

CITY OF GLENDALE -- COMMON COUNCIL
August 8, 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, James Daugherty, John C. Gelhard, Richard W. Wiese, Izzy Goldberg and JoAnn Shaw. Absent: None.

Other Officials Present: Richard Maslowski, City Administrator; Mark Ferguson, Police Captain; and John Fuchs, City Attorney, Andrew Wescott-Barten, Deputy Clerk/Treasurer.

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, August 4, 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. Daugherty, seconded by Ald. Whitaker, approving the minutes of the meeting held on July 25, 2016. Ayes: Ald. Whitaker, Daugherty, 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 City Treasurer, Linda DiFrances, re: Property Tax Refund – Parcel #099-1103, 1870 W. Woodbury Lane.

The City's contracted assessment firm, Accurate Appraisal, LLC, has informed the City of a palpable error in a January 1, 2015 assessment. This error has been corrected and due to the reduction in assessment, the Treasurer will need to refund the property owner \$1,902.53. Per State Statute, the City is able to charge back the other taxing jurisdictions for \$1,367.03 of the total refund.

Based upon the recommendation of the City Treasurer, motion was made by Ald. Wiese, seconded by Ald. Goldberg, to approve the resolution rescinding taxes due to palpable error and authorizing charge-back. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

II. File No _____

Communication from We Energies, re: Utility Easement for W. Bender Road – Glendale Community Park.

The purpose of the easement is to connect, install, operate, maintain repair and extend underground utility facilities, for the transmission and distribution of electric and natural gas energy, cable, television and telecommunications services.

Motion was made by Ald. Wiese, seconded by Ald. Daugherty, to approve the Utility Easement from We Energies for W. Bender Road - Glendale Community Park. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

III. File No _____

Communication from North Shore Library, re: Funding for the creation of a Building Program in preparation of the remodeling of the North Shore Library, 6800 N. Port Washington Road.

The North Shore Library Board submitted the proposal presented by Himmel & Wilson to create a Building Program. The Common Council members reviewed the fee schedule and the percentage of support from the four municipalities. The City of Glendale would be responsible for 50.72% of the funding equating to \$8,369.00. Cost distribution is based on the population of each of the four member communities.

Motion was made by Ald. Shaw, seconded by Ald. Gelhard, to approve the request for funding not to exceed \$8,369.00 to begin the preparation of the remodeling of the North Shore Library subject to approval from Bayside, Fox Point and River Hills, and subject to the Finance Director finding a source for the funding since this was not a budgeted item. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

IV. File No _____

Communication from Director of Inspections, re: 2012 and 2015 Municipal Flood Control Grant Projects Closure.

Motion was made by Ald. Shaw, seconded by Ald. Goldberg, to accept and place on file the 2012 and 2015 municipal flood control grant project closure reports. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

UNFINISHED BUSINESS.

V. File No

Discussion requesting names for several of the park venues, (laid over from July 25th Council Meeting).

There are several venues at Glendale's Community Park that need names. These are:

- Johnson Controls stage and amphitheater
- Sprecher Brewing beer garden and plaza
- David Hobb's Honda community room

We are asking Glendale residents and members of the sponsor businesses for name suggestions for each of these venues.

The names will be gathered and submitted to the Common Council and the sponsor business for consideration, with the sponsor businesses making the final selection. The person submitting each winning name will receive a Bayshore Towne Center gift certificate.

The Council was conceptually in agreement with the proposed program/contest. Questions regarding compliance to the State's gaming law, minimum age, etc. were referred to the City Attorney for review. Gift certificates are contemplated to be \$50 - \$75.

This item was laid over to the next Council meeting.

VI. File No

Payment in Lieu of Taxes (PILOT) Agreement – Lubavitch of Wisconsin, Inc., 6789-6799 N. Green Bay Road, Tax Key 134-9002-000.

The City Attorney reviewed the agreement between the City of Glendale and the property owner regarding payments in lieu of taxes.

Motion was made by Ald. Gelhard, seconded by Ald. Goldberg, to approve the PILOT Agreement between the City of Glendale and 6789 North Green Bay, LLC, owned by Lubavitch of Wisconsin, Inc. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

VII. File No

Development Agreement – Lubavitch of Wisconsin, Inc., 6789-6799 N. Green Bay Road, tax key 134-9002-000.

The City Attorney reviewed the Planned Development Agreement, requesting the rezoning of the property from B-4 Office-Research-Service Business to P.D. – Planned Unit Development District-Mixed Use Commercial Office and Institutional Use.

Motion was made by Ald. Daugherty, seconded by Ald. Whitaker, to approve the Development Agreement with Lubavitch of Wisconsin, Inc., 6789-6799 N. Green Bay Road. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

NEW BUSINESS.

- VIII. File No
Certified Survey Map, City of Glendale, Richard E. Maslowski Community Park, 2200 W. Bender Road, 6201 N. Flint Road, City of Glendale Owned Lands and Public Street Right-of-way.

Motion was made by Ald. Wiese, seconded by Ald. Daugherty, to approve the Certified Survey Map and all dedications as set forth therein. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- IX. File No
Resolution authorizing Wisconsin RPC and DNR Emerald Ash Borer (EAB) Mitigation Grant Program (City Services Director).

City Services Director Dave Eastman submitted the resolution authorizing Wisconsin RPC and DNR Emerald Ash Borer (EAB) Mitigation Grant Program. A Common Council resolution is required prior to submitting the grant application to the Bay-Lake Regional Planning Commission. The City is requesting \$30,000 with 25 percent being the responsibility of the City.

Motion was made by Ald. Goldberg, seconded by Ald. Gelhard, to approve the Resolution authorizing Wisconsin RPC and DNR Emerald Ash Borer (EAB) Mitigation Grant Program. Ayes: Ald. Whitaker, Daugherty, Gelhard, Goldberg, Wiese and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- X. File No
Review and consideration of a recruitment firm for the hiring process of a new City Administrator.

Two firms were interviewed: Public Administration Associates, LLC and GovHR USA. Both firms indicated a 12 week recruitment timetable, with Public Administration Associates costs being \$11,800 and GovHR USA being \$18,500. Deliberation by the Council was referred to closed session.

- XI. File No
Resolution authorizing the submittal of application for 2017 Community Development Block Grant.

Motion was made by Ald. Wiese, seconded by Ald. Gelhard, to approve the Resolution Authorizing Submittal of the 2017 Application for Community Development Block Grant in the amount of \$25,793 to partially fund the furnish and install ADA elements for the Richard E. Maslowski Community Park. Ayes: Ald. Whitaker, Daugherty, Gelhard, Goldberg, Wiese and Shaw. Noes: None. Absent: None. Motion carried unanimously.

APPROVAL OF ACCOUNTS PAYABLE.

Motion was made by Ald. Whitaker, seconded by Ald. Daugherty, to approve the accounts payable register dated August 3, 2016 for check numbers 37386 to 37386 totaling \$389,324.20 and for prepaid checks, numbers 37245 to 37384 and 933 to 951 totaling \$9,208,193.88. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Goldberg, Wiese and Shaw. Noes: None. Absent: None. 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.

CLOSED SESSION

Motion was made by Ald. Whitaker, seconded by Ald. Gelhard to convene in Closed Session per section 19.85(1)(c) of the Wisconsin Statutes to consider the employment promotion, compensation or performance evaluation data of City employees. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

REPORT OUT OF CLOSED SESSION

Motion was made by Ald. Gelhard, seconded by Ald. Goldberg to approve the separation agreement, waiver and release between the City and Collin Johnson. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, and Goldberg. Noes: Ald. Shaw. Absent: None. Motion carried 5 to 1 vote.

Motion was made by Ald. Shaw seconded by Ald. Whitaker to accept and approve the recruitment proposal for a new City Administrator from GovHR USA for \$18,500. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

Motion was made by Ald. Goldberg, seconded by Ald. Wiese to reconvene into open session. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

ADJOURNMENT.

There being no further business, motion was made by Ald. Gelhard, seconded by Ald. Whitaker, to adjourn the meeting. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously and adjournment of the Common Council was ordered at 8:00 p.m. until Monday, August 22, 2016 at 6:00 p.m.

Richard Maslowski
City Administrator

Recorded: August 9, 2016