



MINUTES OF A **REGULAR COMMON COUNCIL** MEETING OF THE 32ND COMMON COUNCIL HELD AT 7:00 P.M., TUESDAY, **FEBRUARY 20, 2018**, IN THE COUNCIL CHAMBERS OF BROOKFIELD CITY HALL, 2000 N. CALHOUN ROAD, BROOKFIELD, WISCONSIN

Mayor Ponto called the meeting to order at 7:15 pm.

PUBLIC COMMENT: None

ANNOUNCEMENTS: The next regularly scheduled Common Council meeting is March 6, 2018 at 7:45 p.m.

COMMON COUNCIL ROLL CALL: Deputy City Clerk Renee Tadych 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, Mark Nelson, Edward “Buck” Jurken, Gary Mahkorn, Scott Berg, Christopher Blackburn, Jerry Mellone, Renee Lowerr, Lisa Mellone

ALDERMAN EXCUSED: None

STAFF PRESENT: City Attorney Karen Flaherty, Director of Finance Robert Scott, Deputy City Clerk Renee Tadych, Director of Community Development Dan Ertl, Director of Public Works Tom Grisa

PLEDGE: Alderman Reddin led the Council in the Pledge of Allegiance.

ACTIONS OF THE COMMON COUNCIL

CONSENT AGENDA:

Motion by Alderman Nelson, seconded by Alderman Reddin to approve all items on the consent agenda. Motion carried unanimously.

- 1) Minutes of the Regular Common Council meeting of February 6, 2018.

As recommended by the Plan Commission

- 2) Plan Review Board actions and recommendations of January 18, 2018:
 - a. Milwaukee Tool for approval of a temporary use permit to allow outside storage on their campus at 13135 W. Lisbon Road.
- 3) Request of Neumann Companies Inc., Kevin Anderson, representative, for approval of an affidavit of correction regarding the depiction and enumeration of building setback from Lilly Road on the final plat of Lilly Crossing, a 21 lot single-family subdivision located at 2580 and 2660 N. Lilly Road.
- 4) Resolution approving an Affidavit of Correction for the final plat of Lilly Crossing. **Resolution**

No. 9366-18*

5) Request of Life Time Fitness (LFT Real Estate Co.), c/o Ben Alberts, Development Manager, 2902 Corporate Place, Chanhassen, MN, for approval of a public hearing to amend PDD Ordinance #2393-14 and 2423-15 to create Lot 4 Southwest, refine permitted uses permitted for Lot 4 Southwest, establish parking offsets for Lot 4 Southwest, permit the installation of certain fences and outdoor recreation areas on Lot 4 Southwest and vary parking supply and sign standards for Lot 4 Southwest of "The Corridor", a mixed use development on lands located south of Bluemound Road, north of Interstate 94 along Calhoun Road. An approximate 125,000 square foot fitness center would be built on Lot 4 Southwest. (NE ¼ Sec 33, SE ¼ Sec 28)

As recommended by the Finance Committee

6) Vouchers exceeding \$50,000 requiring immediate action.

7) Resolution approving NASPO Political Subdivision Addendum with U.S. Bank N.A. for procurement card services commencing June 1, 2018. **Resolution No. 9367-18***

8) Request of the Wastewater Utility to purchase up to \$70,000 worth of aluminum sulfate from Alexander Chemical Corporation.

As recommended by the Legislative & Licensing Committee

9) Original Bartender Licenses. (See applicants listed in agenda.)

9a) Temporary Bartender's License. (See applicant listed in agenda.)

10) Temporary Class B Beer and Wine license: Immanuel Lutheran Church Annual Auction, 13445 Hampton Road in the gym, on March 3rd from 5-9 p.m.

11) Successor/Change of Agent for Pick 'N Save #6373, 2205 N. Calhoun Rd., Michael Smits – Agent.

12) Ordinance amending Section 5.24.010 C.01 of the Municipal Code relating to Municipal Code Violation/Statutory Counterpart. **Ordinance No. 2500-18***

As recommended by the Parks & Recreation Commission

13) Resolution approving a right-of-way agreement with the U.S. Army Corps of Engineers to conduct a geotechnical investigation on city park property relative to the Upper Underwood Restoration Project. **Resolution No. 9368-18***

14) Resolution in support of the initiative to develop the Fox River Water Trail. **Resolution No. 9369-18***

As recommended by the Board of Public Works

- 15) Resolution approving the revisions to the Street Lighting Policy. **Resolution No. 9370-18***
- 16) Resolution approving a Perpetual Storm Sewer and Drainage Easement with BLR Inc. for Northbrook Commerce Center located at 21290 Gumina Road. **Resolution No. 9371-18***
- 17) Resolution approving a Perpetual Storm Sewer and Drainage Easement for Lilly Crossing located at 2580 and 2660 N. Lilly Road. **Resolution No 9372-18***

As recommended by the Water & Sewer Board

- 18) Preliminary Resolution declaring intent to exercise special assessment powers under Section 66.0703, Wis. Stats: 2018 Water Main Extension Project #W-18-01. **Preliminary Resolution No. 9373-18***
- 19) Resolution approving a Perpetual Water Main Easement with Sesame Lodging LLC for The Corridor Hotels located at 115 and 135 Discovery Drive. **Resolution No. 9374-18***
- 20) Resolution approving the revisions to the Private Property Inflow/Infiltration Reduction Policy. **Resolution No. 9375-18***
- 21) Resolution approving an Agreement for the Bishops Woods Submersible Pump and Motor Replacement with Municipal Well and Pump for the amount of \$67,420.00. **Resolution No. 9376-18***

Council as a Whole

- 22) Mayor's Appointment to the Plan Commission – Mike Smith to fulfill the 3–year term of Thomas Rave expiring May 1, 2018.

~ **END OF CONSENT AGENDA** ~

NON-CONSENT AGENDA:

- 23) Items removed from the Consent Agenda as follows: None.

Finance Committee

- 24) Motion by Alderman Berg, seconded by Alderman Reddin, to deny the claim of Eddie and Susan Heffron, 4290 N. 133rd St., Brookfield, WI. Motion carried Ayes 13, No's 1 with Alderman Carnell voting no.
- 25) Motion by Alderman Berg, seconded by Alderman Blackburn , to deny the claim of excessive assessment from LLJ Hostmark MILW Venture LLC, tax key number 1141-998-002 (2017 assessment – Sheraton Hotel property at 375 S. Moorland Road). Motion carried unanimously.

Council as a Whole

- 26) Mayor's assignment of legislative referrals and request for services:
- a. Referred to the Finance Committee, "Should the Council consider if independent contracted research on the effectiveness of TID's to induce ancillary improvements to the City property tax base is something that would be a factor in Council TID deliberations." (*Referred by Ald. Blackburn*)

ADJOURNMENT:

Motion by Alderman Sutton, seconded by Alderman Reddin, to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 7:24 pm.

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