

CITY OF GLENDALE -- COMMON COUNCIL

March 14, 2016

Regular meeting of the Common Council of the City of Glendale held in the Municipal Building, 5909 North Milwaukee River Parkway.

The meeting was called to order by Mayor Bryan Kennedy at 6:00 p.m.

Roll Call: Present: Ald. Robert Whitaker, Daniel P. Sweeney, John C. Gelhard, Richard Wiese, Izzy Goldberg and JoAnn Shaw. Absent: None

Other Officials Present: Richard Maslowski, City Administrator; John Fuchs, City Attorney; Shawn Lanser, City Finance Director, Mark Ferguson, Police Captain, and Todd Stuebe Director of Community Development.

PLEDGE OF ALLEGIANCE.

The members of the Common Council, City staff and all those present pledged allegiance to the flag of the United States of America.

OPEN MEETING NOTICE.

The City Administrator advised that in accordance with the Open Meeting Law, the local news media was advised on Thursday, March 10, 2016, of the date of this meeting; that the agenda was posted on the official bulletin board of City Hall, the Glendale Police Department, and the North Shore Library; that copies of the agenda were made available to the general public in the Municipal Building and the Police Department, and those persons who requested, were sent copies of the agenda.

ADOPTION OF COUNCIL MINUTES.

Motion was made by Ald. Whitaker, seconded by Ald. Sweeney, approving the minutes of the meeting held on February 22, 2016. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

PUBLIC HEARING:

Ordinance to Change the Use District of Certain Lands hereinafter described from PD Planned Unit Development District-Hotel to PD Unit Development District-Multiple Family Residential.

Jomela Boulder has purchased the Suites at Northshore, 7275 North Port Washington Road with the goal of providing high quality multi-family housing that is price competitive. The North Shore Townhomes will consist of 44% of the units being studio apartments, 31% will be 1 bedroom units and the remaining 25% will be 2 bedroom units. Jomela Boulder believes the physical attributes of the buildings are solid and useful, making the complex well suited for a multi-family conversion. The proposed renovation requires a Rezone from PD Planned Unit Development District-Hotel to PD Planned Unit Development-Multiple Family Residential for use as an apartment complex consisting of twelve existing 8 – unit buildings. The Plan Commission has recommended approval of the requested rezoning.

Council members questioned the developers on site security, parking, rental rates,

student housing, landscaping, the name of the project and the status of the developer agreement.

Gino Vignieri, 444 W. Mill Road, questioned the traffic impact on Port Washington Road, the lack of parking and potential safety and security problems.

After further review, motion was made by Ald. Wiese, seconded by Ald. Shaw, to close the public hearing. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

Motion was made by Ald. Gelhard, seconded by Ald. Goldberg, to adopt the Ordinance to Change the Use District of Certain Lands hereinafter described from PD Planned Unit Development District-Hotel to PD Planned Unit Development District-Multiple Family Residential, subject to the signing and recording of the developer agreement. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

PUBLIC COMMENT:

There were no public comments.

COMMUNICATIONS, APPLICATIONS AND PETITIONS:

I. File No

Communication from David J. Frank Contractor for Johnson Controls, re: Annual Prescribed Prairie Burn Request

Johnson Controls, through their landscaping contractor David J. Frank Company, is requesting Council approval for a controlled burn permit which would, if issued, allow them to burn a small prairie planted area along West Florist Avenue, which is approximately .91 acre. David J. Frank Landscaping is proposing to conduct the burn on April 16th, April 23th or April 30th, depending on how soon the invasive plants break dormancy and when the weather conditions are appropriate to conduct the burn. It is anticipated the burn would begin between 7:00 – 8:00a.m. and onsite crew present for approximately 5 hours. A 48 hour notice will be provided to the North Shore Fire Department and Glendale Police Department. In addition, David J. Frank Landscape will send a letter to adjacent property owners, including property owners along West Marne Avenue.

Motion was made by Ald. Sweeney, seconded by Ald. Shaw, to approve the controlled burn permit to Johnson Controls/David J. Frank Landscape Contracting, Inc., subject to compliance with various conditions suggested by the North Shore Fire Department. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

UNFINISHED BUSINESS.

II. File No

Resolution Authorizing the Issuance and Sale of \$6,000,000 General Obligation Promissory Notes. (2016 City Capital Improvement Program)

Appearance: Brad Viegut, Robert W. Baird

Brad Viegut provided financial information regarding the proposed borrowing. The proposed borrowing program is for the approved 2016 Capital Improvement Program.

\$2,500,000 of the issue is for the planned Glendale Community Recreation Center and the remaining \$3,500,000 will be used for normal street and utilities improvements.

Motion was made by Ald. Goldberg, seconded by Ald. Wiese, to adopt the Resolution Authorizing the Issuance and Sale of \$6,000,000 General Obligation Promissory Notes at a net interest rate of 1.5692% for 10 years. On Roll Call: Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

III. File No

Scheduling Public Hearing for April 11, 2016 at 6:00 p.m. on Milwaukee County's request to Rezone two County owned parcels to C-1 Conservancy District (Plan Commission).

The Plan Commission is recommending the rezoning of several small County owned parcels of land directly east of the Kletzsch Park dam from R-7 Residential to C-1 Conservancy. A Public Hearing is required and recommended date and time is Monday, April 11, 2016 at 6:00 p.m.

Motion was made by Ald. Shaw, seconded by Ald. Wiese, to schedule the Public Hearing for April 11, 2016 at 6:00 p.m. on Milwaukee County's request to Rezone two County owned parcels. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

NEW BUSINESS.

IV. File No

Nicolet High School Superintendent Robert Kobylski will speak to the Council regarding Nicolet's upcoming April Referendum

Dr. Kobylski reviewed the Nicolet High School Referendum that will be on the ballot on Tuesday, April 5th, 2016. The current operational referendum, passed in 2011 will be expiring at the end of the current school year and without a replacement referendum the District is facing a budget shortfall averaging \$3.15 million per year over each of the next six years. The School Board evaluated several financial scenarios for the 2016-2017 school year and beyond. As part of the decision making process, the School Board received feedback from the community. More than 2,150 residents responded with a majority supporting the proposed referendum. For information only, no action taken.

V. File No

April 12th meeting with Federal, State and City Officials regarding Residential Care Centers/Community Based Residential Facilities (Ald. Wiese)

Due to increased calls to Alderman Wiese regarding another property in the River Edge subdivision being converted to AFH, Alderman Wiese has arranged for a Community Meeting. This meeting will include Senator Alberta Darling, Representative Dan Knodl, a member of Congresswoman Gwen Moore's office and possibly representatives from the State agencies responsible for overseeing the operation of these businesses. The meeting is scheduled for April 12, 2016 at 6:00 p.m. for either the Common Council chambers at Glendale City Hall or the Glen Hills Middle School.

VI. File No
Ordinance Amending Sec. 7-1-25 of the Code pertaining to Domestic Animals and Fowls (City Attorney and Staff)

City Attorney Mr. Fuchs stated that the City of Glendale currently permits certain domestic animals or fowl, particularly if a permit is procured for the maintaining of chickens. It is the view of staff that this ordinance is obsolete. The keeping of such animals in a fully built-out residential City, in the view of staff, is no longer compatible with peaceful neighborhoods. Furthermore, the Code prohibits all agricultural uses in all zoning districts. Staff recommends amending the ordinance and prohibiting the keeping of such domestic animals or fowl.

Ald. Wiese questioned the potential problem with coyotes, raccoons, rats, opossums and fox. Ald. Whitaker questioned the number of requests the City has received for chickens. Ald. Sweeney stated more information is needed, including how other cities and villages in the area handle or regulate chickens. In addition, he would like more information as to the enforcement, and problems with urban chickens. He suggested tabling the proposed ordinance and the scheduling of a public hearing.

Motion was made by Ald. Sweeney, seconded by Ald. Gelhard, to table Ordinance No. 1569 of the Code pertaining to Domestic Animals and Fowls and to schedule a public hearing for April 11, 2016 at 6:00 p.m. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

APPROVAL OF ACCOUNT PAYABLE.

Motion was made Ald. Whitaker, seconded by Ald. Sweeney, to approve the accounts payable register dated March 14, 2016 for check numbers 36684 to 36760 totaling \$770,874.71 and for prepaid checks, numbers 36590 to 36669 and 814 to 842 totaling \$23,987,592.31. On Roll Call: Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: Motion carried unanimously.

COMMISSION, COMMITTEE AND BOARD REPORTS.

Several Council members briefly reported on the activities of the various Commissions, Committees and Boards they serve on.

ADJOURNMENT.

There being no further business, motion was made by Ald. Sweeney, seconded by Ald. Gelhard, to adjourn the meeting. Ayes: Ald. Whitaker, Sweeney, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: None. Motion carried unanimously and adjournment of the Common Council was ordered at 7:10 p.m. until Monday, March 28, 2016 at 6:00 p.m.

Richard E. Maslowski
City Administrator

Recorded: March 15, 2016