

CITY OF GLENDALE -- COMMON COUNCIL
January 23, 2017

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 6:02 p.m.

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

Other Officials Present: Rachel Reiss, City Administrator; Tom Czarnyszka, Police Chief; Shawn Lanser, City Finance Director, John Fuchs, City Attorney; Colette Reinke, Assistant City Attorney 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 City Administrator advised that in accordance with the Open Meeting Law, the local news media was advised on Thursday, January 19, 2017, 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. Weise, seconded by Ald. Goldberg, approving the minutes of the meetings held on January 9, 2017 and January 17, 2017. 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 Services Director, Dave Eastman, re: Payment 3 to J.F. Ahern for work completed on the pumps upgrade project at the Water Tower.

Based upon the recommendation of the City Services Director, motion was made by Ald. Whitaker, seconded by Ald. Daugherty, to approve Payment 3 in the amount of \$159,496.93 to J.F. Ahern for work completed on the pumps upgrade project at the Water

Tower. On Roll Call: Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

II. File No
Application for Special Gathering Permit filed by St. Francis Children's Center.

Motion was made by Ald. Gelhard, seconded by Ald. Shaw, to approve the Application for Special Gathering Permit filed by St. Francis Children's Center to be held on Saturday, March 18, 2017 beginning at 7:00 p.m. and ending at 10:00 p.m. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

UNFINISHED BUSINESS.

III. File No
Planned 2017-2021 Capital Improvement Program, (City Administrator).

The City Administrator presented a draft of the Capital Improvement Program for the years 2017-2021. In particular, she is requesting the Council review the 2017 projects to determine which ones should proceed. Based upon that determination, engineering and design specifications will be prepared and various financing options will be reviewed with the City's financial consultant and bond underwriters.

The City Administrator presented proposed programs for each of the years, focusing on 2017. Specifically, the following projects were presented: 1) Street Asphalt Overlays; 2) Necessary borrowing to complete the Richard E. Maslowski Community Park; 3) Redesign of City Hall and the Police Department, first phase to begin in 2017 would be new Police garage connected to the current building; 4) Replacement of the Police Department digital evidence recording/storage hardware and software, shields and light bar; 5) 2017 portion of the North Shore Water Commission Capital Plan, 6) meter reading equipment and 7) Replace the rails for Bender Bridge. The plan also identifies the borrowing for the booster pump upgrade project from 2016.

The Council reviewed the tentative programs scheduled for 2017 through 2021. Ald. Goldberg asked about the update of the Vision Plan 2020. Ald. Goldberg would like to have each Alderman name a committee to specifically review their district for the plan. He also expressed concern with the idea of focusing on a redevelopment of North Green Bay Avenue and Mill Road. City Administrator Reiss stated that it is anticipated to hire a consultant to assist with community focus groups throughout the updating of the Vision Plan. The focus of the plan will be for the entire city.

After discussion, a motion was made by Ald. Shaw, seconded by Ald. Gelhard, to approve the Capital Improvement Program for 2017, as presented by the City Administrator. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

IV. File No
Safety Improvements-Request for Alley Street light behind 4868 North Navajo Avenue. (Ald. Whitaker).

Alderman Whitaker and City staff received a request in October 2016 for an

additional street light behind 4868 North Navajo Avenue. Recommendation from the Police Chief and City Services was to have the homeowners prune back overgrown trees to allow for the street lights at each end of the alley to have better illumination. The trees were trimmed and after considerable review, it was determined that a street light in the alley behind 4868 North Navajo Avenue is warranted.

Based on staff recommendation, a motion was made by Ald. Whitaker, seconded by Ald. Weise, to approve the request for a street light in the alley at 4868 N. Navajo Ave. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

NEW BUSINESS.

- V. File No
Application for Change of Zoning District, 7800 North Green Bay Avenue – Refer to Plan Commission.

Based on staff recommendation, motion was made by Ald. Goldberg, seconded by Ald. Gelhard, to forward the request to rezone 7800 North Green Bay Avenue to the Plan Commission for review. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- VI. File No
Application for change of zoning, 5858-5866 and 5900-5910 North Green Bay Avenue – Refer to Plan Commission.

Based on staff recommendation, motion was made by Ald. Gelhard, seconded by Ald. Daugherty, to forward the request to rezone 5858-5866 and 5900-5910 North Green Bay Avenue to the Plan Commission for review. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese, Goldberg and Shaw. Noes: None. Absent: None. Motion carried unanimously.

- VII. File No
Ordinance Amending Title 7, Chapter 2, Section 4 subsections (b) and (e) of the Code of Ordinances of the City of Glendale pertaining to Fermented Malt Beverages and Intoxicating Liquor Classes of Licenses.

City Attorney Fuchs explained the amendment to the ordinance restricts the Class B License, where there is no sit down restaurant, not only to planned unit developments but to planned unit developments of 30 or more acres. This amendment will allow the applicant, Total Wine to do business in the same manner as their other stores.

Discussion ensued regarding possible outcomes from the change in the ordinance, including the possibility of bar only occupants at Bayshore and other retailers asking for the this type of license. Attorney Fuchs explained that the City is not required to allow any bar only request and the premises' of each location must meet the ordinance guidelines for consideration of a license.

Motion was made by Ald. Weise, seconded by Ald. Daugherty, to adopt the ordinance amending 7.2.1 and Section 4(b)(e) of the Code of Ordinances of the City of Glendale pertaining to fermented malt beverages and intoxicating Liquor Classes of Licenses as presented. Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese and Shaw. Abstained: Ald. Goldberg. Noes:

None. Absent: None. Motion carried unanimously.

Mayor Kennedy left the meeting at 7:00 p.m.

VII. File No
Legislative & Judiciary Committee Report and Recommendation on Application for Class B Alcohol Beverage Retail License filed by Wisconsin Fine Wines & Spirits, LLC (Total Wine).

The Council reviewed the report from the Legislative & Judiciary Committee. Discussion ensued regarding location of the store, clarification on sample size, classes offered and safety. Representatives for Total Wine discussed safety, explaining that their stores have good relationships with law enforcement, that staff is trained and has a zero tolerance policy regarding behavior. They offer fee based classroom experiences about once a month, all employees are licensed bartenders and samples are closely monitored by supervisors.

Attorney Fuchs stated that since the building has not been built yet, Total Wine would still have to come back to the Common Council for final approval to make sure all aspects of the application falls within the approval guidelines, including receipt of Wisconsin's Seller's Permit and background checks done by the City of Glendale Police Department.

Motion was made by Ald. Weise, seconded by Ald. Daugherty, to approve the application of Wisconsin Fine Wine and Spirits, LLC for a Class B Beer license and a Class B liquor license at the Bayshore Town Center, subject to the following conditions and limitations:

1. Final review, approval, and specific designation of the licensed premises.
2. All samples and classroom servings shall be distributed by licensed operators.
3. There shall be no service for on premise consumption on a per drink charge basis, and service shall be limited to the sampling and classroom components of the Total Wine business model. This provision shall not preclude a general flat fee for class attendance and participation.

Ayes: Ald. Whitaker, Daugherty, Gelhard, Wiese and Shaw. Abstained: Ald. Goldberg. Noes: None. Absent: None. Motion carried unanimously.

RECEIPT OF MONTHLY DEPARTMENTAL REPORTS.

Motion was made by Ald. Whitaker, seconded by Ald. Daugherty, 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.

Ald. Shaw briefly reported on the activities of the North Shore Library Board.

Mayor Kennedy returned at 7:16 p.m.

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 7:19 p.m. until Monday, February 13, 2017 at 6:00 p.m.

Karen Couillard
City Clerk