

**In attendance:**

Mayor Steve Bierce, Aldermen B. Bergman, B. Dziwulski, R. Grosch, J. Kara, and J. Wamser. C. Brown absent and excused.

**Also in Attendance:**

Attorney S. Riffle, Administrator S. Klein, DPW Director J. Weigel, HR Director L. Bergersen, City Assessor J. Siebers, Lieutenant B. Ripplinger (7:19 p.m.) and Clerk/Treasurer K. Tarczewski.

1. Call to Order and Pledge of Allegiance - Mayor Bierce called the meeting to order at 7:00 p.m.
2. Public Comment - None.
3. Consent Agenda
  - 3.1. Approve Common Council Meeting Minutes Dated July 16, 2018
  - 3.2. Approve Accounts Payable Listings
  - 3.3. Approve Bartender Licenses
  - 3.4. Concur with the Plan Commission (PC 7/19/2018) to **APPROVE** the Conditional Use Permit for Aspire Dance LLC to Operate a Dance Studio for Children and Adults Located at W238 N1700 Rockwood Drive (PWC 0954-998-016)
  - 3.5. Concur with the Plan Commission (PC 7/19/2018) to **APPROVE** Certified Survey Map PC #180719-1 for a Land Combination for the Dawn Myers Properties Located at N37 W26773 Kopmeier Drive and N37 W26783 Kopmeier Drive Contingent Upon Addressing All of the Corrections Suggested by City Planner Fuchs (PWC 0894-016 & PWC 0984-017)

Mr. Klein and Attorney Riffle asked that Item #3.4 be removed for legal purposes.

**A motion was made and seconded, (J. Wamser, B. Dziwulski) to approve the remaining items on the consent agenda.** Motion Passed: 5-For, 0-Against.

- 3.4 Concur with the Plan Commission (PC 7/19/2018) to APPROVE the Conditional Use Permit for Aspire Dance LLC to Operate a Dance Studio for Children and Adults Located at W238 N1700 Rockwood Drive (PWC 0954-998-016)

Attorney Riffle stated there has been a change in the law, which now requires the Common Council to hold public hearings on all conditional uses. He recommended Council not take action on this item until they hold the public hearing.

4. Discussion and Possible Action to Extend the Temporary Part-Time Assistance in the Assessor's Office

Mr. Siebers was present for this item. He thanked the Council for allowing him to utilize part-time assistance in his office over the last couple of months. He stated he underestimated the task and was in need of additional help. He said he recently started the commercial inspections and quickly came to the realization that some businesses never filed personal property forms and he was in the process of collecting the data. There was additional discussion.

**A motion was made and seconded, (J. Wamser, R. Grosch) to authorize the continuation of the temporary part-time assistance in the Assessor's Office for the remaining 21 weeks of the year for four days a week at six hours a day.** Motion Passed: 5-For, 0-Against.

5. Discussion and Possible Action Regarding the Recent Property Owner Survey of Installing Stone or Ground Asphalt Shoulders on Parts of Rocky Point Road

Mr. Weigel was present for this item. He summarized the responses of the residents and they were split. He asked for the authorization to schedule the projects as time allows. He said this would be part of the department's regular maintenance.

**A motion was made and seconded, (J. Kara, J. Wamser) to follow the recommendations of the DPW Director and complete the project over the next two years.** There was additional discussion on this topic. Some Council members and the City Administrator voiced their concerns that the project was not going to be the entire street, instead it would be a "patchwork". Motion Passed: 3-For, 2 Against (B. Bergman and B. Dziwulski).

6. Discussion and Possible Action to Authorize the Removal of Two Trees on Private Property Along Green Road Most Likely the Result of the City Road Project

Mr. Weigel stated Wachtel did an inventory of the trees along Green Road and Springdale Road before the Green Road repaving project took place. They cautioned that working near the roots of the trees along the right of way may end up killing them or putting them in decline. Mr. Weigel stated he was convinced the dying trees on the Stewart and Jenns properties was a result of this. He asked for Council's authorization to allow staff to go onto these properties and remove the trees themselves. He said the Superintendent feels they can handle the job. Mr. Weigel stated they will also need right of entry and indemnification for these properties.

**A motion was made and seconded, (B. Bergman, B. Dziwulski) to authorize the City Street Department to remove the trees, and authorize the City Attorney to prepare a right of entry and indemnification agreement with the property owners.** Motion Passed: 5-For, 0-Against.

7. Discussion and Possible Action to Require Christ Ev. Church Located at W240 N3103 Pewaukee Road (PWC 0904-994-001 & PWC 0904-994-002) to Combine Their Parcels and Create a New Certified Survey Map and Consider Waiving / Delaying the Special Assessment Payment(s)

Mr. Klein gave an overview of the history of the church's development. He said improvements were placed over three different parcels. He recommended the Council direct the Church to combine the three parcels and file a new certified survey map which would trigger the special assessment for the water which could be paid over a ten year period with interest. It was noted that no one for the church was present.

**A motion was made and seconded, (J. Wamser R. Grosch) to concur with staff recommendations and require Christ Evangelical Church to combine all three parcels and file a new certified survey map and begin paying the outstanding special assessments.**

Motion Passed: 5-For, 0-Against.

8. Discussion and Possible Action to Approve the Temporary Beer & Wine License for Buddies of Environmental Enjoyment and Recreation (BEER) to Hold a Beer Garden at Nettesheim Park Located at N26 W27495 Prospect Avenue (PWC 0936-988) on August 10, 11 and 12, 2018

A comment was made regarding the timing related to this license. Ms. Tarczewski stated Buddies of Environmental Enjoyment and Recreation (BEER) had to wait to file their request because their organization had to be in existence for at least six months before a temporary license could be issued. She stated there were no concerns about issuing the temporary beer and wine license.

**A motion was made and seconded, (B. Dziwulski, J. Wamser) to approve the temporary beer and wine license for Buddies of Environmental Enjoyment and Recreation to hold a beer garden at Nettesheim Park on August 10, 11 and 12.** Motion Passed: 5-For, 0-Against.

9. Discussion and Possible Action to Appoint Francis E. Dorsey III as Agent to the Marriott - Milwaukee West Facility Located at W231 N1600 Corporate Circle (PWC 0956-999-007).

Ms. Tarczewski stated the previous agent was transferred out of state and this gentlemen is his replacement. She recommended approval.

**A motion was made and seconded, (J. Kara, J. Wamser) to appoint Francis E. Dorsey III as agent to the Marriott-Milwaukee West.** Motion Passed: 5-For, 0-Against.

10. Request for an Update Related to the Deer Management Operations

Mr. Klein stated there were primarily two spots where hunters got additional nuisance tags. They were on the Carr and Lake Pewaukee Sanitary District (LPSD) properties. He said on the LPSD land six pregnant does and an additional seven smaller deer were killed, and on the Carr property approximately six to seven deer were killed. He said this did not come without expense. He said they purchased corn and arrows. He said the animals have to be gutted, the carcass has to be taken to the meat processor, and the head needed to go to the Department of Natural Resources (DNR) to be checked for chronic deer wasting disease, so there are additional expenses and time considerations. He asked if he could purchase gift certificates for dinner for their efforts.

Mr. Kara stated he'd like to have the sharp shooters back to take the number down and then felt the nuisance hunters could reasonably manage the numbers afterwards. Mr. Klein stated he felt it was easier to administer the nuisance hunters vs. the sharp shooters. He suggested giving them some sort of payment consideration for their efforts in the future.

Mr. Bergman stated game management falls on the hunter and giving gift certificate incentives is a great use of the City's funds. He suggested that perhaps the City could provide a station area for gutting the deer and provide incentives to the individuals who do the work. The meat could go to a food pantry. Mayor Bierce stated he prefers local people do the hunting vs. hiring sharp shooters.

Council indicated that they did not have issues with providing a stipend to the hunters for their efforts.

11. Discussion and Possible Action to Make Appointments to Various Boards, Committees and Commissions

Mayor Bierce recommended the following re-appointments: Dave Linsmeier to the Plan Commission and the Park & Recreation Board, Kate Marlin to the Zoning Board of Appeals, Angelo Bertoni to the Fire Commission and Jim Jaschke to the Board of Review.

Mayor Bierce suggested the following individuals to fill vacancies: Debra Tuttle to serve on the Zoning Board of Appeals Board and the Residence Board (representing District #1), Scott Wagner to serve on the Residence Board (representing District #2), Greg Pascucci to serve on the Bike and Pedestrian Planning Committee and Josh Figurski to serve on the Board of Review.

**A motion was made and seconded, (J. Kara, B. Dziwulski) to concur with the Mayor's recommendation and appoint these individuals to the various committees and boards.**

Motion Passed: 5-For, 0-Against.

12. Discussion and Possible Action to Select the Date and Time for 2018 Trick or Treating

After a brief discussion, **a motion was made and seconded, (B. Bergman, R. Grosch) to set the 2018 Trick or Treat hours to Saturday, October 27th from 4-7 p.m.**

Motion Passed: 5-For, 0-Against.

13. Discussion and Possible Action to Determine Whether or Not the First Common Council Meeting in September will be Cancelled or Rescheduled Due to the Labor Day Holiday

After discussion it was determined that there would be no Common Council meeting held the week of September 3<sup>rd</sup>. The first meeting of the month would be Monday, September 10<sup>th</sup>. The meeting on September 17<sup>th</sup> would be pushed to September 24<sup>th</sup> if there was a need to meet.

14. Public Comment

George Evert (N45 W24434 Lindsay Road) complained about the grass cutting along the right-of-way. He also asked that staff not wash out the shoulders when they do the hydrant flushing.

15. Adjournment

**A motion was made and seconded, (J. Kara, R. Grosch) to adjourn the meeting at 8:37 p.m.**

Motion Passed: 5-For, 0-Against.

Respectfully Submitted,

Kelly Tarczewski  
Clerk/Treasurer