

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 for the July 6, 2010 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
Gina C. Gresch, Clerk-Treasurer
Tom Hafner, DPW Director

Absent

SPECIAL ORDER OF BUSINESS:

A. Presentation by GRAEF on the Golf Road Feasibility Study results.

Shana Mogensen and Mary Beth Pettit of GRAEF gave a presentation on the Golf Road reconstruction project. They reviewed crash history, corridor safety, 2009 traffic operations and traffic forecasts. She also reviewed feasibility evaluations for access management, pedestrian and bicycle accommodations. She reviewed the three build alternatives, low, medium and high. The low build would be a resurfacing and minimal widening. The medium alternative includes reconstruction with bicycle accommodations and a roundabout option. The high alternative includes a major reconstruction which eliminates a curve, includes a raised median, bicycle accommodations and three traffic control options. The cost estimates for a low build is \$454,000; medium build is \$1.7M; and high build is \$1.8M for signal options. A high build with a roundabout would be over \$2M. The estimates do not include backage roads, bicycle lanes and shared use paths. GRAEF recommends a Medium Build alternative traffic signal option with a backage road, estimated at \$1.9M to \$2.05M. If a backage road is not feasible, GRAEF recommends the Medium Build alternative with roundabout options, estimated at \$1.78M.

There are three funding options. Municipal, private/public partnering or WisDOT funding programs. GRAEF recommending applying for WisDOT funding programs (STP). Federal funding does require the municipality to fund 20% of the project. Applications for this funding are due July 30. If the city received this type of funding, design would take place July 2011 through November 2012 with construction in the summer of 2013. They also looked into the Highway Street Improvement Program Funding (HSIP) option. These fund projects that reduce the number of severity of crashes and decrease the potential for crashes on all public roads. The City would have to contribute 10%. The roundabout portion of the project would qualify for this funding. Applications for this funding are due August 15. If the City received this type of funding design would take place July 2012 through November 2013 with construction in the summer of 2014.

Common Council members asked questions about HSIP funding and if the costs percentages change; obtaining funding for resurfacing, extending the left turn lanes and if the City is committed to the project if it receives grant funding. MB. Pettit stated the HSIP funding will always be 90%/10%, 10% being municipal funded. She also did not recommend choosing the resurfacing option and stated the left turn lanes would be extended by 100 feet. She also stated if the City receives funding, a commitment agreement must be signed, since this funding is so competitive. Common Council members asked questions about what other municipalities in the area have received this type of funding, who reviews the applications and how is the need determined. MB. Pettit stated the Barker Road/North Avenue

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project is being built with HSIP money. SEWRPC reviews the STP applications, which that grant is formula driven. The HSIP process looks at the severity of crashes and ranks them. The most serious crash areas receive the grants.

There was further discussion about a possible roundabout, its costs, land needed, turning radius, and possibly changing speed limits. MB. Pettit stated that roundabouts are in concept for this project and that there are still many right angle crashes at signals. The application process can move forward and the roundabouts can be determined at a later time. Also, a single lane roundabout includes a truck apron that trucks can drive on. Reducing speed limits may help, but not to a great degree, unless you have severe enforcement.

B. Leonard stated she feels the project's costs haven't been fully aired enough before we can decide on spending money on grant applications. She feels the high and medium build level aren't merited at this point. Common Council skipped Special Order of Business item B so that they could hear public comments on this issue.

B. Discussion and action to approve \$1,200 proposal to have GRAEF prepare two grants related to the Golf Road project.

Clerk's Note: This item was acted on later in the meeting. Please see pages 3 and 4 for the discussion and action on this item.

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 June 7, 2010 Common Council and June 10, 2010 Joint Plan Commission and Common Council meeting.

E. SADOWSKI MOVED TO APPROVE THE JUNE 7, 2010 COMMON COUNCIL AND JUNE 10 JOINT PLAN COMMISSION AND COMMON COUNCIL MEETING MINUTES AS PRESENTED. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

2. Discussion and action to consider adding to a future Common Council agenda the request of Hartland Sportsman's Club for reconsideration of the revocation of their Conditional Use Permit.

G. MACDOUGALL MOVED TO NOT PLACE THE REQUEST OF HARTLAND SPORTSMAN'S CLUB FOR RECONSIDERATION OF THE REVOCATION OF THEIR CONDITIONAL USE PERMIT ON A FUTURE COMMON COUNCIL AGENDA. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. MOTION CARRIED WITH ONE NAY BY J. KRICKHAHN.

3. City of Delafield Citizen's Comments for items not on the agenda.
*** No further comment or testimony regarding the Hartland Sportsman's Club will be heard***

None.

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

Greg Kost, Told Development, stated he sent a letter to the City Administrator stating he objects to the roundabout design. The original reason for this study was to address the resurfacing project. He expressed that he and his clients have concerns and they feel they were either not fully understood or ignored. Based on crash data, the DOT would not warrant a change in Golf Road's design. They presented a letter with suggested alternatives. They are not saying that nothing should be done, but a change in the road design is not warranted and they do not support that. A single lane roundabout will cause backups and safety concerns. This will only move concerns down the road instead of alleviating

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them. He and his clients are concerned about costs; they are not in favor of spending that money, nor can they afford that additional monetary burden and construction downtime.

Michael May, Traffic Analysis and Design, stated he was hired by Told Development to review GRAEF's report. Roundabouts are decent alternatives to improve traffic. They help eliminate angle crashes, however increase in rear-end crashes and sideswipes. He noticed a potential problem with the proposed roundabouts that the inside lane will backup about 300 feet over the crest of the hill, causing more rear-end crashes as they come over the hill. He is also concerned about spending money for cars to increase the distance they will have to drive since there will be no left turn exits. The state typically won't change an intersection until crash rates are much higher than what we are currently recording. He recommends what is close to what was prepared but with signals instead of roundabouts.

Pat Hawley, Public Works Committee member and traffic operations engineer, clarified the difference between intersection and corridor crashes and their rates. A driveway crash might be below the average rate, but you have to look at the entire stretch of road, which accounts for all crashes, which would increase the crash rate. Many people won't turn left out of Sports Authority, so instead, they turn right and turnaround in Marshals, which is similar to the roundabout path. Even with additional travel time there will be less delay than trying to make a left out at that intersection.

Dan Jashinsky, Public Works Committee Chair, stated the Public Works Committee consists of five engineers, two of them traffic and safety operations experts. He appreciates Greg Kost's comments, which the Public Works Committee did consider business, but that is only one part of the equation. A bigger part of the equation is safety. He doesn't want to wait for that bad accident coming out of Sports Authority before something is done. Their biggest responsibility is safety, improving congestion and moving traffic.

Tom Hafner, Public Works Director, stated five of the six build alternatives will require Right-of-Way acquisition. The proposed designs are conceptual. A traffic signal at Sports Authority is not feasible as it is too close to the other lights.

L. MORRISON MOVED TO CLOSE CITIZEN'S COMMENTS AT 7:55 P.M. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

B Discussion and action to approve \$1,200 proposal to have GRAEF prepare two grants related to the Golf Road project.

There was discussion about a possible referendum, when grants should be applied for (before or after a referendum), and how it is determined if a referendum is needed based on Direct Legislation. T. Schuenke stated in the Attorney's opinion, if the source of the money is coming from anywhere other than the City, then a referendum is not needed. For example, if this project were to cost \$2M and \$1.5M is funded by a grant, the City would have to borrow \$500,000, therefore being under the \$1M Direct Legislation cap. If this project were to cost \$2M and the City does not receive a grant, but special assesses for \$1.5M, the City would still have to finance the entire \$2M and a referendum would be required. If the City has to borrow or fund more than \$1M, a referendum will be required.

B. Leonard stated this proposed project is in her district and she attends the merchant meetings and has tried to attend any other public meetings that she knew about. This was the topic of discussion at the last Public Works Committee meeting, however this report was not made available prior to the meeting and that this is the first meeting she has heard the proposed costs. She has serious questions as to the cost benefit of this proposed project doesn't feel that the Common Council should make a decision on this tonight, since this is the first time the Common Council has seen this project.

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There was discussion about how spending the \$1,200 could possibly save the City 90% of \$2M and how the resurfacing costs will cost more than 10% of a roundabout. There was further discussion about the need for a referendum, comparing this grant to the Waterways Grant that the Common Council voted against submitting because the dredging referendum didn't pass. There was further discussion about the public opinion of the project and that some feel there isn't much public support.

The MB. Pettit reviewed what is needed to submit for the STP and HSIP grants. The STP application is as simple as stating the project is a resurface or reconstruction project and includes a cost estimate. The HSIP application is more complicated. Attachments will include a proposed plan (roundabouts or lights), crash rates, accident data and how we plan on improving safety. The STP application is all about the costs, which the City has the least chance of getting. T. Hafner stated if the City submits for the HSIP grant, we will have to include roundabouts on the plan, as that is the only way the City will receive the grant. Common Council members discussed the pros and cons of waiting to apply for these grants in another year or two, versus applying now. The MB. Pettit stated the STP program is available every two years and then there is a two year process of working through the design after that, so we would be looking at four to five years out before construction. If the City waits that long, there will be more road issues. The HSIP program is available more often than the STP program. There was further discussion about the grants and the cost benefit of spending money to apply versus not applying at all.

G. MACDOUGALL MOVED TO APPROVE \$1,200 PROPOSAL TO HAVE GRAEF PREPARE TWO GRANTS RELATED TO THE GOLF ROAD PROJECT. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. MOTION CARRIED WITH TWO NAYS BY J. KRICKHAHN AND B. LEONARD.

4. Consent Agenda

- a. Hold one Common Council meeting in July and August, being the first meeting of the month.

L. MORRISON MOVED TO APPROVE ITEM(S) ON THE CONSENT AGENDA. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

5. 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, 2012.
 - a. Jonathan P. Matteson, Revere's Wells Street Tavern
 - b. Jillian M. Pfeifer, Delafield Brewhaus
 - c. Kayla Fettig, PDQ
 - d. Joshua Dieball, Marty's Pizza

G. Gresch stated all bartenders passed their background check.

E. SADOWSKI MOVED TO APPROVE THE TWO-YEAR BARTENDER LICENSE(S). M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

2. Agent Change

- a. Karen Hegarty, Walgreens

G. Gresch stated this is a housekeeping item. Per State Statutes, agent changes are approved by the Common Council.

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L. MORRISON MOVED TO APPROVE AGENT CHANGE FOR WALGREENS. J. KRICKHAHN SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

b. Plan Commission – (Minutes of June 30, 2010)

M. DeYoe reported on matters considered and actions taken at the meeting.

1. Discussion and action on recommendation from Plan Commission to approve the major change to the Conditional Use to tear down the existing building and rebuild on the same property for **DEL C 0803.998.001, 211 STH 83, Delafield.** Owner: McDonald's Corporation, Dawn Bourseau, 4320 Winfield Road, Warrenville, IL. Applicant: Steve Jeske, Haag Mueller, Inc. 101 E. Grand Avenue, Port Washington, WI.

M. DeYoe stated this is a major change to the Conditional Use to tear down and rebuild the building. Plan Commission felt this is a good idea and recommends approval. T. Schuenke stated the Plan Commission did specify that the brick may never be painted.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE MAJOR CHANGE TO THE CONDITIONAL USE TO TEAR DOWN THE EXISTING BUILDING AND REBUILD ON THE SAME PROPERTY FOR DEL C 0803.998.001, 211 STH 83, DELAFIELD. OWNER: MCDONALD'S CORPORATION, DAWN BOURSEAU, 4320 WINFIELD ROAD, WARRENVILLE, IL. APPLICANT: STEVE JESKE, HAAG MUELLER, INC. 101 E. GRAND AVENUE, PORT WASHINGTON, WI. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

2. Discussion and action on recommendation from Plan Commission to approve the major change to the Conditional Use for a new Fine Arts Building and amendment to their Campus Master Plan for **DEL C 0792.065.001, 1101 Genesee Street, Delafield.** Owner/Applicant: St. John's Northwestern Military Academy, subject to Public Works Committee review and approval.

M. DeYoe stated one of the issues the Plan Commission spent some time on was the parking. The most recent plan yields 193, and only 180 are required. Exeter Street will be a through street. The curb and gutter issue will be reviewed by the Public Works Committee. The Park and Recreation Commission also would like to be a part of the discussions related to revitalizing part of the Bark River.

J. KRICKHAHN MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE MAJOR CHANGE TO THE CONDITIONAL USE FOR A NEW FINE ARTS BUILDING AND AMENDMENT TO THEIR CAMPUS MASTER PLAN FOR DEL C 0792.065.001, 1101 GENESEE STREET, DELAFIELD. OWNER/APPLICANT: ST. JOHN'S NORTHWESTERN MILITARY ACADEMY, SUBJECT TO PUBLIC WORKS COMMITTEE AND PARK & RECREATION COMMISSION REVIEW AND APPROVAL. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

3. Discussion and action on recommendation from Plan Commission to approve the Planned Development General Development Plan to develop a multi-use residential project consisting of two multi-family buildings and single family homes for **DEL C 0798.973 and 0798.072, Delafield Woods (extension of Bleeker Street), Delafield.** Owner: Joe McCormick. Applicant: Johnson Design, Inc, 211 W. Second Street, Oconomowoc, WI.

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M. DeYoe stated these are the apartment buildings behind City Hall. Delafield Woods is phase two of Delafield Lakes, which includes another apartment building and single family homes. The developers reconfigured the site plan to allow for 70 foot wide lots which is compatible with the City's Master Plan. The proposed road extension has been removed, therefore, not requiring the public hearing that was on the agenda for tonight. E. Sadowski stated this is in his district and he hasn't heard any negative comments about the development. This development is good for Delafield.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE PLANNED DEVELOPMENT GENERAL DEVELOPMENT PLAN TO DEVELOP A MULTI-USE RESIDENTIAL PROJECT CONSISTING OF TWO MULTI-FAMILY BUILDINGS AND SINGLE FAMILY HOMES FOR DELC 0798.973 AND 0798.072, DELAFIELD WOODS (EXTENSION OF BLEEKER STREET), DELAFIELD. OWNER: JOE MCCORMICK. APPLICANT: JOHNSON DESIGN, INC, 211 W. SECOND STREET, OCONOMOWOC, WI. L. MORRISON SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

M. DeYoe stated the Plan Commission was scheduled to have five public hearings on June 30, and only three were held. The public hearing for James Lang was the other hearing that was not held.

4. Discussion and action on recommendation from Plan Commission to accept the petitioner's requested withdrawal of the Delafield Woods Preliminary Plat dated May 18, 2010 due to changes on the General Development Plan.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO ACCEPT THE PETITIONER'S REQUESTED WITHDRAWAL OF THE DELAFIELD WOODS PRELIMINARY PLAT DATED MAY 18, 2010 DUE TO CHANGES ON THE GENERAL DEVELOPMENT PLAN. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

5. Discussion and action on recommendation from Plan Commission to approve the Planned Development – revised Specific Implementation Plan to allow for additional modified architecture, relocated building pads, reduced landscape features and an additional sign for **DELC 0797.979.005 through 0797.979.026, 503 to 637 Sanctuary Lane, Delafield.** Owner: Trillium Development, LLC. Applicant: Jeffrey Christensen.

M. DeYoe stated there were three public comments at the public hearing. The Plan Commission focused most of their attention on the stormwater retention pond. They want the developer to plant water plants so the invasive species don't take hold. The Plan Commission also wants the developer to adhere to the original plans and plant Pine or Spruce trees by October 15. There was also much discussion about the light features and the subdivision entrance. The applicant agreed to reduce the wattage to 30 watt bulbs which will result in a half candlepower reduction which is within the ordinance. The applicant requested that some of the building's sizes be reduced, which is market driven. People are requesting smaller, more energy efficient buildings. Also, the chimneys have been removed. In order for fireplaces to be energy star approved, they have to be self-contained. The Plan Commission vote was 4-2.

E. Sadowski stated Trillium over the years has been a unique entity. He asked who is going to enforce the conditions that were set up on the developer by the Plan Commission and Common Council. T. Schuenke stated he will. E. Sadowski asked what type of enforcement actions the City can take. T. Schuenke the Building Inspector

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will stop issuing building and occupancy permit or the City can draw upon the letter of credit. There was discussion about the dead planting that should be replaced, the timing of the landscaping and when it should be completed by.

M. DEYOE MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO APPROVE THE PLANNED DEVELOPMENT – REVISED SPECIFIC IMPLEMENTATION PLAN TO ALLOW FOR ADDITIONAL MODIFIED ARCHITECTURE, RELOCATED BUILDING PADS, REDUCED LANDSCAPE FEATURES AND AN ADDITIONAL SIGN FOR DELC 0797.979.005 THROUGH 0797.979.026, 503 TO 637 SANCTUARY LANE, DELAFIELD. OWNER: TRILLIUM DEVELOPMENT, LLC. APPLICANT: J. JEFFREY CHRISTENSEN, SUBJECT TO PLANTING A DOUBLE ROW OF SPRUCE AND/OR PINE TREES WHERE EXISTING HOUSES ARE, REPLACEMENT OF DEAD TREES, PLACEMENT OF WATER TOLERANT PLANTS AROUND RETENTION POND, REDUCE CANDLEPOWER TO MONUMENT LIGHTS, AND MONITOR THE LIGHTING FOR A POSSIBLE LIGHT SHIELD. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED. WITH ONE NAY BY E. SADOWSKI.

6. Discussion and action on recommendation from Plan Commission to deny Ordinance 635, An Ordinance to Repeal and Recreate Sections 17.12(3) of the Municipal Code of the City of Delafield, Waukesha County, Wisconsin, Related to Lots on Navigable Waters.

M. DeYoe stated this was originally introduced by Alderperson Leonard and the intent was to preserve existing trees and to prevent the clear cutting of lots for re-development. The Plan Commission reviewed the text and they did not agree with it. Some members felt it was discriminatory and gave too much authority and power to the City Forester. The proposed ordinance was voted down unanimously. E. McAleer stated this can be worked on at staff level and brought back to the Plan Commission. M. DeYoe stated the Plan Commission members stated they understand the spirit of the ordinance, but they want to see it dealt with more objectively.

L. MORRISON MOVED TO APPROVE THE RECOMMENDATION FROM PLAN COMMISSION TO DENY ORDINANCE 635, AN ORDINANCE TO REPEAL AND RECREATE SECTIONS 17.12(3) OF THE MUNICIPAL CODE OF THE CITY OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN, RELATED TO LOTS ON NAVIGABLE WATERS. E. SADOWSKI SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- c. Lake Welfare Committee

L. Morrison stated June 9 Lake Awareness attendance was poor. Next year postcards will be sent. Topics presented at the meeting included: State of the Lake, Dredging Plan B Committee report, weed cutting strategy, pier registration, lake level change proposal and rain gardens. Some citizens are taking photos of where silt is washing into the lake, therefore documenting proof of runoff violations. She stated the meeting has not been played back on Channel 25 yet. M. DeYoe the meeting has been playing for the last week at Noon. J. Krickhahn stated it is on the viewing schedule, which is on the website. The next Lake Welfare Committee meeting is July 14 , 2010 at 6:00 P.M.

- d. Park and Recreation Commission – (Minutes of June 28, 2010)

T. Aicher stated the Commission is working on the 2011 Budget, Cushing Park and the Fish Hatchery's west entrance. They have a grant application in for the Fish Hatchery entrance project. Also all of the new park signs have been installed.

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e. Public Works Committee

G. MacDougall stated Golf Road was discussed at the last meeting. The Committee will be discussing St. John's Northwestern Military Academy Fine Arts Center and Cushing Park Road signage at the next meeting. The next Public Works Committee meeting is July 7, 2010 at 6:30 P.M.

f. Del-Hart Commission – (Minutes of June 15, 2010)

B. Leonard stated the Commission elected new officers, which Alderperson DeYoe was elected Chairperson for the third time in a row. Karen Compton is the Vice Chair and she was elected as Secretary/Treasurer. The reviewed St. John's Northwestern Military Academy DUE appeal, DNR revisions to the phosphorus limits and was presented the compliance maintenance report and financial statements.

g. Police Commission

There was nothing to report at this time.

h. Library Board – (Minutes of June 8, 2010)

J. Krickhahn stated the Library said farewell to Mary and Mandy. Mary retired after 18 years of service and Mandy moved to Georgia. He wished them luck in their new endeavors. There are lots of summer programs in place, which there are over 641 children registered; 189 teens and 212 adults participating. There were over 400 people at the Racing Sausages Lunch on the Lawn event. Also, Thursdays is "Discover Delafield", which there 25 children participating in. Hats off to the Library for their hard work. They have the best summer programming in Waukesha County. M. DeYoe stated Lunch on the Lawn is on Thursdays at 11:30 and all of the food is donated. The next Library Board meeting is Tuesday, July 13, 2010 at 7:00 P.M.

i. Board of Zoning – (Minutes of June 24, 2010)

G. MacDougall stated at the last meeting a variance was granted for minimum street setback at 2822 Ridley Road. The next Board of Zoning meeting is Thursday, July 8 at 7:30 P.M.

j. Promotional and Tourism Committee

L. Morrison stated Accountant Marie Williams attended the meeting and reviewed the Tourism budget, fund balances and helped the committee understand how it is funded. Also, room tax revenues are still down from prior years. Most importantly, the Block Party is this weekend. This is the biggest fundraiser of the whole year for the Chamber. The event will take place west of Genesee Street in the parking lot and on Dopkins Street. Bands on Friday and Saturday and there are eight food vendors. The next Promotional and Tourism Committee meeting is Tuesday, August 3, 2010 at the Fish Hatchery at 7 A.M. J. Krickhahn stated Delafield Idol has been cancelled. They will come back with some bigger and better next year. L. Morrison stated that could be due to the play in Hartland on Saturday.

k. Lake Country Fire Commission

There was nothing to report at this time.

l. Lake Country Fire Board – (Minutes of June 16, 2010)

G. MacDougall stated Chief Edwards is preparing a mission statement for the water and ice rescue/diving capability. The Fire Board will meet on July 21 and 28 to work on the budget.

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Also construction has started on Fire Station #2. The next Lake Country Fire Board meeting is July 21, 2010 at 7:00 P.M. at the Nashotah Fire Station.

- m. Dredging Plan B Committee – (Minutes of June 16, 2010)
 - i. General update on current status of Plan B findings and progress.

Al Zietlow, Committee Chair, stated the purpose of the committee is to develop a model of restoration and maintenance of the lake. Tonight, they are presenting one piece of the puzzle and are not asking the Common Council to vote on anything. Committee Member Raffi Shirikian passed out an alternative funding plan and reviewed the figures in detail. The objective of the report was to reflect past/referendum equations that were calculated and some of the new methods that the DPB Committee is considering.

R. Shirikian stated there is the utilization of current Chapter 26 ordinance which is being used for the Milwaukee Street pond project. Chapter 26 can be expanded by the Common Council to incorporate the Dredging project. The cost can be allocated as direct dredging units vs. impervious spaces; areas that are not being dredged but are and contribute to sediment would be charged based on those pollutant factors or riparian property owners are billed for the sediment basin equally. As for the long term, 2% of tax revenue would be put aside for 10 years for future dredging project.

- ii. Discussion of innovative funding formula and potential funding vehicles for any future dredging project.

Common Council members stated this is a lot of information to take in, seeing it for the first time tonight. There will need to be another presentation in more detail, then a public hearing before the Common Council. R. Shirikian agreed and stated the Dredging Plan B Committee can't move forward until they have more detailed information on impervious surfaces. T. Hafner stated to obtain impervious surface information, a consultant with expertise in computer mapping should be hired. Once the photos are digitized, then shapes are drawn around the impervious surfaces to calculate the amount of area that contributes to runoff. Yaggy Colby can do this, but the cost will depend on the number of properties that are used. SEWRPC could also be used for this type of work. The City should start with sampling properties to judge the magnitude and then work on an average fee based on impervious area and pollutants contribution. A. Zietlow stated once the original district is established, the committee will use some of the new data to come up with a more detailed model. E. McAleer stated we can utilize staff without spending money on another consultant. There was discussion about expanding the current stormwater utility.

- 6. Unfinished Business
 - a. LOMR Update.

T. Hafner stated the measurements on the map will be reduced throughout the entire City, where they were before FEMA changed the map.

- b. Discussion and action to adopt Ordinance No. 640, An Ordinance Repealing Section 2.12, and Creating Section 3.15 of the Municipal Code of the City of Delafield, Waukesha County, Wisconsin Relating to Charge Back of Engineering, Legal and Other Fees to Property Owners.

G. MacDougall stated people who are charged back fees will be notified of that ahead of time. T. Schuenke stated that is the most important piece to this and that he has three complaints on his desk that they say there were never told they have to pay any chargeback fees. The City needs an ordinance that outlines the process of what we have been doing for years.

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E. SADOWSKI MOVED TO ADOPT ORDINANCE NO. 640, AN ORDINANCE REPEALING SECTION 2.12, AND CREATING SECTION 3.15 OF THE MUNICIPAL CODE OF THE CITY OF DELAFIELD, WAUKESHA COUNTY, WISCONSIN RELATING TO CHARGE BACK OF ENGINEERING, LEGAL AND OTHER FEES TO PROPERTY OWNERS. T. AICHER SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

7. Mayor's Report

- a. Letter to Alpha Flag & Banner regarding donated Medal of Honor Flag for Alonzo Cushing.

E McAleer stated we received a Medal of Honor flag from Alpha Flag and Banner in Washington (state) and it will be displayed in the new building in a glass case with a picture of Alonzo Cushing. Margaret Zerwekh had a lot to do with this and she should be thanked. G. Gresch stated she spoke with Ms. Zerwekh today, told her about the flag and thanked her for her efforts.

8. New Business

- a. Discussion and action to adopt Resolution 2010-14, A Resolution Declaring the City of Delafield's Support for the Continued Operation of the Ethan Allen School for Boys.

E. Sadowski he requested this because the state is debating closing a facility; either Ethan Allen or a school in northern Wisconsin. Ethan Allen benefits Delafield's economics. J. Krickhahn asked if by passing this resolution, it shows our support of the facility, but if they are in financial straits, will the state come to the City for support. E. Sadowski stated no, the state is responsible for it. Also, the Town of Delafield and Village of Hartland are passing similar resolutions.

E. SADOWSKI MOVED TO ADOPT RESOLUTION 2010-14, A RESOLUTION DECLARING THE CITY OF DELAFIELD'S SUPPORT FOR THE CONTINUED OPERATION OF THE ETHAN ALLEN SCHOOL FOR BOYS. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- b. Discussion and action on proposal for a new Dental Insurance Contract for City Employees.

T. Schuenke stated since 1982, the City has provided dental insurance to our employees. It is a requirement of both of our Union contracts. Since 1982, the City has had a plan with Anthem Blue Cross/Blue Shield. The City's plan has not changed since 1982 as far as anyone around here knows. As a result of the Fire Department merger, the Fire Department took a look at its options and has switched to Delta Dental. We took a look at this and think we should change as well. The result is we can get a better plan for significantly less money than we are currently paying. The details are attached. The current plan and the proposed plan are highlighted. We actually looked at more options than those listed, but the ones listed are the closest in terms of coverage and providers to our current plan. I have met with both of the unions about this and they are agreeable to the change in plans. I would recommend acceptance of the Delta Dental Premier plus PPO Option 2. Doing this will save the City about \$1,400 per month.

J. KRICKHAHN MOVED TO APPROVE NEW DENTAL INSURANCE CONTRACT FOR CITY EMPLOYEES. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- c. Discussion and action to adopt Resolution 2010-15, Lake Management Planning Grant.

T. Hafner stated the City's weed harvesting permit expires in 2011. In order to renew the permit for 2012, the Plant Management Program needs to be updated. This program inventories the changes in plants and the most appropriate methods for weed management. SEWRPC has

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done this for the City in the past. He recommends we contract with SEWRPC again for \$10,000, which the grant pays 75% of.

E. SADOWSKI MOVED TO ADOPT RESOLUTION 2010-15, LAKE MANAGEMENT PLANNING GRANT. B. LEONARD SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- 9. Administrator's Report
 - a. Report of City Officials

- i. Administrator
 - a. Building Project Update

T. Schuenke stated the retaining wall along Genesee St. is nearly finished. The library is being roughed in and work on the interior of the City Hall continues without any problems. Most of the interior work is finishing work. There have been 11 change orders approved since we last reported in May. They total \$23,607. The remaining contingency is currently projected at \$110,361. The remaining contingency includes all known and anticipated costs to date. City Hall and Library will be moving the week of September 20.

- ii. Clerk-Treasurer
 - a. Ordinance & Resolution Update

G. Gresch stated before tonight's meeting there were three resolutions in the works; after tonight's action, there is only one. Also, before tonight's meeting there were two ordinances in the works; after tonight's action, there is only one.

- b. Liquor License Update

G. Gresch stated as of July 1, 2010, the City has one Regular Combination Class B Beer/Liquor license and one Reserve Combination Class B Beer/Liquor license available.

- c. DVD Automation, Re-Designed City Website, Parliamentary Procedures training, Bartenders Licenses approved and Accounts Payable checks issued since last Common Council meeting.

G. Gresch stated the City now has the ability to play DVD's of meetings or other departmental information on Channel 25, at regular intervals or whenever requested, using software that allows us to program the DVD players remotely. As of today, the last Plan Commission meeting, Lake Awareness meeting, and two Police Department boater safety DVD's are playing. The Common Council and Plan Commission meetings will be played back daily at 7PM; the Lake Awareness meeting has been playing at Noon and boater safety has been playing at 2pm and 3pm. Also, on July 1, 2010, the City's redesigned website was launched. Please take the time to review the site and familiarize yourself with it and let either she or Marie Williams know if any links are broken, if you have any suggestions on how to make the site even better. She also reported that earlier in the year, the Common Council expressed interest in having an in-depth parliamentary procedures training. She was trying to coordinate this with the Wisconsin Association of Parliamentarians. As of last week, she has not received any responses to my numerous phone calls and emails to the Association's President. She contacted Attorney John Macy to help create this training. He agreed and is very excited about it. He is the best person in our area to teach this class. We have it set up for the fall, tentatively on Saturday, October 2. She also stated the Common Council received a list of Operators

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Licenses and Accounts Payable checks that were issued since the last Common Council meeting, due to only having one meeting a month.

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

G. MacDougall - Veolia no longer accepting yard waste at their Hartland location.

L. Morrison – an in-depth discussion with the Dredging Plan B Committee, listed under the Committee's report. .

10. Financial Report

- a. Approve Voucher List

E. SADOWSKI MOVED TO APPROVE THE VOUCHER LIST AS PRESENTED. G. MACDOUGALL SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

- b. Approve May Treasurer's Report

L. MORRISON MOVED TO APPROVE THE TREASURER'S REPORT AS PRESENTED. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED.

11. Correspondence

- a. Focus Newsletters.
- b. Letter from the WI DNR re Gypsy Moths.
- c. Letter from WCTC regarding WCTC's 2011 Budget.
- d. 2nd Submittal Letter and Application to Waukesha County Community Development for the 2011 CDBG Grant.
- e. Waukesha County Budget Town Hall Meetings.
- f. Information on Smoking Ban.
- g. Letters regarding Alonzo Cushing's Medal of Honor.

- 12. Motion to convene into Closed Session Closed pursuant to Wisconsin State Statue 19.85(1)(c) to consider employment, promotion, compensation or performance evaluation data of any public employee over which the governmental body has jurisdiction or exercises responsibility, more specifically review the City Administrator's performance.

E. SADOWSKI MOVED TO CONVENE INTO CLOSED SESSION CLOSED PURSUANT TO WISCONSIN STATE STATUE 19.85(1)(C) TO CONSIDER EMPLOYMENT, PROMOTION, COMPENSATION OR PERFORMANCE EVALUATION DATA OF ANY PUBLIC EMPLOYEE OVER WHICH THE GOVERNMENTAL BODY HAS JURISDICTION OR EXERCISES RESPONSIBILITY, MORE SPECIFICALLY REVIEW THE CITY ADMINISTRATOR'S PERFORMANCE. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED BY ROLL CALL VOTE.

**JEFF KRICKHAHN: YES
BETH LEONARD: YES
ERV SADOWSKI: YES
MICHELE DEYOE: YES
GERRY MACDOUGALL: YES
LYNN MORRISON: YES
TIM AICHER: YES**

Common Council convened into Closed Session at 9:55 PM.

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13. Motion to re-convene into Open Session.

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

**JEFF KRICKHAHN: YES
BETH LEONARD: YES
ERV SADOWSKI: YES
MICHELE DEYOE: YES
GERRY MACDOUGALL: YES
LYNN MORRISON: YES
TIM AICHER: YES**

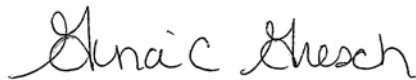
14. Discussion and possible action on items discussed in Closed Session, more specifically the City's Administrator's compensation.

E. SADOWSKI MOVED TO INCREASE THE ADMINISTRATOR'S COMPENSATION BY 3.4% FROM JULY 15, 2010 TO JULY 14, 2011. M. DEYOE SECONDED THE MOTION. THERE WAS NO FURTHER DISCUSSION. ALL WERE IN FAVOR. MOTION CARRIED BY ROLL CALL VOTE.

15. Adjournment.

E. SADOWSKI MOVED TO ADJOURN THE JULY 6, 2010 COMMON COUNCIL MEETING AT 10:00 P.M. B. LEONARD 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