



MINUTES OF A **REGULAR COMMON COUNCIL** MEETING OF THE 33rd COMMON COUNCIL HELD AT **7:45 P.M.**, TUESDAY, **JUNE 4, 2019**, IN THE COUNCIL CHAMBERS OF BROOKFIELD CITY HALL, 2000 N. CALHOUN ROAD, BROOKFIELD, WISCONSIN

Mayor Ponto called the meeting to order at 7:52 pm.

PUBLIC COMMENT: None

ANNOUNCEMENTS: The next scheduled Common Council meeting is June 18, 2019 at 7:45 pm.

Mayor Ponto introduced John Kelliher, whom the Council confirmed as the City's new Director of Parks, Recreation and Forestry at the May 21, 2019 meeting. Mr. Kelliher introduced himself, thanked the Council for confirming his appointment, and indicated his excitement to start his new role in returning to City employment.

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, Brad Blumer, Renee Lowerr

ALDERMAN EXCUSED: none

STAFF PRESENT: City Attorney Jenna Merten, Deputy City Clerk Renee Tadych, Director of Community Development Dan Ertl, Director of Finance and Administration Robert Scott, Director of Human Resources Jim Zwerlein, Director of Parks, Recreation and Forestry John Kelliher

PLEDGE: Alderman Scott Berg led the Council in the Pledge of Allegiance.

PUBLIC HEARING: (7:55 pm – 8:03 pm) Mayor Ponto read the request of the City of Brookfield to amend Chapter 17.50.030(A)(5) of the Zoning Code regulating Permitted Uses and Restrictions in the Village Area Business zoning district required for outdoor seating. (*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:

Items be removed from the consent agenda: Alderman Blackburn removed Item 11 from the Consent Agenda.

Motion by Alderman Nelson, seconded by Alderman Reddin to approve the consent agenda except for Item 11. Motion carried unanimously.

- 1) Minutes of the Regular Common Council meeting of May 21, 2019.

As recommended by the Plan Commission

- 2) Plan Review Board actions and recommendations of May 23, 2019:
 - a. Request of Brookfield Limited Partnership for approval of a minor revision to plan and method of operation permitting façade alterations at 1200 S. Moorland Road, i.e. Embassy Suites Hotel.
 - b. Request of Lona Alsum for temporary use permit for Alsum Sweetcorn, a vegetable and fruit stand at 12825 W. North Avenue.

As recommended by the Finance Committee

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

Ewalds Hartford Ford LLC	
2019 Ford Explorer – Police	\$ 34,358.00
2019 Ford Explorer – Police	34,358.00
2019 Ford Explorer – Police	<u>34,358.00</u>
	\$103,074.00
John Deere & Company	
Replace Wam Mower Tractor	74,194.70
Mared Mechanical Contractors	
Chiller Replacement – Library	109,000.00
Municipal Well & Pump	
Bishops Woods Pump Replacement	105,485.00
Next Electric	
FRWPCC Influent Pump & VFD	<u>104,006.00</u>
	<u>\$495,759.70</u>
	TOTAL VOUCHERS

- 4) Resolution authorizing the issuance and awarding the sale of \$7,680,000 General Obligation Corporate Purpose Bonds; providing the form of the Bonds; and levying a tax in connection therewith.
- 5) Denial of claim from AJ Strasinger Trucking LLC, Sardinia, Ohio.

As recommended by the Legislative & Licensing Committee

- 6) Resolution approving the applicants for Original Operator’s (Bartender) licenses: Kyle M. Hart, Karen J. Porteous, Devin J. Schisel, Joshua M. Young.
- 7) Resolution approving the applicants for Renewal Operator’s (Bartender) licenses: Bonita A. Bruss, Christine P. Cannon, Michael L. Cannon, Phillip C. Cashill, Guy C. Gregory, Jeffrey J. Hansen, Rachel V. Koester, Jennifer Kussard, Mark R. Peters, Erik R. Pleuss, Paula A. Priebe, Lisa M. Randall, Linda M. Reich, Cheryl A. Ryan, Julie A. Scheaffer-Jepson, Laurence J. Sullivan, Terri G. Thornton, Lisa M. Trujillo, Sharone R. Wallace, Bryan J. Wiedmeyer.
- 8) Resolution approving the applicants for Renewal Alcohol licenses for the license year July 1, 2019 thru June 30, 2020 –
 - a. Class A Beer:
 - 1. Brookfield Place BP, 3075 N. 124th St.
 - b. Class B Beer:
 - 1. Chipotle Mexican Grill, 15375 W. Bluemound Rd.

2. The Ponds of Brookfield, 2810 N. Calhoun Rd.
- c. Class B Beer & C Wine:
 1. Café Manna, 3815 N. Brookfield Rd., Suite 100
- d. Class A Beer & Liquor:
 1. Brook-Falls Discount Wine & Spirits, 14835 W. Lisbon Rd.
 2. Piggly Wiggly #118, 2315 N. 124th St.
 3. Sendik's Fine Foods, 18985 W. Capitol Dr.
 4. Westbrook Beverage Center, 13430 W. Greenfield Ave.
 5. World Market, 625 Main St.
- e. Class B Beer & Liquor:
 1. Bluemound Bowl, 12935 W. Bluemound Rd.
 2. Bougey's Bar & Grill, 16760 W. Greenfield Ave.
 3. Boulder Junction, 12550 W. Burleigh Rd.
 4. Brunch, 18895 W. Capitol Dr., Suite 103
 5. Butch's Red Mill, 1005 S. Elm Grove Rd.
 6. Doubletree Milwaukee/Brookfield, 18155 W. Bluemound Rd.
 7. Elite Sports Club-Brookfield, 13825 W. Burleigh Rd.
 8. Embassy Suites Milwaukee Brookfield, 1200 S. Moorland Rd.
 9. Fujiyama, 17395-D W. Bluemound Rd.
 10. Marty's Pizza, 16680 W. Bluemound Rd.
 11. Slim McGinn's Irish Pub, 14735 W. Lisbon Rd.
 12. Taste of India, 17115 W. Bluemound Rd.
 13. Vino Cappuccino, 2848 N. Brookfield Rd.
- f. Reserve Class B Beer & Liquor:
 1. Krause Food Service, 21600 W. Capitol Dr.

9) Resolution approving an applicant for Temporary Class B Beer license: Brookfield Beer Garden, on June 20, July 18, August 29, and September 21 from 4:00-9:00 pm, sold and served from parking lot at 18725 Hoffman Avenue.

10) Resolution approving an Agreement between the City of Brookfield and Brookfield Village LTD to hold a monthly event called the Brookfield Beer Garden.

11) ~~Removed from the Consent Agenda - Ordinance amending Section 10.24.010, 10.24.020 and 10.24.080; Subsections 10.24.060 A., 10.24.070 B., 10.24.070 C. and 10.24.070 D.; repealing and recreating Section 10.24.050; repealing Subsection 10.24.060 B., and creating Section 10.24.090 of the Municipal Code regarding Junked or Abandoned Vehicles.~~

~ END OF CONSENT AGENDA ~

NON-CONSENT AGENDA:

12) Items removed from the consent agenda:

11) Motion by Alderman Mahkorn, seconded by Alderman McCarthy, to adopt the Ordinance amending Section 10.24.010, 10.24.020 and 10.24.080; Subsections 10.24.060 A., 10.24.070 B., 10.24.070 C. and 10.24.070 D.; repealing and recreating Section 10.24.050; repealing Subsection 10.24.060 B., and creating Section 10.24.090 of the Municipal Code regarding Junked or Abandoned

Vehicles. An electronic vote was taken and carried unanimously 14-0.

Council As a Whole

13) Mayor's Assignment of legislative referrals and requests for services:

a. Referral by Alderman Mahkorn to the Plan Commission to review and evaluate land split standards and their application as it relates to landscaping for the purpose of reconciling smaller land divisions via a Certified Survey Map. The purpose being to determine if said smaller land divisions warrant additional consideration or not in setting landscaping requirements.

Closed Session:

Pursuant to Section 19.85(1)(e) of the Wisconsin Statutes to consider Item 14, for the purpose of deliberating or negotiating the purchasing of public properties, investing of public funds, and conducting other specified public business where competitive and bargaining reasons require a Closed Session, and then reconvene into Open Session pursuant to Section 19.85(2) of the Wisconsin Statutes for the purpose of acting on items from Closed Session if necessary and/or continuing the remainder of the agenda.

Motion by Alderman Nelson, seconded by Alderman Reddin, to enter into Closed Session pursuant to Section 19.85(1)(e) of the Wisconsin Statutes as stated above. Motion carried unanimously by roll call vote. Closed Session start time: 8:20 p.m.

14) Consider Vacant Land Offers to Purchase located at 17550 W. Greenfield Ave., Tax Key No. 1140-233.

Present during Closed Session: Mayor Steven Ponto, 14 Aldermen, City Attorney Jenna Merten, Director of Community Development Dan Ertl, Director of Finance and Administration Robert Scott, Director of Human Resources Jim Zwerlein, and Deputy City Clerk Renee Tadych.

Open Session:

Motion by Alderman Nelson, seconded by Alderman Jurken to reconvene into Open Session pursuant to Section 19.85(2) of the Wisconsin Statutes for the purpose of acting on items from Closed Session if necessary and/or continuing the remainder of the agenda. 8:30 p.m.

Motion by Alderman Nelson, seconded by Alderman Balzer, to accept the counter offer by Cade Home Builders. The motion carried Ayes 13, No's 1 with Alderman Lowerr voting no.

ADJOURNMENT:

Motion by Alderman McCarthy, seconded by Alderman Reddin to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:31 pm.

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