



## OFFICIAL MINUTES OF A COMMON COUNCIL MEETING

MINUTES OF A REGULAR COMMON COUNCIL MEETING OF THE 34<sup>TH</sup> COMMON COUNCIL HELD ON **NOVEMBER 17, 2020** AT 7:45 PM., IN THE COUNCIL CHAMBERS, 2000 N. CALHOUN ROAD, BROOKFIELD, WI

Call to Order: Mayor Steven V. Ponto called the meeting to order at 7:45 pm.

Public Comment: None

Announcements: The next regularly scheduled meeting of the Common Council is Tuesday, December 1, 2020, at 7:45 pm held in the Council Chambers of City Hall (subject to change).

Roll Call: City Clerk Kelly Michaels called the roll and noted the following members in attendance:

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

*Members excused: None*

*Staff Present: City Clerk Kelly Michaels, City Attorney Jenna Merten, Director of Public Works Tom Grisa, Director of Library Services Edell Schaefer, Director of Human Resources Jim Zwerlein, Director of Community Development Dan Ertl, Police Chief Dan Tushaus, Fire Chief Charlie Myers, Director of Information Technology Kevin Beck, Director of Parks & Recreation John Kelliher, Deputy Finance Director Sarah Kitsembel, and Director of Finance and Administration Robert Scott*

Pledge: Alderman Jenna Meza led the Council in the Pledge of Allegiance.

Presentation: None

Public Hearing: (7:49 pm – 8:02 pm) Mayor Ponto read the request of the City of Brookfield 2021 Budget. *(Separate minutes were taken.)*

*Motion by Alderman Nelson, seconded by Alderman Reddin to close the public hearing. Motion carried 14-0.*

### 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 October 20, 2020, meeting of the Common Council.

### Plan Commission

2. Plan Review Board actions and recommendations of October 22, 2020:

- a. Request of Jan Mueller, owner, 225 N. Beaumont Ave., for approval of a preliminary survey and final Certified Survey Map for one lot in Bluemound Park Estates, vacant parcel "E" in Block 7, at said address.
3. Request of Congregational Home Residence and Rehabilitation, 13900 W. Burleigh Rd., Brookfield, WI 53005, c/o Kris Sprtel, BS, NHA, President/Chief Executive Officer, to approve a PDD Specific Plan, Development Agreement, and Utility Easements in association with the Congregational Home PDD and the construction of a 21 bed, 21,044 sq. ft. CBRF (Community Based Residential Facility) addition and wellness center located at 13900 W. Burleigh Road.
4. Administer standards for placing, constructing or altering driveway connections to City streets (Access Management).
5. Ordinance creating access management to administrator standards for placing, constructing or altering driveway connections to City streets. **Ordinance No. 2624-20\***
6. Amending Chapters 15 and 17 of the Municipal Code related to the permission to erect and construct a sauna in a single-family residential zoning district along with related text changes to accessory structures permitted in such districts.
7. Ordinance amending Chapters 15 and 17 of the Municipal Code related to authorizing saunas as a permitted use in residentially zoned areas. **Ordinance No. 2625-20\***
8. Request of Deer Creek Partners, c/o Tom O'Meara, Vice President, Irgens, Milwaukee, WI, for approval of a Sixth Amendment to The Corridor Master Development Agreement and removal of a Plan Commission condition applicable to the corporate office development site located south of Golf Parkway, west of Calhoun Road.
9. Request of the Community Development Department for approval to schedule a public hearing to amend Chapter 17 of the Municipal Code regarding definition of "institutional", the Conditional Use and Plan and Method of Operation administrative sections, Village Area Business District regulations and setback provisions for gas canopies in several zoning districts, and dumpster enclosure setbacks and offsets located in a Modified Urban Overlay District.
10. Request of Waukesha County for approval to schedule a conditional use public hearing permitted recreational trail in the Floodway District and Floodfringe District.

#### Finance Committee

11. Vouchers exceeding \$50,000 requiring immediate action.
12. Resolution approving commitments and assignments of general, special revenue, and capital projects fund balances in accordance with governmental accounting standards. **Resolution No. 9973-20\***
13. Resolution approving extension of contract with LifeQuest Services for billing and collections/EMS electronic patient care record services through December 31, 2024. **Resolution No. 9974-20\***

#### Human Resources & Public Safety Committee

14. Resolution approving the 2021 City of Brookfield employee and retiree Health Insurance program. **Resolution No. 9975-20\***

#### Board of Public Works

15. Resolution approving the Perpetual Pedestrian Pathway Easement for a pathway at The Artisan at Georgetown Square located at 15905 Wisconsin Avenue. **Resolution No. 9976-20\***
16. Resolution awarding the bid for the Adelaide & Tru Storm Sewer Project #SW-20-02 to UPI LLC for \$176,215.25. **Resolution No. 9977-20\***
17. Resolution approving an Underground Distribution Easement for North Avenue near Lilly Road (east of Underwood Creek). **Resolution No. 9978-20\***

Council as a Whole

18. Mayor's Reappointment: Greg Bauer to the Community Development Authority – 4 year term expiring November 20, 2024.

**NON-Consent Agenda:**

19. Act on any items removed from the consent agenda - None

Finance Committee

20. Motion by Alderman Berg, seconded by Alderman Reddin to adopt the Resolution approving adjustment to state property tax levy limit for 2021 budget. Motion carried unanimously. **Resolution No. 9979-20\***
21. Motion by Alderman Berg, seconded by Alderman Reddin to adopt the Ordinance appropriating the necessary funds for adopting the budgets for the operation of the government and administration of the City of Brookfield for the year 2021. Motion carried unanimously. **Ordinance No. 2626-20\***
22. Motion by Alderman Berg, seconded by Alderman Reddin to adopt the Ordinance levying property taxes for the General, Non-Major Special Revenue/Capital Projects and Debt Service Funds of the City of Brookfield for the year 2021. Motion carried unanimously. **Ordinance No. 2627-20\***
23. Motion by Alderman Berg, seconded by Alderman Reddin to adopt the Ordinance approving the authorized positions for departments of the City of Brookfield for the year 2021. Motion approved unanimously. **Ordinance No. 2628-20\***

Plan Commission

24. Motion by Alderman Mahkorn, seconded by Alderman Owen to approve the request of Shecterle Commercial Properties Inc., for a Temporary Use permit to locate one secondary drive-thru structure at 21300 W. Capitol Drive and 3705 N. 124<sup>th</sup> Street. (*Recommended 5-0*) Motion carried unanimously.
25. Motion by Alderman Mahkorn, seconded by Alderman Owen to approve a request of Storage Master LLC, 2601 S. Moorland Rd., New Berlin, WI 53151, Alex Simic, Chief Executive Officer, for approval of a new plan and method of operation, development agreement, and utility easements in association with the redevelopment construction of a self-storage facility including approximate 43,000 sq. ft. climate controlled building with interior drive-thru loading area and conversion of an existing building for self-storage use at 16900 Pheasant Drive. (*Recommended 5-0*) Motion carried unanimously.

Council as a Whole

26. Motion by Alderman Nelson, seconded by Alderman Reddin to approve the Schedule of 2021 Common Council meetings. Motion carried unanimously.
27. Mayor's assignment of legislative referrals and requests for services:
  - a. Referred to the Legislative & Licensing Committee, as part of the conversion of MSO Ordinances to overlay areas under Section 17.98.050, any associated changes to other areas of the Code are assigned to the Legislative & Licensing Committee as staff completes such proposed changes (referred by Mayor Ponto).
  - b. Referred to the Plan Commission to amend Chapter 17.08 to refine Special Exceptions and refine the Zoning Text and Map amendment procedures (referred by Ald. Nelson).
  - c. Referred to the Plan Commission to update Site Development Standards for Non-Residential Uses in Chapter 17; Update Parking Supply standards and related regulations, in particular as they relate to the Village Area Business District in Chapter 17; Refinement to the fiscal surety provisions securing the installation of and maintenance of landscaping in Chapter 17 (referred by Ald. Owen).
  - d. Referred to the Legislative & Licensing Committee to amend Section 2.12.160 regarding Legislative Referrals and Requests for Services (referred by Mayor Ponto).

- e. Referred to the Legislative & Licensing Committee to amend Section 15.04.345 E.1.A for dumpster enclosures located in MSO overlays (referred by Mayor Ponto).
28. Motion by Alderman Mahkorn, seconded by Alderman Owen to adjourn the meeting. Motion carried unanimously. Meeting concluded at 8:42 pm.

RESPECTFULLY SUBMITTED  
KELLY MICHAELS, CITY CLERK

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