



11333 N. Cedarburg Road
Mequon, WI 53092
Phone: 262-236-2914
Fax: 262-242-9655

www.ci.mequon.wi.us

Office of the City Clerk
Taped and Televised

**COMMON COUNCIL
Regular Meeting
Tuesday, February 8, 2022 - 7:30 PM
or Immediately Following the
Committee of the Whole
Christine Nuernberg Hall**

Minutes

1) Call to Order

Mayor Wirth called the meeting to order at 7:57 PM.

2) Pledge of Allegiance

3) Roll Call

Present:

Mayor John Wirth
Alderman Robert Strzelczyk
Alderman Glenn Bushee
Alderman Dale Mayr
Alderman Jeffrey Hansher
Alderman Mark Gierl
Alderman Brian Parrish
Alderman Kathleen Schneider
Alderman Andrew Nerbun

Also present: City Administrator Jones, Assistant City Administrator Schoenemann, City Attorney Sajdak, City Clerk Fochs, Community Development Director Tollefson, Assistant Community Development Director Zader, Engineering and Public Works Director Lundeen, Finance Director Engroff, Fire Chief Bialk, Police Chief Pryor, press and interested public.

4) Public Hearings: None.

5) Personal Appearances and Public Comment: None.

6) Public Officials' Reports:

- a) Mayor: Mayor Wirth reported that on February 9, 2022 at 1:00 pm there will be a meeting at the Thiensville Village Hall a meeting to further discuss a potential joint fire department. He will report back to the Council. Also, on February 11, 2022 starting at 8:30 am at the North Shore Country Club, City Staff and the Council will be meeting all day for a Strategic Planning Workshop. This is open to the public.
- b) City Administrator: City Administrator Jones reported that the I-43 expansion project will be starting in a couple weeks. The Highland Road bridge and the County Line Road/Port Washington Road bridge will be closing for construction of the interchange. Updates are available on WisDOT's 511 website. Also, there will be a Spring Primary on Tuesday, February 15th which includes only the school board race. Polls are open from 7:00 am to 8:00 pm and early voting will end on Friday, February 11th at City Hall. Lastly, the Fire Department is recruiting for three (3) full time paramedic positions. Applications and job descriptions can be found on the City website under Job Openings.

7) Consent Agenda:

- a) Common Council meeting minutes of January 11, 2022.
- b) Architectural Review Board meeting minutes of December 13, 2021.
- c) Economic Development Board meeting minutes of November 16, 2021.
- d) Festivals Committee meeting minutes of December 8, 2021.
- e) Finance-Personnel Committee meeting minutes of December 14, 2021.
- f) Joint Mequon-Thiensville Bike and Pedestrian Way Commission meeting minutes of October 14, 2021.
- g) Mequon Municipal Water Utility Commission meeting minutes of December 14, 2021.
- h) Park and Open Space Board meeting minutes of November 17, 2021.
- i) Planning Commission meeting minutes of December 13, 2021.
- j) Public Welfare Committee meeting minutes of December 14, 2021.
- k) Sewer Utility District Commission meeting minutes of December 14, 2021.
- l) Ordinance First Readings

NOTE: First reading of Ordinances will not be acted upon unless a suspension of the rules is approved by a recorded vote of two-thirds majority of all aldermen.

- 1) **ORDINANCE 2022-1617** - An Ordinance Amending Chapter 2, Article IX, Division 2 of the Mequon Municipal Code Related to the Membership of the Architectural Board.

RESULT: First Reading

- 2) **ORDINANCE 2022-1618** - An Ordinance Creating Section 10-26 of the Mequon Municipal Code, Related to Residential Swimming Pools.

RESULT: First Reading

- 3) **ORDINANCE 2022-1619** - An Ordinance Amending Chapter 30, Article V of the Mequon Municipal Code Related to Outdoor Burning.

RESULT: **First Reading**

Motion to approve the Consent Agenda Items A-K.

RESULT: **Approved by Voice Acclamation [Unanimous]**
MOVED BY: Alderman Schneider
SECONDED BY: Alderman Hansher

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

8) Ordinances:

- a) **ORDINANCE 2021-1616** - An Ordinance Creating Section 62-21 of the Mequon Municipal Code Relating to Signs Along Streets and on Public Property.

Motion to remove **ORDINANCE 2021-1616** from the table.

RESULT: **Approved by Voice Acclamation [Unanimous]**
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Schneider

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

The Committee of the Whole recommended the primary **ORDINANCE 2021-1616** without Item G, Free Area.

Motion to approve **ORDINANCE 2021-1616** as amended by Committee of the Whole.

RESULT: **Approved as Amended by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Mayr
SECONDED BY: Alderman Gierl

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

Motion to approve **ORDINANCE 2021-1616**, Item e(1)(g) as amended by the Committee of the Whole.

RESULT: **Approved by Roll Call Vote [6 to 2]**
MOVED BY: Alderman Mayr
SECONDED BY: Alderman Gierl

AYES:	Bushee, Mayr, Hansher, Gierl, Parrish, Nerbun
NAYS:	Strzelczyk, Schneider

This ordinance will go into effect the day after publication.

9) Resolutions:

- a) **RESOLUTION 3913** - A Resolution Authorizing the Borrowing of Not-to-Exceed \$9,620,000; and Providing for the Issuance and Sale of General Obligation Promissory Notes Therefor.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Hansher
SECONDED BY: Alderman Schneider

AYES:	Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun
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- b) **RESOLUTION 3914** - A Resolution Ratifying the City of Mequon's COVID-19 Emergency Medical Leave Policy Between January 1 - March 31, 2022.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Nerbun

AYES:	Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun
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- c) **RESOLUTION 3915** - A Resolution Authorizing Execution of a Contract for Network Upgrades with Office Technology Group, Milwaukee, Wisconsin for a Not-to-Exceed Cost of \$43,866.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Bushee
SECONDED BY: Alderman Strzelczyk

AYES:	Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun
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- d) **RESOLUTION 3916** - A Resolution Authorizing a Town Center TID No. 3 Incentive with P2 Development, in Connection with Construction of a Planned Unit Development Located at 11040 and 11110 North Buntrock Avenue.

Community Development Director Tollefson confirmed the total incentive amount was \$247,500 which will reimburse the developer for cleanup of the property and demolition.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Hansher
SECONDED BY: Alderman Nerbun

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

- e) **RESOLUTION 3917** - A Resolution Approving a Third Amendment to the Development Agreement for the Town Center Master Planned Mixed-Use Development for Foxtown Center, LLC, Allowing for Infrastructure Improvements and a Town Center TIF Incentive of \$4.95M for a \$51M Development.

Mayor Wirth explained that this is a one-month, no-cost extension so that staff and the developer can continue to work out the details of the Town Center infrastructure improvements.

Motion to extend the deadline of **RESOLUTION 3917** one month until the March 2022 Common Council meeting.

RESULT: **Approved by Voice Acclamation [Unanimous]**
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Hansher

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

Motion to table **RESOLUTION 3917**.

RESULT: **Tabled [Unanimous]**
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Hansher

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

10) Specified Unfinished Business From Prior Meetings: None.

11) Specified New Business: None.

12) Potential Closed Sessions:

- a) Personnel Evaluation of City Attorney: The Common Council may convene into closed session pursuant to Wis. Stat. § 19.85(1)(c), considering employment, promotion, compensation or performance evaluation date of any public employee over which the governmental body has jurisdiction or exercises responsibility and then may reconvene into open session to take such action as deemed appropriate.

Motion to go into Closed Session to discuss the personnel evaluation of the City Attorney.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Bushee

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

- b) Personnel Evaluation of City Administrator: The Common Council may convene into closed session pursuant to Wis. Stat. § 19.85(1)(c), considering employment, promotion, compensation or performance evaluation date of any public employee over which the governmental body has jurisdiction or exercises responsibility and then may reconvene into open session to take such action as deemed appropriate.

Motion to go into Closed Session to discuss the personnel evaluation of the City Administrator.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Strzelczyk
SECONDED BY: Alderman Bushee

AYES: Strzelczyk, Bushee, Mayr, Hansher, Gierl, Parrish, Schneider, Nerbun

13) Adjourn

There was a motion and a second to adjourn at 9:20 PM.

Respectfully Submitted,
Deputy Clerk
Kathy Andrykowski
Approved 3-8-22