

CITY OF GLENDALE COMMON COUNCIL

Meeting Minutes
September 13, 2021

Regular meeting of the Common Council of the City of Glendale held in City Hall, 5909 North Milwaukee River Parkway, Glendale, Wisconsin.

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

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

Other Officials Present: Rachel Safstrom, City Administrator; John Fuchs, City Attorney; Mark Ferguson, Police Chief; Charlie Imig, Director of Public Works; Todd Stuebe, Director of Community Development; and 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, September 9, 2021, 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.

PUBLIC HEARING: GATHER PUBLIC INPUT ON THE OPTIONS OF A STAND-ALONE CITY OF GLENDALE LIBRARY OR A NEW NORTH SHORE LIBRARY IN THE VILLAGE OF BAYSIDE.

Administrator Safstrom stated at the last Council meeting, the Common Council scheduled a public hearing. This was at the recommendation of the Library Review Committee. The Library Review Committee was formed after the Council approved a Resolution to leave the North Shore Library. The Committee met for approximately one year to gather information and make a recommendation to the Common Council on next steps. Mayor Kennedy opened the public hearing

Administrator Safstrom provided a history on the North Shore Library agreement and how we have arrived at the point of a public hearing. Mayor Kennedy provided a history on the existence of the North Shore Library and fiscal agent support, and the ultimate decision to give notice to leave the North Shore Library in summer of 2020. Mayor Kennedy indicated an outside consultant was hired to determine the future of a Glendale library, and at the same time as a decision was nearing the Village of Bayside came forward with a proposal for their own library and the possibility of partnering with Glendale on the project. The agreement would be negotiated with four communities, with the building itself housed in Bayside, and this has led to the request for public input. If the City proceeded with a Glendale library, it would be funded by taxpayers at a cost double what the City currently pays and this would require a referendum. If a new agreement was reached with Bayside, the cost would be under \$500,000 per year with an upfront capital cost of \$2 million to join.

Glendale resident Carol Pierner, 5505 N. Shasta Drive, stated she was formerly on the library board, at which time they came up with a proposal for the North Shore Library and the idea of a stand-alone facility was turned down. She expressed that it would be a shame to have a city without a library when all prior administration wanted an innovative idea and built what is currently here. Ms. Pierner stated Glendale cannot afford its own library because of the large population of blue collar workers residing in the community, and she is sad the City did not have the conviction to maintain the current agreement with the facility here. Ms. Pierner raised the question if the schools in the City have been polled to determine their desired outcome. Mayor Kennedy stated the Nicolet High School Superintendent asked to join the other communities in a Bayside agreement, however the Superintendent for Glendale/River Hills is very new and there has not been an opportunity for discussion.

Glendale resident Helaine Glass, 6911 N. Crestwood Dr. Stated she was a school librarian and library committee member. She is concerned the City will stuck in the same situation it is leaving with a new library agreement, as the proposed building is too small and has nowhere to expand, the City wouldn't have control over the library, and four communities that couldn't agree before in the existing agreement could potentially disagree again. Based on what she read in the proposal, the minimum space recommended is 25,000 square feet, and for four communities would be 35,000, which are minimum standards for space and materials.

Glendale resident Anna Robbins, 2520 W. Margaretta Ct., questioned why the City did not join in with the Brown Deer Library which is a new facility and very close to Glendale. She considers this to be an efficient and economic solution to consider. Mayor Kennedy stated Brown Deer approached all of the North Shore communities, and none chose to join in their agreement and at this time a partnership is not up for discussion. He added the MCFLS is open to any residents of Milwaukee County, allowing Glendale residents to visit any county library.

Glendale resident Richard Nelson, 6945 N. Milwaukee River Parkway, stated he was the director at the North Shore Library for 20 years. He expressed his pride in the library, but admitted the facility is overcrowded. He acknowledged the service and staff at the library were great, and it is his hope something can be worked out in a North Shore agreement that will be economically sound and provide great service. In a study done on financial considerations, it appears the best option is a joint agreement.

Glendale resident Rob Cronwell, 7530 N. Applewood Lane, would like to see the financial figures to join the Brown Deer Library, which seems to be a more convenient option and financially lowest cost option as opposed to joining with Bayside. He expressed that people located on other sides of Glendale would be more likely to visit the Villard Library or the Village of Whitefish Bay Library. Mr. Cronwell also suggested the possibility of taking over the current space from the existing North Shore Library, which would also seem to be a lower cost option.

Glendale residents Marci and Lance Pittleman, 2817 W. Green Tree Road, stated the proposals provided are too vague. They questioned if the City proceeds with a standalone library, why a new building would need to be purchased as opposed to staying in the current location. They also expressed concern over what will happen to the current library staff. Mayor Kennedy indicated a location has not yet been determined if the City would have a standalone library. The proposal would have to go to referendum first to determine if a standalone library is even possible, after which time when a referendum is passed the City could begin shopping for space either in a new location or the existing building. In terms of staff, the Mayor is unable to speak to what will happen

with the current staff after the current system dissolves. Mr. Pittleman asked if there is an estimated cost associated with the option of pursuing a new Glendale library. Mayor Kennedy stated there was a proposal to move to a new space, which would have been \$800,000 to purchase, plus \$400,000 in renovations, plus another \$1.5 million in materials to start from scratch. The estimated operating costs are \$900,000-\$1 million per year. There was an offer of approximately \$1.5 million to the City to buy the space the current library is housed in, which is currently zoned institutional and will go back on the tax rolls and generate around \$25,000 annually. Mr. Pittleman also asked about the possibility of joining the Whitefish Bay Library. Mayor Kennedy stated the Village of Whitefish Bay does not want partners in their library.

Glendale resident Catherine Hansen, 5802 N. Ames Terrace, stated she was on the library committee and the process has been an open process with information available to the public. She indicated that after looking into many options and surveying the population, it came out strongly that residents were in favor of a new library. She supports the City of Glendale having a standalone library, as it can provide great services, engagement for the public, and an overall larger space. She believes the Bayside space is likely going to be too small to meet the needs of multiple communities.

Glendale resident Mary Jo Wellenstein, 5765 N. Crestwood Boulevard, asked if the City would have it's own library if they would have access to the funds accumulated in the Friends of the North Shore Library, and also inquired on the timeline for this process. Mayor Kennedy stated the Friends of the North Shore Library would need to determine the fate of their funds, as they are a 501(3c). The timeline provides that Glendale will be out of the North Shore Library by the end of 2023, and therefore if the City would need to go forward with a referendum it would be in April 2022. He could not provide specifics on the Bayside development timeline.

Glendale resident Fred cohn, 2228 W. Acacia Road, questioned if the City has approached Bayshore for the possibility of housing a new library on their premises. Mayor Kennedy indicated they have been approached, and it would be cost prohibitive.

Glendale resident Tom Seery, 5672 N. River Forest Drive, questioned if the City would build it's own library, will the County charge us for statutory requirements. Administrator Safstrom clarified if we do not have our own library or join in an agreement with another library, then there is a cost of \$908,000 from the County to be part of the federated system. Mr. Seery questioned how the option of Bayside became an option in the first place and what the timeline for the agreement between the communities is anticipated to be. He does not support the idea of moving to Bayside, as it is too far from Glendale. Mayor Kennedy stated a developer approached the Village of Bayside with a large scale proposal with a multi-level development to include the library. The anticipated timeline for an agreement is over the next three weeks, as the construction would start upon a full agreement between the communities.

Glendale resident Elizabeth Hieb, 806 W. Rock Place, questioned what the relative space is of the new location compared to the current location, and what the intention is for the current North Shore Library space once it is vacated. Mayor Kennedy stated the current location is 16,000 square feet and located in the basement of the building. The Bayside space is 26,000 square feet, located on the first floor of a building with an outdoor courtyard for kids and senior programming. The City of Glendale currently owns the floor of the building where the existing library is located, and the owner of the remainder of the building has offered to purchase the space if Glendale leaves, however an official offer is not on the table.

Glendale resident Dan Hess, 2055 N. Green Tree Road, suggested the City look into other pieces of property in the City, including the large parcel occupied by Glen Hills School. He questioned if it be a viable option, as the school does not appear to be maximizing their use of the property.

Glendale resident Robin Cohn, 2228 W. Acacia Road, stated she was on the library foundation board. She raised the question on what the next steps will be and who will make those decisions. Mayor Kennedy stated the Bayside agreement has not been voted on by any communities, and Glendale will not consider joining unless all three other communities would join first. If that option is voted down, it would mean the City would be stating they are moving forward with another option such as building a new library in Glendale. Currently there is not an agreement ready to take to the four communities, or present to the public.

Glendale resident Diane Kane, 6921 N. Rockledge Avenue, questioned if all four communities do not agree to the Bayside location, will it still be done with only two communities. She inquired what would happen if the City did not participate in the Bayside agreement, and then would have a failed referendum. Mayor Kennedy stated if Glendale does not join the Bayside agreement and the referendum would fail, we would have to go elsewhere and ask to join as those are the only two options at this time and there is enough community interest to pursue either option.

Glendale resident Nancy Thomadsen, 7026 N. Longview Avenue, thinks the library is an investment in Glendale's future and the City should not underestimate how important it is. She added that having a facility in the City with easy access for residents would be worth the extra effort, despite the cost.

Mayor Kennedy called three times for anyone else on the Zoom call or in the Council Chambers that wished to speak for public comment. Hearing no additional public comment, Ald. Gelhard the motion to close the public hearing, seconded by Ald. Wiese. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

PUBLIC COMMENT.

No public comment.

CONSENT AGENDA.

I. File No. _____

Adoption of Minutes of Meeting held on August 23, 2021, Approval of Accounts Payable, and Approval of Music in the Glen Committee Appointment.

Motion by Ald. Schmelzling, seconded by Ald. Daugherty, to adopt the minutes of the meeting held on August 23, 2021, Approve Accounts Payable, and Confirm Music in the Glen Appointment. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

NEW BUSINESS.

II. File No.

Recommendation from Mayor Kennedy for Attorney Services 2022-2024.

Mayor Kennedy stated in April 2019, the Common Council renewed the contract with Attorney John Fuchs for General Counsel/City Attorney services with a three-year term. The term was anticipated to end April 30, 2022. Mr. Fuchs gave notice in April of this year of his desire to end his contract effective December 31, 2021. Pursuant to section 2.3.7 of the City Code of Ordinances, on May 10, 2021, the Common Council authorized a committee of Ald. Daugherty, Ald. Gelhard, the City Administrator and the Mayor for the review of proposals received for the City Attorney position. Three proposals were received timely for the position when it closed on July 2, 2021. The proposals were reviewed by the Committee. The Committee interviewed all three firms, and is unanimously recommending for appointment Attorney Nathan Bayer as General Legal Counsel/City Attorney and Attorney Charles Polk as Deputy Counsel for the term of January 1, 2022 - December 31, 2024. Copies of their resumes were provided to Council. In addition, the Committee is recommending that the Council approve Attorney John Fuchs as General Counsel for the Community Development Authority for the same three-year period, which will allow him to continue working on the Bayshore agreements.

Glendale resident Rob Cronwell, 7530 N Applewood Lane, stated in his review of the ordinance written with the intention of appointing a new City Attorney, it appears the City is not following the ordinance. It is Mr. Cronwell's understanding that a special review committee was formed and reduced the candidate pool to the selected number. After the selection, he thought the recommendation was to come before the Mayor, Common Council, and City Administrator, however he believes the option for the Council to narrow down the pool to two choices was skipped. Additionally, Mr. Cronwell questioned why there was no agenda, minutes, or noticing of the meeting of the review committee. Mayor Kennedy clarified the interviews were private, did not consist of a quorum, and did not require noticing.

Attorney Nathan Bayer and Attorney Charles Polk were present at the meeting to answer questions from the Common Council.

Ald. Wiese requested the current City Attorney's opinion on the issues raised by Mr. Cronwell. Attorney Fuchs clarified that since he has removed himself from the running for the position, only two candidates remained and therefore there was no need to do anything further.

Ald. Schmelzling questioned the Council members on the selection committee as to what were the items that brought them to select these two candidates as their top choice. Ald. Daugherty responded that he was focused on technical competence, the ability to interact well with others, a positive work relationship with the City going forward, and overall cost effectiveness. This team discussed issues likely to happen in the community and were focused on a positive experience with the City. Ald. Gelhard added that since Attorney Bayer works with the Village of Shorewood, he already has familiarity with the North Shore, which will be helpful going forward. Mayor Kennedy provided that one of the firms considered had no clients in Milwaukee County and the attorney is currently a town attorney in Washington County.

Ald. Vukovic raised the question of whether or not Attorney Fuchs applied for the position. Attorney Fuchs stated he did apply, however it was in conjunction with another firm because at this point in life he was not sure he wanted to commit to the amount of work required of a City

Attorney on his own. Ald. Vukovic stated there could have been value in having a City Attorney with our current attorney as the deputy, in order to share his experience and teach someone the ropes. Ald. Daugherty added the committee tried to weight out the options moving forward, along with how involved Attorney Fuchs would wish to be, and the firms' experiences.

Ald. Wiese followed up Ald. Vukovic's questions and concerns stating he hopes that Attorney Fuchs will remain available in an ancillary position to answer questions from the new attorneys. Attorney Bayer stated he hopes to be able to reach out to Attorney Fuchs for his institutional knowledge. He also expressed hope that he will be able to build a long-term relationship with the City as the City Attorney, and understands the challenges and questions typical of the North Shore.

Administrator Safstrom made the statement that due to the change in fee structure with the new City Attorneys, it will be imperative that Council and Staff go through the office of the Administrator for any potential legal questions in an effort to control any fees incurred by the City. Attorney Bayer added he will likely begin sitting in on meetings on his own prior to beginning in his position in an effort to better understand the municipality.

Ald. Shaw questioned what the process will be to contact the City Attorney in the event Administrator Safstrom is not available. Administrator Safstrom clarified she is always available for emergencies.

Motion by Ald. Gelhard, seconded by Ald. Daugherty, to confirm the appointment of Attorney Nathan Bayer as General Legal Counsel/City Attorney, Attorney Charles Polk as Deputy Counsel for the term of January 1, 2022-December 31, 2024 and confirm the appointment of Attorney John Fuchs as Legal Counsel for the Glendale Community Development Authority for the same three-year period. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

III. File No. _____
Ordinance Amending Section 5.2.7 of the Glendale Municipal Code.

Administrator Safstrom stated at the last Council meeting it was noted that the Council by ordinance did not have the authority to override the rules for a public bonfire at Nicolet High School. The amended ordinance will give Council authorization to grant permits for the burning regulations.

Glendale resident Rob Cronwell, 7530 N Applewood Lane, expressed concern that residential fire pit exceptions were not included in the ordinance change, and wanted to know when the Council will approve the Nicolet High School bonfire. Mayor Kennedy clarified the approval was granted at the August 23, 2021 Council meeting. Attorney Fuchs added the Council had the authority to make the change, however Mr. Cronwell's suggestion at the meeting for the ordinance change simply provided an improvement to the language.

Motion by Ald. Vukovic, seconded by Ald. Shaw, to adopt the Ordinance Amending Section 5.2.7 of the Glendale Municipal Code. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

IV. File No. _____

Review and Recommendation from Legislative, Judiciary & Finance Committee to Approve the Application for Class “A” Beer and Class “A” Liquor license authorizing the retail sale consumption off the premises, filed Target Corporation – Target Store T-2877, located at 5701 N. Lydell Avenue, Glendale, WI 53217.

Administrator Safstrom stated the State of Wisconsin requires any business selling alcohol to have an Alcohol Beverage License. All other licenses have been approved for the current location and all background checks have been concluded by the City of Glendale Police Department. The Legislative, Judiciary & Finance Committee held a meeting on September 13, 2021. The Legislative, Judiciary & Finance Committee recommended the approval of a Class “A” (beer) Retailer License, and Class “A” (liquor) Retailer License Filed by Target Corporation – Target Store T-2877, located at 5701 N. Lydell Avenue. The premise description includes online order pickup at dedicated guest parking stalls in the front of the lot, including pathways utilized for access to the stalls. Target Corporation – Target Store T-2877, meets all statutory requirements to be issued Class “A” beer and liquor licenses. Proposed agent, N. Sotiros, was approved by the Police Department. All applications are on file in the Clerk’s office. The appropriate background checks were completed by the Police Department. The Glendale Police Department has no concerns over the license issuance, as long as Target Corporation adheres to the following parameters: installation of cameras on pickup lanes in parking lot, and a process to check identification for pickup and delivery to confirm legal age.

Motion by Ald. Wiese, seconded by Ald. Daugherty, to approve Class “A” Beer and Class “A” Liquor license authorizing the retail sale consumption off the premises, filed Target Corporation – Target Store T-2877, located at 5701 N. Lydell Avenue, Glendale, WI 53217. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

V. File No. _____

Consideration of an Initial Resolution Regarding Revenue Bond Financing for Outreach Community Health Centers, Incorporated Project. Information with respect to the job impact of the project will be available at the time of consideration of the Initial Resolution – 210 W. Capitol Drive.

Administrator Safstrom stated this resolution pertains to the request of Outreach Community Health Centers, Incorporated located at 210 W. Capitol Drive, asking that the City consider an Initial Resolution to benefit the Company through a conduit issuance of industrial development revenue bonds to finance the multi-jurisdictional expansion project in the City of Glendale. A portion of the project is in the City of Milwaukee. The Industrial Revenue Bonds are municipal bonds; however, they are not general obligations of the City. The City will not be liable for payment of the principal and interest on the bonds, the City will not have ongoing responsibilities of monitoring or reporting with regard to the bonds or the project, and the bonds

do not count against the City's borrowing capacity. The City utilizes Quarles & Brady to review this process. Attorney Speckhard has stated the documents are in customary format for an industrial revenue bond financing and she has no concerns or suggested changes. She noted that the Initial Resolution expressly states that the bonds will never constitute an indebtedness of the City or a charge against its credit or taxing powers, and that all the City's costs will be paid by the borrower. A final resolution would be considered by the Common Council at a future meeting after negotiations for the bond issue have been completed.

Two representatives from Outreach Community Health Centers, Incorporated were present to any questions from the Council. Connie Palmer, CEO, was available via Zoom and Lynda Templen, the project attorney, was present in person. Ms. Templen stated the building is in Glendale and the property is a shared location with Milwaukee. The City of Milwaukee will also be reviewing the project, however they requested Glendale as the host property, and indicated the process in Glendale was more efficient and the expenses incurred will be paid by the borrower.

Ald. Schmelzling requested additional details on the organization itself. Ms. Palmer stated Outreach Community Health Centers, Incorporated is a full-service health care center providing primary, internal, behavioral, pharmacy, and community service programs. They are one of five Federally Qualified Health Care Centers in the area.

Ald. Vukovic stated she spoke with the partners at the center, and it was clear the expansion is needed and well thought out in their plans. She indicated this will be a great asset to Glendale and Milwaukee County, as the organization does a lot of good work for community health.

Motion by Ald. Wiese, seconded by Ald. Vukovic, to adopt the Initial Resolution Regarding Industrial Development Revenue Bond Financing for Outreach Community Health Centers Incorporated. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

VI. File No.

Review and approval of Release and Settlement Agreement – Richard E. Maslowski Community Park – Foul Ball Issue.

Administrator Safstrom stated MSOE is not certain they will agree to all entities on one agreement and therefore may want separate agreements with each entity. A decision regarding this will not be made until later in the week. Attorney Fuchs recommended laying over this item until the next meeting when the agreement has been finalized, as long as there are no other concerns by the Council.

Glendale resident Rob Cronwell, 7530 N Applewood Lane, expressed concern that there was not a plan provided for what the carports will look like, and also questioned if there is a plan to keep foul balls from coming out of the park and hitting other vehicles outside of Kummrow Automotive or pedestrians walking in the area. Administrator Safstrom stated the agreement on the carport design is between MSOE and Nicolet High School, and the design is not finalized. Attorney Fuchs clarified from a liability end of things, it would fall under recreational immunity and therefore he is not concerned with the City receiving any claims.

Motion by Ald. Gelhard, seconded by Ald. Daugherty, to layover approval of the Release and Settlement Agreement – Richard E. Maslowski Community Park – Foul Ball Issue as presented. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

VII. File No. _____
Request from River Revitalization Foundation to Waive Permit Fees.

Administrator Safstrom stated a request was received from the River Revitalization Foundation to waive permit fees for their Westabrook Trail expansion. All easements have been recorded from the Glendale Corporate Park landowners and MATC extension around the blue hole. They have full funding for trial construction and anticipate beginning this month. There will be a permit required for the building of the bridge behind the Barnabus building. The River Revitalization Foundation has requested permit fees be waived for the project. The City of Glendale contracts with SafeBuilt for all building permits. The portion of the fees that the City retains is 50% of each permit. It would be recommended that the Council authorize waiving the City portion of any applicable fees for the project.

Ald. Vukovic questioned what the total cost of the fees is currently estimated to be for the project. Administrator Safstrom stated the plans have not been submitted, and therefore a final cost is not yet available.

Ald. Schmelzling and Ald. Wiese stated the property is a great asset to the community and support the efforts to make the area more accessible.

Motion by Ald. Daugherty, seconded by Ald. Wiese, to approve the motion to waive the City portion of any fees related with construction of the Westabrook Trail expansion for the River Revitalization Foundation. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

VIII. File No. _____
Review and Approval of Bid for the 2021 Lead Service Line Replacement Project.

Administrator Safstrom stated four bids were received, reviewed, and tabulated for the 2021 Lead Service Line Replacement Project. Staff recommends that the City award a contract to the low responsible bidder, MJ Construction in the amount of \$259,295.00. MJ Construction a woman-owned business enterprise and has performed over \$3 million in watermain and lead service line replacement work for the City of Milwaukee over the last two years and is pre-qualified with the City of Glendale.

Ald. Wiese questioned if there is a plan in place in case homeowners provide any push-back on having their laterals replaced. Administrator Safstrom clarified an ordinance was previously approved indicating residents who need replacements are required to do so.

Ald. Daugherty applauded the City for being proactive in the lateral replacement process.

Motion by Ald. Vukovic, seconded by Ald. Schmelzling, to accept the low bid and alternates and award of contract to MJ Construction for the base bid amount of \$259,295.00 for the 2021 Lead Service Line Replacement Project. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

IX. File No. _____

Review and approval of the application of Pavement Markings on N Range Line Road from W Green Tree Road to N Mill Road as part of Speed Reduction efforts in Residential Areas.

Administrator Safstrom stated this a follow up to the last Common Council meeting discussion regarding the application of pavement markings (striping) for traffic calming. Striping to narrow the travel lanes, as well as the addition of bike sharrows, was proposed on N Range Line Road from W Green Tree Road to N Mill Road. Two quotes were received for the pavement markings at the aforementioned location. Staff recommends that the City approve the quote from Century Fence Company, in the amount of \$9,053.25. Century Fence Company is an established contractor and has performed well on other similar construction projects in the City. The pavement markings in the center lane, bike sharrows, and parking lane will be completed in 2021.

Ald. Schmelzling questioned if the project would be less expensive than if completed by our own DPW crew. Administrator Safstrom stated this is a less expensive option, and is also easier for an experience company to do the initial markings, as it includes measuring and other steps for accuracy.

Motion by Ald. Schmelzling, seconded by Ald. Gelhard, to approve the low quote from Century Fence Company in the amount of \$9,053.25 for the application of Pavement Markings on N Range Line Road from W Green Tree Road to N Mill Road as part of Speed Reduction efforts in Residential Areas. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

X. File No. _____

Resolution Authorizing the Director of Public Works to sign and submit the Wisconsin Department of Natural Resources Urban Forestry Grant application and subsequent reports.

Administrator Safstrom City Staff plans to submit an Urban Forestry Grant application to the Wisconsin Department of Natural Resources in the amount of \$25,000. If approved in 2021, the 50/50 cost-share grant will assist the City with the costs associated with treating public Ash trees and replanting new public trees to replace those cut down due to the infestation by the emerald ash borer in 2021.

Motion by Ald. Daugherty, seconded by Ald. Gelhard, to approve the Resolution authorizing the Director of Public Works to sign and submit the Wisconsin Department of Natural Resources Urban Forestry Grant application and subsequent reports. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

XI. File No.

Review and approval of Resolution Amending the 2021 Annual Program Budget.

Administrator Safstrom stated the Council approved the 2021 Annual Program Budget on November 10, 2020. Since that time, Council has approved staff increases of 2 percent effective January 1, 2021 as well as the Police Officer contract was ratified with a wage increase of 2 percent as well. A few other additions/corrections include: proper allocation of Office 365 licensing within the program areas; allocation for brine equipment authorized at the last Council meeting; additional funding necessary for the Richard E. Maslowski Community Park Fund due to limited availability of part-time staff fulfilled with full-time and additional maintenance to the facility; and additional fees for services in various accounts. These changes make it necessary for the Council to approve a resolution amending the budget. This will allow for estimates to more closely align with the budget. The resolution does not change the overall expenses for the 2021 General Fund.

Motion by Ald. Shaw, seconded by Ald. Schmelzling, to adopt a Resolution Amending the 2021 Annual Program Budget. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

XII. File No.

Reschedule first meeting in December from December 13, 2021 to December 6, 2021 as well as cancel December 27, 2021 meeting.

Administrator Safstrom stated due to the holiday season, City Offices are closed December 23 and December 24. Due to the short work weeks and focus on tax collection, traditionally we have cancelled the second Council meeting in December. Additionally, Mayor Kennedy will be out of town on December 13. Ald. Shaw is out of town the first two weeks of December. It is recommended that the December 13, 2021, meeting be moved to December 6, 2021, and the December 27, 2021, Common Council meeting be cancelled. If necessary, the Mayor can schedule a special meeting.

Ald. Gelhard raised the question on the possibility of having an upcoming meeting in the Old Town Hall building. Administrator Safstrom stated she would look into the possibility, however the meeting would not be able to be broadcast via Zoom.

Motion by Ald. Wiese, seconded by Ald. Daugherty, to move the December 13, 2021, meeting to December 6, 2021, and to cancel the December 27, 2021, Common Council meeting. Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Abstain: None. Motion carried.

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. Gelhard, 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 (North Shore Library Agreement) and per Wis. Stats. §19.85(1)(g) Conferring with legal counsel for the governmental body who is rendering oral or written advice concerning strategy to be adopted by the body with respect to litigation in which it is or is likely to become involved (Moeckler Lawsuit). Ayes: Ald. Vukovic, Daugherty, Gelhard, Wiese, Schmelzling, and Shaw. Noes: None. Absent: None. Motion carried.

A closed session of approximately 56 minutes was held. The Council discussed the North Shore Library Agreement and Moeckler Lawsuit.

Motion by Ald. Shaw, seconded by Ald. Schmelzling, 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. Wiese, 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 8:49 p.m., until Monday, September 27, 2021, at 6:00 p.m.

Megan Humitz
City Clerk

Recorded: September 14, 2021.