

CITY OF DELAFIELD COMMON COUNCIL MEETING 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 for the May 18, 2009 Common Council meeting:

Present

Mayor Ed McAleer
Jeff Krickhahn, Ald.
Beth Leonard, Ald.
Erv Sadowski, Ald.
Michele DeYoe, Ald.
Gerald MacDougall, Ald.
Lynn Morrison, Ald.
Tim Aicher, Ald.
Tim Schuenke, Administrator

Absent

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.

SPECIAL ORDER OF BUSINESS

A. PRESENTATION OF DONATED FUNDS TO THE CITY OF DELAFIELD LIBRARY FROM DON & BOBBIE KRUEGER.

B. Krueger was present and thanked the Mayor and Common Council for allowing her to make remarks regarding the gift. D. Krueger's father started his business which later became a public company. Her husband established a Charitable Trust. Their hope is that the funds will allow the library some extra benefits. B. Krueger was excited and happy to present the check to the Delafield Public Library. The Friends of the Library presented B. Krueger with a Certificate of Appreciation, flowers, and a gift.

B. PRESENTATION TO THE COMMON COUNCIL FROM THE PROMOTIONAL & TOURISM COMMITTEE ON THE NEW CHAMBER LOGO AND STRATEGIC PLAN.

Mary Daniel, President of the Promotional & Tourism Committee thanked all for their help in their website, logo, and plans. Bonnie Dixon, Past Chamber President, gave an overview of "Branding Delafield" and thanked the many individuals, business owners, and residents for their contributions. She reviewed the process that was undertaken to arrive at their final product. The new logo and website located at www.VisitDelafield.org were presented.

Mayor McAleer applauded the Committee on their hard work, presentation, and the results that they came up with.

1. Approve Minutes of May 4, 2009 Common Council Meeting.

M. DEYOE MOTIONED TO APPROVE THE MINUTES OF THE MAY 4, 2009 COMMON COUNCIL MEETING AS PRESENTED. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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2. Citizen's Comments for Items Not on the Agenda.

Mari Wiley, 493 Lillian Court – They had dinner at Kurt's Steak House this past Saturday and until today did not realize that she inadvertently left her purse there. She was able to get her purse back today with all intact and felt this may not have been the case if it had happened in another community. She was glad she lived here. In addition, since she was on the 50th Anniversary Celebration Committee it was nice to see that there are lots of ways for everyone to celebrate Delafield this summer.

Citizen's Comments for Items on the Agenda.

Jim Zahorik, 1948 West Shore Drive – Spoke regarding Item 7e. Felt that Delafield was a sanctuary from everyday life and people come live here to forget their everyday stresses. His background as an airline pilot made him want to come to Delafield for those same reasons. He appeared in front of the Common Council a number of months ago after his wife was approached outside their home at night by an alleged representative of an inner city church looking for money and who would not take "no" for an answer. It happened again when he was at home and this person would not leave. He called the police. The City has allowed religious, philanthropic, and one other group to solicit without having to pay for a license. He was glad to see this on the agenda because the same thing happened again last Thursday night at their home. He suggested that the City require anyone who is in the City knocking on doors to register with the City, not necessarily pay a fee, but to show identification and to determine the hours that they can do this. In speaking with people in Chenequa, whose homes are far from the road, he found that many have "no trespassing" signs. He felt monitoring solicitors was necessary. His family lives here because of the high quality of life, not terror. Something must be done. This area is blessed with hard working affluent people. Those who do not have the means will come here to ask for help.

Mayor McAleer stated that he had this put on the agenda because of J. Zahorik's call. Attorney Hammes could not be here tonight and this item will be carried until the next Common Council meeting.

J. Zahorik stated that in this City there are so many things going on, he did not feel that the ball was being dropped. He is a happy citizen.

L. MORRISON MOTIONED TO CLOSE CITIZENS COMMENTS. J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

3. Consent Agenda

4. Committee Reports

a. Licenses

1. Bartender License – 2 Year Licenses to Expire June 30, 2010.
 - a. Elizabeth Weil, West Allis; Qdoba Mexican Grill
 - b. Eric Theune, Waukesha; Qdoba Mexican Grill
 - c. Josef Lesniewski, Hartland; Delafield Brewhaus
 - d. Robert Dixon, Wales; Nagawicka Lake Yacht Club
 - e. Kayla Kirst, Waukesha; Delafield Brewhaus

L. MORRISON MOTIONED TO APPROVE THE BARTENDER LICENSES AS LISTED ABOVE. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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b. Plan Commission

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

No report. The next meeting will be held on May 27, 2009.

c. Lake Welfare Committee – (Minutes of May 13, 2009)

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

The Lake Welfare Committee (LWC) met last Wednesday. A group made a presentation on a salmon course on Lake Nagawicka. A trial period was worked out. However, L. Morrison saw an article in the Waukesha Freeman that was written as though there will be a 30 day test period. She clarified that it was recommended by the LWC to send it to the Plan Commission. Mayor McAleer stated that it was on the Plan Commission's agenda. The LWC did recommend that with insurance and DNR approval that this go to the Plan Commission. It was not known if the DNR would give approval prior to the Plan Commission meeting. It was the petitioning group's responsibility to bring the insurance to the City. The LWC thought a 30 day test would be good.

Dredging was discussed at length. At the last Common Council meeting the Common Council chose not to authorize the additional \$4,000 for sending out another letter with dollar amounts in it. The LWC will send out two letters without any numbers using the LWC budget. One letter will be directed to people who are in the dredging group and the other sent to additional lake residents. The letter will provide a summary of where the LWC is at and ask for feedback via a questionnaire. Additionally, an article will be written for the Communicator outlining the status of the project.

The annual Lake Awareness meeting will be planned to take place in the middle of summer.

d. Park and Recreation Commission – (Minutes of May 5, 2009)

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

The Park & Recreation Commission met last week. They are working on coordinating the survey results in order to use them to anchor the five year strategic plan to coordinate all efforts amongst the parks. They hope to have something to present to the Committee by mid/late summer about how it is going to impact, how it will coordinate with Smart Growth Plan, and how it will relate to the budget. They received "statistical significant" number of responses.

e. Public Works Committee

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

No report. The next meeting will be held on Wednesday, June 3, 2009 at 6:30 p.m. in the Council Chambers.

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f. Del-Hart Commission

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

The next meeting will be held on Tuesday, May 19, 2009 at 7 p.m.

g. Police and Fire Commission

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

No report.

h. LIBRARY BOARD – (MINUTES OF MAY 12, 2009)

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

Minutes were included in Commissioner's packets. Elections took place. Circulation is up 16% over last year. They discussed holds that are put on books – there are over 200 (high). It is thought that this is a sign of the times with the economy that a lot of people are calling on the new arrivals rather than purchasing them. J. Krickhahn asked Mayor McAleer to check into reappointing Marty Webb to the Library Board. A list of all that need to be reappointed will be submitted to Mayor McAleer and will be included on the next Common Council agenda. M. DeYoe asked if there was one category being requested or put on hold more than another; J. Krickhahn will check into this.

They will have a bike rally next year called “The Ride to the Finish” and will be tied in with the completion of the library.

The next meeting of the Library Board will be held on June 9, 2009 at 7 p.m. in the Council Chambers.

i. Finance Advisory Board

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

No report. The next meeting will take place in sometime in July. Mr. Ottush will be resigning due to his schedule. This will be on the next agenda. Volunteers for this Board are being sought.

j. Board of Zoning

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

No report. No meeting scheduled. It was clarified that the Board of Zoning only meets as required.

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k. Promotional and Tourism Committee

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

The Art Walk was held last Friday and was well attended even though it was cold. A golf outing will be held on June 5 - everyone from the City is welcome – call the Chamber office to sign up or sign up on website. June 19-20 is the block party. The next Promotional and Tourism Committee meeting will be held on June 2, 2009 at 7 a.m.

E. Sadowski encouraged more details and thoroughness so that everyone can work together. J. Krickhahn requested verification that City tax dollars were not spent. Mayor McAleer stated that he was the Mayor when this Committee was started. The hotel tax was then 6%. In order to fund Committee, the tax was raised to 8%. If for some reason, the Common Council did not want the Committee, the hotel tax would go back to 6%. The funds are not from the tax payers or the general levy. G. MacDougall stated that based on the presentation that took place tonight they are doing a good job. L. Morrison felt that she tried to keep the Common Council informed. The Common Council was invited to be on the focus groups and many presentations. She would like to work together. The Tourism Council specifically, as they made the plan to join together with the Council and to move forward to get a new marketing plan and a new website, saved money in order to have a new website. She felt that they did it the right way and hoped more business and tourism would be brought in. It was encouraging to see the amount of tourism and amount of business in a time such as this. G. MacDougall stated that the hardest thing to gauge is the marketing program. It is difficult to quantify the results for a promotion such as this. The presentation tonight showed that they covered all of the bases. T. Aicher stated that if there were any doubts, to go to the website. It conveys Delafield very well. They did a great job.

l. City of Delafield 50th Anniversary Celebration

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

E. Sadowski distributed the calendar of events. It was noted that the fireworks display will be larger than normal. Individual events were reviewed. The Committee will look at quantifying and collecting volunteers – anyone interested in helping should contact E. Sadowski, M. DeYoe, or sign up on the website. Recently added items include free carriage rides to the public throughout the day on Thursday (sponsored by CARE). On Friday, there will be a small three minute display of fireworks. The new items will be added to the website.

G. MacDougall asked if a portion of Milwaukee Street could be closed in order to watch the fireworks. This will be put on the next agenda.

m. Lake Country Fire Department Expansion Committee Meeting

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

No report. The next meeting will take place on May 21, 2009 at the Nashotah Village Hall at 7 p.m. This may be the wrap-up meeting. There will be a comment

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period/informational meeting for Delafield on June 1, 2009 at 7 p.m. The other communities will have their meeting on June 3 and 8.

5. Old Business

a. LOMR Update.

No report.

b. Discussion and Action to Adopt Resolution No. 2009-11, A Resolution Authorizing, Creating And Establishing The Roller Mill Lake District.

Discussion took place on the Resolution presented tonight versus an earlier version. G. MacDougall stated that the purpose of creating a Lake District is to give the people who live on the pond a platform so that their voice will be heard. This resolution does not ask anything from the City but only asks for a creation of a lake district. As it stands now, when the reclamation of the river occurs, the City has no standing. If a lake district is created for the Roller Mill area, they will have a say in the reclamation. Without it, the DNR and Wisconsin River Alliance will come in and do whatever they want. Any expense with reclamation of the river would be borne by the Lake District (residents of the pond). In the event that M. Zerwekh wanted to rescind the permit to take out the dam, the Lake District, not the City, would fund the money to rebuild the dam to the standards required. Basically there is no liability for the City; all this does is give the people on the pond a platform to make sure the area becomes a nice area. The new resolution gives residents of the pond the ability to be heard and have a say in how the pond will be reclaimed. G. MacDougall again stressed that if the Lake District is created, the pond residents will have a stand, no City funds are involved, and all funds will come from the Lake District.

All of the pond properties have been reassessed – there is a loss of over \$1 million. The Lake District will get their funds by assessing the residents within the Lake District. The District has been made smaller so as to not include those properties that did not want to be included.

J. Krickhahn asked how the Lake District would pay for any work. G. MacDougall stated that they would assess their members. It would be done on a majority rules basis for an assessment. Mayor McAleer asked Attorney Hammes to look at this so that it was being created for river reclamation and not for any other purpose. J. Krickhahn asked about the people who did not want to be part of the Lake District. It was clarified that they were not in the District. Mayor McAleer stated that according to the memo from the Attorney, the City needed clear delineation of property lines, etc. He did not feel that this was available at this time. He only wanted discussion on this item and to carry it over to another meeting.

M. DeYoe asked what the difference was between creating a non-profit group and a Lake District. Would this give them less of a standing than a Lake District? G. MacDougall explained that a Lake District is defined by the DNR and they would qualify as an entity under the DNR rules. A lake district cannot be ignored by the DNR.

It was clarified that the boundaries of the Lake District are defined by tax key numbers.

The City would not be a part of the Lake District, but the Lake District would be within City limits. E. Sadowski stated he would like the homeowners to look into the two corporations to see if either one would fit their needs, to form it on their own, and not involve the City with the formation. He requested that this be looked into in addition to something in writing from the DNR stating that the only thing they would respect would be a lake district. G. MacDougall stated that all had been answered and is part of the law. The only type of organization that would be recognized, and the only way a lake district can be created is through the Common

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Council. There is no liability to the City. The Lake District is designed to give the group a platform as to how this area is handled. If a lake district is created, the neighbors would have a say. The only way the people can be heard is to create a lake district.

B. Leonard stated that the Lake District as shown includes M. Zerwekh's property and the property owned by the Mooers. She asked if these property owners had been contacted regarding the Lake District and if they had been consulted. Mayor McAleer stated that he spoke to M. Zerwekh. If there are questions that need to be answered by the attorney, they should be presented and discussed at the next meeting. He felt that the intent was to restore the river and he did not understand the urgency to act. G. MacDougall stated if a Lake District was not created; the DNR and Wisconsin River Alliance would make the decision. He felt that if there was no cost to the City, nor any liability, that there should be a lake district. J. Krickhahn stated that this was a compromise, but was uncomfortable including M. Zerwekh's property when she didn't want to have anything to do with it. He asked if there was a way not to include Zerwekh and the other property, but to include Mooers.

The attorney for M. Zerwekh stated that he recently had a brief conversation with her. She made comments to him that she is not interested in being the Lake District nor does she see the need for the District as all property owners have every opportunity to weigh in with the DNR. The DNR is the organization body that controls the requirements made of M. Zerwekh in pursuing her now granted permit to abandon and remove the dam. During the DNR's walk around with the ALJ, he heard that anyone could weigh in, speak their concerns, give input on what they would like to see happen, and be informed as to what would occur. M. Zerwekh's position was that there would be ample opportunity for people to weigh in. M. Zerwekh was perplexed at the resolution as to how a lake district could be created on a nonexistent lake. For all intents and purposes there is no longer a lake there. He was not sure as the statues were unclear to him as to whether a dry lake bed could become a lake district. G. MacDougall stated that according to the DNR statutes, the only organization they will recognize is a lake district. In regards to how there can be a lake district, there would be a lake if the stop logs were put back. M. Zerwekh's attorney stated that there was no water. M. Zerwekh's efforts have been successful and she was granted the right to abandon and remove the dam. He noted that the City assessor has re-assessed these properties on the presumption that the water would be absent. He felt that the City itself agreed that there was no lake. It was appropriate to give M. Zerwekh additional time to be heard. He asked that if tonight is the night to make the decision, M. Zerwekh be removed from the Lake District. It was clarified that the appeal process is open until May 22nd. However, the right to appeal to Circuit Court is still available; the right to request a re-hearing with the Department has closed (that was a 20 day). Discussion took place as to whether there was a movement to attempt to create a historic district on the pond floor. T. Schuenke stated that he did not know anything about a historical district, but he did receive a call from the State Archeologist stating that if anyone was seen there searching for artifacts he should give them a call.

T. Aicher commented that a lake district could offer more than a voice and could be a tool as opposed to a group of banded citizens. He felt that it was worth exploring whether M. Zerwekh's interest and the rest of the group could be advanced together. He would like to see the benefit of a lake district. He felt there was a way to lock arms.

Raffi Shirikian, 740 Mill Road commented on M. Zerwekh's attorney's comments. He stated that it is a lake. Assessments as of January 1 were based on property conditions. He displayed before and after photos. The Lake District would be a tool to fix it to compensate for what it was. Mayor McAleer stated that if there is a way to lock arms to make sure that restoration is done right, he would like to see a vehicle established to do that. R. Shirikian stated that a lake district is the way to do this. They now have adverse conditions there that need to be

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addressed. The District would be the tool to be heard. They want the opportunity to go back and fix it.

J. Krickhahn asked that something be put together showing M. Zerwekh's property not in the Lake District. Mayor McAleer stated that the Common Council would not vote to do this if M. Zerwekh's property was included. Her attorney stated that M. Zerwekh's goal is not far removed from other upstream owners – they want to see a river that will benefit everyone. She wants it to look great to boost values and be something that everyone will be happy with it. B. Leonard felt like people were taking sides versus taking care of the problem. She would like to see that everyone has the same vision for restoring this area. She did not see this happening with a lake district. Mayor McAleer stated that it was the City Attorney's opinion at staff level that the impoundment still existed and it was a lake, however the law is ambiguous and unclear as to whether it is a lake or not. R. Shirikian stated that M. Zerwekh wants to see the river restored, but the money is a factor. Who will pay for what needs to be done there to recover \$1 million in property loss? They want to see a nice river, but it will take money to get it done. G. MacDougall stated that the money would come from the Lake District residents. R. Shirikian stated that right now the plan is to wait until the sediment vegetates and then rip out the dam. There is no restoration plan. The River Alliance wants to put up a boardwalk on the south side of the plan.

M. Zerwekh's attorney responded that R. Shirikian is technically correct in that right now there is no specific plan for restoration. The rest of the planning is yet to be done and is part of the permit to be imposed on M. Zerwekh included in restoration. It has not been completed yet because the City of Delafield entertained a resolution sometime along the way to condemn her property. Now the plans will be forthcoming. He believed that she and the Department and the upstream people will be able to review it. L. Morrison stated that when the dam was removed on North Lake, there was no restoration and she agreed with R. Shirikian. Mayor McAleer asked if the City Plan Commission would have input in this. L. Morrison thought the DNR supersedes the City. R. Shirikian stated a conceptual plan is an idea, the details of this is where the money is spent. If there was restoration, there would have been an image. The mechanics of this plan are time consuming. It was suggested to call the DNR and ask them to present their plan. R. Shirikian stated that the actions of the DNR were to wait until the area was vegetated and then rip out the dam. J. Krickhahn stated that the DNR should have a representative present at a future meeting.

J. KRICKHAHN MOTIONED TO POSTPONE RESOLUTION NO. 2009-11, A RESOLUTION AUTHORIZING, CREATING AND ESTABLISHING THE ROLLER MILL LAKE DISTRICT. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- c. Discussion of Neighborhood Electric Vehicle (NEV) Ordinance and Memo from Police Chief Taubel of the Same.

J. Krickhahn thanked Chief Taubel for checking into this. He would like to pursue this to see if Waukesha County could include Highway C in the Ordinance. This would then link the two sides together and exclude Highway 83. These are electric powered, two person vehicles. In the City of Oconomowoc, the DPW owns a vehicle that made their ordinance necessary. L. Morrison stated that the last sentence of Chief Taubel's memo should read "I do not believe there are any other roadways with the speed limit of 35 mph or more that lie within the city and are of a joint jurisdiction." These electric vehicles look very similar to golf carts. This will be put on the next agenda.

A five minute recess was taken. Meeting reconvened at 8:52 p.m.

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6. Mayor's Report

- a. Discussion and Action to Accept the Resignation of Gerry Maier from the Board of Zoning Appeals.

E. SADOWSKI MOTIONED TO ACCEPT THE RESIGNATION OF GERRY MAIER FROM THE BOARD OF ZONING APPEALS. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. SIX WERE IN FAVOR. L. MORRISON OPPOSED. MOTION CARRIED.

- b. Discussion and Action to Appoint Gerry Holton to the Board of Zoning Appeals to Fill Gerry Maier's Term until April 2010.

E. SADOWSKI MOTIONED TO APPOINT GERRY HOLTON TO THE BOARD OF ZONING APPEALS TO FILL GERRY MAIER'S TERM UNTIL APRIL 2010. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- c. National Safe Boating Week Proclamation.

Mayor McAleer read the National Safe Boating Week Proclamation.

7. New Business

- A. Discussion and Action to Award the Downtown Directional Signs RFP to Triad Creative Group.

E. SADOWSKI MOVED TO APPROVE THE AWARDING OF THE DOWNTOWN DIRECTIONAL SIGNS RFP TO TRIAD CREATIVE GROUP. B. LEONARD SECONDED THE MOTION. IN RESPONSE TO A QUESTION BY B. LEONARD, R. DUPLER CLARIFIED THAT THE BUSINESSES WOULD PAY \$100 WHICH WOULD OFFSET THE FEE TO MANUFACTURE THEIR SIGN. THIS WOULD BE CONDUCTED THROUGH AN ANNUAL LOTTERY TAKING PLACE EVERY MARCH. THE SIGNS WOULD BE BANDED TO THE LIGHT POLES AND COULD EASILY BE TAKEN OFF. HE EXPLAINED THAT THE INTENT WAS THAT WHEN YOU ARE HEADING NORTH INTO THE CITY ON HIGHWAY C, THE LIGHT POLES THAT YOU ENCOUNTER AS YOU APPROACH BOTH WELLS, MAIN, AND MILWAUKEE STREETS WOULD BE RIGHT TURN DIRECTIONALS FOR ALL OF THE BUSINESSES TO THE EAST SIDE. TRAVERSELY AS YOU ARE COMING FROM THE NORTH, THEN ANYTHING WEST WOULD BE THE RIGHT TURN. THERE WOULD BE SIX DIFFERENT LOTTERIES. ALL WERE IN FAVOR. MOTION CARRIED.

- B. Discussion and Action to Adopt Ordinance 611, Ordinance Creating Section 17.736 of the Municipal Code of the City Of Delafield Regulating Downtown Directional Signs.

E. SADOWSKI MOTIONED TO ADOPT ORDINANCE 611, ORDINANCE CREATING SECTION 17.736 OF THE MUNICIPAL CODE OF THE CITY OF DELAFIELD REGULATING DOWNTOWN DIRECTIONAL SIGNS. J. KRICKHAHN SECONDED THE MOTION. L. MORRISON ASKED IF THIS ORDINANCE RELATED TO WHAT THE SIGN COMMITTEE DID; T WAS CLARIFIED THAT IT WAS. ALL WERE IN FAVOR. MOTION CARRIED.

- C. Discussion and Action on Temporary Signage Infractions.

B. Leonard stated that some temporary signs came down at some intersections, but not at others. R. Dupler stated they are policing the temporary signage. If the signs are from a

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legitimate business in City, they are called. If they do not correct the signage, they are then removed. T. Schuenke should be notified of any infractions.

d. Discussion and Action on Common Council Agenda and e-Packet Distribution.

Mayor McAleer commented that historically previous administrations had sometimes tried to expedite things through the Common Council. He thought this needed to stop. If someone is unsure or did not have time to read the packet, the Common Council needed to be willing to postpone items. He agreed that Friday should be the day to put the packet online and get it distributed. B. Leonard stated that Monday is the only day to call about items, and if there was not a problem postponing an item, it was okay. Mayor McAleer thought that typically the Common Council can be thoughtful and reflective.

e. Discussion to Regulate Door to Door Solicitation/Peddler's Licenses.

L. Morris requested to wait until Attorney Hammes was present. Mayor McAleer stated that Attorney Hammes wanted feedback and picture ID's. E. Sadowski gave the example of people going around the lake to collect for fireworks. He asked that the Common Council think about this. Mayor McAleer stated that religious organizations were hard to regulate. L. Morris stated that time limits would be hard to monitor. G. MacDougall would like to see something done. T. Schuenke stated that if people put a "no solicitations" sign on their door and the solicitors came anyways, the police can get them for trespassing. If "no solicitation" signs were used it would not put it on the City. He suggested that whatever is done it must apply broadly and apply to all. Whenever he is called, he suggests purchasing "no solicitation" signs. Mayor McAleer suggested putting this advice on the web, in the Communicator and on the cable station. J. Krickhahn asked if the Communicator could include a "No solicitation" piece that could be cut out for residents on their home. T. Aicher asked that the City attorney review what is presented. The fee will be reviewed. When door-to-door peddlers apply, they should be provided with instructions. T. Schuenke stated most complaints regard groups or organizations soliciting for their cause. E. Sadowski asked that the City attorney determine if this would include LLC organizations. B. Leonard also asked how this would apply to individuals during political campaigns – should they be added as an exemption? This will be discussed at the next meeting.

8. Administrator's Report

a. Report Of City Officials

i. Administrator

The amount of money tax payers have spent is \$367,762 on lake dredging project. A grant was received for \$82,664, resulting in a net of \$255,000 from taxpayers since project began. It was clarified that if the dredging was not done, the money did not need to be returned.

a. Building Project Update

A report was provided to the Council Members. Foundation work is taking place this week. Two change orders have been received reducing the cost by a total of \$114,000. Yaggy Colby exceeded the estimate for civil engineering. It was estimated that \$110,000 would be needed in addition to \$20,000 for the Chapter 30 permit; they will spend \$147,000. Their contract did not set a limit because of so many unknowns. It was T. Schuenke's opinion that Yaggy Colby was within the confines of the contract and should be compensated for the additional work.

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The net difference is approximately \$17,000. It was the consensus of the Council to compensate Yaggy Colby.

- b. Discussion and Action to Award Construction Administration and Inspection Contract to Yaggy/Colby.

This would be to oversee the civil engineering on the site. The budget was for \$50,000; the proposal was for \$48,946.

E. SADOWSKI MOTIONED TO AWARD CONSTRUCTION ADMINISTRATION AND INSPECTION CONTRACT TO YAGGY/COLBY. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- ii. CLERK-TREASURER

No report.

- iii. COUNCIL REQUESTS OF FUTURE AGENDA ITEMS

G. MacDougall requested that the Police Chief & Director of Public Works look at closing the south end of Milwaukee Street for fireworks.

9. Financial Report

- a. Approve Voucher List

L. MORRISON MOTIONED TO APPROVE THE VOUCHER LIST. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

10. Correspondence

- a. Focus Newsletters
- b. Letter from Village of Nashotah regarding road closure related to Nashotah's road paving project.

11. Adjournment

M. DEYOE MOTIONED TO ADJOURN FROM THE MEETING. L. MORRISON SECONDED THE MOTION. ALL WERE IN FAVOR. MOTION CARRIED. THE MEETING ADJOURNED AT 9:16 P.M.

Minutes prepared by:

Accurate Business Communications, Inc.