

CITY OF GLENDALE -- COMMON COUNCIL
September 26, 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 6:03 p.m.

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

Other Officials Present: Rachel Reiss, Deputy City Administrator; John Fuchs, City Attorney, Colette Reinke, Assistant City Attorney, Tom Czarnyszka, Police Chief, Shawn Lanser, Finance Director, and Karen Couillard, City Clerk.

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 Deputy City Administrator advised that in accordance with the Open Meeting Law, the local news media was advised on Thursday, September 22, 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. Gelhard, seconded by Ald. Weise, approving the minutes of the meeting held on September 12, 2016. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

PUBLIC HEARING:

Public Hearing and approval of Resolution Vacating Former Bender Road for the Richard E. Maslowski Community Park.

No public comment.

Motion was made by Ald. Gelhard, seconded by Ald. Daugherty, to close the public hearing on the Resolution Vacating Former Bender Road for the Richard E. Maslowski Community Park.

Motion was made by Ald. Shaw, seconded by Ald. Goldberg, to approve the resolution vacating former Bender Road for the Richard E. Maslowski Community Park. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

PUBLIC COMMENT:

No public comment.

COMMUNICATIONS, APPLICATIONS AND PETITIONS:

I. File No

Communication from City Services Director, re: Payment 2 and Final Payment to Globe Contractors—water main replacement on North Port Washington Road

Based upon the recommendation of the City Services Director, motion was made by Ald. Whitaker, seconded by Ald. Gelhard, to approve Payment 2 and Final Payment in the amount of \$86,999.80 to Globe Contractors for water main replacement on North Port Washington Road. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

II. File No

Communication from Director of City Services, re: Payment 2 to UPI, LLC—reconstruction of W. Edward Lane.

Based upon the recommendation of the City Services Director, motion was made by Ald. Wiese, seconded by Ald. Whitaker, to approve Payment 2 in the amount of \$283,866.02 to UPI, LLC for reconstruction of W. Edward Lane. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

III. File No

Application for Change of Zoning, 2510 West Good Hope Road - Refer to Plan Commission

Due to unforeseen requirements by the Wisconsin Department of Natural Resources, Mr. Nick Donets was unable to complete the proposed project at 2510 West Good Hope Road as approved in 2014. Since there are significant changes to the original submittal, it is necessary for Mr. Donets to complete the rezoning process from the beginning. The request is to rezone the property to PD-Planned Unit Development for an assisted living facility and subdivide three parcels for single family R-3 Residential.

Based upon the recommendation of the staff, motion was made by Ald. Goldberg, seconded by Ald. Wiese, to refer the request to rezone 2510 West Good Hope Road to PD-Planned Unit Development for an assisted living facility and subdivide three parcels for single family R-3 Residential. Ayes: Ald. Whitaker, Daugherty, Gelhard, Goldberg, Wiese and Shaw. Noes: None. Absent: None. Motion carried unanimously.

IV. File No

Application for Change of Zoning, 1633 West Bender Road-Refer to Plan Commission

Bender Road Townhomes is requesting to rezone the property at 1633 West Bender Road. The request is to rezone the property from Institutional to PD-Planned Unit Development for a 57 unit apartment development and a car storage lot for David Hobbs Honda.

Based upon the recommendation of the staff, motion was made by Ald. Goldberg, seconded by Ald. Gelhard, to refer the request to rezone 1633 West Bender Road from Institutional to PD-Planned Unit Development. Ayes: Ald. Whitaker, Daugherty, Gelhard, Goldberg, Wiese and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- V. File No _____
Application for Special Gathering Permits filed by Bavarian Soccer Club.
(November 4-6)

Motion was made by Ald. Whitaker, seconded by Ald. Weise, to approve the Application for Special Gathering Permit submitted by the Bavarian Soccer Club for November 4-6, 2016 starting at 10:00 a.m. and ending at 9:00 p.m. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

UNFINISHED BUSINESS.

- VI. File No _____
Approval of the 2016-2018 Police Association Contract.

At the August 22, 2016 Council meeting the Council authorized the 2016-2018 Police Association Contract within closed session. Official action to approve the contract needs to be taken in open session.

Motion was made by Ald. Whitaker, seconded by Ald. Shaw, to approve the 2016-2018 Police Association Contract. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- VI. File No _____
Richard E. Maslowski Park update

There have been several issues that have arisen due to the park being built on a landfill. There is a potential to fund the environmental changes from the Environmental Fund and the parking lot change from the Storm Water Utility Fund.

The Veteran's Memorial amendments that have been presented over the past few months have now been given estimated costs. The original budgeted amount for the Memorial was \$120,000. Council reviewed the possible options, including replacing the granite monuments with lime stone. The lime stone is the same type that will be used for other areas throughout the park.

Motion was made by Ald. Wiese, seconded by Ald. Whitaker, to direct staff to accept the lower cost limestone, still including the lighting and foundation. Ayes: Ald. Whitaker, Daugherty, Wiese, and Goldberg. Noes: Ald. Gelhard and Shaw. Absent: None. Motion carried, 4 to 2.

NEW BUSINESS.

- VII. File No _____
Review concept of bicycle lane on Bender Road.

Mayor Kennedy asked staff to examine the feasibility of installing bike lanes along W. Bender Road from Richard E. Maslowski Community Park easterly to N. Jean Nicolet Road. According to North Shore Engineering, bike lanes would be feasible from N. Jean Nicolet Road westerly to N. Green Bay Avenue if parking is prohibited. The estimated cost to install the bike lanes and required signage is \$19,500.00.

Council discussed the concept and alternatives to the bike path. Ald. Shaw questioned how the project would be funded. The Council also discussed if the path would be able to extend west of Green Bay Avenue. These questions would need to be researched by staff.

Motion was made by Ald. Shaw, seconded by Ald. Gelhard, to refer the concept of bicycle lanes on Bender Road back to staff for more clarification. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- VIII. File No _____
Fence License Agreement, 5423 N. Lydell Avenue

City Attorney Fuchs stated that the Community Development Director brought to his attention the current existence of, or future intent, to construct a fence on the property. Because there are two easements under the property, it is good practice to grant a license agreement in this situation.

Motion was made by Ald. Shaw, seconded by Ald. Goldberg, to approve the license agreement for 5423 N. Lydell Avenue, with the inclusion of Exhibit A. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- IX. File No _____
City email addresses for the Mayor and Council

Deputy City Administrator Reiss addressed the time consuming issue of compiling information for an open records request. In an effort to assist in this process, it was recommended that the Mayor and Council have City hosted email addresses. This change would not prevent Council members from an open records request on their personal email for any City business that may be conducted on personal email, but would make most open records request much easier to fulfill. Currently the City does not have enough licenses to cover the additional emails, however the City is able to add licenses through a cloud based server. The cost of the additional licensing is a \$250 startup fee and \$300 annually.

The Council discussed various challenges with communicating a new email address to neighborhood groups and if there are some instances where emailing these groups would be

more appropriate from a personal account. Attorney Fuchs advised against emailing the neighborhood groups from a personal account. Attorney Fuchs stated that any City emails that may be sent to a personal email account can simply be forwarded to the City email and responded to from City email. Attorney Fuchs will also send out the verbiage for a standard disclaimer that can be included in the emails from the Mayor and Council.

Motion was made by Ald. Gelhard, seconded by Ald. Shaw, to create email addresses for the Mayor and Council as presented.

After further discussion of the format, motion was made by Ald. Wiese, seconded by Ald. Shaw, to amend the motion to create email addresses for the Mayor and Council and change the format of the emails to "Aldersperson".

Staff indicated that there is an additional option of changing the email addresses to include a .gov extension in lieu of .org. This may allow for more ease of residents knowing they are emailing a government entity.

Motion by Ald. Shaw, seconded by Ald. Gelhard to amend the motion to create email addresses for the Mayor and Council with the format change of the emails to "Aldersperson" and change the email address to end in .gov. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

X. File No
Preliminary 2017 City Budget

Deputy City Administrator Reiss presented the proposed 2017 City Budget to the Council. Ms. Reiss reviewed several changes that had been made from prior year's formatting. The tax levy is anticipated to increase .17%. Due to the new requirements from the Wisconsin Department of Revenue, the calculations for expenditure restraint program will also include some of the special revenue and debt service funds. There is no tax levy allocated to the Capital Projects Fund (which is all the TIFs) or the Enterprise Funds (which is the stormwater and sanitary sewer funds). The Debt Service fund expenses are a higher than last year due to an anticipated refinancing of 2007 debt.

Motion was made by Ald. Whitaker, seconded by Ald. Daugherty, to authorize the publishing of the preliminary budget, and to schedule the public hearing for November 14, 2016 at 6:00 p.m. 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. Whitaker, to schedule the Common Council review sessions for October 10, 2016 at 4:30 p.m. and October 24, 2016 at 4:30 p.m. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

RECEIPT OF MONTHLY DEPARTMENTAL REPORTS.

Motion was made by Ald. Whitaker, seconded by Ald. Gelhard, to place the monthly departmental reports on file. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg 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. Gelhard, seconded by Ald. Whitaker, 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 (Director of Inspections) 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. Whitaker, seconded by Ald. Gelhard, to reconvene in Open Session. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

No action was taken in closed session.

ADJOURNMENT.

There being no further business, motion was made by Ald. Gelhard, seconded by Ald. Goldberg, 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 7:34 p.m. until Monday, October 10, 2016 at 6:00 p.m.

Karen Couillard
City Clerk

Recorded: September 27, 2016