

CITY OF GLENDALE -- COMMON COUNCIL  
March 12, 2018

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 6:01 p.m.

Roll Call: Present: Ald. Tomika Vukovic, James Daugherty, John Gelhard, Richard Wiese, Steven Schmelzling and JoAnn Shaw. Absent: None.

Other Officials Present: Rachel Reiss, City Administrator; John Fuchs, City Attorney, Thomas Czarnyszka, Police Chief 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, March 8, 2018, 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. Vukovic, seconded by Ald. Shaw, to approve the minutes of the meeting held on February 26, 2018. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously.

PUBLIC COMMENT:

No public comment.

COMMUNICATIONS, APPLICATIONS AND PETITIONS:

- I. File No  
Communication from Director of Public Works Charlie Imig, re: Payment 1 and FINAL to Forward Contractors for work completed on Richard E. Maslowski Community Park concrete sidewalk ramps project.

City Administrator Reiss stated that the original contract was \$30,320.00. The total final invoiced amount is \$35,720.00. This project was funded by the Community Development Block Grant. This is \$5,400.00 over the contract amount because there was an additional concrete ramps replacement required.

Ald. Schmelzling questioned why there would be an 18% overage when the work seemed straight forward and he feels the bid should have been more accurate.

Based upon the recommendation of the Director of Public Works, motion was made by Ald. Shaw, seconded by Ald. Wiese, to approve payment 1 and FINAL in the amount of \$35,720.00. On Roll Call: Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously.

## NEW BUSINESS.

### II. File No

Ordinance Amending Title 13, Chapter 1, Section 142 of the Glendale Code pertaining to Fences and Hedges – Height Regulations.

Mayor Kennedy stated that he had constitutes request that the four foot fence height in residential side yards be changed to allow for the fence height in side yards to coincide with the fence height for rear yards, which is six feet. The Mayor requests the code be amended to allow for the change in side yard fencing.

Ald. Gelhard asked if the neighboring homeowners have input as to the fence height. Ms. Reiss stated that a notification is sent to affected neighbors. Neighbors have the right to contest the fence.

Motion was made by Ald. Gelhard, seconded by Ald. Vukovic, to adopt the Ordinance Amending Title 13, Chapter 1, Section 142 of the Glendale Code pertaining to Fences and Hedges – Height Regulations. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously.

### III. File No

Resolution Setting the Time and Date of the First 2018 Board of Review Meeting.

The annual Board of Review's purpose is to hear appeals from property owners regarding their assessments with the first meeting to be held for a minimum of two hours.

Motion was made by Ald. Schmelzling, seconded by Ald. Shaw to approve the Resolution Setting the Time and Date of the First 2018 Board of Review Meeting on Monday, June 25, 2018 beginning at 4:00 p.m. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously.

### IV. File No

Recommendation from Plan Commission – Review and approval of Certified Survey Map for 6151 and 6161 North Flint Road.

City Administrator Reiss explained that the Plan Commission reviewed the map and recommends approval of the Certified Survey Map with the required administration fee of \$205 and any other required fees.

Ald. Daugherty asked for clarification. Mayor Kennedy stated that the property owner wants to sell one parcel and needed to reconfigure the property lines.

Motion was made by Ald. Shaw, seconded by Ald. Vukovic, to approve the Certified Survey Map for 6151 and 6161 North Flint Road with the requirement of payment of the \$205 administration fee, making the required technical corrections to the document and payment of City Engineer CSM technical review fees, and any other required fees. Ayes: Ald. Vukovic,

Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

V. File No \_\_\_\_\_  
Rescission Agreement and Mutual Release with Rettler Corporation.

Attorney Fuchs stated that as the Council is aware, the project at Maslowski Park took longer than anticipated which increased costs. When the project reached a point at which City Staff felt it could take over and finish by dealing directly with the subcontractors, Retter Corporation was asked to step down. They worked with the City and agreed to release the City to finish on their own at a cost savings.

Ald. Gelhard inquired whether releasing them released potential future injury claims. Attorney Fuchs responded a release from the City does not release any claims by future third parties.

Motion was made by Ald. Shaw, seconded by Ald. Wiese, to approve the Rescission Agreement and Mutual Release with Rettler Corporation. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

VI. File No \_\_\_\_\_  
Proclamation to Designate the Month of April, 2018, As National 911 Education Month.  
Proclamation to designate the Week of April 8-14, 2018, as National Public Safety Telecommunicators Week.  
Proclamation to Designate the Week of May 20-26, 2018 as Emergency Medical Services Week.

On behalf of the County EMS and 911 systems, Mayor Kennedy read the three Proclamations in recognition of the National 911, Public Safety Telecomminctors and Emergency Medical Services.

Motion was made by Ald. Shaw, second by Ald. Daugherty, to adopt the three Proclamations. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Motion carried unanimously.

#### APPROVAL OF ACCOUNTS PAYABLE.

Motion was made by Ald. Shaw, seconded by Ald. Schmelzling, to approve the accounts payable register dated March 12, 2018 for check numbers 40986 to 41027 totaling \$716,097.14 and for prepaid checks, numbers 1429 to 1462 and 40765 to 40941 totaling \$23,015,844.67. On Roll Call: Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling 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. Schmelzling to convene in Closed Session at 6:26 p.m. per Section per 19.85(1)(c) of the Wisconsin Statutes to consider the employment, promotion, compensation or performance evaluation data of Non-represented City employees. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously.

A closed session of approximately 57 minutes was held in which the Council discussed Sergeant Promotion.

Motion was made by Ald. Schmelzling, seconded by Ald. Gelhard to reconvene to open session and regular order of business. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously.

ADJOURNMENT.

There being no further business, motion was made by Ald. Daugherty, seconded by Ald. Gelhard, to adjourn the meeting. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried unanimously and adjournment of the Common Council was ordered at 7:23 p.m. until Monday, March 26, 2018 at 6:00 p.m.

Karen L. Couillard  
City Clerk

Recorded: March 15, 2018