



MINUTES OF A **REGULAR COMMON COUNCIL** MEETING OF THE 33rd COMMON COUNCIL HELD AT **7:45 P.M.**, TUESDAY, **FEBRUARY 5, 2019**, IN THE COUNCIL CHAMBERS OF BROOKFIELD CITY HALL, 2000 N. CALHOUN ROAD, BROOKFIELD, WISCONSIN

Mayor Ponto called the meeting to order at 7:45 pm.

PUBLIC COMMENT: None

ANNOUNCEMENTS: The next scheduled Common Council meeting is February 19, 2019 at 7:45 pm.

COMMON COUNCIL ROLL CALL: City Clerk Kelly Michaels called the roll and noted the following members in attendance.

14 ALDERMEN PRESENT: Dan Sutton, Bill Carnell, Bob Reddin, Rick Owen, Jeff McCarthy, Ron Balzer, Edward “Buck” Jurken, Mark Nelson, Gary Mahkorn, Scott Berg, Christopher Blackburn, Jerry Mellone, Brad Blumer, Renee Lowerr

ALDERMAN EXCUSED: None

STAFF PRESENT: City Attorney Jenna Merten, City Clerk Kelly Michaels, Director of Community Development Dan Ertl, Director of Finance and Administration Robert Scott, Fire Chief Charlie Myers

PLEDGE: Alderman Rick Owen led the Council in the Pledge of Allegiance.

PUBLIC HEARING: (7:46 pm – 8:05 pm) Mayor Ponto read the request of the Boulder Venture LLC, owner, 311 E. Chicago St., Suite 210, Milwaukee, WI 53202, Robert E. Schmidt III, representative; c/o Haag Muller Inc., 101 E. Grand Ave., Suite 1, Port Washington, WI 53074, Stephen L. Jeske, Registered Architect, to amend Modified Suburban Overlay (MSO) Ordinance #2454-16 adding free-standing restaurant, fast food with drive-thru to the Use Variations column of said ordinance in association with a proposed Taco Bell restaurant on a vacant lot at the southwest corner of Lisbon Road and 124th Street with Tax Key No. 1012-084-001. No outdoor seating is proposed. (*Separate minutes were taken.*)

Motion by Alderman Nelson, seconded by Alderman Reddin to adjourn the hearing. Motion carried unanimously.

ACTIONS OF THE COMMON COUNCIL

CONSENT AGENDA:

Alderman Berg noted Item #7 was denied unanimously at the Finance Committee and requested Item #8 be removed from the consent agenda.

Motion by Alderman Nelson, seconded by Alderman Reddin to approve all items on the consent agenda except for Item #8 which was removed. Motion carried unanimously.

- 1) Minutes of the Regular Common Council meeting of January 15, 2019.

As recommended by the Plan Commission

- 2) Legislative Referral – Request of Alderman Berg to review the possible impact of and propose appropriate regulation for short-term home rentals, e.g. Airbnb. (*No action recommended by the Plan Commission 6-0.*)

As recommended by the Finance Committee

- 3) Vouchers exceeding \$50,000 requiring immediate action.
- | | |
|-------------------------|---------------------|
| Bridges Library System | |
| 2019 Café Card Purchase | \$ 549.50 |
| Flipster E-Magazine | 3,123.00 |
| Gale Courses | 3,361.00 |
| Advantage Program | 3,847.00 |
| Share of Database Cost | 7,016.00 |
| Café Annual Support | <u>34,833.00</u> |
| TOTAL VOUCHERS | <u>\$ 52,729.50</u> |

- 4) Resolution approving 2019 Wastewater Utility (Public Works Inspection/Survey division) budget amendment requested by the City Engineer: appropriate \$14,625 to account 40186009-601000-WW196, for purposes of funding purchase of replacement GPS survey instrument. **Resolution No. 9538-19***

- 5) Resolution approving 2018 General fund budget amendment requested by the Director of Finance and Administration: correct balance in the contingency appropriation to allow for interfund transfer approved at January 15, 2019 meeting. **Resolution No. 9539-19***

- 6) Request of the Fleet Services division for approval of purchase of replacement pickup trucks for Parks, Recreation and Forestry and the Wastewater Utility from Badger Ford (state bid) for a total of \$73,052.

- 7) Denial of claim of James Grafwallner, 780 Georges Ave., Brookfield WI.

As recommended by the Legislative & Licensing Committee

- 8) ~~Resolution affirming the Legislative and Licensing Committee recommendation re: applicants for Original Operator's (Bartender) licenses: Justin Chappelle; Joshua Delisle; Daniel Frederick; Andrew Jerzak; Clarke Jester; Morgan Mammosser; Jodi Mueller; Natalia Perez-Gardipee; Fallon Posnanski; Kelly Simon; Michael Strautmann. (Removed from Consent)~~

- 9) Ordinance repealing Section 10.08.090 of the Municipal Code regarding trains blocking crossings. **Ordinance No. 2541-19***

Council As A Whole

- 10) Resolution recognizing International Migratory Bird Day and celebrating on the first Saturday in June at the Brookfield Farmer's Market. **Resolution No. 9541-19***

- 11) Mayor's Appointments to the Administrative Appeals Board:
- Alderman Gary Mahkorn – appoint to a 2 year term expiring May 1, 2020.
 - Dean Marquardt, citizen member – appoint to a 2 year term expiring May 1, 2020.

~ END OF CONSENT AGENDA ~

NON-CONSENT AGENDA:

12) Items removed from the consent agenda:

8) Motion by Alderman Mahkorn, seconded by Alderman Jurken to adopt the resolution affirming the Legislative and Licensing Committee recommendation re: applicants for Original Operator's (Bartender) licenses: Justin Chappelle; Joshua Delisle; Daniel Frederick; Andrew Jerzak; Clarke Jester; Morgan Mammosser; Jodi Mueller; Natalia Perez-Gardipee; Fallon Posnanski; Kelly Simon; Michael Strautmann. Motion carried unanimously. **Resolution No. 9540-19***

Motion by Alderman Berg, seconded by Alderman Mahkorn to reconsider Item #11. Motion carried unanimously.

Motion by Alderman Berg, seconded by Alderman McCarthy to approve Item #11. Motion carried unanimously.

- 11) Mayor's Appointments to the Administrative Appeals Board:
- a. Alderman Gary Mahkorn – appoint to a 2 year term expiring May 1, 2020.
 - b. Dean Marquardt, citizen member – appoint to a 2 year term expiring May 1, 2020.

Addendum

- 13) Mayor's assignment of legislative referrals and requests for services –
- a. Referral by Mayor Ponto to consider terms and conditions for the possible establishment of a School Resource Officer Program by the Brookfield Police Department in Brookfield Central High School and Brookfield East High School. Referred to Human Resources and Public Safety Committee.

ADJOURNMENT:

Motion by Alderman McCarthy, seconded by Alderman Reddin, to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:13 pm.

* May be viewed in the City Clerk's Office.
Minutes respectfully submitted by Kelly Michaels, City Clerk