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Office of the City Clerk
Taped and Televised

COMMON COUNCIL
Regular Meeting
Tuesday, September 10, 2024
7:30 PM
Christine Nuernberg Hall

Minutes

1) Call to Order

Mayor Nerbun called the meeting to order at 8:04 PM.

2) Pledge of Allegiance

3) Roll Call

Present:

Mayor Andrew Nerbun
Alderman Robert Strzelczyk
Alderman Kelly Tolocko
Alderman Dale Mayr
Alderman Jeffrey Hansher
Alderman Gregg Bach
Alderman Brian Parrish
Alderman Peter Bratt
Alderman William Gebhardt

Also Present: Assistant City Administrator Schoenemann, City Attorney Sajdak, City Clerk Fochs, Finance Director Arnett, City Engineer Lundeen, Assistant City Engineer McCraw, Executive Assistant Enea, press and interested public.

4) Public Hearings:

- a) **ORDINANCE 2024-1667** - An Ordinance Amending Chapter 58 of the Mequon Municipal Code Relating to WDNR MS4 Stormwater Permit Conditions.

1) Public Hearing

Motion to open public hearing for **ORDINANCE 2024-1667**.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

Motion to close Public Hearing for **ORDINANCE 2024-1667**.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

2) Consideration of ordinance

The Council asked for clarification regarding the pond re-certification process. City Engineer Lundeen explained that the DNR sets the requirements for every five years or every permit term. This process can sometimes be required every year and by an engineering professional. The re-certification can also help an HOA or community prepare for any repairs or modifications needed due to any findings during the water inspection.

Motion to approve **ORDINANCE 2024-1667**.

RESULT: **Approved by Voice Acclamation [Unanimous]**
MOVED BY: Alderman Bach
SECONDED BY: Alderman Mayr

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

5) **Personal Appearances and Public Comment:**

Laurie O'Brien Wolf introduced herself as the 23rd Assembly District Republican candidate.

6) **Public Officials' Reports:**

a) Mayor

Mayor Nerbun read the Proclamation for Rail Safety Week to bring awareness of the dangers around railroad crossings. September 23-28, 2024, is designated as National See Tracks, Think Train Week. He also thanked the public for a successful Taste of Mequon event on Saturday, September 7.

b) City Administrator

7) **Consent Agenda:**

- a) Common Council meeting minutes of August 14, 2024 and August 28, 2024.
- b) Architectural Board meeting minutes of July 8, 2024.
- c) Board of Appeals meeting minutes of May 2, 2024.
- d) Festivals Committee meeting minutes of July 15, 2024.
- e) Finance-Personnel Committee meeting minutes of July 9, 2024.

- f) Joint Mequon-Thiensville Bike and Pedestrian Way Commission meeting minutes of July 11, 2024.
- g) Parks and Open Space Board meeting minutes of June 19, 2024.
- h) Public Welfare Committee meeting minutes of July 9, 2024.
- i) Public Works Committee meeting minutes of July 9, 2024.
- j) Zoning Enforcement and Site Compliance Report through August 28, 2024.

Motion to approve the monthly list of minutes and reports, Consent Agenda Items A-J.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

8) Ordinances: None.

9) Resolutions:

- a) **RESOLUTION 4137** - A Resolution Approving the First Amendment to a License Agreement for the Location of Equipment Upon the Cellular Tower Located at 11300 North Buntrock Avenue with SprintCom, LLC of Overland Park, Kansas.

RESULT: **Approved by Roll Call Vote [Unanimous]**
MOVED BY: Alderman Parrish
SECONDED BY: Alderman Gebhardt

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

- b) **RESOLUTION 4138** - A Resolution Approving an Agreement for Completion of a Community-Wide Survey with ETC Institute of Olathe, Kansas, in the Amount of \$23,850.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

- c) **RESOLUTION 4139** - A Resolution Amending Resolution No. 4026 Approving a State/Municipal Financial Agreement and Authorizing a State/Municipal Maintenance Agreement with the Wisconsin Department of Transportation, in Connection with the Installation of a Sidewalk on Mequon Road Between Wauwatosa and Swan Roads.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

- d) **RESOLUTION 4140** - A Resolution Approving State/Municipal Agreement(s) with the Wisconsin Department of Transportation for Installation of a Sidewalk on Wauwatosa Road, Between Mequon and Donges Bay Roads.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

- e) **RESOLUTION 4141** - A Resolution Approving an Amended Memorandum of Understanding Between the City of Mequon and the Village of Brown Deer, Authorizing the Inclusion of Construction Layout Services for a Joint County Line Road Improvement Project to Increase the Total Cost in the Amount of \$11,900.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

10) Specified Unfinished Business From Prior Meetings:

11) Specified New Business:

12) Potential Closed Session:

- a) Public Safety Building(s) and Pool Site Analysis for Possible Use(s) and/or Acquisition(s) of Site(s) Including 11015 N. Market Street. The Common Council may convene into closed session pursuant to Wis. Stat. § 19.85(1)(e) for the purpose of deliberating or negotiating the purchasing of public properties, the investing of public funds, or conducting other specified public business, whenever competitive or bargaining reasons require a closed session, and then may reconvene into open session to take such action as it may deem appropriate.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt, Nerbun

13) Adjourn

Motion to adjourn at 9:14 PM.

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

AYES: Strzelczyk, Tolocko, Mayr, Hansher, Bach, Parrish, Bratt, Gebhardt

Respectfully Submitted,
Beth Kong, Deputy Clerk