.

2. Discussion and action on the recommendation from Plan Commission to approve the Conditional Use request, in accordance with the Planner's Staff Report and Attorney review, **Tax Key 0838.999.001, 601 S. Cushing Park Road, Delafield.** Owner/Applicant: Kevin Enright. Owner/Applicant seeks approval for a Conditional Use Permit to rebuild a barn that exceeds the allowable floor area.

B. Leonard stated the Plan Commission discussed the Conditional Use. It was the original farm site next to Steeple Point subdivision. The Zoning Code currently allows 1,500 square feet. The building proposed is larger than that, which is why this issue came to Plan Commission for a Conditional Use. Mr. Enright is replacing the barn that collapsed. E. McAleer stated the only contingency was if and when the property owners have horses, they will have to have a manure mitigation plan.

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**M. DEYOE MOTIONED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE CONDITIONAL USE REQUEST, IN ACCORDANCE WITH THE PLANNER'S STAFF REPORT AND ATTORNEY REVIEW, TAX KEY 0838.999.001, 601 S. CUSHING PARK ROAD, DELAFIELD. OWNER/APPLICANT: KEVIN ENRIGHT FOR CONDITIONAL USE PERMIT TO REBUILD A BARN THAT EXCEEDS THE ALLOWABLE FLOOR AREA. J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

3. Discussion and action on the recommendation from Plan Commission to approve the zoning text amendment, an Ordinance adding "Section 17.75 - Political Signs".

B. Leonard stated this was discussed by the Sign Review Committee and the Plan Commission. She stated 11 square feet is the maximum size for political signs, which is per the State Statutes. R. Miskelley stated the Sign Review Committee reviewed the sign section of the zoning code. This is cleaning up how long political advocacy signs can be up. L. Morrison stated the last election was done really well with not leaving signs up too long after the election.

**L. MORRISON MOTIONED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING TEXT AMENDMENT, AN ORDINANCE ADDING "SECTION 17.75 - POLITICAL SIGNS". M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

4. Discussion and action on the recommendation from Plan Commission to approve the Conditional Use Permit extension for **Tax Key 0793.991.002 and 0793.991.003, 232 Main Street, Delafield.** Applicants: Wally and Mark Neumann and Dave Nosek.

B. Leonard stated the applicant was approved a Conditional Use two years ago to build condos on the lot adjacent to the BP gas station. The property owners already have one unit sold and are waiting for the housing market to turn around, before they begin building. They are looking for another two year extension.

**E. SADOWSKI MOTIONED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE CONDITIONAL USE PERMIT EXTENSION, FOR TWO YEARS TO EXPIRE, JULY 26, 2010, FOR TAX KEY 0793.991.002 AND 0793.991.003, 232 MAIN STREET, DELAFIELD. APPLICANTS: WALLY AND MARK NEUMANN AND DAVE NOSEK. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

- c. Lake Welfare Committee – (Minutes of April 23, 2008)
  1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

L. Morrison stated the Lake Welfare Committee met last on April 23. There will be a Lake Awareness meeting is June 11, 2008 at the Delafield Hotel at 6:30

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p.m. She stated this is always a very informative meeting. Some topics covered will be dredging permits, new legislation regarding piers, FEMA floodplain ordinance, dam project and the boathouse code. There will be a lot of information and displays to look at. This is not something you have to stay for the whole time. You can walk around and look at the items are you the most interested in.

The next meeting of the Lake Welfare Committee will be held on May 14, 2008 at 7:00 P.M.

- d. Park and Recreation Commission – (Minutes of April 28, 2008)
1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

E. Sadowski stated there are two items from the last Park and Rec Meeting that are on tonight's agenda.

2. Discussion and action on the recommendation from Park and Recreation Commission to approve the purchase of a four panel Aztec Climber to be installed at Fireman's Park and to purchase 2 two-sided signs for Fireman's Park, at a cost not to exceed \$6,400.

E. Sadowski stated the Park and Rec Commission would like to purchase an Aztec Climber at Fireman's Park and two two-sided signs, so that all of the park signs are all standardized. He stated the Commission recommends an amount not to exceed \$6,400. There is \$7,200 in the budget. If approved, the City will be \$800 under budget for that item. He asked the Common Council to consider the climber and two signs. If Common Council approves, the Commission can start on this right away. He also stated the Commission will be going to different organizations to help donate money for more signs. The Park and Rec Commission would like all park signs the same; white lettering with dark green background.

**L. MORRISON MOTIONED TO APPROVE THE RECOMMENDATION FROM PARK AND RECREATION COMMITTEE TO APPROVE THE PURCHASE OF A FOUR PANEL AZTEC CLIMBER TO BE INSTALLED AT FIREMAN'S PARK AND TO PURCHASE 2 TWO-SIDED SIGNS FOR FIREMAN'S PARK, AT A COST NOT TO EXCEED \$6,400. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

3. Discussion and action on the recommendation from Park and Recreation Committee to spend monies not to exceed \$15,000 for seeds and to prepare the soil and plant the seeds in the area of the Geason/Oakwood Park designated "nature area" and the north half of the property.

E. Sadowski stated the City allocated \$50,000 for the upgrade and development of Geason/Oakwood Park. He stated people can start walking the park. The Park and Rec Commission have been working with Lake Welfare Committee. There was discussion about how planting will save the hill and surrounding areas. E. Sadowski stated if this is approved, the City will have about \$35,000 or more left, which could pay for a gravel road and gravel parking lot. G. MacDougall asked if the Public Works will designate where the road will go. T.

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Hafner, DPW Director was present and stated the City Engineer is working on a cost estimate on what it will cost to build a road. There was further discussion about where the gravel road would go and how much space the parking lot would take up. T. Hafner stated the cost estimate currently is very rough. He stated there could be a cost savings with the DOT working on STH 83. He stated he anticipates a large amount of millings to come from that reconstruction. If we can get that for free or a very small cost, that will help. If we need to purchase the material, it could be more in line with \$35,000.

There was discussion amount the Common Council and T. Hafner regarding which half of the park will be planted, topsoil, grass and silt fencing. Chris Smith, Park and Rec Chair discussed the cost of the wildflower mix, how the lake dredging will help this part of the park. There was further discussion about leasing the property to the farmer, having the farmer seed it, which would be his rent. E. Sadowski stated the Park and Rec Commission will discuss this at the next meeting on May 26 and bring it back to the Common Council.

**J. KRICKHAHN MOTIONED TO APPROVE THE RECOMMENDATION FROM PARK AND RECREATION COMMISSION TO SPEND MONIES NOT TO EXCEED \$15,000 FOR SEEDS AND TO PREPARE THE SOIL AND PLANT THE SEEDS IN THE AREA OF THE GEASON/OAKWOOD PARK DESIGNATED "NATURE AREA" AND THE NORTH HALF OF THE PROPERTY, AND TO ALLOW TOM HAFNER TO NEGOTIATE WITH THE FARMER FOR PLANTING. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

- e. Public Works Committee
  - 1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

There was nothing to report at this time. The next meeting of the Public Works Committee will be held on May 7, 2008 at 6:30 P.M.

- f. Del-Hart Commission
  - 1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

There was nothing to report at this time. The next meeting of the Del-Hart Commission will be held on May 20, 2008 at 7:00 P.M.

- 2. Appointment of Ray Putchinski to Del-Hart as an alternate. Term expiration 2010.

E. McAleer stated Ray Putchinski was a member of Del-Hart once before and that he has 32 years experience in wastewater.

**M. DEYOE MOTIONED TO APPROVE THE APPOINTMENT OF RAY PUTCHINSKI TO DEL-HART AS AN ALTERNATE. TERM EXPIRATION 2010. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

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g. Police and Fire Commission

1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

There was nothing to report at this time.

2. Resignation of Ed McAleer from the Police and Fire Commission.

**E. SADOWSKI MOTIONED TO APPROVE THE RESIGNATION OF ED MCALEER FROM THE POLICE AND FIRE COMMISSION. R. MISKELLEY SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

3. Appointment of Cate Rahmlow to Police and Fire Commission. Term expiration 2012.

**E. SADOWSKI MOTIONED TO APPROVE THE APPOINTMENT OF CATE RAHMLOW TO THE POLICE & FIRE COMMISSION. TERM EXPIRATION 2012. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

h. Library Board

1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

J. Krickhahn stated the Library Board meets May 13, 2008 at 7:00 p.m. He stated he has heard concerns about fundraising for the Library. The City is waiting on the Architect and Engineering design. The Library is still focusing on 10,000 square feet, but budgeting time wisely, so if time comes to plan for more space because fundraising needs have been met, they will be ready for it. R. Miskelley stated his wife, Nancy, attended the Library Book talk and came back raving about it. J. Krickhahn stated he also received many good emails about the Book Talk Luncheon. L. Morrison stated Jack Albert from St. John's Northwestern Military Academy offered to host the next Book Talk Luncheon and pay for the food. J. Krickhahn also commented that Alderperson MacDougall purchased a Library Bag for \$10 to have his packets delivered in. He stated it is waterproof and you can fit a laptop in it. He suggested that all Common Council members purchase a bag for their packets, and it goes to a good cause.

i. Finance Advisory Board

1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

There was nothing to report at this time.

2. Meeting scheduled for Tuesday, May 20, 2008 at 8:00 a.m. at City Hall in the Fire Department Training Room.

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- j. Board of Zoning – (Minutes of April 24, 2008)
  - 1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.
  - 2. April 24, 2008 Hearing Outcomes stated when summer comes, lots of activity during the summer, sometimes meet twice a month.
    - i. Case 745 - 1823 West Shore Drive for a proposed rebuilding of a detached garage and attaching to main home through a mud room.  
APPROVED.
  - 3. Next Board of Zoning hearing scheduled for May 22, 2008 for 1942 West Shore Drive for an addition to connect the home with a detached garage and an addition on the east side of the home.
  
- k. Promotional and Tourism Committee
  - 1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.  
  
L. Morrison stated the Committee meets next on May 6 at 7:00 a.m. at the Fish Hatchery.
  - 2. Update from subcommittee for St. John's Northwestern Military Academy 125<sup>th</sup> Anniversary.  
  
L. Morrison stated she received a call from St. John's. Their first planning meeting for the 125<sup>th</sup> will be on May 15, 2008 at Noon, at St. John's.
  
- l. Sign Review Committee
  - 1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.  
  
There was nothing to report at this time.
  
- m. Architect and Construction Manager Committee – (Minutes of April 24, 2008)
  - 1. Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.  
  
J. Krickhahn stated the Architect RFPs went out and a meeting was scheduled for possible construction firms to tour the sites. 33 people attended and toured the DPW Building and City Hall. The Common Council discussed the issue of hiring a Construction Manager versus a General Contractor. The Common Council asked Kean Kemnitz what a Construction Manager is so the City is aware of what the motion made on March 17, 2008 means. J. Krickhahn stated the committee is torn on which way to go and they need direction.  
  
K. Kemnitz stated the meeting with the construction firms was a great meeting. The City Engineer and DPW Director were also there. There were a lot of good questions asked.  
  
K. Kemnitz stated an RFP went out for the Architect only. The motion made on March 17 was to have an Architect and Construction Manager as separate positions. The Architect and Construction Manager Committee is leaning towards having an Architect, a Construction Manager and General Contractor.

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He stated in most cases these two positions are the same people that are doing the same jobs, but their fiduciary responsibilities are different. The Construction Manager works for the City and has to work thru many bids. General Contractors represent themselves, not the City. K. Kemnitz stated it was much more important to get the Architect RFP out to keep that process moving. The Committee meets next on Friday, May 9, 2008.

R. Miskelley stated most of the meeting's discussion was about the Architect and Construction Manager. He stated we hired Yaggy Colby to do all of the engineering work that is outside the buildings. They also will not bid on the project. He stated it was the consensus of the Committee that the City should hire a General Contractor rather than a Construction Manager. He stated if the City has a Construction Manager, that person has to manage multiple contracts. He stated any contract over \$25,000 cannot be managed by the Construction Manager; it has to come back to the Common Council. There was further discussion about having a Construction Manager versus a General Contractor and the pros and cons of each.

G. MacDougall stated he spent five months with the Plan B Committee, out in the public and explaining to citizens how the price of the reconstruction was reduced. He stated it was explained to him by Plan B Committee members, that the City will go with a Construction Manager to keep the costs down. He stated Brookfield's General Contractor bid on a job for water works and walked off because he wasn't making any money. Pewaukee's General Contractor also asked for more money. The way Plan B came up with \$12.5M is by using the Construction Manager. The Common Council voted to use a Construction Manager by creating the committee. He stated he is disappointed that the Common Council is even talking about this. R. Miskelley stated the Committee feels that the Architect and Construction Manager are very close in nature. Since the Design Build process is illegal in Wisconsin, the Committee suggests using a Construction Manager and General Contractor.

E. Sadowski stated he made that motion on March 17, 2008 that is being referred to tonight. The motion was to create an Architect and Construction Manager Committee. The people trust the Common Council and the plans that Plan B came up with. He stated the Common Council's direction is crystal clear. He doesn't see why the Common Council is discussing this. B. Leonard stated the City didn't create the Committee to determine if the City should use a Construction Manager or not. The City made the committee to create a process to hire an Architect and a Construction Manager; two different entities. She stated Plan B felt that Construction Manager was the way to go and that it is not the Design Build process. The Common Council wants someone on our side accounting for our dollars. J. Krickhahn stated he is on the Architect and Construction Manager Committee. He stated he brought this up because he wants to do the wishes of the Plan B. The Construction Manager comes close to the Design Build, but is not exactly the same. He stated he doesn't want to change anything unless the City did something wrong. He stated the majority of the committee members were in favor of a General Contractor. He stated he will follow through with the Construction Manager. He stated he sees the cost savings and he agrees with what the City received from the Plan B Committee.

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L. Morrison asked if any other municipalities have used this model, of having both a Construction Manager and General Contractor. J. Krickhahn stated the City have two scenarios in Delafield. The City used a General Contractor with the Village Square Development and a Construction Manager with the retaining pond. T. Hafner stated both methods have pros and cons, both can be successful and both can have bump in the road.

K. Kemnitz stated Construction Manager is very close to design build. The Construction Manager is a non-constructor. By working along with Architect, the Architect draws the buildings and the Construction Manager run the costs. The Committee is trying to create a team so that the Contractor is working with the Architect. R. Miskelley stated the difference is private vs. public. E. Miskelley stated when the bids come before the Common Council, the person the City will hire will come to the Common Council and have a recommendation about qualification and price, so the City is not working in the blind. K. Kemnitz stated the Construction Manager goes through the bundle and gets the contract approved and manages that contract. The Construction Manager works for the City to keep the people on track to do what they said they would do. B. Leonard stated the City does not have that time or expertise that can do that role.

T. Hafner stated the Committee is looking at hiring three parties: an Architect, Construction Manager and General Contractor. The day to day activities are managed by the General Contractor. The Construction Manager reviews the Architect's plans at intervals and makes recommendations to the City on how to do things better. L. Morrison asked what Yaggy Colby's role is. T. Hafner stated Yaggy Colby is not a qualified Construction Manager. Yaggy Colby will do all of the civil site design. E. Sadowski asked where the extra money is coming from to pay for a third party. T. Hafner stated the same amount of services are being divided which the money will be divided. There will be one job and two people doing it. B. Leonard stated it bothers her there is a third party now and sees finger pointing happening. With the Construction Manager and Architect, you know where the responsibility lies. E. McAleer stated it's a fundamental question. Plan B came up with a plan, they came to the Common Council, Common Council took the plan to the citizens and the citizens passed the referendum, based on what was presented to them. He stated it is not a good idea to say the City wants to do things a different way and the City should stick with plan the City put before the voters. E. Sadowski stated Plan B passed and the City has a 7-0 motion to create the committee as it was approved. He stated the City should move on with what direction was already given. There was further discussion about what was discussed at Plan B meetings and if it matters what Plan B recommended, and what people voted for in the referenda, who the City hires, or how much money is spent.

**R. MISKELLEY MOTIONED TO ALLOW THE ARCHITECT AND CONSTRUCTION MANAGER COMMITTEE TO DO THE JOB AS INTENDED AND TO COME BACK TO THE COMMON COUNCIL WITH A RECOMMENDATION ON THE TYPE OF CONSTRUCTION PROJECT THE CITY WILL HAVE, WHETHER IT BE A GENERAL CONTRACTOR OR CONSTRUCTION MANAGER. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. MOTION FAILED WITH NAYS BY M. DEYOE, B. LEONARD, J. KRICKHAHN, E. SADOWSKI AND G. MACDOUGALL.**

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5. Old Business

- a. Discussion and update on Milwaukee Street Pond.

T. Hafner stated he agrees with staff about the pond functionality complaints. The pond is not functioning the way it was intended to, however it is still functioning a little bit. There is no groundwater contamination, but the pond needs to be fixed. The City has been in litigation for over a year now. He stated the City has applied for a grant to the DNR funding to fix the pond. If the grant is awarded, the funding will be available in 2009. He stated he recommends the City seek a proposal from Yaggy Colby for design work for the liner.

E. Sadowski asked if action can be taken, since this issue is not on the agenda to be taken any action on. G. Gresch stated, no action should be taken since it was listed on the agenda as an update. The Common Council asked T. Hafner to call Yaggy Colby for a quote on liner design work. T. Hafner stated he will have the quote ready for the next Common Council agenda.

- b. Discussion and update on Nagawicka Lake dredging.

Kent Attwell stated the Lake Welfare Committee has been working on dredging project. The Lake Welfare Committee made a motion at the last meeting to submit a Chapter 30 permit to the DNR by May 23. To date, this project has not cost any additional funding over what the Common Council approved last fall at \$122,000. There was discussion about the Attorney's opinion letter. E. McAleer stated before the City make any decisions the City have to decide how this is going to be paid for. K. Attwell stated he anticipates hearing back from the DNR within 60-90 days of submitting the Chapter 30 permit. There was further discussion about sediment, testing, and possibly changing the Chapter 30 Permit application if new tests were completed. He stated once the City receives the Chapter 30 Permit, it will become clearer what the City's options are.

- c. Discussion and update on Genesee Street Bridge – request to be moved to the June 2, 2008 Common Council meeting.

6. Mayor's Report

E. McAleer stated he has nothing to report.

7. New Business

- a. Discussion of relocating the City of Delafield polling place during reconstruction period.

G. Gresch stated Deputy Clerk Ellen O'Brien, Chief Inspector Mary Komlo and herself visited six sites in the City for possible polling places. She stated they visited Delafield Hotel, Christ the King Lutheran Church, Delafield Presbyterian Church, Westbrook Church, Oakwood Church and St. John's Northwestern Military Academy. She stated they are recommending Christ the King Lutheran Church for many reasons. It has ample parking, large enough room to hold the election, a separate room for voter registration, it's a central location to downtown, its only one mile from the prior polling place (DPW Building) and there is no cost to using the building. She stated per State Statutes, a Resolution needs to be adopted 90 days prior to a Federal Election to move the polling place. Also she recommends that an agreement be

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approved by the Common Council and Parish Council. G. Gresch stated the Resolution and agreement will be on the May 19 Common Council agenda to be approved. She is working with the City Attorney on the agreement to cover all issues, like who lets us in, locks up, use of kitchen, clarifies what days the City uses it to set up and taken down, use of parking lot, doors, etc. Common Council members liked the recommendation and the commented on how well this was presented.

- b. Discussion of reinstating the Recycling Committee.

E. McAleer stated he is no ready to discuss this yet. B. Leonard stated she is interested in recycling the materials from tear downs. She stated there are many usable materials in a tear down. L. Morrison stated Habitat For Humanity is building a facility to store those types of items, which you will have to transport there. She stated many times contractors and friends of contractors will take the materials off site and reuse them. B. Leonard suggested that the City can create some awareness of this. M. DeYoe stated people always ask her at the brush drop off where they can recycle other types of materials. She suggested we create other recycling awareness too.

- c. Discussion and action to amend the 2008 Capital Improvement Budget to eliminate the Multi-Modal Master Plan until the Smart Growth Plan is adopted.

G. Gresch stated DPW Director Tom Hafner can explain this in more detail than she can and that this issue be moved to the next agenda.

- d. Discussion and action on the engagement letter for City Attorney with James Hammes, of Cramer, Multhauf, and Hammes, LLP.

**E. SADOWSKI MOTIONED TO APPROVE THE ENGAGEMENT LETTER FOR CITY ATTORNEY WITH JAMES HAMMES, OF CRAMER, MULTHAUF, AND HAMMES, LLP. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

- 8. Report of City Officials
  - a. Administrator

No report.

- b. Clerk-Treasurer

Common Council took a five minute break.

- i. Paperless Packets presentation.

G. Gresch gave a presentation on Paperless Packets. She reviewed how much paper the City is using for Common Council and Plan Commission packets, how much that costs, the benefits of going paperless and the plan to go paperless. **Clerk's Note: Slideshow can be viewed online in the ePacket and is on file in the Clerk's Office.**

- ii. Article from MSNBC.com regarding Supreme Court upholding Voter ID

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G. Gresch stated the Supreme Court recently upheld the decision that states now have the right to ask voters for ID at elections. If the voter does not show their ID, they will receive a Provisional Ballot. That ballot is placed in a blue envelope and is not counted until that voter shows ID and has until 4PM the next day to do so. If they do not show ID, that ballot is not opened and not counted.

- c. Council requests of future agenda items.

L. Morrison stated she would like to discuss the fishing pier's status at St. John's Park and the DNR permit. E. Sadowski requested that the 50<sup>th</sup> Birthday Party be put on all future Common Council agenda. E. McAleer requested that the Common Council discuss updating the Downtown Plan as part of the Smart Growth process at one of the June Common Council meetings. He asked the Common Council to consider a short term moratorium in the Downtown. He stated Planner Dupler will be there.

9. Financial Report

- a. Approve voucher list

**L. MORRISON MOTIONED TO APPROVE THE VOUCHER LIST AS PRESENTED. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

10. Correspondence

- a. Letter to Hans Huber regarding parking concerns on First, Second and Third Streets.
- b. 2007 Pier Protection Act.
- c. April Focus Newsletters

E. McAleer reviewed the correspondence with the Common Council members.

11. Adjournment

**M. DEYOE MOTIONED TO ADJOURN THE MAY 5, 2008 COMMON COUNCIL MEETING AT 9:15 P.M. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

Minutes Prepared By:

Gina C. Gresch, MMC/WCMC  
City Clerk/Treasurer