

CITY OF GLENDALE COMMON COUNCIL
October 22, 2018

Regular meeting of the Common Council of the City of Glendale held in the David Hobbs Honda for the People Community Room, located at Richard E. Maslowski Park, 2200 West Bender Road, Glendale, Wisconsin.

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

Roll Call: Present: Ald. Tomika Vukovic, John C. Gelhard, Richard Wiese, Steve Schmelzling and JoAnn Shaw. Absent: Jim Daugherty.

Other Officials Present: City Administrator Rachel Reiss; City Attorney John Fuchs; Police Chief Mark Ferguson, and City Clerk Miranda Etzel.

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 Reiss advised that in accordance with the Open Meeting Law, the local news media was advised on Friday, October 19, 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. Wiese, seconded by Ald. Gelhard to approve the minutes of the meeting held on October 8, 2018 upon correction. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Abstain: None. Absent: Ald. Daugherty. Motion carried unanimously.

PUBLIC COMMENT.

Benjamin Mittag, 5756 North Milwaukee River Parkway, expressed concern of the Police Officers driving on North Milwaukee Parkway driving over the speed limit, without emergency lights on. Chief Ferguson stated he would review the situation.

Robert Cronwell, 7530 North Applewood Lane, asked if Minutes from Police Commission Meetings will be placed on the City of Glendale's website. Administrator Reiss stated that the minutes are anticipated to be posted soon as they were recently received.

COMMUNICATIONS, APPLICATIONS AND PETITIONS.

I. File No

Communication from Director of Public Works, Charlie Imig, regarding Payment 1 and FINAL to Zenith Tech, Inc. for work completed on CDBG Sidewalk Project 2018.

Motion was made by Ald. Wiese, seconded by Ald. Schmelzling to approve Payment 1 and FINAL to Zenith Tech, Inc. for the work completed on CDBG Sidewalk Project 2018 in the amount of \$21,373.66. On Roll Call Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

II. File No

Communication from Director of Public Works, Charlie Imig, regarding Payment 3 to American Sewer Services, Inc. for work completed on 2018 Roads Program – Phase 1.

Motion was made by Ald. Gelhard, seconded by Ald. Vukovic to approve Payment 3 to American Sewer Services, Inc. for work completed on 2018 Roads Program – Phase 1 in the amount of \$221,428.26. On Roll Call Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

III. File No

Communication from City Administrator, Rachel Reiss, regarding Applications for Permit to Sell Christmas Trees from Mega Marts, LLC (Pick 'n Save – 6969 North Port Washington Road), Village Outdoor Living (6075 North Green Bay Avenue), and Kenneth Ottman (Ottman Christmas Trees – 5982 North Port Washington Road).

Administrator Reiss stated that these are annual requests, and there have not been any issues in the past with any of the applicants.

Motion was made by Ald. Shaw, seconded by Ald. Gelhard to approve Applications for Permit to Sell Christmas Trees from Mega Marts, LLC (Pick 'n Save – 6969 North Port Washington Road), Village Outdoor Living (6075 North Green Bay Avenue), and Kenneth Ottman (Ottman Christmas Trees – 5982 North Port Washington Road). Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

IV. File No

Communication from City Administrator, Rachel Reiss, regarding Request for Extended Holiday Hours at Kohl's – Bayshore Town Center.

Administrator Reiss stated Kohl's requests to be open longer than the permitted hours of 6:00 a.m. to 10:00 p.m. during the 2018 Holiday Season, as follows:

Thursday, November 22, 2018:	5:00 p.m. to 12:00 a.m.
Friday, November 23, 2018:	12:00 a.m. to 12:00 a.m.
Friday December 21, 2018:	7:00 a.m. to 12:00 a.m.
Saturday, December 22, 2018:	6:00 a.m. to 12:00 a.m.

Sunday, December 23, 2018: 6:00 a.m. to 12:00 a.m.
Monday, December 24: 6:00 a.m. to 6:00 p.m.

Administrator Reiss stated that in the past, Council has approved the request, and also authorized the Administrator to authorize hours for additional requests received from retail stores as they were received. Council would be updated as requests are approved.

Chief Ferguson has determined the hourly rate to patrol the additional time to be \$93.57, per hour, which will cover the cost of overtime for additional officers.

Ald. Vukovic asked why there is a cost for the additional hours and is each entity paying for the same hours.

Administrator Reiss explained that cost is to cover the overtime officers will be patrolling the area outside of the normal hours Kohl's is open. If additional requests are obtained, the entities would share in the total costs incurred.

Motion was made by Ald. Shaw, seconded by Ald. Wiese to approve extended hours at Kohl's – Bayshore. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

NEW BUSINESS.

V. File No

Ordinance Amending Section 7.1.6 relating to Restrictions on Keeping Dogs, Cats, Fowl, and Other Animals; and Creating Section 7.1.27 regarding Trap, Neuter, Release, of the Glendale Municipal Code.

Administrator Reiss stated that Glendale is part of the Milwaukee Area Domestic Animal Control Commission (MADACC). From time to time, MADACC requests amendments to our ordinances to assist with their process and procedures.

Ald. Schmelzling asked what fees the registered agent will be responsible for.

City Attorney Fuchs explained that fees are incurred with the capturing of animals, and are passed through.

Ald. Gelhard asked if the amendment of the Ordinance came from MADACC, not citizens. Administrator Reiss stated that there are no known concerns from citizens. Mayor Kennedy stated that the Municipality pays fees to MADACC. It is easier for MADACC to enforce ordinances if the communities are consistent.

Based on the recommendation of Administrator Reiss, motion was made by Ald. Schmelzling, seconded by Ald. Wiese to approve Ordinance Amending Section 7.1.6 relating to Restrictions on Keeping Dogs, Cats, Fowl, and Other Animals; and Creating Section 7.1.27 regarding Trap, Neuter, Release, of the Glendale Municipal Code. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

VI. File No

Ordinance Amending and Recreating Section 3.3.9 relating to Records Destruction, of the Glendale Municipal Code.

City Attorney Fuchs stated that the State of Wisconsin published a manual which has been provided, and is extensive. The manual is uniform, is updated periodically to be consistent with changes in the law. City Attorney Fuchs stated that the best approach would be to adopt the manual by reference, and our Ordinance will always be consistent with State Law.

Based on the recommendation of City Attorney Fuchs, motion was made by Ald. Shaw, seconded by Ald. Wiese to approve Ordinance Amending and Recreating Section 3.3.9 relating to Records Destruction, of the Glendale Municipal Code. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

VII. File No

Communication from City Administrator, Rachel Reiss, regarding Authorization to Purchase Bobcat Toolcat for the Department of Public Works.

Administrator Reiss explained that as discussed at the budget review meeting, the Public Works Department is looking to purchase an additional piece of equipment. Purchase of the this equipment will increase efficiencies for removing snow from sidewalks.

Ald. Wiese stated that he suggested another piece of equipment to Director of Public Works, Charlie Imig.

Administrator Reiss stated that Director of Public Works, Charlie Imig considered the alternate equipment, but that piece of equipment only had one (1) seat, whereas the Bobcat Toolcat has two (2) seats. This will allow for one person to drop off someone to shovel a bus stop while the other plows the street.

Motion was made by Ald. Vukovic, seconded by Ald. Shaw to Authorize the Purchase Bobcat Toolcat for the Department of Public Works. On Roll Call Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

VIII. File No

Resolution to Amend the 2018 General Fund Budget for the purchase of a Bobcat Toolcat.

Administrator Reiss recommended a Motion to adopt the Resolution to Amend the 2018 General Fund Budget for the purchase of a Bobcat Toolcat.

Based on the recommendation of Administrator Reiss, motion was made by Ald. Shaw, seconded by Ald. Vukovic to approve Resolution to Amend the 2018 General Fund Budget for the Bobcat Toolcat. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

IX. File No _____

Communication from Deputy City Administrator, Shawn Lanser, regarding Authorization to Recruit an Accountant Position.

Administrator Reiss explained that Deputy City Administrator Shawn Lanser has continued to assume more responsibilities over the years. The City has not transitioned journal entry preparation or posting entries to other staff. Administrator Reiss stated that hiring an account would allow Deputy City Administrator Lanser to take more of a journal entry approval role, transition account payable review of invoices under a certain dollar threshold, and allow him to spend more time working on City project implementation. The Accountant position will relieve the Deputy City Administrator from some duties as well as take over many of the City Treasurer duties when she retires. Some of the current City Treasurer duties such as licenses and permits and Board of Appeals will go back to the City Clerk.

Motion was made by Ald. Wiese, seconded by Ald. Schmelzling to Authorize the Recruitment of an Accountant Position. On Roll Call Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

VIII. File No _____

Resolution to Amend the 2018 General Fund Budget for the allocation of Salaries and Wages.

Based on the recommendation of Administrator Reiss, motion was made by Ald. Vukovic, seconded by Ald. Shaw to approve Resolution to Amend the 2018 General Fund Budget for Salaries and Wages. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

RECEIPT OF MONTHLY DEPARTMENTAL REPORTS.

A motion was made by Ald. Vukovic, seconded by Ald. Shaw, to place the monthly departmental reports on file. Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

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 was made by Ald. Shaw, seconded by Ald. Gelhard to convene in Closed Session at 6:34 p.m. per Section 19.85(1)(c) of the Wisconsin Statutes to consider the employment, promotion, compensation or performance evaluation data of City employees (Police Negotiations and Police Chief Compensation Package) and per Section 19.85(1)(e) of the Wisconsin Statutes, deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or

bargaining reasons required a closed session. (Discussion with legal counsel re: status of the renegotiation of Bayshore Development Agreement.). Ayes: Ald. Vukovic, Gelhard, Wiese, Schmelzling and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried unanimously.

A closed session of approximately 60 minutes was held in which the Council discussed Police Negotiations, Police Chief Compensation Package, and renegotiation of the Bayshore Development Agreement.

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

POSSIBLE ACTION REGARDING POLICE NEGOTIATIONS

No action was taken on this item.

POSSIBLE ACTION REGARDING POLICE CHIEF COMPENSATION PACKAGE

A motion was made by Ald. Gelhard, seconded by Ald. Wiese, to raise the compensation of the Police Chief to \$109,257.00, effective January 1, 2019.

Ald. Shaw offered an amendment to the motion, seconded by Ald. Vukovic to amend the salary to \$110,558.00. Ayes: Ald. Vukovic, Wiese, Schmelzling and Shaw. Noes: Ald. Gelhard. Absent: Ald. Daugherty. Motion carried.

The motion to raise the compensation of the Police Chief to \$110,558 effective January 1, 2019 Ayes: Ald. Vukovic, Wiese, Schmelzling and Shaw. Noes: Ald. Gelhard. Absent: Ald. Daugherty. Motion carried.

CONTINUED DISCUSSION AND POSSIBLE ACTION REGARDING SERGEANT PROMOTIONS (LAYOVER FROM 10-8-18 AGENDA)

Motion by Ald. Vukovic, seconded by Ald. Schmelzling to direct the Police Commission to fill the non-represented vacancies with the benefit package outlined in the current employee handbook.

ADJOURNMENT.

There being no further business, motion was made by Ald. Shaw, seconded by Ald. Vukovic, to adjourn the meeting. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: Ald. Daugherty. Motion carried and adjournment of the Common Council was ordered at 7:42 p.m. until Monday, November 12, 2018 at 6:00 p.m.

Miranda Etzel
City Clerk

Recorded: October 23, 2018