

CITY OF GLENDALE COMMON COUNCIL

Meeting Minutes

July 27, 2020

Regular meeting of the Common Council of the City of Glendale held via Zoom conference call.

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

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

Other Officials Present: Rachel Safstrom, City Administrator; John Fuchs, City Attorney; Mark Ferguson, Police Chief; Megan Humitz, 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.

Administrator Safstrom advised that in accordance with the Open Meeting Law, the local news media was advised on Thursday, July 23, 2020, 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.

CONSENT AGENDA.

- I. File No.
Adoption of Minutes of Meetings held on July 13, 2020, Approval of Monthly Reports, and Payment 2 to UPIC, LLC for work completed on the 2020 Watermain Improvements and Reconstruction Project.

Motion by Ald. Daugherty, seconded by Ald. Gelhard, to adopt the corrected minutes of meeting held on July 13, 2020, to approve Monthly Reports, and Payment 2 to UPI, LLC. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

UNFINISHED BUSINESS.

- II. File No.
Ordinance Amending and Recreating Title 15, Chapter 6, Section 11 of the Code of Ordinances of the City of Glendale Pertaining to Residential Signage.

Administrator Safstrom stated at the July 13, 2020 Council meeting, the Council reviewed the temporary sign ordinance as it relates to residential properties. Attorney Fuchs drafted an ordinance in response to that discussions. The recommendation is to allow temporary signs on private property, and no signage to be allowed in the City right-of-way. Signage must be maintained to avoid deterioration in appearance and may not obstruct the vision triangle on adjacent streets.

Ald. Wiese expressed concern that the ordinance as written is open to misinterpretation. In his district, there are no sidewalks and the definition of a “private lot” may not be specific enough for those unaware of where the right-of-way is located. Mayor Kennedy and Administrator Safstrom stated this is an opportunity to educate the homeowner if a complaint is made, as well as provide information in the newsletters regarding right-of-way versus private property.

Ald. Vukovic requested clarification on the 90-days stipulation in regards to the condition of the sign, and requested an amendment to the language to discuss the quality of the sign itself. Attorney Fuchs stated the language regarding 90 days could be removed from the ordinance, and the intent for the ordinance is a complaint-based system.

Ald. Wiese requested clarification if the ordinance will restrict the size or number of signs on a single property, as there is an abundance of political signage in Glendale. Attorney Fuchs stated in the last Council meeting, the consensus was not to include restrictions on size or number. Administrator Safstrom added this was not included in previous ordinance language, as residential signs were not allowed and confirmed that political signage is not allowed to be regulated at the City level as it is regulated by State Statute.

Mayor Kennedy requested a comparison to neighboring communities.

Ald. Vukovic and Ald. Daugherty raised concern that the more restrictive language of the ordinance will lead to micro-management and unnecessary complaints, making the solution worse than the problem. Ald. Gelhard disagreed, stating there should be specific information in the ordinance in order to enforce the rules.

Motion by Ald. Vukovic, seconded by Ald. Shaw, to strike the language “are not displayed for more than 90 days” from the ordinance language. Ayes: Ald. Vukovic, Gelhard, Wiese, Daugherty, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

Motion by Ald. Schmelzling, seconded by Ald. Gelhard, to approve the Ordinance Amending and Recreating Title 15, Chapter 6, Section 11 of the Code of Ordinances of the City of Glendale Pertaining to Residential Temporary Signage as presented. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: Daugherty. Absent: None. Abstain: None. Motion carried.

There was discussion regarding the size and number of signs. Ald. Wiese questioned if it would be advisable to delay this decision until clear language could be presented.

Motion by Ald. Wiese, seconded by Ald. Gelhard, to layover until the next meeting the Ordinance Amending and Recreating Title 15, Chapter 6, Section 11 of the Code of Ordinances of the City of Glendale Pertaining to Residential Signage with amended language from the City Attorney. Ayes: Ald. Gelhard, Wiese, Schmelzling, and Shaw. Noes: Ald. Vukovic and Ald. Daugherty. Absent: None. Abstain: None. Motion carried.

NEW BUSINESS.

- III. File No.
Review and Approval of Steet Permit for Sprecher Brewing Event located at 701

W Glendale Avenue on August 6, 2020.

Administrator Safstrom stated Staff received an application from Sprecher Brewing for a an event on August 6, 2020 at 701 W Glendale Avenue. The event is to celebrate National Root Beer Float Day with the community by giving away a free root beer float to those that attend. The event is drive-thru only, and the parking lot west of the brewery building will be utilized to accommodate the number of attendees and vehicles. Sprecher has completed a street use permit request, and did go door-to-door to obtain signatures; however, were only able to obtain a few. As this is a new event, it requires approval by the Common Council.

Administrator Safstrom stated the Police Chief, Fire Chief, Director of Public Works, Welcome to Glendale and herself had a meeting with Mr. Boico and Mr. Kanter of Sprecher. Staff is comfortable with the proposed traffic plan. Sprecher would be responsible for the payment of any overtime incurred due to traffic control for the event, with an estimated cost of \$1,278.24. Administrator Safstrom stated the original request for this event had an anticipated turnout of 5,000 people, which was then lowered to 3,000 and again lowered to 1,000. However, the current interest indicated on the Facebook event has over 7,600 individuals expressing interest in attending. The larger potential turnout will potentially cause a challenge in vehicle traffic over the eight-hour span, and does exceed the use of property at the Plan Commission level for occupancy. The recommendation to approve was based on an estimated 3,000 vehicles and the impact on homes in a residential area. The current advertising does not appear to include a traffic pattern for those attending.

Mr. Jim Kanter and Mr. Ilan Boico from Sprecher Brewing were present to respond to concerns or questions from the Council. Mr. Kanter indicated there is currently good marketing in place for the event, and Mr. Boico went to each household in the immediate area to speak with the residents. Administrator Safstrom stated the permit form only had four to six signatures from residents indicating approval. Mr. Kanter clarified there was not conversation with each household; however, information was left at each residence.

Mr. Kanter indicated there is now a map available on their website, as well as in all fliers being distributed. The current plan includes eight stations in order to avoid any traffic backups. Mr. Boico stated Sprecher is working with the other vendors at the event to plan for traffic flow and signage to the event.

Ald. Vukovic expressed concern that not enough residents were notified of the event, outside of those on Glendale Avenue, as there is limited room for traffic and only one way out of the area. Additionally, there needs to be assurance that residents in the area will have clear access to and from their homes, and the current construction already causes congestion.

Ald. Wiese requested input from Chief Ferguson regarding his views on the event. Chief Ferguson stated the number of vehicles does pose a challenge, however assuming the traffic plan is followed it should remain manageable. Mayor Kennedy inquired as to whether Milwaukee Police Department had been contacted regarding any traffic that would potentially back up onto Milwaukee streets, however at this time the Chief confirmed Milwaukee had not been contacted.

Ald. Schmelzling expressed concern regarding health and safety precautions during this time, as well as whether the businesses in the area had also been contacted and made aware of potential traffic issues. Mr. Boico assured the Council that all products being distributed would be individually wrapped and health precautions taken. Additionally, the local businesses were

contacted and made aware of the event.

Mayor Kennedy questioned the plan in place for those arriving on bicycles or pedestrian traffic. Mr. Kanter indicated this event is intended to be drive-through only in order to avoid congestion, and consideration for bicycles has not been made but would be reviewed.

Motion by Ald. Wiese, seconded by Ald. Vukovic, to Approve the Street Permit for the Sprecher Brewing Event located at 701 W Glendale Avenue on August 6, 2020. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

IV. File No. _____
Proclamation to Declare August 8, 2020 as Eagle Scout Recognition Day.

Mayor Kennedy stated he has drafted a Proclamation to recognize the efforts of 5 Boy Scouts in Troop 393, who all attained the rank of Eagle Scout in 2020. The event was originally scheduled to take place in April, however, was postponed due to COVID-19. The proclamation is in recognition of the Scouts' community service and advancement, and would denote August 8, 2022 as "Eagle Scout Recognition Day."

Motion by Ald. Daugherty, seconded by Ald. Schmelzling, to approve the Proclamation to Declare August 8, 2020 as Eagle Scout Recognition Day. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

V. File No. _____
Review and Approval of procedure for public hearings during pandemic utilizing Zoom meeting platform.

Administrator Safstrom stated recently the City has reverted to the Zoom meeting platform. The City has two public hearings scheduled for the Plan Commission on August 3, 2020. The notices have been published in the North Shore NOW prior to this change in platform. In addition, it may be necessary to hold additional public hearings in this manner.

Administrator Safstrom stated Staff recommends that the City Hall continue to be open during the August 3, 2020 meeting for anyone that wishes to address the Council and Plan Commission during the public hearings. The Zoom meeting will be connected to large monitors, and if a member of the public chooses to speak they would be able to sit at the laptop and make their statement. Residents that do not wish to come to City Hall would have an opportunity to call into the meeting or login to the meeting remotely, while the Mayor will still be able to limit speaking time. To ensure the most transparency and ability to comment, this format is recommended for all future public hearings until we can resume fully to in-person meetings.

Motion by Ald. Vukovic, seconded by Ald. Gelhard, to approve the public hearing procedures as identified. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

VI. File No. _____
Update to the Council regarding the payment schedule as it relates to the Johnson Controls contribution for the Amphitheater.

Administrator Safstrom stated in 2016, Ald. Wiese worked to obtain naming rights agreements with several entities to assist in the funding of the park amenities. Johnson Controls had signed an agreement for the Community Stage and Amphitheater. The agreement was for three years with an option to be extended. Staff received information earlier this year that Johnson Controls would not be extending the agreement. The total amount received from Johnson Controls is \$270,000. The outstanding debt for that amenity within the project is \$630,000, and does not include the interest on the borrowing. David Hobbs Honda has a similar clause after 5 years.

Administrator Safstrom stated it would be ideal to find another donor to cover the remaining debt for the amenity. The current financial situations will make this difficult for many businesses to consider. This could be an opportunity for Welcome to Glendale to assist in trying to find a suitable donor. Until a donor is found, the payments will need to be covered by general tax levy.

Ald. Wiese provided clarification that the current agreement is with the Johnson Controls Foundation, and not Johnson Controls Corporate. The Foundation has expressed an interest in continuing an agreement, however not at the current contribution level. The current agreement for three years was clarified to be three one-year agreements. Pending approval from the Council, Ald. Wiese expressed he would continue to pursue another agreement with the Johnson Controls Foundation. A lack of board meetings and reduction in finances due to the effects of COVID-19 has made things more challenging.

Mayor Kennedy and Ald. Gelhard questioned the overall impact the outstanding debt will have on the budget and overall payment of the debt. Administrator Safstrom indicated the general tax levy would need to be utilized to fund the payments. The debt service fund balance is not significant. If Johnson Controls Foundation reduces their contribution, but continues to contribute, it is possible to find other companies to cover the balance.

Ald. Vukovic requested the presence of either the City Administrator or Deputy City Administrator at all negotiations, to ensure clarity in the agreement and for the purpose of the budget. Mayor Kennedy stated he was present at the original meeting in which Ald. Wiese negotiated with Johnson Controls Foundation on behalf of the City, and would also recommend the presence of the City Attorney.

Mayor Kennedy recommended a motion to authorize Ald. Wiese to negotiate with Johnson Controls Foundation on behalf of the City of Glendale, with the assistance of the City Administrator and Attorney Fuchs.

Motion by Ald. Vukovic, seconded by Ald. Shaw, to authorize Ald. Wiese to negotiate with Johnson Controls Foundation on behalf of the City of Glendale. Ayes: Ald. Vukovic, Daugherty, Gelhard, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: Ald. Wiese. Motion carried.

VII. File No. _____

Review and possible action on Community Development Fee Schedule.

Administrator Safstrom stated from time to time it is important for the City to review fees. A survey of Community Development Fees as they are compared to communities of comparable size was conducted, and an analysis completed. At this time, Staff does not recommend amending

the fees. The City charges an additional administration fee for the building permits. In many cases, these offset the lower fees in the Community Development area.

This item was discussed for informational purposes only.

VIII. File No.
Resolution Amending the 2020 General Fund Budget.

Administrator Safstrom stated the Council approved the 2020 Annual Program Budget on November 11, 2019. The Budget included wage reserve for raises approved by the Council for 2020. This Resolution reallocates the wage reserve funds to the appropriate program area. This resolution also reallocates additional funding for Library services. At the time of budget approval, we were hopeful the new Library contract could be finalized. There was funding set aside in contingency in the event the contract was not approved. The contingency fund has historically not been utilized. Finally, IT services were restructured from a staffing level to a contracted service with the Village of Bayside. The amount was fully budgeted, the change is a simple reallocation of budget line items. The resolution does not change the overall expenses for the General Fund.

Administrator Safstrom provided clarification regarding the change of funds from Police Support Services – Salaries and Wages to Police Support Services – Contractual Services. IT services have been relocated to a team of people based out of Bayside, and as they are contracted it was logical to amend the budget description as well.

Motion by Ald. Daugherty, seconded by Ald. Vukovic, to adopt the Resolution Amending the 2020 Annual Program Budget. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

IX. File No.
Discussion of Advanced Disposal Contract.

Administrator Safstrom stated in 2014, the City of Glendale entered into a 10-year contract with Advanced Disposal for the collection of solid waste, recycling, and yard waste. In 2018 and 2019, the City had some challenges with Advanced Disposal. There was some staff change over and training that caused many missed collections. Additionally, their customer service line was centralized which increased complaints. Ultimately, City staff was able to work with Advanced Disposal to rectify the situation and streamline any complaints or challenges through City staff for better service.

Administrator Safstrom stated in 2020, the Advanced Disposal staff, to adhere to the contract, began tagging yard waste that was not properly bundled. The contract is clear that residents must bundle the branches or have them in an appropriate receptacle for collection. Over the past few months, many residents have contacted the Department of Public Works regarding yard waste collection. Staff has been able to educate and resolve many issues. Staff has recommended complaints come directly to us that we may keep a log and be able to assist in developing solutions and ensure adherence to the contract. A possible consideration is pursuit of utilization of the Bridgewood site as a location for self-service yard waste drop-off.

Ald. Wiese expressed challenges in District 4 and has asked for discussion of the contract. Residents have indicated to the Alderman that there appears to be a lack of consistency in which

items are tagged by Advanced Disposal.

Ald. Vukovic inquired if Advanced Disposal could photograph items that were not picked up, to provide assistance to Staff in resolving resident complaints. Administrator Safstrom stated this was done previously, and will inquire with Advanced Disposal to determine if this is an option to resume.

Administrator Safstrom stated there has not been an abundance of bulk items left at the curbs, and it is believed to be a result of the dumpster days provided. Advanced Disposal has agreed to provide this service two times per year, in September and May, to continue to reduce the bulk items left for pick-up. This service would be in addition to, and not instead of, regular pick-ups.

Ald. Schmelzling requested a comparison to other cities in regards to the cost and options of garbage services. Administrator Safstrom stated Waste Management is in the process of a merger with Advanced Disposal, which will leave only two options for future contracts. Currently, the cost of brush pick-up is approximately \$120,000 per year, which averages out to approximately \$21 per household. The current contract with Advanced Disposal is not affected by the merger, and will remain in effect until January 2025.

This item was discussed for informational purposes only.

COMMISSION, COMMITTEE AND BOARD REPORTS.

There were several updates from Council members, on the activities of the various Commissions, Committees and Boards on which they serve.

CLOSED SESSION.

Motion by Ald. Vukovic, seconded by Ald. Shaw, to convene in Closed Session per Wis. Stats. §19.85(1)(e) for Deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session (discussion on North Shore Library agreement and potential relocation of facility). Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: None. Motion carried.

A closed session of approximately 20 minutes was held. The Council discussed the North Shore Library Agreement and potential relocation of the facility.

Motion by Ald. Gelhard, seconded by Ald. Shaw, 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.

ACTION ON CLOSED SESSION ITEMS.

No action was taken on items discussed during closed session.

ADJOURNMENT.

There being no further business, motion was made by Ald. Gelhard, seconded by Ald. Shaw, to adjourn the meeting. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried and

adjournment of the Common Council was ordered at 8:05 p.m., until Monday, August 3, 2020, at 6:00 p.m.

Megan E. Humitz
City Clerk

Recorded: July 28, 2020.