

**Tuesday, March 23, 2010
Muskego City Hall, Aldermen's Room**

Mayor Johnson called the meeting to order at 6:15 p.m. Committee Members Ald. Werner and Snead were present. Also present: Deputy Clerk Blenski, Finance Director Mueller, Ald. Harenda, Borgman, Schneider, and Schaumberg. Ald. Fiedler was absent. Those present recited the Pledge of Allegiance. The Deputy stated that the meeting was noticed in accordance with the open meeting law on March 19, 2010.

APPROVAL OF MINUTES

Ald. Snead moved for approval of the March 9, 2010 minutes. Ald. Werner seconded; motion carried.

LICENSE APPROVALS

Ald. Werner moved to recommend approval of a regular Operator's License for Mark Cahak, Audrea Heine, Charles Kalupa, Dawn Vretenar and William Zeck subject to the licensing requirements being completed prior to issuance. Ald. Snead seconded; motion carried.

Ald. Werner moved to recommend approval of a Temporary License to Sell Fermented Malt Beverages on April 17 for Bethlehem Lutheran Church, W124 S9995 North Cape Road. The license is for the annual shrimp boil event. Ald. Snead seconded; motion carried.

Ald. Snead moved to recommend approval of a Temporary License to Sell Wine on May 15 for the Friends of the Muskego Public Library, S73 W16663 Janesville Road. The Mayor stated that the license is for the annual wine tasting event that is held to raise money for the library. Ald. Werner seconded; motion carried.

NEW BUSINESS

Review Information Regarding Recent Closing Hours Violation at Spitfires

Police Chief Geiszler was present to review information regarding a closing hours violation that occurred at Spitfires in November. The license holder, Vera Pires, was also present. The Chief gave a brief account of what happened. He stated that Ms. Pires was recently found guilty in Muskego Municipal Court. Ms. Pires stated that she and several other employees were present after closing. They were watching a movie and finishing paperwork. Ms. Pires stated that as a result of the Janesville Road reconstruction project, she would be leaving the property at the end of the month. Ald. Werner reminded Ms. Pires that the laws must be followed especially if she intends to relocate her business within the City.

Consider Request of Andrew Drefahl to Waive Plan Fees

Mayor Johnson stated a request was received from Mr. Drefahl to waive rezoning fees. Mr. Drefahl has indicated that there was a commitment on the part of the City to potentially waive fees associated with any rezonings that may occur as a result of the Janesville Road reconstruction project. In addition, the property used to have a commercial overlay, which the City removed. That made the property nonconforming and Mr. Drefahl has indicated that he was not aware that the overlay was removed.

The Mayor believes consideration should be given to provide some assistance to the businesses that will be affected by the project. He believes a policy should be established so there is equity. Ald. Werner agreed that the City should provide assistance so the businesses do stay. He suggested that the fee be reduced by one half. The rezonings will benefit the businesses so he does not support waiving the fee entirely. Ald. Snead stated she wanted to be cautious about waiving or reducing fees as she does not know how it will impact the City financially. The Mayor stated he did not believe there would be that many rezonings. He noted that the rezonings are crucial to many of the businesses because some are currently nonconforming. **Ald. Werner moved to establish the following policy: The City will charge one half the fee for rezoning petitions for those businesses or residences that are in the Janesville Road construction corridor for those individuals that apply from today forward. The policy will be in effect until the end of the road reconstruction. Ald. Snead seconded; motion carried.**

Recommendation Regarding Proposed Ordinance to Amend Chapter 3, Section 3.03 (2) Relating to Payment of Vouchers

Mayor Johnson stated an ordinance is being proposed to address those times when the Finance Committee and Common Council do not meet, such as at the end of the year. The ordinance would allow the Mayor to approve vouchers in lieu of the Finance Committee recommendation or Common Council approval. The Council would receive a list of the approved vouchers at the next regular meeting. Currently, the Council adopts a separate resolution to allow the Mayor to approve the vouchers when the December meetings are canceled. If the ordinance were adopted, that would not be necessary. The Mayor noted that the ordinance would also allow payment of vouchers if meetings were canceled because there was a lack of a quorum. Special meetings would not have to be rescheduled so the vouchers could be paid. **Ald. Werner moved to recommend approval. Ald. Snead seconded.**

Ald. Borgman expressed concern about establishing this type of policy. He believes the Council should approve the vouchers. He prefers that special meetings be held to do so. The Council is ultimately responsible. Ald. Snead agreed and expressed concern that there could be abuse in the future. The consensus of the Committee was to table the issue at this time. **Ald. Werner withdrew his motion. Ald. Snead withdrew the second. Ald. Werner moved to table the proposed ordinance. Ald. Snead seconded; motion carried.**

Recommendation Authorizing a Grant from the Janesville Road Building and Grant Program for Firestone, S73 W16610 Janesville Road

Mayor Johnson stated the Community Development Authority (CDA) recommended approval of a \$3,000 grant for Firestone. The grant has been requested to assist with landscaping costs. **Ald. Werner moved to recommend approval of a \$3,000 grant from the Janesville Road Building and Grant Program for Firestone. Ald. Snead seconded; motion carried.**

Recommendation to Award Bid for Holz Island Rip Rap Project- Little Muskego Lake

The following bids were received:

Summerset Marine Construction	\$ 39,800.00
Hein's Grading & Landscaping	\$ 48,448.00
Jerry's Pier Service	\$ 52,184.90

The Mayor stated that the City Forester has recommended that the low bid submitted by Summerset Marine Construction be accepted. **Ald. Werner moved to recommend that the bid submitted by Summerset Marine Construction in the amount of \$39,800 be accepted. Ald. Snead seconded; motion carried.**

Recommendation to Terminate Participation in the Wisconsin Length of Service Award Program

Mayor Johnson stated the Common Council did approve participation in the State of Wisconsin Length of Service Award Program for the Tess Corners Volunteer Fire Department. The department has indicated that it misunderstood the program and would like to discuss using the funds in another manner. The Mayor stated he had to make an immediate decision to not participate in the program, which he did. The department did not want to participate in the program and he did not want the City to lose its \$20,000 contribution. A decision could be made to participate in the program next year. Ald. Snead and Werner both expressed their frustration with the department's decision to terminate participation in the program. Ald. Snead stated that countless hours were spent researching and discussing the program because this is what the membership wanted. **Ald. Werner moved to terminate participation in the Wisconsin Length of Service Award Program at the request of the Tess Corners Volunteer Fire Department. Ald. Snead seconded; motion carried.**

Recommendation Regarding Letter of Credit Reduction for Muskego Commerce Center East I

The Mayor stated that the City Engineer has recommended the letter of credit reduction. **Ald. Werner moved to recommend a letter of credit reduction for Muskego Commerce Center East I in the amount of \$366,648.18. Ald. Snead seconded; motion carried.**

VOUCHER APPROVAL

Ald. Snead moved to recommend approval of Utility Vouchers in the amount \$2,658,807.12. Ald. Werner seconded; motion carried.

Ald. Snead moved to recommend approval of General Vouchers in the amount of \$286,060.76. Ald. Werner seconded; motion carried.

FINANCE DIRECTOR'S REPORT

Ms. Mueller stated that she would have the 2009 fourth quarter results as well as the annual outcome for the operating budget at the next Committee meeting; the numbers will be subject to change until the audit is completed. The numbers look positive.

ADJOURNMENT

Ald. Snead moved to adjourn the meeting at 7:13 p.m. Seconded by Ald. Werner; motion carried.