

OFFICIAL MINUTES OF A COMMON COUNCIL MEETING

MINUTES OF A REGULAR COMMON COUNCIL MEETING OF THE 34TH COMMON COUNCIL HELD ON **FEBRUARY 16, 2021** AT 7:00 PM., IN THE COUNCIL CHAMBERS, 2000 N. CALHOUN ROAD, BROOKFIELD, WI

Call to Order: Mayor Steven V. Ponto called the meeting to order at 7:15 pm.

Public Comment: CYNTHIA LU, 18540 KESTREL CT., JANA GHARIA, 765 SAFER CT., AND LANGSTON FORD, 18320 ASHLEA DR., AND ALDERMAN HALLQUIST SPOKE IN SUPPORT OF BROOKFIELD BLACK HISTORY MONTH RESOLUTION; CHRISTINE VANDERBLOEMEN, 3455 PILGRIM RD., SPOKE AGAINST BLACK HISTORY MONTH RESOLUTION

Announcements: The next regularly scheduled meeting of the Common Council is Tuesday, March 2, 2021, at 7:45 pm held in the Council Chambers of City Hall (subject to change).

Roll Call: Deputy City Clerk Renee Tadych called the roll and noted the following members in attendance:

13 Members present and 1 participated by telephone: David Christianson, Bill Carnell, Rick Owen, Bob Reddin, Jenna Meza, Michael Jurken, Mike Hallquist, Mark Nelson, Gary Mahkorn, Scott Berg, Christopher Blackburn, Jerry Mellone (participated by phone), Kathryn Wilson, Brad Blumer. (Number of members needed to meet quorum requirements: 10)

Member excused: None

Staff Present: Deputy City Clerk Renee Tadych, City Attorney Jenna Merten, Director of Public Works Tom Grisa, Director of Community Development Dan Ertl, Director of Parks and Recreation John Kelliher, and Director of Finance and Administration Robert Scott.

Pledge: Alderman Christopher Blackburn led the Council in the Pledge of Allegiance.

Presentation: None

Public Hearing: None

Consent Agenda:

The following were removed from the Consent Agenda: None

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

1. Minutes of the February 2, 2021, meeting of the Common Council.

Plan Commission

2. Plan Review Board actions and recommendations of January 21, 2021:
 - a) Request of Immanuel Lutheran Church for approval of a temporary use permit to conduct an outdoor tailgate themed fundraiser at 13445 Hampton Road.

3. Create an annual list for notification of zoning and comprehensive plan changes and to update the process for initiating zoning changes under Section 17.08.070.
4. Ordinance creating the annual list for notification of zoning and comprehensive plan changes and to update the process for initiating zoning changes under Section 17.08.070. **Ordinance No. 2021-021604***
5. Request of Peter Faraciano, owner, 16755 W. Lisbon Rd., for approval of a minor revision to plan and method of operation, amending a special exception ordinance, and approval of a deed restriction in association with expansion of outdoor seating and exterior building modifications of Pistol Pete's Neighborhood Grill at said address.
6. Ordinance amending special exception Ord. #717 permitting expansion of outdoor seating in association with exterior building modifications of a restaurant at 16755 W. Lisbon Road (Pistol Pete's Neighborhood Grill). **Ordinance No. 2021-021606***

Finance Committee

7. Vouchers exceeding \$50,000 requiring immediate action.
8. Denial of claim of excessive assessment of Broadstone FDT Wisconsin LLC, tax key number BRC 1151-987, relative to 2020 property taxes.
9. Denial of claim of excessive assessment of Broadstone MCW Wisconsin LLC, tax key number BRC 1035-001-003, relative to 2020 property taxes.
10. Denial of claim of excessive assessment of Sherwood Manor VI LLC, tax key number BRC 1059-075, relative to 2020 property taxes.
11. Denial claim of excessive assessment of Target Corporation, tax key number BRC 1108-136-004, relative to 2020 property taxes.
12. Resolution approving General Fund budget amendments requested by the Director of Finance and Administration, to implement the provisions of the 2021 salary ordinance and to adjust budgeted health and other insurance costs. **Resolution No. 2021-021612***
13. Resolution approving Economic Development Fund budget amendment requested by the Director of Finance and Administration, to implement the provisions of the 2021 salary ordinance and to adjust budgeted health and other insurance. **Resolution No. 2021-021613***
14. Resolution approving Fleet Services Fund budget amendment requested by the Director of Finance and Administration, to implement the provisions of the 2021 salary ordinance and to adjust budgeted health and other insurance costs. **Resolution No. 2021-021614***
15. Resolution approving Wastewater Utility fund and Water Utility fund budget amendments requested by the Director of Finance and Administration, to implement the provisions of the 2021 salary ordinance and to adjust budgeted health and other insurance costs. **Resolution No. 2021-021615***
16. Resolution approving Health Insurance fund budget amendment requested by the Director of Finance and Administration, to reflect employee and retiree elections for 2021 health insurance coverage. **Resolution No. 2021-021616***
17. Resolution approving Employee Retirement fund budget amendment requested by the Director of Finance and Administration, to reflect expected 2021 expenditures for retiree health insurance coverage. **Resolution No. 2021-021617***
18. Request of the Fire department to submit 2021 Assistance to Firefighters grant application.

Legislative & Licensing Committee

19. Resolution approving Original Bartender/Operator licenses for the listed applicant: Melanie A. Ziolecki. **Resolution No. 2021-021619***
20. Resolution approving the Change of Agent for a Class B Beer & C Wine license: Portillo's Hot Dogs, 17685 W. Bluemound Rd., Agent: David L. Brantner. **Resolution No. 2021-021620***

Water & Sewer Board

21. Resolution awarding the biosolids disposal contract to Clean Harbors Industrial Services. **Resolution No. 2021-021621***
22. Resolution approving the removal of a Dedication Condition to the Well Site on Outlot A in the Mission Heights Plat. **Resolution No. 2021-021622***
23. Resolution reconfirming the Private Property Inflow/Infiltration Reduction Policy. **Resolution No. 2021-021623***
24. Preliminary Resolution declaring intent to exercise special assessment powers under Section 66.0703 Wis. Stats. for the 2021 Water main Extension Project #W-21-01. **Preliminary Resolution No. 2021-021624***
25. Resolution accepting dedication of water distribution system and sanitary sewer system for the School District of Elmbrook Central Administration Office development located at 3555 N. Calhoun Road. **Resolution No. 2021-021625***

Council as a Whole

26. Mayor's Reappointments to the Board of Review:
 - a) Dale Casper – reappoint to 3-year term expiring February 1, 2024.
 - b) Tom Koch – reappoint to a 3-year term expiring February 1, 2024.
 - c) David Schneider – reappoint to a 3-year term expiring February 1, 2024.


NON-Consent Agenda:

27. Act on any items removed from the consent agenda – None.

Legislative & Licensing Committee

28. Report of Legislative and Licensing Committee on proposed Black History Month resolution. Motion by Alderman Mahkorn, seconded by Alderman Nelson, to approve the Proclamation offered by the Mayor that was unanimously approved by the Legislative & Licensing Committee. A roll call vote of the Common Council was taken and the motion carried Ayes 12, No's 2 with Aldermen Owen and Hallquist voting no.

Parks & Recreation Commission

 **Closed Session Notice:** Pursuant to Wis. Stats. §19.85(1) to consider Item #29 for the purpose to conduct business regarding acquisition of property due to competitive or bargaining reasons as authorized under 19.85(1)(e) Stats., specifically the purchase of the parcel located in the City of Brookfield. If it becomes necessary to convene in closed session, the Mayor will announce to all those present the purpose and following announcement, upon motion duly made and seconded and acted upon by the majority of the members present as required under 19.85(1), Wis. Stats., the closed session may take place. You are further notified that at the conclusion of a closed session, the Council may convene in open session pursuant to 19.85(2) Stats., for possible additional discussion and action concerning any matter discussed in closed session or further business on the Agenda. Persons attending closed session would be elected officials and staff from the City of Brookfield.

29. Motion by Alderman Nelson, seconded by Alderman Reddin, to enter into Closed Session pursuant to Section 19.85(1)(e) as stated above to consider the appraisal and acquisition of Imperial Park property. A roll call vote was taken and carried unanimously. Closed Session start time: 8:03 pm.

Present were: Mayor Steven Ponto, City Attorney Jenna Merten, Deputy City Clerk Renee Tadych, Director of Parks & Recreation John Kelliher, Director of Community Development Dan Ertl, Director of Public Works Tom Grisa, Director of Finance and Administration Robert Scott.

Motion by Alderman Nelson, seconded by Alderman Reddin to enter into open session per State Stats. 19.85(2). A roll call vote was taken and carried unanimously. 8:27 pm

No action was taken.

30. Mayor's assignment of legislative referrals and requests for services: None

31. Motion by Alderman Mahkorn, seconded by Alderman Carnell to adjourn the meeting. Motion carried unanimously. Meeting adjourned at 8:27 pm.

RESPECTFULLY SUBMITTED

KELLY MICHAELS, CITY CLERK

** May be viewed in the City Clerk's Office.*