

CITY OF DELAFIELD COMMON COUNCIL MINUTES

Call Common Council Meeting to Order
Mayor McAleer called the meeting to order at 6:00 P.M.

Pledge of Allegiance
The Pledge of Allegiance was recited.

Roll Call for the February 1, 2010 Common Council meeting:

<u>Present</u>	<u>Absent</u>
Mayor Ed McAleer	
Jeff Krickhahn, Ald. (Arrived at 6:15 p.m.)	
Beth Leonard, Ald.	
Erv Sadowski, Ald.	
Michele DeYoe, Ald.	
Gerald MacDougall, Ald.	
Lynn Morrison, Ald.	
Tim Aicher, Ald.	
Tim Schuenke, Administrator	
Gina C. Gresch, Clerk-Treasurer	
Roger Dupler, City Planner (Arrived at 6:50 p.m.)	

Motion to convene into closed session per §19.85(1)(g), Wis. Stats. to confer with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved, more specifically the litigation involving enforcement of Trillium LLC development agreement and the Milwaukee Street Pond litigation with EarthTech/Purpero. Also, pursuant to §19.85(1)(e), Wis. Stats, to confer with legal counsel for deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, more specifically the possibility of new municipal parking lots.

E. SADOWSKI MOVED TO CONVENE INTO CLOSED SESSION PER §19.85(1)(G), WIS. STATS. TO CONFER WITH LEGAL COUNSEL FOR THE GOVERNMENTAL BODY WHO IS RENDERING ORAL OR WRITTEN ADVICE CONCERNING STRATEGY TO BE ADOPTED BY THE BODY WITH RESPECT TO LITIGATION IN WHICH IT IS OR IS LIKELY TO BECOME INVOLVED, MORE SPECIFICALLY THE LITIGATION INVOLVING ENFORCEMENT OF TRILLIUM LLC DEVELOPMENT AGREEMENT AND THE MILWAUKEE STREET POND LITIGATION WITH EARTHTECH/PURPERO. ALSO, PURSUANT TO §19.85(1)(E), WIS. STATS, TO CONFER WITH LEGAL COUNSEL FOR DELIBERATING OR NEGOTIATING THE PURCHASING OF PUBLIC PROPERTIES, THE INVESTING OF PUBLIC FUNDS, OR CONDUCTING OTHER SPECIFIED PUBLIC BUSINESS, WHENEVER COMPETITIVE OR BARGAINING REASONS REQUIRE A CLOSED SESSION, MORE SPECIFICALLY THE POSSIBILITY OF NEW MUNICIPAL PARKING LOTS. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. MOTION CARRIED BY ROLL CALL VOTE.

B. LEONARD	YES
E. SADOWSKI	YES
M. DEYOE	YES
G. MACDOUGALL	YES
L. MORRISON	YES
T. AICHER	YES

Common Council convened into Closed Session.

Motion to re-convene into Open Session at 6:43 p.m.

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E. SADOWSKI MOVED TO RE-CONVENED INTO OPEN SESSION. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED BY ROLL CALL VOTE.

J. KRICKHAHN	YES
B. LEONARD	YES
E. SADOWSKI	YES
M. DEYOE	YES
G. MACDOUGALL	YES
L. MORRISON	YES
T. AICHER	YES

Common Council took a break at 6:43 p.m. before re-convening into Open Session. Common Council re-convened into Open Session at 7:01 p.m.

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 January 18, 2010 Common Council meeting.

G. MacDougall requested that the names of the Lake Country Fire Board members be in the discussion of appointing an alternate member. G. Gresch stated she can add those names.

G. MACDOUGALL MOVED TO APPROVE THE JANUARY 18, 2010 COMMON COUNCIL MEETING MINUTES WITH CORRECTIONS. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED WITH ONE ABSTENTION BY E. SADOWSKI.

2. City of Delafield Citizen's Comments for items not on the agenda.

Jim Zahorik, 1948 West Shore Drive. Stated the bag mailers are back and are all over the ground on West Shore Drive. He counted over 40 bags on the ground on Saturday morning, and it's down to 19 today. He came to the Common Council about this in August 2009 and the Administrator spoke with the Journal about this. The Journal promised they wouldn't throw the bags on the ground. He requested the Administrator call the Journal again about this. He also commented the Public Safety Building is a beautiful facility and that things are moving nicely on Genesee Street.

City of Delafield Citizen's Comments for items on the agenda.

Jean Collins, 726 Milwaukee Street, expressed her support for the proposed zoning changes. The Plan Commission put a lot of effort into their recommendation and wants Common Council to approve them.

Dan Collins, 726 Milwaukee Street, stated he hopes the Common Council approves the proposed rezoning for his block and there is much support in the area for this.

G. MACDOUGALL MOVED TO CLOSE CITIZEN'S COMMENTS AT 7:07 P.M. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

E. McAleer stated he would like to move up the LOMR Update so the Engineer from Yaggy Colby doesn't have to wait through the whole meeting.

Mark Mickelson, Yaggy Colby, stated he has made progress with the DNR on the hydrology model changes. He has to recalibrate the model to include the new flow data. It will be another three to six months before the DNR signs off on the revised maps. He will issue revised maps once they are

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approved. L. Morrison stated many property owners are waiting for this to be approved so that they won't have to buy flood insurance, which isn't refundable.

3. Consent Agenda

4. Committee Reports - Report on discussion and action taken at previous meetings, future agenda items and upcoming scheduled meetings.

a. Licenses

1. Bartender license – 2 Year Licenses to expire June 30, 2010.

2. Class B “Beer” “ Class B Liquor” – license to expire 6-30-10:

Manuel Soto Vazques, Cesar Soto, Sergio Gama, CMJS Enterprise dba Mazatlan, 601 Milwaukee Street, Delafield; Jorge Flores, 231 Fowler Street, Apt. 311, Oconomowoc, Agent.

G. Gresch stated this is an agent change only, and is a formality.

E. SADOWSKI MOVED TO APPROVE THE CLASS B “BEER” “ CLASS B LIQUOR” – LICENSE TO EXPIRE 6-30-10 FOR MANUEL SOTO VAZQUES, CESAR SOTO, SERGIO GAMA, CMJS ENTERPRISE DBA MAZATLAN, 601 MILWAUKEE STREET, DELAFIELD; JORGE FLORES, 231 FOWLER STREET, APT. 311, OCONOMOWOC, AGENT. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

L. Morrison stated the Common Council was told by Mr. Steiner that the Ruggeris location would be operational by January 1, 2010 and it is still for sale. She asked that the Common Council be updated on the available liquor licenses. G. Gresch stated she will have that ready for the next Common Council meeting.

b. Plan Commission – (Minutes of January 13 & 27, 2010)

M. DeYoe reported on matters considered and actions taken at the meeting. the Plan Commission approved another new business, The Surrey Art House on the corner of Milwaukee Street and Oneida Street, which is an art gallery and gift shop. The rest of the Plan Commission meeting was about signage. Another downtown directional sign will be placed near Cushing Park Road directing people to the business park, however the Plan Commission has not determined what kind of post will be used.

Planner Roger Dupler was present to review each item with the Common Council.

i. ITEM 1- DIVINE REDEEMER LUTHERAN CHURCH - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0733994, DELC0733994001, and DELC0733995 from B-5 to P-1.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: DELC0733994, DELC0733994001, AND DELC0733995 FROM B-5 TO P-1. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

ii. ITEM 2 - OAKWOOD PARK - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC756996001 from A-1 to C-1.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC756996001 FROM A-1 TO C-1. G. MACDOUGALL SECONDED THE

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MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

iii. ITEM C-1 - MULTIPLE PARCELS THROUGHOUT DELAFIELD - Discussion and action on the recommendation from Plan Commission to approve the zoning changes to C-1 Conservancy Zoning, with exclusions noted as:

DELC0740977002, DELC0740977003, DELC0740982, DELC0740988003,
DELC0740997001, DELC0749037002, DELC0751098, DELC0751099,
DELC0751100001, DELC0751102, DELC0751103, DELC0751104,
DELC0751105, DELC0751986, DELC0751987002, DELC0751988001,
DELC0751989, DELC0778999001, DELC0781988, DELC0786001,
DELC0786002, DELC0786003001, DELC0786005001, DELC0786006,
DELC0786007, DELC0786009, DELC0786010, DELC0786012,
DELC0786013, DELC0786015, DELC0786016, DELC0786017,
DELC0786018, DELC0786019, DELC0786020, DELC0786021,
DELC0786022, DELC0786023, DELC0786024, DELC0786025001,
DELC0786027002, DELC0786028, DELC0786029, DELC0786030,
DELC0786031, DELC0786032, DELC0786033, DELC0786034,
DELC0786035, DELC0786036, DELC0786037, DELC0786038,
DELC0786039, DELC0786040, DELC0786041, DELC0786043,
DELC0786044, DELC0786045, DELC0786046, DELC0786047,
DELC0786048, DELC0786049, DELC0786051001, DELC0786053002,
DELC0786060001, DELC0786061, DELC0786062001, DELC0786063,
DELC0794993, and DELC0800999011.

R. Dupler explained the C-1 Conservancy property changes previously proposed were related to a change in boundary to reflect the mandatory requirements of zoning ordinances. After further review by Staff, the new proposal included properties that included conservancy land in excess of ten acres. He then reviewed the parcels on the map around Nagawicka Lake that were slated for inclusion with the currently proposed C-1 Conservancy designation for zoning.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES TO C-1 CONSERVANCY ZONING WITH THE CHANGES NOTED ABOVE PER PLANNER ROGER DUPLER, WITH EXCLUSIONS NOTED AS:

DELC0740977002, DELC0740977003, DELC0740982, DELC0740988003,
DELC0740997001, DELC0749037002, DELC0751098, DELC0751099,
DELC0751100001, DELC0751102, DELC0751103, DELC0751104,
DELC0751105, DELC0751986, DELC0751987002, DELC0751988001,
DELC0751989, DELC0778999001, DELC0781988, DELC0786001,
DELC0786002, DELC0786003001, DELC0786005001, DELC0786006,
DELC0786007, DELC0786009, DELC0786010, DELC0786012,
DELC0786013, DELC0786015, DELC0786016, DELC0786017,
DELC0786018, DELC0786019, DELC0786020, DELC0786021,
DELC0786022, DELC0786023, DELC0786024, DELC0786025001,
DELC0786027002, DELC0786028, DELC0786029, DELC0786030,
DELC0786031, DELC0786032, DELC0786033, DELC0786034,
DELC0786035, DELC0786036, DELC0786037, DELC0786038,
DELC0786039, DELC0786040, DELC0786041, DELC0786043,
DELC0786044, DELC0786045, DELC0786046, DELC0786047,
DELC0786048, DELC0786049, DELC0786051001, DELC0786053002,
DELC0786060001, DELC0786061, DELC0786062001, DELC0786063,
DELC0794993, and DELC0800999011. **M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.**

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- iv. ITEM 6 - GEASON PROPERTY EAST OF HIGHWAY 83 - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels related to the Geason Property east of Highway 83: DELC0779999, DELC0781989, DELC0781990 and DELC0784999 from B-6 TO R-3, with the caveat that the zoning for parcel DELC0781990 applied to the east side of Highway 83 only.

R. Dupler stated the Geason farm is regulated by a Conditional Use. If the Conditional Use sunsets it reverts back to the underlying zoning, which should be R-3 not B-6. J. Krickhahn asked if the Developers Agreement was extended also. R. Dupler stated yes, in two year increments, which they can apply for an extension.

J. KRICKHAHN MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS RELATED TO THE GEASON PROPERTY EAST OF HIGHWAY 83: DELC0779999, DELC0781989, DELC0781990 AND DELC0784999 FROM B-6 TO R-3, WITH THE CAVEAT THAT THE ZONING FOR PARCEL DELC0781990 APPLIED TO THE EAST SIDE OF HIGHWAY 83 ONLY. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- v. ITEMS 3, 4, AND 5 - INDIVIDUAL RESIDENTIAL LOTS, SURROUNDED BY PROPOSED GEASON DEVELOPMENT - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels related to individual residential lots, surrounded by the proposed Geason development: DELC0781990001, DELC0784997, and DELC0784999001 FROM B-6 TO R-3.

B. LEONARD MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS RELATED TO INDIVIDUAL RESIDENTIAL LOTS, SURROUNDED BY THE PROPOSED GEASON DEVELOPMENT: DELC0781990001, DELC0784997, AND DELC0784999001 FROM B-6 TO R-3. J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- vi. ITEM 7 - INDIVIDUAL RESIDENCE SURROUNDED BY WESTBROOK CHURCH CAMPUS - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0784975 from B-6 to P-1.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0784975 FROM B-6 TO P-1. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- vii. ITEM 8 - CITY REGIONAL DETENTION FACILITY - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0802978 from B-1A to P-1

E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0802978 FROM B-1A TO P-1. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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- viii. ITEM 10 - WILLIAMSTOWNE CENTER AND THE PURITY OFFICE BUILDING – Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0803979005 from B-1CUPD to B-5 and DELC0803988002 from B-6 to B-5.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: DELC0803979005 FROM B-1CUPD TO B-5 AND DELC0803988002 FROM B-6 TO B-5. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- ix. ITEM 11 - STATE OWNED OPEN SPACE - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0796995 from A1-E to C-1

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0796995 FROM A1-E TO C-1. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- x. ITEM 9 - KETTLE RIDGE CONDOMINIUMS - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0803009052, DELC0803009002, DELC0803009016, DELC0803009019, DELC0803009029, DELC0803009050, DELC0803009065, DELC0803009006, DELC0803009005, DELC0803009013, DELC0803009011, DELC0803009015, DELC0803009012, DELC0803009009, DELC0803009004, DELC0803009008, DELC0803009017, DELC0803009014, DELC0803009003, DELC0803009010, DELC0803009007, DELC0803009040, DELC0803009042, DELC0803009041, DELC0803009035, DELC0803009046, DELC0803009045, DELC0803009036, DELC0803009044, DELC0803009039, DELC0803009043, DELC0803009047, DELC0803009038, DELC0803009037, DELC0803009034, DELC0803009024, DELC0803009018, DELC0803009020, DELC0803009027, DELC0803009033, DELC0803009030, DELC0803009023, DELC0803009021, DELC0803009032, DELC0803009031, DELC0803009026, DELC0803009022, DELC0803009025, DELC0803009028, DELC0803009054, DELC0803009051, DELC0803009057, DELC0803009049, DELC0803009055, DELC0803009053, DELC0803009048, DELC0803009056, DELC0803009071, DELC0803009067, DELC0803009069, DELC0803009068, DELC0803009070, DELC0803009064, DELC0803009060, DELC0803009061, DELC0803009059, DELC0803009063, DELC0803009058, DELC0803009062, AND DELC0803009066 from B-6 to R-6.

B. LEONARD MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS:

DELC0803009052,	DELC0803009002,	DELC0803009016,
DELC0803009019,	DELC0803009029,	DELC0803009050,
DELC0803009006,	DELC0803009005,	DELC0803009013,
DELC0803009015,	DELC0803009012,	DELC0803009009,
DELC0803009008,	DELC0803009017,	DELC0803009014,
DELC0803009010,	DELC0803009007,	DELC0803009040,
DELC0803009041,	DELC0803009035,	DELC0803009046,
DELC0803009036,	DELC0803009044,	DELC0803009039,
DELC0803009047,	DELC0803009038,	DELC0803009037,
DELC0803009024,	DELC0803009018,	DELC0803009020,
DELC0803009033,	DELC0803009030,	DELC0803009023,
DELC0803009032,	DELC0803009031,	DELC0803009026,

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DELC0803009025, DELC0803009028, DELC0803009054, DELC0803009051,
DELC0803009057, DELC0803009049, DELC0803009055, DELC0803009053,
DELC0803009048, DELC0803009056, DELC0803009071, DELC0803009067,
DELC0803009069, DELC0803009068, DELC0803009070, DELC0803009064,
DELC0803009060, DELC0803009061, DELC0803009059, DELC0803009063,
DELC0803009058, DELC0803009062, AND DELC0803009066 FROM B-6 TO R-6. J.
KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION.
ALL WERE IN FAVOR. MOTION CARRIED.

- xi. ITEM 12 - CEDAR VALLEY SUBDIVISION AND NEIGHBORING PARCELS –
Discussion and action on the recommendation from Plan Commission to approve the
zoning changes for the following parcels: DELC0795055, DELC0795056,
DELC0795057, DELC0795058, DELC0795059, DELC0795060, DELC0795061,
DELC0795062, DELC0795063, DELC0795064, DELC0795065, DELC0795066,
DELC0795067, DELC0795068, DELC0795069, DELC0795070, DELC0795071,
DELC0795072, DELC0795073, DELC0795074, DELC0795075, DELC0795076,
DELC0795077, DELC0795078, DELC0795981, DELC0795982002, and
DELC0795982003 from R-1 to RE-1 AS WELL AS DELC0795992, DELC0795993,
DELC0795994001, DELC0795995001, and DELC0795997 from R-2 to RE-1.

**M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN
COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING
PARCELS: DELC0795055, DELC0795056, DELC0795057, DELC0795058,
DELC0795059, DELC0795060, DELC0795061, DELC0795062, DELC0795063,
DELC0795064, DELC0795065, DELC0795066, DELC0795067, DELC0795068,
DELC0795069, DELC0795070, DELC0795071, DELC0795072, DELC0795073,
DELC0795074, DELC0795075, DELC0795076, DELC0795077, DELC0795078,
DELC0795981, DELC0795982002, AND DELC0795982003 FROM R-1 TO RE-1 AS
WELL AS DELC0795992, DELC0795993, DELC0795994001, DELC0795995001, AND
DELC0795997 FROM R-2 TO RE-1. L. MORRISON SECONDED THE MOTION.
THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION
CARRIED.**

- xii. ITEM 13 - INDIVIDUAL RESIDENTIAL LOTS - Discussion and action on the
recommendation from Plan Commission to approve the zoning changes for the following
parcels: DELC0793991, DELC0793991002, DELC0793991003, and DELC0793992
from R-3 to CBD-2.

**E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN
COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING
PARCELS: DELC0793991, DELC0793991002, DELC0793991003, AND
DELC0793992 FROM R-3 TO CBD-2. L. MORRISON SECONDED THE MOTION.
THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION
CARRIED.**

- xiii. ITEM 14 – COUNTRY PLACE CONDOMINIUMS - Discussion and action on the
recommendation from Plan Commission to approve the zoning changes for the following
parcel: DELC0793989 from R-6 to CBD-2.

**M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN
COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING
PARCEL: DELC0793989 FROM R-6 TO CBD-2. G. MACDOUGALL SECONDED
THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR.
MOTION CARRIED.**

- xiv. ITEM 15 – INDIVIDUAL RESIDENTIAL LOTS - Discussion and action on the

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recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0798046, DELC0798047, DELC0798049, DELC0798052, DELC0798053, DELC0798054, DELC0798055, DELC0787093, DELC0787094, and DELC0787096 from R-4 to CBD-2.

Clerk's Note: This is a duplicate agenda item and can be skipped. No action taken.

- xv. ITEM 16 – INDIVIDUAL RESIDENTIAL LOTS - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0798046, DELC0798047, DELC0798049, DELC0798052, DELC0798053, DELC0798054, DELC0798055, DELC0787093, DELC0787094, and DELC0787096 from R-4 to CBD-2.

E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: DELC0798046, DELC0798047, DELC0798049, DELC0798052, DELC0798053, DELC0798054, DELC0798055, DELC0787093, DELC0787094, AND DELC0787096 FROM R-4 TO CBD-2. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xvi. ITEM 17 - AMERICAN LEGION - Discussion and action on the recommendation from Plan Commission to keep the current R-3 Zoning intact for the following parcel related to the American Legion: DELC0798977001.

E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO KEEP THE CURRENT R-3 ZONING INTACT FOR THE FOLLOWING PARCEL RELATED TO THE AMERICAN LEGION: DELC0798977001. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xvii. ITEM 18 – INDIVIDUAL RESIDENTIAL PARCELS - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0792074 and DELC0792078 from R-3 to P-1.

J. KRICKHAHN MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: DELC0792074 AND DELC0792078 FROM R-3 TO P-1. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xviii. ITEM 19 – INDIVIDUAL RESIDENTIAL LOT - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0789991001 from A-1 to RE-3.

G. MACDOUGALL MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0789991001 FROM A-1 TO RE-3. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xix. ITEM 20 – CHRIST THE KING LUTHERAN CHURCH - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0786998 from RE-1 to P-1.

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Roger there is a typo in the agenda, (came from Plan Commission minutes). Not appropriate for action on this item.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: AND DELC0786998 FROM RE-1 TO P-1. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xx. ITEM 21 – INDIVIDUAL RESIDENTIAL LOT - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0786997 from RL-2 to RE-1.

G. MACDOUGALL MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0786997 FROM RL-2 TO RE-1. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxi. ITEM 22 – ST. JOHN'S SUBDIVISION - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC0787142, DELC0787143, DELC0787108, DELC0787109, DELC0787110, DELC0787111, DELC0787112, DELC0787113, DELC0787114, DELC0787115, DELC0787116, DELC0787117, DELC0787118, DELC0787119, DELC0787120, DELC0787121, DELC0787122, DELC0787123, DELC0787124, DELC0787125, DELC0787126, DELC0787127, DELC0787128, DELC0787129, DELC0787130, DELC0787131, DELC0787132, DELC0787133, DELC0787134, DELC0787135, DELC0787136, DELC0787137, DELC0787138, DELC0787139, DELC0787139001, DELC0787139002, DELC0787139003, DELC0787140, DELC0787141, DELC0787144, DELC0787145, DELC0787146, DELC0787147, DELC0787148, DELC0787149, DELC0787150, DELC0787151, DELC0787152, DELC0787153, DELC0787154, DELC0787155, DELC0787156, DELC0787157, DELC0787158, DELC0787159, DELC0787160, and DELC0787161 from R-5A to R-5.

E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: DELC0787142, DELC0787143, DELC0787108, DELC0787109, DELC0787110, DELC0787111, DELC0787112, DELC0787113, DELC0787114, DELC0787115, DELC0787116, DELC0787117, DELC0787118, DELC0787119, DELC0787120, DELC0787121, DELC0787122, DELC0787123, DELC0787124, DELC0787125, DELC0787126, DELC0787127, DELC0787128, DELC0787129, DELC0787130, DELC0787131, DELC0787132, DELC0787133, DELC0787134, DELC0787135, DELC0787136, DELC0787137, DELC0787138, DELC0787139, DELC0787139001, DELC0787139002, DELC0787139003, DELC0787140, DELC0787141, DELC0787144, DELC0787145, DELC0787146, DELC0787147, DELC0787148, DELC0787149, DELC0787150, DELC0787151, DELC0787152, DELC0787153, DELC0787154, DELC0787155, DELC0787156, DELC0787157, DELC0787158, DELC0787159, DELC0787160, AND DELC0787161 FROM R-5A TO R-5. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxii. ITEM 23- DELAFIELD PRESBYTERIAN CHURCH – Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0789981 from RE-1 to P-1

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E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0789981 FROM RE-1 TO P-1. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxiii. ITEM 24 – DELAFIELD CONGREGATION OF JEHOVAH'S WITNESS - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0748998002 from RE-1 to P-1.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0748998002 FROM RE-1 TO P-1. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxiv. ITEM 25 – NASHOTAH SEMINARY - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0746999001 from A-1 to RL-1A.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0746999001 FROM A-1 TO RL-1A. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxv. ITEM 26 – NASHOTAH HOUSE SEMINARY - Discussion and action on the recommendation from Plan Commission to approve the graphic mapping change for the following parcels: DELC0746999001 and DELC0622999001.

J. KRICKHAHN MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE GRAPHIC MAPPING CHANGE FOR THE FOLLOWING PARCELS: DELC0746999001 AND DELC0622999001. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxvi. ITEM 27- ST. JOAN OF ARC CHURCH AND SCHOOL - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcel: DELC0743999004 from A-1 to P-1.

E. SADOWSKI MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCEL: DELC0743999004 FROM A-1 TO P-1. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- xxvii. ITEM 15 - Discussion and action on the recommendation from Plan Commission to approve the zoning changes for the following parcels: DELC 0793031, DELC 0793033, DELC0793049, DELC0793035, DELC0793034, and DELC0793050 from R-4 to CBD-2.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE ZONING CHANGES FOR THE FOLLOWING PARCELS: DELC 0793031, DELC 0793033, DELC0793049, DELC0793035, DELC0793034, and DELC0793050 from R-4 to CBD-2. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

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c. Lake Welfare Committee - There was nothing to report at this time. The next Lake Welfare Committee meeting will be February 10, 2010 at 7:00 P.M.

d. Park and Recreation Commission – (Minutes of January 25, 2010)

T. Aicher stated the ice skating pond at St. John’s Bay is open and ready for skaters. The Committee is also working on finishing the Five Year Plan and setting 2010 priorities.

e. Public Works Committee - There was nothing to report at this time. The next Public Works Committee meeting will be February 3, 2010 at 6:30 P.M.

f. Del-Hart Commission – (Minutes of January 19, 2010)

B. Leonard stated the Sawyer Road / Bark River Project contractor finished Del-Hart’s portion of the work. Also, the City Clerk came to the meeting to discuss creating a Del-Hart website, which has been completed. There is a link to Del-Hart’s site on the City’s website.

g. Police Commission - There was nothing to report at this time.

h. Library Board - There was nothing to report at this time. The next Library Board meeting will be held on February 9, 2010 at 7:00 P.M.

i. Board of Zoning – (Minutes of January 28, 2010)

G. MacDougall stated the case was approved.

j. Promotional and Tourism Committee - The next Promotional and Tourism Committee meeting will be held on February 2, 2010 at 7:00 A.M. at the Fish Hatchery.

k. Lake Country Fire Commission - There was nothing to report at this time.

l. Lake Country Fire Board - The next Lake Country Fire Board meeting will be held February 4, 2010 at the Nashotah Fire Station.

m. Dredging Plan B Committee – (Minutes of January 21, 2010)

B. Leonard the Committee elected Al Zietlow as the Chair. They discussed the committee’s purpose and will vote on it at their next meeting. They also received the Mayor’s goals for the committee which was very helpful. The Committee also discussed their long and short term goals. They spent a lot of time discussing which materials they want to review which hasn’t been narrowed down yet. The next Dredging Plan B Committee meeting will be held February 4, 2010 at 7 P.M. .

5. Unfinished Business

a. LOMR Update.

Clerk’s Note: Please see page 2 of the minutes for this discussion.

6. Mayor’s Report

7. New Business

8. Administrator’s Report

a. Report of City Officials

i. Administrator

ii. Clerk-Treasurer

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iii. Council requests of future agenda items - NO DISCUSSION OF REQUESTED ITEMS.

9. Financial Report
a. Approve voucher list

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

10. Correspondence
a. Focus Newsletter
b. Public Comments submitted at the January 18, 2010 Common Council meeting.
c. Letter from US Post Office denying request to use the Delafield Post Office while using a Hartland Zip Code.
d. Email from resident regarding the proposed rezoning.
e. Sustainable Communities Regional Roundtable.

11. Adjournment

E. SADOWSKI MOVED TO ADJOURN THE FEBRUARY 1, 2010 COMMON COUNCIL MEETING AT 8:16 P.M. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

Minutes Prepared By:



Gina C. Gresch, MMC/WCPC
City of Delafield Clerk-Treasurer
Waukesha County