

THESE ARE THE MINUTES OF A **REGULAR COMMON COUNCIL** MEETING HELD AT 7:45 P.M., TUESDAY, **OCTOBER 1, 2002**, IN THE COUNCIL CHAMBERS OF BROOKFIELD CITY HALL, 2000 N. CALHOUN ROAD, BROOKFIELD, WISCONSIN

MAYOR JEFF SPEAKER Presiding

ALDERMEN PRESENT: Thomas Schellinger, Steven Ponto, Kari Clappier, Gary Mahkorn, Jack Shaw, Mike Franz, Scott Berg, Richard Brunner, Jim Heinrich, Cindy Kilkenny, Karl Schulz

ALDERMEN ABSENT & EXCUSED: Brad Steinke, Jerome Wolff, James Garvens

ALSO PRESENT: City Attorney Sue Schalig, City Clerk Kris Schmidt, Director of Public Works Tom Grisa, Director of Community Development Dan Ertl, Director of Finance Robert Scott, Chief of Staff Dan Waffenschmidt, Fire Chief John Dahms, Police Chief Dan Tushaus, Director of Human Resources Jim Zwerlein

Mayor Jeff Speaker called the meeting of the Common Council to order at approximately 8:00 p.m. No one spoke during the segment set aside for the public to address the Council.

The next Common Council meeting will be held October 15th.

Alderman Karl Schulz led the Common Council in the Pledge of Allegiance to the American Flag.

Alderman Schulz moved approval of the Regular Common Council minutes of September 17, 2002, and the Special Common Council meeting minutes of September 24, 2002, subject to amending the September 24, 2002, Special Common Council minutes to reflect that Alderman Kilkenny requested a roll call vote on the amendments and Alderman Berg requested a roll call vote on the Resolution. The motion was seconded by Alderman Shaw and carried unanimously.

ACTIONS OF THE COMMON COUNCIL

PLAN COMMISSION

The City Clerk referred to the Plan Commission's actions and recommendations as represented in the September 23, 2002, Regular Plan Commission meeting minutes, except for actions previously approved.

The first item was the request of Brookfield Lutheran Church, 18500 W. Burleigh Road, Gary Kilvinger, Chairman – Strategic Planning Committee, for approval of a conditional use for a revised plan and method of operation permitting a 41,373 sq. ft. parking lot expansion. (SW 1/4 of Sec. 9)

The Plan Commission recommended approval of the conditional use to expand the parking lot, as recommended by staff, with the provision that one of the two western most driveway be closed, alignment with 186th Street need not be pursued at this time, and that the curved driveway between the parsonage and the church parking lot not be constructed.

Alderman Schulz moved adoption of the Plan Commission recommendation, subject to eliminating the requirement that one of the western most driveways be closed. The ordinance should be amended accordingly.

The motion was seconded by Alderman Berg and carried unanimously.

Alderman Schulz moved adoption of the Ordinance granting a conditional use for a revised plan and method of operation permitting a 41,373 sq. ft. parking lot expansion at 18500 W. Burleigh Road or Brookfield Lutheran Church, subject to amending the ordinance to eliminate the requirement to close one of the western most driveways. The motion was seconded by Alderman Ponto. A roll call vote was taken and carried unanimously. **Ordinance No. 1884***

The next item was the request of the Department of Community Development to amend Chapter 17 of the Municipal Code creating Section 17.04.020 definitions "Club" and adding same as Section 17.108.050 A.23. as a conditional use.

The Plan Commission recommended approval of staff's recommendation to amend Section 17.04.020 and 17.108.050 A.23 of the Mun. Code to add the definition of "Club" and add "Club" as a conditional use.

Alderman Schulz moved approval of the Plan Commission recommendation. The motion was seconded by Alderman Brunner and carried unanimously.

Alderman Schulz moved adoption of the Ordinance amending Sections 17.04.020 and 17.108.050 of the Municipal Code relating to "Clubs". The motion was seconded by Alderman Heinrich. A roll call vote was taken and carried unanimously. **Ordinance No. 1885***

Alderman Schulz moved approval of the remaining Plan Commission's actions and recommendations as represented in the September 23, 2002, Regular Plan Commission meeting minutes,, except for actions previously approved. The motion was seconded by Alderman Heinrich and carried unanimously.

Items #5 and #6, remained on the table: Item #5, Tabled Plan Commission's actions and recommendations as represented in the Item #3 from the September 9, 2002, Plan Commission minutes – Request of Verizon and U.S. Cellular, c/o U.S. Cellular, 3545 N. 124th St., Dan Jakes, Project Manager, for approval of a conditional use and plan and method of operation permitting construction of two 100' tall telecommunications monopoles with internal antennas and a multi-purpose accessory building at 14510 W. North Avenue. The building provides tenant space for the communication equipment of four wireless service providers with an integrated open-air pavilion for park use; and Item #6, Tabled Ordinance granting a conditional use permitting construction of two 100' tall telecommunications monopoles with internal antennas and a multi-purpose accessory building at 14510 W. North Avenue or Mound Zion Cemetery.

Alderman Schulz moved to table Items #7 and #8, the Resolution approving the telecommunications lease with Verizon at 14510 W. North Avenue or Mound Zion Cemetery site, and the Resolution approving the telecommunications lease with U.S. Cellular at 14510 W. North Avenue or Mound Zion Cemetery site. The motion was seconded by Alderman Ponto and carried unanimously.



FINANCE COMMITTEE – Alderman Garvens, Chairman

No Vouchers exceeding \$50,000 required action .

Alderman Schulz moved approval of the Resolution amending 2002 special revenue fund budgets requested by the Director of Finance: increase Police Drug Prevention fund expenditures by \$4,500; and increase Asphalt-Subdivisions Fund expenditures by \$50,000. The motion was seconded by Alderman Heinrich and carried unanimously. **Resolution No. 6967***

FINANCE/PERSONNEL COMMITTEES – Alderman Schulz, Acting Chairman for Finance Comm.
Alderman Ponto, Chairman for Personnel Comm.

Alderman Schulz moved approval of the Resolution authorizing participation in the Waukesha County shared dispatch operation and the issuance of a general obligation promissory note totaling \$354,623 to Waukesha County to pay capital cost of shared dispatch facility. The motion was seconded by Alderman Ponto and carried unanimously. **Resolution No. 6968***

LEGISLATIVE AND LICENSING COMMITTEE – Alderman Clappier, Chairman

Alderman Clappier moved approval of 2 Original Bartender Licenses. The motion was seconded by Alderman Shaw and carried unanimously.

Alderman Clappier moved approval of the Temporary Class B Beer Application for St. Luke's Parish Home & School, 1305 Davidson Road, October 5, 2002, from 3:00-10:00 p.m.. The motion was seconded by Alderman Shaw and carried unanimously.

Alderman Clappier moved adoption of the Ordinance repealing Section 17.120.70 of the Municipal Code relating to the Illumination. The motion was seconded by Alderman Shaw. A roll call vote was taken and carried unanimously. **Ordinance No. 1886***

PERSONNEL COMMITTEE – Alderman Ponto, Chairman

Alderman Ponto moved approval of the Resolution approving a Labor Agreement between the Brookfield Professional Police Association (W.P.A.A.) and the City of Brookfield, effective January 1, 2003, through December 31, 2004. The motion was seconded by Alderman Kilkenny and carried unanimously. **Resolution No. 6969***

BOARD OF PUBLIC WORKS – Alderman Schulz, Chairman

Alderman Schulz moved approval of the Resolution awarding the bid for the Brookfield DPW Project #2002-BFD 2 (storage building) to W B Corporation for \$970,300. The motion was seconded by Alderman Heinrich and carried unanimously. **Resolution No. 6970***

The tabled Resolution awarding the bid for the Mound Zion Cemetery Road, New Road Construction Project #2002-R-02 to Payne and Dolan, Inc. for \$98,987.86 remained on the table.

Alderman Heinrich moved to adjourn. The motion was seconded by Alderman Brunner and carried unanimously. 8:25 p.m.

Kristine A. Schmidt, City Clerk

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